

**CITY OF CLINTON
REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, APRIL 17, 2001 – 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 Aldermen Brantley followed by the Pledge of Allegiance to the Flag led by Alderman Fisher.

ROLL CALL - City Clerk Wayne Derrick

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

APPROVAL OF CONSENT AGENDA ITEMS A-Q

MOTION made by Alderman Brantley and **SECONDED** by Alderman Brabham to approve Consent Agenda Items A-Q listed on Page of this Minute Book AA. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF APPOINTMENT TO PARKS & RECREATION ADVISORY COMMITTEE

Upon recommendation of Alderman Hisaw, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Fisher to approve appointment of Stacey Brown to Parks & Recreation Advisory Committee serving a three-year term beginning April 17, 2001 thru June 30, 2004. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF AMENDMENT TO ENGINEERING SERVICES

Upon recommendation of City Engineer Richard Broome, **MOTION** made by Alderman Touchton and **SECONDED** by Alderman Lott to approve Amendment No. 1 to Agreement for Engineering Services between City of Clinton and ABMB Engineers, Inc. – Clinton Parkway Project – in the amount of \$69,945.39. **MOTION CARRIED UNANIMOUSLY**

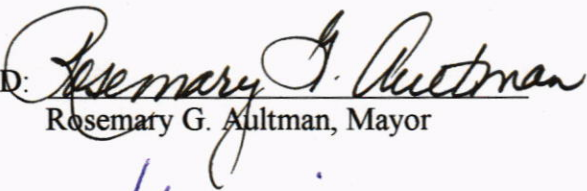
APPROVAL TO CORRECT DRAINAGE PROBLEM

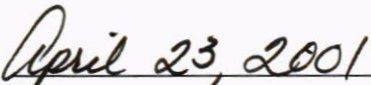
Upon recommendation of Public Works Director Tim Rogers, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Touchton to approve Public Works Department to proceed with correcting drainage problem on street right of way at the end of Roanwood Court and the end of Holly Berry Drive as soon as Right of Entry forms from residents have been completed. Resolution attached. **MOTION CARRIED UNANIMOUSLY**

ADJOURN 7:29 P.M.

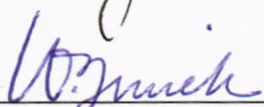
MOTION made by Alderman Hisaw and **SECONDED** by Alderman Brabham to adjourn.
MOTION CARRIED UNANIMOUSLY

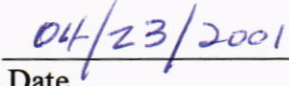
APPROVED:


Rosemary G. Aultman, Mayor


Date

ATTEST:


Wayne Derrick, City Clerk


Date

SEAL:



CITY OF CLINTON AGENDA ITEM FACT SHEET

Board Meeting Date: April 17, 2001

Agenda Item No. 7

Consent Agenda:

To:

For:

Account No.

Discussion/Action: Stacy Brown appointment to P & R Advisory Committee – upon recommendation of Alderman Tony Hisaw

Introduced by: Alderman Tony Hisaw

Telephone No. 924-5462

Exhibits for Review:

Minutes: _____

Invoice: _____

Other: _____

Ordinance: _____

Plans, Maps: _____

Resolution: _____

Contract: _____

Recommendation:

Board Action:

Motion made by: Hisaw

Seconded by: Fisher

Vote Cast:

"Aye":

"Nay":

Action Taken:

Brabham

Hisaw

DePriest

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.

Fax To: Mayor Rosemary Aultman

From: Tony Hisaw

Nomination for PAR advisory board

**Stacy Brown
105 Vale Circle
Clinton, MS 39056**

601-924-3826

Spouse: Yolanda

Children: 3 (son, 5th grade at Eastside, two preschool daughters)

**1988 Graduate of Clinton High School
played football**

Graduate of Mississippi State University

Teaches middle school math at Carver Middle School in Raymond

Pastor of Antioch Church in Utica

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: 4/17/01

AGENDA ITEM NO. 8

CONSENT AGENDA : \$	TO:
FOR:	
Circle : Low Quote, Sole Source, Emergency, etc. if applicable. ACCT. NO.	

DISCUSSION/ACTION:	Approval of Amendment No. 1 to Agreement for Engineering Services		
	between City of Clinton & ABMB Engineers, Inc., - Clinton Parkway Project		
INTRODUCED BY:	R. L. Broome	TELEPHONE:	924-5462

EXHIBITS FOR REVIEW:

Minutes	_____	Invoice	_____	Other	_____
Ordinance	_____	Plans, Maps	_____		_____
Resolution	_____	Contract	<u>x</u>		_____

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: Touchton

SECONDED BY: Lott

<u>VOTE CAST:</u>	<u>"AYE"</u>	<u>"NAY"</u>	<u>ACTION TAKEN:</u>
Brabham	_____	_____	_____
Hisaw	_____	_____	_____
DePriest	_____	_____	_____
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.

Amendment No. 1**to****AGREEMENT FOR ENGINEERING SERVICES
BY AND BETWEEN
THE CITY OF CLINTON, MISSISSIPPI****AND****ABMB ENGINEERS, INCORPORATED
FOR THE CITY OF CLINTON, MISSISSIPPI****Clinton Parkway
Project No. STP-7312(2)**

WHEREAS, The City of Clinton, Mississippi and ABMB Engineers, Inc. entered into an Agreement for Engineering Services on January 13, 1999, said agreement for the provision of professional engineering services for the construction administration of roadway improvements of the Clinton Parkway, and;

WHEREAS, in September, 1999, prior to the advertisement for bids, and as a result of conversations with officials of the City of Clinton and Interested Contractors, the contract time was increased from 240 working days to 350 working days, due to the complexity of the work and in an effort to obtain lower bid amounts, and;

WHEREAS, no concurrent increase in engineering fees was made as a result of the increase in contract time to 350 working days, and;

WHEREAS, as of March 20, 2001, the contractor on the above referenced project has used 297 working days of his allotted 350 working days on construction of the project, and;

WHEREAS, due to optimum weather conditions, progress of the job has moved faster than anticipated, with an unusually high amount of overtime being worked, necessitating additional time required by engineering personnel, and;

Clinton Parkway
Project No. STP-7312(2)

WHEREAS, due to this exceptional progress, it became necessary to add one additional team member to the project in order to adequately document the project in accordance with the requirements of the Mississippi Department of Transportation, and;

WHEREAS, the above noted conditions have necessitate a greater Engineering Fee than originally anticipated,

NOW, THEREFORE, it is agreed by and between the parties hereto to amend the original agreement as follows:

1. Appendix "A", Estimated Construction Engineering Costs is revised to state that "SUBTOTAL LABOR COSTS = \$422,063; and "Fixed Fee = \$63,310"; and "TOTAL CONSTRUCTION ENGINEERING COST = \$559,133"

EXCEPT as amended herein, the original Agreement shall remain in full force and effect.

This _____ day of _____, 20____.

City of Clinton

ABMB Engineers, Incorporated

Rosemary Aultman, Mayor
City of Clinton, Mississippi

John E. McKee, Principal

ATTEST:

ATTEST:

April 9, 2001

Richard Broome, P.E., City Engineer
City of Clinton
P.O. Box 156
Clinton, Mississippi 39060-0156

RE: Clinton Parkway
Projected Increase in Engineering Fees
Project No. STP-7312(2)

Dear Richard:

Pursuant to your request, we have reviewed the progress of the project and projected a possible increase in engineering fees through final completion and closeout of the project. This increase is the result of several factors which have come into play during the course of construction activities.

First, in September, 1999, prior to the advertisement for bids, and as a result of conversations with officials of the City of Clinton and interested contractors, the contract time was increased from 240 working days to 350 working days. The reason for this increase was to obtain lower bid amounts due to the complexity of the work involved. While the contract time was increased, there was no concurrent increase in engineering fees. As of March 20, 2001, the contractor has expended 297 working days of his allotted 350 working days on construction of the project. At that point the contractor was 92% complete with the contract based on the contract dollar amount.

Second, you are aware of the early outstanding progress of the job by the contractor. This was due mainly to optimum weather conditions which gave the contractor the opportunity to work overtime from the very beginning of construction. While the progress of the job was excellent, this necessitated significant overtime by our forces to oversee and document construction activities. This additional overtime was not originally calculated into the original fee estimate that was based on normal weather conditions.

Second, the progress of the job has necessitated a larger project team than originally anticipated. In addition to our full-time, on-site inspector, who would normally be able to keep up with project documentation during poor weather conditions, we have been forced to add another team member, specifically for that purpose. While not full time on the project, this team member has been required to spend approximately 3/4 of total billable time to the project. We felt that this team member was necessary in order to accurately document the project to the satisfaction of the Mississippi Department of Transportation.

The following estimate represents what we feel will be an increase in time and effort necessary to complete the project in an acceptable manner. We anticipate final acceptance of the project at the end of July, 2001. Final closeout documentation should take approximately 2 - 3 months after the completion of the project, however, we have already started preliminary work in this area and hope to reduce this amount somewhat.

Classification	Basic Hourly Rate	Total Over- Head	Total Hourly Rate	Est. Number of Hours	Estimated Cost
Principal Eng.	\$39.00	\$57.99	\$96.99	40	\$3,879.60
Project Eng.	\$33.60	\$49.96	\$83.56	200	\$16,712.00
Technician	\$17.50	\$26.02	\$43.52	240	\$10,444.80
Inspector	\$18.00	\$26.76	\$44.76	520	\$23,275.20
Secretary	\$13.29	\$19.76	\$33.05	60	\$1,983.00
Survey Crew 3 man	\$33.04	\$49.12	\$82.16	40	\$3,286.40
Reg. Land Surv.	\$24.48	\$36.40	\$60.88	20	\$1,217.60
Projected Increase:					\$60,798.60
15% Markup					\$9,146.79
Total Projected Increase:					\$69,945.39
Original Estimated Costs:					\$489,214.00
Percentage Increase:					14.30%

We hope that the above information will prove beneficial in your analysis of the overall project budget. Should you have any questions or require any additional information, please contact me.

Sincerely

ABMB Engineers, Inc.

John E. McKee, Jr., P.E.
Project Engineer

CITY OF CLINTON AGENDA ITEM FACT SHEET

Board Meeting Date: April 17, 2001

Agenda Item No. 9.

Consent Agenda:

To:

For:

Acct. No.

Discussion of drainage problem on street right of way at the end of Roanwood Court and the end of Holly Berry Drive

Introduced by: Tim Rogers, Director of Public Works

Telephone: 924-2239

Exhibits for Review:

Minutes _____
Ordinance _____
Resolution _____

Invoice _____
Plans, Maps _____
Contract _____

Other: _____

Recommendation:

Note
Do we need a resolution to proceed since work will be on personal property?
Brabham
Touchton

Board Action:

Motion made by: _____
Seconded by: _____

Vote Cast: "Aye" _____

"Nay" _____

Action Taken:

Brabham _____
Hisaw _____
DePriest _____
Brantley _____
Fisher _____
Touchton _____
Lott _____
Mayor Aultman _____

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RESOLUTION

Motion by Alderman Brabham and Seconded by Alderman Touchton to adopt the following resolution:

Whereas a drainage problem exists that is threatening to damage street right of way at the north end of Roanwood Court and Holly Berry Drive; and,

Whereas the matter has been studied by the Public Works Department and the City Engineer; and,

Whereas this Board has made a finding of fact that the drainage problem is a threat to the public health and safety and appears to be damaging the public right of way;

Be it Resolved that the Public Works Department is hereby authorized to acquire the necessary rights of entry to correct this drainage situation in accordance with the draft plans submitted to the Board by the Public Works Department and attached hereto.

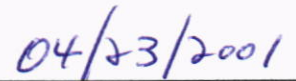
Further, it is resolved that said drainage repairs shall be made as appropriate and as funds are available.

This the 17th day of April 2001.


Rosemary Aultman, Mayor


Date


Wayne Derrick, City Clerk

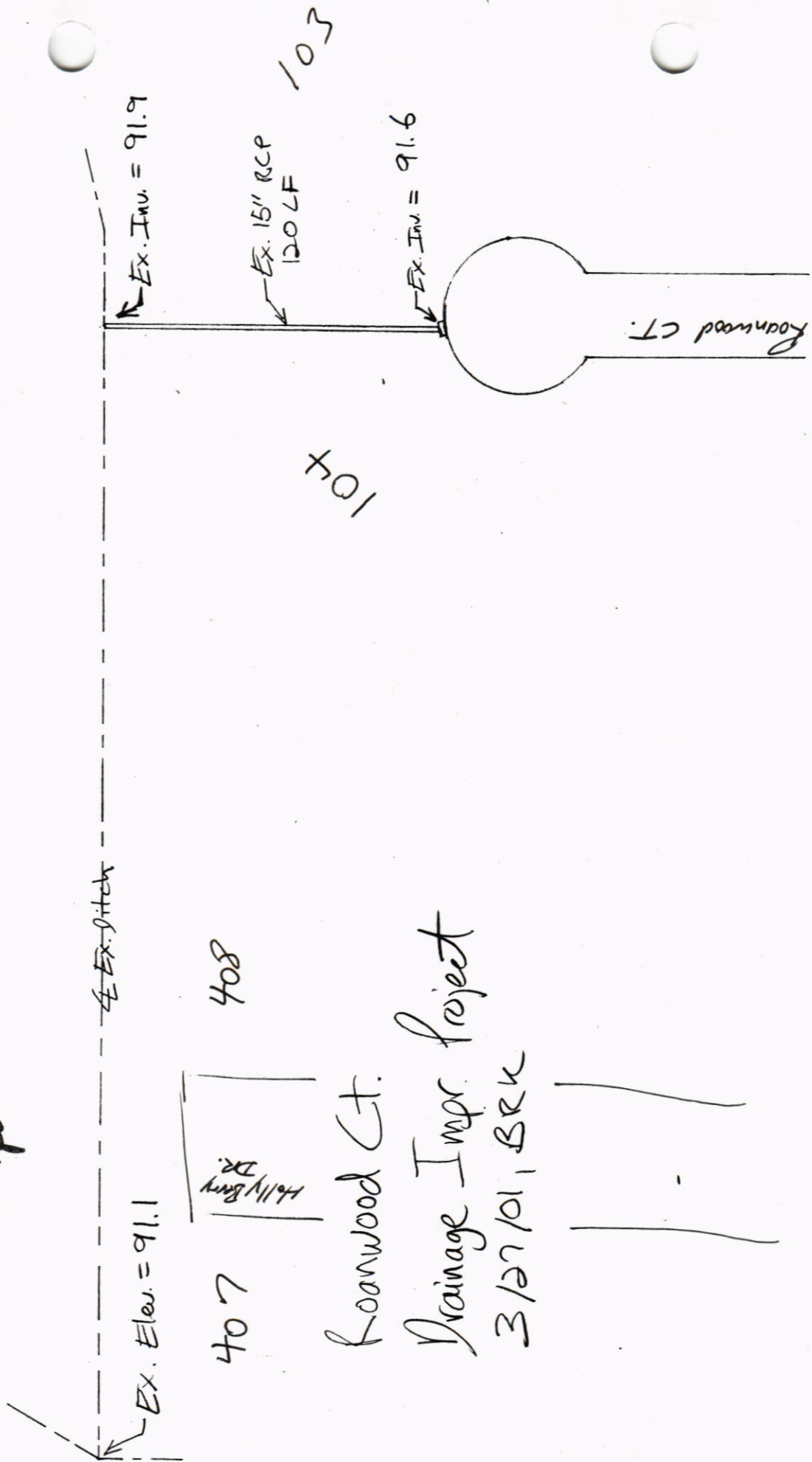

Date

Seal

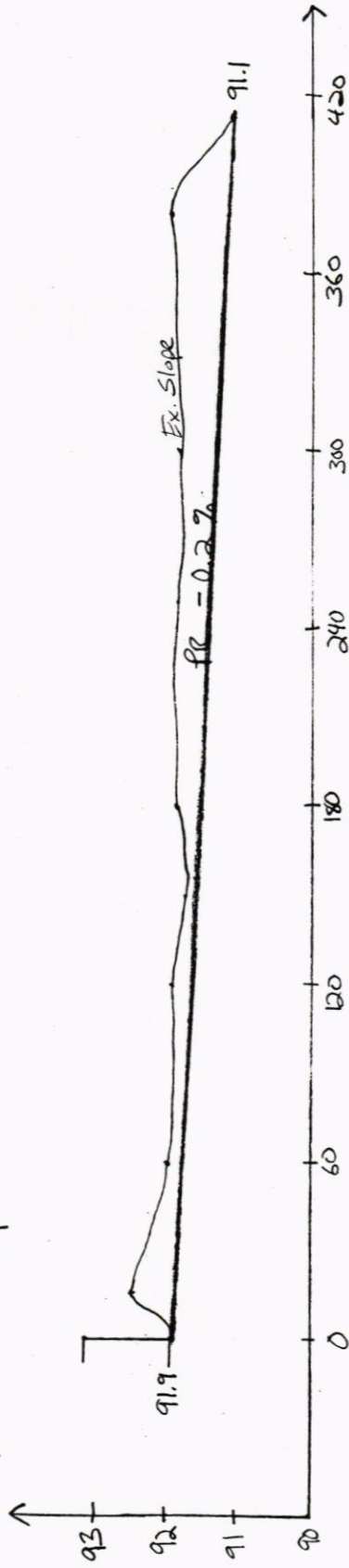
Copy Tim & peterson

Tim

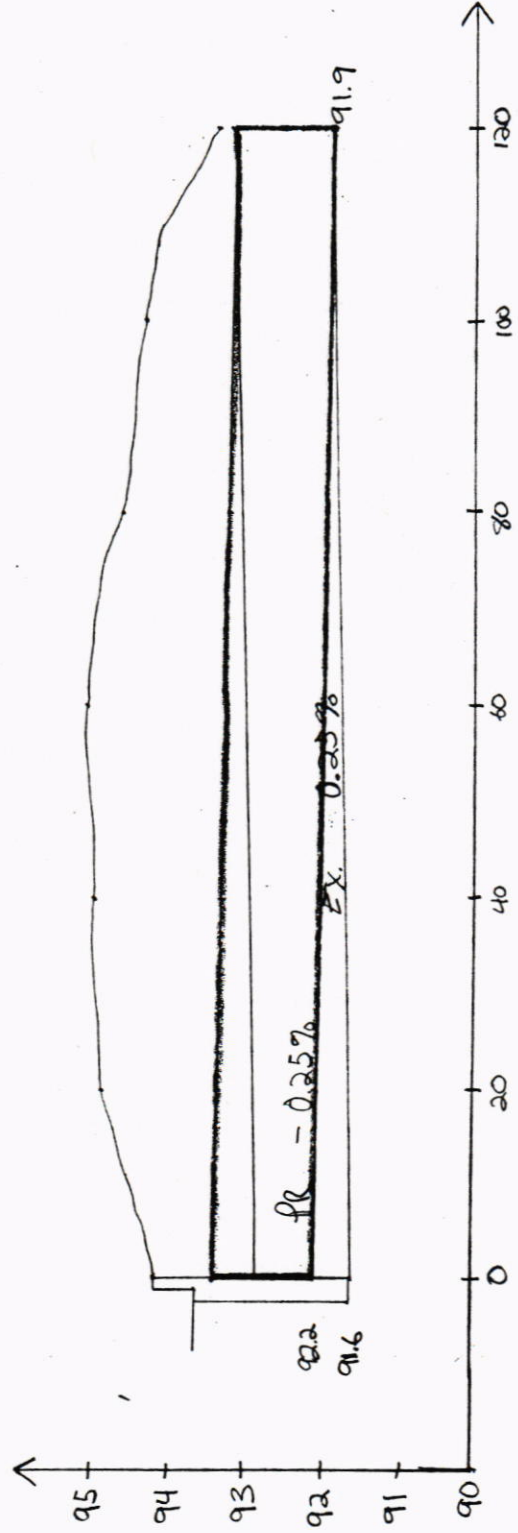
↑ N
1"=50'



Ditch Reslope



15" Pipe Reinstall, raise upstream end 0.6 ft.



20+73

