

CITY OF CLINTON
REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, NOVEMBER 2, 1999 - 7:00 P.M.
MUNICIPAL COURTROOM - 305 MONROE STREET

WELCOME AND CALL TO ORDER - Mayor Rosemary Aultman

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

The invocation was led by Alderman Brabham followed by the Pledge of Allegiance to the Flag led by Alderman Hisaw.

ROLL CALL - City Clerk Nelson Byrd

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

APPROVAL OF CONSENT AGENDA ITEMS A-M

MOTION made by Alderman Lott and **SECONDED** by Alderman Brantley to approve Consent Agenda Items A-M listed on page 402 of this Minute Book AA. Quotes listed in Items E & J can be found in the Office of the City Clerk. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF CONDITIONAL USE FOR EPISCOPAL CHURCH OF THE CREATOR

Upon recommendation of the Planning & Zoning Board, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman DePriest to Approve that Resolution found on pages 403-406 of this Minute Book AA for a Conditional Use for a Public/Quasi-Public facility for the Episcopal Church of the Creator located at 1445 Clinton/Raymond Road. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF PRELIMINARY SITE PLAN FOR EPISCOPAL CHURCH OF THE CREATOR

Upon recommendation of the Planing & Zoning Board, **MOTION** made by Alderman DePriest and **SECONDED** by Alderman Lott to approve the preliminary site plan for The Episcopal Church of the Creator. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF PRELIMINARY SITE PLAN FOR RAPID OIL CHANGE CAR WASH

MOTION made by Alderman Brabham and **SECONDED** by Alderman Lott to approve the Preliminary Site Plan for Rapid Oil Change Car Wash on 955 Highway 80 East contingent upon meeting all applicable Federal, State, EPA, and other water Guidelines and Standards and cleared by the City Engineering Department. **MOTION CARRIED UNANIMOUSLY**

PUBLIC HEARING SET TO AMEND ZONING ORDINANCE (SIGN REGULATIONS)

MOTION made by Alderman Brantley and **SECONDED** by Alderman Brabham to set a Public Hearing on November 23, 1999, as found on pages 407-408 of this Minute Book AA to amend Article XXIII of the Zoning Ordinance (sign regulations). **MOTION CARRIED UNANIMOUSLY**

PUBLIC HEARING SET TO CONSIDER IMPACT FEE ORDINANCE

MOTION made by Alderman Brantley and **SECONDED** by Alderman Lott to set November 23, 1999, for a Public Hearing before the Planning and Zoning Board to consider a Sewer Impact Fee Ordinance. **MOTION CARRIED UNANIMOUSLY**

KIDS TOWNE FACILITY DONATED TO CITY

MOTION made by Alderman Hisaw and **SECONDED** by Alderman Brantley to Approve the agreement for Transfer of Kids Towne effective November 1, 1999, to the City of Clinton found on pages 409-410 of this Minute Book AA. **MOTION CARRIED UNANIMOUSLY**

APPOINTMENT OF CHRISTINE SISTRUNK TO PARKS & REC. ADVISORY BOARD

After a recommendation from Mayor Aultman, **MOTION** made by Alderman Touchton and **SECONDED** by Alderman Lott to appoint Christine Sistrunk as a mayoral appointment to the Parks & Recreation Advisory Board for a term of three years. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF AD VALOREM TAX EXEMPTION FOR MCI WORLDCOM

MOTION made by Alderman Brabham and **SECONDED** by Alderman Hisaw to adopt that Application and Resolution granting exemption from Ad Valorem taxes for MCI Worldcom Management Company, Inc. found on pages 411-428 of this Minute Book AA. **MOTION CARRIED UNANIMOUSLY.**

APPROVAL OF RESOLUTIONS FOR SPECIAL ASSESSMENT PROJECTS

Upon the recommendation of City Attorney Ken Dreher, **MOTION** made by Alderman Brantley and **SECONDED** by Alderman Touchton to adopt that Resolution found on pages 429-439 of this Minute Book AA that finds a lack of objection or protest against the Hobby Farms Road Project. **MOTION CARRIED UNANIMOUSLY**

Upon the recommendation of City Attorney Ken Dreher, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Brabham to adopt that Resolution found on pages 440-456 of this Minute Book AA that finds a lack of objection or protest against the Banks Road Project. **MOTION CARRIED UNANIMOUSLY**

ADJOURN 7:30 p.m.

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

Copy of Agenda can be found on page 402 of this Minute Book AA.

APPROVED: Rosemary G. Aultman
Rosemary G. Aultman, Mayor

Date November 4, 1999

ATTEST: Nelson Byrd
Nelson Byrd, City Clerk

Date November 4, 1999

SEAL:

**RESOLUTION APPROVING A CONDITIONAL USE FOR A
DESIGNATION OF PUBLIC/QUASI-PUBLIC FACILITY AND
UTILITY FOR THE EPISCOPAL CHURCH OF THE CREATOR
LOCATED AT 1445 CLINTON/RAYMOND ROAD**

WHEREAS, The Episcopal Church of the Creator did file a request for a designation of the property described in Exhibit "A" attached hereto as a public/quasi-public facility and utility; and,

WHEREAS, all notice requirements of the Zoning Ordinance of the City of Clinton were accomplished and a public hearing was held on October 26, 1999, as required; and,

WHEREAS, the Planning and Zoning Commission upon conclusion of the public hearing on October 26, 1999, adopted a motion to approve the request for a public/quasi-public facility and utility 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 Episcopal Church of the Creator for designation of the property described in Exhibit "A" attached hereto as a public/quasi-public facility and utility 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,
Aldermen BRABHAM moved that said Resolution be adopted.
Alderman DEPRIEST seconded. The vote was as follows:

Alderman Brabham voted: AYE

Alderman Hisaw voted: AYE

Alderman DePriest voted: AYE

Alderman Brantley voted: AYE
Alderman Fisher voted: ABSENT
Alderman Touchton voted: AYE
Aldermen Lott voted: AYE

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

The foregoing ordinance was approved this the 2ND day of NOV., 1999.

CITY OF CLINTON

BY: _____
Rosemary Aultman, Mayor

ATTEST:

Nelson Byrd
Nelson Byrd, City Clerk

(SEAL)

**Property Description for
The Episcopal Church of the Creator
1445 Clinton/Raymond Road**

Begin at a point on the east right-of-way of the Clinton/Raymond Road, as said road is now laid out and established, as said point of being 935.8 feet south of and 2,698.8 feet west of the northeast corner of the northwest quarter (NW 1/4) of Section 31, Township 6 North, Range 1 West, Hinds County, Mississippi; run thence along said East Right of Way South 58 degrees 08 minutes West for 200 feet to a point; continue thence along said East Right of Way line South 58 degrees 32 minutes West for 150.0 feet to a point; run thence South 01 degree 06 minutes East for 475.5 feet to a point; run thence North 88 degrees 54 minutes East for 304.0 feet to a point in an existing fence line; run thence along said existing fence as follows; run thence North 00 degrees 15 minutes West for 84.4 feet to a point; run thence North 00 degrees 57 minutes East for 186.0 feet to a point; run thence North 02 degrees 35 minutes West for 138.2 feet to a point; run thence North 01 degrees 13 minutes West for 160.4 feet to a point; run thence North 05 degrees 37 minutes West for 85.1 feet to a point of beginning.

Exhibit "A"

7D

MOTION TO SET PUBLIC HEARING TO AMEND CITY OF CLINTON ZONING ORDINANCE
BY AMENDING ARTICLE XXIII-SIGN REGULATIONS

I move that, pursuant to the Zoning Ordinance of the City of Clinton, a public hearing be set, as required, to amend the Zoning Ordinance by amending Article XXIII as set out below and that said hearing take place on November 23, 1999, or as soon thereafter as possible before the Planning Commission.

AMENDMENT TO ZONING ORDINANCE
Article XXIII is hereby amended by adding Section 2321 as follows.

SECTION 2321 - SIGN REGULATIONS FOR THE CLINTON PARKWAY CORRIDOR

The following regulations shall apply to any signs located on the Clinton Parkway Corridor (Highway 80 to Northside Drive).

2321.01 Allowable Signs:

- (a) Ground Signs
- (b) Wall Signs

2321.02 Maximum Area and Height:

(a) Maximum Height and Area for All Ground Signs:

- (1) No ground sign shall exceed a height of 12 feet above the surrounding grade.
- (2) The maximum square footage for all ground signs shall not exceed 60 square feet.

(b) Maximum Area for All Wall Signs:

- (1) The maximum square footage for all wall signs shall not exceed one and one-half (1 1/2) square feet for each lineal foot of building frontage length. However, wall signs shall not exceed an area of one hundred and fifty (150) square feet.

2321.03 Approval of All Exterior Signs:

The developer or owner shall prepare a set of sign standards for all exterior signs to be approved by the Clinton Planning Commission. Sign permits shall not be issued until the Mayor and Board of Aldermen have approved the sign standards after having been assured that such standards will be enforced by the developer or owner.

The foregoing Motion, having been reduced to writing, Alderman BRANTLEY moved that said Motion be adopted. Alderman BRABHAM seconded.

The vote was as follows:

Alderman Brabham voted: AYE

Alderman Hisaw voted: AYE

Alderman DePriest voted: AYE

Alderman Brantley voted: AYE

Alderman Fisher voted: ABSENT

Alderman Touchton voted: AYE

Alderman Lott voted: AYE

approved on the 2ND day of Nov., 1999.

CITY OF CLINTON, MISSISSIPPI

ROSEMARY AULTMAN, Mayor

ATTEST:

Nelson Byrd
NELSON BYRD, City Clerk

**AGREEMENT FOR TRANSFER OF OWNERSHIP, OPERATION AND
MAINTENANCE OF RECREATION FACILITY COMMONLY KNOWN AS
KIDS TOWNE PLAYGROUND**

This Agreement is made and entered into as of the 1st day of November, 1999, between the City of Clinton, Mississippi ("City") and Kids Towne Playground, Inc., a Mississippi non-profit corporation ("Kids Towne").

WHEREAS, by Agreement dated December 13, 1996, the City and Kids Towne entered into an Agreement setting forth certain obligations to the parties including the construction by Kids Towne of a park, playground and related facilities on certain property to be leased by the City to Kids Towne, and

WHEREAS, Kids Towne complied with its obligations under said Agreement; and

WHEREAS, Kids Towne now desires to convey the entire playground and related facilities to the City; and

WHEREAS, the City is prepared to utilize the facility as part of the Parks and Recreation facilities of the City.

NOW THEREFORE, in consideration of the payment of Ten Dollars and other good and valuable consideration by each party to the other, the City and Kids Towne mutually agree as follows:

1. Kids Towne conveys all its right, title and interest to all property located on the premises described in Exhibit "A" attached thereto.

2. Kids Towne certifies that there are no debts owing on said property and no liens thereon and that Kids Towne has full authority to transfer such property to the City free and clear of all liens and encumbrances.

3. The City hereby agrees to accept such transfer and pursuant to the Agreement of December 13, 1996, and further agrees that all facilities, buildings and structures may remain in place.

WITNESS OUR SIGNATURES, this the 2nd day of November, 1999.

ATTEST:

CITY OF CLINTON, MISSISSIPPI

Nelson Byrd
Nelson Byrd, City Clerk

BY: Rosemary G. Aultman
Rosemary Aultman, Mayor

ATTEST:

KIDS TOWNE PLAYGROUND, INC.

Wendy Greene
Vice President

BY: Christine Y. Sistrunk, President
President

**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 **MCI WORLDCOM MANAGEMENT COMPANY, INC.**, and the following Resolution having first been reduced to writing, was introduced:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF CLINTON, MISSISSIPPI, GRANTING TAX EXEMPTION
FROM AD VALOREM TAXES FOR A PERIOD OF FIVE
YEARS, TO **MCI WORLDCOM MANAGEMENT COMPANY,
INC.** AS AUTHORIZED BY SECTION 27-31-105, ET SEQ., OF
THE MISSISSIPPI CODE OF 1972, AS AMENDED.

WHEREAS, **MCI WORLDCOM MANAGEMENT COMPANY, INC.** filed in triplicate with the Mayor and Board of Aldermen its Application for exemption from ad valorem taxation; and

WHEREAS, **MCI WORLDCOM MANAGEMENT COMPANY, INC.** has produced written verification and documentation to the Mayor and Board of Aldermen as to the authenticity and correctness of its Application in regard to the true value of the prayed for exemption, the completion date of the expansion of said enterprise; and

WHEREAS, the Mayor and Board of Aldermen find as a fact that the property described in the aforescribed Application constitutes a telecommunications enterprise and constitutes the corporate regional and national headquarters of the Applicant and meets the minimum criteria established by the Mississippi Department of Economic and Community Development and which expansion was completed on the 31st day of December, 1998, and that said Company is entitled to the exemption sought for an initial period of five (5) years, beginning on the 1st day of January, 1999, subject to approval and certification by the Mississippi State Tax Commission. That **MCI**

WORLDCOM MANAGEMENT COMPANY, INC. is entitled to apply for ~~and be granted~~ an extension of five (5) years upon furnishing proof of compliance, but that the total years for any exemption granted will not exceed ten (10) years.

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

1. That the Application for ad valorem tax exemption by **MCI WORLDCOM MANAGEMENT COMPANY, INC.** for an initial period of five (5) years, beginning January 1, 1999, on the property described in the Application filed by said Company for tax exemption, be and the same is hereby approved, subject to approval and certification by the Mississippi State Tax Commission. That **MCI WORLDCOM MANAGEMENT COMPANY, INC.** is entitled to apply for ~~and be granted~~ an extension of five (5) years upon furnishing proof of compliance, but that the total years for any exemption granted will not exceed ten (10) years.

2. That **MCI WORLDCOM MANAGEMENT COMPANY, INC.** is hereby granted tax exemption on ad valorem taxes, except State and School District ad valorem taxation, for an initial period of five (5) years, beginning January 1, 1999.

3. That the City Clerk of this Mayor and Board of Aldermen be, and he is hereby directed to spread a copy of this Order on the minutes of this Board; and that said Clerk shall forward the original and three certified copies of the Application and a certified copy of the transcript of this Order approving said Application to the Mississippi State Tax Commission for its approval and certification; and said Clerk shall also forward one certified copy to the Tax Assessor of Hinds County and obtain the Certificate of said Tax Assessor stating that the real and personal property as itemized in the Application has been placed on the appropriate tax roll as "Non-

Taxable," except for State and School District ad valorem taxes, for the duration of the exemption period only.

After a full discussion of this matter, ALD. BRABHAM moved that the foregoing Resolution be adopted and said motion was seconded by ALD. HISAW, and upon the question being put to vote, the Resolution was unanimously adopted by the affirmative vote of the members of the Mayor and Board of Aldermen of Clinton, Mississippi present.

WHEREUPON, the foregoing Resolution was declared passed and adopted at a regular meeting of the Mayor and Board of Aldermen of Clinton, Mississippi, on this 2nd day of November, 1999.

Rosemary J. Aultman

ATTEST:

Nelson Byrd, City Clerk

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

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

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

1. **MCI WORLDCOM MANAGEMENT COMPANY, INC.** files this its application in triplicate for exemption from ad valorem taxation, except State and school district ad valorem taxation, and respectfully represents unto this Honorable Mayor and Board of Aldermen as follows:
2. Applicant, **MCI WORLDCOM MANAGEMENT COMPANY, INC.** is a Delaware corporation, domiciled in the city of Clinton, Hinds County, Mississippi, and qualified to do business in Mississippi, with the headquarters of its operations in Clinton, Hinds County, Mississippi.
3. Applicant is now operating within the City of Clinton, Hinds County, Mississippi, located at 500 Clinton Center Drive and is a bona fide enterprise of public utility within the meaning of Sections 27-31-101, et seq., and 27-31-105, et seq., and related Sections of the Mississippi Code of 1972, as amended, which has made additions to or expansions of its facilities or properties or has replaced equipment used in connection with or necessary to the operation of its business.
4. That Applicant is a corporate regional and national headquarters under the Department of Economic and Community Development guidelines (copies of which are attached

STATE OF MISSISSIPPI

COUNTY OF HINDS

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

GIVEN under my hand and seal of office this the 19 day of October, 1999.

Jody Blue
NOTARY PUBLIC

My Commission Expires:

12-18-01

MISSISSIPPI STATEWIDE NOTARY PUBLIC
MY COMMISSION EXPIRES DEC. 18, 2001
BONDED THRU STEGALL NOTARY SERVICE

MDECD GUIDELINES FOR AD VALOREM EXEMPTION

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

National Headquarters

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

Regional Headquarters

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

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

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

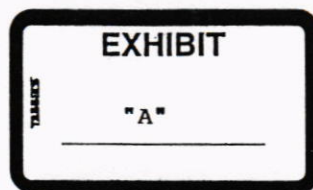


EXHIBIT B

Worldcom Management Co.
Schedule of Exempt Real Property
500 Clinton Center Drive
Hinds County, Mississippi 39056
Y/E 12/31/98

Description

True Value

Land (Parcel # 2862166-97)
#1 Building
#2 Building

2,766,750
9,205,810
9,588,450

TOTAL

21,561,010

See attached three pages for legal description of property.

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

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

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

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

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

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

Thence along said East right of way the following courses;

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

31 minutes 06 seconds East for a distance of 374.77 feet to a set half inch iron pin; South 78 degrees 56 minutes 30 seconds East for a distance of 10.00 feet to a found half iron pin; North 11 degrees 03 minutes 30 seconds East for a distance of 201.50 feet to a found half iron pin marking the flare of the South right of way line of Interstate 20;

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

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

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

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

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

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

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

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

Less and except the following:

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

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

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

Page 3 of 3

EXHIBIT C

Worldcom Management Co.
Schedule of Exempt Personal Property
500 Clinton Center Drive
Hinds County, Mississippi 39056
Y/E 12/31/98
1999 Additions

<u>Description</u>	<u>Cost</u>	<u>Depreciation</u>	<u>Net Book Value</u>
Furniture & Fixtures	2,783,871	167,032	2,616,839
Personal Computers	17,330,461	2,079,655	15,250,806
Office Equipment	2,564,781	307,774	2,257,007
 TOTAL	 <u>22,679,113</u>	 <u>2,554,461</u>	 <u>20,124,652</u>

See Attached Detailed Listing

WorldCom Management Company, Inc.
Detail of Exempt Personal Property
500 Clinton Center Drive
Hinds County, Mississippi 39056
YE 12/31/98

Asset Number	Location Code	Description	Account	Exhibit C-Class Furniture & Fixtures	By Site-Class	Sub-Type	Acquisition Date	Cost
CIP-26534	03080	Furniture & Fixtures - Movable Partitions	150010	Furniture & Fixtures	Under Construction	15008	199812	2,781,838
CIP-26537	08320	Furniture & Fixtures	150010	Furniture & Fixtures Total	Under Construction	15000	199812	2,233
								2,783,871
324730	03047	OFFICE EQUIPMENT-FACIMILE DEVI	153030	Office Equipment	Office Equipment	16006	199809	3,007
347803	03080	Office Equipment-Photostat Cop	153030	Office Equipment	Office Equipment	16008	199809	20,400
350846	03080	Office Equipment-Photostat Cop	153030	Office Equipment	Office Equipment	16008	199809	1,428
352017	03080	Security Alarm System	153030	Office Equipment	Office Equipment	16028	199810	345,379
357092	03080	Office Equipment-Telephone/Pbx	153030	Office Equipment	Office Equipment	16013	199812	547,329
358542	03080	Office Equipment-Telephone/Pbx	153030	Office Equipment	Office Equipment	16013	199812	107,564
317404	08320	OFFICE EQUIPMENT-FACIMILE DEVI	153030	Office Equipment	Office Equipment	16006	199801	2,108
317405	08320	OFFICE EQUIPMENT-TELEPHONE/PBX	153030	Office Equipment	Office Equipment	16013	199802	81,485
330268	08320	OFFICE EQUIPMENT-FACIMILE DEVI	153030	Office Equipment	Office Equipment	16006	199802	2,241
347141	08320	Camera/Audio Visual Equip/Vcr	153030	Office Equipment	Office Equipment	16002	199808	68,391
347142	08320	Office Equipment-Facimile Dev	153030	Office Equipment	Office Equipment	16006	199808	145
347143	08320	Office Equipment-Facimile Dev	153030	Office Equipment	Office Equipment	16006	199808	3,723
347144	08320	Office Equipment-Facimile Dev	153030	Office Equipment	Office Equipment	16006	199808	1,925
347145	08320	Office Equipment-Facimile Dev	153030	Office Equipment	Office Equipment	16006	199808	1,769
347146	08320	Office Equipment-Facimile Dev	153030	Office Equipment	Office Equipment	16006	199808	1,799
349429	08320	Office Equipment-Facimile Dev	153030	Office Equipment	Office Equipment	16006	199809	1,799
350876	08320	Office Equipment-Facimile Dev	153030	Office Equipment	Office Equipment	16006	199809	126
350877	08320	Office Equipment-Facimile Dev	153030	Office Equipment	Office Equipment	16006	199809	126
350878	08320	Office Equipment-Facimile Dev	153030	Office Equipment	Office Equipment	16006	199809	126
358498	08320	Camera/Audio Visual Equip/Vcr	153030	Office Equipment	Office Equipment	16002	199812	13,645
358499	08320	Office Equipment Other	153030	Office Equipment	Office Equipment	16004	199812	33,265
358818	08320	Office Equipment-Telephone/Pbx	153030	Office Equipment	Office Equipment	16013	199812	404
CIP-26802	03080	Copier	150010	Office Equipment	Under Construction	16008	199812	44,927
CIP-27355	03080	Fax Machine	150010	Office Equipment	Under Construction	16006	199812	2,212
CIP-27356	03080	Fax Machine	150010	Office Equipment	Under Construction	16006	199812	2,775
CIP-27656	03080	Fax Machine	150010	Office Equipment	Under Construction	16006	199812	2,377
CIP-27686	03080	Camera/Audio Visual/VCR	150010	Office Equipment	Under Construction	16002	199812	10,203
CIP-27725	03080	Fax Machine	150010	Office Equipment	Under Construction	16006	199812	1,985
CIP-27755	03080	Copier	150010	Office Equipment	Under Construction	16006	199812	45,021
CIP-27814	03080	Fax Machine	150010	Office Equipment	Under Construction	16006	199812	1,985
CIP-27861	03080	Copier	150010	Office Equipment	Under Construction	16008	199812	28,628
CIP-28375	03080	Copier	150010	Office Equipment	Under Construction	16008	199812	28,118
CIP-28377	03080	Fax Machine	150010	Office Equipment	Under Construction	16006	199812	2,267
CIP-28474	03080	Copier	150010	Office Equipment	Under Construction	16008	199812	21,138
CIP-23660	08320	Office Equipment - Other	150010	Office Equipment	Under Construction	16004	199812	986,683
CIP-24038	08320	Telephone/PBX	150010	Office Equipment	Under Construction	16013	199812	0
CIP-25792	08320	Fax Machine	150010	Office Equipment	Under Construction	16006	199812	59
CIP-26046	08320	Fax Machine	150010	Office Equipment	Under Construction	16006	199812	2,383
CIP-26766	08320	Fax Machine	150010	Office Equipment	Under Construction	16006	199812	1,981
CIP-496	08320	Office Equipment - Other	150010	Office Equipment	Under Construction	16006	199812	33,428
CIP-596	08320	Office Equipment - Other	150010	Office Equipment	Under Construction	16004	199812	78,682
CIP-27634	08320	Telephone/PBX	150010	Office Equipment	Under Construction	16013	199812	192
CIP-27665	08320	Camera/Audio Visual/VCR	150010	Office Equipment	Under Construction	16002	199812	1,028
CIP-27812	08320	Fax Machine	150010	Office Equipment	Under Construction	16006	199812	1,981
CIP-27815	08320	Fax Machine	150010	Office Equipment	Under Construction	16006	199812	1,981
CIP-28090	08320	Fax Machine	150010	Office Equipment	Under Construction	16006	199812	3,243
CIP-28093	08320	Fax Machine	150010	Office Equipment	Under Construction	16006	199812	2,379
CIP-28300	08320	Fax Machine	150010	Office Equipment	Under Construction	16006	199812	6,111

CIP-28382	08320	Fax Machine	150010	Office Equipment	Under Construction	18006	198812	2,339
CIP-28482	08320	Fax Machine	150010	Office Equipment	Under Construction	18006	198812	4,877
CIP-27727	03047	Copier	150010	Office Equipment	Under Construction	18008	198812	8,783
				Office Equipment Total				2,584,781
356800	00145	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	87,521
351841	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198810	3,851
320815	03080	GENERAL HARDWARE	153070	Personal Computers	Personal Computers	17111	198803	56,869
357063	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	145,768
357064	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	918
357065	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	53,740
357068	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	228,768
357069	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	276,427
357068	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	215,433
357069	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	70,960
357100	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	307,782
357101	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	188,042
357102	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	3,488,837
357103	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	152,328
357104	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	310,389
356843	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	4,023
356844	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	7,341
356845	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	14,823
356846	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	43,848
356847	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	9,818
356848	03080	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	1,015
322583	08320	GENERAL HARDWARE	153070	Personal Computers	Personal Computers	17111	198803	225,377
328208	08320	GENERAL HARDWARE	153070	Personal Computers	Personal Computers	17111	198803	4,212
328207	08320	GENERAL HARDWARE	153070	Personal Computers	Personal Computers	17111	198803	4,344
331758	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198807	318,009
331757	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198807	1,568,405
350873	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198803	15,778
358500	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	69,828
358501	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	127,910
358502	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	189,889
358503	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	487,522
358504	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	36,972
358505	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	84,838
358506	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	408,564
358507	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	41,029
358508	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	4,045
358509	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	730,822
358510	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	56,730
358511	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	147,870
358520	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	712,410
358522	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	370,438
358524	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	9,163
358528	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	386,465
358530	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	34,076
358532	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	81,289
358534	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	256,485
358536	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	28,963
358538	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	2,666
358540	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	25,288
358542	08320	General Hardware	153070	Personal Computers	Personal Computers	17111	198812	248,639
CIP-28446	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	198812	2,879
CIP-25743	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	198812	10
CIP-28596	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	198812	2,037
CIP-28845	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	198812	660
CIP-26964	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	198812	4,142
				Personal Computers	Under Construction	17111	198812	17,479

CIP-27028	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	96,590
CIP-27408	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	868
CIP-27441	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	5,412
CIP-27445	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	23,724
CIP-27446	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	15,600
CIP-27537	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	293,564
CIP-27637	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	61,838
CIP-27681	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	62,324
CIP-27720	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	1,550,039
CIP-27798	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	56,478
CIP-27865	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	150,327
CIP-28029	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	37,433
CIP-28063	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	64,193
CIP-28081	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	31,327
CIP-28174	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	38,431
CIP-28321	03080	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	9,366
CIP-25144	08320	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	446,667
CIP-28123	08320	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	0
CIP-28414	08320	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	12,413
CIP-28480	08320	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	86,285
CIP-28566	08320	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	45,620
CIP-28607	08320	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	33,030
CIP-26798	08320	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	3,163
CIP-27050	08320	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	302
CIP-27160	08320	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	87,875
CIP-27806	08320	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	11,398
CIP-28178	08320	Computer - General Hardware	150010	Personal Computers	Under Construction	17111	199812	1,735,057
				Personal Computers Total				17,330,461
				Grand Total				\$ 22,679,113.00

RESOLUTION

RESOLUTION FINDING LACK OF OBJECTION OR PROTEST SUFFICIENT TO PRECLUDE THE MUNICIPALITY FROM PROCEEDING WITH THE CONSTRUCTION OF A SANITARY SEWER SYSTEM AND THE ASSESSMENT OF THE COST OF SUCH SEWER SYSTEM AGAINST THE PROPERTY BENEFITTED AND FOR RELATED PURPOSES OF THE HOBBY FARMS ROAD SEWER PROJECT

WHEREAS, by Resolution duly adopted on the 20th day of July, 1999, (the "Resolution of Necessity"), the Board of Mayor and Aldermen of the City of Clinton, Mississippi (respectively the "Governing Authority" and the "Municipality") determined the necessity of constructing a gravity sanitary sewer system and further determined that the entire cost of such sewer system should be assessed against the property owners benefitted thereby, less the amount of any applicable grant; and,

WHEREAS, the gravity sewer system determined by the Governing Authority to be necessary and in the public interest is described as follows:

A gravity sanitary sewer system described as follows:

The construction of approximately 5400 linear feet of 8" P.V.C. Sanitary Sewer main, two (2) sewer pump stations, and the necessary manholes and appurtenances to serve the Benefitted Area.

Such sewer system is hereafter identified as the "System"; and,

WHEREAS, the Governing Authority in the Resolution of Necessity found and determined that the property to be benefitted by the system (the "Benefitted Area") is described as follows:

See Exhibit "A" attached hereto.

WHEREAS, the Governing Authority found and determined that the property owners benefitted by the System and their addresses as shown on the land rolls last approval by the county and against whose property the entire cost thereof should be assessed are:

See Exhibit "B" attached hereto.

and,

WHEREAS, the Governing Authority in the aforesaid Resolution of Necessity determined that the estimated cost of the System, including contingencies, engineering, testing, interest, rights of way, legal fees, and the cost of issuing bonds to raise the funds for the System was estimated to be \$392,003.00; and,

WHEREAS, the Resolution of Necessity set a public hearing of the Governing Authority to be held at 7 p.m. on August 12, 1999, as the date and meeting on and at which objections and remonstrances to the hereinbefore described improvements were to be made and directed the City Clerk to cause publication of a notice of the time and place of such meeting at which such objections or remonstratives could be heard as required by law and further directed the City Clerk to mail, by certified mail, postage prepaid, within the time and in the manner required by law and the Resolution of Necessity, the notice of the meeting at which objections or remonstrances could be filed or presented by or on behalf of the owners whose property will be benefitted by the System and affected by the Resolution of Necessity; and,

WHEREAS, the authority of the Governing Authority to determine the necessity for the System, to authorize the construction of the System, to determine that the entire cost of the System and of raising the funds for the construction thereof should be assessed against the property benefitted thereby, and to raise the necessary funds for the construction of the System by the issuance of General Obligation Special Improvement Bonds of the Municipality is established by Senate Bill 3280 duly adopted by the Senate and House of Representatives of the State of Mississippi on March 29, 1990, and signed by the Governor of the State of Mississippi on April 19, 1990, which authority includes the authority incorporated by reference by such Bill; and,

WHEREAS, as evidenced by the Proof of Publication which is Exhibit "1" to this Resolution and by the Certificate of the City Clerk of the Municipality which is Exhibit "2" to this Resolution, both of which are incorporated herein in their entirety, publication of the Notice of Hearing for the presentation of objections and remonstrances to the authorization, construction, and financing of the System as described in the Resolution of Necessity was duly made on 7-27-99, 8-3-99, and 8-10-99, in the Ledger Clarion, a public newspaper having a general circulation in the Municipality and copies of such notice were duly mailed in the manner required by law to the property owners hereinbefore named, being all of the property owners affected by the construction of the System and the assessment of the cost of raising funds for the construction therefore, the date of such hearing being a date not less than fifteen (15) days after the first publication of such notice, as aforesaid; and,

WHEREAS, all things, acts and deeds required or contemplated by applicable laws of the State of Mississippi and by the Resolution of Necessity have been properly done and performed; and,

WHEREAS, at the time, place and date specified in the before described notice the Governing Authority did meet for the purpose of hearing objections or remonstrances to the construction and financing of the System, including, but not limited to, the assessment of the entire cost thereof against the property benefitted, and at such meeting the Governing Authority considered the objections, protests and remonstrances presented and hereby finds and determines that property owners owning more than fifty percent (50%) of the property involved and determined by the Governing Authority to be benefitted by the contemplated System did not file a protest against the construction and financing of the system either in person or by their representatives; and,

WHEREAS, after due consideration, the Governing Authority does find and determine that the improvements constituting the System are necessary and in the public interest and that the total cost of such improvements should be assessed against the property benefitted, which is defined herein as the Benefitted Area, less any applicable grant funds.

NOW, THEREFORE, Be it Resolved by the Board of Mayor and Aldermen of the City of Clinton, Mississippi:

1. After due notice in the time and manner required by law protests, objections or remonstrances by or on behalf of a majority of the property owners owning more than fifty percent (50%) of the property involved and, determined to be benefitted by the contemplated System were not filed or presented in the time and manner required by law at the meeting of the Governing Authority held at 7 p.m. on AUGUST 12 ~~1992~~ for such purpose and as provided in the aforesaid notice, the Resolution of Necessity, and the laws of the State of Mississippi.

2. The Governing Authority of the Municipality does hereby determine and find that the contemplated System is necessary and in the public interest of the Municipality and the citizens thereof, that the System should be constructed in accordance with the plans and specifications thereof on file in the office of the City Clerk of the Municipality and that the total cost of such improvement should be assessed against the property benefitted thereby and that the cost assessed against each lot or parcel of land benefitted by the System shall constitute the amount of special tax for the owners part of the cost of the System.

3. The Governing Authority of the Municipality does hereby find and determine that the System is specifically described as follows:

A gravity sanitary sewer system described as follows:

The construction of approximately 5400 linear feet of 8" P.V.C. Sanitary Sewer main, two (2) sewer pump stations, and the necessary manholes and appurtenances to serve the Benefitted Area.

4. The Governing Authority does hereby find and determine that the property benefitted by the System, which is identified as the Benefitted Area, is specifically described as follows:

See Exhibit "A" attached hereto.

5. The Governing Authority does hereby find and determine that the owners of the property benefitted by the System and their addresses as shown on the land rolls last approved by the county are:

See Exhibit "B" attached hereto.

6. The Governing Authority finds and determines that the estimated cost of the System, based on estimates prepared by the City Engineer of the Municipality, are as follows:

See Exhibit "C" attached hereto.

7. The Governing Authority finds and determines that all of the costs of the system shall be assessed against the property benefitted and designated as the Benefitted Area, the amount of such costs to be assessed against each lot or parcel of land benefitted by the System shall be fixed by subsequent resolution of the Governing Authority.

SO RESOLVED, by the Board of Mayor and Aldermen of the City of Clinton, Mississippi at its regularly scheduled meeting duly held on the 2nd day of NOVEMBER, 1999.

CITY OF CLINTON, MISSISSIPPI

BY: Rosemary B. Aultman
ROSEMARY B. AULTMAN, Mayor

ATTEST:

Nelson Byrd
NELSON BYRD, City Clerk

HF-SEWER.RES
11/1/99-MMH



Legal Description of the Hobby Farms Special Assessment Sewer District located in the City of Clinton, Hinds County, Mississippi.

Lot 1 through 63 inclusive of the Hobby Farms Subdivision, a platted subdivision as recorded in Plat Book 7 at page 1 in the office of the Chancery Clerk of Hinds County in Jackson, Mississippi.

Also a tract of land adjacent to the Southwest Corner of Hobby Farms Subdivision designated as tax parcels 2860116000, 2860117000 and 2860118000 in the office of the Hinds County Tax Assessor's Office in Jackson, Mississippi and further described as follows:

Beginning at the Southwest Corner of Lot 43 of said Hobby Farms Subdivision and run thence easterly along the south line of said Lot 43 a distance of 189.8 feet, more or less, to the Northwest Corner of Lot 42 of said Hobby Farms Subdivision; run thence Southerly along the West lines of Lots 42, 41, 40 and 38 of said Hobby Farms Subdivision a distance of 730 feet, more or less to North right-of-way of the Old Vicksburg Road; run thence westerly along the said North right-of-way of the Old Vicksburg Road a distance of 182 feet, more or less to the West line of the Southeast 1/4 of Section 22, Township 6 North, Range 1 West, Hinds County, Mississippi, run thence Northerly along the said West line of the Southeast 1/4 of Section 22, Township 6 North, Range 1 West, Hinds County, Mississippi a distance of 730 feet, more or less to the point of beginning of said tract.

desc.hob

EXHIBIT "B"

HOBBY FARMS ROAD PROJECT

<u>Name and Address</u>	<u>Parcel Number</u>
Bill W. & Deborah A. Depriest P. O. Box 204 Clinton, MS 39060	(1110)2860-208
C. S. Whittington ET UX 573 Hobby Farms Road Clinton, MS 39056	(1110)2860-207
Hopson & Cheryl Barnett 521 Hobby Farms Road Clinton, MS 39056	(1110)2860-202
M. L. Nail ET UX 503 Hobby Farms Road Clinton, MS 39056	(9110)2860-205
M. L. Nail ET UX 503 Hobby Farms Road Clinton, MS 39056	(1110)2860-203
James W. Guy 493 Hobby Farms Road Clinton, MS 39056	(1110)2860-204
T. D. Short ET UX 479 Hobby Farms Road Clinton, MS 39056	(1110)2860-201
Lee A. Ivy ET UX 437 Hobby Farms Road Clinton, MS 39056	(1110)2860-200
L. A. Ivy ET UX 437 Hobby Farms Road Clinton, MS 39056	(9110)2860-199
Mary E. Phillips 2910 Meadow Forest Drive Jackson, MS 39212	(9110)2860-198

45

John R. & Linda J. Dykes 423 Hobby Farms Road Clinton, MS 39056	(1110)2860-197
Gary D. & Judy L. Stewart 413 Hobby Farms Road Clinton, MS 39056	(1110)2860-196
L. W. Stewart ET UX Rt. 2 Box 191D 399 Hobby Farms Road Clinton, MS 39056	(1110)2860-195
Elise G. Stewart 371 Hobby Farms Road Clinton, MS 39056	(1410)2860-194
Anne B. Giles 369 Hobby Farms Road Clinton, MS 39056	(9110)2860-193
Anne B. Giles 369 Hobby Farms Road Clinton, MS 39056	(1110)2860-192
Henry D. & Carolyn Bishop Jasmine Elkins 1660 Askew Road Edwards, MS 39066	(1110)2860-191
Henry D. & Jeanette Bishop 1660 Askew Road Edwards, MS 39066	(1110)2860-190
Donald L. Smith ET UX 301 Hobby Farms Road Clinton, MS 39056	(1110)2860-188
D. L. Smith ET UX 301 Hobby Farms Road Clinton, MS 39056	(9110)2860-187
Donald L. Smith 301 Hobby Farms Road Clinton, MS 39056	(1110)2860-186

Donald L. Smith
301 Hobby Farms Road
Clinton, MS 39056

(9110)2860-185

Harveylene L. Peterson
211 Hobby Farms Road
Clinton, MS 39056

(1110)2860-184

Tommy J. & Maybelle G. Cagle
193 Hobby Farms Road
Clinton, MS 39056

(1110)2860-183

Harveylene L. Peterson
211 Hobby Farms Road
Clinton, MS 39056

(9110)2860-116

J. M. Wilson & Audrey W. Life Est.
c/o Marianne Tackett
157 Peggy Drive
Florence, MS 39073

(1110)2860-118

Morgan Wilson & Audrey Life Est.
Wilson Jerry E.
c/o Jerry Wilson
4253 Willow Wood Blvd.
Jackson, MS 39212

(1110)2860-117

O. J. Horne ET UX
2211 Old Vicksburg Road
Clinton, MS 39056

(1110)2860-180

Bobbie J. Hughes
179 Hobby Farms Road
Clinton, MS 39056

(1110)2860-182-2

Margaret G. Bullock
121 Hobby Farms Road
Clinton, MS 39056

(1110)2860-182-1

Juanita P. Wilson
100 Hobby Farms Road
Clinton, MS 39056

(9110)2860-146

Juanita P. Wilson
100 Hobby Farms Road
Clinton, MS 39056

(1110)2860-145

Juanita P. Wilson
100 Hobby Farms Road
Clinton, MS 39056

(9110)2860-147

Rodney E. Crosby ET UX
2219 Old Vicksburg Road
Clinton, MS 39056

(9110)2860-149-1

Phyllis J. & Timothy H. Kelly
c/o Allison Juanita
100 Hobby Farms Road
Clinton, MS 39056

(9110)2860-147-1

Rodney E. Crosby ET UX
2219 Old Vicksburg Road
Clinton, MS 39056

(1110)2860-149

Felix O. & Delores Ivy
2221 Old Vicksburg Road
Clinton, MS 39056

(1110)2860-150

Felix O. & Delores Ivy
2221 Old Vicksburg Road
Clinton, MS 39056

(9110)2860-151

Felix O. & Delores Ivy
2221 Old Vicksburg Road
Clinton, MS 39056

(9110)2860-152

Hortense Gaddis
157 Magnolia Road
Clinton, MS 39056

(9110)2860-153

Charley A. Cheney, Jr. and
Catherine M. Chaney
102 Longwood Drive
Clinton, MS 39056

(5480)2860-153-1

Hammersmith Contractors, Inc.
P. O. Box 16661
Jackson, MS 39236

(3990)2860-154

Charley A. Cheney, Jr. and
Catherine M. Chaney
102 Longwood Drive
Clinton, MS 39056

(5000)2860-154-4

B. L. & Hautense Gaddis
157 Magnolia Road
Clinton, MS 39056

(1110)2860-154-1

D. L. & Barbara K. Gaddis
147 Magnolia Road
Clinton, MS 39056

(1110)2860-154-2

Robert H. & Patricia A. Lucroy
177 Magnolia Road
Clinton, MS 39056

(1110)2860-155

Robert H. & Patricia A. Lucroy
177 Magnolia Road
Clinton, MS 39056

(9110)2860-156

Willie J. & Vivian M. Mraz
239 Magnolia Road
Clinton, MS 39056

(1410)2860-157

Willie J. & Vivian M. Mraz
239 Magnolia Road
Clinton, MS 39056

(9110)2860-158

Bob Lucroy Renovations, Inc.
277 Magnolia Road
Clinton, MS 39056

(1110)2860-159

Joe W. & Magdline Odom
834 Flag Chapel Road
Jackson, MS 39209

(1110)2860-160

Billy P. Haimes ET UX
P. O. Box 2474
Robertsdale, AL 36567-2474

(1110)2860-161

T. G. & Alice V. Holland
333 Magnolia Road
Clinton, MS 39056

(1110)2860-162

Robert H. & Patricia A. Lucroy 177 Magnolia Road Clinton, MS 39056	(1110)2860-163
W. R. Day ET UX 367 Magnolia Road Clinton, MS 39056	(1110)2860-164
Ernest R. & Michelle F. Chappell 367 Magnolia Road Clinton, MS 39056	(1110)2860-165
Joyce M. Landry 389 Magnolia Road Clinton, MS 39056	(1110)2860-166
Ruth W. Dickinson 411 Magnolia Road Clinton, MS 39056	(1110)2860-167
Margaret E. Wilson 546 Hobby Farms Road Clinton, MS 39056	(1110)2860-167-1
Janice H. McLaurin 498 Hobby Farms Road Clinton, MS 39056	(1110)2860-179
Martin Nail 503 Hobby Farms Road Clinton, MS 39056	(9110)2860-179-1
Edith M. Bishop 3402 Marguerite Road Pearl, MS 39208	(1110)2860-178
Richard A. Short 446 Hobby Farms Road Clinton, MS 39056	(1110)2860-176
David & Fay B. Morris 300 Hobby Farms Road Clinton, MS 39056	(9110)2860-175

David E. & Fay B. Morris
300 Hobby Farms Road
Clinton, MS 39056

(1410)2860-175-1

Joe W. & Magdline Odom
834 Flag Chapel Road
Jackson, MS 39209

(9110)2860-174

Magdline Odom
Billy R. Smith
834 Flag Chapel Road
Jackson, MS 39209

(1110)2860-173

Barbara L. Shields
244 Hobby Farms Road
Clinton, MS 39056

(1110)2860-172

Dan R. Pettit
220 Hobby Farms Road
Clinton, MS 39056

(1110)2860-171

Ennis M. & Mary S. Pettit
200 Hobby Farms Road
Clinton, MS 39056

(1110)2860-170

Rex F. & Sandra F. Bullock
c/o Rex Bullock
229 Canton Club Cir.
Jackson, MS 39211

(1110)2860-169

INTEROFFICE MEMORANDUM

To: Mayor and Board of Aldermen
CC: Kenneth R. Dreher, City Attorney
From: Richard L. Broome, P.E., City Engineer
Date: April 5, 1999
Subject: Hobby Farms and Banks Road Sewer Extensions
1998 CDBG Project

Richard L. Broome

Alford Engineering has furnished my office a preliminary set of plans and a detailed construction cost estimate for the referenced project. I have enclosed a copy of the cost estimate for your files.

I have used this cost estimate to estimate the special assessment to the land owners in the two areas.

Hobby Farms:

Construction	\$323,581
Engineering	29,392
Administration	20,680
Legal	7,525
Acquisition	<u>10,825</u>
Total	\$392,003
Grant Allowance	<u>\$197,120</u>
Net Assessment	\$194,883

*\$ 245,000
net*

Based on 8,200 feet of street frontage this equates to approximately \$2,400 of assessment per 100 foot of frontage. Based on 6% and 20 years this would be an annual payment of \$209 for 20 years per 100 feet of frontage.

Page Two
April 5, 1999

Banks Road:

Construction	\$43,986
Engineering	4,008
Administration	2,820
Legal	1,026
Acquisition	<u>1,476</u>
Total	\$53,316
Grant Allowance	<u>\$26,880</u>
Net Assessment	\$26,436

Since some of the residents served do not appear to have frontage on a public street, I have estimated the assessment per residence served.

$$\$26,436/6 = \$4,406$$

Based on 6% and 20 years this would be an annual payment of \$384 for 20 years per residence.

These estimates assume that the easements required to install the systems would be dedicated for the project.

If you have any questions or comments regarding this matter, please let me know.

PRELIMINARY CONSTRUCTION ESTIMATE

CITY OF CLINTON
CDBG SEWER EXTENSIONS/HOBBY FARMS AREA
CDBG PROJECT NO. _____
HINDS COUNTY, MISSISSIPPI

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	EXTENSION
BASE BID					
1.	Project Sign (CDBG)	L.S.	L.S.	\$ 500.00	\$ 500.00
2.	2" Asphalt Paving Repairs	1,385	S.Y.	25.00	34,625.00
3.	Concrete Paving Repairs	10	S.Y.	35.00	350.00
4.	8" PVC Sewer Pipe, 0'-6'	2,052	L.F.	12.00	24,624.00
5.	8" PVC Sewer Pipe, 6'-8'	1,231	L.F.	14.00	17,234.00
6.	8" PVC Sewer Pipe, 8'-10'	1,356	L.F.	16.00	21,696.00
7.	8" PVC Sewer Pipe, 10'-12'	190	L.F.	19.00	3,610.00
8.	8" PVC Sewer Pipe, 12'-14'	35	L.F.	22.00	770.00
9.	8" D.I. Sewer Line, 0'-8'	27	L.F.	20.00	540.00
10.	6" PVC Service Line (All Depths)	8,090	L.F.	10.00	80,900.00
11.	8" x 6" PVC Service Wye	48	Each	50.00	2,400.00
12.	House Tie-Ins	51	Each	200.00	10,200.00
13.	Select Bedding for 8" Gravity Main (Class B)	4,864	L.F.	1.50	7,296.00
14.	Foundation Material (F.P.M.)	100	C.Y.	25.00	2,500.00
15.	Select Backfill (L.V.M.)	1,000	C.Y.	5.00	5,000.00
16.	Manholes, 0'-6'	20	Each	1,300.00	26,000.00
17.	Manholes, Extra Depth	28	V.F.	130.00	3,640.00
18.	Tie-In to Existing Manhole	1	Each	500.00	500.00
19.	4" Class 160 PVC Force Main	820	L.F.	4.00	3,280.00
20.	2" Class 200 PVC Force Main	472	L.F.	3.00	1,416.00
21.	Grassing	L.S.	L.S.	8,000.00	8,000.00
22.	Loose Riprap	50	Ton	50.00	2,500.00
23.	Lift Station (Duplex, Submersible)	1	Each	45,000.00	45,000.00
24.	Grinder Pump Lift Station (Duplex)	1	Each	20,000.00	20,000.00
25.	Laboratory Testing Allowance	L.S.	L.S.	1,000.00	1,000.00
TOTAL BID (Item Nos. 1-25)					\$ 323,581.00

PRELIMINARY CONSTRUCTION ESTIMATE

CITY OF CLINTON
CDBG SEWER EXTENSIONS/CLINTON-RAYMOND ROAD
CDBG PROJECT NO. _____
HINDS COUNTY, MISSISSIPPI

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	EXTENSION
BASE BID					
1.	14" Steel Casing, Open Cut	30	L.F.	\$ 40.00	\$ 1,200.00
2.	Uncased Bore for 8" Gravity Line	30	L.F.	50.00	1,500.00
3.	8" PVC Sewer Pipe, 0'-6'	1,061	L.F.	12.00	12,732.00
4.	8" PVC Sewer Pipe, 6'-8'	525	L.F.	14.00	7,350.00
5.	8" PVC Sewer Pipe in Uncased Bore	30	L.F.	12.00	360.00
6.	6" PVC Service Line (All Depths)	720	L.F.	10.00	7,200.00
7.	8" x 6" PVC Service Wye	6	Each	50.00	300.00
8.	House Tie-Ins	6	Each	200.00	1,200.00
9.	Select Bedding for 8" Gravity Main (Class B)	1,556	L.F.	1.50	2,334.00
10.	Foundation Material (F.P.M.)	10	C.Y.	25.00	250.00
11.	Manholes, 0'-6'	6	Each	1,300.00	7,800.00
12.	Manholes, Extra Depth	2	V.F.	130.00	260.00
13.	Tie-In to Existing Manhole	1	Each	500.00	500.00
14.	Grassing	L.S.	L.S.	1,000.00	1,000.00
TOTAL BID (Item Nos. 1-14)					\$ 43,986.00

NOTICE

Notice is hereby given that the Mayor and Board of Aldermen of the City of Clinton, Mississippi shall hold a public hearing on August 12, 1999, at 7:00 p.m. in the Municipal Courtroom at 305 Monroe Street in the City of Clinton, Mississippi to hear any objections or remonstrances that may be made to the following improvements, or any part thereof, which the Mayor and Board of Aldermen have found, determined and adjudicated to be necessary and in the public interest:
The laying out and construction of a sanitary sewage system generally described as follows:
The construction of approximately 5400 linear feet of 8" P.V.C. Sanitary Sewer main, two (2) sewer pump stations, and the necessary manholes and appurtenances to serve the Benefitted Area.

The Benefitted Area affected by the above improvements and against which property the cost of such improvements will be assessed is described as follows:

See Exhibit "A" attached hereto.

The names and addresses of the owners of the property affected by the improvements aforesaid are as follows:

See Exhibit "B" attached hereto.

At said meeting, or at a time and place, to which same may be adjourned, any person aggrieved may appear in person, by attorney, or by petition and may object to, or protest against said improvements or any part thereof; the Mayor and Board of Aldermen will consider the objections and protests, if any, and may confirm, amend, modify or rescind the Resolution of Necessity and shall determine whether said improvements shall be made and how the costs thereof shall be paid, which determination shall be final and conclusive.
However, if a majority of the property owners owning more than 50% of the property involved and actually occupying property owned by them and included within that area determined to be benefitted shall, file a protest, then the improvements shall not be made.
The plans and specifications of the work constituting the improvements to be made are on file in the office of the City Clerk of the City of Clinton at the City Hall located in Clinton, Mississippi, and the office of Alford Engineering, 5135 Galaxie Drive, Suite 401-D, Jackson, Mississippi.

BY ORDER OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, in a regular meeting assembled on this the 20th day of July, 1999.

/s/ Nelson Byrd
NELSON BYRD, CITY CLERK
CITY OF CLINTON, MISSISSIPPI

SO RESOLVED by the Mayor and Board of Aldermen of the City of Clinton, Mississippi, in regular meeting assembled on this the 20th day of July, 1999.

/s/ Rosemary Aultman
Rosemary Aultman, Mayor of the City of Clinton, Mississippi

ATTEST:

/s/ Nelson Byrd
Nelson Byrd, City Clerk
(S E A L)

EXHIBIT "A"

Legal Description of the Hobby Farms Special Assessment Sewer District located in the City of Clinton, Hinds County, Mississippi.
Lot 1 through 63 inclusive of the Hobby Farms Subdivision, a platted subdivision as recorded in Plat Book 7 at page 1 in the office of the Chancery Clerk of Hinds County in Jackson, Mississippi.
Also a tract of land adjacent to the Southwest Corner of Hobby Farms Subdivision designated as tax parcels 2860116000, 2860117000 and 2860118000 in the office of the Hinds County Tax Assessor's Office in Jackson, Mississippi and further described as follows:
Beginning at the Southwest Corner of Lot 43 of said Hobby Farms Subdivision and run thence easterly along the south line of said Lot 43 a distance of 189.8 feet, more or less, to the Northwest Corner of Lot 42 of said Hobby Farms Subdivision; run thence Southerly along the West line of Lots 42, 41, 40 and 38 of said Hobby Farms Subdivision a distance of 730 feet, more or less to North right-of-way of the Old Vicksburg Road; run thence westerly along the said North right-of-way of the Old Vicksburg Road a distance of 182 feet, more or less to the West line of the Southeast 1/4 of Section 22, Township 6 North, Range 1 West, Hinds County, Mississippi, run thence Northerly along the said West line of the Southeast 1/4 of Section 22, Township 6 North, Range 1 West, Hinds County, Mississippi a distance of 730 feet, more or less to the point of beginning of said tract.

EXHIBIT "B"

HOBBY FARMS ROAD PROJECT

Name and Address	Parcel Number	Name and Address	Parcel Number
Bill W. & Deborah A. Depriest P. O. Box 204 Clinton, MS 39060	(1110)2860-208	C. S. Whittington ET UX 573 Hobby Farms Road Clinton, MS 39056	(1110)2860-207
Hopson & Cheryl Barnett 521 Hobby Farms Road Clinton, MS 39056	(1110)2860-202	M. L. Nail ET UX 503 Hobby Farms Road Clinton, MS 39056	(9110)2860-205
M. L. Nail ET UX 503 Hobby Farms Road Clinton, MS 39056	(1110)2860-203	James W. Guy 493 Hobby Farms Road Clinton, MS 39056	(1110)2860-204
T. D. Short ET UX 239 Magnolia Road Clinton, MS 39056	(1110)2860-201	Lee A. Ivy ET UX 277 Magnolia Road Clinton, MS 39056	(1110)2860-200
Joe W. & Magdline Odom 834 Flag Chapel Road Jackson, MS 39209	(1110)2860-160	Billy P. Haines ET UX P. O. Box 2474 Robertsdale, AL 36567-2474	(1110)2860-161
T. G. & Alice V. Holland 333 Magnolia Road Clinton, MS 39056	(1110)2860-162	Robert H. & Patricia A. Lucroy 177 Magnolia Road Clinton, MS 39056	(1110)2860-163
W. R. Day ET UX 367 Magnolia Road Clinton, MS 39056	(1110)2860-164	Ernest R. & Michelle F. Chappell 367 Magnolia Road Clinton, MS 39056	(1110)2860-165
Joyce M. Landry 389 Magnolia Road Clinton, MS 39056	(1110)2860-166	Ruth W. Dickinson 411 Magnolia Road Clinton, MS 39056	(1110)2860-167
Margaret E. Wilson 546 Hobby Farms Road Clinton, MS 39056	(1110)2860-167-1	Janice H. McLaurin 498 Hobby Farms Road Clinton, MS 39056	(1110)2860-179
Martin Nail 503 Hobby Farms Road Clinton, MS 39056	(9110)2860-179-1	Edith M. Bishop 3402 Marguerite Road Pearl, MS 39208	(1110)2860-178
Richard A. Short 446 Hobby Farms Road Clinton, MS 39056	(1110)2860-176	David & Fay B. Morris 300 Hobby Farms Road Clinton, MS 39056	(9110)2860-175
David E. & Fay B. Morris 300 Hobby Farms Road Clinton, MS 39056	(1410)2860-175-1	Joe W. & Magdline Odom 834 Flag Chapel Road Jackson, MS 39209	(9110)2860-174
Magdline Odom Billy R. Smith 834 Flag Chapel Road Jackson, MS 39209	(1110)2860-173	Barbara L. Shields 244 Hobby Farms Road Clinton, MS 39056	(1110)2860-172
Dan R. Pettit 220 Hobby Farms Road Clinton, MS 39056	(1110)2860-171	Ennis M. & Mary S. Pettit 200 Hobby Farms Road Clinton, MS 39056	(1110)2860-170
Rex F. & Sandra F. Bullock c/o Rex Bullock 229 Canton Club Cir. Jackson, MS 39211	(1110)2860-169		

July 27, August 3, 10, 1999

EXHIBIT

1 & 2

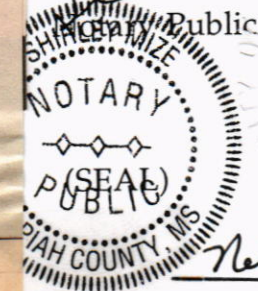
before me, the
ic in and for Hinds

THE CLARION-LEDGER, a
ed and prescribed in
-32, of the Mississippi
d, who, being duly sworn,
ue copy of which is hereto
issues of said newspaper

tes of Publication:

uesday, July 27, 1999
uesday, August 3, 1999
uesday, August 10, 1999

ldger



Nelson Byrd, City Clerk

RESOLUTION

RESOLUTION FINDING LACK OF OBJECTION OR PROTEST SUFFICIENT TO PRECLUDE THE MUNICIPALITY FROM PROCEEDING WITH THE CONSTRUCTION OF A SANITARY SEWER SYSTEM AND THE ASSESSMENT OF THE COST OF SUCH SEWER SYSTEM AGAINST THE PROPERTY BENEFITTED AND FOR RELATED PURPOSES OF THE CLINTON-RAYMOND ROAD/BANKS ROAD SEWER PROJECT

WHEREAS, by Resolution duly adopted on the 26th day of July, 1959, (the "Resolution of Necessity"), the Board of Mayor and Aldermen of the City of Clinton, Mississippi (respectively the "Governing Authority" and the "Municipality") determined the necessity of constructing a gravity sanitary sewer system and further determined that the entire cost of such sewer system should be assessed against the property owners benefitted thereby, less the amount of any applicable grant; and,

WHEREAS, the gravity sewer system determined by the Governing Authority to be necessary and in the public interest is described as follows:

A gravity sanitary sewer system described as follows:

The construction of approximately 1600 linear feet of 8" P.V.C. Sanitary Sewer main and the necessary manholes and appurtenances to serve the Benefitted Area.

Such sewer system is hereafter identified as the "System"; and,

WHEREAS, the Governing Authority in the Resolution of Necessity found and determined that the property to be benefitted by the system (the "Benefitted Area") is described as follows:

See Exhibit "A" attached hereto.

WHEREAS, the Governing Authority found and determined that the property owners benefitted by the System and their addresses as shown on the land rolls last approval by the county and against whose property the entire cost thereof should be assessed are:

See Exhibit "B" attached hereto.

and,

WHEREAS, the Governing Authority in the aforesaid Resolution of Necessity determined that the estimated cost of the System, including contingencies, engineering, testing, interest, rights of way, legal fees, and the cost of issuing bonds to raise the funds for the System was estimated to be \$53,316.⁰⁰; and,

WHEREAS, the Resolution of Necessity set a public hearing of the Governing Authority to be held at 7 p.m. on August 16, 1999, as the date and meeting on and at which objections and remonstrances to the hereinbefore described improvements were to be made and directed the City Clerk to cause publication of a notice of the time and place of such meeting at which such objections or remonstratives could be heard as required by law and further directed the City Clerk to mail, by certified mail, postage prepaid, within the time and in the manner required by law and the Resolution of Necessity, the notice of the meeting at which objections or remonstrances could be filed or presented by or on behalf of the owners whose property will be benefitted by the System and affected by the Resolution of Necessity; and,

WHEREAS, the authority of the Governing Authority to determine the necessity for the System, to authorize the construction of the System, to determine that the entire cost of the System and of raising the funds for the construction thereof should be assessed against the property benefitted thereby, and to raise the necessary funds for the construction of the System by the issuance of General Obligation Special Improvement Bonds of the Municipality is established by Senate Bill 3280 duly adopted by the Senate and House of Representatives of the State of Mississippi on March 29, 1990, and signed by the Governor of the State of Mississippi on April 19, 1990, which authority includes the authority incorporated by reference by such Bill; and,

WHEREAS, as evidenced by the Proof of Publication which is Exhibit "1" to this Resolution and by the Certificate of the City Clerk of the Municipality which is Exhibit "2" to this Resolution, both of which are incorporated herein in their entirety, publication of the Notice of Hearing for the presentation of objections and remonstrances to the authorization, construction, and financing of the System as described in the Resolution of Necessity was duly made on JULY 26, 1999, Aug. 2, 1999, and Aug 9, 1999, in the Clarion Ledger, a public newspaper having a general circulation in the Municipality and copies of such notice were duly mailed in the manner required by law to the property owners hereinbefore named, being all of the property owners affected by the construction of the System and the assessment of the cost of raising funds for the construction therefore, the date of such hearing being a date not less than fifteen (15) days after the first publication of such notice, as aforesaid; and,

WHEREAS, all things, acts and deeds required or contemplated by applicable laws of the State of Mississippi and by the Resolution of Necessity have been properly done and performed; and,

WHEREAS, at the time, place and date specified in the before described notice the Governing Authority did meet for the purpose of hearing objections or remonstrances to the construction and financing of the System, including, but not limited to, the assessment of the entire cost thereof against the property benefitted, and at such meeting the Governing Authority considered the objections, protests and remonstrances presented and hereby finds and determines that property owners owning more than fifty percent (50%) of the property involved and determined by the Governing Authority to be benefitted by the contemplated System did not file a protest against the construction and financing of the system either in person or by their representatives; and,

WHEREAS, after due consideration, the Governing Authority does find and determine that the improvements constituting the System are necessary and in the public interest and that the total cost of such improvements should be assessed against the property benefitted, which is defined herein as the Benefitted Area, less any applicable grant funds.

NOW, THEREFORE, Be it Resolved by the Board of Mayor and Aldermen of the City of Clinton, Mississippi:

1. After due notice in the time and manner required by law protests, objections or remonstrances by or on behalf of a majority of the property owners owning more than fifty percent (50%) of the property involved and, determined to be benefitted by the contemplated System were not filed or presented in the time and manner required by law at the meeting of the Governing Authority held at 7 p.m. on August 16 ~~1999~~, for such purpose and as provided in the aforesaid notice, the Resolution of Necessity, and the laws of the State of Mississippi.

2. The Governing Authority of the Municipality does hereby determine and find that the contemplated System is necessary and in the public interest of the Municipality and the citizens thereof, that the System should be constructed in accordance with the plans and specifications thereof on file in the office of the City Clerk of the Municipality and that the total cost of such improvement should be assessed against the property benefitted thereby and that the cost assessed against each lot or parcel of land benefitted by the System shall constitute the amount of special tax for the owners part of the cost of the System.

3. The Governing Authority of the Municipality does hereby find and determine that the System is specifically described as follows:

A gravity sanitary sewer system described as follows:

The construction of approximately 1600 linear feet of 8" P.V.C. Sanitary Sewer main and the necessary manholes and appurtenances to serve the Benefitted Area.

4. The Governing Authority does hereby find and determine that the property benefitted by the System, which is identified as the Benefitted Area, is specifically described as follows:

See Exhibit "A" attached hereto.

5. The Governing Authority does hereby find and determine that the owners of the property benefitted by the System and their addresses as shown on the land rolls last approved by the county are:

See Exhibit "B" attached hereto.

6. The Governing Authority finds and determines that the estimated cost of the System, based on estimates prepared by the City Engineer of the Municipality, are as follows:

See Exhibit "C" attached hereto.

7. The Governing Authority finds and determines that all of the costs of the system shall be assessed against the property benefitted and designated as the Benefitted Area, the amount of such costs to be assessed against each lot or parcel of land benefitted by the System shall be fixed by subsequent resolution of the Governing Authority.

SO RESOLVED, by the Board of Mayor and Aldermen of the City of Clinton, Mississippi at its regularly scheduled meeting duly held on the 2nd day of November, 1999.

CITY OF CLINTON, MISSISSIPPI

BY: Rosemary J. Aultman
ROSEMARY B. AULTMAN, Mayor

ATTEST:

Nelson Byrd
NELSON BYRD, City Clerk

BR-SEWER.RES
11/2/99-MMH

Legal Description of the Clinton-Raymond Road / Banks Road Special Assessment Sewer District located in the City of Clinton, Hinds County, Mississippi.

Beginning at the intersection of the western right-of-way line of Clinton-Raymond Road with the north line of the Northwest 1/4 of Section 31, Township 6 North, Range 1 West, Hinds County, Mississippi, run thence westerly along the said north line of the Northwest 1/4 of Section 31, Township 6 North, Range 1 West, Hinds County, MS a distance of 1124 feet, more or less, to the northwest corner of tax parcel number 2862120000 as shown in the records of the Hinds County Tax Assessor's office in Jackson, Hinds County, MS; run thence southerly along the west line of said tax parcel number a distance of 605 feet, more or less, to the northwest corner of tax parcel number 2862120001; run thence easterly along the north line of said parcel number 2862120001 a distance of 100 feet, more or less, to the northeast corner of tax parcel number 2862120001; run thence southerly along the east line of tax parcels 2862120001, 2862120002, and 2860120003 a distance of 210 feet, more or less, to the southeast corner of tax parcel number 2862120003; run thence westerly along the south line of tax parcel number 2862120003 a distance of 100 feet, more or less, to the southwest corner of tax parcel number 2862120003; run thence northerly along the west line of tax parcel 2862120003, parcel 2862120002, and parcel 2862120001 a distance of 185 feet, more or less, to a point; run thence westerly along the north line of tax parcel 2862119005 for a distance of 194 feet, more or less, to the northwest corner of said tax parcel 2862119005; run thence southerly along the west line of tax parcel 2862119005, tax parcel 2862119004, and tax parcel 2862119001, and tax parcel 2862119000 and tax parcel 2862119006 for a distance of 520 feet, more or less, to the west right-of-way line of Clinton-Raymond Road and the Southwest corner of tax parcel 2862119006; run thence northeasterly along the west right-of-way line of Clinton-Raymond Road for a distance of 1784 feet, more or less, to the point of beginning.

EXHIBIT "B"

CLINTON-RAYMOND ROAD/BANKS ROAD PROJECT

<u>Name and Address</u>	<u>Parcel Number</u>
Ronald & Willie G. Evans 1460 Clinton Raymond Road Clinton, MS 39056	(9110)2862-119
Charles & Essie Mounger 1524 Clinton Raymond Road Clinton, MS 39056	(9110)2862-119-1
Ronald & Willie G. Evans 1460 Clinton Raymond Road Clinton, MS 39056	(1110)2862-119-2
Charles & Essie Mounger 1524 Clinton Raymond Road Clinton, MS 39056	(1110)2862-119-4
James & Eddie M. Mounger 1524 Clinton Raymond Road Clinton, MS 39056	(9110)2862-119-5
Ronald & Willie G. Evans 1460 Clinton Raymond Road Clinton, MS 39056	(1110)2862-119-6
Lawrence Mitchell Cap MGT Group LTD06 P. O. Box 310 Madison, MS 39120	(1110)2862-120
James Cooper ET UX 424 Ravine Ave. Waukegan, ILL 60085	(9110)2862-121
Charles N. Jr. & Jimmie J. Banks 1416 Clinton Raymond Road Clinton, MS 39056	(1110)2862-122

INTEROFFICE MEMORANDUM

To: Mayor and Board of Aldermen
CC: Kenneth R. Dreher, City Attorney
From: Richard L. Broome, P.E., City Engineer
Date: April 5, 1999
Subject: Hobby Farms and Banks Road Sewer Extensions
1998 CDBG Project

Richard L. Broome

Alford Engineering has furnished my office a preliminary set of plans and a detailed construction cost estimate for the referenced project. I have enclosed a copy of the cost estimate for your files.

I have used this cost estimate to estimate the special assessment to the land owners in the two areas.

Hobby Farms:

Construction	\$323,581
Engineering	29,392
Administration	20,680
Legal	7,525
Acquisition	<u>10,825</u>
Total	\$392,003
Grant Allowance	<u>\$197,120</u>
Net Assessment	\$194,883

Based on 8,200 feet of street frontage this equates to approximately \$2,400 of assessment per 100 foot of frontage. Based on 6% and 20 years this would be an annual payment of \$209 for 20 years per 100 feet of frontage.

Banks Road:

Construction	\$43,986
Engineering	4,008
Administration	2,820
Legal	1,026
Acquisition	<u>1,476</u>
Total	\$53,316
Grant Allowance	<u>\$26,880</u>
Net Assessment	\$26,436

Since some of the residents served do not appear to have frontage on a public street, I have estimated the assessment per residence served.

$$\$26,436/6 = \$4,406$$

Based on 6% and 20 years this would be an annual payment of \$384 for 20 years per residence.

These estimates assume that the easements required to install the systems would be dedicated for the project.

If you have any questions or comments regarding this matter, please let me know.

PRELIMINARY CONSTRUCTION ESTIMATE

CITY OF CLINTON
CDBG SEWER EXTENSIONS/HOBBY FARMS AREA
CDBG PROJECT NO. _____
HINDS COUNTY, MISSISSIPPI

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	EXTENSION
BASE BID					
1.	Project Sign (CDBG)	L.S.	L.S.	\$ 500.00	\$ 500.00
2.	2" Asphalt Paving Repairs	1,385	S.Y.	25.00	34,625.00
3.	Concrete Paving Repairs	10	S.Y.	35.00	350.00
4.	8" PVC Sewer Pipe, 0'-6'	2,052	L.F.	12.00	24,624.00
5.	8" PVC Sewer Pipe, 6'-8'	1,231	L.F.	14.00	17,234.00
6.	8" PVC Sewer Pipe, 8'-10'	1,356	L.F.	16.00	21,696.00
7.	8" PVC Sewer Pipe, 10'-12'	190	L.F.	19.00	3,610.00
8.	8" PVC Sewer Pipe, 12'-14'	35	L.F.	22.00	770.00
9.	8" D.I. Sewer Line, 0'-8'	27	L.F.	20.00	540.00
10.	6" PVC Service Line (All Depths)	8,090	L.F.	10.00	80,900.00
11.	8" x 6" PVC Service Wye	48	Each	50.00	2,400.00
12.	House Tie-Ins	51	Each	200.00	10,200.00
13.	Select Bedding for 8" Gravity Main (Class B)	4,864	L.F.	1.50	7,296.00
14.	Foundation Material (F.P.M.)	100	C.Y.	25.00	2,500.00
15.	Select Backfill (L.V.M.)	1,000	C.Y.	5.00	5,000.00
16.	Manholes, 0'-6'	20	Each	1,300.00	26,000.00
17.	Manholes, Extra Depth	28	V.F.	130.00	3,640.00
18.	Tie-In to Existing Manhole	1	Each	500.00	500.00
19.	4" Class 160 PVC Force Main	820	L.F.	4.00	3,280.00
20.	2" Class 200 PVC Force Main	472	L.F.	3.00	1,416.00
21.	Grassing	L.S.	L.S.	8,000.00	8,000.00
22.	Loose Riprap	50	Ton	50.00	2,500.00
23.	Lift Station (Duplex, Submersible)	1	Each	45,000.00	45,000.00
24.	Grinder Pump Lift Station (Duplex)	1	Each	20,000.00	20,000.00
25.	Laboratory Testing Allowance	L.S.	L.S.	1,000.00	1,000.00
TOTAL BID (Item Nos. 1-25)					\$ 323,581.00

PRELIMINARY CONSTRUCTION ESTIMATE

CITY OF CLINTON
CDBG SEWER EXTENSIONS/CLINTON-RAYMOND ROAD
CDBG PROJECT NO. _____
HINDS COUNTY, MISSISSIPPI

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	EXTENSION
BASE BID					
1.	14" Steel Casing, Open Cut	30	L.F.	\$ 40.00	\$ 1,200.00
2.	Uncased Bore for 8" Gravity Line	30	L.F.	50.00	1,500.00
3.	8" PVC Sewer Pipe, 0'-6'	1,061	L.F.	12.00	12,732.00
4.	8" PVC Sewer Pipe, 6'-8'	525	L.F.	14.00	7,350.00
5.	8" PVC Sewer Pipe in Uncased Bore	30	L.F.	12.00	360.00
6.	6" PVC Service Line (All Depths)	720	L.F.	10.00	7,200.00
7.	8" x 6" PVC Service Wye	6	Each	50.00	300.00
8.	House Tie-Ins	6	Each	200.00	1,200.00
9.	Select Bedding for 8" Gravity Main (Class B)	1,556	L.F.	1.50	2,334.00
10.	Foundation Material (F.P.M.)	10	C.Y.	25.00	250.00
11.	Manholes, 0'-6'	6	Each	1,300.00	7,800.00
12.	Manholes, Extra Depth	2	V.F.	130.00	260.00
13.	Tie-In to Existing Manhole	1	Each	500.00	500.00
14.	Grassing	L.S.	L.S.	1,000.00	1,000.00
TOTAL BID (Item Nos. 1-14)					\$ 43,986.00

NOTICE

Notice is hereby given that the Mayor and Board of Aldermen of the City of Clinton, Mississippi shall hold a public hearing on August 16, 1999, at 7:00 a.m. in the Municipal Courtroom at 305 Monroe Street, in the City of Clinton, Mississippi to hear any objections or remonstrances that may be made to the following improvements, or any part thereof, which the Mayor and Board of Aldermen have found, determined and adjudicated to be necessary and in the public interest:

The laying out and construction of a sanitary sewage system generally described as follows:
The construction of approximately 1600 linear feet of 8" P.V.C. Sanitary Sewer main and the necessary manholes and appurtenances to serve the Benefitted Area.

The Benefitted Area affected by the above improvements and against which property the cost of such improvements will be assessed is described as follows:

See Exhibit "A" attached hereto.

The names and addresses of the owners of the property affected by the improvements aforesaid are as follows:

See Exhibit "B" attached hereto.

At said meeting, or at a time and place, to which same may be adjourned, any person aggrieved may appear in person, by attorney, or by petition and may object to, or protest against said improvements or any part thereof; the Mayor and Board of Aldermen will consider the objections and protests, if any, and may confirm, amend, modify or rescind the Resolution of Necessity and shall determine whether said improvements shall be made and how the costs thereof shall be paid, which determination shall be final and conclusive.

However, if a majority of the property owners owning more than 50% of the property involved and actually occupying property owned by them and included within that area determined to be benefitted shall file a protest, then the improvements shall not be made.

The plans and specifications of the work constituting the improvements to be made are on file in the office of the City Clerk of the City of Clinton at the City Hall located in Clinton, Mississippi, and the office of Alford Engineering, 5135 Galaxie Drive, Suite 401-D, Jackson, Mississippi.

BY ORDER OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, in a regular meeting assembled on this 16th day of July, 1999.

/s/ Nelson Byrd
NELSON BYRD, CITY CLERK
CITY OF CLINTON, MISSISSIPPI

SO RESOLVED by the Mayor and Board of Aldermen of the City of Clinton, Mississippi, in regular meeting assembled on this 20th day of July, 1999.

/s/ Rosemary Aultman
Rosemary Aultman, Mayor of the City of Clinton, Mississippi

ATTEST:

/s/ Nelson Byrd
Nelson Byrd, City Clerk

(SEAL)

EXHIBIT
"A"

Legal Description of the Clinton-Raymond Road / Banks Road Special Assessment Sewer District located in the City of Clinton, Hinds County, Mississippi.

Beginning at the intersection of the western right-of-way line of Clinton-Raymond Road with the north line of the Northwest 1/4 of Section 31, Township 6 North, Range 1 West, Hinds County, Mississippi, run thence westerly along the said north line of the Northwest 1/4 of Section 31, Township 6 North, Range 1 West, Hinds County, MS a distance of 1124 feet, more or less, to the northwest corner of tax parcel number 2862120000 as shown in the records of the Hinds County Tax Assessor's office in Jackson, Hinds County, MS; run thence southerly along the west line of said tax parcel number a distance of 605 feet, more or less, to the northwest corner of tax parcel number 2862120001; run thence easterly along the north line of said parcel number 2862120001 a distance of 100 feet, more or less, to the northeast corner of tax parcel number 2862120001; run thence southerly along the east line of tax parcels 2862120001, 2862120002, and 2862120003 a distance of 210 feet, more or less, to the southeast corner of tax parcel number 2862120003; run thence westerly along the south line of tax parcel number 2862120003 a distance of 100 feet, more or less, to the southwest corner of tax parcel number 2862120003; run thence northerly along the west line of tax parcel 2862120003, parcel 2862120002, and parcel 2862120001 a distance of 185 feet, more or less, to a point; run thence westerly along the north line of tax parcel 2862119005 for a distance of 194 feet, more or less, to the northwest corner of said tax parcel 2862119005; run thence southerly along the west line of tax parcel 2862119005, tax parcel 2862119004, and tax parcel 2862119001, and tax parcel 2862119000 and tax parcel 2862119006 for a distance of 520 feet, more or less, to the west right-of-way line of Clinton-Raymond Road and the Southwest corner of tax parcel 2862119006; run thence northeasterly along the west right-of-way line of Clinton-Raymond Road for a distance of 1784 feet, more or less, to the point of beginning.

EXHIBIT "B"
CLINTON-RAYMOND ROAD/BANKS ROAD PROJECT

Name and Address	Parcel Number
Ronald & Willie G. Evans 1460 Clinton Raymond Road Clinton, MS 39056	(9110)2862-119
Madison, MS 39120	
James Cooper ET UX 424 Ravine Ave. Waukegan, ILL 60085	(9110)2862-121
Charles N. Jr. & Jimmie J. Banks 1416 Clinton Raymond Road Clinton, MS 39056	(1110)2862-122

JULY 26, AUGUST 2, 9, 1999

EXHIBIT 1.
EXHIBIT 2.

of Publication

of Mississippi

Hinds County

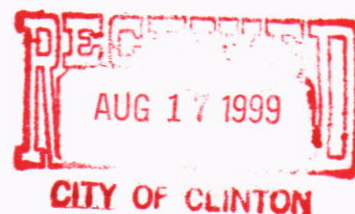
PERSONALLY appeared before me, the undersigned notary public in and for Hinds County, Mississippi,

Shirley Mize

authorized clerk of THE CLARION-LEDGER, a daily newspaper as defined and prescribed in sections 13-3-31 and 13-3-32, of the Mississippi Code of 1972, as amended, who, being duly sworn, states that the notice, a true copy of which is hereto attached, appeared in the issues of said newspaper as follows:

Dates of Publication:

Lines:	288	Monday, July 26, 1999
Words:	974	Monday, August 2, 1999
Issues:	3	Monday, August 9, 1999
Total:	\$317.78	



Signed

Authorized Clerk
of The Clarion-Ledger

Notary Public

Nelson Byrd, City Clerk
(SEAL)

SWC
08/09

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My C
Bonde