

CITY OF CLINTON
REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, MAY 4, 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 Fisher followed by the Pledge of Allegiance to the Flag led by Alderman Touchton.

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
Phil Fisher - Alderman Ward 4
Herb Touchton - Alderman Ward 5
Sharbert Lott - Alderman Ward 6
Ken Dreher - City Attorney
Nelson Byrd - City Clerk

RECOGNITIONS - Christine Cody and Scott Sullivan, two Clinton High School students, were recognized for winning awards in the MS Good Health Art Contest sponsored by Blue Cross & Blue Shield to help curb smoking.

AGENDA CHANGE - Mayor Aultman announced the removal of item 10 that will be heard at a future date.

APPROVAL OF CONSENT AGENDA ITEMS A-V

MOTION made by Alderman Brantley and **SECONDED** by Alderman Lott to approve Consent Agenda Items A-V listed on page 26 of this Minute Book AA. Quotes listed in Items C & O can be found in the Office of the City Clerk. **MOTION CARRIED UNANIMOUSLY**

ACTION DELAYED ON COMMUNISITE TOWER REQUEST

After a lengthy discussion with Mr. Hugo Newcomb, Jr. representing Communisite Tower Rentals, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Brantley to delay any action until the first meeting in June on the request for a Conditional Use request for the construction of a tower in the Industrial Park. **MOTION CARRIED 6-1 WITH ALDERMAN TOUCHTON VOTING "NO."**

APPROVAL OF PRELIMINARY SITE PLAN FOR B P CONSTRUCTION

Upon recommendation from the Planning & Zoning Board and Gary Ward, Zoning Administrator, **MOTION** made by Alderman DePriest and **SECONDED** by Alderman Brabham to approve the Preliminary Site Plan on Cynthia Rd. for B P Construction presented by Mr. David Brunson. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF CONDITIONAL USE FOR TRITEL COMMUNICATIONS

Upon recommendation of the Planning & Zoning Bd. and Gary Ward, Zoning Administrator, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Brantley to adopt that Ordinance & Proof of Publication found on pages 28-31 of this Minute Book AA and on pages 841-844 of Ordinance Book II approving a conditional use for Tritel Communications, Inc. located on Cynthia Rd. **MOTION CARRIED UNANIMOUSLY**

ADOPTION OF ARCHITECTURAL REVIEW ORDINANCE

MOTION made by Alderman Fisher and **SECONDED** by Alderman Brabham to adopt that Architectural Review Ordinance and Proof of Publication found on pages 32-41 of this Minute Book AA and on pages 845-854 of Ordinance Book II. **MOTION CARRIED 7-0 WITH ALDERMAN TOUCHTON ABSTAINING**

ADOPTION OF CONTRACTORS LICENSING ORDINANCE

MOTION made by Alderman Brantley and **SECONDED** by Alderman Brabham to adopt that Ordinance and Proof of Publication requiring licensing and certification of certain Contractors in the City of Clinton found on pages 42-47 of this Minute Book AA and on pages 855-860 of Ordinance Book II. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF BID TO SELL SURPLUS POLICE CARS

MOTION made by Alderman Touchton and **SECONDED** by Alderman Fisher to accept the highest and best bid from Mississippi Truck Dismantlers for five police cars. **MOTION CARRIED UNANIMOUSLY**. Copy of bid tabulation and proof of publication can be found on pages 48-49 of this Minute Book AA.

APPROVAL OF BIDS TO SELL SURPLUS PARKS AND RECREATION VEHICLES AND EQUIPMENT

MOTION made by Alderman Touchton and **SECONDED** by Alderman Brantley to accept the highest and best bid from Mississippi Truck Dismantlers for two vehicles and from Interstate Auction & Equipment Co. for other surplus equipment no longer needed in the Parks and Recreation Department. **MOTION CARRIED UNANIMOUSLY**. Copy of bid tabulation and proof of publication can be found on pages 50-52 of this Minute Book AA.

APPROVAL OF QUALIFIED DEPOSITORIES FOR TWO YEARS

MOTION made by Alderman Fisher and **SECONDED** by Alderman Lott to approve five qualified depositories to keep the funds of the City of Clinton for a period of two years beginning May 1, 1999. **MOTION CARRIED UNANIMOUSLY**. Copy of bid tabulation and proof of publication can be found on pages 53-54 of this Minute Book AA. Copy of Bids received for all of the above can be found in the office of the City Clerk

MAYOR AUTHORIZED TO EXECUTE AGREEMENTS ON PHASE 2 OF CLINTON-RAYMOND ROAD INTERCHANGE PROJECT

Upon recommendation of City Engineer Richard Broome, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Lott to authorize the Mayor to execute water and sewer utility agreements for the Clinton-Raymond Road Interchange-Phase 2 Project. **MOTION CARRIED UNANIMOUSLY**

**APPROVAL OF FINAL ORDER FOR AD VALOREM EXEMPTION FOR DELPHI
PACKARD ELECTRIC SYSTEMS FOR PROPERTIES COMPLETED 12-31-97**

Upon receipt of a certificate of approval from the State Tax Commission, **MOTION** made by Alderman Hisaw and **SECONDED** by Alderman Fisher to enter on the minutes that Final Order found on pages 55-56 of this Minute Book AA. **MOTION CARRIED UNANIMOUSLY**

EXECUTIVE SESSION - LITIGATION

MOTION made by Alderman Brabham and **SECONDED** by Alderman Brantley to consider entering Executive Session for the purpose of discussing Litigation. **MOTION CARRIED UNANIMOUSLY.**

MOTION made by Alderman Brabham and **SECONDED** by Alderman Lott to enter executive session for the purpose of discussing Litigation at 8:46 p.m. **MOTION CARRIED UNANIMOUSLY**

Present for the executive session were the Mayor, Seven Aldermen, and City Attorney.

MOTION made by Alderman Brabham and **SECONDED** by Alderman Fisher to exit executive session at 9:08 p.m. **MOTION CARRIED UNANIMOUSLY**

APPROVAL TO SETTLE AND COMPROMISE EMINENT DOMAIN ACTIONS

MOTION made by Alderman Fisher and **SECONDED** by Alderman Lott to settle and compromise the Eminent Domain action in cause No. 96-3085 for the total payment to the Landowner of \$19,200, it being in the best interest of the City of Clinton to resolve this matter without the necessity of a trial. Said \$19,200 to include funds previously deposited with the Court. **MOTION CARRIED UNANIMOUSLY**

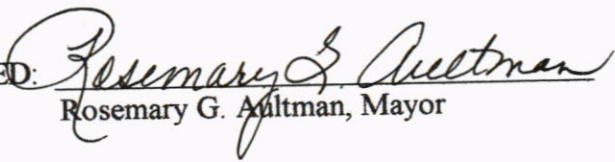
MOTION made by Alderman Brabham and **SECONDED** by Alderman Fisher to settle and compromise the Eminent Domain action in cause No. 251-98-5738 for the total payment to the Landowner of \$47,500, it being in the best interest of the City of Clinton to resolve this matter without the necessity of a trial. **MOTION CARRIED UNANIMOUSLY**

ADJOURN 9:12 p.m.

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

Copy of Agenda can be found on pages 26-27 of this Minute Book AA.

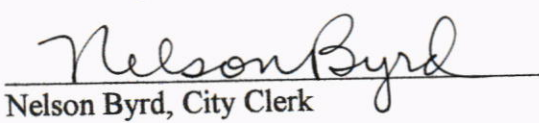
APPROVED:


Rosemary G. Aultman, Mayor

Date

May 6, 1999

ATTEST:


Nelson Byrd, City Clerk

Date

May 6, 1999

SEAL:

70

**RESOLUTION APPROVING A CONDITIONAL USE FOR A
DESIGNATION OF PUBLIC/QUASI-PUBLIC FACILITY AND
UTILITY FOR TRITEL COMMUNICATIONS, INC. FOR
PROPERTY LOCATED ON CYNTHIA ROAD**

WHEREAS, Tritel Communications, Inc. 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 April 27, 1999, as required; and,

WHEREAS, the Planning and Zoning Commission upon conclusion of the public hearing on April 27, 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 Tritel Communications, Inc. for designation of the property described in Exhibit "A" attached 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.

Designation is hereby granted with the following conditions:

1. Maximum height of 198.5 feet including tower, antennas and/or lightning rods.
2. Capable of accommodating additional carriers.
3. Tower shall be removed from property, if no longer utilized.
4. No warning lights shall be installed unless required by FAA.
5. Tower shall be a monopole.

The foregoing Resolution, having been reduced to writing,

Aldermen BRABHAM moved that said Resolution be adopted.

Alderman BRANTLEY 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: AYE
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 4th day of May, 1999.

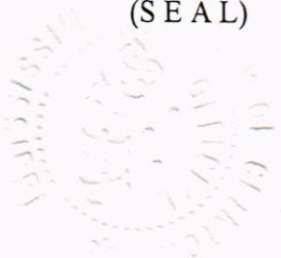
CITY OF CLINTON

BY: Rosemary J. Autman
Rosemary Autman, Mayor

ATTEST:

Nelson Byrd
Nelson Byrd, City Clerk

(SEAL)



808
844

RESOLUTION APPROVING A CONDITIONAL USE FOR A DESIGNATION OF PUBLIC/QUASI-PUBLIC FACILITY AND UTILITY FOR TRITEL COMMUNICATIONS, INC. FOR PROPERTY LOCATED ON CYNTHIA ROAD

WHEREAS, Tritel Communications, Inc. 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 April 27, 1999, as required; and,
WHEREAS, the Planning and Zoning Commission upon conclusion of the public hearing on April 27, 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 Tritel Communications, Inc. for designation of the property described in Exhibit "A" attached 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 Ordinance- 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.

Designation is hereby granted with the following conditions

1. Maximum height of 198.5 feet including tower, antennas and/or lightning rods.
2. Capable of accommodating additional carriers.
3. Tower shall be removed from property, if no longer utilized.
4. No warning lights shall be installed unless required by FAA.
5. Tower shall be a monopole.

The foregoing Resolution, having been reduced to writing, Aldermen Brabham moved that said Resolution be adopted. Alderman Brantley 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: AYE
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 4th day of May, 1999.

CITY OF CLINTON
BY: /s/ Rosemary T. Aultman
Rosemary Aultman, Mayor

ATTEST
/s/ Nelson Byrd
Nelson Byrd, City Clerk
(SEAL)
May 13, 1999

SWORN to and subscribed before me on
05/13/99

My Commission Expires:

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE.
MY COMMISSION EXPIRES: Nov. 8, 2000.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

Proof of Publication

the State of Mississippi

Hinds County

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

Shirley Mize

an 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:

Thursday, May 13, 1999

Lines:	184
Words:	647
Issues:	1
Total:	\$83.64

Signed

Authorized Clerk
of The Clarion-Ledger

Notary Public

(SEAL)

ARCHITECTURAL REVIEW ORDINANCE

WHEREAS, notice of a public hearing to adopt an Architectural Review Ordinance for the City of Clinton was properly noticed and such hearing was held on April 27, 1999, and

WHEREAS, there was no adverse public comment at said public hearing regarding the proposed ordinance, and

WHEREAS, the Mayor and Board of Aldermen have reviewed and refined the proposed Ordinance and find its adoption to be in the best interest of the City of Clinton for the reasons set out in said Ordinance, and

WHEREAS, this matter was presented to the Mayor and Board of Aldermen of the City of Clinton and after discussion thereof, Alderman FISHER offered the following ordinance and moved that it be adopted, to-wit:

ARCHITECTURAL REVIEW ORDINANCE

An Ordinance of the City of Clinton, Mississippi
establishing a committee of architectural review
its operations, rules and regulations.

BE IT ORDAINED by the Mayor and Board of Aldermen of the City of Clinton, Mississippi that an Architectural Review Ordinance and the creation of an Architectural Review Committee in the following form is hereby adopted:

Sec. 1. Purposes of chapter.

The Board of Aldermen of the City of Clinton, Mississippi, hereby find that bizarre, garish or otherwise inappropriate exterior design and appearance of buildings, structures and improvements erected in multi-family residential, commercial and industrial areas adversely affects the desirability of immediately adjacent and neighboring properties; impairs the benefits of occupancy as to existing properties in such areas; jeopardizes the economic stability and taxable value of businesses, land and buildings in such areas, and in the City as a whole; prevents the optimum use of real estate in the City; induces physical degeneration of property with attendant deterioration of conditions bearing directly on the public health, safety, morals and general welfare of the citizens; deprives the City of tax revenue and destroys a proper balance between the taxable value of real property and the cost of municipal services.

Therefore, in order to encourage the construction of attractive buildings, to protect and promote the general welfare and to prevent deterioration of the appearance of the City which would tend to create hazards to public health, safety and morals, destroy opportunity for the development of business and industry, and thereby deteriorate taxable land values and commerce below levels necessary to finance acceptable levels of municipal services, it is the purpose of this ordinance to provide for the designation of architectural control districts within land areas zoned for residential, (other than R-1, R-2 and Olde Towne Clinton districts which are handled under Ordinances), commercial, industrial, public building use and other districts set out in the Zoning Ordinance in the City of Clinton, to establish a Committee to regulate the exterior appearance of buildings, structures and improvements proposed for alteration or erection in such districts and to set standards and procedures to be followed by such Committee and, on appeal from its decision, by the Board of Aldermen.

Sec. 2. Designations of architectural control districts.

All land areas in the City which are zoned other than those zoned R-1, R-2 or Olde

Towne Clinton districts are hereby designated as an architectural control district, and any lot, parcel or area of land within any area zoned for single-family detached residences, which is used for other than single-family detached residences, or which is the subject of an application for a use permit or building involving any other such use, is designated an architectural control district.

Sec. 3. Committee of Architectural Review

It is the intent of the Board of Aldermen to establish an Architectural Review Committee composed of 5 members. These five members will include the Zoning Administrator, and four additional members nominated by the Mayor and approved by the Board of Aldermen. The Mayor will serve as ex officio, nonvoting member. The Committee will be charged with the review of all proposed construction in compliance with the Zoning Regulations, Sign Ordinances, Architectural Review Ordinance, Landscaping Requirements and other matters within the overall zoning requirements.

Sec. 4. - Meetings - Schedule: special meetings.

The Committee shall hold regular meetings the second Tuesday of each month. Special meetings may be held at other times; provided, that all members of the Committee are notified at least twenty-four (24) hours in advance of the time and place of same.

If no business to be considered, Committee will not meet.

Sec. 5. - To be recorded; exception.

All meetings of the Committee of Architectural Review, shall be recorded by the taking of minutes to be maintained by the secretary of the Committee.

Sec. 6. - Quorum.

A quorum shall consist of a majority of the members of the Committee. In the event a quorum is not obtained at any regular meeting, a special meeting shall thereupon be scheduled within ten (10) days thereafter.

Sec. 7. - Conduct.

(a) All meetings of the Committee shall be conducted by the chairman, or in his absence, by the vice-chairman.

(b) All members of the Committee other than the chairman shall be entitled to vote except in the case of a tie when the chairman shall vote to break the tie and the decisions of the Committee shall be by majority vote of those members present.

(c) All meetings of the Committee shall be open to the public, and all decisions shall be by record vote of the ayes and nays spread upon the proceedings. The Committee shall comply with all provisions of the Mississippi statutes on open meetings, Miss. Code Ann. §25-41-1 through §25-41-17.

(d) In matters covering procedures for the Committee not specified in this chapter, Robert's Rules of Order shall govern.

Sec. 8. - Approval of erections, reconstructions and alterations in architectural control districts-Required; waiver of requirements.

No structure, building, or other improvement or other major landscape features surrounding such building, structure, or improvement located on any land within any architectural control district shall be erected, reconstructed, altered or restored until the plans for such shall have been approved by the Committee provided, that the provisions of this chapter shall not apply to the regular maintenance of the same as opposed to the reconstruction, alteration or restoration. For the purposes of this section the repainting of a structure or building which results in the complete change of color of the structure or building or a substantial portion thereof shall be deemed an alteration and not regular maintenance. Erection, reconstruction, alteration or restoration of signs shall be controlled by the Sign Ordinance of the City.

The Committee may, after hearing the evidence in any case properly before it involving reconstruction or alteration only, waive the requirements of this chapter upon a written finding that the application involves reconstruction or alteration only and will not materially affect the exterior appearance of the structure involved. Such decision of waiver shall constitute a final decision of the Committee within the meaning of the related sections of this ordinance and shall be appealable.

Sec. 9. - Application.

(a) Application for approval by the Committee for the construction, reconstruction, alteration or restoration of any building wherein the total cost of construction will exceed \$10,000 within an architectural control district shall be submitted to the zoning administrator of the City accompanied by: (EXCEPTION: Businesses that do not alter exterior elevations)

(1) An architectural rendering (perspective and/or elevation) and plans of all buildings and structures showing style of architecture prepared in accord with

the requirements of the Southern Building Code as adopted by the City. All colors, materials and finishes shall be shown by notation or by use of accepted architectural symbols;

(2) The proposed site plan which complies with all other ordinances of the City for site plans including a landscaping plan; and

(3) A vicinity map and renderings or photographs of all development on immediately adjacent properties; and

The applicant may submit such additional material in writing, and graphically, as he desires. For the purposes of this chapter, no site plan shall be required where no change is proposed in any external dimension or the location of any existing structure. The Committee may from time to time waive such other of the above requirements as it may deem proper in the determination of any particular application.

(b) Upon filing of an application, the zoning administrator, after determining that the requirements of subsection (a) of this section have been satisfied, shall within five (5) days thereafter, forward the application, together with his recommendations on the same to the chairman of the Committee.

(c) Upon receipt of any such application, the chairman of the Committee shall thereupon place the application on the agenda for consideration at the next regular meeting of the Committee.

Sec. 10. - Hearing.

During the consideration of an application filed under this chapter, the Committee shall hear the testimony of any party desiring to be heard in support of or in opposition to the application. Such testimony shall be strictly confined to the question of whether the proposed construction, reconstruction, alteration or restoration satisfies or does not satisfy the criteria for the same set out in this chapter. The Committee shall hear any oral testimony that the zoning administrator desires to present.

Sec. 11. - Decisions; certificate of approval.

(a) The Committee shall vote and publish its decision in writing on any matter properly before it no later than the next regular meeting after the conclusion of hearing evidence on the matter, unless time is extended by mutual agreement between the Committee and the applicant.

(b) In all final decisions rendered pursuant to this chapter, the Committee shall briefly state its findings in writing, and, in the case of disapproval, it may make recommendations to the applicant with respect to the design, texture, material, color,

line, mass, dimension or lighting of the building involved. In case of disapproval, accompanied by such recommendations thereon, the applicant may again be heard before the Committee if, within ninety (90) days, he can comply with all such recommendations of the Committee.

(c) Approval by the Committee of any application filed hereunder shall be evidenced by issuance of a certificate, signed by the chairman and attested by the secretary, designating the name of applicant, date of approval, identification of property involved and a brief description of the construction approved.

Sec. 12. - Appeals; hearing.

Whenever the Committee shall, in a final decision, approve or disapprove or waive jurisdiction over any application filed pursuant to this chapter, the applicant or any other person with justifiable cause shall be entitled to appeal such decision and be heard thereon before the Board of Aldermen; provided, that there is filed with the City Clerk, on or before seven (7) days after the vote of the Committee, by the appellant, a notice in writing of such appeal and a fee of two hundred and fifty dollars (\$250.00) to cover the cost of advertising and other administrative expenses for the Board of Aldermen hearing. Upon the filing of notice of appeal as provided herein, the City Clerk shall thereupon schedule a public hearing before the Board of Aldermen, not more than thirty (30) days after the filing of such notice; provided, that no such hearing shall be held unless and until the City Clerk has caused to be published at least once in a newspaper of general circulation within the county, at least seven (7) days before such proposed hearing, an advertisement stating the time, date and place of the hearing before the Board of Aldermen, the location of the property involved, the name of the applicant and the nature of the building for which approval is sought.

Sec. 13. Hearing before Board of Aldermen.

On any appeal to the Board of Aldermen, the final decision of the review Committee shall be stayed pending the decision of the Board of Aldermen. The Board of Aldermen shall conduct a full and impartial public hearing on the matter before rendering any decision. The same procedure and standards shall be applied by the Board of Aldermen as are established for the review Committee. The Board of Aldermen may affirm, reverse or modify the decision of the Committee, in whole or in part. The decision of the Board of Aldermen shall be final subject to the provisions of section 14.

Sec. 14. Appeals to circuit court.

Parties aggrieved by the decision of the Board of Aldermen, rendered pursuant to section 13, shall have the right to appeal to the circuit court of the county in the same

manner and form as is required for any other appeal of actions of the Board of Aldermen.

Sec. 15 Design criteria.

The intention of the Board of Aldermen of the City of Clinton is that no proposed structure or alteration shall be deemed to be in violation of this ordinance based upon personal preference to taste or choice of architectural design of any person or persons involved in the administration and enforcement of this ordinance. Only the below listed criteria will be considered while evaluating proposed construction.

The Committee and, on appeal, the Board of Aldermen shall use the following standards and criteria in considering applications filed under this chapter:

- (a) Whether or not the proposed architectural design is suitable for a good suburban community in terms of external architectural features, general design and arrangement, texture, color, line, mass, dimension, material and lighting.
- (b) Whether or not the proposed structure, building or improvement is compatible with existing well-designed structures, acceptable to the Committee, in the vicinity and in the City as a whole.
- (c) Whether or not, and to what extent, the proposed structure, building or improvement would promote the general welfare and protect the public health, safety and morals by tending to maintain or augment the City's tax base as a whole, generating business activity, maintaining and creating employment opportunity, preserving historical sites and structures and making the City a more attractive and desirable place in which to live.
- (d) Whether or not proposed free-standing buildings use the same or architecturally harmonious materials, color, texture and treatment for all exterior walls; and in the case of partially free-standing buildings, whether or not the same or architecturally harmonious materials, color, texture and treatment are used on all portions of all exterior walls.
- (e) Whether or not the combination of architectural elements proposed for a structure, building or improvement, in terms of design, line, mass, dimension, color, material, texture, lighting, landscaping and roof line and height conform to accepted architectural principles for permanent buildings as contrasted with engineering standards designed to satisfy safety requirements only; and exhibit external characteristics of demonstrated architecture and aesthetic durability.
- (f) Whether or not, in terms of design, material, texture, color, lighting, landscaping, dimension, line, mass or roof line and height, the proposed structure, building or improvement is designed to serve primarily as an

advertisement or commercial display, exhibits exterior characteristics likely to deteriorate rapidly, would be of temporary or short-term architectural or aesthetic acceptability, would be plainly offensive to human sensibilities or would otherwise constitute a reasonable foreseeable detriment to the community.

Sec. 16. No specific architectural style to be required.

The review Committee and the Board of Aldermen on appeal shall not adopt or impose any specific architectural style in the administration of this chapter.

Sec. 17. Deviations from approved plans prohibited.

Any person who once having obtained the approval required by section 8 deviates substantially from the approved plan shall be guilty of a misdemeanor.

The city Building Official, upon his determination of substantial deviation, shall issue a stop work notice on the building permit. Work shall not be permitted to continue, unless it is continued under substantial compliance with the Certificate issued pursuant to Section 11 or the changes have been re-submitted and approved by the Committee pursuant to this ordinance.

Sec. 18. Separability and Validity Clause.

Should any Section or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part so held to be unconstitutional or invalid.

Sec. 19. Repeal of Conflicting Ordinances or Parts Thereof.

All Ordinances or parts of Ordinances adopted heretofore by the City of Clinton, Mississippi, which are in conflict herewith or inconsistent with the provisions of this Ordinance ARE HEREBY REPEALED.

Sec. 20. Failure to Enforce Ordinance.

Failure to enforce any provision of this Ordinance shall not constitute a waiver nor imply that the action is legal.

Sec. 21. Effective Date of Ordinance.

This Ordinance shall be effective 30 days from and after passage.

ORDAINED, ADOPTED AND APPROVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, at a meeting thereof held on the 4th day of May, 1999.

A Motion for adoption was seconded by Alderman BRABHAM and the foregoing ordinance having been first reduced to writing, and no request being made by the Mayor or any member of the Board of Aldermen that the Ordinance be read by the City Clerk, before any vote was taken, it was submitted to the Board of Aldermen for the passage or rejection on roll call vote upon the vote being as follows, to-wit:

Alderman Brabham voted:	<u>AYE</u>
Alderman Hisaw voted:	<u>AYE</u>
Alderman DePriest voted:	<u>AYE</u>
Alderman Brantley voted:	<u>AYE</u>
Alderman Fisher voted:	<u>AYE</u>
Alderman Touchton voted:	<u>ABSTAIN</u>
Alderman Lott voted:	<u>AYE</u>

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

The foregoing ordinance was approved this the 4th day of May, 1999.

CITY OF CLINTON

By: Rosemary G. Aultman
ROSEMARY G. AULTMAN, Mayor

ATTEST:

Nelson Byrd
NELSON BYRD, City Clerk

(SEAL)

Proof of Publication
The State of Mississippi
Hinds County

PASTE PROOF HERE

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

Shirley Mize

an 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:

Thursday, May 13, 1999

Lines:	988
Words:	3,112
Issues:	1
Total:	\$379.44

SWORN to and subscribed before me on
05/13/99

My Commission Expires:

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE.
MY COMMISSION EXPIRES: Nov. 8, 2000.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

Signed

Shirley Mize

Authorized Clerk
of The Clarion-Ledger

Marie Mills

Notary Public

(SEAL)

Whereas, the City of Clinton finds it necessary to the public welfare and safety to regulate and license certain contractors, and

Whereas, the Mayor and Board of Alderman have reviewed and refined the proposed Ordinance and find it's adoption to be in the best interest of the City of Clinton for the reasons set out in said Ordinance, and

Whereas, this matter was presented to the Mayor and Board of Aldermen of The City of Clinton and after discussion thereof, Alderman BRANTLEY offered the following ordinance and moved that it be adopted, to-wit:

**AN ORDINANCE TO ADOPT THE REQUIREMENT FOR LICENSING AND
CERTIFICATION OF CERTAIN CONTRACTORS IN THE CITY OF CLINTON,
MISSISSIPPI AND FOR ENFORCEMENT THEREOF**

Section I. Records.

The Building Official shall act as the administrative official and shall maintain accurate records in regard to certification and licensing.

Section II. Certificate- issuance; fees; renewals; qualifications.

(a) All Journeyman and Master Electricians, Plumbers and Mechanical Installers shall be required to pass the appropriate Mississippi Standard contractor examination before engaging in business in the city. If, however, the Building Official determines the applicant cannot take a written examination, he may, allow the applicant to take an oral examination. The examination shall determine the theoretical practical knowledge of the applicant including procedures and hazards of his trade to further determine the ability of the applicant to work in conformity with approved practice and in keeping with all city and state requirements and regulations. The test will be prepared, administered and graded by a testing agency approved by the Mayor and Board of Alderman.

(b) Any applicant who passes such examination shall be issued a certificate to that effect.

(c) Every applicant for examination shall be responsible for paying appropriate set testing fees to the testing agency approved by the Mayor and Board of Alderman.

(d) The applicant is obligated to comply with all rules and regulations of the testing agency administering the test.

(e) Certificates shall be valid for the fiscal year or part thereof during which they are issued and shall be renewed each year within the first ten (10) days of each of the new fiscal year, or in any such event, on or before October 10 of each year. The fee for such renewal shall be twenty-five dollars (\$25.00) for each renewal. However, if a certificate is not renewed within the aforesaid time period (that is, on or before October 10 of each year), then the fee for renewal shall be thirty-five dollars (\$35.00); and provided further, if such certificate is not renewed within a period of thirty (30) days from October 10 of each year, then the renewal shall be fifty dollars (\$50.00) and re-examination may be required at the discretion of the Building Official.

(f) A limited certificate of competence applicable for a single job may be issued by the Building Official and shall automatically expire upon completion of the project for which such limited certificate of competency was issued. No such limited certificate of competency shall be issued unto the same party for new structures within the five year period following the issuance of such initial certificate of competency. The fee for such temporary certificate shall be twenty-five dollars (\$25.00). In such event, the Building Official shall fully document his reasons for issuing such temporary permits and his action in so doing shall be subject to review and possible revocation by the Mayor and Board of Alderman.

(g) A certificate of competency based upon the examination of an individual representing a partnership, firm or corporation, shall be valid only during the time that such individual is a member or supervising employee of such partnership, firm, or corporation. The Building Official may issue temporary licenses for periods no to exceed sixty (60) days in cases where he determines such action to avoid undue hardships.

Section III. Requirements for General Contractors' license.

1. A copy of a Residential Builder, Residential Remodeler or building construction or commercial license as required by the Mississippi State Board of Contractors shall be presented to the Building Official prior to issuance of a building permit subject to exceptions provided for by the State of Mississippi. (Reference 73-59-17 Miss Code 1972)

Section IV. Requirements for Journeyman and Master Plumber, Mechanical or Electrical License.

1. Examination application must be completed in accordance with the approved testing agency's regulations and procedures.

2. Applicant must pass a written exam approved by the Mayor and Board of Alderman. The passing score is determined by the approved testing agency. Applicant must pay all testing fees required by said testing agency for administration of the exam.

3. In lieu of an examination, a letter from an approved examining and licensing board within the State of Mississippi stating that the applicant stood before their board and successfully passed an exam and has held a current valid license for at least (1) year.

Section V. Revocation.

(a) It shall be the duty of the Mayor and Board of Alderman, upon recommendation from the Building Official, to revoke or cause to be revoked the certificate and building permits for any person or job for any one or more of the following reasons;

1. Willful or false misstatements in the exam application.
2. Permitting the use of the certificate by any person other than himself.
3. Persistent refusal or neglect to observe the provisions of the applicable codes; and
4. Any other act intended to violate the provisions of the applicable codes.

(b) The revocation of a certificate shall not serve as a bar to any further remedy or action at law which might be invoked by the city.

Section VI. Bond and Insurance required; amount.

(a) Every person before engaging in the business of contracting in those occupations covered by this article, shall execute a bond payable to the city in the amount of five thousand dollars (\$5000.00) and show proof of General Liability insurance. Such bond shall be made by an approved surety company authorized to do business in this state.

(b) Duration; renewal. Such bond shall run for a period of one (1) year and shall be renewed every year. No permit shall be issued to any person who does not have the required bond in full force and effect at the time of application for such permit.

(c) Conditions. All such bonds shall be conditioned to protect the city against all loss or damages occasioned by any act or negligence of the principal therein, or in failing to properly execute and protect all work done by him or by his employees, or done under his direction or supervision, and from all loss or damage occasioned by or arising in any manner from any work done by such principal or his employees, or under his supervision; conditioned further, that the principal therein will keep and observe all ordinances at any time enacted by the city.

(d) Approval. All such bonds shall be approved by the Building Official before they become effective, and may be declared in default and sued upon by the city in any court of competent jurisdiction.

Section VII. Exemptions from bonding and licensing.

Nothing contained in this article shall be interpreted as prohibiting an individual from installing, altering or repairing his own electrical, gas, mechanical, plumbing, appliances, or installing, extending, replacing, altering or repairing in general on his own premises, or as requiring a license or a bond from an individual doing such work on his own premises; provided, however, all such work must be done in conformity with all other provisions of this article, including those relating to permits, inspections and fees. This provision shall apply only to a residence owned and occupied by the individual doing the work and not a building structure which is readily accessible to the general public or not occupied by an individual doing the work. No one who is not licensed and bonded may assist the home owner in the work.

Section VIII. Penalties and fines.

Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in an amount not less than fifty dollars and not exceeding one thousand dollars or to be imprisoned in the city jail for a period not exceeding ninety days or both so fined and imprisoned. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punished as such hereunder.

Section IX.

BE IT FURTHER ORDAINED that this ordinance shall take effect and be in force thirty days (30) after it's passage.

ORDAINED, ADOPTED AND APPROVED BY THE MAYOR AND BOARD
OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, at a meeting thereof held on the
4th day of May, 1999.

A Motion for adoption was seconded by Alderman BRABHAM and the
foregoing ordinance having been first reduced to writing, and no request being made by the
Mayor or any member of the Board of Aldermen that the Ordinance be read by the City Clerk,
before any vote was taken, it was submitted to the Board of Alderman for the passage or rejection
on roll call vote upon the vote being as follows, to-wit:

Alderman Brabham voted: AYE

Alderman Hisaw voted: AYE

Alderman DePriest voted: AYE

Alderman Brantley voted: AYE

Alderman Fisher voted: AYE

Alderman Touchton voted: AYE

Alderman Lott voted: AYE

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

The foregoing ordinance was approved this the 4th day of May, 1999.

CITY OF CLINTON, MISSISSIPPI

BY: Rosemary G. Aultman
Rosemary Aultman, Mayor

ATTEST:

Nelson Byrd
Nelson Byrd, City Clerk

Whereas, the City of Clinton finds it necessary to the public welfare and safety to regulate and license certain contractors, and Whereas, the Mayor and Board of Aldermen have reviewed and refined the proposed Ordinance and find it's adoption to be in the best interest of the City of Clinton for the reasons set out in said Ordinance, and Whereas, this matter was presented to the Mayor and Board of Aldermen of The City of Clinton and after discussion thereof, Alderman Brantley offered the following ordinance and moved that it be adopted, to-wit:

AN ORDINANCE TO ADOPT THE REQUIREMENT FOR LICENSING AND CERTIFICATION OF CERTAIN CONTRACTORS IN THE CITY OF CLINTON, MISSISSIPPI AND FOR ENFORCEMENT THEREOF

Section I. Records.

The Building Official shall act as the administrative official and shall maintain accurate records in regard to certification and licensing.

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(a) All Journeyman and Master Electricians, Plumbers and Mechanical Installers shall be required to pass the appropriate Mississippi Standard contractor examination before engaging in business in the city. If, however, the Building Official determines the applicant cannot take a written examination, he may, allow the applicant to take an oral examination. The examination shall determine the theoretical practical knowledge of the applicant including procedures and hazards of his trade to further determine the ability of the applicant to work in conformity with approved practice and in keeping with all city and state requirements and regulations. The test will be prepared, administered and graded by a testing agency approved by the Mayor and Board of Aldermen.

(b) Any applicant who passes such examination shall be issued a certificate to that effect.

(c) Every applicant for examination shall be responsible for paying appropriate set testing fees to the testing agency approved by the Mayor and Board of Aldermen.

(d) The applicant is obligated to comply with all rules and regulations of the testing agency administering the test.

(e) Certificates shall be valid for the fiscal year or part thereof during which they are issued and shall be renewed each year within the first ten (10) days of each of the new fiscal year, or in any such event, on or before October 10 of each year. The fee for such renewal shall be twenty-five dollars (\$25.00) for each renewal. However, if a certificate is not renewed within the aforesaid time period (that is, on or before October 10 of each year), then the fee for renewal shall be thirty-five dollars (\$35.00); and provided further, if such certificate is not renewed within a period of thirty (30) days from October 10 of each year, then the renewal shall be fifty dollars (\$50.00) and re-examination may be required at the discretion of the Building Official.

(f) A limited certificate of competence applicable for a single job may be issued by the Building Official and shall automatically expire upon completion of the project for which such limited certificate of competency was issued. No such limited certificate of competency shall be issued unto the same party for new structures within the five year period following the issuance of such initial certificate of competency. The fee for such temporary certificate shall be twenty-five dollars (\$25.00). In such event, the Building Official shall fully document his reasons for issuing such temporary permits and his action in so doing shall be subject to review and possible revocation by the Mayor and Board of Aldermen.

(g) A certificate of competency based upon the examination of an individual representing a partnership, firm or corporation, shall be valid only during the time that such individual is a member or supervising employee of such partnership, firm, or corporation. The Building Official may issue temporary licenses for periods no to exceed sixty (60) days in cases where he determines such action to avoid undue hardships.

Section III. Requirements for General Contractors' license.

1. A copy of a Residential Builder, Residential Remodeler or building construction or commercial license as required by the Mississippi State Board of Contractors shall be presented to the Building Official prior to issuance of a building permit subject to exceptions provided for by the State of Mississippi. (Reference 73-59-17 Miss Code 1972)

Section IV. Requirements for Journeyman and Master Plumber, Mechanical or Electrical License.

ORDAINED, ADOPTED AND APPROVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, at a meeting thereof held on the 4th day of May, 1999. A Motion for adoption was seconded by Alderman Brabham and the foregoing ordinance having been first reduced to writing, and no request being made by the Mayor or any member of the Board of Aldermen that the Ordinance be read by the City Clerk, before any vote was taken, it was submitted to the Board of Aldermen for the passage or rejection on roll call vote upon the vote being as follows, to-wit:

Alderman Brabham voted: AYE
Alderman Hisaw voted: AYE
Alderman DePriest voted: AYE
Alderman Brantley voted: AYE
Alderman Fisher voted: AYE
Alderman Touchton voted: AYE
Alderman Lott voted: AYE

Whereupon the Mayor declared the Motion carried and the ordinance approved and adopted.
The foregoing ordinance was approved this the 4th day of May, 1999.
CITY OF CLINTON, MISSISSIPPI

BY: /s/ Rosemary G. Aultman

Rosemary Aultman, Mayor

ATTEST:
/s/ Nelson Byrd
Nelson Byrd, City Clerk
May 13, 1999

Proof of Publication

the State of Mississippi

Hinds County

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

Shirley Mize

an 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:

Thursday, May 13, 1999

Lines:	402
Words:	1,665
Issues:	1
Total:	\$205.80

Signed

Authorized Clerk
of The Clarion-Ledger

Notary Public

(SEAL)

1-800-770-6061
NEW Toyota is as Easy as pushing a button.
1-200 CASH BACK
Xcub V6
Tacoma 4x4

BID OPENING REPORT

Project: Police Automobiles

Bid Date: April 27 at 10 ^{am} _{p.m.}

Location: City Hall
300 Jefferson Street
Clinton, MS 39056

Owner: City of Clinton

BIDDER	91 Chevy Caprice 7732	93 Ford CRV Vic 5052	92 Ford Taurus 0325	91 Chevy Caprice 4978	90 Chev Caprice 0121
Mississippi Truck Dismantlers	1,388.	1,588. ⁰⁰	1,388. ⁰⁰	1,588. ⁰⁰	1,133. ⁰⁰
Interstate Auction & Equipment Com	477. ⁷²	577. ⁷²	377. ⁷²	497. ⁷⁷	277. ⁷²
M+S Auto Repair	618. ⁰⁰	527. ⁰⁰	427. ⁰⁰	527. ⁰⁰	456. ⁰⁰
					9.A

Signed: E. Robertson

Date: 4/27/99

9ABC

9A

Proof of Publication

The State of Mississippi

Hinds County

PASTE PROOF HERE

The City of Clinton will be accepting sealed bids on four surplus police vehicles.

- (1) 1991 Chevrolet Caprice
VIN #7732
- (2) 1993 Ford Crown Victoria
VIN # 5052
- (3) 1992 Ford Taurus
VIN #0325
- (4) 1991 Chevrolet Caprice
VIN #4978
- (5) 1990 Chevrolet Caprice
VIN # 0121

Sealed bids can be mailed to:
Clinton City Hall
City Clerk's Office
300 Jefferson Street
Clinton, MS 39056

Inquiries can be made to:
Mr. Ed Robertson,
Purchasing Agent at
(601) 924-5462

Sealed bids will be opened at:
10:00 AM on April 26, 1999
Clinton City Hall, 27
Clinton, Mississippi

The City of Clinton reserves
the right to reject any or all
bids.

/s/ Rosemary G. Aultman
ROSEMARY G. AULTMAN,
MAYOR

/s/ Nelson Byrd
NELSON BYRD,
CITY CLERK

PUBLISH April 7, 1999 and April
14, 1999 in The Clarion-Ledger

PERS. PROP.

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

Shirley Mize

an 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:

Wednesday, April 7, 1999
Wednesday, April 14, 1999

Lines: 50
Words: 150
Issues: 2
Total: \$33.00

SWORN to and subscribed before me on
04/14/99

My Commission Expires:

Signed

Authorized Clerk
of The Clarion-Ledger

Notary Public

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE.
MY COMMISSION EXPIRES: Nov. 8, 2000.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

(SEAL)

BID OPENING REPORT

Project: Parks & Rec.
Auto, Truck Dump
& Equipment

Bid Date: April 27 at 10 ^{a.m.}_{p.m.}
 Location: City Hall
 300 Jefferson Street
 Clinton, MS 39056

Owner: City of Clinton

BIDDER	92 Ford CV 6383	78 Chevy Dump Truck 10484	John Deer Rotary Mower	Gravley Rotary Mower	6'x5' Utility Trailer	John Deer Mower (old)
Mississippi Truck DismanTlers	1488. ⁰⁰	588. ⁰⁰				
Lisa Mercer	340. ⁰⁰					
James Perry	200. ⁰⁰	300. ⁰⁰				
Interstate Auction & Equipment Company	577.77	477.77	277.77	277.77	157.77	27.77
Louis Kadner		350. ⁰⁰				
Pat Maxie				100. ⁰⁰		9B

Signed: Ed Robertson
 Date: 4/27/99

BID OPENING REPORT

Project: Parks & Rec.
Auto, Truck Rump
& Equipment

Bid Date: April 27 at 10 am p.m.

Location: City Hall
 300 Jefferson Street
 Clinton, MS 39056

Owner: City of Clinton

BIDDER	Three mower Deck	Rotating cutter	3-point Auger (9")	6' Bushhog		
INTERSTATE Auction & Equipment Company	37.77	177.77	27.77	17.77		
						98

Signed: Ed Robertson
 Date: 4/27/89

Proof of Publication
The State of Mississippi
Hinds County

PASTE PROOF HERE

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

Shirley Mize

an 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:

Wednesday, April 7, 1999
 Wednesday, April 14, 1999

Lines: 78
 Words: 229
 Issues: 2
 Total: \$56.38

ADVERTISEMENT FOR BIDS
 CITY OF CLINTON, CLINTON, MISSISSIPPI

Notice is hereby given that the City of Clinton Parks and Recreation Department will receive sealed bids for the sale of surplus vehicles and equipment until 10:00 a.m. on April 27th, 1999, at the City Hall located at 300 Jefferson Street, Clinton, Mississippi, at which time the bids will be opened and publicly read. The vehicles and equipment are being sold "as is" and the buyer assumes any and all liability holding the City of Clinton harmless. Vehicles and equipment may be seen by contacting the Parks and Recreation Department Director at (601) 924-6082. The City of Clinton reserves the right to reject any and all bids.

Surplus Vehicles to be sold:

- (1) One 1992 Ford Crown Victoria, VIN#2FACP72W8NX196383
- (2) One 1978 Chevrolet Dump Truck, VIN#C16DA9V110484

Surplus Equipment to be sold:

- (1) One 6' Bush Hog
- (2) One 3-Point Auger (9")
- (3) One Batwing Cutter
- (4) One John Deere Rotary Mower
- (5) One Gravely Rotary Mower
- (6) One 6' X 5' Utility Trailer
- (7) One John Deere Mower (Old)
- (8) Three Mower Decks

BY: /s/ Nelson Byrd
 NELSON BYRD, CITY CLERK
 (601) 924-5462

APPROVED:
 MAYOR ROSEMARY AULTMAN

APRIL 7, 14, 1999

SWORN to and subscribed before me on
 04/14/99

My Commission Expires:

Signed

 Authorized Clerk
 of The Clarion-Ledger

 Notary Public

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE.
 MY COMMISSION EXPIRES: Nov. 8, 2000.
 BONDED THRU NOTARY PUBLIC UNDERWRITERS.

(SEAL)

CITY OF CLINTON
CLINTON, MISSISSIPPI 39060

M E M O R A N D U M

DATE: April 28, 1999

TO: Nelson

FROM: Wayne *Wayne*

SUBJECT: Bid Proposals for City's Bank Accounts

We have received bids from the following financial institutions for the maintenance of City funds in response to our advertisement published in The Clinton News on Thursday, April 1, 1999:

BankcorpSouth
BankPlus
Deposit Guaranty National Bank
Trustmark National Bank
Union Planters Bank

All of the banks identified above are qualified as Mississippi State Depositories.

Watch out for emp

By now we all know that weight loss is really a simple matter of mathematics.

If you consume more calories than you burn, you gain weight. If you burn more calories than you consume, you lose weight.

This being said, one of the easiest ways to avoid excess calories is to avoid what nutritionists call "empty calories." Empty calories are calories that have little or no nutritional benefit, such as those found in candy and soft drinks.

These calories usually are high in sugar and/or fat and void of any nutritional qualities, such as vitamins, minerals and protein just to name a few.

An example would be a glass of skim milk vs. a glass of cola. If each glass contained the same number



SCOT LONG

Exercise physiologist

of calories, why not drink the cola as it probably tastes better to most people?

The answer is the glass of milk is full of valuable vitamins, such as vitamin D, and minerals, such as calcium, as well as protein and carbohydrates, whereas the glass of cola contains mostly sugar, caffeine and food coloring.

It is very easy to add hundreds or even thousands of extra unwanted



For Hall of Fame
Real Estate Service
call **Bill Hetrick**

291-7514 / 924-7552



Happy (Indian) Trails to You



This brand-new Indian Trails home by Bob Lurcroy features a 3-bedroom, 2 1/2-bath split plan with a versatile bonus room over the garage - 122 Warrior Lane, Clinton

Ballet Magnificat!

LEGAL NOTICE TO DEPOSITORIES

Notice is hereby given to all financial institutions in the City of Clinton, Mississippi that the Mayor and board of Aldermen will accept bids for the privilege of keeping the funds of the City of Clinton, Mississippi, or of a part thereof, for a term of two years beginning May 1, 1999 and ending April 30, 2001 and/or until new arrangements have been made.

Bids may be submitted on April 13, 1999 at 2:00 PM at City Hall, 300 Jefferson Street, Clinton, Mississippi. Bids must be submitted as provided in Sections 27-105-305 and 27-105-353, Mississippi Code 1972, Annotated. All financial institutions submitting bids must furnish a copy of its certification as a qualified depository as provided by the State Treasurer as determined in accordance with Section 27-105-315, Mississippi Code 1972, Annotated.

12.
APPLICATION BD. APPROVED
ON 2-3-98

FINAL ORDER OF THE MAYOR AND BOARD OF ALDERMEN
OF CLINTON, MISSISSIPPI, EXEMPTING
CERTAIN PROPERTIES OF GENERAL MOTORS
CORPORATION, DELPHI PACKARD ELECTRIC SYSTEMS,
FROM AD VALOREM TAXES AS COMPLETED DECEMBER 31, 1997

WHEREAS, Applicant General Motors Corporation, Delphi Packard Electric Systems is now operating as an automobile component part manufacturing type of industry within the industrial park of the City of Clinton, Hinds County, Mississippi, which factory includes Plants 20, 21, 22, 24 and 27 containing bona fide expanded facilities of public utility within the meaning of Section 27-31-101, et seq. and related Sections of the Mississippi Code, as amended, and is eligible for the exemption granted by the above-mentioned section by specific enumeration, namely "manufacturing"; and the exemption prayed for in this Application is for additions or expansions of the above-mentioned plants and the replacement of equipment used in connection with or necessary to the operation of the said enterprise as provided in Section 27-31-105 of the Mississippi Code, as amended; and

WHEREAS, the additions or expansions and replacement of equipment were completed on December 31, 1997, and as of that date the true value of all property to be exempt was Six Million, Five Hundred Seventy-Eight Thousand, Two Hundred Fifty-Six and 13/100 (\$6,578,256.13), as shown in an itemized list attached hereto as Exhibit "A"; and

WHEREAS, the Application of General Motors Corporation, Delphi Packard Electric Systems, was approved by this body for submission to the Mississippi State Tax Commission which in turn certified that the properties described in the Application, are

eligible for exemption and the Board of Aldermen now finding that the provisions of Section 27-31-101, et seq. have been fully complied with for the exemption;

IT IS THEREFORE ORDERED by the Mayor and Board of Aldermen of Clinton, Mississippi, that the General Motors Corporation, Delphi Packard Electric Systems Application, is hereby approved and that the property described in Exhibit "A" hereto with a value of \$6,578,256.13 is exempt from all ad valorem taxation, except State and School District taxation, for a ten (10) year exemption period beginning on the 31st day of December, 1997, and ending on the 30th day of December, 2007.

SO ORDERED, this, the 4th day of MAY, 1998.

BY: Rosemary G. Aultman
ROSEMARY G. AULTMAN, Mayor
City of Clinton, Mississippi

ATTEST:

NELSON BYRD, City Clerk
City of Clinton, Mississippi

BY: Nelson Byrd

(SEAL)