

**RECESSED MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, JUNE 17, 1997, 7 P.M.
MUNICIPAL COURTROOM - 305 MONROE STREET**

The Mayor and Board of Aldermen of the City of Clinton met in Recessed Meeting at 7 P.M. at the Municipal Room, 305 Monroe Street, pursuant to a Recess Order adopted by said Mayor and Board of Aldermen at their Regular Meeting of June 3, 1997 as found on page 574 of this Minute Book Y.

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 Mayor Aultman.

ROLL CALL - City Clerk Nelson Byrd

Present: Jehu Brabham - Alderman-At-Large
 Rodney DePriest - Alderman Ward 2
 Ben Todd - Alderman Ward 3
 Phil Fisher - Alderman Ward 4
 Herb Touchton - Alderman Ward 5
 Sharbert Lott - Alderman Ward 6

Absent: George Ferrell - Alderman Ward 1

APPROVAL OF CONSENT AGENDA ITEMS A-R:

MOTION made by Alderman Lott and **SECONDED** by Alderman Todd to approve Consent Agenda Items A-R as listed on page 579 of this Minute Book Y, noting that Consent Agenda Items J,K,L, & R will serve to advertise favorably the opportunities, possibilities, and resources of the City of Clinton. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF PRELIMINARY SITE PLAN REVIEW OF THE TWIN LAKES OF CASCADES PART 8

Upon recommendation of Planning and Zoning and City Engineer Richard Broome, **MOTION** made by Alderman Fisher and **SECONDED** by Alderman Touchton to approve the Preliminary Site Plan Review of the Twin Lakes of Cascades Part 8. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF REZONING REQUEST FOR 14.90 ACRES OF PROPERTY SOUTH OF PROVIDENCE PRESBYTERIAN CHURCH ON CLINTON-RAYMOND ROAD

Upon recommendation of Planning and Zoning Board and City Engineer Richard Broome, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Touchton to adopt that ordinance found on pages 581-584 of this Minute Book Y and on pages 674-677 of Ordinance Book II to approve rezoning request for 14.90 acres of property South of Providence Presbyterian Church on Clinton-Raymond Road from A-1 to R-1 based on the fact finding by this Board that there has been a change in the character of the neighborhood and a public need for more houses. Proofs of Publication of this re-zoning can be found on pages 585 and 678 respectfully. **MOTION CARRIED UNANIMOUSLY**

**APPROVAL OF FINAL ORDER EXEMPTING GENERAL MOTORS-PACKARD
ELECTRIC ADDITIONS COMPLETED JANUARY 1, 1995 FROM AD VALOREM
TAXES FOR 10 YEARS**

MOTION made by Alderman Lott and **SECONDED** by Alderman Fisher to approve that Final Order exempting General Motors-Packard Electric additions completed January 1, 1995 from Ad Valorem taxes for 10 years found on pages 586-587 of this Minute Book Y. **MOTION CARRIED UNANIMOUSLY**

EXECUTION SESSION

MOTION made by Alderman Todd and **SECONDED** by Alderman Lott at 7:10 p.m. to consider entering executive session for the purpose of discussing personnel and litigation matters. **MOTION CARRIED UNANIMOUSLY**

MOTION made by Alderman Todd and **SECONDED** by Alderman Lott to enter executive session for the stated purpose. **MOTION CARRIED UNANIMOUSLY**

Present for executive session were Mayor Aultman, Aldermen Brabham, DePriest, Todd, Fisher, Touchton and Lott; City Attorney Ken Dreher.

Following discussion **MOTION** made by Alderman Fisher and **SECONDED** by Alderman Todd to exit executive session at 7:50 p.m. **MOTION CARRIED UNANIMOUSLY**

ADJOURNMENT - 7:52 P.M.

There being no further business to discuss, **MOTION** made by Alderman Touchton and **SECONDED** by Alderman Brabham to adjourn. **MOTION CARRIED UNANIMOUSLY**

APPROVED: Rosemary G. Aultman June 19, 1997
Rosemary G. Aultman, Mayor Date

ATTEST: Nelson Byrd June 19, 1997
Nelson Byrd, City Clerk Date

SEAL

OFFICIAL FORM

AN ORDINANCE BY THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF CLINTON, HINDS COUNTY,
MISSISSIPPI AMENDING THE OFFICIAL ZONING ORDINANCE
AND THE ZONING MAP OF THE CITY OF CLINTON, MISSISSIPPI

WHEREAS, JOHN STINSON did file a Petition to Rezone certain property from its present A-1 use district classification to a R-1 use district classification; and,

WHEREAS, a pubic hearing, pursuant to Section 2406.05 of the Zoning Ordinance of the City of Clinton, Mississippi, was set for the 27th day of May, 1997, at 7:30 o'clock P.M.; and,

WHEREAS, the City of Clinton did cause notice of said hearing to be published in the *Clarion Ledger*, a newspaper published in Hinds County, Mississippi, in the manner and for the time required by law, and did post notice upon the affected property in the manner and for the time required by law; and,

WHEREAS, at the time, date and place specified in the Notice, the Planning Commission of the City of Clinton, Mississippi, did conduct a full and complete hearing, and there being no opposition to the request presented to the Planning Commission, and thereafter, did recommend that the petition of JOHN STINSON be approved, pursuant to Section 2406 of the Zoning Ordinance; and,

WHEREAS, the matter was presented to the Mayor and Board of Aldermen of the City of Clinton, along with the recommendation of the Planning Commission, and after discussion thereof, Alderman BRABHAM offered the following ordinance and moved that it be adopted, to-wit:

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi as follows, to-wit:

Section 1. That the matters and facts stated in the preamble hereof are found to be true and correct.

Section 2. That this matter was presented as required by §2406 of the City of Clinton Zoning Ordinance and that the Board of Aldermen hereby find that this request meets the requirements of §2406.03(b) Criteria for Rezoning.

Section 3. That the following described tract of real property be, and the same is, hereby rezoned from its present A-1 use district classification to R-1 use district classification, to-wit:

A tract of land situated in the City of Clinton, the First Judicial District of Hinds County, Mississippi and containing 14.90 acres more or less and more completely described in Exhibit "A" attached hereto and made a part thereof.

Section 4. That the City of Clinton Zoning Ordinance be, and the Official Zoning Map be, and the same hereby are, amended to reflect the foregoing change in the zoning of the above-described real property.

Section 5. That this ordinance shall take effect thirty 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 17th day of June, 1997.

A Motion for adoption was seconded by Aldermen TOUCHTON and the foregoing ordinance having been first reduced to writing, was considered and approved section by section and then, as a whole, 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:	<u>Aye</u>
Alderman Ferrell voted:	<u>Absent</u>
Alderman Depriest voted:	<u>Aye</u>
Alderman Fisher voted:	<u>Aye</u>
Alderman Touchton voted:	<u>Aye</u>
Alderman Lott voted:	<u>Aye</u>
Alderman Todd voted:	<u>Aye</u>

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

The foregoing ordinance was approved this the 17th day of June, 1997.

CITY OF CLINTON

BY: Rosemary J. Aultman
ROSEMARY AULTMAN, Mayor

ATTEST:

Nelson Byrd
NELSON BYRD, City Clerk

(S E A L)

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Consideration of an Item concerning the determination of whether or not a Re-Zoning Request (from A-1 to R-1) for the following described tract of land situated in the City of Clinton, Mississippi, First Judicial District of Hinds County, Mississippi, to wit:

and being more particularly described as follows:

Commence at an iron rod marking the northeast corner of Section 36, Township 6 North, Range 2 West of Hinds County Mississippi and run West along the North line of said section for a distance of 1,878.90 feet to the Point of Beginning, thence South 00 degrees, 32 minutes, 00 seconds East for a distance of 2,275.28 feet to a point on the North line of a 40 foot wide right-of-way for Clinton-Raymond Road; thence along said north right-of-way line following a fence South 77 degrees, 12 minutes, 50 seconds West for a distance of 38.48 feet; thence South 77 degrees 33 minutes 17 seconds West for a distance of 55.72 feet; thence South 78 degrees 25 minutes, 53 seconds west for a distance of 56.10 feet; thence South 79 degrees 20 minutes 24 seconds West for a distance of 56.78 feet; thence South 80 degrees, 47 minutes, 58 seconds West for a distance of 58.56 feet; thence South 82 degrees, 45 minutes, 41 seconds West for a distance of 20.20 feet; thence leaving said north right-of-way line and following a fence North 00 degrees, 32 minutes, 00 seconds West for a distance 2,340.45 feet; thence South 87 degrees, 45 minutes, 48 seconds East for a distance of 281.37 feet to the Point of Beginning located 50 feet west of an iron rod. The herein described parcel contains 14.90 acres.

(This property is located to the West of Clinton-Raymond Road and to the South of Providence Presbyterian Church, PCA, 1580 Clinton-Raymond Road, Clinton, Mississippi)

EXHIBIT A

PASTE AD HERE

PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

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

Shirley Rickard

an authorized clerk of THE CLARION-LEDGER, a daily newspaper as defined and prescribed in Sections 13-3-31 and 13-3-32, of 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:

Date June 26, 19 97

Date, 19

Date, 19

Date, 19

Date, 19

Number of Lines/Words 220/943

Published 1 Times

Total \$ 77.44

Signed Shirley Rickard
Authorized Clerk
of The Clarion-Ledger

Sworn to and subscribed before me the 26 day of
June 19 97

Marie Mills
Notary Public

My Commission Expires:

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

(SEAL)

OFFICIAL FORM
AN ORDINANCE BY THE
MAYOR AND BOARD OF
ALDERMEN OF THE CITY
OF CLINTON, MISSISSIPPI
AMENDING THE OFFICIAL
ZONING ORDINANCE AND
THE ZONING MAP OF THE
CITY OF CLINTON, MISSISSIPPI

WHEREAS John Stinson
did file a Petition to Rezone
certain property from its
present A-1 use district classification to a R-1 use district classification; and

WHEREAS a public hearing
pursuant to Section
2406.05 of the Zoning Ordinance of the City of Clinton, Mississippi, was set for the 27th day of May, 1997, at 7:30 o'clock P.M.; and

WHEREAS the City of Clinton did cause notice of said hearing to be published in the Clarion-Ledger, a newspaper published in Hinds County, Mississippi, in the manner and for the time required by law; and notice upon the affected property in the manner and for the time required by law; and

WHEREAS, at the time, date and place specified in the Notice, the Planning Commission of the City of Clinton, Mississippi, did conduct a full and complete hearing, and there being no opposition to the request presented to the Planning Commission, and thereafter did recommend that the petition of John Stinson be approved pursuant to Section 2406 of the Zoning Ordinance; and

WHEREAS, the matter was presented to the Mayor and Board of Aldermen of the City of Clinton, along with the recommendation of the Planning Commission, and after discussion thereof, Alderman Brabham offered the following ordinance and moved that it be adopted; to-wit:

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi, as follows: to-wit:

Section 1: That the matters and facts stated in the preamble hereof are found to be true and correct.

Section 2: That this matter was presented as required by 2406.05 of the City of Clinton Zoning Ordinance, and that the Board of Aldermen hereby find that this request meets the requirements of 2406.03(b) Criteria for Rezoning.

Section 3: That the following described tract of real property be, and the same is, hereby rezoned from its present A-1 use district classification to R-1 use district classification; to-wit: A tract of land situated in the City of Clinton, the First Judicial District of Hinds County, Mississippi and containing 14.90 acres more or less and more completely described in Exhibit "A" attached hereto and made part thereof. Consideration of an item concerning the determination of whether or not a Re-Zoning Request (from A-1 to R-1) for the following described tract of land situated in the City of Clinton, Mississippi, First Judicial District of Hinds County, Mississippi, to-wit:

and being more particularly described as follows:

Commence at an iron rod marking the northeast corner of Section 36, Township 6 North, Range 2 West of Hinds County, Mississippi and run West along the North line of said section for a distance of 1,578.90 feet to the Point of Beginning, thence South 90 degrees, 32 minutes, 00 seconds East for a distance of 2,275.28 feet to a point on the North line of a 40-foot wide right-of-way for Clinton-Raymond Road, thence along said north right-of-way line following a fence South 77 degrees, 12 minutes, 50 seconds West for a distance of 38.48 feet; thence South 77 degrees, 33 minutes, 17 seconds West for a distance of 55.72 feet; thence South 78

degrees 25 minutes, 53 seconds west for a distance of 56.10 feet; thence South 79 degrees, 20 minutes, 24 seconds West for a distance of 55.78 feet; thence South 80 degrees, 47 minutes, 58 seconds West for a distance of 58.56 feet; thence South 82 degrees, 45 minutes, 41 seconds West for a distance of 20.20 feet; thence leaving said north right-of-way line and following a fence North 00 degrees, 32 minutes, 00 seconds West for a distance of 2,340.45 feet; thence South 87 degrees, 45 minutes, 48 seconds East for a distance of 281.37 feet to the Point of Beginning located 50 feet west of an iron rod. The herein described parcel contains 14.90 acres.

(This property is located to the West of Clinton-Raymond Road and to the South of Providence Presbyterian Church, PCA, 1580 Clinton-Raymond Road, Clinton, Mississippi.)

Section 4: That the City of Clinton Zoning Ordinance be, and the same hereby are, amended to reflect the foregoing change in the zoning of the above-described real property.

Section 5: That this ordinance shall take effect thirty 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 17th day of June, 1997.

A Motion for adoption was seconded by Aldermen Touchton and the foregoing ordinance having been first reduced to writing, was considered and approved section by section and then, as a whole, 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 Ferrell voted: Absent

Alderman DePriest voted: Aye

Alderman Fisher voted: Aye

Alderman Touchton voted: Aye

Alderman Lott voted: Aye

Alderman Todd voted: Aye

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

The foregoing ordinance was approved this 17th day of June, 1997.

CITY OF CLINTON

BY: s/Rosemary G. Aultman

ROSEMARY G. AULTMAN, Mayor

ATTEST:

s/ Nelson Byrd

NELSON BYRD, City Clerk

Exhibit A

June 26, 1997

9

FINAL ORDER OF THE MAYOR AND BOARD OF ALDERMEN
OF CLINTON, MISSISSIPPI, EXEMPTING
CERTAIN PROPERTIES OF GENERAL MOTORS
CORPORATION, PACKARD ELECTRIC DIVISION,
FROM AD VALOREM TAXES AS COMPLETED JANUARY 1, 1995

WHEREAS, applicant is now operating as an automobile component part manufacturing type of industry within the industrial park of the City of Clinton, Hinds County, Mississippi, 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 January 1, 1995, and as of that date the true value of all property to be exempt was Two Million, Seven Hundred Seventy-Five Thousand, Forty-Seven and 78/100 Dollars (\$2,775,047.78), as shown in an itemized list attached to the Application for Exemption as Exhibit "A"; and

WHEREAS, the Application of General Motors Corporation, Packard Electric Division, 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, Packard Electric Division, Application herein is hereby approved and that the property described in Exhibit "A" to the application for Exemption with a value of \$2,775,047.78 is exempt from all ad valorem taxation, except State and School District taxation, for a ten (10) year exemption period beginning on the 1st day of January, 1995, and ending on the 31st day of December, 2004.

SO ORDERED, this, the 17th day of JUNE, 1997.

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)