

**RECESSED MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, AUGUST 15, 1995 - 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 Courtroom, 305 Monroe Street, pursuant to a Recess Order adopted by said Mayor and Board of Aldermen at their Regular Meeting of August 1, 1995, as found on Page 10 of this Minute Book X.

WELCOME AND CALL TO ORDER - Mayor Rosemary Aultman

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

The Invocation was led by Alderman Ferrell followed by the Pledge of Allegiance to the Flag led by Alderman DePriest.

ROLL CALL - City Clerk Nelson Byrd

Present - Jehu Brabham - Alderman-at-Large
O. C. George Ferrell - Alderman Ward 1
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
Mayor Rosemary Aultman - Presiding

City Attorney Ken Dreher
City Clerk Nelson Byrd

APPROVAL OF CONSENT AGENDA ITEMS A-W:

MOTION made by Alderman Brabham and **SECONDED** by Alderman Lott to approve Consent Agenda Items A-W as listed on page 14-15 of this Minute Book X, noting that Consent Agenda Items B & U, will serve to advertise favorably the opportunities, possibilities, and resources of the City of Clinton. Quotes listed in items I, L, R, S & T are on file in the Office of the City Clerk.
MOTION CARRIED UNANIMOUSLY.

PUBLIC HEARING ON UNKEPT LOTS

Noting that the grass has been cut at 1015 Thompson Drive owned by Albert Jelks, listed in agenda item 7-A except for the areas underneath numerous vehicles parked in the required front yard area, and no one being present to address the issue, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Fisher instructing the City Attorney to file the necessary resolution and legal papers to have said property cleaned and any vehicles that are considered junked or illegally parked vehicles removed from said property.
MOTION CARRIED UNANIMOUSLY.

Noting that the vacant lot on Lindale Circle listed in agenda item 7-B has not been cut but has been reported by the previous owner Deborah Reed as having changed ownership due to a tax sale, **MOTION** made by Alderman Touchton and **SECONDED** by Alderman Todd to defer said matter until the September 5, 1995, Board Meeting for Ms. Reed to produce documents showing who the new owner is prior to ordering said property cut by the City. **MOTION CARRIED UNANIMOUSLY.**

NO BOARD ACTION was required on properties listed in agenda items 7-C and 7-E (W. Northside Drive/Larado owned by George Gilmore, and 404 Johnson Street owned by Cora Belle Taylor) as they had been cleaned satisfactorily.

Noting that the grass has been cut at 1022 Thompson Drive owned by Willie Earl Johnson listed in agenda item 7-D, however there is still some building material, concrete blocks, and a truck, etc.,

that needs to be removed, and no one was present to address said issue, MOTION made by Alderman Todd and SECONDED by Alderman Fisher to instruct the City Attorney to proceed with necessary legal documents to have said property cleaned and any vehicles that are considered junk or illegally parked vehicles removed from said property. MOTION CARRIED UNANIMOUSLY.

Regarding the extreme dilapidated condition of the property at 109 Lovett Drive owned by Ernest Thomas, MOTION made by Alderman Ferrell and SECONDED by Alderman Todd to approve the resolution found on pages 16-18 of this Minute Book X authorizing the cleaning of said property. ROLL CALL VOTE CARRIED UNANIMOUSLY.

Regarding the extreme dilapidated condition of the property at 600 Old Vicksburg Road currently owned by Southeast Investment, Inc., in Slidell, Louisiana, it was noted that area residents had petitioned the Board to have said property cleaned and brought into a safe condition. Mr. Bill Martin of Ridgeland approached the Board and stated that he is in the process of purchasing said property and hopes the sale will be consummated August 18, 1995, but desired to know on the forefront of purchase exactly what the Board was requesting be done to said property before determining if he wished to purchase said property. Following considerable discussion, MOTION made by Alderman Brabham and SECONDED by Alderman Todd to welcome Mr. Martin to Clinton, offering the community's pledge of cooperation to assist him in the purchase by extending the grace period on this property for 30 days to allow him to complete sale, and to bring said property into a favorable condition, and further that if said sale is not completed, then in good faith to the area residents, the City Attorney is hereby directed to proceed with the necessary action to have property cleaned and assessed to Southeast Investment, Inc. MOTION CARRIED UNANIMOUSLY.

Alderman Ferrell left the Board Room and did not return.

RESOLUTION ADOPTED FOR TAX INCREMENT FINANCING

MOTION made by Alderman Touchton and SECONDED by Alderman Fisher to adopt that resolution found on pages 19-20 of this Minute Book X determining necessity to invoke tax increment financing and setting public hearing date of September 5, 1995. MOTION CARRIED 6-0 with Alderman Ferrell not present for voting. Copy of said plan is on file in the Office of the City Clerk.

SURPLUS VEHICLES SOLD TO HIGH BIDDERS

As shown by proof of publication found on page 21 of this Minute Book X that sealed bids were being accepted for four surplus vehicles, MOTION made by Alderman Todd and SECONDED by Alderman Depriest to accept the following high bidders:

Capital Services Corp. - \$1,800.00 for 1988 Chevy Caprice #7228
Capital Services Corp. - \$1,800.00 for 1991 Chevy Caprice #5385
Tommy Goodnight - \$1,026.40 for 1991 Chevy Caprice #4983
Don Durham Auctioneers - \$511.11 for 1986 Ford LTD #2971

MOTION CARRIED UNANIMOUSLY. Copy of bid tabulation may be found on page 22 of this Minute Book X. Bids are on file in the Office of the City Clerk.

GARBAGE COLLECTION/RECYCLING/DISPOSAL SERVICES DISCUSSED

Following presentations by Trash Hunters, BFI, MS Waste Paper, and Jackson Disposal Services, MOTION made by Alderman Brabham and SECONDED by Alderman Todd authorizing Mayor Aultman to proceed with the final stages of negotiating a contract, making sure that legal counsel has reviewed the legal documents for insurability, bond documents establishing a firm pricing structure and returning back to the Board for review as expeditiously as possible, and also if necessary, authorizing negotiation of a temporary extension of the present garbage contract until finalization of the new contract.

MOTION CARRIED 6-0 with Alderman Ferrell not present for voting.

Mayor Aultman thanked each of the vendors for their presentations and said that she would be in touch with each of them.

DRAINAGE PROBLEM AT 1030 THOMPSON DRIVE

MOTION made by Alderman Brabham and SECONDED by Alderman Touchton that after a visual inspection and subsequent investigation of the street drainage problem at 1030 Thompson Drive, the Mayor and Board of Aldermen, upon consultation and professional advice from the City Engineer, have determined that there appears to be a drainage problem that is located on private property on which cannot be found a recorded drainage easement. This storm drainage situation is associated directly with the street drainage system for Thompson Drive and is the professional opinion of the City Engineer, and supportive opinion of the Board of Aldermen, that unless this storm drain situation is corrected, the situation will continue to worsen, impacting and adversely affecting our street drainage system, and generally producing a public safety hazard. Therefore, it is the recommendation of the Board of Aldermen that the City of Clinton authorize the inclusion of this project on our street drainage project work list, and that said work be initiated according to our priority work schedule. Further, it is recommended that the City of Clinton proceed in a timely and orderly manner to acquire the necessary permission and release of damages from the property owners, so that the necessary work can be implemented to correct the drainage deficiencies. Upon request, the minutes hereby reflect that the City Engineer states that this drainage problem does in fact affect street drainage in his opinion. MOTION CARRIED 6-0 with Alderman Ferrell not present for voting.

CHANGE ORDER AUTHORIZED FOR ADDITIONAL STREET PAVING

MOTION made by Alderman Fisher and SECONDED by Alderman Lott to issue a change order to the current paving contract up to \$100,000.00 to begin paving the additional streets as shown on page 23 of this Minute Book X. MOTION CARRIED 6-0 with Alderman Ferrell not present for voting.

CITY AUTHORIZED TO MAINTAIN SIGNAL AT MCRAVEN/SPRINGRIDGE

MOTION made by Alderman Touchton and SECONDED by Alderman Lott to approve the request found on pages 24-25 of this Minute Book X of the Hinds County Board of Supervisors for the City of Clinton to maintain the traffic signal at McRaven and Springridge Roads after installation. MOTION CARRIED 6-0 with Alderman Ferrell not present for voting.

OTHER BUSINESS

Mayor Aultman announced the August 17, 1995, 7 p.m., ice cream social at Clinton High School.

ADJOURNMENT - 8:12 P.M.

There being no further business to discuss, MOTION made by Alderman Fisher and SECONDED by Alderman Lott to adjourn. MOTION CARRIED UNANIMOUSLY.

Copy of Agenda may be found on Pages 14-15 of this Minute Book X.

APPROVED:

Rosemary Aultman
Rosemary Aultman, Mayor

August 24, 1995
Date

ATTEST:

Nelson Byrd
Nelson Byrd, City Clerk

August 24, 1995
Date

SEAL

RESOLUTION

There came on for public hearing before the Mayor and Board of Aldermen of the City of Clinton, Mississippi, the matter of unclean property located at 109 LOVETT DRIVE

_____, Clinton, Mississippi, and after full consideration of the matter,

Alderman FERRELL offered the following Resolution:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, DETERMINING THE NECESSITY FOR THE CLEANING OF PRIVATE PROPERTY LOCATED AT _____, CLINTON, MISSISSIPPI, UNDER THE AUTHORITY GRANTED TO MUNICIPALITIES BY §21-19-11, MISSISSIPPI CODE OF 1972, AS AMENDED, AND OTHER APPLICABLE STATUTES AND ORDINANCES.

WHEREAS, it has come to the attention of the Mayor and Board of Aldermen that the property located at 109 LOVETT DRIVE, Clinton, Mississippi, may constitute a menace to the public health and safety of the community because of its present condition and state of uncleanness; and

WHEREAS, notice was give to the owner of said property as required by §21-19-11 of the Miss. Code of 1972, as amended, of a public hearing on this matter; and

WHEREAS, a public hearing was held at 7:00 p.m., August 15, 1995, at the Municipal Room of the Public Safety Complex, 305 Monroe Street, Clinton, Mississippi; and

WHEREAS, said public hearing was conducted; and

WHEREAS, based upon the information and evidence provided at said public hearing, the Mayor and Board of Aldermen of the City of Clinton, Mississippi, has determined that this property in its present condition and state of uncleanness constitutes a menace to the public health and safety of the community and does adjudicate said property in its present condition to be a menace to the public health and safety of the community. The Director of the Public Works Department is directed to take such action as appropriate under §21-19-11 of the Miss. Code of 1972, as amended, and other applicable statutes and ordinances, to use municipal employees or, by contract, clean the property by cutting weeds, removing rubbish and dilapidated buildings and other debris.

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

1. It is hereby adjudicated that the property located at 109 LOVETT DRIVE
_____, Clinton, Mississippi, in its present condition constitutes a menace to the public health and safety of the community.
2. The Director of Public Works is hereby directed to take such action as appropriate under §21-19-11, Miss. Code of 1972, as amended, and other applicable statutes and ordinances, to clean the property by cutting weeds, removing rubbish and dilapidated buildings and debris.
3. The Director of Public Works is hereby directed that upon completion of this cleaning that he advise the Mayor and Board of Aldermen of the City of Clinton, Mississippi, of the actual costs incurred in cleaning the property so that the Mayor and Board of Aldermen for the City of Clinton, Mississippi, may adjudicate the costs of such action and impose such penalty as it adjudicates, all as provided by under §21-19-11, Miss. Code of 1972, as amended, and other applicable statutes and ordinances.

Alderman TODD seconded the motion to adopt the foregoing
and the roll call vote was as follows:

Alderman Jehu W. Brabham	voted: <u>AYE</u>
Alderman O. C. George Ferrell	voted: <u>AYE</u>
Alderman Rodney W. DePriest	voted: <u>AYE</u>
Alderman Ben L. Todd	voted: <u>AYE</u>
Alderman Phil Fisher	voted: <u>AYE</u>
Alderman Herb Touchton	voted: <u>AYE</u>
Alderman Sharbert K. Lott	voted: <u>AYE</u>

The motion having received the affirmative vote of the majority of all of the members of the Board present, the Mayor declared the motion carried and the Resolution adopted on this the 15th day of AUGUST, 1995.

**THE MAYOR AND ALDERMEN OF THE
CITY OF CLINTON, MISSISSIPPI**

By: Rosemary Aultman
MAYOR ROSEMARY AULTMAN

By: _____
ALDERMAN JEHU W. BRABHAM

By: _____
ALDERMAN O. C. GEORGE FERRELL

By: _____
ALDERMAN RODNEY W. DePRIEST

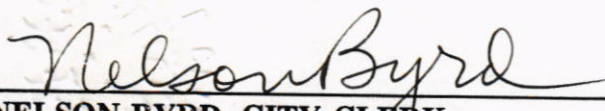
By: _____
ALDERMAN BEN L. TODD

By: _____
ALDERMAN PHIL FISHER

By: _____
ALDERMAN HERB TOUCHTON

By: _____
ALDERMAN SHARBERT K. LOTT

ATTEST:



NELSON BYRD, CITY CLERK

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THERE CAME on for consideration the matter of the Tax Increment Financing Redevelopment Plan of 1995, City of Clinton, Mississippi, September, 1995, and a resolution regarding such Redevelopment Plan. After a full consideration of the matter, Alderman TOUCHTON offered and moved the adoption of the following Resolution:

RESOLUTION OF THE MAYOR AND ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, DETERMINING THE NECESSITY FOR AND INVOKING THE AUTHORITY GRANTED TO MUNICIPALITIES BY THE LEGISLATURE WITH RESPECT TO TAX INCREMENT FINANCING AS SET FORTH IN CHAPTER 45 OF TITLE 21, MISSISSIPPI CODE OF 1972, AS AMENDED, DETERMINING THAT THE PUBLIC INTEREST REQUIRES THAT THE PLANNING COMMISSION OF THE CITY REVIEW SUCH REDEVELOPMENT PLAN; A PUBLIC HEARING BE CONDUCTED IN CONNECTION WITH THE TAX INCREMENT FINANCING REDEVELOPMENT PLAN OF 1995, AND FOR RELATED PURPOSES.

WHEREAS, the Mississippi "Tax Increment Financing Act", Title 21, Chapter 45, Mississippi Code of 1972, as amended (the "Act"), authorizes municipalities and counties in Mississippi to undertake and carry out redevelopment projects as defined therein with the use of Tax Increment Financing as set forth in detail in the Act; and

WHEREAS, this Governing Body has been presented with a Tax Increment Financing Redevelopment Plan of 1995, a copy of which is attached hereto and becomes a part thereof in its entirety, the purpose of which is to provide a financing mechanism to develop and redevelop various area within the City; and

WHEREAS, this Governing Body has identified various parts of the City in need of development and redevelopment and does hereby find that one or more areas within the City is in need of development and/or redevelopment and the rehabilitation, conservation, redevelopment, and development of all areas within the City is necessary and in the public interest and in the best interests of the public health, safety, morals, and welfare of the City of Clinton; and

WHEREAS, this Governing Body does hereby approve the concept of development and redevelopment as set forth in the Redevelopment Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND ALDERMEN OF THE CITY OF CLINTON, AS FOLLOWS:

1. That the receipt of the Tax Increment Financing Redevelopment Plan of 1995 is acknowledged; and
2. That such Redevelopment Plan shall be available to the Planning Commission of the City, as required by Section 21-45-21 of the Code, for their consideration with respect to the manner in which the Redevelopment Plan conforms with the general plan for redevelopment of the City, namely, the "*Comprehensive Plan for the City of Clinton, Mississippi*", which is the official comprehensive plan of the City; and
3. That the Planning Commission is hereby requested to convene as soon as possible in order to consider the Redevelopment Plan; and
4. That a public hearing shall be held with respect to the Redevelopment Plan in the regular meeting place of this Governing Body at the Municipal Building and Police Department at 7:00 P.M. on the 5th day of September, 1995; and

5. That the Clerk is hereby directed to publish the following notice in *The Clinton News*, three times over three consecutive weeks, the last publication of which shall not be more than seven (7) days prior to the date set forth in paragraph 4 hereof; and
6. A copy of the Redevelopment Plan, including a map of the Redevelopment Area, is available for examination in the office of the City Clerk at City Hall, Clinton, Mississippi.

Alderman FISHER seconded the motion to adopt the foregoing and the roll call vote was as follows:

Alderman Jehu W. Brabham	voted: <u>Aye</u>
Alderman O. C. George Ferrell	voted: <u>ABSENT</u>
Alderman Rodney W. DePriest	voted: <u>Aye</u>
Alderman Ben L. Todd	voted: <u>Aye</u>
Alderman Phil Fisher	voted: <u>Aye</u>
Alderman Herb Touchton	voted: <u>Aye</u>
Alderman Sharbert K. Lott	voted: <u>Aye</u>

The motion having received the affirmative vote of a majority of all of the members of the Board present, the Mayor declared the motion carried and the Resolution adopted on this the 15th day of Aug. 1995.

THE CITY OF CLINTON, MISSISSIPPI

BY: Rosemary Aultman
MAYOR ROSEMARY AULTMAN

ATTEST:

Nelson Byrd
NELSON BYRD, CITY CLERK

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PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

PASTE PROOF HERE

LEGAL NOTICE
ADVERTISEMENT
FOR BIDS
The City of Clinton, Missis-
sippi will be accepting sealed
bids for four (4), surplus ve-
hicles.
POLICE AUTOS:
1. 1988 Chevy Caprice
VIN# 7228
2. 1991 Chevy Caprice
VIN# 4983
3. 1991 Chevy Caprice
VIN# 5385
FIRE AUTO
1. 1986 Ford LTD CRN VIC
VIN# 2971
Inquiries to Ed Robertson,
Purchasing Agent (601) 924-
5462
Sealed Bids Mailed or deliv-
ered to:
City of Clinton
P.O. Box 156
300 Jefferson Street
Clinton, MS 39060
Attn: Nelson Byrd, City Clerk
(Sealed Bids) Auto
Sealed bids will be opened
August 7, 1995 at 10:00 A.M.
in City Hall, 300 Jefferson
Street, Clinton, MS.
The City of Clinton reserves
the right to reject any or all
bids.
CITY OF CLINTON
approved:
/s/ Rosemary Aultman,
ROSEMARY AULTMAN,
MAYOR
ATTEST:
/s/ Nelson Byrd
NELSON BYRD,
CITY CLERK
July 19, 26, 1995

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

Shirley Waits,

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:

Date July 19, 19 95

Date July 26, 19 95

Date _____, 19 _____

Date _____, 19 _____

Date _____, 19 _____

Number of Lines/Words 46/140

Published 2 Times

Total \$ 19.20

Signed Shirley Waits
Authorized Clerk
of The Clarion-Leader

SWORN to and subscribed before me the 26 day of July, 19 95.

My Commission Expires:

Marie Mills
Notary Public

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE.
MY COMMISSION EXPIRES: Nov. 8, 1996.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

(SEAL)

2.

Bid Date: 8-7-95 at 10:00 a.m.

Location: City Hall

300 Jefferson Street
Clinton, MS 39056

Owner: City of Clinton

Engineer:

Pre Bid Estimate:

BIDDER	SN 7228 1988 CHEVY CAPRICE	SN 4983 1991 CHEVY CAPRICE	SN 5385 1991 CHEVY CAPRICE	SN2971 1986 FORD LTD	TOTAL BASE BID & ALTERNATIVES
CAPITAL SERVICES CORP.	\$ 1,800.00	\$ 300.00	\$ 1,800.00	\$ - 0 -	
Tommy Goodnight	512.12	1,026.40	1211.30	411.12	
Don Durham Auctioneers	511.11	811.11	1,006.11	511.11	9.

O = HIGH BID

The above bid amounts have not been checked. The bid totals are subject to correction after the bids have been completely reviewed.

Signed: Nelson Byrd

Date: 8-7-95

PROPOSED ADDITIONS TO 1995 PAVING PROGRAM

STREET	COST	CUMULATIVE COST
Lindale Drive	\$30,378	\$30,378
Hannah Drive	9,365	39,743
Crosskeys Drive	4,266	44,009
Indian Mound Road	6,035	50,044
Broadway Street	10,329	60,373
Woodstone Road	8,564	68,937
Franklin Drive	5,279	74,216
Pinehurst Drive	6,959	81,175
Royal Oak Drive (East End)	8,550	89,725
Royal Court	3,420	93,145
Oak Grove Court	3,200	96,345
Willow Brook Drive (West End)	13,139	109,484

13

BARRY VICKERY
District 1

DOUGLAS "DOUG" ANDERSON
District 2
Vice President

PEGGY HOBSON CALHOUN
District 3



RONNIE CHAPPELL
District 4
President

GEORGE S. SMITH
District 5

ANDREW JENKINS
Road Manager/Public
Works Director

Department of Public Works

August 10, 1995

Honorable Rosemary Aultman
Mayor, City of Clinton
P. O. Box 156
Clinton, MS 39060

Dear Mayor Aultman:

SUBJECT: TRAFFIC SIGNAL AT SPRINGRIDGE ROAD AND McRAVEN ROAD

We have conducted a traffic analysis of the subject intersection and have determined that during certain traffic peaks it meets the necessary warrant for a traffic signal. We are therefore proposing to program this project as a "State-Aid Project" with the necessary funding provided through the State Aid Division of MDOT.

As you are aware, we do not currently own any traffic signals and as such, do not have personnel trained to maintain signals, which is a requirement for programming a State Aid signal project. Because this proposed project will be partially located within the City Limits of Clinton and would help facilitate safe travel along those portions of McRaven and Springridge Road, we respectfully request that the City of Clinton consent to maintaining these signals after they are installed.

If this is agreeable, please advise by letter in order that the program may proceed; although a more formal Interlocal Agreement may be required upon construction.

RECEIVED

AUG 11 1995

**CITY OF CLINTON
ENGINEER DEPARTMENT**

900 EAST MAIN STREET • RAYMOND, MISSISSIPPI 39154 • (601) 857-8732 • FAX: (601) 857-5559

Letter to Mayor Aultman

Page 2

Thank you for your consideration, and should you have questions or desire additional information, please contact me.

Sincerely,



Andrew Jenkins

c- Board of Supervisors
Harold Alderman, City of Clinton
Richard L. Broome, City of Clinton
Mark Bailey, Neel-Schaffer