

**RECESSED MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, JANUARY 17, 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 January 3, 1995, as found on Page 980 of this Minute Book W.

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
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

AGENDA CHANGES

Agenda Item No. 8 concerning CDBG Resolutions was removed for further study. Item No. 16 will include personnel matters and litigation.

PUBLIC HEARING 7:10 PM - CAPITAL IMPROVEMENTS REVOLVING LOAN PROGRAM FOR CONSTRUCTION OF FRONTAGE ROAD AND FIRE STATION

As shown on page 916 of this minute Book W that a Resolution found on page 973 that authorized another resolution found on page 974 to be published four times in the Clinton News by the CMPDD authorizing the City to apply for a \$1,000,000 capital improvements loan from the Ms. Dept of Economic and Community Development, a public hearing was held with none asking to address this issue. The hearing closed at 7:12 P.M. with **NO BOARD ACTION** necessary. Proof of Publication and a list of those present can be found on Pages 1016 and 1017, respectively of this Minute Book W.

APPROVAL OF CONSENT AGENDA ITEMS A -FF:

MOTION made by Alderman Fisher and **SECONDED** by Alderman Todd to approve Consent Agenda Items A-FF as listed on page 1014 A-1015 of this Minute Book W, noting that Consent Agenda Item C & DD will serve to advertise favorably the opportunities, possibilities, and resources of the City of Clinton. Quotes listed in item F are on file in the Office of the City Clerk. Item EE - Municipal Compliance Questionnaire can be found of pages 1018-1025 of this Minute Book W. **MOTION CARRIED UNANIMOUSLY.**

APPROVAL OF FINAL PLAT - TWIN LAKES OF CASCADES - PART 7 - A

MOTION made by Alderman Fisher and **SECONDED** by Alderman DePriest to approve the final plat of Twin Lakes of Cascades - Part 7-A containing 28 lots. **MOTION CARRIED UNANIMOUSLY**

APPROVAL FOR PREPARATION OF PLAN FOR TAX INCREMENT FINANCING FOR THE CITY OF CLINTON.

MOTION made by Alderman DePriest and **SECONDED** by Alderman Touchton to authorize the preparation of a Tax Increment Financing Plan for the City of Clinton by Jimmy G. Gouras with costs to be borne by entities responsible for developing projects and not by the City of Clinton. **MOTION CARRIED UNANIMOUSLY** A copy of said agreement with Mr. Gouras can be found on pages 1026-1028 of this Minute Book W.

ADOPTION OF RESOLUTION AUTHORIZING ISSUANCE OF \$1,000,000 WATER AND SEWER BONDS

Noting that the Board passed an Intent Resolution on December 6, 1994, for \$1,000,000 of necessary water and sewer GO bonds, that said resolution was duly published as required by law, and that no petition requesting an election was filed, **MOTION** made by Alderman Ferrell and **SECONDED** by Alderman Brabham to adopt that resolution found on pages 1029-1032 of this Minute Book W to proceed with the Bond Issue. **MOTION CARRIED UNANIMOUSLY.** The December 6, 1994, Resolution and Proof of Publication can be found on pages 967-970 and 1033, respectively, of this Minute Book W.

CITY ATTORNEY AUTHORIZED TO RESEARCH FOR WAYS TO HELP WITH DRAINAGE ON PRIVATE PROPERTY

After a discussion between Alderman Ferrell and City Attorney Dreher that legal and liability problems are created if Public monies are spent to help private drainage problems, **MOTION** made by Alderman Ferrell and **SECONDED** by Alderman Fisher to authorize the City Attorney to research and try to find a way for the City to help with drainage problems on private property. **MOTION CARRIED UNANIMOUSLY.** The requests for help with drainage problems at 107 PIMA Street and other requests will be addressed after this study.

COMMITTEE APPOINTED TO FIND SOLUTION FOR BETTER FACILITIES FOR PUBLIC WORKS FIELD EMPLOYEES

MOTION made by Alderman Ferrell and **SECONDED** by Alderman Touchton for a committee to be appointed by the Mayor to arrive at the best solution to provide better facilities for Public Works employees when they are not out in the field. **MOTION CARRIED UNANIMOUSLY.** The Mayor immediately appointed Public Works Director Alderman, City Engineer Broome, Mayor Aultman, Alderman Ferrell, DePriest, and Brabham. A report is to be ready for the March 7, 1995, Board meeting.

ALDERMAN BRABHAM VOLUNTEERS FOR ASSIGNMENT TO CLEAN LITTER FROM NORTH FRONTAGE ROAD

After hearing concerns of the increasing litter along the North Frontage Road from Alderman Ferrell and his questions whether the City or State or both were responsible, Alderman Brabham volunteered his time in the interest of City Beautification, to clean up litter between Woodmoor and the Natchez Trace Overpass. He will also talk with companies in the Industrial Park and ask them to adopt the Frontage Road from the Natchez Trace Overpass to the Industrial Park and keep it clean. **NO BOARD ACTION.**

ORDINANCE ADOPTED TO ANNEX CASTLEWOOD AND GREEN FOREST AREA

Mayor Aultman noted that for some time petitions had been received from property and home owners along Castlewood and Green Forest Drive to be annexed into the City of Clinton. To date there has been no opposition.

MOTION made by Alderman Todd and **SECONDED** by Alderman Fisher to adopt that annexation ordinance found on Pages 1034-1038 of this Minute Book W. **MOTION CARRIED UNANIMOUSLY** City Attorney Dreher will petition the Chancery Court in Hinds County to go forward with Proof of Pub 1038A. Ord. BK 2- P 630-636 Chan. Ct. Approval 1038 B 1-6 718

the annexation.

APPROVAL TO INCREASE GARBAGE COLLECTION FEES \$1.00

Noting that proper advertisement in the Clinton News has been made, as shown on page 1039 of this Minute Book W, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman DePriest to approve a \$1.00/month increase in all garbage rates. **MOTION CARRIED UNANIMOUSLY**

JOAN ARLEDGE ADDRESSES BOARD PRIOR TO PERSONNEL MATTERS AND LITIGATION

Prior to the Board considering executive session for the purpose of discussion of personnel matters and litigation, Mayor Aultman granted the request of Mrs. Joan Arledge to address the Board. Mrs. Arledge asked that due to her husband's absence because of an injury, that the Board postpone any voting on his possible termination until he is able to appear on his own behalf and address any allegations against him.

Mayor Aultman stated that it has been the policy of this Board to discuss all personnel matters in executive session; however, any decision is made out of executive session and is made in a public vote as required by law.

EXECUTIVE SESSION 7:50 P.M.

Upon the request of Mayor Aultman to consider Executive Session for the purpose of discussing personnel matters, and litigation made by Alderman Brabham and **SECONDED** by Alderman Todd to consider entering Executive Session for the stated purpose. **MOTION CARRIED UNANIMOUSLY.**

MOTION made by Alderman Ferrell and **SECONDED** by Alderman Fisher to enter Executive Session for the stated purpose. **MOTION CARRIED UNANIMOUSLY.**

Present for Executive Session were Mayor Aultman; Aldermen Brabham, Ferrell, DePriest, Todd, Fisher, Touchton, and Lott; Attorneys Dreher and Mills.

MOTION made by Alderman Ferrell and **SECONDED** by Alderman Fisher to exit Executive Session at 9:35 P.M. **MOTION CARRIED UNANIMOUSLY.**

PARKS AND RECREATION DIRECTOR ARLEDGE TERMINATED

MOTION made by Alderman Brabham and **SECONDED** by Alderman DePriest that the Director of Parks and Recreation be terminated immediately effective today with pay for accrued benefits.

At this time the board entertained public comment limited to three minutes per speaker. Mayor Aultman also advised that State law dictates that this Board cannot make comment or answer questions as it relates to personnel matters.

Mr. Dave Bishop asked for factors causing this decision and the Board could not comment as stated above.

Mr. Glenn Sheldon spoke of the high quality of the beautifully maintained fields in the Parks that touched many citizens who wanted to know why the above motion was made.

ROLL CALL VOTE - Alderman Brabham - "Aye"; Alderman Ferrell - "Aye"; Alderman DePriest - "Aye"; Alderman Todd - "Aye"; Alderman Fisher - "Aye"; Alderman Touchton - "Nay"; Alderman Lott - "Nay";

MOTION CARRIED 5-2.

ADJOURNMENT - 9:42 P.M.

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

Copy of Agenda may be found on Pages 1014A-1015 of this Minute Book W.

APPROVED:

Rosemary Aultman
Rosemary Aultman, Mayor

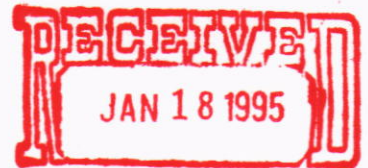
February 2, 1995
Date

ATTEST:

Nelson Byrd
Nelson Byrd, City Clerk

February 2, 1995
Date

SEAL



PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

RESOLUTION
The Mayor and Board of Aldermen, acting for and on behalf of the City of Clinton, Mississippi (the "City") took up for consideration the matter of authorizing and approving a loan on behalf of the City from the Mississippi Department of Economic and Community Development (the "Department") for the purpose of completing capital improvements identified as:
CONSTRUCTION OF A FRONTAGE ROAD ON THE SOUTHSIDE OF INTER-STATE 20 BETWEEN SPRINGRIDGE ROAD AND CLINTON-RAYMOND ROAD AND
CONSTRUCTION OF A NEW CENTRAL FIRE STATION.
BE RESOLVED BY THE GOVERNING BODY OF THE CITY, AS FOLLOWS:
Section 1. The Governing Body of the City does hereby declare its intention to enter into a loan agreement with the Department in the principal amount not to exceed one million dollars (\$1,000,000) for the purpose of completing the capital improvements identified above.
Section 2. The Loan will be secured by a Note executed and delivered by the City to meet its repayment obligations shall result in the forfeiture of sales tax allocation and/or homestead exemption reimbursement in an amount sufficient to repay obligations due until such time as the indebtedness has been discharged or arrangements to discharge such indebtedness satisfactory to the Department have been made.
Section 3. The Governing Body proposes to authorize and approve the Loan from the Department in the amount and for the aforesaid purposes at a meeting of the Governing Body to be held at its regular meeting place at the Municipal Court Room in Clinton, Mississippi at 7:00 p.m. on the 17th day of January, 1995, or at some meeting held subsequent thereto. Execution of the loan documents will be at a subsequent date, after allowing sufficient time for comments.
The motion having received the foregoing vote of the Governing Body, the Mayor declared the motion, carried and the Resolution adopted, on the 6th day of December, 1994.
(SEAL)
/s/ Rosemary Aultman
Rosemary Aultman, Mayor
City of Clinton
/s/ Nelson Byrd
CLERK
December 15, 22, 1994
January 5, 12, 1994

PERSONALLY appeared before me, the undersigned
notary public for Hinds County, Mississippi,
TIM LEE

an authorized clerk of THE CLINTON NEWS, 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 issues of said newspaper as follows:

Date	December 22	, 19	94
Date	December 29	, 19	94
Date	January 5	, 19	95
Date	January 12	, 19	95
Date		, 19	

Number of Lines/Words 83/335

Published 4 Times

Total \$ 79.05

Signed *Tim Lee*
Authorized Clerk
of The Clinton News

Sworn to and subscribed before me the 12 day of January,
1995.

Marie Mills
Notary Public

My Commission Expires:

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

(SEAL)

PUBLIC HEARING BEFORE THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, JANUARY 17, 1995, 7 P.M.
CITY OF CLINTON MUNICIPAL COURTROOM

RE: APPLICATION FOR CAP LOAN FROM MDECD

NAME

ADDRESS

Jeff Landrum	201 West Main St Clinton
John G. Landrum	301 W Northside Dr Clinton APT 112A
Manuelle Cagle	193 Hobby Farms, Clinton
Harold Aldeman	P.O. Box 152, Clinton, MS
Richard D. Brown	1223 Canterbury Lane Clinton, MS
Carolyn Miller	26 Crompton - Jt 39211
Dr. Gene Carter	16 Parkview Circle Clinton 39056
Gary Rosamond	125 Kelvin Drive Clinton
Paul Myrick	204 William Dr. Clinton MS
Stan Pruitt	602 Linda Dr. Clinton MS
Neki Mohan	WJTV 1820 T.V. Rd JACKSON
Rebecca Laney	222 Mt Salus Clinton
Trent Laney	222 Mt Salus Clinton
Mingus Hutchinson	133 Marial Street Clinton 39056
Kelli EAT	501 Woodstone Road Clinton 39056
David H. Bishop	136 Longwood On Clinton 39056
Lucie East	504 Woodstone Rd Clinton, MS 39056
Beverly Hutchinson	133 Marial St. Clinton, MS 39056
Dan Hutchison	133 Marial St. Clinton, MS 39056
Quinn Smith	110 Billy Boyd Clinton MS 39056
Ernie Smith	1961 N. McRae Rd Clinton MS 39056
Billy Duckworth	120 Spanish Moss Clinton MS 39056

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January 17, 1995

Mayor and Aldermen
City of Clinton
P. O. Box 156
Clinton, MS 39060-0156

Gentlemen:

I agree to prepare a Tax Increment Financing Redevelopment Plan and a Tax Increment Financing Plan for the United Artists Project to be located in Clinton, Mississippi.

The Scope of Work will include the following activities:

A. **Tax Increment Financing Redevelopment Plan for the City of Clinton**

1. Preparation of a Tax Increment Financing Redevelopment Plan;
2. Review of the Tax Increment Financing Redevelopment Plan with Bond Counsel to secure a legal opinion as to its conformity with State law;
3. Meeting with the City Planning Commission for a planning review of the Tax Increment Financing Redevelopment Plan to insure conformity of the Redevelopment Plan with the City's overall Comprehensive Plan;
4. Preparation of necessary documents to authorize a public hearing for the consideration of approval of the Tax Increment Financing Redevelopment Plan and conducting the public hearing; and

JIMMY G. GOURAS

URBAN PLANNING CONSULTANTS, INC.

901 JACKSON STREET • P.O. BOX 1547 • VICKSBURG, MISSISSIPPI 39181-1547 • 601-638-7121 • FAX 601-638-5292

Mayor and Aldermen
January 17, 1995
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5. Preparation of the documents, i.e., resolution, necessary for the adoption of the Tax Increment Financing Redevelopment Plan.

The Scope of Work set forth above will be performed at a cost of \$5,000. Said costs shall be borne by United Artists or the entity responsible for developing the project and not by the City of Clinton.

B. Tax Increment Financing Plan for the United Artists Project

The following items 1-4 shall be completed only after the City of Clinton has issued a written "Notice To Proceed" to Jimmy G. Gouras, Urban Planning Consultants, Inc.:

1. Preparation of the Tax Increment Financing Plan for the United Artists Project. The Plan will, among other things, describe the project to be constructed, the amount of TIF Bonds to be issued, the proposed use of those TIF funds, the amount of taxes to be pledged to service TIF debt, identify the property to be taxed, and identify the benefits to accrue to the City as a result of the TIF project;
2. Review of the Tax Increment Financing Plan with Bond Counsel to secure a legal opinion as to its conformity with State law;
3. Preparation of necessary documents to authorize a public hearing for consideration of approval of the Tax Increment Financing Plan for the United Artists Project and conducting the public hearing; and
4. Preparation of the documents necessary for adoption of the Tax Increment Financing Plan for the United Artists Project.

The scope of work set forth above in items B. 1-4 will be performed at a cost of \$7,500. Said costs shall be borne by United Artists or the entity responsible for the United Artists Project and shall not be the responsibility of the City of Clinton.

The TIF Redevelopment Plan and TIF Plan preparation costs are reimbursable from the TIF Bond issue. It is the intent of United Artists or the developer to pay for the Plan preparation costs and to be reimbursed for said costs from the proceeds of the bond issue. I fully understand that my firm will be paid by United Artists or the developer for the TIF Redevelopment Plan and TIF Plan costs.

JIMMY G. GOURAS

URBAN PLANNING CONSULTANTS, INC.

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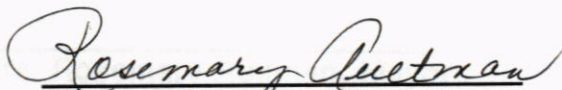
I acknowledge that I am aware that the TIF Redevelopment Plan and the TIF Plan preparation costs shall be the responsibility of United Artists or the developer and shall not be borne by the City of Clinton.

I look forward to working with you towards making this valuable economic development opportunity become a reality.

Sincerely,


Jimmy G. Gouras

Authorized and accepted by the Mayor and Aldermen of the City of Clinton, this the
3 day of February, 1995.


Mrs. Rosemary Aultman, Mayor

JIMMY G. GOURAS

URBAN PLANNING CONSULTANTS, INC.

901 JACKSON STREET • P.O. BOX 1547 • VICKSBURG, MISSISSIPPI 39181-1547 • 601-638-7121 • FAX 601-638-5292

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RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, FINDING THAT ITS RESOLUTION ADOPTED ON DECEMBER 6, 1994 DECLARING THE NECESSITY OF ISSUING BONDS IN THE MAXIMUM AMOUNT OF ONE MILLION AND NO/100 DOLLARS (\$1,000,000) TO RAISE MONEY FOR THE PURPOSE OF PAYING THE COSTS OF CONSTRUCTING, RENOVATING, REFURBISHING, AND IMPROVING THE CITY OF CLINTON WATER AND SEWER SYSTEM, AND PAYING THE COST OF SUCH BORROWING; WAS DULY PUBLISHED AS REQUIRED BY LAW AND THAT NO PETITION REQUESTING AN ELECTION ON THE QUESTION OF INCURRING SAID INDEBTEDNESS WAS FILED; APPROVING THE BORROWING OF SAID MONEY; AUTHORIZING THE ISSUANCE OF SAID BONDS; AND STATING ITS INTENTION TO TAKE FURTHER ACTION REGARDING THE BONDS AT A LATER DATE.

WHEREAS, the Mayor and Board of Aldermen of the City of Clinton, Mississippi (the "Governing Authority" of the "Municipality") hereby finds, determines, adjudicates and declares as follows:

1. Heretofore, on the 6th day of December, 1994, the Governing Authority did adopt a resolution entitled, "A RESOLUTION DECLARING THE INTENTION OF THE MAYOR AND THE BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, TO ISSUE GENERAL OBLIGATION BONDS OF SAID MUNICIPALITY IN THE MAXIMUM PRINCIPAL AMOUNT OF ONE MILLION AND NO/100 DOLLARS (\$1,000,000.00) TO RAISE MONEY FOR THE PURPOSE OF PAYING THE COSTS OF CONSTRUCTING, RENOVATING, REFURBISHING, AND IMPROVING THE CITY OF CLINTON WATER AND SEWER SYSTEM, AND PAYING THE COST OF SUCH BORROWING, AT A TOTAL PROJECT COST ESTIMATED TO BE \$1,000,000; ADJUDICATING NO FUNDS ARE AVAILABLE TO THE CITY OF CLINTON, MISSISSIPPI FOR SUCH PURPOSES; ORDERING SAID RESOLUTION TO BE PUBLISHED; AND SETTING THE DATE UPON WHICH THE MAYOR AND BOARD OF ALDERMEN ARE TO TAKE FINAL ACTION

UPON THE QUESTION OF AUTHORIZING THE ISSUANCE OF SAID BONDS," wherein the Governing Authority found, determined and adjudicated that it is necessary to borrow an amount not exceeding \$1,000,000 and to issue Bonds as evidence of such borrowing in the amount and for the purpose aforesaid, declared its intention to authorize such borrowing and to issue said bonds, and fixed 7:00 p.m. on January 17, 1995, as the date and hour on which it proposed to give final approval to said borrowing and authorize the issuance of said Bonds on or prior to which date and hour any petitions requesting an election on the question of incurring said indebtedness were required to be filed.

2. As required by law and as directed by the aforesaid resolution, the said resolution was published once a week for at least three (3) consecutive weeks in the Clinton News, a newspaper having a general circulation in the Municipality, and qualified under the provisions of Section 13-3-31 of the Mississippi Code of 1972, as amended, the first publication having been made not less than twenty-one (21) days prior to January 17, 1995, said notice having been published in said newspaper on December 22, 1994, December 29, 1994, January 5, 1995, and January 12, 1995, as evidenced by the publishers affidavit heretofore presented and spread upon the minutes.

3. On or prior to the hour of 7:00 p.m. on January 17, 1995, no petition requesting an election on the question of incurring such indebtedness or other objection of any kind or character against the issuance of the bonds described in the aforesaid resolution had been filed or presented by qualified electors of the Municipality.

4. The Governing Authority is now authorized and empowered by the provisions of Sections 21-33-301, et seq. of the Mississippi Code of 1972, as amended, to approve said

borrowing and authorize the issuance of the hereinafter described bonds without an election on the question of incurring such indebtedness.

NOW, THEREFORE, be it resolved by the Mayor and Board of Aldermen of the City of Clinton, Mississippi as follows:

SECTION 1. The Governing Authority does hereby find, determine, and adjudicate that the foregoing premises are true and correct.

SECTION 2. The Governing Authority hereby gives final approval to the borrowing of an amount not exceeding One Million and No/100 Dollars (\$1,000,000) for the purpose of paying the costs of constructing, renovating, refurbishing and improving the City water and sewer system, including, but not limited to, the Southeast Lagoon and Sand Filter, the South Central Lagoon and Sand Filter, consolidating the Clinton Industrial Park system with Lovett Biolac, renovating and refurbishing water tanks and wells, making other improvements to the water system and its operations, performing all other work necessary or desirable to effectuate the Project, and paying the costs of such borrowing all at an approximate cost of \$1,000,000.

SECTION 3. The Governing Authority hereby authorizes the issuance of bonds of the Municipality in the maximum amount of \$1,000,000 as evidence of said borrowing (the "Bonds"). The Bonds shall bear interest at a rate to be specified by further resolution of the Governing Authority. The Bonds shall not bear a greater overall maximum interest rate to maturity than the rate now or hereafter authorized under the provisions of Section 75-17-101 of the Mississippi Code of 1972, as amended. The Bonds shall not be sold for less than par and accrued interest. The Bonds shall be dated February 1, 1995, or such later date as the Governing Authority may specify.

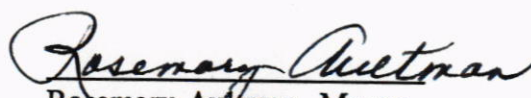
SECTION 4. The Bonds shall be offered for sale and issued in accordance with the further orders and directions of the Governing Authority.

Alderman FERRELL made, and Alderman BRABHAM seconded the motion to adopt the foregoing resolution, and the question being put to a roll call vote, the result was as follows:

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>
Alderman-at-Large Jehu Brabham	Voted: <u>AYE</u>

The motion having received the affirmative vote of the majority of the Aldermen members present, the Mayor declared the motion carried and the resolution adopted this the 17th day of January, 1995.

THE CITY OF CLINTON, MISSISSIPPI


Rosemary Aultman, Mayor

ATTEST:


Nelson Byrd, City Clerk

2 copy to Bunini 1-19-95

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The Mayor and the Board of Aldermen took up for consideration the matter of the issuance of general obligation bonds of the City of Clinton for certain public improvements, and following a discussion of the matter, Alderman Todd offered and moved the adoption of the following resolution, which motion was seconded by Alderman Fisher:

A RESOLUTION DECLARING THE INTENTION OF THE MAYOR AND THE BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, TO ISSUE GENERAL OBLIGATION BONDS OF SAID MUNICIPALITY IN THE MAXIMUM PRINCIPAL AMOUNT OF ONE MILLION AND NO/100 DOLLARS (\$1,000,000.00) TO RAISE MONEY FOR THE PURPOSE OF PAYING THE COSTS OF CONSTRUCTING, RENOVATING, REFURBISHING, AND IMPROVING THE CITY OF CLINTON WATER AND SEWER SYSTEM, AND PAYING THE COST OF SUCH BORROWING, AT A TOTAL PROJECT COST ESTIMATED TO BE \$1,000,000; ADJUDICATING NO FUNDS ARE AVAILABLE TO THE CITY OF CLINTON, MISSISSIPPI FOR SUCH PURPOSES; ORDERING SAID RESOLUTION TO BE PUBLISHED; AND

SETTING THE DATE UPON WHICH THE MAYOR AND BOARD OF ALDERMEN ARE TO TAKE FINAL ACTION UPON THE QUESTION OF AUTHORIZING THE ISSUANCE OF SAID BONDS.

WHEREAS, the Mayor and the Board of Aldermen (the "Governing Authority") of the City of Clinton, Mississippi (the "Municipality"), acting for and on behalf of the Municipality do hereby find, determine, adjudicate, and declare as follows:

1. That it is necessary and advisable and in the best public interest of the Municipality and its inhabitants to issue, under the authority contained in Sections 21-33-301 through 21-33-329 (the "Act") of the Mississippi Code of 1972, as amended, (the "Code") general obligation bonds of the Municipality in the maximum principal amount of One Million and No/100 Dollars (\$1,000,000.00) to raise money for and to forward the Project, as defined herein;

2. That no other funds are available with which to pay the costs of the Project, as defined herein;

3. That the assessed value of all taxable property within the Municipality, according to the last completed assessment for taxation, is \$85,705,941; that the assessment upon which taxes were levied for its fiscal year ending September 30, 1984, was \$70,399,087; that the Municipality presently has outstanding bonded indebtedness subject to the fifteen percent (15%) or ten percent (10%) debt limit prescribed by Section 21-33-303 of the Code, in the amount of \$2,312,000 and outstanding bonded and floating indebtedness subject to the twenty percent (20%) or fifteen percent (15%) debt limit prescribed by Section 21-33-303 of the Code (which amount includes the sum set forth above subject to the fifteen percent (15%) or ten percent (10%) debt limit) in the amount of \$3,056,554; that the issuance of the bonds hereinafter proposed to be issued, when added to the outstanding bonded indebtedness of the Municipality will not result in: (a) bonded indebtedness of the Municipality, exclusive of indebtedness not subject to the aforesaid debt limits, in excess of either fifteen percent (15%) of the assessed value of taxable property within the Municipality according to the last completed assessment for taxation, or ten percent (10%) of the assessment upon which taxes were levied for its fiscal year ending September 30, 1984, whichever is greater; or (b) bonded and floating indebtedness, exclusive of indebtedness not subject to the aforesaid debt limits, in excess of either twenty percent (20%) of the assessed value of all taxable property within such Municipality according to the last completed assessment for taxation, or fifteen percent (15%) of the assessment upon which taxes were levied for its fiscal year ending September 30, 1984, whichever is greater; and will not exceed any constitutional or statutory limitation upon indebtedness which may be incurred by the Municipality; and

4. That any machinery and equipment proposed to be purchased with a part of the proceeds of the bonds shall have an expected useful life in excess of ten (10) years, provided, however, that machinery and equipment proposed to be purchased hereunder shall not include motor vehicles weighing less than 12,000 pounds; and

5. That the purposes for which the proposed bonds are to be issued as herein set forth in this resolution are purposes authorized by the Act, and that the Governing Authority is authorized and required to declare the necessity and its intention of borrowing money and issuing the bonds of the District as evidence of the same.

NOW, THEREFORE, be it resolved by the Mayor and the Board of Aldermen of the City of Clinton, Mississippi:

SECTION 1. That the Governing Authority does hereby

find, determine and adjudicate that the foregoing premises are true and correct.

SECTION 2. That the Governing Authority does hereby declare its intention to issue general obligation bonds of the Municipality, under the provisions of the Act, in the maximum principal amount of One Million and No/100 Dollars (\$1,000,000.00) (the "Bonds") to raise money for the purpose of paying the costs of constructing, renovating, refurbishing and improving the City water and sewer system, including, but not limited to, the Southeast Lagoon and Sand Filter, the South Central Lagoon and Sand Filter, consolidating the Clinton Industrial Park system with Lovett Biolac, renovating and refurbishing water tanks and wells, making other improvements to the water system and its operations, performing all other work necessary or desirable to effectuate the Project, and paying the costs of such borrowing, at a total Project cost estimated to be \$1,000,000 (the "Project").

SECTION 3. That unless a petition signed by the lesser of 10% or fifteen hundred (1,500) of the qualified electors of said City, requesting that an election be called on the question of issuing said bonds, is filed prior to 7:00 p.m. on January 17, 1995, at the office of the City Clerk of the City of Clinton or the meeting of the Board of Aldermen scheduled for 7:00 p.m. on January 17, 1995, in the Municipal Courtroom located at 305 Monroe Street, Clinton, Mississippi, final approval of the issuance of said bonds and authority for the issuance of said bonds shall be given by the Governing Authority at the aforesaid meeting.

SECTION 4. That the City Clerk of the Municipality be and is hereby authorized and directed to cause this resolution as adopted to be published in The Clinton News, a newspaper published in the City of Clinton, Mississippi, and qualified under the provisions of Section 13-3-31 of the Mississippi Code of 1972, as amended. Said resolution shall be published once a week for three consecutive weeks, with the first publication thereof to be made not less than 21 days prior to January 17, 1995, on which date the Governing Authority will take final action on the question of final issuance of said bonds.

Following the reading of the foregoing resolution, the question being put to a roll call vote, the result was as follows:

Alderman O.C. George Ferrell Voted: aye
Alderman Rodney W. DePriest Voted: aye
Alderman Ben L. Todd Voted: aye
Alderman Phil Fisher Voted: aye
Alderman Herb Touchton Voted: aye
Alderman Sharbert K. Lott Voted: aye
Alderman-at-Large Jehu Brabham Voted: aye

The resolution having received the affirmative vote of a majority of the members, the Mayor declared the resolution adopted on this the 6th day of December, 1994.

THE CITY OF CLINTON, MISSISSIPPI
/s/ Rosemary Aultman
Rosemary Aultman, Mayor

ATTEST:
/s/ Nelson Byrd
Nelson Byrd, City Clerk
December 22, 29, 1994, January 5, 12, 1995

**NOTICE OF PUBLICATION
STATE OF MISSISSIPPI
HINDS COUNTY**

I, **TIM LEE**, personally appeared before me, the undersigned, a public for Hinds County, Mississippi,

Tim Lee
authorized clerk of THE CLINTON NEWS, a 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 issues of said newspaper as follows:

December 22	, 19 94
December 29	, 19 94
January 5	, 19 95
January 12	, 19 95
	, 19

294/1226 words
Number of Lines/Words
4
Published Times
285.98
\$

Authorized Clerk
of The Clinton News
me the 12 day of January

Marie Mills
Notary Public

(SEAL)

Sworn
19
My C
NOTARY
MY COM
BONDED

14

AN ORDINANCE ENLARGING, EXTENDING AND DEFINING
THE CORPORATE LIMITS AND BOUNDARIES OF THE CITY OF
CLINTON, THE FIRST JUDICIAL DISTRICT OF HINDS COUNTY,
TO INCLUDE CERTAIN LANDS SITUATED IN THE FIRST
JUDICIAL DISTRICT OF HINDS COUNTY, MISSISSIPPI

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF
THE CITY OF CLINTON, MISSISSIPPI:

SECTION 1. Public convenience and necessity requiring the same, that the corporate boundaries and limits of the City of Clinton, First Judicial District of Hinds County, Mississippi, be and the same are hereby extended and enlarged so as to embrace the following adjacent unincorporated lands and territory in the First Judicial District of Hinds County, Mississippi, to-wit:

The West one half of the Northwest one-quarter of Section 23,
Township 6 North, Range 1 West, First Judicial District of Hinds
County, Mississippi.

SECTION 2. That the corporate limits and boundaries of the City of Clinton, Mississippi, lying and being in the First and Second Judicial Districts of Hinds County, Mississippi, as enlarged, extended and fixed by this Ordinance shall be as follows, to-wit:

Beginning at the Corner Common to Sections 21, 22, 27 and 28, Township 6 North, Range 1 West, run thence East along the South Section Line of Section 22, to the Southeast Corner of said Section 22; Run Thence North along the East Section Lines of Section 22, Township 6 North, Range 1 West, to the Northeast Corner of the Southwest Quarter of said Section 22, Township 6 North, Range 1 West; Run thence East along the South Line of the West one-half of the Northwest Quarter of Section 23, Township 6 North, Range 1 West to the Southeast Corner of the West one-half of the Northwest Quarter of said Section 23, Township 6 North, Range 1 West; Run thence North along the East Line of the West one-half of the Northwest Quarter of Section 23, Township 6 North, Range 1 West to the North Line of the West one-half of the Northwest Quarter of Section 23, Township 6 North, Range 1 West; Run thence West along the North line of the West one-half of the of the Northwest Quarter of Section 23, Township 6 North, Range 1 West to the Northwest corner of Section 23, Township 6 North, Range 1 West, thence run along the East Line of Section 15, Township 6 North, Range 1 West to the Northeast Corner of Section 15, Township 6

North, Range 1 West; Run thence West along the North Section Lines of Sections 15, 16, 17 and 18, Township 6 North, Range 1 West and Sections 13 and 14, Township 6 North, Range 2 West to the Northwest Corner of Section 14, Township 6 North, Range 2 West; Run thence South along the West Section Lines of Sections 14, 23 and 26, Township 6 North, Range 2 West to the Southwest Corner of the Northwest Quarter of said Section 26, run thence Easterly along the one-half Section Line of said Section 26 for a distance of 2,078.67 feet; Run thence South to a Point on the southern Line of said Section 26; Run thence East along the Southern Line of said Section 26 to the Corner Common to Sections 25, 26, 35 and 36, Township 6 North, Range 2 West; Run thence South along the West Section Line of Section 36, Township 6 North, Range 2 West to its Intersection with the South Right-of-Way Line of Clinton-Raymond Road; Run thence Southwest along the South Right-of-Way Line of said Clinton-Raymond Road to its Intersection with the East Right-of-Way Line of Midway Road; Run thence Southerly along the East Right-of-Way Line of said Midway Road to a Point on the North Line of the Southeast Quarter of the Southeast Quarter of Section 2, Township 5 North, Range 2 West; Run thence Easterly along the North Line of said Southeast Quarter of Southeast Quarter of said Section to the Northeast Corner of the Southeast Quarter of the Southeast Quarter of said Section; Run thence South along the East Line of said Southeast Quarter of the Southeast Quarter of Section 2, Township 5 North, Range 2 West to the North Right-of-Way Line of the Illinois Central Railroad Company (now Illinois Central Gulf Railroad); Run thence Easterly along the North Right-of-Way Line of said Illinois Central Railroad Company to a Point on a Line defined as follows: The Intersection of a Point located 481 feet West of the Southeast Corner of the Southwest Quarter of Section 1, Township 5 North, Range 2 West with a Point located 420 feet North of the South Line of said Section and 514 feet West of the East Line of the Southwest Quarter of said Section; Run thence Southerly along said Line to its intersection with the North Right-of-Way of McRaven Road; Run thence East along said North Right-of-Way of McRaven Road to a Point located 174.70 feet West of the Southeast Corner of Southwest Quarter of Section 1, Township 5 North, Range 2 West; Run thence South at right angles to the North Right-of-Way of McRaven Road to a Point on the South Right-of-Way of McRaven Road; Run thence South 00 degrees 29 minutes West for a distance of 201.70 feet; Run thence South 09 degrees 30

minutes West for a distance of 251.09 feet; Run thence South 00 degrees 49 minutes West for a distance of 399.12 feet; Run thence South 76 degrees 12 minutes East for a distance of 441.63 feet; Run thence South 00 degrees 05 minutes East for a distance of 293.87 feet to a Point on a Line 1320 feet South of and parallel to the North Line of Section 12, Township 5 North, Range 2 West; Run thence East along an Extension of said Line 1320 feet South of and parallel to the North Boundary of said Section 12, through Section 7, Township 5 North, Range 1 West, to the East Boundary of said Section 7, run thence North along said East Boundary to the Northeast Corner of Section 7; Run thence East along the North Boundary Line of Section 8, Township 5 North, Range 1 West to its Intersection with the West Right-of-Way Line of Springridge Road; Run thence Northeasterly along the West Right-of-Way of Springridge Road to its Intersection with the South Line of the Illinois Central Gulf Railroad Company (now Illinois Central Gulf Railroad) Right-of-Way; Run thence East along the South Line of said Illinois Central Railroad Company (now Illinois Central Gulf Railroad) Right-of-Way to the Line between the East one-half and the West one-half of Section 5, Township 5 North, Range 1 West; Run thence North along said one-half Section Line to the Southwest Corner of the Northwest Quarter of the Northeast Quarter of said Section 5; Run thence East along South Line of said Northwest Quarter of the Northeast Quarter to the Southeast Corner thereof; Run thence North along the East Line of said Northwest Quarter of the Northeast Quarter to the South Line of Section 32; Run thence East along the South Line of said Section 32 and along the South Line of Section 33 to the one-half Section Line of said Section 33; Run thence North along said Line between the East one-half and the West one-half of Section 33 to the Southwest Corner of the Northwest Quarter of the Northeast Quarter of said Section; Run thence East along the South Line of said Northwest Quarter of said Northeast Quarter to the Southeast Corner thereof; Run thence North along the East Line of said Northwest Quarter of the Northeast Quarter of said Section to its Intersection with the South Right-of-Way Line of U. S. Highway 80; Run thence Southeasterly along the South Right-of-Way Line of said U. S. Highway 80 to its Intersection with the West Right-of-Way Line of Shaw Road; Run thence Northerly along the said West Line of Shaw Road to its Intersection with the East Line of Section 28, said Township and

Range; Run thence North along the East Line of said Section 28 to the Point of Beginning.

SECTION 3. The City of Clinton shall make the following improvements in said annexed territory to be completed within a reasonable time, not to exceed five (5) years from the effective date of this Ordinance, unless delayed by war of military preparedness:

- (a) Improve existing streets and drainage;
- (b) Install water lines, water service, sewage disposal lines, sewage treatment facilities and street lighting;
- (c) Said services shall be furnished in the same manner and to the same extent as such services are being furnished to the present citizens of the municipality, where necessary and economically feasible.

SECTION 4. That the City of Clinton shall furnish to the said annexed territory the following municipal and public services in the same manner and to the same extent as such services are being furnished to the present citizens of the municipality, such services to begin on the effective date of this Ordinance, to-wit:

- (a) Police Protection;
- (b) Fire Protection;
- (c) Garbage removal;
- (d) Trash and other debris removal;
- (e) Pest control;
- (f) Maintenance of existing streets;
- (g) The right to exercise the ballot in municipal elections upon registering and meeting all statutory and constitutional requirements, and the use and benefit of all other municipal services and facilities furnished all present citizens of the municipality of the City of Clinton, Mississippi.

SECTION 5. The City of Clinton, Mississippi through its attorneys, shall file a petition in the Chancery Court of The First Judicial District of Hinds County, Mississippi, which petition shall recite the fact of the adoption of this Ordinance and shall pray for the approval, ratification and confirmation by said Court of the enlargement and extension of the municipal boundaries and limits of the City of Clinton, Mississippi, as herein fixed and determined. Said petition shall have attached hereto a certified copy of this Ordinance and a plat or map showing the boundaries of the said City of Clinton, Mississippi, as they will exist

Copy to Ken

887 1012

1034 1038

Annexation

PASTE AD HERE

Clinton News Legals 499 Clinton News Legals 499

IN THE CHANCERY COURT OF THE FIRST JUDICIAL DISTRICT OF HINDS COUNTY, MISSISSIPPI IN THE MATTER OF THE EXTENSION OF THE BOUNDARIES OF THE CITY OF CLINTON, MISSISSIPPI

NOTICE OF HEARING ON THE PETITION FOR RATIFICATION, APPROVAL AND CONFIRMATION OF AN ORDINANCE EXTENDING AND ENLARGING THE BOUNDARIES OF THE CITY OF CLINTON, MISSISSIPPI ALL PARTIES interested in, affected by or having objections to, or being aggrieved by the following described ordinance: Notice is hereby given to all concerned that the Mayor and Board of Aldermen of the City of Clinton, Mississippi, did at a Regular Meeting held Mayor and Board of Aldermen held on January 17, 1995, duly and legally adopt an Ordinance extending and enlarging the corporate limits and boundaries of the said City of Clinton, Mississippi, a copy of said Ordinance being attached hereto as Exhibit "A" and made a part hereof by reference.

And you and each of you concerned are hereby notified that the said City of Clinton, Mississippi, has filed its Petition in the Chancery Court of the First Judicial District of Hinds County, Mississippi, praying that the aforesaid Ordinance be approved, ratified and confirmed by said Court.

You are further hereby notified that the Chancery Court of Hinds County, Mississippi has set for hearing this cause upon the Petition and Exhibits thereto at 9:20 o'clock a.m. on the 1st day of Sept., 1995 at the Hinds County Chancery Courthouse in Jackson, Mississippi, and all parties interested in, affected by or having objections to, or being aggrieved by said proposed extension and enlargement of the city limits and boundaries of said City of Clinton, Mississippi, as proposed in said Ordinance, are hereby notified to appear at said hearing and present to the said Court your objections, if any, to the approval, ratification and confirmation of said Ordinance extending and enlarging the limits and boundaries of the said City of Clinton, Mississippi.

Given under my hand and seal of office this, the 10th day of July, 1995.

Clerk of the Chancery Court Hinds County, Mississippi By: /s/ J. Fuqua

(SEAL) AN ORDINANCE ENLARGING, EXTENDING AND DEFINING THE CORPORATE LIMITS AND BOUNDARIES OF THE CITY OF CLINTON, THE FIRST JUDICIAL DISTRICT OF HINDS COUNTY, TO INCLUDE CERTAIN LANDS SITUATED IN THE FIRST JUDICIAL DISTRICT OF HINDS COUNTY, MISSISSIPPI

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI:

SECTION 1. Public convenience and necessity requiring the same, that the corporate boundaries and limits of the City of Clinton, First Judicial District of Hinds County, Mississippi, be and the same are hereby extended and enlarged so as to embrace the following adjacent unincorporated lands and territory in the First Judicial District of Hinds County, Mississippi, to-wit:

The West one-half of the Northwest one-quarter of Section 23, Township 6 North, Range 1 West, First Judicial District of Hinds County, Mississippi.

SECTION 2. That the corporate limits and boundaries of the City of Clinton, Mississippi, lying and being in the First and Second Judicial Districts of Hinds County, Mississippi, as enlarged, extended and fixed by this Ordinance shall be as follows, to-wit:

Beginning at the Corner Common to Sections 21, 22, 27 and 28, Township 6 North, Range 1 West, run thence East along the South Section Line of Section 22, to the Southeast Corner of said Section 22; Run Thence North along the East Section Lines of Section 22, Township 6 North, Range 1 West, to the Northeast Corner of the Southwest Quarter of said Section 22, Township 6 North, Range 1 West; Run thence East along the South Line of said one-half of the Northwest Quarter of said Section 23, Township 6 North, Range 1 West to the Southeast Corner of the West one-half of the Northwest Quarter of said Section 23, Township 6 North, Range 1 West; Run thence North along the East Line of the West one-half of the Northwest Quarter of Section 23, Township 6 North, Range 1 West to the North Line of the West one-half of the Northwest Quarter of Section 23, Township 6 North, Range 1 West; Run thence West along the North line of the West one-half of the Northwest Quarter of Section 23, Township 6 North, Range 1 West to the Northwest corner of Section 23, Township 6 North, Range 1 West, thence run along the East Line of Section 15, Township 6 North, Range 1 West to the Northeast Corner of Section 15, Township 6 North, Range 1 West; Run thence West along the North Section Line of Sections 15, 16, 17 and 18, Township 6 North, Range 1 West and Sections 13 and 14, Township 6 North, Range 2 West to the Northwest Corner of Section 14, Township 6 North, Range 2 West; Run thence South along the West Section Lines of Sections 14, 23 and 26, Township 6 North, Range 2 West to the Southwest Corner of the Northwest Quarter of said Section 26, run thence Easterly along the one-half Section Line of said Section 26 for a distance of 2,078.67 feet; Run thence South to a Point on the southern Line of said Section 26; Run thence East along the Southern Line of said Section 26 to the Corner Common to Sections 25, 26, 35 and 36, Township 6 North, Range 2 West; Run thence South along the West Section Line of Section 36, Township 6 North, Range 2 West to its intersection with the South Right-of-Way Line of Clinton-Raymond Road; Run thence Southwest along the South Right-of-Way Line of said Clinton-Raymond Road to its intersection with the East Right-of-Way Line of Midway Road; Run thence Southerly along the East Right-of-Way Line of said Midway Road to a Point on the North Line of the Southeast Quarter of the Southeast Quarter of Section 2, Township 5 North, Range 2 West; Run thence West along the North Line of said Southeast Quarter of Southeast Quarter of said Section to the Northeast Corner of the Southeast Quarter of the Southeast Quarter of said Section; Run thence South along the East Line of said Southeast Quarter of the Southeast Quarter of Section 2, Township 5 North, Range 2 West to the North Right-of-Way Line of the Illinois Central Railroad Company (now Illinois Central Gulf Railroad); Run thence Easterly along the North Right-of-Way Line of said Illinois Central Railroad Company to a Point on a Line defined as follows: The Intersection of a Point located 481 feet West of the Southeast Corner of the Southwest Quarter of Section 1, Township 5 North, Range 2 West with a Point located 420 feet North of the South Line of said Section and 514 feet West of the East Line of the Southwest Quarter of said Section; Run thence Southerly along said Line to its intersection with the North Right-of-Way of McRaven Road; Run thence East along said North Right-of-Way of McRaven Road to a Point located 174.70 feet

VOTING	YEA	NAY
Alderman Jehu Brabham	✓	-
Alderman O. C. George Ferrell	✓	-
Alderman Rodney DePriest	✓	-
Alderman Ben Todd	✓	-
Alderman Phil Fisher	✓	-
Alderman Herb Touchton	✓	-
Alderman Sharbett Lott	✓	-

SO ORDAINED this the 17th day of January, 1995.

CITY OF CLINTON, MISSISSIPPI By: /s/ Rosemary Aultman

MAYOR ROSEMARY AULTMAN

ATTEST: /s/ Nelson Byrd NELSON BYRD, CITY CLERK

I hereby certify that the the attached are true and exact copies of the minutes of the Mayor and Board of Aldermen of the City of Clinton at it's meeting held on 1-17-95

/s/ Nelson Byrd City Clerk SEAL 7-10-95 Date

July 20, 27, August 3, 10, 1995

PROOF OF PUBLICATION THE STATE OF MISSISSIPPI HINDS COUNTY

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

Shirley Waits

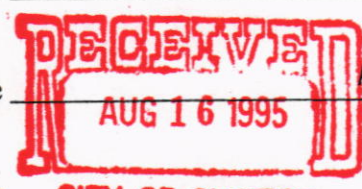
an authorized clerk of THE CLARION-LEDGER, a daily newspaper as defined and prescribed in Sections 13-3-31 and 13-3-32, of Mississippi Code of 1972, as amended, who, being duly sworn, states that the notice, a true copy of which is hereto attached, appeared in the issues of said newspaper as follows:

Date July 20, 19 95

Date July 27, 19 95

Date August 3, 19 95

Date August 10, 19 95



Date CITY OF CLINTON, 19

Number of Lines/Words 254 X 2 Columns

Published 4 Times

Total \$ 527.86

Signed Shirley Waits Authorized Clerk of The Clarion-Ledger

Sworn to and subscribed before me the 10 day of August 19 95.

Marie Mills Notary Public

My Commission Expires:

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

(SEAL)

1038A

in the event such enlargement and extension becomes effective pursuant to this Ordinance.

SECTION 6. That this Ordinance shall become effective ten (10) days after the date of the entry of the Decree of the Chancery Court of The First Judicial District of Hinds County, Mississippi, ratifying, approving and confirming the enlargement and extension of the boundaries of the City of Clinton, Mississippi, as established by this Ordinance and Decree of said Chancery Court.

The foregoing Ordinance having been reduced to writing and considered section by section, was submitted to the Board of Alderman for passage and upon a roll call vote,

<u>VOTING</u>	<u>YEA</u>	<u>NAY</u>
Alderman Jehu Brabham	<u>✓</u>	<u>-</u>
Alderman O. C. George Ferrell	<u>✓</u>	<u>-</u>
Alderman Rodney DePriest	<u>✓</u>	<u>-</u>
Alderman Ben Todd	<u>✓</u>	<u>-</u>
Alderman Phil Fisher	<u>✓</u>	<u>-</u>
Alderman Herb Touchton	<u>✓</u>	<u>-</u>
Alderman Sharbert Lott	<u>✓</u>	<u>-</u>

SO ORDAINED this the 17th day of JANUARY, 1995.

CITY OF CLINTON, MISSISSIPPI

By: Rosemary Aultman
MAYOR ROSEMARY AULTMAN

ATTEST:

Nelson Byrd
NELSON BYRD, CITY CLERK

CAWP60JLM\CLIN-ANN.ORD January 17, 1995

NOTICE OF PROPOSED INCREASE IN GARBAGE COLLECTION FEES

15

Due to an increase in contracted garbage collection rates, the City of Clinton, Mississippi is proposing to increase its monthly garbage collection fees in the amount of \$1.00. The average proposed monthly increase is 15.4% and annual revenues will increase 11.6%. Said proposed increase is required in order to comply with Mississippi Code 21-19-1 and 2.

MUNICIPAL COMPLIANCE QUESTIONNAIRE

INFORMATION

Note: Due to the size of some municipalities, some of the questions may not be applicable. If so, mark N/A in answer blanks. Answers to other questions may require more than "yes" or "no," and, as a result, more information on this questionnaire may be required and/or separate workpapers may be needed.

1. Name and address of municipality: CITY OF CLINTON, MISSISSIPPI
2. List the date and population of the latest official U.S. Census or most recent official census:
1990 - 21,847
3. Names, addresses and telephone numbers of officials (include elected officials, chief administrative officer, and attorney).
Mayor Rosemary G. Aultman, P. O. Box 156, Clinton, MS 39060, 601-924-5462
Alderman Jehu Brabham, 106 Longwood Drive, Clinton, MS 39056, 601-924-0418
Alderman George Ferrell, 208 Lovett Drive, Clinton, MS 39056, 601-924-0210
Alderman Rodney DePriest, 202 Country Cove Circle, Clinton, 39056, 601-924-2660
Alderman Ben Todd, 1404 Huntcliff Way, Clinton, MS 39056, 601-924-1200
Alderman Phil Fisher, 1012 Post Road, Clinton, MS 39056, 601-924-4419
Alderman Herb Touchton, 530 Belle Place, Clinton, MS 39056, 601-924-6797
Alderman Sharbert Lott, 306 Church Street, Clinton, MS 39056, 601-924-0335
City Attorney Ken Dreher, 775 Woodlands Parkway Suite 100, Ridgeland, MS 39157
601-957-2600
4. Period of time covered by this questionnaire:
From: OCTOBER 1, 1993 To: SEPTEMBER 30, 1994
5. Expiration date of current elected officials' term: JULY 6, 1997

CITY OF CLINTON, MISSISSIPPI
(MUNICIPALITY)

Certification to Municipal Compliance Questionnaire

Year Ended September 30, 1994

We have reviewed all questions and responses as contained in this Municipal Compliance Questionnaire for the Municipality of CLINTON, and, to the best of our knowledge and belief, all responses are accurate.

Nelson Byrd
(City Clerk's Signature)

1-17-95
(Date)

Rosemary Aetman
(Mayor's Signature)

1-17-95
(Date)

Minute Book References:

Book Number W

Page 1019

(Clerk is to enter minute book references when questionnaire is accepted by board.)

IV-A8

MUNICIPAL COMPLIANCE QUESTIONNAIRE

ANSWER ALL QUESTIONS: Y - YES, N - NO, N/A - NOT APPLICABLE

PART I - GENERAL

1. Have all ordinances been entered into the ordinance book and included in the minutes? (Section 21-13-13) Y
2. Do all municipal vehicles have public license plates and proper markings? (Sections 25-1-87 and 27-19-27) Y
3. Are municipal records open to the public? (Section 25-61-5) Y
4. Are meetings of the board open to the public? (Section 25-41-5) Y
5. Are notices of special or recess meetings posted? (Section 25-41-13) Y
6. Are all required personnel covered by appropriate surety bonds?
 - Appointed officers and those handling money, see statutes governing the form of government (i.e., Section 21-3-5 for Code Charter) Y
 - Municipal clerk (Section 21-15-38) Y
 - Deputy clerk (Section 21-15-23) Y
 - Chief of police (Section 21-21-1) Y
 - Deputy police (Section 45-5-9) (if hired under this law) Y
7. Are minutes of board meetings prepared to properly reflect the actions of the board? (Sections 21-15-17 and 21-15-19) Y
8. Are minutes of board meetings signed by the mayor or majority of the board within 22 days of the meeting? (Section 21-15-33) Y
9. Has the municipality complied with the nepotism law in its employment practices? (Section 25-1-53) Y
10. Did all officers, employees of the municipality, or their relatives avoid any personal interest in any contracts with the municipality during their term or within one year after their terms of office or employment? (Section 25-4-105) Y

IV-A9

MUNICIPAL COMPLIANCE QUESTIONNAIRE

11. Does the municipality contract with a Certified Public Accountant or an auditor approved by the State Auditor for its annual audit within twelve months of the end of each fiscal year? (Section 21-35-31) Y
12. Has the municipality published a synopsis or notice of the annual audit within 30 days of acceptance? (Section 21-35-31 or 21-17-19) Y

PART II - CASH AND RELATED RECORDS

1. Where required, is a claims docket maintained? (Section 21-39-7) Y
2. Are all claims paid in the order of their entry in the claims docket? (Section 21-39-9) Y
3. Does the claims docket identify the claimant, claim number, amount and fund from which each warrant will be issued? (Section 21-39-7) Y
4. Are all warrants approved by the board, signed by the mayor or majority of the board, attested to by the clerk, and bearing the municipal seal? (Section 21-39-13) Y
5. Are warrants for approved claims held until sufficient cash is available in the fund from which it is drawn? (Section 21-39-13) Y
6. Has the municipality adopted and entered on its minutes a budget in the format prescribed by the Office of the State Auditor? (Sections 21-35-5, 21-35-7 and 21-35-9) Y
7. Does the municipality operate on a cash basis budget, except for expenditures paid within 30 days of fiscal year end or for construction in progress? (Section 21-35-23) Y
8. Has the municipality held a public hearing and published its adopted budget? (Section 21-35-5) Y
9. Has the municipality complied with legal publication requirements when budgetary changes of 10% or more are made to a department's budget? (Section 21-35-25) Y

IV-A10

MUNICIPAL COMPLIANCE QUESTIONNAIRE

10. If revenues are less than estimated and a deficit is anticipated, did the board revise the budget by its regular July meeting? (Section 21-35-25) Y
11. Have financial records been maintained in accordance with the chart of accounts prescribed by the State Auditor? (Section 21-35-11) Y
12. Does the municipal clerk submit to the board a monthly report of expenditures against each budget item for the preceding month and fiscal year to date and the unexpended balances of each budget item? (Section 21-35-13) Y
13. Does the board avoid approving claims and the city clerk not issue any warrants which would be in excess of budgeted amounts, except for court-ordered or emergency expenditures? (Section 21-35-17) Y
14. Has the municipality commissioned municipal depositories? (Sections 27-105-353 and 27-105-363) Y
15. Have investments of funds been restricted to those instruments authorized by law? (Section 21-33-323) Y
16. Are donations restricted to those specifically authorized by law? [Section 21-17-5 (Section 66, Miss. Constitution) -- Sections 21-19-45 through 21-19-59, etc.] Y
17. Are fixed assets property tagged and accounted for? (Section 7-7-211 - Municipal Audit and Accounting Guide) Y
18. Is all travel authorized in advance and reimbursements made in accordance with Section 25-3-41? Y
19. Are all travel advances made in accordance with the State Auditor's regulations? (Section 25-3-41) Y

PART III - PURCHASING AND RECEIVING

1. Are bids solicited for purchases, when required by law (written bids and advertising)? [Section 31-7-13(b) and (c)] Y
2. Are all lowest and best bid decisions properly documented? [Section 31-7-13(d)] Y

IV-A11

MUNICIPAL COMPLIANCE QUESTIONNAIRE

3. Are all one-source item and emergency purchases documented on the board's minutes? [Section 31-7-13(m) and (k)] Y
4. Do all officers and employees understand and refrain from accepting gifts or kickbacks from suppliers? (Section 31-7-23) Y

PART IV - BONDS AND OTHER DEBT

1. Has the municipality complied with the percentage of taxable property limitation on bonds and other debt issued during the year? (Section 21-33-303) Y
2. Has the municipality levied and collected taxes, in a sufficient amount for the retirement of general obligation debt principal and interest? (Section 21-33-87) Y
3. Have the required trust funds been established for utility revenue bonds? (Section 21-27-65) Y
4. Have expenditures of bond proceeds been strictly limited to the purposes for which the bonds were issued? (Section 21-33-317) Y
5. Has the municipality refrained from borrowing, except where it had specific authority? (Section 21-17-5) Y

PART V - TAXES AND OTHER RECEIPTS

1. Has the municipality adopted the county ad valorem tax rolls? (Section 27-35-167) Y
2. Are interest and penalties being collected on delinquent ad valorem taxes? (Section 21-33-53) Y
3. Has the municipality conducted an annual land sale for delinquent ad valorem taxes? (Section 21-33-63) Y
4. Have the various ad valorem tax collections been deposited into the appropriate funds? (Separate Funds for Each Tax Levy) (Section 21-33-53) Y

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5. Has the increase in ad valorem taxes, if any, been limited to amounts allowed by law? (Sections 27-39-320 and 27-39-321) Y
6. Are local privilege taxes collected from all businesses located within the municipality, except those exempted? (Section 27-17-5) Y
7. Are transient vendor taxes collected from all transient vendors within the municipality, except those exempted? (Section 75-85-1) Y
8. Is money received from the state's "Municipal Fire Protection Fund" spent only to improve municipal fire departments? (Section 83-1-37) Y
9. Has the municipality levied or appropriated not less than 1/4 mill for fire protection and certified to the county it provides its own fire protection or allowed the county to levy such tax? (Sections 83-1-37 and 83-1-39) Y
10. Are state-imposed court assessments collected and settled monthly? (Section 99-19-73) Y
11. Are all fines and forfeitures collected when due and settled immediately to the municipal treasury? (Section 21-15-21) Y
12. Are bids solicited by advertisement or, under special circumstances, three appraisals obtained when real property is sold? (Section 21-17-1) Y

IV-A13

PUBLICATION AND DISTRIBUTION OF ANNUAL AUDIT

State law requires within 30 days after the completion of the annual audit that certain procedures governing publication of audit report information and distribution of the audit report be followed. (See page IV-A2 in this section of the guide.)

The following guidelines explain what is required to meet these responsibilities. These guidelines are outlined as follows:

1. SYNOPSIS PUBLICATION OF ANNUAL AUDIT
 - a. Substance of Publication Option
 - b. Synopsis of Audit Option (Definitions of Synopsis)
2. TRANSMITTAL LETTER FOR MUNICIPAL AUDIT REPORTS
 - a. Number of Copies to be Transmitted
 - b. Format for Transmittal Letter