

**REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, MARCH 7, 1995 - 7 P.M.
MUNICIPAL COURTROOM - 305 MONROE STREET**

The Mayor and Board of Aldermen of the City of Clinton, Mississippi, met in Regular Meeting on Tuesday, March 7, 1995, 7 P.M., at the Municipal Courtroom, 305 Monroe Street.

WELCOME AND CALL TO ORDER - Mayor Rosemary Aultman

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

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

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

ANNOUNCEMENTS/RECOGNITIONS:

Mayor Aultman commended Fire Chief Landrum and his department for their efforts to keep the City in a state of preparedness during the last two days of turbulent weather.

Mayor Aultman issued a proclamation declaring the month of April as Arts-in-April Month in the City of Clinton.

AGENDA CHANGES

Mayor Aultman stated that the following changes would be made to the agenda: (1) add item "y" to the Consent Agenda as follows: approval of a \$100.00 ad for the Clinton High School Baseball Program; (2) remove Consent Agenda item "f" regarding the screening process of three new police officers; and (3) remove item 11 regarding Gulf States Cannery.

APPROVAL OF CONSENT AGENDA ITEMS A-Y EXCLUDING ITEM F:

MOTION made by Alderman Fisher and **SECONDED** by Alderman Touchton to approve Consent Agenda Items A-Y with the exception of Item F as listed on pages 1189-1190 of this Minute Book W, noting that Consent Agenda Items C and Y, will serve to advertise favorably the opportunities, possibilities, and resources of the City of Clinton. Quotes listed in item X are on file in the Office of the City Clerk. **MOTION CARRIED UNANIMOUSLY.**

APPROVAL OF INDIAN TRAILS SUBDIVISION PRELIMINARY PLAT

Acting upon the request of Jerry Jackson, Project Manager for Indian Trails Subdivision, for the approval of the preliminary plat of Indian Trails Subdivision including the use of rolled curbs and the extended length of two cul-de-sacs, **MOTION** made by Alderman Todd and **SECONDED** by Alderman Fisher to approve said preliminary plat as presented. **MOTION CARRIED UNANIMOUSLY.** It was noted that said subdivision consists of a total of 144 acres off Pinehaven Drive with 269 lots proposed to be phased in.

APPROVAL OF SPECIAL EXCEPTION FOR CHENEY PERSONAL CARE HOME ON OLD VICKSBURG ROAD

MOTION made by Alderman Brabham and **SECONDED** by Alderman Ferrell to approve the special exception request of Mr. Charlie Cheney for a personal care home at 2227 Old Vicksburg Road contingent upon Mr. Cheney meeting all of the Health Department requirements. **MOTION CARRIED UNANIMOUSLY.** Proof of publication that proper public hearing was held may be found on page 1191 of this Minute Book W.

GREER APPOINTED TO PLANNING AND ZONING BOARD

MOTION made by Alderman DePriest and **SECONDED** by Alderman Brabham to appoint Tony Greer to the City of Clinton Planning and Zoning Board to fill the unexpired term of Mike Parker. **MOTION CARRIED UNANIMOUSLY.** Said term expires 1-1-96.

AUTHORIZATION TO INSTALL SPECIAL TELEPHONE LINE AT P&R FOR PARK INFORMATION

Acting upon the request of the Clinton Baseball/Softball Association and the Clinton Soccer Association for CBSA/CSA to be granted permission to install a separate special telephone line for information concerning soccer, baseball, softball, and any other park activities with the understanding that CBSA/CSA would pay for the line, hook-up, and recording machine, and the City of Clinton will pay the \$23.05 monthly fee totaling \$282.00 per year, **MOTION** made by Alderman Touchton and **SECONDED** by Alderman Lott to approve said yearly expenditure. **MOTION CARRIED UNANIMOUSLY.**

ACCEPTANCE OF DONATED PROPERTY BY CRISLER FAMILY FOR LIBRARY USE

MOTION made by Alderman Touchton and **SECONDED** by Alderman Fisher to accept the gracious donation of property as reflected on the warranty deed found on pages 1192-1193 of this Minute Book W noting the stipulation that said property is to be used for the sole purpose of Library functions and at such time the property is no longer used for library purposes it shall revert back to the grantor. **MOTION CARRIED UNANIMOUSLY.**

TASK FORCE REPORT FOR PUBLIC WORKS FACILITY - NO BOARD ACTION

Alderman Brabham made a brief report from the Public Works Facility Task Force and stated that they would bring further reports forward as applicable. **NO BOARD ACTION** necessary.

RECTANGLE STREET HOUSING PROJECT CDBG RESOLUTIONS FAILED

MOTION made by Alderman Ferrell and **SECONDED** by Alderman Brabham to approve the CDBG resolutions to proceed with the Rectangle Street Housing Project. **ROLL CALL VOTE:** Alderman Brabham - "nay", Alderman Ferrell - "aye", Alderman DePriest - "nay", Alderman Todd - "nay", Alderman Fisher - "nay", Alderman Touchton - "aye", Alderman Lott - "aye". **MOTION FAILED 3-4.**

Alderman Ferrell left the Board Room at 8:20 p.m.

1994 AUDIT ACCEPTED AS PRESENTED

MOTION made by Alderman Touchton and **SECONDED** by Alderman Lott to accept the City of Clinton audit ending September 30, 1994, as presented by Walter Murphy of Tann, Brown, Russ & Co., Ltd. **MOTION CARRIED 6-0** with Alderman Ferrell not present for voting.

Alderman Ferrell returned to the Board Room at 8:23 p.m.

ADJOURNMENT - 8:25 P.M.

There being no further business to discuss, **MOTION** made by Alderman

Fisher and SECONDED by Alderman Lott to Recess until March 21, 1995, 7 P.M. MOTION CARRIED UNANIMOUSLY.

Copy of Agenda may be found on Pages 1189-1190 of this Minute Book W.

APPROVED: Rosemary Aultman
Rosemary Aultman, Mayor

March 14, 1995
Date

ATTEST: Nelson Byrd
Nelson Byrd, City Clerk

March 14, 1995
Date

SEAL

PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

PASTE PROOF HERE

NOTICE OF
ZONING HEARING
Notice is hereby given to
those parties in interest that
there will be a hearing on
February 28, 1995, at 7:30
P. M., in the A. E. Wood
Memorial Library, 111 Clinton
Blvd., Clinton, Mississippi, for
the purpose of determining
whether or not a Special Ex-
ception shall be allowed on
the following described prop-
erty located in the City of
Clinton, Mississippi:
Beginning at the intersection
of the west right of way line
of Magnolia Road and the
north right of way line of Old
Vicksburg Road as both
roads are laid out and in use
at the date of this survey;
thence run Westerly along
said north right of way line
of Old Vicksburg Road,
129.40 feet to the point of be-
ginning; thence continue
westerly along said north
right of way line, 100 feet;
thence leaving said north
right of way line, turn right
95 degrees 38 minutes and
run northerly, 200 feet;
thence turn right 84 degrees
22 minutes and run easterly,
100 feet; thence turn right 95
degrees 38 minutes and run
Southerly, 200 feet to the
point of beginning."
APPROVED:
MAYOR
ROSEMARY AULTMAN
ATTEST:
/s/ Nelson Byrd
NELSON BYRD
CITY CLERK
February 10, 1995

Personal
Care Home

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

Tim Lee,

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 February 10, 1995

Date _____, 19____

Date _____, 19____

Date _____, 19____

Date _____, 19____

Number of Lines/Words 47/203

Published 1 Times

Total \$ 18.24

Signed Tim Lee

Authorized Clerk
of The Clarion-Ledger

10

February

SWORN to and subscribed before me the _____ day of _____,
1995.

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)

10

WARRANTY DEED

FOR AND IN CONSIDERATION of the sum of TEN DOLLARS (\$10.00), cash and other valuable considerations, the receipt of all of which is hereby acknowledged, the undersigned **COLLEGE INVESTMENT CO.**, a Mississippi Corporation, does hereby sell, convey and warrant unto the **CITY OF CLINTON**, the following described land and property situated in **THE FIRST JUDICIAL DISTRICT OF HINDS COUNTY , MISSISSIPPI**, to-wit:

Part of the NE 1/4 Section 29, T6N, R1W, Clinton, Hinds County, Ms.
and being more particularly described as follows:

Commencing at the SE corner of that tract of land conveyed by Ruby M. Stewart to the City of Clinton, Ms. per Deed Book 2296 at Page 125, said point being on the Northerly line of Clinton Boulevard and run thence N 01 degree 58 minutes 28 seconds E - 201.73' to the NW. corner of that tract conveyed by The Clinton Junior Chamber of Commerce to the City of Clinton, Ms. per Deed Book 1766 at page 180 and the POINT OF BEGINNING; run thence N 01 degrees 58 minutes 28 seconds E - 58.71' along the East line of the City of Clinton, Ms. Tract; run thence N 83 degrees 28 minutes 13 seconds W - 84.56' along the North line of the City of Clinton, Ms. Tract; thence leaving the City of Clinton, Ms. Tract, run N 01 degree 58 minutes 28 seconds E - 199.23' to the South line of the Illinois Central Gulf Railroad Right of Way; run thence S 76 degrees 11 minutes 37 seconds E - 240.11' along the Illinois Central Gulf Railroad Right of Way; thence leaving the South Right of Way of the Illinois Central Gulf Railroad, run thence S 02 degrees 06 minutes 00 seconds W - 190.57'; continue thence S 02 degrees 06 minutes 00 seconds W - 32.91' to the North line of the City of Clinton Miss. Tract per Deed Book 1766 at Page 180; run thence N 84 degree 57 minutes 15 seconds W - 150.44' along the North line of the City of Clinton, Miss. Tract to the POINT OF BEGINNING, Containing 1.188 acres more or less.

THE PROPERTY herein conveyed is subject to the limitation that the City of Clinton shall only use this property for the operation and use of the Clinton Public Library and should this property ever be utilized for any purpose other than that so stated, the ownership of this property shall automatically revert back to the Grantor herein.

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THIS CONVEYANCE is subject to all building restrictions, protective covenants, rights-of-way of record, easements and mineral reservations of record affecting the above described property.

AD VALOREM taxes for the current and prior year shall be paid by the Grantee named herein.

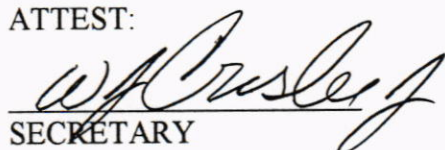
IN WITNESS THEREOF the undersigned has caused this instrument to be executed by its duly authorized officers and its corporate seal to be affixed hereto this the 9th Day of February, 1995.

COLLEGE INVESTMENT CO.

BY:


W. J. CRISLER, PRESIDENT

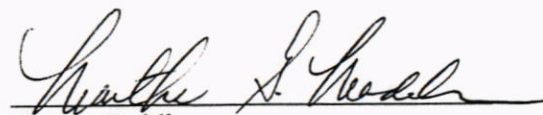
ATTEST:


SECRETARY

STATE OF MISSISSIPPI
COUNTY OF HINDS

PERSONALLY CAME AND appeared before me, the undersigned authority in and for the jurisdiction aforesaid and while within my official jurisdiction, the within named W. J. CRISLER and W. J. CRISLER, JR. personally known to me to be the President and Secretary of the within named COLLEGE INVESTMENT CO., who acknowledged that they signed, sealed and delivered the above and foregoing instrument of writing on this date and for the purpose therein mentioned for and on behalf of said corporation as its own act and deed, they having been duly authorized so to do.

WITNESS MY SIGNATURE AND SEAL OF OFFICE, on this the 9th Day of February, 1995.


Notary Public

My Commission Expires: 12/9/98

Grantor: P. O. Box 1177, Clinton, MS 39060
Grantee: 300 Jefferson, Clinton, MS 39056

(601) 925-4980
(601) 924-5462

Prepared by: Grantor

INDEX: Part of NE 1/4, 29-6N-1W