

**RECESSED MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, JUNE 20, 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 June 6, 1995, as found on Page 1318 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 DePriest followed by the Pledge of Allegiance to the Flag led by Alderman Todd.

ROLL CALL - City Clerk Nelson Byrd

Present - Jehu Brabham - Alderman-at-Large
Rodney DePriest - Alderman Ward 2
Ben Todd - Alderman Ward 3
Phil Fisher - Alderman Ward 4
Herb Touchton - Alderman Ward 5
Sharbert Lott - Alderman Ward 6
Mayor Rosemary Aultman - Presiding

City Attorney Ken Dreher
City Clerk Nelson Byrd

Absent - O. C. George Ferrell - Alderman Ward 1

AGENDA CHANGE

Mayor Aultman corrected Consent Agenda Item "H" to read \$8,749.31 to Pyle, Dreher, Mills and Dye for legal services instead of \$9,626.81.

APPROVAL OF CONSENT AGENDA ITEMS A-V WITH CORRECTION:

MOTION made by Alderman Fisher and **SECONDED** by Alderman Todd to approve Consent Agenda Items A-V as listed on page 1352 of this Minute Book W with the above noted correction to item H. **MOTION CARRIED UNANIMOUSLY.** Consent Agenda Item S will serve to advertise favorably the opportunities, possibilities, and resources of the City of Clinton. Quotes listed in item O and contract for item D are on file in the Office of the City Clerk.

OLDE VINEYARD SUBDIVISION PLAT PARTS 3 AND 4 APPROVED

Prior to discussion of the preliminary plat of Olde Vineyard Subdivision Parts 3 and 4, Alderman DePriest excused himself from the Board Room at 7:04 p.m., stating he had a possible conflict of interest in this matter.

Noting the City of Clinton Planning and Zoning Board recommended the approval of said plat allowing changes in vinyl windows and insert fireplaces, and noting that the name of Royal Oak Drive must be changed so as not to conflict with the Royal Oak Drive in Countrywood Subdivision, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Touchton to approve the preliminary plat of Olde Vineyard Parts 3 and 4 contingent upon the name change of Royal Oak Drive. **MOTION CARRIED UNANIMOUSLY.**

Following discussion, Alderman DePriest returned to the Board Room at 7:08 p.m.

PARKS AND RECREATION APPOINTMENTS

MOTION made by Alderman Brabham and **SECONDED** by Alderman Fisher to approve Alderman DePriest's request and appoint Steve Frazier to serve on the City of Clinton Parks and Recreation Advisory Board effective July 1, 1995 through June 30, 1998. **MOTION CARRIED UNANIMOUSLY.**

MOTION made by Alderman Touchton and **SECONDED** by Alderman Todd to re-appoint Shelly Quick to the City of Clinton Parks and Recreation Advisory Board for another term effective July 1, 1995 through June 30, 1998. **MOTION CARRIED UNANIMOUSLY.**

MOTION made by Alderman Lott and **SECONDED** by Alderman Touchton to re-appoint Paul Mucho to the City of Clinton Parks and Recreation Advisory Board for another term effective July 1, 1995 through June 30, 1998. **MOTION CARRIED UNANIMOUSLY.**

Upon the recommendation of Mayor Aultman, **MOTION** made by Alderman Todd and **SECONDED** by Alderman Lott to appoint Tony Lay to the City of Clinton Parks and Recreation Advisory Board to fill the unexpired term of Dr. Tom Prather which expires June 30, 1996. **MOTION CARRIED UNANIMOUSLY.** Said appointment effective immediately.

TRANSFER OF JUNIOR AUXILIARY DONATION TO CLINTON PARK

MOTION made by Alderman Fisher and **SECONDED** by Alderman Lott to approve the request of Junior Auxiliary to transfer the remaining \$1,400.80 of their donation from the Brighton Park Project to the Clinton Leadership Park Project at Clinton Park. **MOTION CARRIED UNANIMOUSLY.**

SCS PROJECT EASEMENTS

MOTION made by Alderman Touchton and **SECONDED** by Alderman DePriest authorizing the City Engineer to proceed with property descriptions, legal research and to begin acquiring necessary easements for the SCS projects found on pages 1354-1357 of this Minute Book W. **MOTION CARRIED UNANIMOUSLY.**

CHANGE ORDER AUTHORIZED FOR S&N SPRAYER CO.

MOTION made by Alderman Todd and **SECONDED** by Alderman Touchton to approve the change order to S&N Sprayer Co., to add one additional 10 Hp aerator to contract at bid unit price of \$5,758.00 to be installed at South Central Lagoon and paid out of W/S Bond Issue. **MOTION CARRIED UNANIMOUSLY.**

ADOPTION OF INTENT RESOLUTION FOR CALLING 1988 SEWER BONDS

In order to save the City a substantial amount of money through re-financing, **MOTION** made by Alderman Brabham and **SECONDED** by Alderman Lott to adopt that resolution found on pages 1358-1359 of this Minute Book W stating the intention of the Mayor and Board of Aldermen to refund outstanding 1988 sewer bonds and retaining a financial advisor and bond counsel to assist with proposed re-financing. **MOTION CARRIED UNANIMOUSLY.**

OTHER BUSINESS

Mayor Aultman reminded those present of (1) the upcoming Fourth of July Extravaganza at Traceway Park sponsored by the City, Chamber, and local civic clubs; (2) the City offices will be closed on July 3 and 4 pursuant to the Governor's proclamation; and (3) due to July 4 being a City Holiday, the regular July 4 Board Meeting will be held on July 5, 1995, 5 p.m., in the Municipal Room.

Other items discussed included an update on the status of ditch spraying in the City, and the North-South Road preliminary engineering design.

ADJOURNMENT - 7:27 P.M.

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

Copy of Agenda may be found on Pages 1352-1353 of this Minute Book W.

APPROVED: Rosemary Aultman June 22, 1995
Rosemary Aultman, Mayor Date

ATTEST: Nelson Byrd June 22, 1995
Nelson Byrd, City Clerk Date

SEAL

CITY OF CLINTON
1995 SCS CHANNEL STABILIZATION
MAY, 1995

SITE: LAKEVIEW RD @ HWY 80 ALONG FRENCE CREEK TRIBUTARY #2:
143 LF CHANNEL & 130 LF SIDE DITCHES

DESCRIPTION	QUANTITY	UNITS	UNIT COST	TOTAL COST
CLEARING	1	LS	1000	\$1,000
MOBILIZATION/DEMOL.	1	LS	1500	1500
EXCAVATION	791	CY	4	3164
DISPOSAL	250	CY	2	500
RIP-RAP	904	TON	24	21696
GEOTEXTILE	1300	SY	1.5	1950
PROTECTIVE COVER	1	LS	1500	1500
QUALITY CONTROL	1	LS	1000	1000
				<u>\$32,310</u>
CONSTRUCTION CONTINGENCIES @ 15%				4847
				<u>\$37,157</u>
SCS PARTICIPATING @ 90%				<u>\$33,441</u>
CITY OF CLINTON PARTICIPATING @ 10%				\$3,716
			SUBTOTAL	
ENGINEERING (DESIGN AND CONSTRUCTION)				\$5,000
SURVEY				<u>\$750</u>
				<u>\$5,750</u>
PROJECTED TOTAL:				<u>\$42,907</u>
TOTAL SCS PARTICIPATION				<u>\$33,441</u>
TOTAL CITY OF CLINTON FUNDS				\$9,466

SITE: PEBBLE BROOK DRIVE PIPE INSTALLATION: 378 LF CHANNEL

DESCRIPTION	QUANTITY	UNITS	UNIT COST	TOTAL COST
CLEARING	1	LS	\$1,000	\$1,000
MOBILIZATION/DEMOBIL.	1	LS	1500	1500
INSTALL 65" X 40" CMP	275	LF	125	34375
SWALE DITCH	378	LF	8	3024
YARD INLETS	3	EA	600	1800
REWORK EXISTING DROP INLET	1	EA	2000	2000
TIE TO EXISTING	1	LS	1800	1800
PROTECTIVE COVER	1	LS	2000	2000
QUALITY CONTROL	1	LS	800	800
				<u>\$48,299</u>
CONSTRUCTION CONTINGENCIES @ 15%				7245
				<u>\$55,544</u>
SCS PARTICIPATING @ 90%				<u>\$49,989</u>
CITY OF CLINTON PARTICIPATING @ 10%				\$5,554
			SUBTOTAL	

NONPARTICIPATION				
CLEARING	1	LS	\$300	\$300
INSTALL 65" X 40" CMP	103	LF	120	12360
TIE TO EXISTING	1	LS	1800	1800
QUALITY CONTROL	1	LS	200	200
FENCE REINSTALLATION	268	LF	2	536
PROTECTIVE COVER	1	LS	1000	1000
				<u>16196</u>
CONSTRUCTION CONTINGENCIES @ 10%				1620
				<u>\$17,816</u>

ENGINEERING (DESIGN & CONSTRUCTION)
EASEMENTS
SURVEY

\$9,500
\$1,600
\$750

PROJECTED TOTAL:
SCS PARTICIPATION
CITY OF CLINTON PARTICIPATION

\$11,850
\$85,209
\$49,989
\$35,220

SITE: MADDOX PROPERTY ALONG LINDSEY CREEK: 400 LF CHANNEL

DESCRIPTION	QUANTITY	UNITS	UNIT COST	TOTAL COST
CLEARING	1	LS	5000	\$5,000
MOBILIZATION/DEMOL.	1	LS	1500	1500
EXCAVATION	1815	CY	4	7260
DISPOSAL	1179	CY	2	2358
ROCK RIP RAP	1650	TON	24	39600
GEOTEXTILE	2428	SY	1.5	3642
PROTECTIVE COVER	1	LS	2000	2000
QUALITY CONTROL	1	LS	1000	1000
				<u>\$62,360</u>
CONSTRUCTION CONTINGENCIES @ 15%				9354
				<u>\$71,714</u>
SCS PARTICIPATING @ 90%				<u>\$64,543</u>
CITY OF CLINTON PARTICIPATING @ 10%				\$7,171
NONPARTICIPATION				
CLEARING	1	LS	\$1,000	\$1,000
DISPOSAL	200	CY	2	400
EXCAVATION	544	CY	4	2176
ROCK RIP RAP	495	TON	24	11880
GEOTEXTILE	305	SY	1.5	458
PROTECTIVE COVER	1	LS	500	500
QUALITY CONTROL	1	LS	400	400
				<u>\$16,814</u>
CONSTRUCTION CONTINGENCIES @ 15%				2522
				<u>\$19,336</u>
ENGINEERING(DESIGN & CONSTRUCTION)				\$8,000
EASEMENTS				\$3,000
SURVEY				<u>\$1,500</u>
				<u>\$12,500</u>
PROJECTED TOTAL:				<u>\$103,550</u>
SCS PARTICIPATION				<u>\$64,543</u>
CITY OF CLINTON PARTICIPATION				\$39,007

SUMMARY

LAKEVIEW DRIVE @ HWY 80 FRENCH CREEK TRIBUTARY #2

SCS PARTICIPATING
CITY OF CLINTON PARTICIPATING

\$33,441
\$9,466

PEBBLE BROOK DRIVE PIPE INSTALLATION

SCS PARTICIPATING
CITY OF CLINTON PARTICIPATING

\$49,989
\$35,220

MADDOX PROPERTY ALONG LINDSEY CREEK

SCS PARTICIPATING
CITY OF CLINTON PARTICIPATING

\$64,543
\$39,007

TOTAL ALL PROJECTS SCS PARTICIPATING
TOTAL ALL PROJECTS CITY OF CLINTON PARTICIPATING

\$147,973
\$83,693

RESOLUTION STATING THE INTENTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI TO REFUND OUTSTANDING BONDS OF THE CITY AND RETAINING A FINANCIAL ADVISOR AND BOND COUNSEL TO ASSIST WITH THE PROPOSED REFINANCING.

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

1. It is in the City's best interests to pursue issuing bonds (the "Refunding Bonds") to refund all or a portion of the City's outstanding Sewer System Revenue Bonds, Series 1988 (the "Refunded Bonds") pursuant to Sections 31-27-1 through 31-27-25 of the Mississippi Code of 1972, as amended (the "Act"), resulting in a substantial cost savings for the City; and

2. It is necessary and in the public interest to retain a financial advisor and bond counsel to assist the City and its legal counsel in structuring the transaction and issuing the Refunding Bonds; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Authority as follows:

SECTION 1. Subject to Section 2, the Governing Authority hereby retains the firm of Holley, Grubbs, Mitcham & Phillips as financial advisor and the firm of Brunini, Grantham, Grower & Hewes as bond counsel in connection with the Refunding Bond issuance.

SECTION 2. The firms retained to assist with the issuance of the Refunding Bonds are authorized and directed to present a final summary of the details of the Refunded Bonds, including the structure, maturity schedule, purchaser, and savings analysis at a subsequent meeting of the Governing Authority. The Governing Authority intends to proceed with the authorization and issuance of Refunding Bonds if the refunding, as described in the foregoing summary, will provide the City with a net present value savings of at least two percent (2%) of

the Refunded Bonds. Provided, however, that the Governing Authority's final decision on whether to proceed with the refunding shall be made when it considers the foregoing summary, and the City is under no obligation to proceed with the issuance of the Refunding Bonds, and none of the parties retained herein shall be entitled to compensation or reimbursement if the refunding, as described in the foregoing summary, does not produce the requisite savings.

Following the reading of the foregoing resolution, upon motion of Alderman Brabham, seconded by Alderman Lott, a vote was called for, with the following results:

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

The motion having received the affirmative vote of a majority of the members present, the Mayor declared the motion carried and the resolution adopted, on this the 20th day of June, 1995.

CITY OF CLINTON, MISSISSIPPI

Rosemary G. Auctman
Mayor

ATTEST:

Nelson Byrd
City Clerk