

**REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, OCTOBER 5, 1993 - 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, October 5, 1993, 7 P.M., at the Municipal Courtroom, 305 Monroe Street.

WELCOME AND CALL TO ORDER - Mayor Rosemary Aultman

Mayor Aultman expressed a special thank you to the Maids and Matrons Club for furnishing the delicious refreshments.

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
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

Mayor Aultman stated that Agenda Item #13, regarding the Central Southwest Solid Waste Management Authority Agreement will be passed over with no board action due to Authority not being ready to act and granting a 6-month extension to finalize plans.

APPROVAL OF CONSENT AGENDA ITEMS A-BB:

MOTION made by Alderman Fisher and **SECONDED** by Alderman Touchton to approve Consent Agenda Items A-BB as listed on page 183-184 of this Minute Book W, noting that Consent Agenda Item C, will serve to advertise favorably the opportunities, possibilities, and resources of the City of Clinton. Copy of Consent Agenda Item L may be found on pages 185-191 of this Minute Book W. **MOTION CARRIED UNANIMOUSLY.**

PUBLIC WORKS DIRECTOR AUTHORIZED TO PROCEED WITH CLEANING UP LOTS

Proper notification having been given calling for a public hearing on unkept lots as listed on item 6 A-G of the agenda found on page 184 of this Minute Book W, and noting that lots A, B, E, and F had been brought into compliance, Mayor Aultman then asked for comments from property owners Deborah Reed, Kenneth Crechale, and John Turner regarding their unkept properties as listed in item 6 C, D, and G. None of the property owners being present, Public Works Director Alderman was authorized to proceed with the necessary legal paperwork to clean said lots and charge costs back to said property owners. Public Works Director Alderman was directed to make sure that the time extension granted to Mr. John Turner on South Warrenton (Item 6-G) had actually expired since the Board had granted him an earlier extension.

TYER PROPERTY ON CYNTHIA/PINEHAVEN RE-ZONED TO C-2

Acting upon the unanimous recommendation of the City of

Clinton Planning and Zoning Board to re-zone that property on the corner of Cynthia/Pinehaven Road owned by Pete Tyler's Professional Service from C-1 to C-2, MOTION made by Alderman Todd and SECONDED by Alderman Fisher to approve said re-zoning. MOTION CARRIED UNANIMOUSLY. Proof of Publication that proper public hearing was held may be found on page 192 of this Minute Book W, with copy of post-advertisement found on page 193^{193B} of this Minute Book W. *cnb.*

FIRE PREVENTION WEEK DECLARED IN CLINTON

In recognition of National Fire Prevention Week, Mayor Aultman proclaimed the week of October 3 - 9, 1993, as Fire Prevention Week in Clinton, Mississippi. Copy of said proclamation may be found on page 194 of this Minute Book W.

TURF MANAGEMENT PROGRAM BID AUTHORIZED

MOTION made by Alderman Lott and SECONDED by Alderman DePriest to accept the Turf Management Program Bid from Scotts Company in the amount of \$9,942.03 as shown on page 195 of this Minute Book W. MOTION CARRIED UNANIMOUSLY. Proof of Publication that bids were properly advertised may be found on page 196 of this Minute Book W.

EMERGENCY BID AWARDED TO FORDICE CONSTRUCTION FOR VERNON ROAD BRIDGE REPLACEMENT

MOTION made by Alderman Touchton and SECONDED by Alderman Ferrell to award the emergency Vernon Road Bridge Replacement bid to Fordice Construction Company in the amount of \$39,163.25. MOTION CARRIED UNANIMOUSLY. Detailed documentation may be found on pages 197-200B of this Minute Book W.

RELIANCE INSURANCE COMPANY PROPOSAL ACCEPTED FOR INSURANCE COVERAGE FOR 1993-1994

MOTION made by Alderman Ferrell and SECONDED by Alderman Lott to accept the insurance proposal of Reliance Insurance Company with an increase in auto liability coverage from \$500,000 to \$1,000,000.00, bringing the total insurance package cost to \$139,321.00. MOTION CARRIED UNANIMOUSLY. Copy of Insurance Proposal may be found in the Office of the City Clerk.

INTERLOCAL AGREEMENT WITH HINDS COUNTY FOR STREET PAVING APPROVED

MOTION made by Alderman Fisher and SECONDED by Alderman Ferrell to approve that interlocal agreement between the City of Clinton and Hinds County as found on pages 201-224 of this Minute Book W for street paving not to exceed \$100,000.00. MOTION CARRIED UNANIMOUSLY.

ADOPTION OF RESOLUTION REGULATING BASIC CABLE SERVICE

MOTION made by Alderman Touchton and SECONDED by Alderman Lott to approve that Resolution found on page 225 of this Minute Book W to exercise regulatory jurisdiction over the rates charged by Capitol Cablevision for basic cable services. MOTION CARRIED UNANIMOUSLY.

ADOPTION OF ORDINANCE REGULATING LARGE TRUCKS/VEHICLES PARKING ON CITY STREETS

MOTION made by Alderman Ferrell and SECONDED by Alderman Todd to adopt that Ordinance found on pages 226-228 of this Minute Book W and on pages 553-555 of the City of Clinton Ordinance Book II prohibiting large trucks/vehicles with a weight limit greater than 3/4-tons and having more than six wheels from parking on the City Street or right-of-way (which includes 10' into the residential premises) to prevent traffic hazards. MOTION CARRIED UNANIMOUSLY. Proof of Publication may be found on pages 229 and 556 of Minute

Book W and Ordinance Book II respectively.

OTHER BUSINESS - CHRISTMAS BANNERS

Mayor Aultman announced that Christmas Banners had arrived and were for sale (\$50.00 per banner or \$100.00 per complete set including banner and aluminum holder). Said banners will be used for many years to come to decorate the parade route/downtown/strategic areas of town.

ADJOURNMENT - 7:30 P.M.

There being no further business to discuss, **MOTION** made by Alderman Ferrell and **SECONDED** by Alderman Todd to Recess until October 19, 1993, 7 P.M. **MOTION CARRIED UNANIMOUSLY.**

Copy of Agenda may be found on Pages 183-184 of this Minute Book W.

APPROVED: Rosemary Aultman Oct. 12, 1993
Rosemary Aultman, Mayor Date

ATTEST: Nelson Byrd 10-11-93
Nelson Byrd, City Clerk Date

SEAL

7

PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

PASTE PROOF HERE

NOTICE OF ZONING HEARING
Notice is hereby given those parties in interest that there will be a hearing on September 28, 1993 at 7:30 p.m., at the Municipal Courtroom, 305 Monroe Street, Clinton, Mississippi, for the purpose of determining whether or not the zoning of the following described property located in the city of Clinton, Mississippi shall be changed from C-1 to C-2.
FROM AN IRON PIN ON THE SOUTH RIGHT-OF-WAY LINE OF NORTHSIDE DRIVE WHERE SAID LINE INTERSECTS THE WEST RIGHT-OF-WAY LINE OF LIVINGSTON ROAD AS BOTH ROADS ARE LAID OUT AND IMPROVED IN THE NORTHWEST QUARTER OF SECTION 20, T6N, R1W, HINDS COUNTY, MISSISSIPPI; RUN THENCE SOUTH 1 47' WEST ALONG THE WEST RIGHT-OF-WAY LINE OF LIVINGSTON ROAD 210.15 FEET TO AN IRON PIN MARKING THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; CONTINUE THENCE SOUTH 1 47' WEST ALONG THE WEST RIGHT-OF-WAY LINE OF LIVINGSTON ROAD 188.0 FEET TO AN IRON PIN; RUN THENCE WEST ALONG THE NORTH RIGHT-OF-WAY OF CYNTHIA ROAD 175 FEET TO AN IRON PIN; RUN THENCE NORTH 226.5 FEET TO AN IRON PIN; RUN THENCE SOUTH 28 36' EAST 52.9 FEET TO AN IRON PIN; RUN THENCE SOUTH 89 29' EAST 139 FEET TO THE POINT OF BEGINNING.
APPROVED:
/s/ Rosemary G. Aultman
Rosemary G. Aultman
Mayor
ATTEST:
/s/ Nelson Byrd
Nelson Byrd
City Clerk
August 31, September 7, 1993

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

Kelley Turner,
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 August 31, 1993

Date September 7, 1993

Date _____, 19____

Date _____, 19____

Date _____, 19____

Number of Lines 63

Published 2 Times

Total \$ 34.76

Signed Kelley Turner

Authorized Clerk
of The Clarion-Ledger

SWORN to and subscribed before me the 7th day of September,
93
1993.

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)

**AN ORDINANCE AMENDING THE ZONING MAP
OF THE CITY OF CLINTON, MISSISSIPPI**

BE IT ORDAINED as follows:

Upon the unanimous recommendation of the City of Clinton Planning and Zoning Board, to re-zone the property described in Exhibit "A" hereto from C-1 Commercial to C-2 Commercial, said re-zoning is hereby approved and the zoning map of the City of Clinton, Mississippi, is hereby amended to provide that the land described in Exhibit "A" hereto be, and hereby is, zoned C-2 Commercial.

Alderman Todd moved that the foregoing Resolution be adopted. Alderman Fisher seconded. The vote was as follows:

Alderman Brabham voted:	Aye
Alderman Ferrell voted:	Aye
Alderman Depriest voted:	Aye
Alderman Fisher voted:	Aye
Alderman Touchton voted:	Aye
Alderman Lott voted:	Aye
Alderman Todd voted:	Aye

Approved on the 5th day of October, 1993.


ROSEMARY AULTMAN, Mayor

ATTEST:


NELSON BYRD, City Clerk

EXHIBIT "A"

FROM AN IRON PIN ON THE SOUTH RIGHT-OF-WAY LINE OF NORTHSIDE DRIVE WHERE SAID LINE INTERSECTS THE WEST RIGHT-OF-WAY LINE OF LIVINGSTON ROAD AS BOTH ROADS ARE LAID OUT AND IMPROVED IN THE NORTHWEST QUARTER OF SECTION 20, T6N, R1W, HINDS COUNTY, MISSISSIPPI; RUN THENCE SOUTH 1 47' WEST ALONG THE WEST RIGHT-OF-WAY LINE OF LIVINGSTON ROAD 210.15 FEET TO AN IRON PIN MARKING THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; CONTINUE THENCE SOUTH 1 47' WEST ALONG THE WEST RIGHT-OF-WAY LINE OF LIVINGSTON ROAD 188.0 FEET TO AN IRON PIN; RUN THENCE WEST ALONG THE NORTH RIGHT-OF-WAY OF CYNTHIA ROAD 175 FEET TO AN IRON PIN; RUN THENCE NORTH 226.5 FEET TO AN IRON PIN; RUN THENCE SOUTH 28 36' EAST 52.9 FEET TO AN IRON PIN; RUN THENCE SOUTH 89 29' EAST 139 FEET TO THE POINT OF BEGINNING.

PASTE AD HERE

PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF CLINTON, MISSISSIPPI
BE IT ORDAINED as follows:
Upon the unanimous recommendation of the City of Clinton Planning and Zoning Board, to re-zone the property described in Exhibit "A" hereto from C-1 Commercial to C-2 Commercial, said re-zoning is hereby approved and the zoning map of the City of Clinton, Mississippi, is hereby amended to provide that the land described in Exhibit "A" hereto be, and hereby is, zoned C-2 Commercial.
EXHIBIT "A"
From an iron pin on the south right-of-way line of Northside Drive where said line intersects the west right-of-way line of Livingston Road as both roads are laid out and improved in the Northwest Quarter of Section 20, T6N, R1W, Hinds County, Mississippi, run thence South 1 47' west along the west right-of-way line of Livingston Road 210.15 feet to an iron pin marking the point of beginning of the property herein described; continue thence south 1 47' west along the west right-of-way line of Livingston Road 188.0 feet to an iron pin; run thence west along the north right-of-way of Cynthia Road 175 feet to an iron pin; run thence north 226.5 feet to an iron pin; run thence south 28 36' east 52.9 feet to an iron pin; run thence south 89 29' east 139 feet to the point of beginning. Alderman Todd moved that the foregoing Resolution be adopted. Alderman Fisher seconded. The vote was as follows:
Alderman Brabham voted: Aye
Alderman Ferrell voted: Aye
Alderman Depriest voted: Aye
Alderman Fisher voted: Aye
Alderman Touchton voted: Aye
Alderman Lott voted: Aye
Alderman Todd voted: Aye
Approved on the 5th day of October, 1993.
s/Rosemary Aultman
ROSEMARY AULTMAN, Mayor
ATTEST:
s/Nelson Byrd
NELSON BYRD, City Clerk
November 11, 1993

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

Kelley Turner

an authorized clerk of THE CLINTON NEWS, a weekly 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 November 11, 1993

Date, 19

Date, 19

Date, 19

Date, 19

Number of Lines 74 / 312 Words

Published 1 Times

Total \$ 26.96

Signed Kelley Turner
Authorized Clerk
of The Clinton News

Sworn to and subscribed before me the 11th day of
November 1993.

Marie Mable
Notary Public

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

(Seal)

Office of the Mayor

Clinton, Mississippi

Proclamation

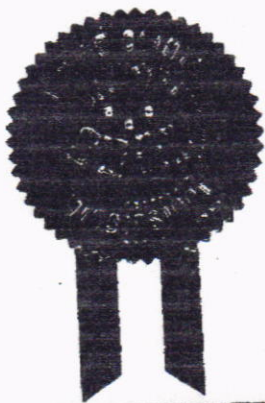
WHEREAS, more than 4,000 people die from fire every year in the United States, with some 80% of all U.S. fire deaths occurring in homes; and

WHEREAS, planning ahead and practicing a fire escape plan can greatly enhance our ability to get out unharmed; and

WHEREAS, the City of Clinton Fire Department is dedicated to the safety of life and property, and desires to educate all Clintonians on fire safety;

NOW, THEREFORE, I, Mayor Rosemary Aultman, hereby proclaim October 3-9, 1993, as FIRE PREVENTION WEEK in the City of Clinton, Mississippi, and encourage all Clintonians to participate in fire prevention activities at home, work and school and to heed the message "Get Out, Stay Out!" which includes developing a Fire Escape Plan. Fire Escape Plans should include knowing two ways out of each room of your home/business/school/organization, and having a designated meeting place outside where you can gather and know all people involved are safely out of the fire; to practice and enforce these safety rules; reminding everyone that once they are safely outside, they must not re-enter the burning building for any reason; and that if you must escape through smoke, you should crawl low, under the smoke, keeping your head about 12-24 inches off the floor.

BE IT FURTHER PROCLAIMED that the Clinton Fire Department is hereby publicly commended for the excellent service and awareness programs they provide in an effort to reduce fire-related accidents and deaths in Clinton. A copy of this proclamation is hereby presented to the Clinton Fire Department with a copy being made a part of the official records of the City of Clinton.



In witness whereof I have hereunto set my hand and caused this seal to be affixed.

Rosemary Aultman

Nelson Byrd

OCTOBER 5, 1993

The Scotts Company

and Subsidiaries



SEPTEMBER 27, 1993

Sue Yeagley
City of Clinton Parks and Recreation

Dear Mrs. Yeagley

In reference to your bid for turf care products and our discussion,
we have amended our proposal as listed below:

STOCK NO.	ITEM	UNIT PRICE	UNITS	TOTAL
8379	TURF FERTILIZER	14.00	141	\$ 1,974.00
8312	TURF STARTER	16.50	48	792.00
8385	TURF FERTILIZER + IRON	15.50	169	2,619.00
8600	DMC BAHIA CONTROL	267.50	2	535.00
8145	WINTER TURF 10	47.00	120	5,640.00
SUBTOTAL				11,560.00
LESS 14% DISCOUNT				(1,618.47)
				\$9,942.03

IF YOU HAVE ANY FURTHER QUESTIONS, PLEASE ADVISE.

SINCERELY,

A handwritten signature in cursive script that reads "Robin Borden".

ROBIN BORDEN
SENIOR TECHNICAL REPRESENTATIVE

TURF CARE

9

PASTE AD HERE

NOTICE TO RECEIVE BIDS
Notice is hereby given that the City of Clinton Parks and Recreation Commission will receive sealed bids at the City Hall, 300 Jefferson Street, Clinton, Mississippi at 10:00 a.m. on the 31st day of August, 1993, for turf care supplies with technical assistance provided from a graduate Agronomist. For specific information concerning products and technical assistance please call Parks and Recreation at 924-6082. The City of Clinton reserves the right to reject all bids or to accept the bid most favorable to the City of Clinton.
Rosemary Aullman, Mayor
Nelson Byrd, City Clerk
(SEAL)
August 12, 19, 1993

PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

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

Kelley Turner

an authorized clerk of THE CLINTON NEWS, a weekly 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 August 12, 19 93

Date August 19, 19 93

Date _____, 19 ____

Date _____, 19 ____

Date _____, 19 ____

Number of Lines 25

Published 2 Times

Total \$ 14.00

Signed Kelley Turner
Authorized Clerk
of The Clinton News

Sworn to and subscribed before me the 19th day of
August 19 93.

Maria 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)

10

ALFORD ENGINEERING

CONSULTING ENGINEERS

P.O. BOX 16621
JACKSON, MISSISSIPPI 39236-6621

5135 SUITE 401D, GALAXIE DRIVE
JACKSON, MISSISSIPPI

TELEPHONE (601) 362-7450
FAX: (601) 366-5948

October 5, 1993

Honorable Rosemary Aultman
City of Clinton
Post Office Box 156
Clinton, MS 39060

Re: Vernon Road Bridge Replacement

Dear Mayor Aultman:

Upon completion of the plans/specifications and review by the Public Works Department on 9/30/93, a bid date was set for 10/5/93. Bids were solicited from bridge Contractors known to us and the Public Works Department. Attached is the list of companies that were contacted by phone followed by a fax of the pertinent bid information on 9/30/93. We followed this with a phone call on 10/1/93. The four (4) bidders were the only companies that obtained plans and specifications.

Additionally, we hand delivered plans and specifications to the Jackson Minority Business Enterprise Center on 9/30/93.

We are enclosing the Bid Tabulation for the four (4) bids received today. Fordice is the lowest bidder, and we recommend award to him in the amount of \$39,163.25 for Base Bid No. 1. The Notice of Award is enclosed for execution by the City.

Following execution of the Contract, Mr. Hunter Fordice states that construction should start by October 25. He also anticipates three to four weeks of work before completion.

Should you have any questions, please call me.

Sincerely,

ALFORD ENGINEERING



Jerry L. Tullos, P.E.

JLT/fk

Enclosure

cc: Mr. Harold Alderman
Mr. Richard Broome, P.E.

**BIDDERS LIST
FOR
CITY OF CLINTON
VERNON ROAD BRIDGE REPLACEMENT**

1. N.L. Carson Construction Co., Inc.
Route w, Box 45
Carthage, MS 39051
Telephone #: 267-3023
Fax #: 267-3025
2. Delta Constructors
Post Office Box 9545
Jackson, MS 39286-9545
Telephone #: 939-8732
Fax # 939-0867
3. Fordice Construction Company
Post Office Box 1101
Vicksburg, MS 39181
Telephone #: 636-5807
Fax #: 636-8847
4. Key Constructors, Inc.
Post Office Box 16256
Jackson, MS 39236-0256
Telephone #: 982-5071
5. John H. Moon & Sons, Inc.
Post Office Box 627
Madison, MS 39158
Telephone #: 856-8871
Fax #: 856-8853
6. S & S Dragline Service, Inc.
Route 6, Box 538-A
Brookhaven, MS 39601
Telephone #: 833-4423
Fax #: 833-4472
7. Shiloh Contractors, Inc.
805 Franklin Drive
Clinton, MS 39056
Telephone #: 924-5130
Fax #: 924-4036
8. Thweatt Construction
Post Office Box 238
Madison, MS 39130-0238
Telephone #: 856-4178
FAX #: 856-3273
9. Jackson Minority Business Enterprise Center
5285 Galaxie Drive, Suite A
Jackson, MS 30206
Telephone #: 362-2260

BID TABULATION

VERNON ROAD BRIDGE REPLACEMENT

CITY OF CLINTON

Bid Date: October 5, 1993
 Bid Time: 10:00 A.M.
 Bid Place: City Hall, Clinton MS

CONTRACTOR	Fordice Construction Co.	Key Construction, Inc.	Delta Constructors, Inc	John H. Moon & Sons, Inc.
SURETY	Fidelity and Deposit Co.	Federal Insurance Co	WAUSAU Insurance Co.	U.S. Fidelity Guaranty Co.
CERTIFICATE OF RESPONSIBILITY	16	3489	7487	10

ADDITIVE ALTERNATES

These alternates may be selected at the City's option, and project award shall be made based on the lowest and best bid with the alternates (if any) selected by the City.

ITEM NO.	DESCRIPTION	UNIT	QUANTITY	UNIT PRICE		EXTENSION		UNIT PRICE		EXTENSION	
				PRICE	EXTENSION	PRICE	EXTENSION	PRICE	EXTENSION	PRICE	EXTENSION
S-301-A	Plant Mix Bituminous Base Course (BB-1) (4")	Ton	35	94.50	3,307.50	75.00	2,625.00	55.00	1,925.00	115.00	4,025.00
S-403-C	Hot Bituminous Pavement Surface Course (SC 1, Type 8) (1.5")	Ton	13	94.50	1,228.50	115.00	1,495.00	60.00	780.00	115.00	1,495.00
TOTAL ADDITIVE ALTERNATES					4,536.00		4,120.00		2,705.00		5,520.00

ENGINEER'S CERTIFICATION

I hereby certify that I have verified all prices in each bid based upon the units contained therein. This tabulation is a true and correct representation of all bids submitted.

Jerry L. Tullos
 Jerry L. Tullos, P.E.
 Registered Professional Engineer No. 6175
 State of Mississippi

NOTICE OF AWARD

TO: Fordice Construction Co. ~~///~~ OWNER: City of Clinton
Post Office Box 1101 Post Office Box 156
Vicksburg, MS 39181 Clinton, MS 39060

PROJECT NAME: Vernon Road Bridge Replacement

The OWNER represented by the undersigned has considered the BID submitted by you for the above described WORK in response to its Advertisement for Bids and Information for Bidders. You are hereby notified that your BID opened on October 5, 1993 has been accepted for Base Bid No. 1 - Remove and Reset items in the amount of \$ \$39,163.25.

You are required by the Information for Bidders to execute and furnish 4 copies of the required items listed below within ten (10) calendar days from the date of this Notice to you.

1. Agreement - execute all copies enclosed leaving dates open.
2. Performance and Payment Bonds - provide these leaving all dates open. A blank copy of each bond form is enclosed.
3. Certificate of Insurance - provide certificate establishing coverage required by the General Contract Conditions. Certificate shall state that OWNER will be given 30 days notice prior to cancellation of any coverage. Conditional notice language will not be accepted.

All of the above items must be delivered to the ENGINEER within the specified ten (10) days. The ENGINEER will check and assemble these items and submit to the OWNER'S Attorney for his

B-10

review and submission to the OWNER for execution. The Agreement and Bonds will be dated when executed by the OWNER. One fully executed copy will be returned to the CONTRACTOR after execution by the OWNER and approval by applicable regulatory/funding agencies.

If you fail to execute the Agreement and to furnish said bonds and insurance certificate within ten (10) calendar days from the date of this Notice, said OWNER will be entitled to consider all your rights arising out of the OWNER'S acceptance of your BID as abandoned and as a forfeiture of your Bid Bond. The OWNER will be entitled to such other rights as may be granted by law.

You are required to return an acknowledged copy of this NOTICE OF AWARD to the OWNER and ENGINEER upon receipt.

Dated the 5th day of October, 1993.

RECEIPT
Receipt of the above NOTICE OF
AWARD is hereby acknowledged.

ISSUED BY

Fordice Construction Co.

City of Clinton, MS

Contractor

Owner

H. L. Fordice
Signature

Rosemary Aultman
Signature

Hunter L. Fordice
Typed Name

Rosemary Aultman
Typed Name

President
Title

Mayor
Title

October 7, 1993
Date

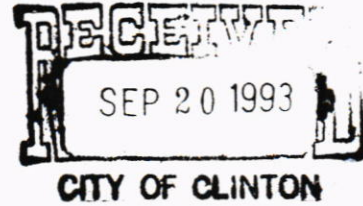
B-11

12

Hinds County, Mississippi

TO: Andrew Jenkins, Director
County Department of Public Works

Harold Alderman, Director
City Department of Public Works



RE: Interlocal Cooperation Agreement Between Hinds County and the City of Clinton, Mississippi - Paving/Overlaying of Streets Within the City of Clinton

DATE: September 14, 1993

M E M O R A N D U M

Enclosed for your records are copies of letters reflecting proof of filing of the referenced Interlocal Cooperation Agreement in the offices of the Secretary of State and the Hinds County Chancery Clerk, along with a copy of the Agreement as filed in those offices. Pursuant to Section 17-13-11(3) of the Mississippi Code of 1972, as amended, the terms of this Agreement are now considered to be in effect.

By copy of this memo, copies of the Agreement and proofs of filing are being forwarded to the State Auditor of Public Accounts and the City Clerk for their records. Thank you for your assistance in this matter.

Enclosure

cc: Steve Patterson, State Auditor of Public Accounts
Hinds County Board of Supervisors
Rosemary Aultman, Mayor
City of Clinton
Claude Nelson Byrd, Jr., City Clerk
Roy DeBerry, County Administrator


RUMA HAQUE
Board Attorney

12

State of Mississippi

Office of the Secretary of State

Dick Molpus, Secretary of State

Jackson, Mississippi

September 9, 1993

Ruma Haque, Esq.
Hinds County Board Attorney
P. O. Box 686
Jackson, Mississippi 39205-0686

Dear Ms. Haque:

I, Dick Molpus, Secretary of State, do hereby certify that

INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF CLINTON,
MISSISSIPPI AND HINDS COUNTY, MISSISSIPPI FOR THE PURPOSE OF
PAVING OR OVERLAYING OF STREETS IN CLINTON, MISSISSIPPI

was recorded in this office in the Records of Incorporation; the Interlocal
Cooperation Act File; and in Photostat Book Number 344, Pages 367 through
387.

GIVEN UNDER MY HAND AND THE GREAT SEAL OF THE STATE OF MISSISSIPPI HERETO
AFFIXED, THIS THE NINTH DAY OF SEPTEMBER, 1993.



DICK MOLPUS



RECEIVED

SEP 13 1993

HINDS COUNTY
BOARD ATTORNEY



Alice James
CHANCERY CLERK

RECEIVED

SEP - 9 1993

HINDS COUNTY
BOARD ATTORNEY

Street Address:
316 So. President St.
Jackson, MS 39201

Mailing Address:
P. O. Box 686
Jackson, MS 39205-0686

Land Records
968-6508
Chancery Court
968-6537
Accounting
968-6523

September 8, 1993

Ruma Haque, Board Attorney
Hinds County Chancery Court Building
316 S. President Street
Jackson, Mississippi 39201

Re: Interlocal Cooperation Agreement Between Hinds County and
the City of Clinton, Mississippi - Paving/Overlaying of
Streets Within the City of Clinton

Dear Miss Haque:

I'm providing you with the information you requested. The Inter-
local Agreement between Hinds County and the City of Clinton,
Mississippi for paving/overlaying of streets within the City of
Clinton is recorded in Interlocal Book 2 Page E-121; file date
September 7, 1993 at 4:36 P.M.

Sincerely,

Jennifer Bozeman
Jennifer Bozeman
Deputy Clerk

INTERLOCAL COOPERATION AGREEMENT
(Mississippi Interlocal Cooperation Act of 1974, as amended)

HINDS COUNTY, MISSISSIPPI AND THE CITY OF CLINTON, MISSISSIPPI

In Re: *Clinton, Mississippi - Paving/Overlaying of Streets*

THIS AGREEMENT is entered into on the date(s) shown at the end of this document by and between HINDS COUNTY, MISSISSIPPI, a political subdivision of the State of Mississippi, and the CITY OF CLINTON, MISSISSIPPI, a municipal corporation, pursuant to and in accordance with Section 17-13-1 et seq. of the Mississippi Code of 1972, as amended, titled the "Interlocal Cooperation Act of 1974".

IN CONSIDERATION of the mutual benefits described herein, the parties agree as follows:

I. PURPOSE AND GENERAL PROVISIONS

A. AGREEMENT. This Agreement is entered into pursuant to and in accordance with the authorization of the "Interlocal Cooperation Act of 1974", found at Section 17-13-1 et seq. of the Mississippi Code of 1972, as amended, as it now appears or is hereafter amended, and all provisions set forth in that Act are incorporated herein and made a part hereof as if fully set forth in words and figures, it being the intent of the parties to this Agreement that such authority as is granted by the Act shall be exercisable by the parties to enable them to accomplish the paving or overlaying of various streets in Clinton, Hinds County, Mississippi.

B. SCOPE. The nature and scope of the project contemplated by this Agreement is the paving or overlaying of various streets in the City of Clinton, as more fully described in the document

attached hereto and incorporated herein as Exhibit "A".

C. **AUTHORITY.** The specific authority under which the County and the City may exercise the powers necessary to fulfill the terms of this Agreement are found, respectively, in Sections 19-3-41 and 21-37-3 of the Mississippi Code of 1972, as amended.

D. **PUBLIC BENEFIT.** It is acknowledged that each of the parties has formally considered this matter and has determined that it is in the public interest that it participate and cooperate in this project, and that substantial benefits are anticipated to inure to citizens of the County and the City by virtue of completion of the project.

E. **PARTICIPATION AND FINANCING.** Hinds County will participate in this project by funding improvements to City streets in an amount not to exceed One Hundred Thousand Dollars (\$100,000.00). Funding will occur through reimbursing the City of Clinton for work performed to pave or overlay the streets described in Exhibit "A". The City of Clinton will participate in this project by performing or contracting for the performance of work necessary to accomplish the paving or overlaying of the subject streets.

F. **MINORITY PARTICIPATION.** It is acknowledged that all activities undertaken by either of the parties to fulfill the requirements of this project will be accomplished in conformity with the minority participation statement utilized by Hinds County, a copy of which statement is attached hereto and incorporated herein as Exhibit "B".

G. SCHEDULE. It is estimated that the activities necessary to complete this project will take approximately twelve (12) months.

II. AMENDMENTS OR TERMINATION

This Agreement may be amended or terminated only with the mutual consent of both parties and such action shall be taken by resolution in the same procedural manner as required in the instance of the adoption of this Agreement.

III. ADMINISTRATION

The Directors of Public Works for Hinds County and the City of Clinton shall be responsible for insuring that there is full compliance with the terms of this Agreement.

IV. DURATION

This Agreement shall be in full force and effect from the effective date as explained in Section V, below, and shall continue in effect until such time as the parties acknowledge, through the project administrators described in Section III, above, that the activities contemplated by this Agreement have been completed. This project is intended to be completed on or before December 1, 1994. However, the citing of this intended completion date shall in no way limit the ability or authority of the parties to continue the activities contemplated by this Agreement beyond that date, if necessary, to complete the project.

V. ENFORCEABILITY

A. APPROVAL. The parties understand that, as a condition precedent to this Agreement being enforceable, this Agreement shall

be submitted to the Attorney General of the State of Mississippi for his approval and that this Agreement shall not be enforceable unless:

1. approved by the Attorney General, or until,
2. sixty (60) days has passed since its submission and he has failed to disapprove same, in which event the Agreement shall be considered approved and enforceable.

The Attorney for the Hinds County Board of Supervisors shall be responsible for submitting the Agreement to the Attorney General.

B. FILING. Upon approval by the Attorney General, or the passage of sixty (60) days after submission without his disapproval, copies of this Agreement shall be filed with the Chancery Clerk of Hinds County, and the Secretary of State and the State Department of Audit of the State of Mississippi. In accordance with the terms of the Interlocal Cooperation Act, the Agreement will not be deemed in force until proof of filing of the Agreement has been received from the Chancery Clerk of Hinds County and the Secretary of State of the State of Mississippi. The Attorney for the Hinds County Board of Supervisors shall be responsible for filing the Agreement and for notifying the project administrators that the Agreement is properly in force.

A copy of the Agreement will also be forwarded to the Clerk of the City of Clinton for recordkeeping purposes.

APPROVED AND EXECUTED by the respective parties on the dates indicated below.

HINDS COUNTY, MISSISSIPPI

by:

George S. Smith
GEORGE S. SMITH, President
Hinds County Board of
Supervisors

THIS, the 2nd day of August, 1993.

Attest:

ALICE JAMES, Chancery Clerk
Hinds County, Mississippi
CLERK OF THE BOARD

by:

Alice James

CITY OF CLINTON, MISSISSIPPI

by:

Rosemary Aultman
ROSEMARY AULTMAN, Mayor

THIS, the 2 day of August, 1993.

Attest:

CLAUDE NELSON BYRD, JR., Clerk
City of Clinton, Mississippi

by:

Claude Nelson Byrd, Jr.

STATE OF MISSISSIPPI
COUNTY OF HINDS

PERSONALLY APPEARED before me, the undersigned authority in and for the jurisdiction mentioned above, GEORGE S. SMITH and ALICE JAMES, who acknowledged to me that they are the President of the Board of Supervisors and Chancery Clerk, respectively, of HINDS COUNTY, MISSISSIPPI, and that, as such, they did sign, affix the County seal thereto and deliver the foregoing document on the date and for the purposes therein stated in the name of, for and on behalf of the said Hinds County, Mississippi, they being first duly authorized to do so.

GIVEN under my hand and official seal on this, the 2nd day of August, 1993.

Marie McHenry
NOTARY PUBLIC

(Seal)

My Commission Expires:

My Commission Expires July 9, 1995STATE OF MISSISSIPPI
COUNTY OF HINDS

PERSONALLY APPEARED before me, the undersigned authority in and for the jurisdiction mentioned above, ROSEMARY AULTMAN and CLAUDE NELSON BYRD, JR., who acknowledged to me that they are the Mayor and Clerk, respectively, of the CITY OF CLINTON, MISSISSIPPI, and that, as such, they did sign, affix the County seal thereto and deliver the foregoing document on the date and for the purposes therein stated in the name of, for and on behalf of the said City of Clinton, Mississippi, they being first duly authorized to do so.

GIVEN under my hand and official seal on this, the 2nd day of August, 1993.

Gaile M. Davis
NOTARY PUBLIC

(Seal)

My Commission Expires:

My Commission Expires July 9, 1995

BARRY VICKERY
District 1

WILLIAM H. WRIGHT
District 2

PEGGY HOBSON CALHOUN
District 3
Vice President

ANDREW JENKINS
Road Manager/Director



RONNIE CHAPPELL
District 4

GEORGE S. SMITH
District 5
President

ROY DeBERRY
County Administrator

Department of Public Works

M E M O R A N D U M

RECEIVED

JUL 21 1993

HINDS COUNTY
BOARD ATTORNEY

TO: Ruma Haque

FROM: Andrew Jenkins

DATE: July 15, 1993

SUBJECT: INTERLOCAL COOPERATIVE AGREEMENT FOR STREET RESURFACING
WITHIN THE CITY OF CLINTON

The attached letter and listing of streets within the City of Clinton have been inspected by Harold Alderman, Director of Public Works, and myself.

I concur with the recommendation of streets to be included in the Interlocal Agreement for Streets Resurfacing within the City of Clinton.

Please prepare an interlocal agreement consistent with the one executed between Hinds County and the City of Jackson for streets resurfacing.

AJ/mt

Attachments

C - Honorable Ronnie Chappell w/attachments
Harold Alderman, Public Works Director
City of Clinton

EXHIBIT

"A"

Department of Public Works

P.O. Box 156 • Leake /Jefferson St.

Clinton, MS 39060

(601) 924-2239 • (601) 924-8532 (FAX)

W. Harold Alderman
Director

Richard L. Broome, P.E.
City Engineer

BOOK 2 PAGE E-12

City of Clinton

Mississippi

June 8, 1993

JUL 15 1993

Mr. Andrew Jenkins, Director
Hinds County Department of Public Works
900 East Main Street
Raymond, MS 39154

Re: Interlocal Cooperative Agreement
for Street Re-surfacing within the
City of Clinton

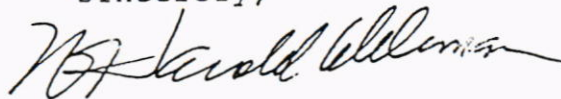
Dear Mr. Jenkins:

We are requesting this interlocal cooperative agreement for the purpose of funding by Hinds County for improvements to city streets in the amount, not to exceed, one hundred thousand dollars (\$100,000). Please consider funding for overlaying city streets described in Exhibit A. Selection was made from the priority index found in the Comprehensive Street Plan adopted by the Mayor and Board of Aldermen on July 15, 1986. The City of Clinton will perform this work by contracting.

I will be available, at your convenience, to evaluate the current condition of each street listed in Exhibit A. As adjustments may be required, I believe this selection will meet the intent and requirements of the Hinds County Board of Supervisors for the expenditure of road funds.

I look forward to meeting with you to discuss this upcoming project. If I can provide you with additional information, please call me at 924-2239.

Sincerely,



W. Harold Alderman
Director of Public Works

WHA/nra
Enclosure

cc: Mayor Billy Ray Smith
Mayor Elect Rosemary Aultman

EXHIBIT "A"

<u>Location</u>	<u>Length in feet</u>	<u>Width in feet</u>	<u>Rating</u>
Springridge Road -- from McRaven Road North to approx. 400' South of Casa Grande Drive	5,000 feet	23 feet	1.63
McRaven Road -- from Springridge Road to city limits	11,940 feet	20 feet	.76
Glendale Street	1,200 feet	23 feet	.48 *
Pima Street	360 feet	23 feet	.21 *
Vista Street	420 feet	23 feet	.32 *
Wayne Street	3,120 feet	23 feet	.69
East Lakeview Circle to McRee Street	3,420 feet	19 feet	.62

* 1986 ratings -- current condition of street warrants cutting out sub-base failures and overlaying

ENGINEERING REPORT

COMPREHENSIVE STREET PLAN JULY, 1986

CITY OF CLINTON
CLINTON, MISSISSIPPI

Harold Alkumon

ANDERSON ENGINEERS, P.A.
418 CLINTON BOULEVARD
CLINTON, MISSISSIPPI 39056-0254

TABLE OF CONTENTS

<u>Section</u>	<u>Page Number</u>
Introduction	1
Purpose	2
Methodology	3
Analysis	4
Surface and Geometric Data	6
Condition Inventory	14
Cost Analysis	22
Priority Ranking	30
Pavement Characteristics	38
Maintenance and Rehabilitation	41
Overlays and Rehabilitation Rigid and Flexible Pavements	48

INTRODUCTION

A municipal government, along with many other duties, has the responsibility to maintain and improve the transportation network within its jurisdiction. This responsibility may consist of constructing new streets, but in most cases it involves maintenance and repair of existing facilities.

[The implementation of an adequate street maintenance program involves the logical assessment of existing facilities and the projection of future needs and resources. Random allocation of available funds based on unsystematic analysis of real needs is almost sure to result in wasted taxpayer money. All too often pavement repair efforts are directed at areas "perceived" to require attention or in response to the most vocal citizen's complaints.]

The correct approach to comprehensive street maintenance planning requires an objective evaluation of current conditions and a systematic approach to allocation of the annual street budget. This evaluation should consider present street usage and condition, cost of proposed improvements, and priority of repairs.]

The following report analyzes all of the above mentioned factors for the City of Clinton street system and recommends needed improvements.

PURPOSE

The purpose of this report is to aid the City of Clinton in developing and implementing a street maintenance program consisting of a coordinated set of activities. These activities should be directed toward achieving the best results possible from available funds in providing smooth, safe, and economical street surfaces.

Basic techniques are introduced for making improvements in street surface maintenance and rehabilitation and a determination is made as to what maintenance and resurfacing practices can be introduced to increase the effectiveness of the program.

METHODOLOGY

The preparation of the Comprehensive Street Improvements Program involved the collection and evaluation of a tremendous amount of data. The first step in the process was the physical inspection and analysis of all streets within the study area. This inventory was accomplished during May and June of 1986. Along with basic geometric and physical data (length, width, surface, drainage, etc.), a subjective evaluation of condition was conducted. Each of the street segments was rated as to overall condition and rideability. Also, all specific defects in any given segment were noted on the condition inventory survey sheet.

The second important step in the study process was the assignment of traffic counts to the individual segments. In many cases this information was provided by the Transportation Planning Division of the Mississippi State Highway Department. For most of the City's Streets, however, ADT (Average Daily Traffic) data was not available. In these instances ADT figures were generated from development density data.

When all required data was obtained for each street a priority index was assigned. This priority index is comprised of several different rating factors including condition, roughness, traffic counts and number of defects. Following the assignment of a priority index number each street was ranked by priority and rehabilitation costs were calculated.

STREET INDEX

LENGTH CLASS ADT WIDTH

RATING

COST

WEST STREET	720	L	180	14	9.66	\$3,619
LAKEVIEW DRIVE (SEG. 1) 10-87	4125	A	8110	24	2.95	\$35,541
OLD VICKSBURG ROAD (SEG. 3) 5-87	3750	A	3060	21	2.49	\$28,271
HOBBY FARMS ROAD 5-87	2640	L	660	18	2.31	\$17,060
SYLVAN TRAIL 5-87	360	L	90	22	2.28	\$2,843
CLINTON INDUSTRIAL PARK ROAD 5-87	2280	L	2950	26	2.06	\$21,282
MONROE STREET (SEG. 3) 2-88	3225	A	6150	22	1.95	\$25,471
MONROE STREET (SEG. 2) 2-88	3125	A	6150	24	1.82	\$9,693
MONROE STREET (SEG. 1) 2-88	1050	A	6150	24	1.71	\$9,047
NORTHSIDE DRIVE	19320	A	8100	22	1.71	\$152,589
WARRINGTON STREET	3720	C	3600	23	1.66	\$30,716
SPRINGRIDGE ROAD	12600	A	9960	23	1.63	\$104,038
MAGNOLIA ROAD 5-87	9240	A	1010	18	1.53	\$59,709
COLLEGE STREET (SEG. 3) 1-88	1275	A	4230	20	1.42	\$9,155
FINNIN ROAD 6-90	6540	A	4090	20	1.35	\$46,957
COLLEGE STREET (SEG. 2)	3225	A	4230	20	1.34	\$23,156
DUNTON ROAD 8-87	3360	C	1635	26	1.32	\$31,362
PEBBLEBROOK DRIVE 6-80	3000	C	2450	30	1.32	\$32,310
EAST LAKE STREET (SEG. 1)	3000	C	750	20	1.31	\$21,540
CYNTHIA ROAD 89	8760	A	2190	22	1.30	\$69,186
TRAILWOOD DRIVE 87	7260	C	4550	28	1.28	\$72,978
EAST LAKE STREET (SEG. 2) 1980	1140	C	810	13	1.21	\$7,367
TANGLEWOOD DRIVE	6000	C	2025	23	1.12	\$49,542
INDUSTRIAL PARK DRIVE 88	7260	L	1815	23	0.99	\$59,946
COLLEGE STREET (SEG. 1)	2175	A	1570	18	0.98	\$14,055
CAPITOL STREET (SEG. 3)	900	C	1440	16	0.98	\$5,170
WALTON AVENUE	3120	L	780	19	0.96	\$21,282
HOOD DRIVE 990	4440	L	1110	19	0.92	\$30,285
LAKEVIEW DRIVE (SEG. 2) 10-87	1200	A	8110	33	0.90	\$14,216
OAKWOOD DRIVE 8-87	3600	L	900	18	0.90	\$23,263
CLINTON RAYMOND ROAD 7-87	12360	L	3090	21	0.89	\$93,182
SHAW ROAD 87	3720	A	930	20	0.88	\$26,710
INDIA DRIVE (SEG. 4) 1-88	3375	L	844	18	0.87	\$21,809
POST ROAD 88	3960	L	920	23	0.84	\$32,698
PARKER DRIVE 3960	3960	C	1720	30	0.83	\$42,649
TWIN OAKS DRIVE	2340	L	585	23	0.83	\$19,321
LIVE OAK DRIVE	1320	C	880	23	0.82	\$10,899
CLINTON BOULEVARD (SEG. 1) 9-86	2775	A	6530	33	0.81	\$32,875
CASCADES CIRCLE WEST	3300	C	2175	21	0.80	\$24,879
CAPITOL STREET (SEG. 1)	1950	C	1440	21	0.78	\$14,701
WARWICK ROAD	6000	L	1500	20	0.77	\$45,080
WEST LAKEVIEW CIRCLE 10-87	5220	L	1305	18	0.76	\$33,732
McRAVEN ROAD	11940	A	2650	20	0.76	\$85,729
WEST NORTHSIDE DRIVE	10560	L	2640	20	0.75	\$75,821
HAIRMONT STREET (SEG. 1)	2250	L	735	19	0.75	\$15,347
MT. SALUS ROAD (SEG. 1)	2475	L	619	16	0.75	\$14,216
LYNDAL DRIVE 4020	4020	C	1005	23	0.71	\$33,193
JULIA WILSON ROAD	1260	L	315	14	0.71	\$6,333
MCDONALD DRIVE	3060	C	1675	23	0.70	\$25,266
CLINTON BOULEVARD (SEG. 2) 9-86	3750	A	4870	20	0.70	\$26,925
WILSON ROAD	1500	L	375	15	0.70	\$8,078
HILLCREST DRIVE N. T. paved	1800	L	450	23	0.69	\$14,863
WAYNE STREET	3120	L	780	18	0.69	\$20,161
CAMP GARAYWA ROAD	3180	C	1590	18	0.68	\$20,549

Battery Drive

STREET INDEX	LENGTH	CLASS	ADT	WIDTH	RATING	COST
LAKE SPRING ROAD	3000	L	750	15	0.68	\$16,155
PARADO DRIVE	1560	L	390	23	0.68	\$12,881
PINEHAVEN ROAD	7800	A	1860	20	0.68	\$56,004
SHADOW WOOD DRIVE	2940	L	735	23	0.67	\$24,276
VERNON ROAD 1990	5820	A	450	18	0.66	\$37,609
WOODSTONE ROAD	1860	C	635	24	0.65	\$16,026
MUTUAL STREET	1860	L	465	19	0.65	\$12,687
WILLOW BROOK DRIVE	6000	L	1500	29	0.63	\$62,466
MADISON STREET (SEG. 1)	300	L	735	14	0.63	\$1,508
EAST LAKEVIEW CIRCLE	3420	L	855	19	0.62	\$23,328
JEFFERSON STREET (SEG. 1)	1500	C	1300	24	0.62	\$12,924
OLD VICKSBURG ROAD (SEG. 1) 5-86	750	A	2910	24	0.62	\$6,462
WEEKSTEAD DRIVE 1990	1260	L	315	12	0.61	\$5,428
BELLEVUE STREET	2580	C	825	23	0.61	\$21,303
LAURELWOOD DRIVE	3300	L	825	23	0.61	\$27,248
CAPITOL STREET (SEG. 2)	150	C	1440	24	0.61	\$1,292
WEST CYNTHIA STREET 9/	2700	L	675	21	0.60	\$20,355
BERKSHIRE STREET	2160	L	540	23	0.60	\$17,835
JEFFERSON STREET (SEG. 2)	375	C	1300	24	0.59	\$3,231
LONGWOOD DRIVE	4680	L	1170	23	0.59	\$38,643
HAMPTON STREET	1500	L	375	23	0.58	\$12,386
STONEGATE DRIVE	3060	C	1140	22	0.58	\$24,168
FAIRMONT STREET (SEG. 2)	825	L	735	26	0.57	\$7,701
QUAIL HOLLOW DRIVE	4260	L	1065	20	0.57	\$30,587
OLD VICKSBURG ROAD (SEG. 2) 5-86	1500	A	2910	24	0.56	\$12,924
COTTON ACRES DRIVE	3660	L	915	22	0.56	\$28,907
MIDWAY ROAD	5460	A	1365	22	0.55	\$43,123
MCREE DRIVE	1560	L	390	18	0.55	\$10,081
GLOUCESTER PLACE	1800	L	450	22	0.55	\$14,216
LONGWOOD PLACE	1320	L	330	30	0.54	\$14,216
HUNTCLIFF WAY (SEG. 1)	1800	C	1080	23	0.54	\$14,863
BOVETT STREET 8-87	1140	L	285	23	0.53	\$9,413
PATTON DRIVE	1560	L	390	18	0.53	\$10,081
DOGWOOD DRIVE	1920	L	480	23	0.53	\$15,853
SHORT TARVIN STREET	600	L	150	14	0.52	\$3,016
ROSEMONT DRIVE	1740	L	435	23	0.52	\$14,367
WEST VIRGINIA DRIVE	3360	L	840	20	0.51	\$24,125
WEATHERLYNN CIRCLE 9/	1140	L	285	23	0.51	\$9,413
SADDLEWOOD DRIVE	3360	L	840	18	0.50	\$21,712
OAK HILL CIRCLE	1800	L	450	23	0.49	\$14,863
TRACEWAY PARK 9/	3240	L	810	18	0.49	\$20,937
MT. SALUS ROAD (SEG. 2)	1875	L	469	19	0.49	\$12,789
DREXEL CIRCLE	1500	L	375	13	0.48	\$9,693
→ GLENDALE STREET	1200	L	300	23	0.48	\$9,908
LANEY ROAD	2160	L	540	18	0.48	\$13,958
ROYAL OAK DRIVE	2940	L	735	30	0.48	\$31,664
KITCHINGS DRIVE	1920	C	855	23	0.47	\$15,853
DAWSON STREET	1320	L	330	15	0.47	\$7,582
MEADOWWICK DRIVE	1320	L	330	23	0.47	\$10,899
WARRENTON ROAD 9/	1500	L	375	15	0.46	\$8,078
TULANE DRIVE	2820	L	705	20	0.46	\$20,248
INDIAN MOUND ROAD	1740	L	435	23	0.46	\$14,367
MADISON STREET (SEG. 3)	1725	L	735	21	0.45	\$13,005
ROSEMONT CIRCLE	1320	L	330	29	0.45	\$13,743

STREET INDEX	LENGTH	CLASS	ADT	WIDTH	RATING	COST
SUNRISE DRIVE	1200	L	300	18	0.34	\$7,754
GARAYWA COVE	840	L	210	23	0.34	\$6,936
BYRD LANE	1320	L	330	20	0.34	\$9,478
AUBURN DRIVE	1980	L	495	20	0.33	\$14,216
LYNDALE CIRCLE	1500	L	375	23	0.33	\$12,386
MORRISON DRIVE	1620	L	405	21	0.33	\$12,213
EAST LAKE DRIVE	1200	L	300	19	0.33	\$8,185
FRANKLIN DRIVE	1200	L	300	23	0.33	\$9,908
BERRY DRIVE	2160	L	540	18	0.33	\$13,958
WHITAKER STREET	900	L	225	13	0.33	\$4,200
LINDA DRIVE (SEG. 2)	1425	L	356	18	0.32	\$9,208
BRIARMEADE	720	L	180	23	0.32	\$5,945
VISTA STREET	420	L	105	23	0.32	\$3,468
INDIAN SUMMER LANE	1500	L	375	28	0.32	\$15,078
HAUEDITH LANE	1500	L	375	22	0.32	\$11,847
ROCK GLEN DRIVE	840	L	210	23	0.32	\$6,936
MEADOWWOOD DRIVE	1620	L	405	23	0.31	\$13,276
ANGELIA LANE	600	L	150	23	0.31	\$4,954
ANDOVER STREET	720	L	180	23	0.31	\$5,945
JOHNSON STREET	1380	L	345	20	0.31	\$9,908
CASA URBANO DRIVE	1560	L	390	29	0.31	\$16,241
LAUREN LANE	660	L	165	21	0.31	\$4,976
OAKRIDGE	1200	L	300	20	0.30	\$8,616
SPANISH MOSS ROAD	1380	L	345	23	0.30	\$11,395
CHERRY PARK BOULEVARD	1500	L	375	44	0.30	\$23,694
RED OAK ROAD	900	L	225	23	0.30	\$7,431
LISI LANE	540	L	135	23	0.30	\$4,459
RIMROCK DRIVE	540	L	135	23	0.30	\$4,459
LOWE CIRCLE	660	L	165	23	0.30	\$5,450
SIMMONS DRIVE	660	L	165	23	0.30	\$5,450
SWEETGUM LANE	660	L	165	23	0.30	\$5,450
MANCHESTER DRIVE	1320	L	330	23	0.30	\$10,899
CANTEBURY LANE	1620	L	405	23	0.30	\$13,376
EASTHAVEN DRIVE	1620	L	405	23	0.30	\$13,376
CROSSKEYS DRIVE	720	L	180	23	0.29	\$5,945
MEADOW LANE	840	L	210	22	0.29	\$6,634
CEDAR OAK DRIVE	1140	L	285	18	0.29	\$7,367
EAGER STREET	540	L	135	23	0.29	\$4,459
HAMPTON COVE	360	L	90	23	0.28	\$2,973
OWENS ROAD	600	L	150	16	0.28	\$3,446
SAN CARLOS DRIVE	1320	L	330	23	0.28	\$10,899
AMHERST STREET	720	L	180	23	0.28	\$5,945
WINDSOR DRIVE	720	L	180	23	0.28	\$5,945
MERGANSER TRAILS	3000	L	750	20	0.28	\$21,540
WELLS ROAD	1260	A	315	19	0.28	\$6,594
DARTMOOR DRIVE	900	L	225	23	0.28	\$7,431
DUBLIN DRIVE	900	L	225	23	0.28	\$7,431
MIDWAY DRIVE	1140	L	285	18	0.28	\$7,367
PHEASANT RUN	660	L	165	23	0.27	\$5,450
HICKORY LANE	1200	L	300	23	0.27	\$9,908
DAHAJA CIRCLE	1140	L	285	23	0.27	\$9,413
WILDWOOD DRIVE	540	L	135	23	0.27	\$4,459
WOOD STREET	540	L	135	19	0.27	\$3,683
GREEN FOREST DRIVE	840	L	210	20	0.27	\$6,031

STREET INDEX	LENGTH	CLASS	ADT	WIDTH	RATING	COST
BILLY BYRD DRIVE	1020	L	255	38	0.27	\$13,915
EAST STREET (SEG. 1)	525	L	131	19	0.27	\$7,581
CHERRY RIDGE DRIVE	1200	L	300	29	0.27	\$12,493
LAKERIDGE COVE	1140	L	285	20	0.26	\$8,185
COUNTRY MEADOWS ROAD	1320	L	330	22	0.26	\$10,425
PATTON STREET (SEG. 2)	540	L	135	18	0.26	\$3,489
LINDA DRIVE (SEG. 3)	1200	L	300	18	0.26	\$7,754
FOXHILL DRIVE	1380	L	345	23	0.26	\$11,395
LANDRUM STREET	420	L	105	21	0.25	\$3,166
CRESTWOOD COVE	720	L	180	32	0.25	\$8,271
SUNSET DRIVE	720	L	180	19	0.25	\$4,911
MANCHU COURT	540	L	135	29	0.25	\$5,622
McRAVEN STREET	960	L	240	13	0.25	\$6,204
SHORT VERNON STREET	540	L	135	15	0.25	\$2,908
MEADOWHILL DRIVE	1020	L	270	23	0.25	\$8,918
GILL RODGERS ROAD	1020	L	255	14	0.25	\$5,127
CASTLEWOOD DRIVE	840	L	210	18	0.25	\$5,428
TALL OAKS ROAD	840	L	210	18	0.25	\$5,428
NEW PROSPECT STREET (SEG. 2)	675	L	169	34	0.25	\$8,239
NEW PROSPECT STREET (SEG. 1)	600	L	150	10	0.24	\$2,154
HERNDON HILL	360	L	90	23	0.24	\$2,973
SHORT DAWSON STREET	360	L	90	16	0.24	\$2,068
MOSS WOOD LANE	960	L	240	23	0.24	\$7,927
ROCKINGHAM DRIVE	960	L	240	23	0.24	\$7,927
THOMPSON ROAD	960	L	240	23	0.24	\$7,927
COBBLESTONE COURT (TRAILWOOD)	420	L	105	23	0.24	\$3,468
JOHNSON-SUMNER HILL DRIVE	420	L	105	13	0.24	\$1,960
WEST MAIN STREET	950	L	238	30	0.24	\$10,232
KIMBERLY COVE	720	L	180	21	0.24	\$3,428
SHADY GLEN DRIVE	1140	L	285	23	0.23	\$9,413
DAVID DRIVE	540	L	135	23	0.23	\$4,459
EAST MAIN STREET (SEG. 1)	450	C	113	18	0.23	\$2,908
WEST LAKE DRIVE	900	L	225	19	0.23	\$6,129
SMOKENHILL DRIVE	360	L	90	23	0.23	\$2,973
WILLIAMS DRIVE	720	L	180	23	0.22	\$5,945
OAK COURT	300	L	75	23	0.22	\$2,477
EAST COLLEGE STREET	1020	C	255	18	0.22	\$6,591
DIANE PLACE	360	L	90	23	0.22	\$2,973
ELGIN PLACE	360	L	90	23	0.22	\$2,973
LANE STREET	360	L	90	18	0.22	\$2,326
WILLOW LANE	480	L	120	20	0.22	\$3,446
SHORE DRIVE	1140	L	285	25	0.22	\$10,232
LINDEN PLACE	300	L	75	23	0.22	\$2,477
SHADOW WOOD COVE	300	L	75	23	0.22	\$2,477
PIMA STREET	360	L	90	23	0.21	\$2,973
LYNN STREET	660	L	165	22	0.21	\$5,213
EVA LANE	720	L	180	23	0.21	\$5,945
LOS PUEBLOS DRIVE	720	L	180	23	0.21	\$5,945
ROLLING GROVE DRIVE	720	L	180	29	0.21	\$7,496
PAYNE PLACE	300	L	75	20	0.21	\$2,154
STARLING SQUARE	420	L	105	23	0.20	\$3,468
ROYAL COURT	540	L	135	23	0.20	\$4,459
BROADWAY STREET (SEG. 2)	675	L	169	44	0.20	\$10,662
NORMANDY DRIVE (SEG. 2)	625	L	206	23	0.20	\$6,812

HINDS COUNTY, MISSISSIPPI

MINORITY PARTICIPATION

IT IS THE INTENT of Hinds County, Mississippi, in the interest of providing equal opportunity and participation to all segments of the community, to achieve a goal of minority participation in all activities and projects conducted or sponsored by Hinds County. In furtherance of this goal, it is the desire of Hinds County to include a minimum of twenty percent (20%) minority/minority business participation in connection with all services/commodities provided in connection with this activity/project. It is the intent of Hinds County that this participation be construed to mean that at least twenty percent (20%) of the services/commodities provided shall be provided by a minority business and that said minority business shall receive at least twenty percent (20%) of the compensation paid by Hinds County for the services/commodities rendered in connection with this activity/project.

Pursuant to Sections 27-104-7(2)(d) and 57-69-3(j) of the Mississippi Code of 1972, as amended, "minority business" is defined as

a business which is owned by a person who is a citizen of lawful permanent resident of the United States and who is:

(i) Black: having origins in any of the black racial groups of Africa.

(ii) Hispanic: of Mexican, Puerto Rican, Central or South American, or other Spanish or Portuguese culture or origin regardless of race.

(iii) Asian American: having origins in any of the original peoples of the Far East, Southeast Asia, the Indian subcontinent, or the Pacific Islands.

(iv) American Indian or Alaskan Native: having origins in any of the original peoples of North America.

(v) Female.

All persons/entities wishing to provide services/commodities to Hinds County shall submit a specific written statement describing their status and the manner in which they propose to comply with this provision. Failure to demonstrate compliance to the satisfaction of Hinds County shall result in a proposal being deemed non-responsive to the specifications required by Hinds County for the fulfillment of this activity/project.

Following the acceptance of a proposal for services/commodities, the successful candidate shall, within forty-five (45) days of such acceptance, substantiate compliance with this provision by submitting a second written statement delineating the specific method(s) of compliance, including identities and areas of participation of minority participants.

The Hinds County Board of Supervisors shall have the authority and discretion to determine whether a proposal is responsive to this statement of intent.





OFFICE OF THE ATTORNEY GENERAL

MIKE MOORE
ATTORNEY GENERAL

August 26, 1993

RECEIVED

AUG 30 1993

HINDS COUNTY
BOARD ATTORNEYHonorable Ruma Haque
Hinds County Board Attorney
Post Office Box 686
Jackson, MS 39205-0686

RE: STREET MAINTENANCE INTERLOCAL AGREEMENT

Dear Ms. Haque:

Attorney General Mike Moore has received your letter whereby you transmitted certain documents for consideration under the Interlocal Cooperation Act of 1974.

Please be advised we have examined the agreement and note the minority participation policy referenced by and incorporated into the agreement contains definitions that are not in conformity with Miss. Code Ann. §31-7-13(s) (Supp 1992). It must also be clearly understood that §31-7-13(s), which represents the city's and county's only authority to entertain set-aside programs, must be fully adhered to regarding such policies. Among other requisites, that statute requires "all such set-aside purchases shall comply with all purchasing regulations promulgated by the Department of Finance and Administration and shall be subject to bid requirements" under the state purchasing laws. Finally, we invite your attention to City of Richmond v. J.A. Croson Company, 488 US 469, 102 L Ed 2d 854, 109 S Ct 706 (1989) and its progeny wherein the United States Supreme Court has enunciated certain other limitations and requisites relating to implementation and enforcement of minority set-aside policies. We do not purport to opine or offer comment on whether or not your proposed policy is in conformity with these limitations and requisites.

In all other respects, the agreement appears to be in proper form and order. Accordingly, subject to the agreement being amended so as to correct the above noted discrepancies, and further subject to the above noted caveats, the attached

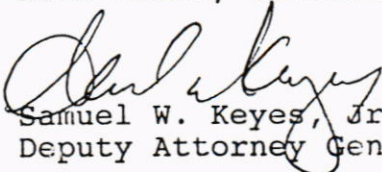
Honorable Ruma Haque
August 26, 1993
Page 2

BOOK 2 PAGE E-141

agreement providing for mutual city and county road work is approved.

Sincerely yours,

MIKE MOORE, ATTORNEY GENERAL

BY: 
Samuel W. Keyes, Jr.
Deputy Attorney General

SWK:dm
Enclosures

BOOK 2 PAGE E-142

STATE OF MS
COUNTY OF HINDS
FILED - RECORDED

SEP 7 4 36 PM '93

BOOK 2
PAGE E-121
ALICE
CHANCELLER

RESOLUTION AUTHORIZING THE MAYOR TO FILE A CERTIFICATE AND COMPLAINT ON BEHALF OF THE CITY OF CLINTON WITH THE FEDERAL COMMUNICATIONS COMMISSION TO EXERCISE REGULATORY JURISDICTION OVER THE RATES CHARGED BY CAPITOL CABLEVISION FOR BASIC CABLE SERVICES AND TO SEEK A DETERMINATION THAT EXISTING RATES CHARGED BY CAPITOL CABLEVISION FOR OTHER CABLE SERVICES ARE UNREASONABLE

WHEREAS, Congress recently enacted the "Cable Television Consumer Protection and Competition Act of 1992" ("Act"); and

WHEREAS, the Act authorizes the regulation of certain rates for cable services by franchising authorities and the Federal Communication Commission in instances where effective competition does not exist; and

WHEREAS, Capitol Cablevision, the sole franchisee of cable services within the City of Clinton, recently announced increases for certain cable services that it provides; and

WHEREAS, the City of Clinton, as the franchising authority, desires to exercise regulatory jurisdiction over rates for basic cable services within the City; and

WHEREAS, the City of Clinton, as the franchising authority, desires to seek a determination that existing rates for other cable services are unreasonable;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Clinton, Mississippi, that the Mayor be authorized to file a certification on behalf of the City of Clinton with the Federal Communications Commission to exercise regulatory jurisdiction over the rates charged by Capitol Cablevision for basic cable services;

BE IT FURTHER RESOLVED that the Mayor be authorized to file a complaint on behalf of the City of Clinton with the Federal Communications Commission to seek a determination that existing rates charged by Capitol Cablevision for other cable services are unreasonable;

BE IT FURTHER RESOLVED that the Mayor be authorized to seek appropriate remedies that may arise from the filing of the certification and complaint.

Alderman TOUCHTON moved adoption; Alderman FERRELL seconded.

Ayes: BRABHAM, FERRELL, DEPRIEST, TODD, FISHER, TOUCHTON, LOTT.

Nays: NONE.

Absent: NONE.

APPROVED: Rosemary Aultman
Rosemary Aultman, Mayor

ATTEST: Nelson Byrd 10-5-93
Nelson Byrd, City Clerk

SEAL

ORDINANCE AMENDING THE ORDINANCE OF APRIL 16, 1991
RESTRICTING PARKING OF DUMP TRUCKS IN RESIDENTIAL AREAS

WHEREAS, it has come to the attention of the Mayor and the Board of Alderman of the City of Clinton, Mississippi that commercial vehicles, including eighteen wheeled vehicles, other than commercial dump trucks, are being parked in the residential areas of the city; and

WHEREAS, the findings and declarations of that ordinance of April 16, 1991 apply to larger commercial vehicles parked in residential districts; and

WHEREAS, the Board finds that it would be in the best interest of the citizens of Clinton, Mississippi to amend the Ordinance of April 16, 1991 to prohibit the parking of commercial vehicles in residential areas over night or for periods during the day in excess of the time required to perform such work as the commercial vehicles may be required for work on the premises should be prohibited.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Alderman of the City of Clinton, Mississippi, as follows:

The ordinance restricting parking of dump trucks in residential areas of April 16, 1991 shall be amended to read as follows:

1. A commercial dump truck is defined as any dump truck with a weight limit greater than a three-quarter ton pick up truck. A commercial truck, for the purposes of this ordinance, shall be defined as any commercially licensed vehicle owned or operated for

the purposes of commercial activity with the weight limit greater than a three-quarter ton pick up truck and having more than six wheels, including either the separate tractor or trailer of an eighteen wheel vehicle.

2. Parking of a commercial dump truck or commercial vehicle on residential premises or on a street in a residential area over night or for a period in excess of time the truck is required in the conduct of work on the premises is prohibited.

Any person found guilty of violating this ordinance shall be guilty of a misdemeanor and may be punished by imposition of a fine not to exceed \$100.00 dollars per offence. Each day after the first day that a violation occurs shall be considered a separate violation and may be punished by separate fine is provided herein.

Alderman FERRELL moved that the foregoing ordinance be adopted. Alderman TODD second. The vote was as follows:

Alderman, Ward 1, George Ferrell voted AYE.
Alderman, Ward 2, Rodney DePriest voted AYE.
Alderman, Ward 3, Ben Todd voted AYE.
Alderman, Ward 4, Phil Fisher voted AYE.
Alderman, Ward 5, Herb Touchton voted AYE.
Alderman, Ward 6, Sharbert Lott voted AYE.
Alderman-at-Large, Jehu Brabham voted AYE.

Approved on the 5th day of OCTOBER, 1993.

Rosemary Aultman
Rosemary Aultman, Mayor

ATTEST:

Nelson Byrd
City Clerk

CERTIFICATE

I, Nelson Byrd, the undersigned City Clerk of the City of Clinton, Hinds County, Mississippi hereby certify that the above and foregoing is a true copy of an Ordinance adopted by the Mayor and Board of Aldermen of the City of Clinton at its meeting duly held on October 5, _____, 1993, as the same appears in Minute book W at pages 226-228 of the Minutes of the said Board in Recorded in the Ordinance Book II of the City of Clinton at pages 553-555 thereof.

Given under my hand and official seal of office this the 5th day of October, 1993.

Nelson Byrd
City Clerk

PASTE AD HERE

ORDINANCE AMENDING THE ORDINANCE OF APRIL 16, 1991 RESTRICTING PARKING OF DUMP TRUCKS IN RESIDENTIAL AREAS

WHEREAS, it has come to the attention of the Mayor and the Board of Alderman of the City of Clinton, Mississippi that commercial vehicles, including eighteen wheeled vehicles, other than commercial dump trucks, are being parked in the residential areas of the city; and WHEREAS, the findings and declarations of that ordinance of April 16, 1991 apply to larger commercial vehicles parked in residential districts; and

WHEREAS, the Board finds that it would be in the best interest of the citizens of Clinton, Mississippi to amend the Ordinance of April 16, 1991 to prohibit the parking of commercial vehicles in residential areas over night or for periods during the day in excess of the time required to perform such work as the commercial vehicles may be required for work on the premises should be prohibited.

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2. Parking of a commercial dump truck or commercial vehicle on residential premises or on a street in a residential area over night or for a period in excess of time the truck is required in the conduct of work on the premises is prohibited.

Any person found guilty of violating this ordinance shall be guilty of a misdemeanor and may be punished by imposition of a fine not in excess of \$100.00 dollars per offense. Each day after the first day that a violation occurs shall be considered a separate violation and may be punished by separate fine is provided herein.

Alderman Ferrell moved that the foregoing ordinance be adopted. Alderman Todd second. The vote was as follows:

Alderman, Ward 1, George Ferrell voted Aye.

Alderman, Ward 2, Rodney DePriesi voted Aye.

Alderman, Ward 3, Ben Todd voted Aye.

Alderman, Ward 4, Phil Fisher voted Aye.

Alderman, Ward 5, Herb Touchton voted Aye.

Alderman, Ward 6, Sharbert Lott voted Aye.

Alderman-at-Large, Jehu Brabham voted Aye.

Approved on the 5th day of

October, 1993.
/s/ Rosemary Aultman
Rosemary Aultman, Mayor
ATTEST:
/s/ Nelson Byrd
City Clerk
October 21, 1993

PROOF OF PUBLICATION THE STATE OF MISSISSIPPI HINDS COUNTY

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

Kelley Turner

, an authorized clerk of THE CLINTON NEWS, a weekly 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 October 21, 19 93

Date _____, 19 _____

Date _____, 19 _____

Date _____, 19 _____

Date _____, 19 _____

Number of Lines 111/464 words

Published 1 Times

Total \$ 39.12

Signed Kelley Turner
Authorized Clerk
of The Clinton News

Sworn to and subscribed before me the 21st day of
October 19 93.

Marie Miles
Notary Public

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

(Seal)

L

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
300 JEFFERSON STREET, CLINTON, MS 39056
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 AULTMAN - P.O. BOX 156, CLINTON MS (601) 924-5462
ALDERMAN-AT-LARGE JEHU BRABHAM - P.O. BOX 156, CLINTON, MS (601) 924-5462
ALDERMAN GEORGE FERRELL - P.O. BOX 156, CLINTON, MS (601) 924-5462
ALDERMAN RODNEY DE PRIEST - P.O. BOX 156, CLINTON, MS (601) 924-5462
ALDERMAN BEN TODD - P.O. BOX 156, CLINTON, MS (601) 924-5462
ALDERMAN PHIL FISHER - P.O. BOX 156, CLINTON, MS (601) 924-5462
ALDERMAN HERB TOUCHTON - P.O. BOX 156, CLINTON, MS (601) 924-5462
ALDERMAN SHARBERT LOTT - P.O. BOX 156, CLINTON, MS (601) 924-5462
CITY CLERK NELSON BYRD - P.O. BOX 156, CLINTON, MS (601) 924-5462
CITY ATTORNEY KEN DREHER - 775 WOODLANDS PARKWAY, RIDGELAND, MS (601) 957-2600
4. Period of time covered by this questionnaire:
From: OCTOBER 1, 1992 To: SEPTEMBER 30, 1993
5. Expiration date of current elected officials' term: JUNE 30, 1997

IV-A7

CITY OF CLINTON, MISSISSIPPI

(MUNICIPALITY)

Certification to Municipal Compliance Questionnaire

Year Ended September 30, 1993

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

Nelson Byrd
(City Clerk's Signature)

10-6-93
(Date)

Rosemary Aultman
(Mayor's Signature)

October 12, 1993
(Date)

Minute Book References:

Book Number W

Page 186

(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 25-4-1C5) Y

IV-A9

L

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)

N/A

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) N/A
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(h) and (c)] Y
2. Are all lowest and best bid decisions properly documented? [Section 31-7-13(d)] Y

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) N/A
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

IV-A12

MUNICIPAL COMPLIANCE QUESTIONNAIRE

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) N/A
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

RECESSED MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, OCTOBER 19, 1993 - 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 October 5, 1993, as found on Page 182 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 Todd followed by the Pledge of Allegiance to the Flag led by Alderman Fisher.

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

Acting City Attorney Carolyn Mills
City Clerk Nelson Byrd

AGENDA CHANGES

Mayor Aultman stated that Agenda Item #9, Discussion/Appointment to the Parks & Recreation Advisory Board for the unexpired term of deceased P&R member Bernard Blackwell, said appointment has been postponed until the November 2, 1993, Meeting.

APPROVAL OF CONSENT AGENDA ITEMS A-S:

MOTION made by Alderman Ferrell and SECONDED by Alderman Todd to approve Consent Agenda Items A-S as listed on page 233 of this Minute Book W. Quotes listed in items B, O, & P are on file in the Office of the City Clerk. MOTION CARRIED UNANIMOUSLY.

HALLOWEEN TO BE OBSERVED ON SATURDAY, OCTOBER 30, 1993, IN CLINTON

Mayor Aultman announced that Halloween will be observed in Clinton on Saturday night, October 30, 1993, this year rather than Sunday, October 31, 1993. The Mayor encouraged parents to have their children trick or treat in a safe manner, staying in their own neighborhoods, and to have an adult with them.

RED RIBBON WEEK PROCLAMATION PRESENTED TO CLINTON PARK AND NORTHSIDE ELEMENTARY STUDENTS

MOTION made by Alderman Todd and SECONDED by Alderman Fisher to adopt that proclamation proclaiming the week of October 23-31, 1993, as Red Ribbon Week (awareness of the dangers of drug use) in Clinton, Mississippi. Mayor Aultman presented said proclamation to Clinton Park and Northside Elementary School students McKenzie Crocker, Christopher Anderson, Mary Catherine Dunn and Brittany Gray. Copy of said proclamation is on file in the Office of the Mayor. MOTION CARRIED UNANIMOUSLY.

BOARD ENDORSED 12.5 MILLION CLINTON MUNICIPAL SCHOOL BOND ISSUE

MOTION made by Alderman Brabham and SECONDED by Alderman Touchton to endorse the proposed 12.5 million Clinton Municipal Separate School District Bond Issue and Resolution to build and improve schools in the City. MOTION CARRIED 7-0 with Alderman Todd abstaining due to a possible conflict of interest.

NO ACTION TAKEN ON SOUTH WARRENTON ROAD LOT IN PROCESS OF BEING CLEANED UP

That unkept lot on South Warrenton Road owned by John Turner which had been previously granted a 60 day extension to allow Mr. Turner time to get property cleaned-up and in compliance with City standards was recognized as having had a large portion of the work completed, and noting Mr. Turner is still in the process of cleaning said property, NO BOARD ACTION was taken at this time.

AUTHORIZATION TO INSTALL GRINDER PUMP AT SOS TRUCK STOP

MOTION made by Alderman Ferrell and SECONDED by Alderman Todd granting authorization to the City Engineer and Public Works Director to install a grinder pump station at the SOS Truck Stop to stop the by-passing and overflow of sewer and to provide continuous sewer service at this location. MOTION CARRIED UNANIMOUSLY.

MAYOR TO EXECUTE AGREEMENT FOR NORTHSIDE PARK

MOTION made by Alderman Touchton and SECONDED by Alderman Ferrell to grant permission to Mayor Aultman to execute to the Department of the Interior that limitation of use agreement (letter attached to deed as shown on page 235 of this Minute Book W) for Northside Park. MOTION CARRIED UNANIMOUSLY.

UPDATE ON DRAINAGE PROJECTS

Public Works Director Alderman presented the Board with a listing of drainage projects throughout the City that need to be addressed. Director Alderman was asked to prioritize this list and determine which of these projects the City crews could actually perform without having to contract the projects. This information to be brought back to the next working session of the Board of Aldermen for the Board to help determine priorities. NO BOARD ACTION.

DISCUSSION OF 13TH CHECK TO SERVICE RETIREES TABLED UNTIL THE NEXT BOARD MEETING

The recommendation having come from the Public Employees Retirement System to consider a resolution whether or not to pay the 13th check to service retirees, MOTION made by Alderman Touchton and SECONDED by Alderman Todd to table discussion until the first meeting in November for additional information. MOTION CARRIED UNANIMOUSLY.

BIDS FOR NORTHSIDE PARK REJECTED/AUTHORIZATION TO RE-ADVERTISE GRANTED

Noting that all bids previously received as shown by Bid Tabulation found on page 236 of this Minute Book W were approximately \$39,000.00 over Budget, MOTION made by Alderman Brabham and SECONDED by Alderman Ferrell to reject all bids received, streamline the project to make it more acceptable and favorable for re-bidding, and as expeditiously as possible re-bid project so that the City may move forward. MOTION CARRIED UNANIMOUSLY. Proof of Publication that bids were properly advertised may be found on page 237 of this Minute Book W.

OTHER BUSINESS

- A. Noting that Mayor Aultman has requested local businesses, clubs, etc., to help purchase Christmas Banners by submitting checks to the Clinton Beautification Fund, MOTION made by Alderman Todd and SECONDED by Alderman Fisher granting authorization for the City to write checks to Four Season Banner Company to pay for the Christmas Banners as individual donations come in to cover said costs. MOTION CARRIED UNANIMOUSLY.
- B. Mayor Aultman apprised the Community that the City is now in the second phase of a proposal for the 1996 Olympic Training Camp Site which entails a "cultural community section".
- C. The loan agreement for the Briars Wastewater Treatment Facility has been extended to December 1, 1993.
- D. Vernon Road Bridge repair will begin on October 25, 1993.
- E. The Mayor and Board of Aldermen will ask the Hinds County Board of Supervisors on October 25, 1993, to help with funding for a study update relative to the Clinton Parkway.
- F. In conjunction with a crime prevention and community policing federal grant which would pay 75% of six additional police officers salaries and fringe benefits for a three year period, at a total cost of \$444,016.00 with the City's portion being \$111,004.00, MOTION made by Alderman Fisher and SECONDED by Alderman Ferrell that the Mayor and Board of Aldermen support the Clinton Police Force by endorsing this request for six additional sworn police officers as part of the United States Attorney General's effort to put more police on the streets, and further that the additional officer positions gained through this program be retained after said three year program has ended with the total number of sworn officers reached with this hiring being maintained as a minimum. MOTION CARRIED UNANIMOUSLY.

ADJOURNMENT - 8:20 P.M.

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

Copy of Agenda may be found on Pages 233-234 of this Minute Book W.

APPROVED: Rosemary Aultman October 25, 1993
Rosemary Aultman, Mayor Date

ATTEST: Nelson Byrd October 25, 1993
Nelson Byrd City Clerk Date

SEAL

ALDERMEN
O. C. George Ferrell
Ward One
Rodney W. DePriest
Ward Two
Ben L. Todd
Ward Three
Phil Fisher
Ward Four

City of Clinton Mississippi

Rosemary Aultman, Mayor

ALDERMEN
Herb Touchton
Ward Five
Sharbert K. Lott
Ward Six
Jehu Brabham
Alderman-At-Large
Nelson Byrd
City Clerk

NOTICE OF LIMITATION OF USE

The property identified below has been acquired or developed with federal assistance provided by the National Park Service of the Department of the Interior in accordance with the Land and Water Conservation Fund Act of 1965, as amended, 16 U.S.C. 4601-5 et seq. (1970 ed.). Pursuant to a requirement of that law, this property may not be converted to other than public outdoor recreation uses (whether by transfer, sale, or in any other manner) without the express written approval of the secretary of the Department of the Interior. By law, the secretary shall approve such conversion only if he finds it to be in accord with the then existing comprehensive statewide outdoor recreation plan and only such conditions as he deems necessary to assure the substitution of other recreation properties of at least equal fair market value and of reasonably equivalent usefulness and location.

See attached Warranty Deed recorded in Book 0372, page 284-285, in Hinds County, Mississippi (Clinton Fire Station No. 3 and Northside Park Property).

Rosemary G. Aultman
Rosemary G. Aultman, Mayor

STATE OF MISSISSIPPI
COUNTY OF HINDS

Personally appeared before me, the undersigned authority in and for the state and county aforesaid, the within named Rosemary G. Aultman, who acknowledged that she executed the above and foregoing instrument for the purposes therein contained, and upon their own free act and deed.

Witness my hand and official seal this the 26th day of October, 1993.



Christian E. Waller
Notary Public

My Commission Expires July 24, 1994

P.O. Box 156 / 300 Jefferson Street / Clinton, Mississippi 39060 / (601) 924-5462

FOR AND IN CONSIDERATION of the sum of Ten (\$10.00) Dollars, cash in hand paid, and other good and valuable considerations, the receipt of all of which is hereby acknowledged, the undersigned, Clinton Industrial Park Corporation, a Mississippi corporation, does hereby convey and warrant unto the City of Clinton, that certain tract located in the southwest corner of Section 13, Township 6 North, Range 2 West of the second judicial district of Hinds County, Mississippi, being more particularly described as follows:

Commencing at an Iron Pin, said point being the point of intersection of the Mid-line of the South 1/2 of said Section 13 and the South Right-of-Way line of West Northside Drive, and said point being 156.8' South of the NE Corner of the SW 1/4 of Section 13, T6N, R2W; thence continue along said Mid-line South, 224.6' to an Iron Pin; thence continue S 00 degrees 11 minutes 28 seconds East, 522.0' to an Iron pin; thence leaving said Mid-line N 76 degrees 10 minutes 01 seconds West, 301.6' to an Iron Pin; thence North, 747.0' to an Iron Pin, said point being on the South Right-of-Way line of West Northside Drive; thence on and along said South Right-of-Way line S 76 degrees 00 minutes 57 seconds E, 300.0' to the point of beginning and containing 5.00 acres, more or less.

Property taxes for the year 1988 will be assumed and paid by Grantees herein.

WITNESS my signature this the 8th day of November, 1988.

CLINTON INDUSTRIAL PARK CORPORATION

BY: Ernest Thomas

State of Mississippi

County of Warren

PERSONALLY appeared before me, the undersigned authority in and for the aforesaid jurisdiction, the within named Ernest Thomas, who, as Treasurer of, for and on behalf and in the name of Clinton Industrial Park Corporation, acknowledged that by the authority and direction of said corporation he signed and delivered the foregoing instrument of writing on the day and year therein mentioned as the act and

deed of said corporation.

Given under my hand and seal this the 8th day of

November 1988.



Donna B. Chick (Lemmons)
Notary Public
My Commission Expires: 12-7-91

Grantees' address:

CITY HALL
CLINTON MISS
Hm.Ph. N/A
Wk.Ph. 924-5462

Grantors' address:

302 North Monroe
Clinton, MS 39056
Hm.Ph. n/a
Wk.Ph. 601-638-6074



STATE OF MISSISSIPPI, County of Hinds:

I, certify that the within instrument was filed for record in my office this 13 day of January, 1989, at 11:30 o'clock 4 M., and was duly recorded on the 13 day of January, 1989. Book No. 372 Page 284
PETE MCGEE, CHANCERY CLERK By: B. Child D.C.

BID TABULATION FORM

WEATHERFORD/MCDADE, LTD.
PLANNING CONSULTANTS * LANDSCAPE ARCHITECTS
1662 Lelia Dr.
JACKSON, MISSISSIPPI 39216

PROJECT: NORTHSIDE PARK
CLINTON, MISSISSIPPI

PROJECT#: 93104
FILE: 93104BDS DK16

BID DATE & TIME: October 13, 1993; 2:00 PM
LOCATION: BOARD ROOM, CLINTON CITY HALL, CLINTON, MS.

BIDDER:	BASE BID	ALT. 1 B'KSTOP	ALT. 2 ENT. SIGN	ALT. 3 P'GRD.EQ.	UNIT PR.1 CONC. WK.	UNIT P.2A EX W/S	UNIT P.2B EX W/NS
J.A.MOSS.CONST. JACKSON, MS.	\$151,688.00		\$7,434.00		\$2.05/SF		\$8.75/ CY
5%B.BOND: CONT.INS.		\$4,291.00		\$12,177.00		\$9.75/CY	
C.OF RES.#00652 REC'D. ADDENDUM (Y)							
R&T COMPANY GREENWOOD, MS.	\$135,200.00		\$7,000.00		\$2.00/SF		\$6.00/CY
5%B.BOND:FID.&GUAR.INS.CO.		\$4,000.00		\$8,500.00		\$9.00/CY	
C.OF RES.#04642 REC'D. ADDENDUM (Y)							

I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE SUMMARY OF BIDS RECEIVED
FOR THE ABOVE REFERENCED PROJECT ON THIS DATE AND TIME.



PHILLIP L. MCDADE ASLA, CCS
VICE - PRESIDENT

Proof of Publication
10-13-93 Bids on Northside Park