

**REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, MARCH 1, 1994 - 7 P.M.
MUNICIPAL COURTROOM - 305 MONROE STREET**

The Mayor and Board of Aldermen of the City of Clinton, Mississippi, met in Regular Meeting on Tuesday, March 1, 1994, 7 P.M., at the Municipal Courtroom, 305 Monroe Street.

WELCOME AND CALL TO ORDER - Mayor Rosemary Aultman

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

The Invocation was led by Alderman 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

City Attorney Ken Dreher
City Clerk Nelson Byrd

AGENDA CHANGES

Mayor Aultman announced that item 20 would be removed from the agenda.

RECOGNITION OF THE CLINTON HIGH SCHOOL SOCCER TEAM

Alderman-at-Large Jehu Brabham presented certificates to the Clinton High School Soccer Team members, managers, and Coach Hugh Christian, for winning the second successive State Championship. Members and coaches included Randy Black, Tim Blethen, Robert Butkowski, Michael DiBiase, Dean Farrar, Joey Ferguson, Chad Frazier, Rob Fyke, Josh Gagneaux, Luke Gallaspy, David Gibbs, Jason Godwin, Michael Gonzalez, Brian Hazelwood, Brian Hetherington, Matt Holder, Jaret Holmes, Reagan Lewis, Oscar Pearson, Paul Rawson, David Rose, Paul Roy, Richard Shapley, Luke Tidwell, Sam Tucker, Jimbo Williams, Josh Christian, Brett Hazelwood, Trey Pavy, Brian Maxey, and Taylor Dearman.

OTHER RECOGNITIONS

Mayor Rosemary Aultman then recognized Marie McGraw who was selected by Southern Surety Management, Inc., as an Outstanding Municipal Court Clerk in the State of Mississippi; and Fire Chief Jeff Landrum who today celebrates twenty years of service with the City of Clinton.

APPROVAL OF CONSENT AGENDA ITEMS A-X:

MOTION made by Alderman Fisher and **SECONDED** by Alderman Lott to approve Consent Agenda Items A-X as listed on pages 393-394 of this Minute Book W. Quotes listed in items E, F, H & W are on file in the Office of the City Clerk. **MOTION CARRIED UNANIMOUSLY.**

REZONING ORDINANCE ADOPTED FOR 497 SPRINGRIDGE ROAD

Upon unanimous recommendation by the Planning and Zoning Board for the approval of rezoning of 497 Springridge Road from C-1 to C-2 at the request of Angus, Inc., **MOTION** made by Alderman Lott and **SECONDED** by Alderman Fisher to adopt that ordinance found on pages

395-398 of this Minute Book W and on pages 572-575 of the City of Clinton Ordinance Book II granting said rezoning request. **MOTION CARRIED UNANIMOUSLY**. Proofs of Publication may be found on page 399 of this Minute Book W and on page 576 of the City of Clinton Ordinance Book II.

REQUEST TO REZONE 1207 NEAL STREET TO BE RE-ADVERTISED FOR PUBLIC HEARING

After recognizing that there was opposition in the audience to the 1207 Neal Street rezoning request, Mayor Aultman called for a re-advertisement on March 10, 1994, followed by a public hearing on Monday, March 28, 1994, at 7 p.m. before the Mayor and Board of Aldermen to hear the Som Dutt request to rezone property at 1207 Neal Street from R-2 to C-1. **NO BOARD ACTION** taken.

REZONING ORDINANCE ADOPTED FOR LOT 15, BRIGHTON SUBDIVISION

Upon unanimous recommendation of the Planning and Zoning Board for the approval of a dimensional variance regarding setback lines for lot 15 of Brighton Subdivision at the request of Clifford and Barbara Kinsey, **MOTION** made by Alderman Ferrell and **SECONDED** by Alderman Todd to adopt that ordinance found on pages 400-403 of this Minute Book W and on pages 577-580 of the City of Clinton Ordinance Book II granting said variance. **MOTION CARRIED UNANIMOUSLY**. Proofs of Publication may be found on page 404 of this Minute Book W and on page 581 of the City of Clinton Ordinance Book II.

ANIMAL CONTROL ORDINANCE AMENDED

MOTION made by Alderman Ferrell and **SECONDED** by Alderman Brabham to adopt that ordinance amending the animal control ordinance found on pages 405-406 of this Minute Book W and on pages 582-583 of the City of Clinton Ordinance Book II clarifying the definition of livestock and wild animals and increasing the daily charge for animal impoundment fee from \$3.00 to \$4.00. **MOTION CARRIED UNANIMOUSLY**. Proofs of Publication may be found on page 407 of this Minute Book W and on page 584 of the City of Clinton Ordinance Book II.

1994 STREET IMPROVEMENTS PROGRAM, PHASE 6 AWARDED WITH RESTRICTIONS

MOTION made by Alderman Ferrell and **SECONDED** by Alderman Fisher to award the contract for the 1994 Street Improvements Program, Phase 6, to low bidder Dickerson and Bowen, Inc., in the amount of \$142,629.00, subject to approval by the Hinds County Board of Supervisors. One hundred thousand dollars of the aforesaid \$142,629.00 to be provided by Hinds County. **MOTION CARRIED UNANIMOUSLY**. Bid tabulation and proof of publication may be found on pages 408 and 409 respectively of this Minute Book W.

CLINTON CLEAN AND BEAUTIFUL COMMITTEE NAMED

The following people representing each ward were named to serve and work with the existing City Beautification Program: Mr. Roderick Nicholson, Mr. Tony Smith, Mr. Travis Staton, Mrs. Renetta Taylor, Mrs. June Hulitt, Mrs. Kathleen Rials, Mrs. Susan Wilson, Mr. Paul Lunceford, Mr. Gordon Kennedy, Mrs. Becky Robinson, Mrs. Billie Melton, Mr. Chris Hoffman, Mrs. Lorraine Caldwell, Mr. Lacy Sholar, Mrs. Joan Terry, Mr. Jimmy Covington, Mr. Paul Byrd.

S.T. ENVIRONMENTAL SERVICES TO OPERATE SOUTHWEST BIOLAC FACILITY FOR 3 MONTHS

After hearing a proposal from Jim Russell with STES, **MOTION** made by Alderman Touchton and **SECONDED** by Alderman Ferrell to accept the proposal by STES, to convert the proposal to a contract to be signed by the City of Clinton and STES, and begin the necessary work to bring the Southwest Biolac Facility into

compliance as soon as possible. **MOTION CARRIED UNANIMOUSLY.** Copy of said proposal and contract may be found on pages 410-420 of this Minute Book W.

1992-1993 FINANCIAL AUDIT BY TANN, BROWN & RUSS CO., LTD. ACCEPTED

Following a report by Walter Murphy, CPA, with Tann, Brown, & Russ Co., Ltd., that the City of Clinton is in good financial condition, **MOTION** made by Alderman DePriest and **SECONDED** by Alderman Touchton to accept the Financial Report as presented in the bound copy. **MOTION CARRIED UNANIMOUSLY.** Copy of the comprehensive annual financial report for fiscal year ended 9-30-93, may be found in the Office of the City Clerk.

BRIARS WASTEWATER TREATMENT FACILITY CONTRACT AWARDED TO DELTA CONSTRUCTORS

MOTION made by Alderman Todd and **SECONDED** by Alderman Ferrell to award the Briars Wastewater Treatment Facility to the low bidder Delta Constructors for the base bid plus all five alternates totaling \$1,350,917.20 contingent on DEQ approval of procurement package and contract requirements. **MOTION CARRIED UNANIMOUSLY.** Certified bid tabulation with letter from Williford, Gearhart & Knight, Inc., explaining SRF participation and contingencies may be found on pages 421-427 of this Minute Book W. Proof of publication may be found on page 428 of this Minute Book W.

GOVERNOR'S HIGHWAY SAFETY PROGRAM - TRAFFIC SAFETY EVALUATION FINANCIAL REPORT PRESENTED

The Financial Report of Traffic Safety Evaluation funded by a \$25,000 grant from the Office of Highway Safety was presented along with recommendations for bringing signage up to standards in the interest of public safety. Phase II of this project has been awarded and the City of Clinton will be receiving \$48,968.00 from the Office of Highway Safety to bring signs up to standards. The City participation of \$18,793.85 will consist mainly of in-kind services from the Public Works Department personnel making sign installation and adjustments. Copy of the full report is available at the City Engineer's Office for review. **NO BOARD ACTION.**

INFLOW-INFILTRATION PROBLEMS TO BE CHECKED BY FLOW MONITORS

Upon recommendation of City Engineer Broome and letter from Greg Gearhart, P.E., shown on page 429 of this Minute Book W, **MOTION** made by Alderman Ferrell and **SECONDED** by Alderman Touchton to approve up to \$12,000.00 of expenditures to install portable flow monitors to isolate I/I problems. **MOTION CARRIED UNANIMOUSLY.**

CITY ATTORNEY AUTHORIZED TO RESEARCH, NEGOTIATE, AND USE EMINENT DOMAIN IF NECESSARY TO SECURE EASEMENT ON MELROSE SCS PROJECT AT 1508 EDGEWOOD PLACE

MOTION made by Alderman Fisher and **SECONDED** by Alderman DePriest to authorize the City Attorney to confirm the SCS's willingness to go forward with the remainder of the Melrose project and to further direct the City Attorney to take necessary steps to secure the remaining outstanding easement at 1508 Edgewood Place by negotiation of an agreement, if possible, or by eminent domain, if necessary. City Attorney Ken Dreher said that he would notify the Mayor and Board if it is necessary to proceed with eminent domain. **ROLL CALL VOTE:** Alderman Brabham - "aye", Alderman Ferrell - "nay", Alderman DePriest - "aye", Alderman Todd - "nay", Alderman Fisher - "aye", Alderman Touchton - "aye", Alderman Lott - "nay". **MOTION CARRIED 4-3.**

JACKSON COCA-COLA BOTTLING COMPANY TO SUPPLY DRINKS AT SOFTBALL FOUR-PLEX IN TRACEWAY PARK

Upon recommendation of Parks & Recreation Director Carroll

Arledge, and the concessions committee, MOTION made by Alderman Brabham and SECONDED by Alderman DePriest to accept that contract from Jackson Coca-Cola to solely supply soft drinks at the softball four-plex and provide other incentives as shown on pages 430-431 of this Minute Book W. MOTION CARRIED 6-1 with Alderman Touchton voting "nay".

MOTION made by Alderman DePriest and SECONDED by Alderman Brabham for the City Attorney to draw up a contract acceptable to the Mayor and Board for the existing associations to operate their concessions in Traceway Park on City property. MOTION CARRIED UNANIMOUSLY.

QUOTES APPROVED ON NORTHSIDE PARK SIGN PACKAGE

MOTION made by Alderman Ferrell and SECONDED by Alderman Lott to approve \$1,165.00 for a sign and plaque for Northside Park. Low quotes from Paul Gore in the amount of \$985.00 and Dixie Advertising Specialties in the amount of \$180.00 are on file in the Office of the City Clerk. MOTION CARRIED 5-2 with Aldermen DePriest and Fisher voting "nay".

EXECUTIVE SESSION - 8:02 P.M.

Upon the request of Mayor Aultman to consider Executive Session for the purpose of discussing litigation on the Lovett Wastewater facility, MOTION made by Alderman Touchton and SECONDED by Alderman Fisher to consider entering Executive Session for the stated purpose. MOTION CARRIED UNANIMOUSLY.

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

Present for Executive Session were Mayor Aultman; Aldermen Brabham, Ferrell, DePriest, Todd, Fisher, Touchton, and Lott; Attorneys William E. Spell and Ken Dreher; Public Works Director Alderman; City Engineer Broome; and Engineer Greg Gearhart. After completion of discussion regarding the Lovett Facility, MOTION made by Alderman Fisher and SECONDED by Alderman Lott to exit Executive Session at 9:27 p.m. MOTION CARRIED UNANIMOUSLY.

APPLICATIONS APPROVED FOR EMERGENCY WORK THROUGH SCS

MOTION made by Alderman Brabham and SECONDED by Alderman Fisher to proceed with the request to make application for emergency work through the SCS at the Southeast, Southwest, and Northeast Wastewater Treatment facilities. Copy of said applications may be found on pages 432-434 of this Minute Book W. MOTION CARRIED UNANIMOUSLY.

ADJOURNMENT - 9:28 P.M.

There being no further business to discuss, MOTION made by Alderman Fisher and SECONDED by Alderman Lott to Recess until March 15, 1994, 7 P.M. MOTION CARRIED UNANIMOUSLY.

Copy of Agenda may be found on Pages 393-394 of this Minute Book W.

APPROVED: Rosemary Aultman
Rosemary Aultman, Mayor

March 9, 1994
Date

ATTEST:

Nelson Byrd
Nelson Byrd, City Clerk

March 9, 1994
Date

SEAL

**AN ORDINANCE BY THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF CLINTON, HINDS COUNTY,
MISSISSIPPI AMENDING THE OFFICIAL ZONING ORDINANCE
AND THE ZONING MAP OF THE CITY OF CLINTON, MISSISSIPPI**

WHEREAS, Angus, Inc., by Malcolm S. Kretschmar, Jr., President, did file a Petition to Rezone certain property located at 497 Springridge Road from its present C-1 use district classification to a C-2 use district classification; and,

WHEREAS, a pubic hearing, pursuant to Section 2010 of the Zoning Ordinance of the City of Clinton, Mississippi, was set for the 22nd day of February, 1994, at 7:30 o'clock P.M.; and,

WHEREAS, the City of Clinton did cause notice of said hearing to be published in the *Clarion Ledger*, a newspaper published in Hinds County, Mississippi, in the manner and for the time required by law, and did post notice upon the affected property in the manner and for the time required by law; and,

WHEREAS, at the time, date and place specified in the Notice, the Planning Commission of the City of Clinton, Mississippi, did conduct a full and complete hearing, and thereafter, did recommend that the petition of Angus, Inc. be approved, pursuant to Section 2007 of the Zoning Ordinance; and,

WHEREAS, the matter was presented to the Mayor and Board of Aldermen of the City of Clinton, along with the recommendation of the Planning Commission, and after

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discussion thereof, Alderman LOTT offered the following ordinance and moved that it be adopted, to-wit:

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi as follows, to-wit:

Section 1. That the matters and facts stated in the preamble hereof are found to be true and correct.

Section 2. That the following described tract of real property be, and the same is, hereby rezoned from its present C-1 use district classification to C-2 use district classification, to-wit:

A parcel of land located in the North 1/2 of Section 32, Township 6 North, Range 1 West, Clinton, Hinds County, Mississippi more particularly described as:

Beginning at a point where the line between the North half and the South half of Section 32, Township 6 North, Range 1 West, Hinds County, Mississippi, intersects the East right-of-way of Springridge Road, said point being 40 feet measured at right angles from the center line of said Springridge Road; thence North 1 degree 45 minutes 30 seconds East along the East right-of-way of Springridge Road for a distance of 638.36 feet to the true point of beginning; thence continue North 1 degree 45 minutes 30 seconds East along the East right-of-way of said Springridge Road 100 feet to a point; thence South 89 degrees 40 minutes East for a distance of 150 feet to a point; thence South 1 degree 45 minutes 30 seconds West 100 feet to a point; thence North 89 degrees 40 minutes West 150 feet to the point of beginning. LESS AND EXCEPT 20 feet evenly off of the East side for the new right-of-way for Springridge Road.

Section 3. That the City of Clinton Zoning Ordinance be, and the Official Zoning Map be, and the same hereby are, amended to reflect the foregoing change in the zoning of the above-described real property.

Section 4. That this ordinance shall take effect thirty days from and after passage.

ORDAINED, ADOPTED AND APPROVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, at a meeting thereof held on the 1ST day of MARCH, 1994.

A Motion for adoption was seconded by Aldermen FISHER and the foregoing ordinance having been first reduced to writing, was considered and approved section by section and then, as a whole, it was submitted to the Board of Alderman for the passage or rejection on roll call vote upon the vote being as follows, to-wit:

Alderman Brabham voted:	<u>AYE</u>
Alderman Ferrell voted:	<u>AYE</u>
Alderman Depriest voted:	<u>AYE</u>
Alderman Fisher voted:	<u>AYE</u>
Alderman Touchton voted:	<u>AYE</u>
Alderman Lott voted:	<u>AYE</u>
Alderman Todd voted:	<u>AYE</u>

Whereupon the Mayor declared the Motion carried and the ordinance approved and adopted.

The foregoing ordinance was approved this the 1st day of MARCH, 1994.

CITY OF CLINTON

BY: Rosemary Aultman
ROSEMARY AULTMAN, Mayor

ATTEST:

Nelson Byrd
NELSON BYRD, City Clerk

(S E A L)

angus.ord

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PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

PASTE PROOF HERE

NOTICE OF RE-ZONING
HEARING
Notice is hereby given to those parties in interest that there will be a hearing on February 22, 1994, 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:
Beginning at a point where the line between the North half and the South half of Section 32, Township 6 North, Range 1 West, Hinds County, Mississippi, intersects the East right-of-way of Springridge Road; said point being 40 feet measured at right angles from the center line of said Springridge Road; thence North 1 degree 45 minutes 30 seconds East along the East right-of-way of Springridge Road for a distance of 638.36 feet to the true point of beginning; thence continue North 1 degree 45 minutes 30 seconds East along the East right-of-way of said Springridge Road 100 feet to a point; thence South 89 degrees 40 minutes East for a distance of 150 feet to a point; thence South 1 degree 45 minutes 30 seconds West 100 feet to a point; thence North 89 degrees 40 minutes West 150 feet to the point of beginning.
APPROVED: s/Rosemary Aultman
Rosemary Aultman, Mayor
Attest: s/Nelson Byrd
Nelson Byrd, City Clerk
January 31, 1994

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

LaDona L. Carman,

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 January 31, 1994

Date _____, 19____

Date _____, 19____

Date _____, 19____

Date _____, 19____

Number of Lines/Words 53/235

Published 1 Times

Total \$ 19.80

Signed LaDona L. Carman
Authorized Clerk
of The Clarion-Ledger

SWORN to and subscribed before me the 31st day of January, 1994.

My Commission Expires:

My Commission Expires Feb. 21, 1994

Rosemary Aultman
Notary Public

(SEAL)

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PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

AN ORDINANCE BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, AMENDING THE OFFICIAL ZONING ORDINANCE AND ZONING MAP OF THE CITY OF CLINTON, MISSISSIPPI.

WHEREAS, Angus, Inc., by Malcolm S. Kretschmar, Jr., President, did file a Petition to Rezone certain property located at 497 Springridge Road from its present C-1 use district classification to a C-2 use district classification; and

WHEREAS, a public hearing pursuant to Section 2010 of the Zoning Ordinance of the City of Clinton, Mississippi, was set for the 22nd day of February, 1994, at 7:30 o'clock P.M.; and

WHEREAS, the City of Clinton did cause notice of said hearing to be published in The Clarion-Ledger, a newspaper published in Hinds County, Mississippi, in the manner and for the time required by law, and did post notice upon the affected property in the manner and for the time required by law; and

WHEREAS, at the time, date and place specified in the Notice, the Planning Commission of the City of Clinton, Mississippi, did conduct a full and complete hearing, and thereafter, did recommend that the petition of Angus, Inc. be approved, pursuant to Section 2007 of the Zoning Ordinance; and

WHEREAS, the matter was presented to the Mayor and Board of Aldermen of the City of Clinton, along with the recommendation of the Planning Commission, and after discussion thereof, Alderman

Lott offered the following ordinance and moved that it be adopted, to-wit:

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi as follows, to-wit:

Section 1. That the matters and facts stated in the preamble hereof are found to be true and correct.

Section 2. That the following described tract of real property be, and the same is, hereby rezoned from its present C-1 use district classification to C-2 use district classification, to-wit:

A parcel of land located in the North 1/2 of Section 32, Township 6 North, Range 1 West, Clinton, Hinds County, Mississippi more particularly described as:

Beginning at a point where the line between the North half and the South half of Section 32, Township 6 North, Range 1 West, Hinds County, Mississippi, intersects the East right-of-way of Springridge Road, said point being 40 feet measured at right angles from the center line of said Springridge Road; thence North 1 degree 45 minutes 30 seconds East along the East right-of-way of Springridge Road for a distance of 638.36 feet to the true point of beginning; thence continuing North 1 degree 45 minutes 30 seconds East along the East right-of-way of said Springridge Road 100 feet to a point; thence South 89 degrees 40 minutes East for a distance of 150 feet to a point; thence South 1 degree 45 minutes 30 seconds East 100 feet to a point; thence North 89 degrees 40 minutes West 150 feet to the point of beginning. LESS AND EXCEPT 20 feet evenly off of the East side for the new right-of-way for Springridge Road.

Section 3. That the City of Clinton Zoning Ordinance be, and the Official Zoning Map be, and the same hereby are, amended to reflect the foregoing change in the zoning of the above-described real property.

Section 4. That this ordinance shall take effect thirty days from and after passage.

ADOPTED AND APPROVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, at a meeting thereof held on the 1st day of March, 1994.

A Motion for adoption was seconded by Aldermen Fisher and the foregoing ordinance having been first reduced to writing, was considered and then, as a whole, it was submitted to the Board of Aldermen for the passage or reelection on roll call vote upon the vote being as follows, to-wit:

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
Whereupon the Mayor declared the Motion carried and the ordinance approved and adopted.

The foregoing ordinance was approved this the 1st day of March, 1994.

CITY OF CLINTON
BY: /s/ Rosemary Aultman
ROSEMARY AULTMAN, Mayor

ATTEST:
/s/ Nelson Byrd
NELSON BYRD,
City Clerk
(S E A L)
March 17, 1994

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

Tim Lee

an authorized clerk of THE CLARION-LEDGER, a daily newspaper as defined and prescribed in Sections 13-3-31 and 13-3-32, of 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 March 17, 19 94

Date, 19

Date, 19

Date, 19

Date, 19

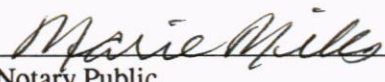
Number of Lines 173/741

Published 2 Times

Total \$ 61.28

Signed 
Authorized Clerk
of The Clarion-Ledger

Sworn to and subscribed before me the 17th day of
March 19 94.


Notary Public

My Commission Expires:

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

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**AN ORDINANCE BY THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF CLINTON, HINDS COUNTY, MISSISSIPPI
GRANTING A DIMENSIONAL VARIANCE ON LOT 15, BRIGHTON
SUBDIVISION, PART 1 OF THE CITY OF CLINTON, MISSISSIPPI**

WHEREAS, Cliff and Barbara Kinsey did file a Petition seeking a dimensional variance on the front setback of Lot 15, Brighton Subdivision, Part 1, Clinton, Mississippi; and,

WHEREAS, a public hearing, pursuant to Section 2010 of the Zoning Ordinance of the City of Clinton, Mississippi, was set for the 22nd day of February, 1994, at 7:30 o'clock P.M.; and,

WHEREAS, the City of Clinton did cause notice of said hearing to be published in the *Clarion Ledger*, a newspaper published in Hinds County, Mississippi, in the manner and for the time required by law, and did post notice upon the affected property in the manner and for the time required by law; and,

WHEREAS, at the time, date and place specified in the Notice, the Planning Commission of the City of Clinton, Mississippi, did conduct a full and complete hearing, and thereafter, did recommend that the petition of Cliff and Barbara Kinsey be approved, pursuant to Section 2005 of the Zoning Ordinance; and,

WHEREAS, the matter was presented to the Mayor and Board of Aldermen of the City of Clinton, along with the recommendation of the Planning Commission, and after discussion thereof, Alderman FERRELL offered the following ordinance and moved that it be adopted, to-wit:

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi as follows, to-wit:

Section 1. That the matters and facts stated in the preamble hereof are found to be true and correct.

Section 2. That the following described tract of real property be, and the same is, hereby granted a dimensional variance allowing the front (Northeast) setback to be ten feet (10') less than required by ordinance and regulation because of the unusual natural drainage course and necessity to dedicate an easement for drainage along said drainage course, to-wit:

A parcel of property located in Clinton, Hinds County, Mississippi, more particularly described as:

Lot 15, BRIGHTON SUBDIVISION, PART ONE, a subdivision according to a map or plat thereof which is on file and of record in the office of the Chancery Clerk of Hinds County at Jackson, Mississippi in Plat Book 33 at Page 38, reference to which is hereby made in aid of and as a part of this description.

Section 3. That the granting of said dimensional variance has no effect upon the protective covenants of said Brighton Subdivision, Part 1, Clinton, Hinds County, Mississippi, but affects only the zoning and subdivision requirements of the City of Clinton, Mississippi.

Section 4. That this ordinance shall take effect thirty days from and after passage.

ORDAINED, ADOPTED AND APPROVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, at a meeting thereof held on the 1ST day of MARCH, 1994.

A Motion for adoption was seconded by Aldermen TODD and the foregoing ordinance having been first reduced to writing, was considered and approved section by section and then, as a whole, it was submitted to the Board of Alderman for the passage or rejection on roll call vote upon the vote being as follows, to-wit:

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Alderman Brabham voted:	<u>AYE</u>
Alderman Ferrell voted:	<u>AYE</u>
Alderman Depriest voted:	<u>AYE</u>
Alderman Fisher voted:	<u>AYE</u>
Alderman Touchton voted:	<u>AYE</u>
Alderman Lott voted:	<u>AYE</u>
Alderman Todd voted:	<u>AYE</u>

Whereupon the Mayor declared the Motion carried and the ordinance approved and adopted.

The foregoing ordinance was approved this the 1ST
day of MARCH, 1994.

CITY OF CLINTON

BY: Rosemary Aultman
ROSEMARY AULTMAN, Mayor

ATTEST:

Nelson Byrd
NELSON BYRD, City Clerk

(S E A L)

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PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

PASTE PROOF HERE

NOTICE OF ZONING
HEARING
NOTICE IS HEREBY GIVEN
TO THOSE PARTIES IN IN-
TEREST THAT THERE
WILL BE A HEARING ON
FEBRUARY 22, 1994, AT
7:30 P.M., AT THE MUNICI-
PAL COURTROOM, 305
MONROE STREET, CLIN-
TON, MISSISSIPPI, FOR
THE PURPOSE OF DETER-
MINING WHETHER OR
NOT A DIMENSIONAL
VARIANCE SHALL BE
GRANTED TO THE OWN-
ERS OF THE FOLLOWING
DESCRIBED PROPERTY
LOCATED IN THE CITY OF
CLINTON, MISSISSIPPI:
Lot 15, BRIGHTON SUBDI-
VISION, PART ONE, a
subdivision according to a
map or plat thereof, which
is on file and of record in
the office of the Chancery
Clerk of Hinds county at
Jackson, Mississippi in Plat
Book 33 at Page 38, refer-
ence to which is hereby
made in aid of and as a
part of this description.
/s/Rosemary Aultman
Rosemary Aultman, Mayor
/s/Christine Wells
Christine Wells, City Clerk
February 7, 1994

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

Date February 7, 19 94
Date _____, 19____
Date _____, 19____
Date _____, 19____
Date _____, 19____

Number of Lines/Words 38/138

Published 1 Times

Total \$ 12.04

Signed Hollie Barlow
Authorized Clerk
of The Clarion-Ledger

SWORN to and subscribed before me the 7th day of February,
19 94.

My Commission Expires:

Sandra L. Murren
Notary Public

My Commission Expires Feb. 21, 1994

(SEAL)

PASTE AD HERE

PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

AN ORDINANCE BY THE
MAYOR AND BOARD OF
ALDERMEN OF THE CITY
OF CLINTON, MISSISSIPPI
GRANTING A DIMENSIONAL
VARIANCE ON LOT 15,
BRIGHTON SUBDIVISION,
PART 1 OF THE CITY OF
CLINTON, MISSISSIPPI
WHEREAS, Cliff and Bar-
bara Kinsey did file a Peti-

tion seeking a dimensional
variance on the front setback
of Lot 15, Brighton Subdivi-
sion, Part 1, Clinton, Missis-
sippi; and,

WHEREAS, a public hear-
ing, pursuant to Section 2010
of the Zoning Ordinance of
the City of Clinton, Mississip-
pi, was set for the 22nd day
of February, 1994, at 7:30
o'clock P.M.; and,

WHEREAS, the City of
Clinton did cause notice of
said hearing to be published
in The Clarion-Ledger, a
newspaper published in Hinds
County, Mississippi, in the
manner and for the time re-
quired by law, and did post
notice upon the affected
property in the manner and
for the time required by law;
and,

WHEREAS, at the time,
date and place specified in
the Notice, the Planning
Commission of the City of
Clinton, Mississippi, did con-
duct a full and complete
hearing, and thereafter, did
recommend that the petition
of Cliff and Barbara Kinsey
be approved, pursuant to
Section 2005 of the Zoning
Ordinance; and,

WHEREAS, the matter was
presented to the Mayor and
Board of Aldermen of the
City of Clinton, along with the
recommendation of the Plan-
ning Commission, and after
discussion thereof, Alderman
Ferrell offered the following
ordinance and moved that it
be adopted, to-wit:

NOW, THEREFORE, BE
IT ORDAINED by the Mayor
and Board of Aldermen of
the City of Clinton, Hinds
County, Mississippi as fol-
lows, to-wit:

Section 1. That the matters
and facts stated in the pre-
amble hereof are found to be
true and correct.

Section 2. That the following
described tract of real prop-
erty be, and the same is,
hereby granted a dimensional
variance allowing the front
(Northeast) setback to be ten
feet (10') less than required
by ordinance and regulation
because of the unusual natu-

ral drainage course and ne-
cessity to dedicate an ease-
ment for drainage along said
drainage course, to-wit:

A parcel of property locat-
ed in Clinton, Hinds
County, Mississippi, more
particularly described
as:

Lot 15, BRIGHTON SUBDI-
VISION, PART ONE, a
subdivision according to a
map or plat thereof which
is on file and of record in
the office of the Chancery
Clerk of Hinds County at
Jackson, Mississippi in Plat
Book 33 at Page 38, refer-
ence to which is hereby
made in aid of and as a
part of this description.

Section 3. That the granting
of said dimensional
variance has no effect upon
the protective covenants of
said Brighton Subdivision,
Part 1, Clinton, Hinds County,
Mississippi, but affects only
the zoning and subdivision
requirements of the City of
Clinton, Mississippi.

Section 4. That this ordi-
nance shall take effect thirty
days from and after passage.

ORDAINED, ADOPTED
AND APPROVED BY THE
MAYOR AND BOARD OF
ALDERMEN OF THE CITY
OF CLINTON, MISSISSIPPI,
at a meeting thereof held on
the 1st day of March, 1994.

A Motion for adoption was
seconded by Aldermen Todd
and the foregoing ordinance
having been first reduced to
writing, was considered and
approved section by section
and then, as a whole, it was
submitted to the Board of Al-
derman for the passage or
rejection on roll call vote
upon the vote being as fol-
lows, to-wit:

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

Whereupon the Mayor de-
clared the Motion carried and

the ordinance approved and

adopted.

The foregoing ordinance
was approved this the 1st
day of March, 1994.

CITY OF CLINTON

By: /s/ Rosemary Aultman

ROSEMARY AULTMAN, Mayor

ATTEST:

/s/ Nelson Byrd

NELSON BYRD,

City Clerk

(SEAL)

March 17, 1994

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

Tim Lee

an authorized clerk of THE CLARION-LEDGER, a daily
newspaper as defined and prescribed in Sections 13-3-31 and
13-3-32, of 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 March 17, 19 94

Date, 19

Date, 19

Date, 19

Date, 19

Number of Lines 157/629

Published 2 Times

Total \$ 52.32

Signed

Authorized Clerk
of The Clarion-Ledger

Sworn to and subscribed before me the 17th day of

March 19 94

Notary Public

My Commission Expires:

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

(Seal)

8

AN ORDINANCE AMENDING THE ANIMAL CONTROL
ORDINANCE OF THE CITY OF CLINTON, MISSISSIPPI

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

Section One

Section 1-1 (h) of that ordinance adopted on the 19th day
of June, 1990, is hereby amended to read as follows:

(h) Livestock shall mean all domesticated farm animals,
including, but not limited to, horses, cows, mules,
goats, sheep and pigs.

Section Two

Section 1-1 (l) of that ordinance adopted on the 19th day
of June, 1990, is hereby amended to read as follows:

(l) Wild animals shall mean all animals which can
normally be found in the wild state and are not
ordinarily domesticated by man, whether raised in
captivity or the wild, including, but not limited
to, lions, tigers, bears, wolves, apes, monkeys,
foxes, baboons, skunks, raccoons, opossums and
squirrels.

Section Three

Section 1-10 (a) of that ordinance adopted on the 19th
day of April, 1990, is hereby amended to read as follows:

584 (a) Any dog, animal or fowl caught, picked up or
impounded by the animal control officer of the City
of Clinton shall be forthwith turned over to a
designated animal shelter. Any impounded animal
may be reclaimed within five (5) days of
impoundment on the payment of Four Dollars (\$4.00)
per day of impoundment and upon showing proof of
current vaccination.

Section Four

This ordinance shall be effective thirty days (30) from and after passage.

WITNESS MY SIGNATURE this the 1ST day of MARCH, 1994.

CITY OF CLINTON, MISSISSIPPI

BY: Rosemary Aultman
Rosemary Aultman, Mayor

ATTEST:

Nelson Byrd
Nelson Byrd, City Clerk

anim-and.ord

PASTE AD HERE

AN ORDINANCE
AMENDING THE ANIMAL
CONTROL ORDINANCE OF
THE CITY OF CLINTON,
MISSISSIPPI
BE IT ORDAINED BY THE
MAYOR AND BOARD OF
ALDERMEN OF THE CITY
OF CLINTON, MISSISSIPPI,
as follows:
Section One
Section 1-1 (h) of that ordi-
nance adopted on the 19th
day of June, 1990, is hereby
amended to read as follows:
(h) Livestock shall mean all
domesticated farm animals,
including, but not limited to,
horses, cows, mules, goats,
sheep and pigs.
Section Two
Section 1-1 (1) of that ordi-
nance adopted on the 19th
day of June, 1990, is hereby
amended to read as follows:
(1) Wild animals shall mean
all animals which can nor-
mally be found in the wild
state and are not ordinarily
domesticated by man, wheth-
er raised in captivity or the
wild, including, but not limit-
ed to, lions, tigers, bears,
wolves, apes, monkeys, fox-
es, baboons, skunks, rac-
coons, opossums and squir-
rels.
Section Three
Section 1-10 (a) of that ordi-
nance adopted on the 19th
day of April, 1990, is hereby
amended to read as follows:
(a) Any dog, animal or fowl
caught, picked up or im-
pounded by the animal con-
trol officer of the City of
Clinton shall be forthwith
turned over to a designated
animal shelter. Any impound-
ed animal may be reclaimed
within five (5) days of im-
poundment on the payment of
Four Dollars (\$4.00) per day
of impoundment and upon
showing proof of current
vaccination.
Section Four
This ordinance shall be effec-
tive thirty days (30) from
and after passage.
WITNESS MY SIGNATURE
this 1st day of March,
1994.
CITY OF CLINTON,
MISSISSIPPI
BY: /s/ Rosemary Aultman
Rosemary Aultman,
Mayor
ATTEST:
/s/ Nelson Byrd
Nelson Byrd,
City Clerk
March 17, 1994

PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

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

Tim Lee

an authorized clerk of THE CLARION-LEDGER, a daily
newspaper as defined and prescribed in Sections 13-3-31 and
13-3-32, of 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 March 17, 19 94

Date, 19

Date, 19

Date, 19

Date, 19

Number of Lines 73/279

Published 2 Times

Total \$ 24.32

Signed *Tim Lee*
Authorized Clerk
of The Clarion-Ledger

Sworn to and subscribed before me the 17th day of
March 19 94.

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)



1994 STREET IMPROVEMENTS PROGRAM, PHASE 6

BID REPORT

Item No.	Item Description	Proposal Quantity	Item Unit	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
				DICKERSON & BOWEN, INC.		SUPERIOR ASPHALT, INC.		APAC-MISSISSIPPI, INC.	
S-403-C	Hot Bituminous Pavement Surface Course, SC-1, TYPE 2	4380	Tons	\$ 26.85	\$117,603.00	\$ 26.75	\$117,165.00	\$ 27.00	\$118,260.00
S-301-A	Base Failure Repair Dig Out and Repair with BB-1	400	Tons	38.00	15,200.00	42.50	17,000.00	37.00	14,800.00
S-619-A	Traffic Stripe (Skip White)	5.3	Miles	140.00	742.00	154.00	816.20	200.00	1,060.00
S-619-D	Traffic Stripe (Continuous White)	13.2	Miles	355.00	4,686.00	390.00	5,148.00	360.00	4,752.00
S-619-E	Traffic Stripe (Continuous Yellow)	11.8	Miles	360.00	4,248.00	396.00	4,672.80	365.00	4,307.00
S-619-B	Traffic Stripe (Skip Yellow)	1.0	Miles	150.00	150.00	165.00	165.00	200.00	200.00
TOTAL BID PRICE				\$142,629.00		\$144,967.00		\$143,379.00	

THIS IS TO CERTIFY THAT THE ABOVE BID AMOUNTS ARE A TRUE AND ACCURATE TABULATION OF THE CONSTRUCTION BIDS RECEIVED ON THIS PROJECT.

BY: *[Signature]* DATE: 11/1/94

3-1-94

9

PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

PASTE PROOF HERE

ADVERTISEMENT
FOR BIDS
Sealed bids for 1994 Street
improvements Program -
Phase 6 in Clinton, Mississip-
pi will be received by the
Clinton Mayor and Board of
Aldermen at City Hall, 300
Jefferson Street, P.O. Box
156, Clinton, Mississippi, until
10:00 A.M. local time on Feb-
ruary 15, 1994 and immedi-
ately thereafter will be
opened and publicly read.
The work involved in the
project includes repair and/or
overlay of approximately 4.6
miles of residential streets.
All documents required for
bidding purposes, including
specification, may be ob-
tained from the City of Clin-
ton, Engineering Department,
Clinton, Mississippi and
copies thereof may be ob-
tained without charge, on re-
quest. A copy of the speci-
fications may be examined at
the office of the City Engi-
neer, located at 300 Jefferson
Street, Clinton, Mississippi;
Clinton, Public Works De-
partment, Clinton, Mississippi,
and the AGC, ABC, Ameri-
can Subcontractors, and F.W.
Dodge plan rooms in Jack-
son, Mississippi.
Bid preparation will be in ac-
cordance with the instruction
to Bidders bound in the
Specification. The City of
Clinton reserves the right to
waive irregularities and to
reject any or all bids.
CITY OF CLINTON, MISSIS-
SIPPI
BY: /s/ Nelson Byrd
Nelson Byrd, City Clerk
APPROVED BY: /s/ Rose-
mary G. Aultman,
Rosemary G. Aultman, May-
or
January 14, 21, 1994

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

GLORIA JOINER

,
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 JANUARY 14, 19 94

Date JANUARY 21, 19 94

Date, 19

Date, 19

Date, 19

Number of Lines/Words 53/204

Published 2 Times

Total \$ 27.52

Signed Gloria Joiner
Authorized Clerk
of The Clarion-Ledger

SWORN to and subscribed before me the 21 day of JANUARY,
19 94.

My Commission Expires:

Sandra L. Magee
Notary Public

My Commission Expires Feb. 21, 1994

(SEAL)



2-22-94 ✓

copies to aldermen

February 11, 1994

Mayor Rosemary Aultman
City of Clinton
300 Jefferson Street
Clinton, Mississippi

Dear Mayor Aultman:

It was a pleasure meeting with you, Harold Alderman and Richard Broome yesterday to discuss contract operations of your wastewater facilities.

STES realizes that time is critical for your wastewater operation, particularly in response to the DEQ's Agreed Orders. STES is willing to respond rapidly to provide the services you need. In order to respond immediately, we propose a short-term pre-contract interim operation agreement.

This letter will outline the proposed interim operation of your Southwest facility beginning immediately upon council agreement.

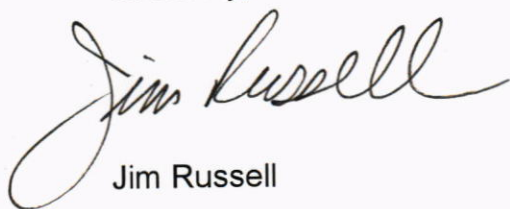
The proposal is summarized as follows:

- A. STES will provide a seasoned wastewater process professional, assigned specifically to Clinton, for the purpose of working toward the correction of the process problems at the Southwest wastewater treatment facility.
- B. STES will provide utility labor and other support labor as required.
- C. STES will provide technical assistance from the corporate office as needed and required to complement the assigned individual.
- D. STES will provide technical assistance from the regional office located in Jackson to complement the assigned individual.
- E. STES will provide all laboratory analysis required in the investigation and remediation of the process at the Southwest facility. These analyses will be for the purpose of developing a process control method and also for compliance monitoring reports.

- F. STES will provide all chemicals, additives and routinely required materials for the purpose of developing a process control method.
- G. STES will limit the interim services to a maximum of 3 calendar months.
- H. Clinton will fund the interim agreement by:
 - 1) Reimbursing STES at rate of 1.5 times the scheduled hourly rate or weekly salary of the assigned professional process manager.
 - 2) Reimbursing STES at cost for per diem expenses of the assigned professional process manager.
 - 3) Reimbursing STES at cost for any materials, chemicals, or additives required at the facility.
 - 4) Reimbursing STES for all laboratory analyses.
- I. Clinton's limitations on the reimbursement will be as follows:
 - 1) Clinton will not reimburse STES for any individuals from STES corporate or regional offices who are assigned to coordinate, direct or assist in the interim project at Clinton.
 - 2) Clinton's financial exposure for the interim maximum 3 month period will be limited to a total \$30,000. If the interim period proves to be shortened, Clinton's maximum exposure will be proportionately decreased.

If you have any questions regarding this proposal for interim services, or if you need other clarification, please call me at 1-800-358-2220.

Sincerely,



Jim Russell

STES

Company Information

- ▶ Southeast Headquarters - Murfreesboro, TN.
- ▶ Mississippi Regional Office - Jackson, MS.
- ▶ Operate and Maintain
 - Jackson - 9 years
 - Tupelo - 8 years
 - Cleveland - 4 years
 - Laurel - 4 years
- ▶ Close working relationship with DEQ
- ▶ Proposing for Clinton
 - Short-term interim contract
 - Long-term full service O&M *per Maint. Contract*

Propose to:

STES

Interim Operations and Maintenance

- ▶ Operate Southwest Biolac
- ▶ Provide all technical and process labor
Full-time manager in place immediately
- ▶ Provide technical support
- ▶ Provide all necessary supplies
- ▶ Provide all laboratory analyses
Process sheet
Complete and report all DMR's
- ▶ Provide support/interface with DEQ
- ▶ 60 - 90 day interim operation

STES

Interim Operations and Maintenance Costs

- ▶ 60 - 90 days interim contract
- ▶ Limited to \$30,000 (\$10,000/mo.)
- ▶ Materials and Supplies - at cost
- ▶ Labor expenses for Project Manager only at minimal multiplier
- ▶ Personal expenses for manager - at cost
- ▶ Charges for actual costs *Max 10,000*
Expenses less, fee less

STES

Interim Operating Plan

- ▶ Immediate close monitoring/adjustments
- ▶ Gradual sludge seeding
- ▶ Evaluate for repairs and modifications
- ▶ Closely watch other facilities operations
- ▶ Meet with DEQ specifically about Southwest
- ▶ Contacts with designers
- ▶ Ultimately - have Southwest functioning at design specifications and understand all affecting situations - compliance should follow

STES

Long-term Full Service Contract

- ▶ Full Service of all Pumping Stations
- ▶ Full Service of all Treatment Facilities
- ▶ Begin in 60 - 90 days, after interim
- ▶ Benefits
 - Wide array of technical resources
 - Local management
 - Weekly, Monthly, Quarterly meetings
 - Known monthly costs
 - Level of service closely monitored

INTERIM CONTRACT

This Interim Contract made and entered into as of the 1st day of March, 1994, by and between S.T. Environmental Services, Inc., hereinafter called "STES" and the City of Clinton, Mississippi, hereinafter called "the City".

That for, and in consideration of, the mutual benefits and advantages, each to the other, as hereinafter set forth, the parties hereto agree as follows:

1. That, time being of the essence, a short-term interim contract for the operation of the Southwest Wastewater Facility is necessary.
2. STES agrees to provide the following:
 - A. An experienced wastewater process professional, assigned exclusively to Clinton who will work toward the correction of the process problems at the Southwest Wastewater Treatment Facility.
 - B. Utility labor and other support labor as required.
 - C. Technical assistance from the corporate office as required.
 - D. Laboratory analysis required in the investigation and remediation of the process at the Southwest Wastewater Treatment Facility for the purpose of developing a process control method and for compliance monitoring reports.
 - E. All chemicals, additives and routinely required materials for the purpose of developing a process control method.
 - F. Support and communication with the Department of Environmental Quality, including, but not limited to, meeting with the Department of Environmental Quality specifically regarding the Southwest Wastewater Treatment Facility.
 - G. Completion and reporting of all DMR's.
 - H. Immediate close monitoring and/or adjustments for the Southwest Wastewater Treatment Facility.
 - I. Gradual sludge seeding.
 - J. Evaluation for repairs and modifications

- K. Contacts with designers.
3. The services provided by STES under this interim contract are limited to a maximum of 3 calendar months from March 1, 1994.
 4. The City agrees as follows:
 - A. To reimburse STES at the rate of 1.5 times the scheduled hourly rate or weekly salary of the professional process manager assigned to the City.
 - B. To reimburse STES at cost for the per diem expenses of the professional process manager assigned to the City.
 - C. To reimburse STES at cost for any materials, chemicals or additives required at the facility.
 - D. To reimburse STES for all laboratory analyses.
 5. STES and The City agree that:
 - A. The City will not reimburse STES for any individuals from STES corporate or regional offices who are assigned to coordinate, direct or assist in the interim project at the Southwest Wastewater Treatment Facility.
 - B. The City's financial exposure for the interim 3 month period will be limited to a total of \$30,000.00. If the interim period is shortened, Clinton's maximum exposure will be proportionately decreased with a pro rata of \$10,000.00 per month.
 6. At all times relevant herein, employees of STES working at or in relation to, the Southwest Wastewater Treatment Facility, shall be considered employees of STES and not employees of the City.
 7. At all times relevant herein, STES will maintain a Comprehensive General Liability Insurance Policy with broad form \$300,000.00 combined single limit coverage.
 8. At all times relevant herein, STES agrees that it will remain in compliance with the Workers' Compensation laws of the State of Mississippi.
 9. The City, its agents and employees shall not be liable for any loss, damage, injuries, or other casualty of whatsoever kind or by whomsoever caused, to the

person or property of anyone (including STES) arising out of, or resulting from the STES' performance under this Interim Contract, and STES for itself, its heirs, executors, administrators, successors and assignees, hereby agrees to indemnify and hold the City, its agents and employees, harmless from and against all such claims, demands, liabilities, suits or actions (including all reasonable expenses and attorney's fees incurred by or imposed upon the City in connection therewith) for such loss, damage or other casualty.

10. The Interim Contract is not assignable or transferable.
11. The Interim Contract will remain in effect for a period of 3 calendar months from the date of execution. If both parties agree in writing that the Interim Contract is no longer needed before the termination date, the Interim Contract will be deemed terminated. Either party may terminate the Interim Contract with fifteen days written notice to the non-terminating party.
12. The Interim Contract shall be construed according to the laws of the State of Mississippi.
13. All notices hereunder shall be in writing and personally delivered to, or mailed by certified mail, return receipt requested, with all postage prepaid thereon, to the parties hereto at the addresses set forth below (which either party may change by appropriate notice to the other). Notices personally delivered shall be deemed given at the time of delivery. Notices properly mailed shall be deemed given at the time of the mailing:

The City:	The City of Clinton P.O. Box 156 Clinton, MS 39060
-----------	--

STES	ST Environmental Services, Inc. P.O. Box 399 Murfreesboro, TN 37133
------	---

14. If any provision of the Interim Contract is invalid or unenforceable, the other provisions herein shall remain in full force and effect and shall be liberally construed to effectuate the purpose and intent of this agreement.

WITNESS MY SIGNATURE, this the 31st day of March, 1994.

City of Clinton, Mississippi

BY: Rosemary Aultman
ROSEMARY AULTMAN, Mayor

ATTEST:

Nelson Byrd
CITY CLERK

WITNESS MY SIGNATURE, this the 30th day of March, 1994.

ST ENVIRONMENTAL SERVICES, INC.

BY: Robert A. Maines

TITLE: Regional Manager

CITY OF CLINTON
BRIARS WASTE WATER TREATMENT FACILITY
TABULATION OF BIDS RECEIVED ON FEBRUARY 15, 1994
WOK #93-172

ITEM NO.	DESCRIPTION	PLAN		UNITS	DELTA CONSTRUCTORS, INC.		HEMPHILL CONSTRUCTION CO.		G. DALE SMITH CONSTRUCTION		ENGINEER'S ESTIMATE	
		QUANTITY			UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
SCHEDULE A - PREPARATORY AND EARTH WORK												
1	1" WASHED GRAVEL TOPPING ON ACCESS ROAD (1" MAX GRAVEL SIZE)*	1	LS		\$5,000.00	\$5,000.00	\$680.00	\$680.00	\$2,000.00	\$2,000.00	\$1,200.00	\$1,200.00
2	CLEARING & GRUBBING & DITCHING*	1	LS		\$65,000.00	\$65,000.00	\$65,000.00	\$65,000.00	\$12,000.00	\$12,000.00	\$27,000.00	\$27,000.00
3	UNCLASSIFIED EXCAVATION*	1	LS		\$58,000.00	\$58,000.00	\$100,000.00	\$100,000.00	\$97,475.00	\$97,475.00	\$44,568.00	\$44,568.00
4	ON-SITE BORROW MATERIAL*	1	LS		\$3,000.00	\$3,000.00	\$7,000.00	\$7,000.00	\$46,000.00	\$46,000.00	\$14,816.00	\$14,816.00
5	RIPRAP AT OUTFALL AND LAGOON SPLASH PADS	40	SY		\$50.00	\$2,000.00	\$70.00	\$2,800.00	\$100.00	\$4,000.00	\$18.00	\$720.00
6	6" COMPACTED CLAY GRAVEL FOR ACCESS ROAD/LEVEE	5754	SY		\$2.50	\$14,385.00	\$2.80	\$16,111.20	\$2.50	\$14,385.00	\$8.00	\$46,032.00
7	30" R.C.P. (INSTALLED)	28	LF		\$55.00	\$1,540.00	\$44.00	\$1,232.00	\$40.00	\$1,120.00	\$45.00	\$1,260.00
8	R.C.P. 30" F.E.S.	2	EACH		\$500.00	\$1,000.00	\$490.00	\$980.00	\$400.00	\$800.00	\$800.00	\$1,600.00
	SUBTOTAL					\$169,925.00		\$194,003.20		\$177,780.00		\$137,216.00
SCHEDULE B - SEWER INTERCEPTOR AND OUTFALL												
9	15" SDR-26 GRAVITY SEWER (0' - 6') W/TYPE A BEDDING	632	LF		\$20.00	\$12,640.00	\$16.50	\$10,428.00	\$24.60	\$15,547.20	\$24.00	\$15,168.00
10	15" SDR-26 GRAVITY SEWER (6' - 8') W/TYPE A BEDDING	974	LF		\$21.00	\$20,454.00	\$17.50	\$17,045.00	\$26.60	\$25,908.40	\$26.00	\$25,324.00
11	15" SDR-26 GRAVITY SEWER (8' - 10') W/TYPE A BEDDING	257	LF		\$24.00	\$6,168.00	\$18.50	\$4,754.50	\$31.60	\$8,121.20	\$29.00	\$7,453.00
12	15" SDR-26 GRAVITY SEWER (10' - 12') W/TYPE A BEDDING	15	LF		\$30.00	\$450.00	\$30.00	\$450.00	\$34.60	\$519.00	\$32.00	\$480.00
13	14" DIP GRAVITY SEWER (0' - 6') W/TYPE A BEDDING	60	LF		\$28.00	\$1,680.00	\$25.50	\$1,530.00	\$30.00	\$1,800.00	\$30.00	\$1,800.00
14	14" DIP GRAVITY SEWER (10' - 12') W/TYPE A BEDDING	60	LF		\$38.00	\$2,280.00	\$30.00	\$1,800.00	\$40.00	\$2,400.00	\$35.00	\$2,100.00
15	18" SDR-26 GRAVITY SEWER (6' - 8') W/TYPE A BEDDING	107	LF		\$26.00	\$2,782.00	\$21.50	\$2,300.50	\$34.00	\$3,638.00	\$33.00	\$3,531.00
16	18" SDR-26 GRAVITY SEWER (8' - 10') W/TYPE A BEDDING	2834	LF		\$27.00	\$76,518.00	\$22.30	\$63,198.20	\$36.00	\$102,024.00	\$36.00	\$102,024.00
17	18" SDR-23 GRAVITY SEWER (10' - 12') W/TYPE A BEDDING	511	LF		\$37.00	\$18,907.00	\$40.00	\$20,440.00	\$40.00	\$20,440.00	\$39.00	\$19,929.00
18	18" SDR-21 GRAVITY SEWER (12' - 14') W/TYPE A BEDDING	38	LF		\$59.00	\$2,242.00	\$50.00	\$1,900.00	\$44.00	\$1,672.00	\$42.00	\$1,596.00
19	SEWER MANHOLES (0' - 6')	5	EACH		\$1,000.00	\$5,000.00	\$100.00	\$500.00	\$1,200.00	\$6,000.00	\$850.00	\$4,250.00
20	SEWER MANHOLES (8' - 10')	1	EACH		\$1,200.00	\$1,200.00	\$1,250.00	\$1,250.00	\$1,400.00	\$1,400.00	\$1,050.00	\$1,050.00
21	SEWER MANHOLES (10' - 12')	7	EACH		\$1,300.00	\$9,100.00	\$1,470.00	\$10,290.00	\$1,600.00	\$11,200.00	\$1,150.00	\$8,050.00
22	SEWER MANHOLES (12' - 14')	4	EACH		\$1,400.00	\$5,600.00	\$1,600.00	\$6,400.00	\$1,800.00	\$7,200.00	\$1,250.00	\$5,000.00
23	SEWER MANHOLES (14' - 16')	3	EACH		\$1,500.00	\$4,500.00	\$1,700.00	\$5,100.00	\$2,200.00	\$6,600.00	\$1,250.00	\$3,750.00
24	18" DIP STREAM CROSSING (ALL DEPTHS)	220	LF		\$40.00	\$8,800.00	\$33.00	\$7,260.00	\$46.00	\$10,120.00	\$35.00	\$7,700.00
25	24" STEEL CASING, B&J, WITH 18" PVC SEWER INSTALLED	220	LF		\$1.00	\$220.00	\$1.00	\$220.00	\$100.00	\$22,000.00	\$60.00	\$13,200.00
26	EROSION CONTROL (SEEDING & FERTILIZING)	1	LS		\$7,000.00	\$7,000.00	\$1,000.00	\$1,000.00	\$3,500.00	\$3,500.00	\$5,000.00	\$5,000.00
27	DECOMMISSION PUMP STATION WETWELL, COMPLETE	1	LS		\$2,500.00	\$2,500.00	\$500.00	\$500.00	\$10,000.00	\$10,000.00	\$8,000.00	\$8,000.00
	SUBTOTAL					\$188,041.00		\$156,366.20		\$260,089.80		\$225,000.00

CITY OF CLINTON
BRIARS WASTEWATER TREATMENT FACILITY
TABULATION OF BIDS RECEIVED ON FEBRUARY 15, 1994
WGK #93-172

ITEM NO.	DESCRIPTION	PLAN		DELTA CONSTRUCTORS, INC. P.O. BOX 9545 JACKSON, MS 39286-9545		HEMPHILL CONSTRUCTION CO. P.O. DRAWER 879 FLORENCE, MS 39073		G. DALE SMITH CONSTRUCTION ROUTE 3, BOX 479 BROOKHAVEN, MS 39601		ENGINEER'S ESTIMATE	
		QUANTITY	UNITS	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
SCHEDULE C - WATER IMPROVEMENTS											
28	2" P.V.C. (SCHEDULE 40) WATER MAIN (INCLUDING THRUST BLOCKING AND FITTINGS)	885	LF	\$2.50	\$2,212.50	\$2.65	\$2,345.25	\$3.00	\$2,655.00	\$2.50	\$2,175.00
29	1" P.V.C. (SCHEDULE 40) WATER MAIN (INCLUDING THRUST BLOCKING AND FITTINGS)	425	LF	\$2.00	\$850.00	\$2.50	\$1,062.50	\$1.50	\$637.50	\$2.50	\$1,062.50
30	TIE 2" P.V.C. (SCHEDULE 40) WATER MAIN TO EXISTING 6" WATER MAIN 6" X 2" SADDLE	1	EACH	\$200.00	\$200.00	\$650.00	\$650.00	\$250.00	\$250.00	\$500.00	\$500.00
31	2" GATE VALVE W/BOX	2	EACH	\$165.00	\$330.00	\$215.00	\$430.00	\$200.00	\$400.00	\$1.75	\$3.50
32	2" BACKFLOW PREVENTION ASSEMBLY W/ BOX	1	EACH	\$600.00	\$600.00	\$830.00	\$830.00	\$500.00	\$500.00	\$420.00	\$420.00
33	1" HOSE BIBB ASSEMBLIES	3	EACH	\$300.00	\$900.00	\$160.00	\$480.00	\$50.00	\$150.00	\$100.00	\$300.00
	SUBTOTAL				\$5,292.50		\$5,797.75		\$4,592.50		\$4,498.50
SCHEDULE D - YARD PIPING											
34	12" DUCTILE IRON YARD PIPING INCLUDING TYPE A BEDDING	862	LF	\$23.00	\$20,286.00	\$26.00	\$22,932.00	\$18.00	\$15,876.00	\$28.00	\$24,896.00
35	14" DUCTILE IRON INTERPROCESS PIPING INCLUDING TYPE A BEDDING	42	LF	\$28.00	\$1,176.00	\$38.00	\$1,596.00	\$21.00	\$882.00	\$35.00	\$1,470.00
36	8" DUCTILE IRON SLUDGE DECANT PIPING INCLUDING TYPE A BEDDING	240	LS	\$18.00	\$4,320.00	\$22.00	\$5,280.00	\$13.50	\$3,240.00	\$16.00	\$3,840.00
37	14" FLAP VALVE	1	EACH	\$1,300.00	\$1,300.00	\$1,000.00	\$1,000.00	\$1,850.00	\$1,850.00	\$1,800.00	\$1,800.00
38	4" GATE VALVE W/BOX	1	EACH	\$200.00	\$200.00	\$335.00	\$335.00	\$250.00	\$250.00	\$250.00	\$250.00
39	8" GATE VALVE W/BOX	4	EACH	\$400.00	\$1,600.00	\$480.00	\$1,920.00	\$450.00	\$1,800.00	\$950.00	\$3,400.00
40	12" GATE VALVE W/BOX	5	EACH	\$600.00	\$3,000.00	\$800.00	\$4,000.00	\$1,000.00	\$5,000.00	\$850.00	\$4,250.00
41	10" GATE VALVE W/BOX	1	EACH	\$550.00	\$550.00	\$670.00	\$670.00	\$900.00	\$900.00	\$900.00	\$900.00
42	10" P.V.C. FORCE MAIN	370	LF	\$10.00	\$3,700.00	\$9.00	\$3,330.00	\$12.00	\$4,440.00	\$14.00	\$5,180.00
43	D/M/J FITTINGS	1	LS	\$2,600.00	\$2,600.00	\$3,725.00	\$3,725.00	\$4,000.00	\$4,000.00	\$1.50	\$1.50
44	4" DIP FORCE MAIN BYPASS PIPE	40	LF	\$12.00	\$480.00	\$11.00	\$440.00	\$10.00	\$400.00	\$12.00	\$480.00
45	TRANSITION COUPLINGS	5	EACH	\$60.00	\$300.00	\$80.00	\$400.00	\$200.00	\$1,000.00	\$35.00	\$175.00
46	SEWER SPLITTER BOX W/GATE (0-6)	1	LS	\$3,800.00	\$3,800.00	\$1,150.00	\$1,150.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00
	SUBTOTAL				\$43,312.00		\$46,778.00		\$42,438.00		\$49,342.50

CITY OF CLINTON
BRIARS WASTEWATER TREATMENT FACILITY
TABULATION OF BIDS RECEIVED ON FEBRUARY 15, 1994
WGK #93-172

ITEM NO.	DESCRIPTION	PLAN		DELTA CONSTRUCTORS, INC.		HEMPHILL CONSTRUCTION CO.		G. DALE SMITH CONSTRUCTION		ENGINEER'S ESTIMATE	
		QUANTITY	UNITS	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
SCHEDULE E - TREATMENT FACILITY STRUCTURES & EQUIPMENT											
47	EXTENDED AERATION TREATMENT FACILITY PACKAGE, INCLUDING AIR PIPING	1	LS	\$290,000.00	\$290,000.00	\$290,000.00	\$290,000.00	\$290,000.00	\$290,000.00	\$290,000.00	\$290,000.00
48	C.P.V.C. AIR PIPING	100	LF	\$10.00	\$1,000.00	\$5.00	\$500.00	\$10.00	\$1,000.00	\$7.50	\$750.00
49	UV DISINFECTION SYSTEM INCLUDING CONCRETE CHANNEL, GATES, CONTROLS AND INSTALLATION	1	LS	\$95,000.00	\$95,000.00	\$98,000.00	\$98,000.00	\$120,000.00	\$120,000.00	\$100,000.00	\$100,000.00
50	CONCRETE POST AERATION BASIN WITH AIR PIPING, DIFFUSERS AND WEIR (INSTALLED)	1	LS	\$32,000.00	\$32,000.00	\$18,000.00	\$18,000.00	\$40,000.00	\$40,000.00	\$32,000.00	\$32,000.00
51	MANUAL BAR SCREENS WITH CONCRETE BASIN, COMPLETE	1	EACH	\$6,000.00	\$6,000.00	\$3,900.00	\$3,900.00	\$75,000.00	\$75,000.00	\$6,000.00	\$6,000.00
52	CLARIFIER CONSTRUCTION	1	LS	\$180,000.00	\$180,000.00	\$324,000.00	\$324,000.00	\$300,000.00	\$300,000.00	\$100,000.00	\$100,000.00
53	CLARIFIER DRAINAGE CONSTRUCTION	1	LS	\$8,000.00	\$8,000.00	\$8,800.00	\$8,800.00	\$5,000.00	\$5,000.00	\$3,800.00	\$3,800.00
54	MISCELLANEOUS CONCRETE*	1	LS	\$5,000.00	\$5,000.00	\$2,500.00	\$2,500.00	\$30,000.00	\$30,000.00	\$5,000.00	\$5,000.00
55	CONCRETE SLOPE STABILIZATION*	1	LS	\$19,000.00	\$19,000.00	\$12,000.00	\$12,000.00	\$25,000.00	\$25,000.00	\$9,400.00	\$9,400.00
56	GEOTEXTILE FABRIC (INSTALLED)	1	LS	\$2,300.00	\$2,300.00	\$6,100.00	\$6,100.00	\$12,500.00	\$12,500.00	\$6,200.00	\$6,200.00
57	ALUMINUM HANDRAILING, GRATING AND MAINTENANCE PLATFORMS, INSTALLED	1	LS	\$15,000.00	\$15,000.00	\$20,000.00	\$20,000.00	\$60,000.00	\$60,000.00	\$11,000.00	\$11,000.00
58	1100 GPM DUPLEX PUMP STATION (INCLUDING CONTROLS, VALVES AND ABOVE GROUND VALVE VAULT OR VALVE PIT, AND ELECTRICAL, COMPLETE)	1	LS	\$51,000.00	\$51,000.00	\$65,000.00	\$65,000.00	\$50,000.00	\$50,000.00	\$57,000.00	\$57,000.00
59	ELECTRICAL, COMPLETE*	1	LS	\$33,000.00	\$33,000.00	\$30,000.00	\$30,000.00	\$100,011.00	\$100,011.00	\$40,000.00	\$40,000.00
60	SCUM PUMP PIPING, 24" MANHOLE, AND WETWELL COMPLETE	1	LS	\$6,000.00	\$6,000.00	\$4,500.00	\$4,500.00	\$12,000.00	\$12,000.00	\$5,000.00	\$5,000.00
61	INSTALLATION TESTING & START-UP OF BIOLAC SUPPLIED EQUIPMENT, COMPLETE	1	LS	\$35,000.00	\$35,000.00	\$5,000.00	\$5,000.00	\$150,000.00	\$150,000.00	\$75,000.00	\$75,000.00
	SUBTOTAL				\$778,300.00		\$878,100.00		\$1,270,511.00		\$740,950.00
SCHEDULE F - WWTF SITE IMPROVEMENTS											
62	CHAIN LINK FENCING WITH GATES*	2257	LF	\$7.00	\$15,799.00	\$6.40	\$16,956.80	\$12.00	\$27,084.00	\$12.00	\$27,084.00
63	WARNING SIGN (INSTALLED)	11	EACH	\$50.00	\$550.00	\$45.00	\$495.00	\$50.00	\$550.00	\$65.00	\$715.00
64	EROSION CONTROL*	1	LS	\$6,000.00	\$6,000.00	\$2,500.00	\$2,500.00	\$5,000.00	\$5,000.00	\$1,500.00	\$1,500.00
	SUBTOTAL				\$22,349.00		\$21,953.80		\$32,334.00		\$29,299.00

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CITY OF CLINTON
BRILAS WASTEWATER TREATMENT FACILITY
TABULATION OF BIDS RECEIVED ON FEBRUARY 15, 1994
WGK #93-172

ITEM NO.	DESCRIPTION	PLAN		DELTA CONSTRUCTORS, INC.		HEMPHILL CONSTRUCTION CO.		G. DALE SMITH CONSTRUCTION		ENGINEER'S ESTIMATE	
		QUANTITY	UNITS	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
PROJECT TOTALS											
BASE BID SCHEDULES											
A	PREPARATORY AND EARTH WORK			TOTALS		TOTALS		TOTALS		TOTALS	
				\$169,925.00		\$194,003.20		\$177,780.00		\$137,216.00	
B	SEWER INTERCEPTOR			\$188,041.00		\$156,366.20		\$260,089.80		\$235,405.00	
C	WATER IMPROVEMENTS			\$5,292.50		\$5,797.75		\$4,592.50		\$4,498.50	
D	YARD PIPING			\$43,312.00		\$46,778.00		\$42,438.00		\$49,342.50	
E	TREATMENT FACILITY STRUCTURES & EQUIPMENT			\$778,300.00		\$878,100.00		\$1,270,511.00		\$740,950.00	
F	WWTF SITE IMPROVEMENTS			\$22,349.00		\$21,953.80		\$32,634.00		\$29,299.00	
	TOTAL OF BASE BID ITEMS			\$1,207,219.50		\$1,302,998.95		\$1,785,045.30		\$1,196,711.00	
SRF ELEGIBLE ALTERNATES TO BASE BID											
65	ADD ALTERNATE NO. 1 ADD FOR UPGRADING MANUAL BAR SCREEN TO MECHANICAL FILTER SCREEN, WITH BASIN, GRADING, ELECTRICAL, COMPLETE	1	LS	\$95,000.00	\$95,000.00	\$48,000.00	\$48,000.00	\$50,000.00	\$50,000.00	\$40,000.00	\$40,000.00
66	ADD ALTERNATE NO. 2 STANDBY DIESEL GENERATOR SET AND ELECTRICAL MODIFICATIONS, COMPLETE	1	LS	\$53,000.00	\$53,000.00	\$47,000.00	\$47,000.00	\$50,000.00	\$50,000.00	\$55,000.00	\$55,000.00
67	ADD OR DEDUCT ALTERNATE NO. 3 DELETE SCUM PUMP EQUIPMENT AND FORCE MAIN AND PROVIDE 6" DIP GRAVITY MAIN TO SLUDGE LAGOON, WITH SPLASHPAD	1	LS	(\$2,000.00)	(\$2,000.00)	(\$1,000.00)	(\$1,000.00)	\$0.00	\$0.00	\$0.00	\$0.00

CITY OF CLINTON
BRIARS WASTEWATER TREATMENT FACILITY
TABULATION OF BIDS RECEIVED ON FEBRUARY 15, 1994
WGK #93-172

ITEM NO.	DESCRIPTION	PLAN QUANTITY	UNITS	DELTA CONSTRUCTORS, INC. P.O. BOX 9545 JACKSON, MS 39286-9545		HEMPHILL CONSTRUCTION CO. P.O. DRAWER 879 FLORENCE, MS 39073		G. DALE SMITH CONSTRUCTION ROUTE 3, BOX 479 BROOKHAVEN, MS 39601		ENGINEER'S ESTIMATE	
				UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
68	DEDUCTIVE ALTERNATE NO. 4 SUBSTITUTE HOG WIRE FENCE WITH CHAIN LINK GATES FOR CHAIN LINK FENCE (SHOW AMOUNT TO DEDUCT FROM ITEM 62)	2257	LF	(\$3.90)	(\$8,802.30)	(\$4.85)	(\$10,948.45)	(\$5.00)	(\$11,285.00)	(\$4.00)	(\$9,112.00)
ITEMS INELIGIBLE FOR SRF PARTICIPATION:											
69	ADD ALTERNATE NO. 5 DEMOLITION AND REMOVAL OF EXISTING BRIARS WASTEWATER TREATMENT FACILITY	1	LS	\$6,500.00	\$6,500.00	\$19,900.00	\$19,900.00	\$50,000.00	\$50,000.00	\$22,000.00	\$22,000.00
GRAND TOTAL - BASE PLUS ALL ALTERNATES:					\$1,350,917.20		\$1,405,952.50		\$1,926,760.30		\$1,304,683.00

THIS IS AN OFFICIAL AND CERTIFIED TABULATION OF BIDS
RECEIVED ON FEBRUARY 15, 1994, OPENED AND READ ALOUD
AT 2:00 P.M. IN THE CITY OF CLINTON, CITY HALL FOR THE
BRIARS WASTEWATER TREATMENT FACILITY


GREGORY A. GEARHART, P.E.
WILLIFORD, GEARHART & KNIGHT, INC.



WILLIFORD, GEARHART & KNIGHT, INC.
Engineers & Surveyors

Principals
Charles H. Williford, P.E., P.L.S.
Gregory A. Gearhart, P.E.
Jeffery T. Knight, P.E.

February 18, 1994

Harold Alderman, Director of Public Works
City of Clinton
P.O. Box 156
Clinton, Mississippi 39060

Re: City of Clinton
Briars WWTF Improvements Construction
WGK #93-212

Dear Harold:

Enclosed are three (3) copies of the Certified Bid Tabulation for the bids received for the referenced project on February 15. Delta Constructors is the low bidder with a base bid of \$1,207,219.50, and a total bid of \$1,350,917.20. The portion of their bid which is SRF eligible is \$1,344,417.20, which is within the loan amount for construction and contingency of \$1,356,534. Page nine of the loan agreement with the loan amounts listed is attached to this letter.

Since the contract for Construction Engineering Services is approximately \$30,000 less than the construction phase allowance, it appears that the entire project can be awarded with approximately \$41,000 of the loan funds remaining for contingencies. We believe that construction of all the items contained in the bid would be most beneficial to the City.

We advised Delta Constructors to begin preparing their MBE-WBE documentation for submittal to the Office of Pollution Control, but they will need an indication from you as to what the final scope of the project will be. I am available to meet with you at your convenience to discuss your options.

Thank you again for this opportunity to be of assistance.

Sincerely,

WILLIFORD, GEARHART & KNIGHT, INC.



Greg Gearhart, P.E.
Principal

GAG/ns
Enclosure

cc: Rosemary Aultman, Mayor
Richard Broome, P.E., City Engineer
✓ Nelson Byrd, City Clerk
Ray Eaton, Office of Pollution Control

P. O. Box 318 • 400 Monroe Street • Clinton, Mississippi 39060 • (601) 925-4444

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The Loan Recipient shall comply with the SRF Regulations, Appendix H.

6.03. SINGLE AUDIT ACT. The Loan Recipient shall comply with all provisions of the Single Audit Act of 1984, as amended, and regulations thereunder. When required by the Act, the Loan Recipient must submit the required copies of its Single Audit to the Office of State Auditor, within the timeframes allowed in the Act, for each year in which SRF Loan funds are received.

ARTICLE VII - DETAILS OF FINANCING

7.01. AMOUNT OF LOAN. The amount of the Loan authorized is \$1,718,399.

7.02. PROJECT BUDGET. The Loan Recipient agrees to the following Project Budget. Loan payments to the Loan Recipient for construction, equipment and supplies, and testing may not exceed the project budget line items for each, plus construction contingency. Loan payments for land, the facilities planning and design allowance, and for the construction phase services allowance may not exceed the project budget line items for each. Amendments to the project budget must be requested by the Loan Recipient and approved by the Department, and must be in accordance with the SRF Regulations.

	<u>Loan Amount</u>
(1) Construction	\$1,001,937
(2) Equipment and Supplies	\$ 290,000
(3) Testing	\$ -0-
(4) Construction Contingency	\$ 64,597
(5) Land	\$ -0-
(6) Allowance for Facilities Planning and Design	\$ 142,024
(7) Allowance for Construction Phase Services	\$ 138,012
(8) SRF Administrative Fee	\$ 81,829
Total Loan Amount	\$1,718,399

PASTE AD HERE

PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

ADVERTISEMENT FOR
BIDS
City of Clinton
300 Jefferson Street
Clinton, MS 39060
Separate sealed BIDS, for
the construction and installa-
tion of approximately 5000
LF of 15" and 18" gravity
interceptor sewer and a 631
mgd extended aeration treat-
ment facility and all related
equipment, will be received
by City Clerk at the office of
City Hall until 2:00 P.M. Local
Time Tuesday, February 15,
1994, and then at said office
publicly opened and read
aloud.
The CONTRACT DOCU-
MENTS may be examined at
the following location:
1. City Clerk's Office, City
Hall, 300 Jefferson St., Clin-
ton, MS
2. Jackson Minority Business
Development Center, 5285
Galaxy Drive, Suite A, Jack-
son, MS 39206.
3. Central Mississippi Pro-
curement Center, 931 Hwy
80, W., #32, Jackson, MS
39206.
4. ABC Plan Room - Jack-
son, MS and Dodge Plan
Room - Jackson, MS.
Copies of the CONTRACT
DOCUMENTS may be ob-
tained at the office of Willi-
ford, Gearhart & Knight, lo-
cated at 400 North Monroe
St., Clinton, MS upon pay-
ment of \$125.00 for each set.
Any BIDDER upon return-
ing the CONTRACT DOCU-
MENTS within 14 days after
BID opening and in good
condition, will be refunded
\$35.00, and any non-bidder
upon so returning the CON-
TRACT DOCUMENTS will be
refunded \$20.00.
Minority and women's busi-
ness enterprises are solicited
to bid on this contract as
prime contractors and en-
couraged to make inquiries
regarding potential subcon-
tracting opportunities, equip-
ment, material and/or supply
needs.
Any contract or contracts
awarded under this invitation
for bids are expected to be
funded in part by the State
Revolving Fund loan program
from the State of Mississippi.
Neither the State of Missis-
sippi nor any of its depart-
ments, agencies or employees
is or will be a party to this
invitation for bids or any re-
sulting contract. This pro-
curement will be subject to
regulations contained in Sec-
tion IV, Appendix D of the
SRF Loan Program Regula-
tions.
January 11, 1994
/s/ Rosemary Aultman
Mayor
/s/ Nelson Byrd
City Clerk
January 17, 24, 1994

BRIARS

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

Hollie Barlow

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

Date January 17, 19 94

Date January 24, 19 94

Date, 19

Date, 19

Date, 19

Number of Lines 84/323

Published 2 Times

Total \$ 44.99

Signed Hollie Barlow
Authorized Clerk
of The Clarion-Ledger

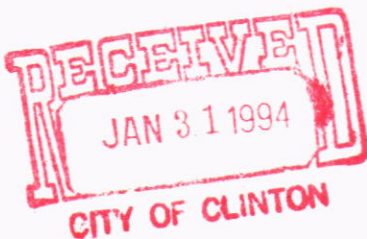
Sworn to and subscribed before me the 24th day of
January 19 94.

Sandra L. Massey
Notary Public

My Commission Expires:

My Commission Expires Feb. 21, 1994

(Seal)



428

APPLICATION FOR EMERGENCY WORK

TO: STATE CONSERVATIONIST
 USDA, Soil Conservation Service
 Suite 1321, Federal Building
 100 West Capitol Street
 Jackson, MS 39269

Thru: The District Conservationist and Area Conservationist

The undersigned local organization(s) make application for federal assistance under applicable authorities of the Flood Control Act, and as amended by Section 216 of the Flood Control Act of 1950, Public Law 81-516 (33 USC 701b-1).

The following information is submitted in support of the application:

1. LOCATION: Hinds County
Lindsey Creek Watershed
2. NATURE AND SCOPE OF THE PROBLEMS AND THE ASSISTANCE NEEDED: (See Section 512.22(b) of the National Watershed Manual)
 Stabilize creek bank and lagoon levee where recent rains have caused erosion problems at the Southwest Wastewater Treatment Facility in Clinton, MS.
3. EXTENT OF LOCAL PARTICIPATION (Furnishing Land Rights and Carrying out Maintenance in Addition to their Cost-Share Participation):
 Furnishing Land Rights and Carrying out Maintenance in Addition to their Cost-Share Participation.
4. ESTIMATE OF FUNDS NEEDED: \$ 7,500 SCS \$ 2,500 Local
5. ENVIRONMENTAL CONSIDERATION:
 There are no negative environmental considerations.
6. RECOMMENDED PRIORITY OF WORK: (This applies primarily to organized watersheds that are applying for several different types of repair work. It may apply to some group work outside organized watersheds.)
7. WITNESS the signatures of the undersigned sponsoring local organization on the dates shown below:

City of Clinton

(Name of local organization)

By:

Rosemary G. Aultman

Address: P.O. Box 156
Clinton, MS 39060

Title: Mayor

Date: March 2, 1994

This action authorized at an official meeting of Mayor and Board of Aldermen on 3-1-1994 at Clinton, State of Mississippi.

Attest:

Nelson Byrd City Clerk
 (Signature of Secretary)

P.O. Box 156

Address: Clinton, MS. 39060

APPLICATION FOR EMERGENCY WORK

TO: STATE CONSERVATIONIST
USDA, Soil Conservation Service
Suite 1321, Federal Building
100 West Capitol Street
Jackson, MS 39269

Thru: The District Conservationist and Area Conservationist

The undersigned local organization(s) make application for federal assistance under applicable authorities of the Flood Control Act, and as amended by Section 216 of the Flood Control Act of 1950, Public Law 81-516 (33 USC 701b-1).

The following information is submitted in support of the application:

1. LOCATION: Hinds County

Straight Fence Creek Watershed

2. NATURE AND SCOPE OF THE PROBLEMS AND THE ASSISTANCE NEEDED: (See Section 512.22(b) of the National Watershed Manual)

Stabilize creek bank and lagoon levee where recent rains have caused erosion problems at the Northeast Wastewater Treatment Facility in Clinton, MS.

3. EXTENT OF LOCAL PARTICIPATION (Furnishing Land Rights and Carrying out Maintenance in Addition to their Cost-Share Participation):

Furnishing Land Rights and Carrying out Maintenance in Addition to their Cost-Share Participation.

4. ESTIMATE OF FUNDS NEEDED: \$ 15,000 SCS \$ 5,000 Local

5. ENVIRONMENTAL CONSIDERATION:

There are no negative environmental considerations.

6. RECOMMENDED PRIORITY OF WORK: (This applies primarily to organized watersheds that are applying for several different types of repair work. It may apply to some group work outside organized watersheds.)

7. WITNESS the signatures of the undersigned sponsoring local organization on the dates shown below:

City of Clinton
(Name of local organization)
By: Rosemary S. Aultman
Rosemary S. Aultman
P. O. Box 156
Address: Clinton, MS 39060
Title: Mayor
Date: March 2, 1994

This action authorized at an official meeting of Mayor and Bd. of Aldermen on 3-10, 1994, at Clinton, State of Mississippi.

Attest: Nelson Byrd, City Clerk
(Signature of Secretary)

Address: P.O. Box 156
Clinton, MS 39060

APPLICATION FOR EMERGENCY WORK

TO: STATE CONSERVATIONIST
 USDA, Soil Conservation Service
 Suite 1321, Federal Building
 100 West Capitol Street
 Jackson, MS 39269

Thru: The District Conservationist and Area Conservationist

The undersigned local organization(s) make application for federal assistance under applicable authorities of the Flood Control Act, and as amended by Section 216 of the Flood Control Act of 1950, Public Law 81-516 (33 USC 701b-1).

The following information is submitted in support of the application:

1. LOCATION: Hinds County
Baker's Creek Watershed
2. NATURE AND SCOPE OF THE PROBLEMS AND THE ASSISTANCE NEEDED: (See Section 512.22(b) of the National Watershed Manual)
 Stabilize creek bank and lagoon levee where recent rains have caused erosion problems at the Southeast Wastewater Treatment Facility in Clinton, MS.
3. EXTENT OF LOCAL PARTICIPATION (Furnishing Land Rights and Carrying out Maintenance in Addition to their Cost-Share Participation):
 Furnishing Land Rights and Carrying out Maintenance in Addition to their Cost-Share Participation
4. ESTIMATE OF FUNDS NEEDED: \$ 131,250 SCS \$ 43,750 Local
5. ENVIRONMENTAL CONSIDERATION:
 There are no negative environmental considerations.
6. RECOMMENDED PRIORITY OF WORK: (This applies primarily to organized watersheds that are applying for several different types of repair work. It may apply to some group work outside organized watersheds.)
7. WITNESS the signatures of the undersigned sponsoring local organization on the dates shown below:

City of Clinton

(Name of local organization)

By: Rosemary G. Aultman

P. O. Box 156

Address: Clinton, MS 39060

Title: Mayor

Date: March 2, 1994

This action authorized at an official meeting of Mayor and Board of Aldermen on 3-1, 1994, at Clinton, State of Mississippi.

Attest: Nelson Byrd, City Clerk
 (Signature of Secretary)

P. O. Box 156

Address: Clinton, MS 39060

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WILLIFORD, GEARHART & KNIGHT, INC.
Engineers & Surveyors

Principals
Charles H. Williford, P.E., P.L.S.
Gregory A. Gearhart, P.E.
Jeffery T. Knight, P.E.

January 28, 1994

Richard Broome, P.E.
City of Clinton
Post Office Box 156
Clinton, MS 39060

Re: City of Clinton
Wastewater Flow Monitoring
WGK #93-183

Dear Richard:

Pursuant to our recent conversations, we have evaluated the cost information provided by FICS for renting their flow monitoring equipment and developed a planning level budget for utilizing the equipment to determine the amount inflow/infiltration in the Clinton sewage collection system. As you are aware, the I/I is substantial and the monitoring would be designed to help determine which areas of the system are in the greatest need of rehabilitation efforts.

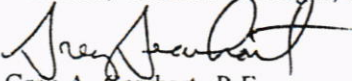
Based on our review of the sewer collection systems maps we recommend that a total of five flow monitors be rented to provide coverage of the Southwest and Southcentral basins. During a 30 day rental period, assuming enough rainfall events occurred, these units could be relocated periodically to identify the source areas for the greatest flows. Data from the flow monitors would be downloaded to a laptop computer and then output as tables and graphs. We would be responsible for determining and inspecting the monitoring locations, ordering the equipment, installing the monitors, relocating the monitors, cleaning and shipping the monitors, collecting and evaluating the data, and providing the results in a summary report.

For the 30 day monitoring period with 5 monitors, the enclosed quote shows the cost of renting and shipping the equipment will be \$5530.00. We estimate the cost of managing the monitoring program and evaluating the data will be from \$3500 to \$5500, depending on the number of relocations required. We will utilize our own laptop PC's to help minimize the equipment cost to the City.

Since typically 80% of system inflow comes from only 20% of the leaks, a flow monitoring program can maximize the effectiveness of your sewer repair program and be a wise investment in the overall operation of your wastewater collection and treatment system. If we can provide additional information or assistance, please do not hesitate to call.

Sincerely,

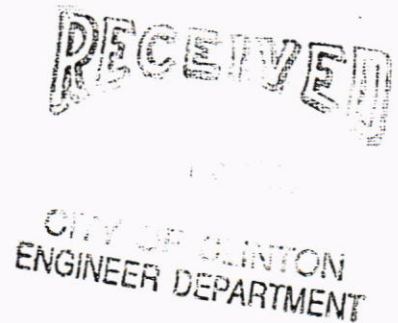
Williford, Gearhart & Knight, Inc.


Greg A. Gearhart, P.E.

GAG/mcb

cc: Harold Alderman, Public Works Director

Enclosures



Jackson Coca-Cola Bottling Company agrees to provide \$10,500.00 (\$1500 / year for 7 years) toward construction of a concession stand at the four-plex. In addition, Jackson Coca-Cola Bottling Company is prepared to make the following investments in equipment to be used at the four-plex.

1. Provide, install, and maintain four Naden model
softball/baseball scoreboards\$4800.00
2. Provide, install and maintain one Servend 400#
ice-maker.\$2350.00
3. Provide a PowerAde power pack to each team making
PowerAde the "Official Sports Drink of Clinton
Softball". (cooler,cups,product & coupons).....\$599.00
4. Provide, install, and maintain the following
equipment at no cost to the City of Clinton.
(24 hr., 7 day / week repair service).....N.C:
 - A. Premix equipment to meet the variable needs.
 - B. Frozen Carbonated Beverage machine (2 Flavor)
 - C. Single glass door cooler
 - D. Vending machines as needed

Total Commitment * \$18,249.00

- a. Trash barrels (8)
- b. Special banners 10/year
- c. Menu Boards (2)
- d. Entrance & Field signage

430

DRAFT

In consideration for the scoreboards, sponsorships, donations and services outlined as attached, City of Clinton agrees to:

1. Grant Jackson Coca-Cola the right to be the only soft drink company whose products are sold or advertised in the City's four-plex. "Soft drinks" are defined by all non-alcoholic beverages, orange, apple, grape, grapefruit, and pear juice products and juiced based products, sparkling waters, juice based sparkling waters, mineral waters, isotonic beverages and ready to drink teas.
2. Grant Jackson Coca-Cola the right to adjust wholesale pricing based on cost increases of raw materials to our company.
3. Purchase all Coca-Cola and allied products directly from Jackson Coca-Cola Bottling Company.
4. The last four (4) years of our \$1,500.00 cash donation per year will be remitted only if this agreement is renewed for the additional four (4) years by the City Council in 1997.

only
paragraph
changed

This agreement is for at least three (3) years from the date of acceptance, until final election of city council in 1997.

Accepted:

CITY OF CLINTON

JACKSON COCA-COLA
BOTTLING CO.By: Rosemary L. AultmanBy: Brad BelueTitle: MayorTitle: Bus. Dev. MGRDate: March 8, 1994Date: 3/8/94