REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, DECEMBER 1, 1992 - 7 P.M.
A. E. WOOD MEMORIAL LIBRARY

The Mayor and Board of Aldermen of the City of Clinton, Mississippi, met in Regular Meeting on Tuesday, December 1, 1992, 7 P.M., at the A. E. Wood Memorial Library, 111 Clinton Boulevard.

WELCOME AND CALL TO ORDER

Mayor Billy Ray Smith welcomed those present and reminded everyone that the annual City Hall Christmas Tree Lighting would be held this Friday, December 4, 1992, 6 p.m., with the annual Christmas Parade on Saturday, December 5, 1992, 10 a.m. and encouraged everyone to participate. Immediately following the Roll Call, Mayor Smith recognized Jehu Brabham who has been heading up the City Beautification Committee and Jehu in turn presented Mayor Smith and the Board of Aldermen with a "Take Pride in America" plaque presented to Jehu earlier in the day for the City's efforts in beautification. Mayor Smith thanked Jehu for his continued efforts to promote City beautification.

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

The Invocation was led by Retired Chaplin Col. Paul Cassibry followed by the Pledge of Allegiance to the Flag led by Alderman Sharbert Lott.

ROLL CALL - City Clerk Nelson Byrd

Present - Willard Ryan - Alderman-at-Large
O. C. George Ferrell - Alderman Ward 1
Edward Valente - Alderman Ward 2
Ben Todd - Alderman Ward 3
Keith Montgomery - Alderman Ward 4
Jean Johnson - Alderman Ward 5
Sharbert Lott - Alderman Ward 6
Mayor Billy Ray Smith - Presiding

City Attorney William E. Spell
City Clerk Nelson Byrd

APPROVAL OF CONSENT AGENDA ITEMS A-T:

MOTION made by Alderman Johnson and **SECONDED** by Alderman Valente to approve Consent Agenda Items A-T as found on page 802 of this Minute Book V. **MOTION CARRIED UNANIMOUSLY**.

RESOLUTION ADOPTED AUTHORIZING CITY TO PARTICIPATE IN SOLID-WASTE MANAGEMENT AUTHORITY

Following a presentation by Mrs. Alice Perry regarding participation in the Central-Southwest Mississippi Solid Waste Authority, **MOTION** made by Alderman Valente and **SECONDED** by Alderman Lott to adopt that resolution found on pages 788-791 of this Minute Book V so joining said authority with the insertion that Mayor Billy Ray Smith be designated as the representative for the City of Clinton. **MOTION CARRIED UNANIMOUSLY**.

PRELIMINARY PLAT APPROVED FOR JOHNSTON PLACE BUSINESS PARK

Upon the unanimous recommendation of the City of Clinton Planning and Zoning Board to recommend approval of the preliminary plat of Johnston Place Business Park noting that Phase I of that approximate ten acre development on the Southeast corner of Springridge Road and I-20 will consist of four lots, **MOTION** made by Alderman Lott and **SECONDED** by Alderman Johnson to approve said plat. **MOTION CARRIED UNANIMOUSLY**.

AUTHORIZATION FOR FURNITURE PURCHASE FOR POLICE/COURTROOM FACILITY

MOTION made by Alderman Montgomery and **SECONDED** by Alderman Todd to approve the purchase of furniture for the new police/courtroom facility from Barefield and Co., in the amount of $9,724.66 noting that this amount is State Contract Price, does not include filing cabinets which will be brought back at a later date, and will take approximately 4-6 weeks for delivery. **MOTION CARRIED UNANIMOUSLY**. It was noted that Chief Byington requested direction from the Board on what type chairs to purchase for the multi-purpose courtroom/boardroom and was directed to purchase comfortable but durable chairs.

RESOLUTION AUTHORIZING BORROWING FUNDS IN ANTICIPATION OF TAXES

MOTION made by Alderman Valente and **SECONDED** by Alderman Ferrell approving that resolution found on pages 792-796 of this Minute Book V authorizing Mayor Smith to secure funds temporarily for the cash flow problems of the General Fund pending taxation receipts. **MOTION CARRIED UNANIMOUSLY**.

REPORTS ON CASTLEWOOD ANNEXATION AND SAN CARLOS STREET PROJECTS

Alderman Valente requested updates on the status of the Castlewood Annexation Petition and the San Carlos Street Projects. Alderman Todd is to speak with the Children's Village regarding the Castlewood Annexation Petition and report back to the Mayor and Board at the next meeting. Easements are now available for the San Carlos Street Project and the next step is to schedule a meeting with said property owners. **NO BOARD ACTION** required.

PARKS AND RECREATION DEVELOPMENT RESOLUTION APPROVED

MOTION made by Alderman Montgomery and **SECONDED** by Alderman Valente to adopt that Resolution on pages 797-799 of this Minute Book V regarding plans for Parks & Recreation improvements in the City of Clinton. **MOTION CARRIED UNANIMOUSLY**. Citizens present and speaking in favor of said resolution were residents Jehu Brabham; John King; Dwight Tidwell, Clinton Soccer Association; Paul Mucho, Clinton Baseball /Softball Association; and Carroll Arledge, City Parks & Recreation Director.

In order to determine what property might be available in the City for future park development, Alderman Valente **MOVED** to add to the above Resolution under Section 8 that the City from December 1, 1992 until January 4, 1993, invite and accept proposals from persons owning twenty or more acres in the City of Clinton willing to sell such property to the City for a comprehensive park stating (1) the size and location of their property; and (2) the asking price per acre with proposals being sent to the City Clerk. **MOTION CARRIED 6-0-1** with Alderman Valente casting the one "present" vote.

CITY ENGINEER BROOME ADDED AS PART-TIME/FULL-TIME EMPLOYEE

MOTION made by Alderman Todd and **SECONDED** by Alderman Valente authorizing City Engineer Richard Broome to be hired as a part-time/full-time employee to be entitled to full-time employee benefits. Amendment to the Personnel Rules and Regulations adding Section 2.11 regarding part-time/full-time employees and placing City Engineer on pay grade PM 10-1 may be found on page 800 of this Minute Book V. **MOTION CARRIED UNANIMOUSLY**.

MOTION made by Alderman Johnson and **SECONDED** by Alderman Valente to adopt that job description as found on page 801 of this Minute Book V for the City Engineer. Prior to a vote being taken, Alderman Ryan **MOVED** to amend the motion to state that now that we have a full-time City Engineer in place the City hereby cancels all contracts with Anderson Engineers under the terms of the existing contracts and put all contracts (previous, current and future) under the review of City Engineer Broome. During discussion, Alderman Montgomery requested further information regarding the number of outstanding contracts involved, penalties, and the additional cost to the City; City Attorney Spell apprised the Board of legal consequences in remaining associated with the engineering firm in which litigation is upcoming; and City Engineer Broome for clarification reminded the Board that he is only part-time and will not be able to complete all of these projects in house without the City hiring either additional employees to help or another consultant to complete at least some of the projects, Alderman Montgomery called for the question with the following **ROLL CALL VOTE**: Alderman Lott - "aye", Alderman Johnson - "nay", Alderman Montgomery - "nay", Alderman Todd - "aye", Alderman Valente - "aye", Alderman Ferrell - "aye", Alderman Ryan - "aye". **MOTION CARRIED 5-2** to amend the motion to adopt said job description and cancel said contracts with Anderson Engineers. **MOTION-AS-AMENDED CARRIED UNANIMOUSLY**.

OTHER BUSINESS

A. Public Works was directed to look at the erosion problem at 108 Spanish Moss Drive and report back to the next Board Meeting.

B. City Attorney Spell was directed to draw up resolution for the next Board Meeting for Police/Fire Retirement Bill.

C. Public Works was directed to bring report back to next Board Meeting on status of reclaiming sewer between Kelly and Patton Streets.

ADJOURNMENT - 8:40 P.M.

There being no further business to discuss, **MOTION** made by Alderman Todd and **SECONDED** by Alderman Valente to Recess until December 15, 1992, 5 P.M., at the Municipal Courtroom. **MOTION CARRIED UNANIMOUSLY**.

Copy of Agenda may be found on Pages 802-803 of this Minute Book V.

APPROVED: Billy R Smith — 12-4-92
Billy Ray Smith, Mayor — Date

ATTEST: Nelson Byrd — 12-4-92
Nelson Byrd, City Clerk — Date

SEAL

(To be used by local units of government who have not passed an initiating resolution as of 11/3/92)

RESOLUTION APPROVING INCORPORATION AGREEMENT

Upon motion duly made by Ald. VALENTE, seconded by ALD. LOTT, a quorum being present, the following Resolution was adopted::

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF CLINTON, MS. DECLARING ITS INTENT TO UNITE WITH OTHER UNITS OF LOCAL GOVERNMENT TO INCORPORATE THE CENTRAL-SOUTHWEST MISSISSIPPI SOLID WASTE MANAGEMENT AUTHORITY, APPOINTING A DESIGNATED REPRESENTATIVE, APPROVING THE INCORPORATION AGREEMENT FOR THE CENTRAL-SOUTHWEST MISSISSIPPI SOLID WASTE MANAGEMENT AUTHORITY, AND APPROVING THE EXECUTION OF THE AGREEMENT BY THE DESIGNATED REPRESENTATIVE ON BEHALF OF CLINTON, MS. AS PROVIDED BY SECTION 17-17-301, ET SEQ. OF THE MISSISSIPPI CODE OF 1972, ANNOTATED, AS AMENDED.

WHEREAS, for the benefit of the people of CLINTON, MS., the increase of their commerce, welfare and prosperity and the improvement and maintenance of their health and living conditions, it is essential that the people of said area have access to adequate and environmentally sound solid waste facilities, and

WHEREAS, access to such facilities can be provided in a more economical manner by uniting with other units of local government to form regional solid waste management authorities; and

WHEREAS, an incorporation agreement has been prepared pursuant to §17-17-301 et seq. of the Mississippi Code of 1972, Annotated, as amended, ("Act"), for the purpose of forming and incorporating the Central-Southwest Mississippi Solid Waste Management Authority and said agreement is attached hereto as Exhibit "A" and is made a part of this Resolution;

NOW, THEREFORE, BE IT RESOLVED by the MAYOR AND BOARD of ALDERMEN of THE CITY OF CLINTON, that CLINTON, Mississippi, being a unit of local government, shall unite with additional units of local government to form the Central-Southwest Mississippi Solid Waste Management Authority pursuant to §17-17-301, et seq. of the Mississippi Code of 1972, Annotated, as amended; that the creation of said Authority shall be initiated by this Resolution as well as by the enabling Resolution of each participating unit of local government affected thereby; and

FURTHER RESOLVED that the necessity for the authority is to serve and provide for the public convenience and necessity of each participating unit of local government including but not limited to the health, safety and welfare of the population served by this unit of local government as well as any participating unit of local government so as to service the needs for planning, research, development and implementation of the design, management and operation of facilities for regional solid waste management, including recycling and landfill and co-generation facilities, encouragement for continuing improvement and providing of adequate incentives and processes for reducing operation and other costs in the management of regional solid waste, as well as to provide for the collection, processing, disposal and/or recycling of regional solid waste; and

FURTHER RESOLVED, that the primary function of said authority shall be to exercise the powers, duties and responsibilities set forth in §17-17-301, et seq. of the Mississippi Code of 1972, Annotated, as amended, which the authority may deem appropriate and in the best interest of the general public, consistent with the necessity for the authority as stated hereinabove; and

FURTHER RESOLVED, that MAYOR BILLY RAY SMITH shall be the designated representative of the unit of local government designated herein and further that MAYOR BILLY RAY SMITH shall be authorized and directed to execute any and all documents necessary to enter into an incorporation agreement with other participating units of local government for and on behalf of CLINTON, Mississippi; and

FURTHER RESOLVED that the incorporation agreement attached hereto as Exhibit "A" for the Central-Southwest Mississippi Solid Waste Management Authority is hereby approved and that the designated representative is hereby directed and authorized to sign said incorporation agreement on behalf of ~~the~~ CLINTON, MS. as provided by the Act.

ADOPTED AND APPROVED on this the 1ST day of ~~November,~~ DECEMBER 1992. MOTION CARRIED UNANIMOUSLY.

Billy R Smith
MAYOR

(Seal)

Attest:

Nelson Byrd
CITY CLERK

CERTIFICATE

I, Nelson Byrd, being the City Clerk of City of Clinton, MS. do hereby certify and attest that the foregoing Resolution was adopted at a Regular meeting of the Mayor and Board of Aldermen of the City of Clinton and that the foregoing is a true and correct copy of said Resolution, which is of record in the minutes of the City of Clinton.

WITNESS MY SIGNATURE on this the 1st day of ~~November,~~ December 1992.

Nelson Byrd

MCR-509i/mcm

RESOLUTION AUTHORIZING AND ERECTING THE ISSUANCE OF SALE OF TAX ANTICIPATION NOTES OF THE CITY OF CLINTON, MISSISSIPPI, IN THE PRINCIPAL AMOUNT NOT TO EXCEED SIX HUNDRED THOUSAND DOLLARS ($600,000) SETTING FORTH THE FORM OF SAID NOTE; AND FOR RELATED PURPOSES

WHEREAS, the Mayor and Board of Aldermen of the City of Clinton, Mississippi (the "City"), does hereby find, determine, adjudicate and declare as follows:

1. That it is necessary for the City to borrow an amount not to exceed Six Hundred Thousand Dollars ($600,000) for the current expenses of the City in anticipation of the ad valorem taxes to be collected for the General Fund of the City for the fiscal year of the City commencing October 1, 1992 ("fiscal year 1993"), pursuant to §21-33-325, Mississippi Code of 1972 (the "Act"); and

2. That the monies to be borrowed will be in anticipation of the receipt of the ad valorem taxes to be collected for the General Fund of the City for fiscal year 1993; that the proceeds of such taxes for fiscal year 1993 are presently estimated to be Two Million Four Hundred Five Thousand One Hundred Thirty-one Dollars ($2,405,131) and that none of said amount has been collected as of the date of this Resolution; and

3. That as of the date of this Resolution, there are no outstanding tax anticipation notes of the City issued under the authority of the Act payable from the proceeds of the ad valorem taxes to be collected for the General Fund of the City for fiscal year 1993; and that the amount of money herein authorized to be borrowed will not be in excess of Fifty Percent (50%) of the aforesaid estimated amount of such taxes to be collected; and

4. That the Mayor should be authorized to execute and deliver on behalf of the City the Tax Anticipation Notes authorized herein when he determines that monies are needed for the account of the General Fund of the City and that the City would be in compliance with the Act and the terms of the Resolution; and

5. That it is necessary and advisable that provisions be made to direct the preparation, execution and delivery of negotiable Tax Anticipation Notes as described herein.

NOW, THEREFORE, BE IT RESOLVED by the governing authority of the City of Clinton, Mississippi, as follows:

SECTION 1. Authority for this Resolution. This Resolution is adopted pursuant to the authority of, and in compliance with, the Act.

SECTION 2. Authorization of Notes. In order to raise money for the purpose of paying the current expenses of the City of Clinton for fiscal year 1993, Tax Anticipation Notes of the City of Clinton, Mississippi, are hereby authorized to be issued in the aggregate principal amount not to exceed Six Hundred Thousand Dollars ($600,000) upon the terms and in the principal amounts determined, as provided in this Resolution. The Notes shall be issued as fully registerd Notes payable to the order of the purchaser thereof, or to order; shall be delivered from time to time, as provided in this resolution; shall be dated the date of delivery of each Note; shall bear interest from the respective dates thereof at the most competitive rate obtained upon solicitation of proposals, as provided by law, payable at maturity or upon payment of principal prior to maturity; shall be payable as to prinicpal and interest in lawful money of the United States of

America at a depository of the City of Clinton, Mississippi; shall mature no later than March 15, 1993; and shall be subject to prepayment at the option of the City at any time at par plus accrued interest to the date of such prepayment.

SECTION 3. Execution of the Notes. The Notes shall be signed in the name of the City by the manual signature of the Mayor, and its corporate seal shall be affixed and attested by the manual signature of the City Clerk.

SECTION 4. Form of the Notes. The Notes shall be in substantially the following form, with such omissions, insertions and variations as may be necessary and desirable and authorized or permitted by this Resolution or any subsequent amendatory or supplementary Resolution adopted prior to the issuance and delivery thereof:

UNITED STATES OF AMERICA
STATE OF MISSISSIPPI
COUNTY OF HINDS
CITY OF CLINTON

TAX ANTICIPATION NOTE

NO. ____________________ Dated: ____________, 1992

KNOW ALL MEN BY THESE PRESENTS, that the City of Clinton, a municipal corporation organized and existing under the Constitution and laws of the State of Mississippi (hereinafter referred to as the "City"), acknowledges itself indebted and, for the value received, hereby promises to pay to _________________, or to order, on the ________ day of _______________, 1993, solely from the source hereinafter mentioned, upon presentation and surrender of this Note, the principal sum of

_________________________DOLLARS ($_________________)

with interest thereon at the rate of _________________________ Percent (____%). The City has the option to prepay this Note at any time at par plus accrued interest to the date of prepayment. Both principal of, and interest on, this Note are payable in lawful money of the United States of America at a depository of the City in Clinton, Mississippi.

This Note is issued to pay the current expenses of the City for the fiscal year commencing October 1, 1992, and is issued in anticipation of the receipt of ad valorem taxes collected for the General Fund of the City for such fiscal year under the authority or, and in full compliance with, the Constitution and laws of the State of Mississippi, including §21-33-325, Mississippi Code of 1972, as amended, and a Resolution duly enacted by the governing authority of the City on 12-1, 1992 (the "Note Resolution"), and is subject to all the terms and conditions of the Note Resolution.

This Note and the interest hereon are payable from the monies received as proceeds for the ad valorem taxes collected for the General Fund of the City for its fiscal year commencing October 1, 1992. Reference is hereby made to the Note Resolution for the provisions thereof, including those pertaining to the terms upon which the Note is issued.

It is hereby certified and recited that all acts, conditions and things required to exist, to happen, and to be performed, precedent to, and in the issuance of, this Note in order to make the same a legal and binding obligation of the City have been performed, and have been performed in regular and due form and time, as required by the Constitution and laws of the State of Mississippi applicable thereto, and that the issuance of this Note is in full compliance with all Constitutional or statutory limitations, provisions and restrictions.

The City may issue additional Notes payable from the tax revenues from which this Note is payable on the terms and conditions and subject to the limitations set forth in the Note Resolution.

IN WITNESS WHEREOF, the City of Clinton, a municipal corporation of the State of Mississippi, has caused this Note to be executed by its Mayor, and the seal of the City to be affixed hereto and attested by its Clerk, and this Note to be dated the date set forth above.

CITY OF CLINTON, MISSISSIPPI
By:

Billy R Smith
BILLY RAY SMITH, MAYOR

ATTEST:

Nelson Byrd
CITY CLERK

SECTION 5. Application of Proceeds of Notes. All monies received from the sale of the Note shall be deposited in the General Fund of the City and used only to pay current expenses of the City.

SECTION 6. Delivery and Payment for Notes. The Notes shall be delivered from time to time by the Mayor when he shall determine that the projected current expenses of the City require that additional funds shall be deposited in the General Fund of the City. One or more Notes shall be executed and delivered in an appropriate denomination and upon the terms and in the form provided in Sections 2, 3 and 4 above upon receipt of payment of the principal amount of the Note or Notes being delivered. Prior to the delivery of any Notes, the Mayor shall determine that, as of the date of delivery and payment of the Note or Notes then being delivered, the principal amount of the Notes which have been delivered pursuant to the provisions of this Resolution and which are then outstanding, plus the principal amount of the Notes then being delivered plus the principal amount of any other Notes issued pursuant to the Act in anticipation of receipt of the tax proceeds from which the Notes are payable, do not exceed Fifty Percent (50%) of the anticipated, but then uncollected, revenues to be produced by the tax levy for the General Fund of the City for fiscal year 1993.

SECTION 7. Payment of Notes. The principal of, and interest on, the Note shall be paid as provided in the Act.

SECTION 8. Issuance of Additional Notes. The City reserves the right to issue additional Tax Anticipation Notes secured by, and payable from, the same tax receipts as are the Notes issued pursuant to this Resolution. Such additional Notes shall be issued in conformity with the Act and shall be secured equally and ratably with the Notes issued pursuant to this issuance.

SECTION 9. Default and Remedies. There shall be an event of default under this Resolution if the City shall fail to pay, or cause to be paid, the principal of, and interest on, the Note as and when the same shall become due and payable. Upon the happening of such event of default, the owner of any Note may proceed either at law or equity to protect and enforce any and all rights under applicable law and under this Resolution.

SECTION 10. Resolution Constitutes Contract. In consideration of the acceptance of the Note by the purchaser, this Resolution shall be deemed to be, and shall constitute, a contract between the City and the owners of the Note, and the covenants and agreements herein set forth to be performed by the City shall be for the benefit, protection and security of the owner of the Note.

SECTION 11. Modification or Amendment. No material modification or amendment of this Resolution or of any Resolution amendatory thereof or supplemental thereto may be made without the consent in writing or the owner of the Notes.

SECTION 12. Severability of Invalid Provisions. If any one or more of the covenants, agreements, or provisions of this Resolution should be held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited or against public policy, or shall, for any reason whatsoever, be held invalid, then such covenants, agreements or provisions shall be null and void and shall be deemed separate from the remaining covenants, agreements or provisions, and shall in no way affect the validity of any of the other provisions of this Resolution or of the Note.

SECTION 13. No-Arbitrage Covenant. The City does covenant and certify to and for the benefit of the owners of the Note that it will neither take any action nor omit to take any action, or make any investment or use of the proceeds from the issuance and sale of the Note, or any of the funds created pursuant to this Resolution, or funds "treated as proceeds", if any, which will cause the Note to be classified as "arbitrage bonds" within the meaning of §103(c) of the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder, as such may be applicable to the Note at the time of such action, investment or use.

SECTION 14. Payments Due on Sundays and Holidays. In any case where the date of maturity of interest on, or principal of, the Note shall be in the City of Clinton, Mississippi, a Sunday or a legal holiday, or a day on which banking institutions are authorized by law to close, then payment of interest or principal pursuant thereto need not be made on such date, but may be made on the next succeeding business day which is not a Sunday, a legal holiday, or a day on which banking institutions are authorized by law to close, with the same force and effect as if made on the date of maturity and no interest shall accrue for the period after such date.

SECTION 15. Repealing Clause and Effective Date. That all ordinances, resolutions or orders of the governing authority of the City of Clinton, Mississippi, in conflict with the provisions of this Resolution shall be, and the same are, hereby repealed, rescinded and set aside, but only to the extent of such conflict.

SECTION 16. Where this Resolution speaks of the Mayor taking some action, the Mayor Pro Tem is hereby authorized to act in the Mayor's absence.

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

Alderman Ryan voted: AYE
Alderman Ferrell voted: AYE
Alderman Valente voted: AYE
Alderman Montgomery voted: AYE
Alderman Johnson voted: AYE
Alderman Lott voted: AYE
Alderman Todd voted: AYE

APPROVED on the 1ST day of DECEMBER, 1992.

Billy R Smith
BILLY RAY SMITH, MAYOR

ATTEST:

Nelson Byrd
NELSON BYRD, CITY CLERK

//

RESOLUTION

WHEREAS, the Mayor and Board of Aldermen find that there is a need for more and improved park and recreational facilities throughout the City of Clinton for organized sports, family parks and neighborhood playgrounds; and

WHEREAS, the Mayor and Board of Aldermen desire to go forward with improvements at Traceway Park in a manner that will meet the facility requirements of a full, well-balanced recreational program adequate to support organized sports, particularly soccer, baseball and softball; and

WHEREAS, the construction of facilities at Traceway Park must be accomplished consistent with the needs of the various sports in light of contractual and economic restraints imposed upon the City by law and the terms and conditions of leases upon Sixteenth Section Public Trust lands; and

WHEREAS, it is in the public interest to expand and improve park and recreational facilities throughout the City simultaneously with improvements at Traceway Park; and

WHEREAS, it is the desire of the Mayor and Board of Aldermen to have the needed new and expanded facilities, including those at Traceway Park, available for use beginning in the spring and summer of 1993;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The City Engineer, Richard Broome, is directed to complete expeditiously the design, plans and specifications and cost estimates for the following projects:

a. renovation of two (2) adult softball fields for youth play at Traceway Park;

b. construction of four (4) youth baseball/softball fields at Traceway Park;

c. costruction of three (3) soccer fields at Traceway Park;

d. construction of a family park at the former

Southwest Lagoon site;

e. construction of three (3) adult softball fields on Springridge Road on land made available by the County;

f. construction of a playground on Northside Drive on property adjacent to Fire Station #3 to include a basketball court, shooting square and playground equipment.

The plans and specifications for the above facilities shall include convenient general access, parking and handicap access, and the City shall immediately obtain the right of necessary access to all facilities, particularly the Southwest Lagoon.

2. The Engineer is directed to prepare the design, plans and specifications so that major elements of the projects, particularly earth work, can be provided and/or bid and completed as a separate contract or undertaking to include accomplishing earth work through an Interlocal Agreement with Hinds County.

3. The expenditure of bond money shall be made so that maximum advantage can be taken of services that the City and/or County can provide.

4. Land rights from the National Guard and the Clinton Public School District for the new soccer fields shall be acquired.

5. Appropriate arrangements with the Clinton Public School District Board to harvest timber and to make the major alterations required for the projects located on Sixteenth Section land shall be made.

6. Negotiate and enter into appropriate agreements with Mississippi College for use of facilities that can be used by the City to meet park and recreational needs.

7. Upon receipt of cost estimates and approval of the necessary agreements, individual contracts and/or Interlocal Agreements necessary to construct the above-named projects, the budget of the City shall be appropriately amended to permit the immediate construction of said projects.

8. It is also the desire of the City to fully own and control land upon which major park and recreational facilities are maintained, and to that end, a continuing effort shall be made to acquire such land.

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

Alderman Ryan voted:	AYE
Alderman Ferrell voted:	AYE
Alderman Valente voted:	AYE
Alderman Montgomery voted:	AYE
Alderman Johnson voted:	AYE
Alderman Lott voted:	AYE
Alderman Todd voted:	AYE

APPROVED on the 1ST day of DEC., 1992.

Billy R Smith
BILLY RAY SMITH, MAYOR

ATTEST:

Nelson Byrd
NELSON BYRD, CITY CLERK

AMENDING OF RULES AND REGULATIONS

ADD TO PAGE 11

2.0 TYPES OF EMPLOYMENT

2.10 PART-TIME/FULL-TIME EMPLOYEE: A employee that is hired to work part-time on a full-time basis. This employee will be entitled to the same benefits as a full-time employee, if the employee works at least a average of 19 hours a week.

CITY OF CLINTON
PERFORMANCE PAY SCHEDULE IV
PROFESSIONAL & MANAGERIAL
ADD TO SCHEDULE IV

PAY GRADE	POSITION TITLE	
PM 10-1	ENGINEER	$30,101.68
		2,508.47
JOB DESCRIPTION ATTACHED		1,254.24
		14.47

CITY ENGINEER

NATURE OF WORK

This is a highly responsible administrative, professional and technical work in assisting the Public Works Director in making final inspections of Public Works Construction. The incumbent must exercise considerable independent judgement and indiscretion in carrying out the responsibilities. Incumbent works under general supervision of the Public Works Director.

ILLUSTRATIVE EXAMPLES OF WORK

His duties will include the review of plans, specifications, plats and other documents submitted by other engineers for the construction of subdivisions within the City of Clinton.

He will review the plans, specifications, reports, and other documents prepared for the City by Engineering Consultants.

He will assist in making final inspections of Public Works Construction.

Performs other duties as assigned.

DESIRABLE KNOWLEDGE, ABILITIES AND SKILLS

Thorough knowledge of construction and maintenance methods, materials and equipment used in engineering procedures.

Ability to analyze complex situations and recommend proper courses of action.

Must maintain a valid Mississippi vehicle operator's license.

DESIRABLE EDUCATION AND EXPERIENCE

Graduation from an accredited four (4) year college of university with major work in engineering.

Shall hold and maintain a current registration as a licensed Professional Engineer with the Mississippi State Board of Registration for Engineers and Land Surveyors.