

**REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, MARCH 2, 1993 - 7 P.M.
MUNICIPAL COURTROOM - 305 MONROE STREET**

The Mayor and Board of Aldermen of the City of Clinton, Mississippi, met in Regular Meeting on Tuesday, March 3, 1993, 7 P.M., at the Municipal Courtroom, 305 Monroe Street.

WELCOME AND CALL TO ORDER

Mayor Billy Ray Smith welcomed everyone to the first Mayor and Board of Aldermen's Meeting in the new courtroom facility at 305 Monroe Street, and stated that he appreciated everyone's support of the construction of said facility.

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

The Invocation was led by Alderman Jean Johnson wherein he movingly recognized that ultimately all we have personally and collectively belongs to God and therein dedicated the new courtroom facility and City Officials to the service of our Community. The Invocation was followed by the Pledge of Allegiance to the Flag led by Alderman Phil Fisher.

ROLL CALL - Deputy Clerk Brooxye Sessums, acting for City Clerk Byrd who was out sick.

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

City Attorney William E. Spell

Absent - City Clerk Nelson Byrd

PROCLAMATION GIVEN TO CLINTON HIGH SCHOOL ARROWS

Noting that the Clinton High School Arrow Soccer Team has for the second time in the last three years captured the State Soccer Championship Title bringing favorable notice to the Clinton Public School System and the City of Clinton, Mayor Smith publicly congratulated the Arrows and Coach Hugh Christian, and presented the 1992-1993 Arrows with a framed commendation proclamation with a copy being made a part of the permanent records of the City of Clinton.

APPROVAL OF CONSENT AGENDA ITEMS A-Z:

MOTION made by Alderman Johnson and **SECONDED** by Alderman Ryan to approve Consent Agenda Items A-Z as listed on pages 925-927, noting that Consent Agenda Items D and L, will serve to advertise favorably the opportunities, possibilities, and resources of the City of Clinton. Claims Docket listed in item B and Quotes listed in items E, G, and P are on file in the Office of the City Clerk.
MOTION CARRIED UNANIMOUSLY.

SPECIAL EXCEPTION FOR DAY CARE GRANTED

Acting upon the unanimous recommendation of the City of Clinton Planning and Zoning Board to grant that special exception request of Shannon Daniels and Lisa Singletary to place a Day Care Center on Highway 80 between Funtime Skateland and Clinton East Mall, noting that proper public hearing was held before the City of Clinton Planning and Zoning Board on February 23, 1993, as shown

by Proof of Publication found on page 928 of this Minute Book V, MOTION made by Alderman Lott and SECONDED by Alderman Johnson to grant said special exception. MOTION CARRIED UNANIMOUSLY.

APPROVAL TO APPOINT A PARKS & RECREATION ADVISORY COMMITTEE

MOTION made by Alderman Fisher and SECONDED by Alderman Valente to approve the appointment of a Parks & Recreation Advisory Committee as outlined on page 929 of this Minute Book V. Prior to a vote being cast, it was determined that appointments should be on a rotating basis as is current practice with our other City Advisory Boards. MOTION made by Alderman Valente and SECONDED by Alderman Lott to amend the original motion to establish that (Section 2: Appointment & Terms on page 929) representatives on said Board shall be residents of the ward they represent with initial terms of appointments being drawn by lot with three appointees being appointed to a one year term of office; three appointees to a two year term of office; and three appointees to a three year term of office thereby establishing the staggering or rotating system. AMENDMENT-TO-THE-MOTION-CARRIED UNANIMOUSLY and MOTION-AS-AMENDED-CARRIED UNANIMOUSLY. Prior to the adjournment of this meeting, lots were cast with the following results for initial terms: Wards 1, 3, and one of the Mayor's appointees will serve a one year term; Wards 2, 5, and 6 will serve a two year term; and Ward 4, the Alderman-at-Large appointee, and the second Mayoral appointee shall serve a three year term.

PARKS & RECREATION BOND ISSUE MONEY/TRACEWAY PARK PLANS DISCUSSED

Following an approximate one hour discussion in which Jim Flanagan, Paul Mucho, and David Harrington (Clinton Baseball/Softball Association) and Dwight Tidwell (Clinton Soccer Association) requested the Board to move forward with the parks and recreation bond issue improvements planned at Traceway Park, and to begin immediately (while waiting on the completion of the earthwork) soliciting and awarding bids for those planned improvements that must be contracted out, the audience was assured that Mayor Smith and City Attorney Spell were on the March 3, 1993, Hinds County Board of Supervisors Agenda to request an Interlocal Agreement between the Supervisors and the City of Clinton to assist with earthwork for the field improvements at Traceway Park, and that upon the Supervisors approval, the Mayor and City Attorney will hand-carry the paperwork through the Attorney General's Office to expedite matters; however, the audience was also cautioned that even if this Interlocal Agreement could be finalized in the next couple of days, the Hinds County Board of Supervisors will still determine when the actual earthwork will begin.

MOTION made by Alderman Johnson and SECONDED by Alderman Ryan for Mayor Smith to secure a copy of the Traceway Park Improvement Plans as soon as possible tomorrow morning and hand deliver a copy to the Board of Aldermen for their review including one complete copy of contract documents and specifications, and then if necessary after meeting with the Hinds County Board of Supervisors regarding that Interlocal Agreement mentioned above, to call a Special Meeting of the Mayor and Board of Aldermen to expedite matters further. MOTION CARRIED UNANIMOUSLY.

Copy of the Clinton Baseball/Softball Association position and petition containing approximately 200 signatures as presented to the Mayor and Board of Aldermen during Mr. Mucho's presentation may be found on pages 930-939 of this Minute Book V. It was noted that Mr. Mucho did state that once the Bond Issue Money has been allocated for the specific improvements promised in Traceway Park that the CBSA would support using remaining Bond Money to purchase land for a family park.

PURCHASE OF PRICE PROPERTY FOR CITY PARK POSTPONED

Mayor Smith requested agenda item #9, discussion/action on the

purchase of the Price Property for a comprehensive City Park be postponed until the next Board Meeting. NO BOARD ACTION.

KING APPOINTED TO PLANNING AND ZONING BOARD

MOTION made by Alderman Johnson and SECONDED by Alderman Lott to appoint Mrs. Bettye King to fill the unexpired term of Greg Gearhart on the City of Clinton Planning and Zoning Board as the Ward 5 representative. MOTION CARRIED UNANIMOUSLY. Said appointment begins immediately and expires 1-1-95.

UPDATE ON SOUTHWEST WASTE AUTHORITY

Mayor Smith gave brief update as shown on pages 940-941 of this Minute Book V regarding the Southwest Waste Authority including tipping fees proposed and a listing of the members appointed to the Negotiating Team to negotiate with the vendors as listed who submitted proposals. Mayor Smith told the audience that solid waste disposal was going to be a tremendous problem in the future. Mayor Smith will update the Board once the Negotiating Team has completed negotiations. NO BOARD ACTION.

RESOLUTION ADOPTED AUTHORIZING EMINENT DOMAIN PROCEEDINGS TO ACQUIRE ADDITIONAL LAND FOR LOVETT LAGOON RELOCATION

Noting the necessity to acquire an additional six acres of land adjacent to the Lovett Lagoon for the relocation of said lagoon and its construction approximately 100 yards distance from where the failed clarifier now stands, and that negotiations with the said six property owners have failed to result in a reasonable purchase price, it was the advice of counsel to file eminent domain proceedings in order to meet the DEQ deadlines imposed on the City. MOTION made by Alderman Ferrell and SECONDED by Alderman Ryan to adopt that Resolution found on pages 942-946 of this Minute Book V condemning said property for public use and authorizing said eminent domain proceedings. MOTION CARRIED UNANIMOUSLY.

ENGINEERING CONTRACT - WILLIFORD, GEARHART, & KNIGHT, INC. REVISED

MOTION made by Alderman Valente and SECONDED by Alderman Fisher to approve the revised engineering contract with Williford, Gearhart & Knight, Inc., for the Briars Wastewater Treatment Facility as found on pages 947-949 of this Minute Book V. MOTION CARRIED UNANIMOUSLY.

OTHER BUSINESS

A. MOTION made by Alderman Ferrell and SECONDED by Alderman Lott approving that equipment rental agreement found on page 950 of this Minute Book V which transfers rental of the equipment storage trailer for the Lovett/Sumner Hill Wastewater Treatment Facility from Joseph Constructors to the City of Clinton at a cost of \$100.00 per month payable to Highway 80 Trailer Rental. MOTION CARRIED UNANIMOUSLY. Additionally, Public Works Director Alderman stated that the City will also assume the electric meter monthly charges at said site.

B. Mayor Smith requested the Board of Aldermen to review the materials distributed at this meeting inclusive of the Federal Guidelines for Utilities; a listing of those candidates who have qualified to date for the 1993 Municipal Election; and notice of two upcoming ribbon cuttings for Merchants & Planters Bank and Edward D. Jones Company on March 10 and 11, 1993, respectively.

C. The City no longer needing the easements from Mississippi College and Clinton Partnership (Brighton Subdivision) which were acquired at no cost to the City when the City had previously planned to move the Southwest Lagoon but then was able to re-work

said lagoon on its present site making said easements unnecessary, MOTION made by Alderman Johnson and SECONDED by Alderman Ryan that said easements as found on pages 951-963 of this Minute Book V be re-conveyed to the original owners. MOTION CARRIED 7-0 with Alderman Valente abstaining due to his employment with Mississippi College. City Attorney Spell to draw up re-conveyance documents.

EXECUTIVE SESSION - 8:47 P.M.

Acting upon the recommendation of City Attorney Spell to go into Executive Session to discuss proposed litigation in City of Clinton vs. Anderson Engineers, Joseph Constructors, and Trans-America Bonding Co., for the purpose of updating the Board regarding settlement negotiations, and to consider litigation strategy and determine contents of the complaint, MOTION made by Alderman Ferrell and SECONDED by Alderman Lott to go into Executive Session. ROLL CALL VOTE: Alderman Ryan - "aye", Alderman Ferrell - "aye", Alderman Valente - "nay", Alderman Todd - "abstain", Alderman Fisher - "aye", Alderman Johnson - "aye", Alderman Lott - "aye". MOTION CARRIED 6-1 with Alderman Valente casting the "nay" vote and Alderman Todd abstaining.

Prior to actually going into Executive Session, the Board took a 13-minute break to clear the Board Room. Upon entering Executive Session, those present were: Mayor Billy Ray Smith; Aldermen Ryan, Ferrell, Valente, Todd, Fisher, Johnson, and Lott; City Attorney Spell; Public Works Director Alderman; Engineers Richard Broome and Greg Gearhart; and Deputy Clerk Brooxye Sessums.

Following discussion of proposed litigation matters as outlined above, MOTION made by Alderman Ferrell and SECONDED by Alderman Fisher to return to OPEN SESSION at 9:55 p.m. MOTION CARRIED UNANIMOUSLY.

AUTHORIZATION FOR CONTINUATION OF LOVETT LAGOON LITIGATION

MOTION made by Alderman Ferrell and SECONDED by Alderman Ryan to continue litigation in the Lovett Lagoon matter. MOTION CARRIED 7-0 with Alderman Todd abstaining.

ADJOURNMENT - 10:05 P.M.

There being no further business to discuss, MOTION made by Alderman Ferrell and SECONDED by Alderman Fisher to Recess until March 16, 1993, 5 P.M. MOTION CARRIED UNANIMOUSLY.

Copy of Agenda may be found on Pages 925-927 of this Minute Book V.

APPROVED: Billy R. Smith 3-4-93
Billy Ray Smith, Mayor Date

ATTEST: Brooxye Sessums 3-4-93
Brooxye Sessums, Deputy Clerk Date

SEAL

ALDERMEN
O. C. George Ferrell
Ward One
Edward J. Valente
Ward Two
Ben L. Todd
Ward Three
Keith N. Montgomery
Ward Four



Billy Ray Smith, Mayor

ALDERMEN
Jean W. Johnson
Ward Five
Sharbert K. Lott
Ward Six
Willard A. Ryan
Alderman-At-Large
Nelson Byrd
City Clerk

MEMO TO: Board of Aldermen and
Any Interested Party

FROM: Mayor Billy Ray Smith

SUBJECT: "Other Business" to be considered at March 2, 1993 Meeting

DATE: March 1, 1993

The following item is hereby added to the Consent Agenda as item 5-Z to be considered at the March 2, 1993, Board Meeting:

5-Z. - \$64,924.00 to Satterfield Construction, Inc., for Cotton Acres Subdivision Sanitary Sewer Improvements Phase 2.

Sincerely,

A handwritten signature in cursive script that reads "Billy Ray".

Billy Ray Smith
Mayor

bls

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

PASTE AD HERE

PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

230 Zoning Notices

NOTICE OF
ZONING HEARING
Notice is hereby given to those parties in interest that there will be a hearing on February 23, 1993 at 7:00 P.M., at the A.E. Wood Memorial Library, 111 Clinton Boulevard, Clinton, Mississippi, for the purpose of determining whether or not a special exception shall be allowed on the following described property located in the City of Clinton, Mississippi:

Beginning at the Southeast corner of the Southwest Quarter of Section 28, Township 6 North, Range 1 West, and run thence North along the East line of the Southwest Quarter a distance of 560.0 feet to a point marked by a found iron pin on the North right-of-way line of U.S. Highway 80; run thence North 60 degrees 25 minutes West along said North right-of-way line a distance of 572.0 feet to the Point of Beginning of the land here in described; from said point of beginning continue thence North 60 degrees 25 minutes west along said right-of-way line a distance of 160.0 feet to a point; turn thence to the right through an angle of 90 degrees and run north 29 degrees 35 minutes East a distance of 400.0 feet a distance of 160.0 feet to a point; said point being 17.9 feet Southwesterly from, and at right angles to a fence in place, run thence south 29 degrees 35 minutes West a distance of 400.0 feet to the point of Beginning of the land herein described. The above described land and property lying and being situated in the East half of the Southwest Quarter of Section 28, Township 6 North, Range 1 West, First Judicial District of Hinds County, Mississippi none particularly described above.

APPROVED
/s/ Billy R. Smith
BILLY RAY SMITH
MAYOR OF CLINTON, MS
ATTEST
/s/ Nelson Byrd
NELSON BYRD
CITY CLERK
February 8, 1993

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 February 8, 19 93

Date _____, 19 _____

Date _____, 19 _____

Date _____, 19 _____

Date _____, 19 _____

Number of Lines 72

Published 1 Times

Total \$ 25.04

Signed Hollie Barlow
Authorized Clerk
of The Clarion-Ledger

Sworn to and subscribed before me the 8th day of
February 19 93

Jane Spather
Notary Public

My Commission Expires:
NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE
MY COMMISSION EXPIRES: Nov. 23, 1996.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

Day Care between Skateland + C. Mall

(Seal)

PARKS & RECREATION COMMITTEE

MISSION: An advisory committee to the Mayor and Board of Aldermen that is tasked with overseeing the direction and development of the City of Clinton's Parks & Recreational facilities. This committee will assure a balance of athletic activities for all ages and interests in the City. These activities should include but are not limited to walking, running, baseball, bicycling, softball, tennis, basketball, soccer and playgrounds.

APPOINTMENT & TERMS: The committee should be made up of nine Clinton citizens. Each ward will select one representative; the alderman-at-large will select one person; and the Mayor will have two selections. One of the Mayor's selections will serve as chair. Each committee member will serve a three year term.

DUTIES:

- (1) Represent the wards concerns and interests at each meeting.
- (2) Assure a balance of activities that represent the athletic interests of the entire City. The scope of these activities are listed in the Mission statement.
- (3) Recommend potential locations for these facilities throughout the City and assure these locations are mutually beneficial to the other activities.
- (4) Work with the various athletic organizations in Clinton to promote tournaments or events that will be beneficial to the image, economy, and welfare of the City.
- (5) Develop long range plans for the Parks & Recreation Department.
- (6) Make recommendations on the policies, procedures, and programs of the City's Parks & Recreation Program.

MEETINGS: Meetings shall be held the second Tuesday of the month at 7:30 p.m., at the Parks & Recreation building located in Traceway Park. A majority of members must be present to conduct business.

These meetings shall be open to the public. Anyone wishing to place an item on the agenda should contact the chairperson one week prior to that meeting.

All decisions of this committee will be referred to the Mayor and Board of Alderman for a final vote.

The Clinton Baseball/Softball Association Board of Directors (CBSA) has been approached by the City of Clinton seeking support of a decision made by the city. This decision is to use \$85,000.00 of the Parks and Recreation Bond money toward the purchase of land for a family park. The CBSA Board does not oppose the purchase and development of property for a family park.

The CBSA Board has reviewed the original bond passed in Sept. of 1990, the compromise proposal approved Nov. of 1992 and the progress of improvements included in that proposal. Therefore, the CBSA Board of Directors **does not support** this or any other decision by the City of Clinton to use this bond money for any other purpose until the monies for these improvements has been allocated.

I hereby show my support of the CBSA Board of Directors decision by signing below.

A:CBAPET

I hereby show my support of the CBSA Board of Directors decision by signing below.

NAME	ADDRESS
Steve Graham	216 Casa Grande
Jane Jones	421 Trailwood
Charlotte Bledsoe	1209 Foxhill Dr.
Ann Jensen	101 Lane Circle
Ann Jensen	1404 Rosemont
Charles Moody	2117 old Vicksburg Rd
Tom M. H.	100 Longwood
Don Miller	1203 Foxhill
Joe Gode	107 Elm Cove
Arthur Hayes	104 Linda Dr.
Don H. H.	107 Red Oak Rd
Phyllis Mathan	2877 N. Harrell Rd.
Cheryl Moss	806 Franklin Dr.
David Layman	322 Casa Grande
Senya Gzell	114 Heatherlyan Cr.
Tommy Gzell	103 Park Place
Angie Gzell	74 Parker Drive
Kenneth Watras	1210 Dartmoor Dr.
R. L. Holder	618 MORGANSE TRAIL
Derrick Mason	1907 MARSHALL PL
Bobby Aderson	201 TRAILWOOD PR.
Forrest Jensen	902 Dogwood
Arny Keel	1213 Pinetree Dr
Terri Cole	709 Oakwood Dr.

I hereby show my support of the CBSA Board of Directors decision by signing below.

NAME	ADDRESS
Dorrie G. Mollen	2006 M. Raven Rd -
Stacy L. Kiffin	500 Crosskeys Dr. Clinton -
Cherry Tucker	3003 Spruce Rd. Clinton -
Tae Cable	106 Spence Cove Clinton -
Wanda Adders	719 Tanglewood Dr. Clinton -
Candy Anderson	422 Pato Pl. Clinton -
Pat Jones	Box 262 - Glora, MS. 39071 -
Doug Hare	108 Hickory Lane Clinton -
Johnny Weaver	502 Woodstone Road Clinton -
Jim Stewart	614 Benton Rd. Clinton -
My Hall	499 Springridge Rd Clinton -
Babette Assempor	3333 W. Northside Clinton -
Linda Lett	414 Trailwood Dr. Clinton -
Wm. Yough	405 Green Creek Rd. Clinton -
Beverly A. Hutchison	133 Mural St. - Clinton, MS -
Wanda Walke	319 Oak Hill Dr. Clinton -
Kathie Andersen	105 Love Circle Clinton MS -
Carol Williams	124 Belwin Dr Clinton -
Tom Edwards	313 Shadow Wood Dr. -
Steve Foy	110 Country Cove -
Wm. Smith	123 Spanish Moss -
W. Nicholson	103 Oakridge Ave, Clinton, MS -
Steve Doul	#03 Camp GARYWA RD -
Ed Graham	6 PHEASANT RUN -

I hereby show my support of the CBSA Board of Directors decision by signing below.

NAME

ADDRESS

David Scheggs	1609 Normandy Dr Clinton
Carol King	1212 Pineview Dr. Clinton
Michael D. Porter	101 Tam O'Shanta Cove Clinton
Mike Nail	370 SW Lindale Dr. Clinton
William W. Porter	104 Oakridge Cove "
Charles Bretholz	900 E College St
Bonnie St Laab	112 Indian Summer Lane "
Thomas L Smith	PO Box 684 Clinton MS 39060
Dorothy Vance	416 Woodstone Apt C-3
Joyce R. Light	1009 Laurelwood Dr. MS 39056
Norma Tucker	201 Casa Grande
Ann Thudrott	101 Lauren Lane
Carol Hazelwood	1314 Rosemont Clinton
Guy Hazelwood	1314 Rosemont Clinton
Gusau Kackley	110 Los Pueblos Clinton
Ron Kackley	110 Los Pueblos Clinton
June B. Barclay	108 Easthaven Dr. Clinton
Melvin P. Hood	1206 Hake Rd. Jackson, MS 39209
Robert Lyke	105 Sweetgum Lane Clinton
Russ Blum	102 Tam-O-Shanta Ave
Linda Ingram	1502 Edgewood Pl Clinton
Ruthie Gore	208 Berry Dr. Clinton
Cardace Barnett	5 Sylwood Pl. Jackson 39209
Rebecca Wingo	345 Woodstone Rd-M-7-

I hereby show my support of the CBSA Board of Directors decision
by signing below.

NAME	ADDRESS	
Anna D. Tamm	101 Susan Circle	Clinton 924-4880
Mel Malpas	8 Northwood Pl.	Clinton - Ms. 924-2825
Helen Newell	105 Moss Wood Lane	Clinton 924-4366
Ralph S. Rulif	11 Northwood Dr.	Clinton, Ms - 924-4174
SAVICE Rushing	11 NORTHWOOD	Clinton - 924-4156
Richard Nuckolls	1810 Gloucester Pl	Clinton - 924-9181
Jay R. McKee	111 Ambrosewood	Clinton - 924-9703
Angie Ray	102 KIMBERLY COVE	CLINTON - 924-3579
Wanda D. Dyer	1703 Huntcliff way	- 924-2575
Jerry W. Bunt	902 Live Oak	Clinton - 924-8601
Bob Palmer	118 Kent Lane	Clinton - 924-5588
Robert T. Everhart	107 LONGWOOD DR.	CLINTON - 924-0117
Green Everhart	107 Longwood Dr.	Clinton - 924-0117
Joe Mercha	210 Hoo C	Clinton - 922-1461
Steve Scott	104-A Suzanne Cove	Clinton - 924-6865
Walter Lambert	499 Springidge E-22	Clinton - 924-9049
Carol Clendenen	505 Jefferson St	Clinton - 924-6573
Sammy M. Brown	115 Bymeadowick	Clinton - 924-3331
E. D. Dyer	300 Monkey Ln -	Clinton - 924-9043
Lisa Wadford	130 Lacey Pine Ln	Clinton - 924-7817
Rayn Meely	207 CAMP GARAYWA RD	Clinton 924-4461
Patricia White	314 Warwick Rd.	Clinton Ms - 924-9367
Dianne Carter	345 Woodstone Rd	Clinton Ms - 924-4944
Debbi Melton	101 Pinehaven Place	Clinton MS 924-8391

I hereby show my support of the CBSA Board of Directors decision
by signing below.

NAME

ADDRESS

James J. Sims	212 Oak Hill Cir. Clinton -
Charles M. Crisco	616 MORGANSE TRAIL -
Richard J. Tuller	112 Heatherlynn Cr. Clinton, MS -
Beverly Barnett	4270 Williamson Rd. Clinton, MS -
Karyle D. Kyzar	1432 Clanchester TXN 39212
John Rees	8555 Hwy 49 N JACKSON, MS. 39209 -
David Bailey	107 Lake Forest Lane Clinton -
Mike Townsend	103 Keith Lane Clinton -
John Smith	126 Clair Dr. Clinton -
Chris Nix	21 Sylva St. Jackson 39209 -
John Callahan	406 Church Clinton -
Coni Jones	500 E. Northside Dr. Apt D-7 Clinton -
Billy Stark	1008 Eager St. Clinton, MS. -
Jennie Bibbs	487 Glenora Ave Jackson, Ms. 39209
Dorothy Harris	5695 Jean Mary St MS 39209
Harvey Day	303 Railroad Dr. Clinton -
Jersea Datta	8067 N. McRae Dr. Jackson, MS -
Ron Brown	2048 Thigpen Rd. Raymond, MS. 39154 -
Al Vann	120 Farnham Clinton MS. 39056
Brenda Weed	1608 Melrose Pl. Clinton, MS. 39056
Kathy Coward	1006 Amherst Clinton, MS 39056
Deanna Hissaw	102 Autumn Way 39056
John Hutor	1655 Pritchard Clinton MS 39036
Ray Ingram	108 Green Oak Cove " " 39056
Donna Ingram	108 Green Oak Cove " " 39056

I hereby show my support of the CBSA Board of Directors decision
by signing below.

NAME	ADDRESS
Ken Egle	630 Berkshire St. Clinton
Judy Roberson	112 Lowe Cir., Clinton
Kay Smith	202 Lake Forest Ln., Clinton
Donald S. Smith	301 HOBBY FARMS RD. CLINTON
John J. Moore	103 Garaywa Cove, Clinton
Bobby Dalton	102 Roanwood Ct. Clinton
Ann Blakely	106 B. Meadowood Dr. Clinton
John J. Goble	711 Poika DR. Clinton
Josie Runge	409 WARWICK RD. CLINTON
Beverly May	705 WOODRIDGE PLACE CLINTON
Dene May	705 WOODRIDGE PLACE CLINTON
Cal Mardis	105 Hickory Hills Dr. Clinton
Gayle Ford	1200 Dartmore Dr., Clinton
Kurt Ford	1200 DARTMORE DR. " "
Donna Dance	111 Dublin St. Clinton
Donna Mardis	105 Hickory Hills Dr. Clinton
Beth Carr	102 Pinehaven Cove, Clinton
Barbara Brent	902 Live Oak Dr., Clinton
Mike Dawson	103 Eva Ln. Clinton
Ryan Logan	1013 Laurelwood Dr. Clinton
Bill Richardson	1 Starling Sq. Clinton
Loren Jones	212 Oak Hill Circle, Clinton
Patsy Mucke	204 William Dr. Clinton, MS
Ed H. Lind	212 Oak Hill Circle, Clinton

I hereby show my support of the CBSA Board of Directors decision
by signing below.

NAME	ADDRESS
Richard Adcox	122 Murial St, Clinton, MS
Eleanor Adcox	122 mural St, Clinton MS
M. A. McCollough	806 Live Oak Dr Clinton, MS
Brenda Black	302 Corp Paragon Rd Clinton
Mike Kelly	123 Heatherlynn Clinton
David Winham	704 Parker Dr Clinton MS-
Ronald Wilson	403 PATIO PL CLINTON, MS.
W. M. McQuinn	15022 Hargrett Bolton, MS
Walter Robinson	-
Blayne Sandraqui	1320 Rosemont Dr. Clinton, MS.
Phil Church	108 Pincham Cone Clinton
Rebecca Swanner	101 Meadow Cone Clinton
Paul Macho	204 William Dr. Clinton -
Tommy Davis	104 OAK CIR CLINTON MS-39056
Lynne Waterbury	406 Hathaway Dr. Clinton -
James R. Brown	206 Stafford Dr. Clinton -
Alon Bee	108 Longwood Clinton -
Sam D. Owen	108 Clinton Blvd. -
Myra J. Hewes	P.O. BOX 701 Clinton, MS-39060
Ethel V. Bolton	103 Patton Dr. " " - 39056
Tommy Wilkerson	100 Cedar Hill Dr Clinton MS 39056
James C. Davis	107 Contry Cove Clinton MS 39056
W. D. [Signature]	1904 Cox Ferry Rd Florey, MS. 39071
Gary Cronin	519 E. LEAKE ST. 39056-

I hereby show my support of the CBSA Board of Directors decision by signing below.

NAME	ADDRESS	
Mary Beth Cronin	519 East Lake St	39056 -
Jackie Patterson	109 Angelia Lane	39056 -
Bill Cunningham	147 Green Forest Drive	39056 -
Joe Jimenez	502 W. College	39056 -
Nancy W. Colvig	408 Hathaway	39056 -
Markes P. Cobell	408 Hathaway	39056 -
Jim Hagan	2190 Pinalon	39056 -
Dary Blum	514 Bellevue	39056 -
Bobly Waterbury	406 Hathaway	39056 -
Dick Williams	10 EASTHAVEN	39056 -
Jim Bayley	108 Enchanted Dr	39056 -
Ann C. Banks	17443 Hwy 22	39209 -
Omega Holden	544 Bellevue St	39056 -
Dale Haldness	544 Bellevue st	39056 -
Ronnie Bagwell	1406 Post Rd	39056 -
Donna Welch	124 Scotland Rd	39056 -
Wanda Waldon	308 Lutane Dr.	39056 -
Joe Greene	1006 Laurelwood	39056 -
Jane Mynthe	101 Kerish	39056 -
Mr. Beasley	Rt 2 Box 273	39209 -
Jim Santig	31 J Cascades Cir. w.	39056 -
Barbara Brown	909 Oak Hill Cir	39056 -
Cindy Smith	911 Oak Hill Cir	39056 -
Jim Parker	207 Willowbrook Dr.	39056 -

I hereby show my support of the CBSA Board of Directors decision
by signing below.

NAME

ADDRESS

Sharon Bishop

216 Shadow Wood Dr. -

David Bishop

1613 TWIN OAKS Clinton -

Rich M. Lilly

4039 TROTTER RD. BOLTON MS. -

Lynell Turner

107 Clinton Blvd E-2 Clinton

Vicki Freeman

200 Talane Dr. -

Melanie DiBaise

107 Modelle Dr. -

Joe Myrick

139 Green Forest DR. -

Dud Watkins

26 Sylwood Pl. Jackson MS. -

Brenda Jordan

1222 Clydesdale Clinton Ms.

Jani Pote

1504 Appleton Clinton, MS.

Sueley Coleman

119 Indian Summer Lane -

John Broder

610 Lima Dr. -

Patricia Helms

106 Los Pueblos Dr. Clinton, MS.

Larry Thomas

108 Sweetgum Ln Clinton

Mark Phillips

110 STONECONE CLINTON

Karen Legley

542 Belle Place Clinton

Jay R. Hill

310 Trailwood Dr Clinton -

John W. Henson

199 BERRY DR CLINTON

Gregory H. Bode

418 Trailwood Dr. Clinton

Dick & Mel

1005 POST RD CLINTON -

RECEIVED

FEB 25 1993

MEMORANDUM

CITY OF CLINTON

TO: Participants in the Request for Proposals Process
FROM: Authority Negotiating Committee
DATE: February 22, 1993
RE: Proposal Update

The Negotiating Committee met Friday, February 19 with Alice Perry, John Hayden and Dial Parrott who presented and summarized the contents of the Proposals received February 9.

Proposals were received from Chambers Development Company, Empire Sanitary Landfill, Santek Environmental, and Waste Management. The waste disposal cost on a per ton basis ranges from approximately \$20 to \$35 per ton for the first year of operation.

The Chambers Development proposal was non-responsive to the requirements of the RFP. The Negotiating Committee recommends to the Authority that Chambers Development be eliminated from the negotiating process.

Each of the other proposals were responsive to the RFP and could result in a business structure acceptable to the Authority. Each proposer made significant alterations to the Customer and License Agreements provided in the RFP, a strategy on their part which was not unexpected. Face-to-face negotiations with the proposers should serve to clarify the final positions of the Proposers.

John and Dial will initiate the negotiations, as directed by the Negotiating Committee and the Commissioners of the Authority, on Tuesday, February 23, when they meet with Waste Management in Atlanta. Negotiating sessions with Empire and Santek will follow shortly thereafter. The Negotiating Committee will convene via telephone conference throughout the next several days to direct the negotiations.

The next scheduled Board of Commissioners meeting on Thursday, February 25, has been cancelled pending a recommendation of the Negotiating Committee for a new date.

A list of the Negotiating Committee members is enclosed. Please do not hesitate to call them, or staff, if you have any questions.

attachment

NEGOTIATING COMMITTEE
Central-Southwest Regional Solid Waste Management Authority

Andrew Jenkins, Director	Office - 857-8732
Hinds County Department of Road Management	Home - 981-1569
900 East Main Street	FAX - 857-5559
Raymond, MS 39154	

Ronnie Lindsey, Director	Office - 684-3497
Public Works Department	Home - 684-6642
City of McComb	FAX - 684-7656
P.O. Box 667	
122 East Michigan Avenue	
McComb, MS 39648	

Lester Spell, Jr., Mayor	Office - 932-3000
City of Richland	Home - 932-2820
P.O. Box 180127	FAX - 936-4614
Richland, MS 39218-0127	

STAFF:

John Hayden	Office - 508-443-7327
David Watson	Home - 508-443-5753
J. A. Hayden Associates, Inc.	FAX - 508-443-8867
22 Colburn Circle	
Sudbury, MA 01776	

Dial Parrott	Office - 203-548-2618
Updike, Kelly & Spellacy, P.C.	FAX - 203-548-2679
One State Street	
Hartford, CT 06103	

Alice Perry, Manager	Office - 960-1193
Solid Waste Division	Home - 355-0830
City of Jackson	FAX - 960-1174
P.O. Box 17	
Jackson, MS 39205	

RESOLUTION TO CONDEMN PROPERTY FOR PUBLIC USE

WHEREAS, the City of Clinton, Mississippi, operates certain wastewater collection and treatment facilities for the purpose of protecting the health and general welfare of its citizens; and

WHEREAS, the City is under a mandate from the appropriate authorities of the State of Mississippi and the United States Government to modify, improve and otherwise upgrade the wastewater facilities operated by the City; and

WHEREAS, in the effort to upgrade said facilities, the City has planned and undertaken the improvement through construction of a wastewater facility generally referred to as the "Lovett Lagoon" facility; and

WHEREAS, the State of Mississippi authorities with jurisdiction in the matter have prescribed a deadline and schedule under which the City is obligated to complete the construction to upgrade and improve the facilities and place the facilities in operation as a part of the city-wide wastewater collection and treatment system; and

WHEREAS, certain emergencies have arisen that have delayed the construction of said facilities as mandated by the State of Mississippi; and

WHEREAS, these emergencies and unforeseen developments in the construction of the "Lovett Lagoon" facility have made it necessary to relocate the facility and to acquire additional property adjacent to the proposed location for the wastewater facility improvements; and

WHEREAS, the public interest requires that the City obtain title to additional land adjacent to the "Lovett Lagoon" facility in order to complete the wastewater improvements; and

WHEREAS, the City has identified the property to be acquired and necessary in the public interest to be that property described on Attachment A hereto, which description is made a part of this Resolution that same as if copied herein verbatim;

and

WHEREAS, after diligent effort to purchase the property from the record owners, the City has been unable to negotiate a reasonable and fair purchase price; and

WHEREAS, the City shall suffer irreparable harm and delay by exercising the right to condemn said property through Eminent Domain proceedings pursuant to §§11-27-1 through 11-27-49, as opposed to claiming the right of immediate possession of said property pursuant to §§11-27-81 through 11-27-89 for the reason, among others, that the appropriate governing authorities of the State of Mississippi with jurisdiction in the matter have mandated that the upgraded improvements be completed by a date certain and the City cannot meet that deadline if the condemnation is pursued in accordance with §§11-27-1 through 11-27-49;

IT IS, THEREFORE, RESOLVED AND ORDAINED as follows:

1. The City Attorney, William E. Spell, is authorized and directed to file and pursue Eminent Domain proceedings to accomplish the quick take of the real property described in Attachment A to this Resolution.

2. The City Attorney, the Mayor and other officials of the City are authorized and directed to take such action as is required, appropriate or necessary to obtain title to the property described in Attachment A attached hereto.

3. The City requires immediate possession of the property sought to be condemned and the acquisition of said property is essential in the public interest to protect the health, safety and general welfare of the citizens of the City of Clinton, Mississippi.

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

Alderman Ryan voted:

Alderman Ferrell voted:

"aye"
"aye"

Alderman Valente voted:

"aye"

Alderman Fisher voted:

"aye"

Alderman Johnson voted:

"aye"

Alderman Lott voted:

"aye"

Alderman Todd voted:

"aye"

APPROVED on the 2nd day of March,

1993.

Billy R. Smith
BILLY RAY SMITH, MAYOR

ATTEST:

Brooxye Sessums
BROOXYE SESSUMS, DEPUTY CLERK

SEAL



PROPERTY DESCRIPTION

A tract of land consisting of 6.038 acres located in the Northeast Quarter (NE 1/4) of Section 13, Township 6 North, Range 2 West, Hinds County, Mississippi, being more particularly described as follows, to-wit:

COMMENCING at the Southeast corner of the Northwest Quarter (NW 1/4) of the aforementioned Section 13, thence run North for a distance of 898.56 feet to a found iron rod at the Northeast corner of LOT 45 of NORTHSIDE ESTATES, PART 1, a subdivision according to the map or plat thereof on file and of record in the office of the Chancery Clerk of Hinds County, at Raymond, Mississippi; thence, following the Northern line of said subdivision, run North 88 degrees 42 minutes 52 seconds West for a distance of 125.00 feet; thence, following the Northern line of said subdivision, run North 72 degrees 18 minutes 38 seconds West, for a distance of 54.85 feet, thence, following the Northern line of said subdivision, run North 87 degrees 48 minutes 00 seconds West, for a distance of 130.41 feet to the Southeast corner of LOT 1 of NORTHSIDE ESTATES, PART 2-A, a subdivision according to the map or plat thereof on file and of record in the office of the Chancery Clerk of Hinds County, at Raymond, Mississippi; thence, following the Eastern line of said NORTHSIDE ESTATES, PART 2-A and an extension thereof, run North 01 degrees 39 minutes 00 seconds East for a distance of 452.58 feet to the POINT OF BEGINNING; thence run North 88 degrees 58 minutes 24 seconds West for a distance of 366.34 feet to a found iron pipe at the Northwest corner of LOT 13 of the aforementioned NORTHSIDE ESTATES, PART 2-A; thence run North 03 degrees 12 minutes 44 seconds East for a distance of 738.81 feet; thence run South 88 degrees 58 minutes 00 seconds East for a distance of 346.20 feet; thence run South 01 degrees 39 minutes 00 seconds West for a distance of 738.28 feet to the POINT OF BEGINNING.

Said tract being the same as that certain map or plat titled PROPERTY SURVEY dated OCTOBER 15, 1992, a copy of which is attached hereto and made a part hereof.



13

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 23, 1993

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

Re: City of Clinton
Briars WWTF Evaluation and Completion
WGK# 93-119

Dear Harold:

This is to confirm my meeting on February 18 with you and Richard Broome to discuss our suggested Scope of Work for the referenced project and the modifications which were agreed to. The Scope was expanded to include an evaluation of the potential for eliminating the Cascades Pump Station, an additional evaluation of the potential cost of tying in the gravity sewer system serving Cherry Park, and an evaluation of the potential cost for adding the equipment to enable the City to provide all of the wastewater sampling and testing services currently contracted out to others. These items are reflected on the revised Scope of Work which is attached to this letter.

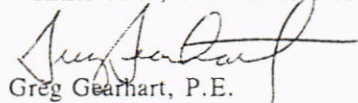
As also discussed, I believe that some of the work items contained in Exhibit A can be performed more efficiently due to our previous experience with the Lovett Treatment Facility, and this exhibit has been revised to reflect these anticipated efficiencies, as well as the cost of providing the additional services. The projected total contained on Exhibit A is established as an "upset cost" which will not be exceeded without your approval.

The enclosed contract is provided to cover the evaluation and design phases of the completion of this project. As we discussed, the contract amount will be amended to include anticipated design expenses once the evaluation phase has been completed.

Thank you again for the opportunity to be of assistance and should you have any questions regarding the contract, please do not hesitate to call.

Sincerely,

WILLIFORD, GEARHART & KNIGHT, INC.



Greg Gearhart, P.E.
Principal

GAG/km

Attachments

cc: Honorable Billy Ray Smith, Mayor
✓ Nelson Byrd, City Clerk
Richard Broome, City Engineer
Bill Spell, City Attorney

EXHIBIT A
Preliminary Projection of Engineering Costs
Briars Wastewater Treatment Facility Evaluation
Evaluation and Recommendation Phase

<u>Work Item</u>	<u>Cost</u>
Review Waste Loads Development	\$2100
Hydraulic Review	900
Unit Process Review	2600
Structural Design Review	2500
Detailed Specifications Review	1100
Evaluate Cherry Park Service	600
Verify Construction Quantities Estimate	1000
Develop Costs of Potential Modifications	1200
Develop Cost of Laboratory Equipment	500
Meetings with City/OPC	500
Prepare and Present Report	800
Review of Geotechnical Report by Geotechnical Engineer	500
Review of Electrical Plans & Specifications by Electrical Engineer	750
PROJECTED TOTAL (Hourly Basis)	\$15,050

EXHIBIT B
Briars Wastewater Treatment Facility Evaluation
Proposed Scope of Work

1. Engineer will perform a review of the Facilities Plan, soils report, Plans and Specifications in sufficient detail to determine:
 - A. If design flows and loads appear reasonable, and match the guaranteed capabilities of the Biolac Treatment System.
 - B. If further geotechnical evaluation is recommended, and the cost of producing same.
 - C. If the unit processes of the treatment facility appear adequately sized.
 - D. If the design documents represent a complete collection and treatment system which will function hydraulically.
 - E. If the Cascades Pump Station can be eliminated.
2. Upon completion of the evaluation described in item 1, and any resulting additional geotechnical investigations, Engineer will determine if any significant modifications to the designed system are recommended. In addition, the Engineer will assist the City in reviewing the performance experience of the existing Biolac facilities and determine if any alterations/modifications to the documents should be made.
3. Engineer will provide a letter report to the City documenting the results of the evaluations, the recommendations for completing the project and the anticipated costs of completion.
4. Upon authorization by the City, at an agreed price, Engineer will provide any additions or modifications to the existing contract documents, and receive approval of same from the Office of Pollution Control. It is the responsibility of the City to procure authorization of the design engineer for use of original reproducible plan sheets and Specifications.
5. Engineer and City will execute a contract acceptable to the Office of Pollution Control for provision of the required construction phase engineering services. The cost of these services will fall within the allowance provided by the SRF program.
6. Engineer will evaluate the potential methods for diverting flows from the Cherry Park Collection System to the new sewer interceptor, and develop planning level construction costs for each alternative.
7. Engineer will identify and develop planning level costs for purchasing the necessary laboratory equipment, furniture, and appliances to outfit a City laboratory with a capability of performing NPDES Permit compliance sampling required by the Office of Pollution Control. Planning level costs will also be developed and a minimum square footage of floor space required for the laboratory will be identified.

HIGHWAY 80 TRAILER RENTAL

P. O. BOX 6043 • JACKSON, MISS. 39208
PHONE 932-1260 AREA CODE 601

EQUIPMENT RENTAL AGREEMENT

Date 3-1-93

Between City of Clinton, Dept. of Public Works
P.O. Box 156 Clinton, MS 39060 LESSEE
NUMBER STREET CITY COUNTY STATE ZIP CODE

and HIGHWAY 80 TRAILER RENTAL, whose address is Flowood Dr., P. O. Box 6043, Jackson, Miss. 39208, LESSOR.

Subject to all of the terms, covenants and conditions herein contained, LESSOR hereby leases to LESSEE and LESSEE hereby hires from LESSOR the following described equipment, together with all accessories and equipment thereunto appertaining (herein collectively called "Equipment"):

DESCRIPTION	MODEL AND YEAR	EQUIP. NUMBER	SERIAL NUMBER	OTHER PROPERTY
(1) <u>Storage trailer</u>		<u>Unit # 155</u>		<u>Transferred from Joseph Contractors</u>

MARK CLEARLY ALL DAMAGE OR DEFICIENCY FOUND BY INSPECTION SYMBOL "B" BRUISE - "C" CUT - "H" HOLE

INITIAL RECEIPT AND INSPECTION		RETURN RECEIPT AND INSPECTION	
LEFT SIDE	FRONT	LEFT SIDE	FRONT
TOP	REAR	TOP	REAR
RIGHT SIDE	REAR	RIGHT SIDE	REAR
BEGINNING HUB READING		ENDING HUB READING	

RETURN INSPECTION

DATE _____ TRAILER # _____ BY _____

Equipment stored at
Land for Love/Summer Hill
WWT 7
d/c 400-650-640-000

1. RECEIPT OF EQUIPMENT. LESSEE hereby acknowledges receipt of said Equipment in good repair and working condition.

2. TERM. The term of this Contract shall be 3-1- days, weeks, months, beginning 3-1- 1993, and ending 19. If LESSEE retains the Equipment after the expiration of said term, such retention shall be construed as a continuance of this Contract until the property is returned to LESSOR. Lessee agrees to pay as monthly rental the 100.00 amount specified below during any such continuance. At any time after the expiration of the original term, upon three (3) days' written notice from LESSOR to LESSEE, LESSEE agrees to return the Equipment to Lessor.

3. RENT. LESSEE agrees to pay Lessor \$100.00 (daily) (weekly) (monthly) rental for the use of said Equipment. Said rental shall be paid \$ _____ simultaneously with the execution of this Contract and \$100.00 on the 1st day of each month hereafter until paid in full and shall be paid to LESSOR at its above address or such other place as LESSOR may from time to time direct.

4. TAXES. In addition to the rentals payable hereunder, LESSEE shall be liable for, and shall reimburse LESSOR for, amounts equal to any taxes, fees and assessments however designated, levied or based upon the rentals, or upon this Contract or the Equipment or the use of operation thereof or any taxes, fees and assessments, or amounts in lieu thereof paid by or payable by the LESSOR in respect of the foregoing.

LESSOR and LESSEE agree that the provisions set forth on the reverse side and hereby incorporated herein by reference constitute a part of this Contract.

IN WITNESS WHEREOF, the LESSOR and LESSEE have executed this Contract, as of the date above specified.

IN THE EVENT A TRAILER IS RETURNED EARLY, BEFORE THE END OF THE MONTH, IT SHALL BE PRORATED ON A DAILY BASIS OF \$5.00 per DAY

LESSEE: _____

By: City of Clinton, Dept. of Public Works
W. Harold Alderman WITNESS OR ATTEST

Title: W. HAROLD ALDERMAN WITNESS

LESSOR: HIGHWAY 80 TRAILER RENTALS

By: Lyndia Phillips WITNESS OR ATTEST

Title: _____ WITNESS

OPTION TO PURCHASE EASEMENT

FOR AND IN CONSIDERATION of One Dollar (\$1.00) cash in hand paid and other good, valuable and legal considerations, the receipt of which is hereby acknowledged, Mississippi College, Clinton, Mississippi, Grantor, does hereby grant, bargain, sell, convey and release unto the City of Clinton, Mississippi, P. O. Box 156, Clinton, Mississippi, a Mississippi municipality, the Grantee, its successors and assigns, an easement in, over and upon the following described land situated in the First Judicial District of Hinds County, State of Mississippi, as indicated and more particularly described on Exhibit A attached hereto, which description is made a part of this Easement the same as if copied verbatim herein.

The Easement granted herein is for and in connection with the construction and operation necessary to relocate the sanitary sewer collection and processing facilities of the City of Clinton.

The Easement granted herein shall commence on the date herein and shall terminate twenty (20) years from the date thereof, and the option granted herein shall extend for one (1) year from the date of this Agreement.

The Grantor acknowledges that Grantor has been given a copy of HUD Form 1041-CPD, Grantor's rights have been explained to Grantor, and Grantor wishes to waive Grantor's rights under Public Law 91-646 (The Uniform Act) and that the Easement granted herein is intended to be a donation by Grantor and Grantor has not been pressured to donate the real property or easement but is doing so out of Grantor's own free will.

IN WITNESS WHEREOF, the Grantor has executed this instrument on the 30th day of April, 1990.

Mississippi College
By:

Lewis Noble
(President)

Attest:

Joe H. B. [Signature]
(Secretary)

STATE OF MISSISSIPPI

COUNTY OF HINDS

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, the within-named *Lewis Nobles* who is *President* of Mississippi College, Clinton, Mississippi, and who acknowledged that for and on behalf of said organization, he/she signed and delivered the foregoing Easement on the day and year therein mentioned as its act and deed, being first duly authorized to do so.

GIVEN UNDER MY HAND AND OFFICAL SEAL OF OFFICE, this the *30th* day of *April*, 1990.

Nora Theresa King
Notary Public

My Commission Expires:

Feb. 7, 1994

Grantor's Address

Clinton, MS 39056

Grantee's Address

P.O. Box 156
Clinton, MS 39056

BOOK 3730 PAGE 441

Commence at the corner common to the Mississippi College property according to a description thereof on file and of record in Deed Book 278 at Page 189 in the office of the Chancery Clerk of the First Judicial District of Hinds County at Jackson, Mississippi, and the Southwest corner of the J. Collins Wohner, Jr. and Catherine C. Wohner property according to a description thereof on file and of record in Deed Book 3440 at Page 538 in the office of said Chancery Clerk, reference to which is hereby made in aid of and as a part of this description; run thence South 74 degrees 35 minutes East and along the North line of said Mississippi College property for a distance of 160.0 feet to the point of beginning for the description of the centerline of a 15.0 feet wide strip of land, the centerline of which is described as follows:

Run thence South 00 degrees 33 minutes East for a distance of 16.0 feet to a point; run thence South 83 degrees 03 minutes East for a distance of 501.0 feet to a point; run thence South 30 degrees 03 minutes East for a distance of 400.0 feet to a point; run thence South 43 degrees 03 minutes East for a distance of 30.0 feet to the point of ending of the above described centerline of a 15.0 feet wide strip of land.



STATE OF MISSISSIPPI, County of Hinds:

I, certify that the within instrument was filed for record in my office this 1 day of May, 1990, at 3:30 o'clock P. M., and was duly recorded on the 2 day of May, 1990. Book No. 3730 Page 439
PETE MCGEE, CHANCERY CLERK By: K. Shepherd D.C.

122643

MAY - 1 1930
AT 3:32 P.
RECEIVED

Thompson & Co.

Rs

City of Clark
44-152
Clark

→ (Bill Spelt)
32060

OPTION TO PURCHASE EASEMENT

FOR AND IN CONSIDERATION of One Dollar (\$1.00) cash in hand paid and other good, valuable and legal considerations, the receipt of which is hereby acknowledged, Mississippi College, Clinton, Mississippi, Grantor, does hereby grant, bargain, sell, convey and release unto the City of Clinton, Mississippi, P. O. Box 156, Clinton, Mississippi, a Mississippi municipality, the Grantee, its successors and assigns, an easement in, over and upon the following described land situated in the First Judicial District of Hinds County, State of Mississippi, as indicated and more particularly described on Exhibit A attached hereto, which description is made a part of this Easement the same as if copied verbatim herein.

The Easement granted herein is for and in connection with the construction and operation necessary to relocate the sanitary sewer collection and processing facilities of the City of Clinton.

The Easement granted herein shall commence on the date herein and shall terminate twenty (20) years from the date thereof, and the option granted herein shall extend for one (1) year from the date of this Agreement.

The Grantor acknowledges that Grantor has been given a copy of HUD Form 1041-CPD, Grantor's rights have been explained to Grantor, and Grantor wishes to waive Grantor's rights under Public Law 91-646 (The Uniform Act) and that the Easement granted herein is intended to be a donation by Grantor and Grantor has not been pressured to donate the real property or easement but is doing so out of Grantor's own free will.

IN WITNESS WHEREOF, the Grantor has executed this instrument on the 30th day of April, 1990.

Mississippi College
By:

Lewis Noble
(President)

Attest:

BOOK 3730 PAGE 437

Joe H. Gentry
(Secretary)

STATE OF MISSISSIPPI

COUNTY OF HINDS

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, the within-named Lewis Nobles who is President of Mississippi College, Clinton, Mississippi, and who acknowledged that for and on behalf of said organization, he/she signed and delivered the foregoing Easement on the day and year therein mentioned as its act and deed, being first duly authorized to do so.

GIVEN UNDER MY HAND AND OFFICAL SEAL OF OFFICE, this the 30th day of April, 1990.

Nora Theresa King
Notary Public

My Commission Expires:

Feb 7, 1994

Grantor's Address

Clinton, MS 39056

Grantee's Address

P.O. Box 156
Clinton, MS 39056

BOOK 3730 PAGE 438

Misc. Commence at the Northwest corner of the Mississippi College property according to a description thereof on file and of record in Deed Book 278 at Page 189 in the office of the Chancery Clerk of the First Judicial District of Hinds County at Jackson, Mississippi, reference to which is hereby made in aid of and as a part of this description; run thence in a Southerly direction along the West line of said Mississippi College property for a distance of 1250.0 feet to the point of beginning for the description of the centerline of a 15.0 feet wide strip of land, the centerline of which is described as follows:

Run thence South 78 degrees 03 minutes East for a distance of 65.0 feet to a point; run thence South 85 degrees 33 minutes East for a distance of 400.0 feet to a point; run thence South 84 degrees 03 minutes East for a distance of 200.0 feet to a point; run thence South 00 degrees 33 minutes East for a distance of 160.0 feet to a point; run thence South 83 degrees 03 minutes East for a distance of 710.0 feet to a point; run thence South 30 degrees 03 minutes East for a distance of 400.0 feet to a point; run thence South 43 degrees 03 minutes East for a distance of 30.0 feet to the point of ending of the above described centerline of a 15.0 feet wide strip of land.



STATE OF MISSISSIPPI, County of Hinds:

I, certify that the within instrument was filed for record in my office this 1 day of May, 1990, at 3:30 o'clock P. M., and was duly recorded on the 2 day of May, 1990. Book No. 3730 Page 436
PETE MCGEE, CHANCERY CLERK By: K. Shepherd D.C.

122642

RECEIVED
MAY - 1 1990
3:30
BY *A. Haining Jr.* Dr.
-958-

8/22

City of Atlanta
Box-152

Atlanta, Ms.

39066

Attn. (Bill Spall)

OPTION TO PURCHASE EASEMENT

FOR AND IN CONSIDERATION of One Dollar (\$1.00) cash in hand paid and other good, valuable and legal considerations, the receipt of which is hereby acknowledged, Clinton Partnership, Clinton, Mississippi, Grantor, does hereby grant, bargain, sell, convey and release unto the City of Clinton, Mississippi, P. O. Box 156, Clinton, Mississippi, a Mississippi municipality, the Grantee, its successors and assigns, an easement in, over and upon the following described land situated in the Second Judicial District of Hinds County, State of Mississippi, as indicated and more particularly described on Exhibit A attached hereto, which description is made a part of this Easement the same as if copied verbatim herein.

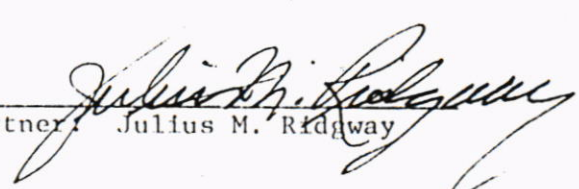
The Easement granted herein is for and in connection with the construction and operation necessary to relocate the sanitary sewer collection and processing facilities of the City of Clinton.

The Easement granted herein shall commence on the date herein and shall terminate twenty (20) years from the date thereof, and the option granted herein shall extend for one (1) year from the date of this Agreement.

The Grantor acknowledges that Grantor has been given a copy of HUD Form 1041-CPD, Grantor's rights have been explained to Grantor, and Grantor wishes to waive Grantor's rights under Public Law 91-646 (The Uniform Act) and that the Easement granted herein is intended to be a donation by Grantor and Grantor has not been pressured to donate the real property or easement but is doing so out of Grantor's own free will.

IN WITNESS WHEREOF, the Grantor has executed this instrument on the 30th day of April, 1990.

Clinton Partnership
By:



Managing Partner, Julius M. Ridgway

STATE OF MISSISSIPPI

COUNTY OF HINDS

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, the within-named Julius M. Ridgway who is Managing Partner of Clinton Partnership, Clinton, Mississippi, and who acknowledged that for and on behalf of said organization, he/she signed and delivered the foregoing Easement on the day and year therein mentioned as its act and deed, being first duly authorized to do so.

GIVEN UNDER MY HAND AND OFFICAL SEAL OF OFFICE, this the 31/30th day of April, 1990.



James H. Bowen
Notary Public

My Commission Expires:

August 19, 1991

Grantor's Address

P.O. Box 387
Jackson, MS 39205

Grantee's Address

P.O. Box 156
Clinton, MS 39056

Commence at the Westernmost corner of the Clinton Partnership property according to a description thereof on file and of record in Deed Book 345 at Page 118 in the office of the Chancery Clerk of the Second Judicial District of Hinds County at Raymond, Mississippi, reference to which is hereby made in aid of and as a part of this description, said point being also on the East right-of-way line of the Natchez Trace Parkway as said road is now (April, 1990) laid out and established; run thence in a Easterly direction along the South line of said Clinton Partnership property for a distance of 170.0 feet to the point of beginning for the description of the centerline of a 15.0 feet wide strip of land, the centerline of which is described as follows:

Run thence North 63 degrees 12 minutes East for a distance of 50.0 feet to a point; run thence North 82 degrees 42 minutes East for a distance of 400.0 feet to a point; run thence South 86 degrees 33 minutes East for a distance of 400.0 feet to a point; run thence South 86 degrees 03 minutes East for a distance of 400.0 feet to a point; run thence North 86 degrees 57 minutes East for a distance of 400.0 feet to a point; run thence South 88 degrees 03 minutes East for a distance of 400.0 feet to a point; run thence South 74 degrees 33 minutes East for a distance of 400.0 feet to a point; run thence South 78 degrees 03 minutes East for a distance of 335.0 feet to a point on the East line of said Clinton Partnership property and the West line of the Mississippi College property according to a description thereof on file and of record in Deed Book 278 at Page 189 in the office of the Chancery Clerk of the First Judicial District of Hinds County at Jackson, Mississippi, reference to which is hereby made in aid of and as a part of this description.

27(c)
G.P. RUSSELL JR.

001

CLINTON

PARKWAY

002
2980-189
27(c)

CLINTON
PARKWAY

003
186
27(c)



STATE OF MISSISSIPPI, County of Hinds:

I, certify that the within instrument was filed for record in my office this 1 day of May, 1990, at 4:30 o'clock P M., and was duly recorded on the 1 day of May, 1990. Book No. 382 Page 358
PETE MCGEE, CHANCERY CLERK By: B. Hild D.C.

FILED

MAY 1 1930

AT 4:30 O'CLOCK P.
BY PETE McGUIRE, Deputy Clerk

Grant