

SPECIAL MEETING OF THE MAYOR AND BOARD OF ALDERMEN
MONDAY, JUNE 29, 1992 - 4:45 P.M.
MAYOR'S OFFICE - CITY HALL

The Mayor and Board of Aldermen of the City of Clinton met in the Mayor's Office, 300 Jefferson Street, on Monday, June 29, 1992, 4:45 p.m., for a **SPECIAL MEETING** called by Mayor Billy Ray Smith for the purpose of discussing items named in the Original Notice of said special meeting as found on page 403 of this Minute Book V.

CALL TO ORDER AND INVOCATION - Mayor Billy Ray Smith

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
Jean Johnson - Alderman Ward 5
Sharbert Lott - Alderman Ward 6
Mayor Billy Ray Smith - Presiding
City Attorney William E. Spell
City Clerk Nelson Byrd
Deputy Clerk Brooxye Sessums
Public Works Director Harold Alderman

Absent - Keith Montgomery - Alderman Ward 4

WILLIFORD, GEARHART & KNIGHT, INC. EMPLOYED FOR ASSISTANCE WITH LOVETT/SUMNER HILL LAGOON

Following an approximate forty-five minute discussion regarding the upcoming deadline date of July 1, 1992, called for in Commission Order # 1537-89 for the Lovett/Sumner Hill Wastewater Facility to be on stream and operating, and the current legal and technical problems with the clarifier failure, **MOTION** made by Alderman Valente and **SECONDED** by Alderman Johnson given the emergency nature of the situation with regard to the Lovett/Sumner Hill Lagoon and the fact that the City will be out of compliance with the Agreed Order as of July 1, to hereby authorize Mayor Smith to instruct Williford, Gearhart & Knight, Inc., to conduct a study including the first four points of their letter dated June 29, 1992, as found on pages 404-405 of this Minute Book V, under the conditions that it would include an assessment of who might be financially liable for the modifications and completion of the project; and that their work would be preparatory to supervision of completion of said project; and that their report shall be given to the City not later than the July 7, 1992, meeting of the Board of Aldermen. **MOTION CARRIED UNANIMOUSLY.**

ADJOURNMENT - 5:30 P.M.

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

APPROVED:	<u>Billy R Smith</u> Billy Ray Smith, Mayor	<u>7-1-92</u> Date
ATTEST:	<u>Nelson Byrd</u> Nelson Byrd, City Clerk	<u>7-1-92</u> Date

SEAL

NOTICE OF SPECIAL MEETING OF
THE MAYOR AND BOARD OF ALDERMEN

I, the undersigned, Billy Ray Smith, Mayor of the City of Clinton, Mississippi, do hereby call a SPECIAL MEETING of the Mayor and Board of Aldermen pursuant to the provisions of Section 21-3-21 of the MS Code of 1972. Said Meeting shall be held at 4:45 p.m., June 29, 1992, in the Office of the Mayor located at 300 Jefferson Street, for the purpose of discussion/action on the following items:

1. Discussion/Action as required to comply with State and Federal regulations in the operation of the sewage facilities of the City of Clinton, particularly the Lovett Lagoon.
2. Discussion/Action on the status of present and future engineering requirements for the City of Clinton generally, and for the water and sewer operations and the Lovett Lagoon, in particular.

Billy R. Smith
Billy Ray Smith, Mayor

29 June 92
Date

ATTEST: Nelson Byrd
Nelson, Byrd, City Clerk

29 June 92
Date

SEAL

RETURN OF POLICE OFFICER

I, the undersigned Police Officer of the City of Clinton, Mississippi, personally delivered a true copy of the foregoing Notice of Special Meeting of the Mayor and Board of Aldermen to the following named persons at the date and time hereafter set out.

NAME	DATE	TIME
<i>Paul E. Spill</i>	<i>6/29/92</i>	<i>9:55 AM</i>
<i>James W. Williams</i>	<i>6/29/92</i>	<i>10:16</i>
<i>George H. Hester</i>	<i>6/29/92</i>	<i>10:28</i>
<i>Shirley H. Hester</i>	<i>6/29/92</i>	<i>10:55</i>
<i>Anna Hester</i>	<i>6/29/92</i>	<i>11:01</i>
<i>Robert H. Hester</i>	<i>6-29-92</i>	<i>11:28</i>
<i>Eric Hester</i>	<i>6/29/92</i>	<i>11:46</i>
<i>Cliff Hester</i>	<i>6/29/92</i>	<i>12:53</i>
_____	_____	_____
_____	_____	_____

Witness my signature, this the 29th day of June, 1992.

George Rush

Officer George Rush
Police Officer of the City of Clinton

I, the undersigned Police Officer of the City of Clinton, Mississippi, do hereby certify that I made a diligent search and inquiry as to the whereabouts of the following named persons, but was unable to find said persons.

NAME	DATE	TIME
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Witness my signature, this the 29th day of June, 1992.

Officer George Rush
Police Officer of the City of Clinton

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.

June 29, 1992

Honorable Billy Ray Smith, Mayor
City of Clinton
P.O. Box 156
Clinton, Mississippi 39060

Re: City of Clinton
WWTF Modification Evaluation
WGK# 92-203

Dear Mayor Smith:

This is to confirm our meeting, at your request, with Aldermen Valente and Johnson at the Lovett lagoon site on June 27, 1992. During our site visit, I was able to observe the partially completed treatment facility, the erosion around the facility, and the apparent settlement of the concrete clarifier. We also briefly discussed the history of the project and the approximate dates when the clarifier was poured and when the settlement was noticed.

It is my understanding that you will be meeting with the Board of Aldermen to decide if the City should retain an independent engineer to make recommendations on a technical remedy which would allow the treatment plant construction to be completed expediently by the City. I was specifically advised that the goal of such an evaluation would not include an assessment of who might be financially liable for the modifications and completion of the project. It is also my understanding that this evaluation would be totally separate from the design and construction administration of the current project and therefore, would not create a professional conflict with the contract between Anderson Engineering and the City.

After considering our discussion, I believe the following scope of work would address your concerns and needs:

1. Establish current site conditions including structural dimensions, water levels, degree of settlement, stage of completion of the project and degree of erosion.
2. Review existing project information including plans, specifications, design reports, geotechnical data and inspection reports.
3. Determine the type and amount of additional information required to permit a reasonably detailed evaluation and establish the cost for procuring same.

4. Provide the City with a schedule and projected cost for completing the evaluation.
5. Develop alternative solutions.
6. Develop projected construction costs and schedules for each alternative.
7. Rank alternatives.
8. Meet with designated City representative(s) to discuss alternatives and the recommended solution.
9. Review recommended solution with the Office of Pollution Control staff for concurrence.
10. Present evaluation results and recommendations to the City in report form.
11. Provide assistance as requested in implementing the recommendations.

Should the City determine that it is in its best interest to utilize our firm to provide these services, we will complete items 1 - 4 within three (3) days of receiving the existing information which you have on file.

As it appears that the actions of the contractor, the engineer and/or the City may eventually be considered by a court, the counsel of the City Attorney should be provided to your independent consultant as soon as possible after selection to establish any limits that should be placed on communication with the design engineer and contractor, the use of certain outside consultants, and the degree to which existing information may be relied upon. As I understand that your attorney will be leaving town Tuesday, I would certainly be available to meet with him Monday night if your Board selects our firm.

If I can be of any additional help as you and the Board consider your course of action on this important project, I am available at your convenience. Thank you again for your consideration.

Sincerely,

WILLIFORD, GEARHART & KNIGHT, INC.



Greg Gearhart, P.E.
Principal

GAG/km

✓cc: Nelson Byrd, City Clerk