

**REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, JULY 7, 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, July 7, 1992, 7 P.M., at the A. E. Wood Memorial Library, 111 Clinton Boulevard.

WELCOME AND CALL TO ORDER - Mayor Billy Ray Smith

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

The Invocation was led by Reverend John Reeves, Providence Presbyterian Church, followed by the Pledge of Allegiance to the Flag led by Alderman Ed Valente.

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:

- A. Minutes of the Regular, Special, and Adjourned Meetings of the Mayor and Board of Aldermen of June 2, 4, 16 and 29, 1992, as printed and distributed
- B. Claims Docket - manual and computer claims numbered 1-617 for the month of June, 1992
- C. \$1,000.00 for program support for Clinton Baseball/Softball Association to purchase equipment for new league - P&R
- D. \$180.00 to Hinds Community College for full page ad in football program (Adm.)
- E. \$10.46/thousand to SM Business Forms to print 100,000 water bills -low quote (Water)
- F. \$968.00 to Clinton Body Shop to repair and repaint vehicle acquired from CPD (Fire)
- G. Appx. \$765.00 for budgeted expenses for firefighters to attend the State Fire Academy (Fire)
- H. Authorization to advertise for sealed bids for Auger Back Filler Machine - appx. \$9,000.00 (PWD)
- I. \$687.31 to Apac-MS for asphalt for street repairs (PWD)
- J. \$1,353.78 to Central MS Planning and Dev. District for costs incurred on contract 319D23
- K. \$7,931.70 to Hill City Oil for gasoline citywide
- L. \$862.71 to Lowe's (low quote) for fencing materials used in SCS projects (PWD)
- M. \$561.12 to Mid-South Mach. for emergency repair to Roscoe street roller (PWD)
- N. \$135.00 to Statewide Comm. for labor charges left off last month on Consent Agenda Item O (6-16-92) [Water]
- O. \$574.80 to United Sign for signs for public safety (PWD)
- P. Authorization to advertise for bids for 27 semi-auto pistols for police department
- Q. Acknowledgement of receipt of CPSD budget for 1992-1993
- R. Adoption of Resolution authorizing General Motors (Packard) and Riverwood International USA to apply for ad valorem tax exemption of property completed in 1991 subject to approval and certification of MS State Tax Commission
- S. Approval of court ordered costs in City vs. May litigation in the amount of \$1,250.50

T. Approval of appx. \$6,300.00 legal expenses for the month of June to Bill Spell (invoice dated 7-2-92)

Upon request to delete item S above from the Consent Agenda, and to delete the words in item C "for program support for Clinton Baseball/Softball Association", MOTION made by Alderman Valente and SECONDED by Alderman Ryan to approve Consent Agenda Items A-T as listed above with the change in item C and the deletion of item S, noting that Consent Agenda Item D will serve to advertise favorably the opportunities, possibilities, and resources of the City of Clinton. Quotes in items E and L are on file in the Office of the City Clerk; CPSD budget (item Q) may be found on pages 410-422 of this Minute Book V; Correspondence, Resolutions, and Applications for Exemptions for item R may be found on pages 423-430 and 431-438 respectively in this Minute Book V. MOTION CARRIED UNANIMOUSLY.

MOTION then made by Alderman Valente and SECONDED by Alderman Lott to approve Consent Agenda Item S as listed above. MOTION CARRIED 6-1 with Alderman Montgomery casting the "nay" vote. Copy of court order may be found on pages 439-440 of this Minute Book V.

ADOPTION OF RESOLUTION OF INTENT TO APPLY FOR INDUSTRIAL DEVELOPMENT BLOCK GRANT

Noting that the City of Clinton is desirous of applying for up to a \$500,000.00 Community Development Block Grant for Industrial Development which will be a 100% grant with no City-match, MOTION made by Alderman Montgomery and SECONDED by Alderman Valente to adopt that Resolution of Intent as found on page 441 of this Minute Book V. MOTION CARRIED UNANIMOUSLY. Bruce Reynolds of CMPDD left a contract for technical and professional services with the City Clerk for the City Attorney to review and for Board approval at a later date should the City of Clinton receive said CDBG.

WARING OIL APPEAL FOR ZONING VARIANCE FOR A SIGN POSTPONED UNTIL AUGUST 4, 1992

Due to the property in question not being properly posted nor proper public hearing notification being published in the paper, Alderman Valente MOVED to set said appeal hearing for August 4, 1992, after proper public notice has been given through posting and publication. ROLL CALL VOTE: Alderman Ryan - "aye", Alderman Ferrell - "aye", Alderman Valente - "aye", Alderman Todd - "aye", Alderman Montgomery - "nay", Alderman Johnson - "nay", Alderman Lott - "aye". MOTION CARRIED 5-2.

SEWER USE ORDINANCE AMENDED

MOTION made by Alderman Valente and SECONDED by Alderman Ferrell to amend Article V, Section 1, of that Sewer Use Ordinance adopted in 1990, to add additional sentence to read as follows: "Industrial cooling waters or unpolluted process waters may be discharged to a sewer only on recommendation of the Superintendent, provided the quantities do not impair the capacity of the sewage treatment plant, and on approval of the Mayor and Board of Aldermen." MOTION CARRIED UNANIMOUSLY. Said ordinance amending the Sewer Use Ordinance may be found on page 442 of this Minute Book V and on page 535 of the City of Clinton Ordinance Book II, with proofs of publication found respectively on page 443 and 536.

APPROVAL OF WATER POLLUTION CONTROL PERMIT ISSUED TO JOSTENS BY THE MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

MOTION made by Alderman Montgomery and SECONDED by Alderman Johnson to approve that permit found on page 444 of this Minute Book V granting Jostens permission to discharge wastewater into the City's South Central Lagoon. MOTION CARRIED UNANIMOUSLY.

APPROVAL OF CONTRACT TO PURCHASE PRICE PROPERTY FOR PARK USE

Noting survey is complete of that Price property consisting of 56 acres with frontage on Old Livingston Road and Northside Drive at a selling price of \$5,000.00 per acre, **MOTION** made by Alderman Valente and **SECONDED** by Alderman Todd to approve that contract and exhibit found on pages 445-449 of this Minute Book V authorizing the purchase of said property contingent upon availability of monies in the Budget for such purchase. Prior to a vote being taken, there was lengthy debate and several people voicing opposition to (1) using any of the Parks & Recreation Bond Issue Money to purchase additional land when the Parks & Recreation Commission had budgeted these monies to be used for improvements in the existing City parks, and (2) notification not being given to surrounding property owners of plans to place ballfields in their neighborhood prior to said purchase. Alderman Ryan then called for the question and the **ROLL CALL VOTE** was as follows: Alderman Lott - "nay", Alderman Johnson - "aye", Alderman Montgomery - "nay", Alderman Todd - "aye", Alderman Valente - "aye", Alderman Ferrell - "aye", Alderman Ryan - "aye". **MOTION CARRIED 5-2.**

Alderman Lott left the Board Room from 8:50-8:53 p.m.

AUTHORIZATION TO RETAIN SERVICES OF WILLIFORD, GEARHART & KNIGHT FOR ASSISTANCE WITH LOVETTE/SUMNER HILL LAGOON

Following presentation by Greg Gearhart, representing Williford, Gearhart & Knight, Inc., Engineers and Surveyors, regarding their assistance in determining cause of failure and correction necessary at the Lovette/Sumner Hill Lagoon, **MOTION** made by Alderman Montgomery and **SECONDED** by Alderman Valente to adopt Exhibit A-1 as the course of action with correspondence and said exhibit being found on pages 450-456 of this Minute Book V. **MOTION CARRIED 7-0** with Alderman Todd abstaining due to possible conflict of interest with the contractor. It was noted by Mr. Gearhart that said report will be provided for the September 1, 1992, meeting of the Board of Aldermen.

MOTION made by Alderman Ferrell and **SECONDED** by Alderman Ryan to approve and include in the minutes that engineering contract found on pages 457-459³ of this Minute Book V. **MOTION CARRIED UNANIMOUSLY.** *(cnb)*

MAYOR TO SECURE GARBAGE/RECYCLING/HAZARDOUS WASTE INFORMATION FROM MAGNOLIA DISPOSAL GARBAGE SERVICES FOR BOARD

Upon request by Alderman Valente to secure proposals from various local vendors for a cost estimate for one garbage/one recycling pick-up per week (not with the thought of altering the current contract with Magnolia, but simply for cost comparison studies); a cost for a once yearly Household Hazardous Waste Collection Day utilizing a central location; additional educational material/programs to educate our citizenry on the importance of and the "how-to's" of recycling; and requesting confirmation that Magnolia Disposal is conforming to the City's policy on minority participation in one of the following: (1) 15% ownership is minority; (2) 15% of employees are minority; or (3) subcontract of 15% or work to minority owned firm, Mayor Smith was directed to seek the above information from Magnolia Disposal and report findings back to the Board.

AGENDA ITEM #13 REGARDING PROPERTY SURVEY ON SPRINGRIDGE ROAD POSTPONED UNTIL THE NEXT BOARD MEETING

Due to information on the survey/layout of County-owned property at the Supervisors Barn on Springridge Road not being received until late this afternoon and not enough time to fully

study, Mayor Smith requested this item be postponed until the next Board Meeting. NO BOARD ACTION.

AUTHORIZATION TO APPLY FOR 1992-1993 AMERICA THE BEAUTIFUL GRANT

Following presentation by Jehu Brabham requesting the City to continue participation in the Clinton Beautiful Campaign, MOTION made by Alderman Valente and SECONDED by Alderman Todd authorizing Mayor Smith to execute that application as found on pages 460-473 of this Minute Book V to the Department of Forestry requesting the 1992-1993 America the Beautiful Grant at a total project cost of \$14,655.00. MOTION CARRIED UNANIMOUSLY.

REQUEST DENIED TO INSTALL STEEL PIPE ON NEAL STREET

After discussion of the City Ordinance that states "all culverts shall be concrete", MOTION made by Alderman Ferrell and SECONDED by Alderman Valente to deny the request of Mr. Wigley to install 30" steel pipe on Neal Street until further study or City Ordinance changes MOTION CARRIED 6-1 with Alderman Ryan casting the "nay" vote. City Clerk was directed to notify Mr. Wigley of the Board's decision.

1992-1993 MOTOR VEHICLE ASSESSMENT SCHEDULE ADOPTED AND PUBLIC HEARING SET FOR NEXT BOARD MEETING

MOTION made by Alderman Montgomery and SECONDED by Alderman Lott to approve the 1992-1993 Uniform Assessment Schedule for Motor Vehicle Ad Valorem Taxes as submitted by the State Tax Commission and to set the public hearing for said assessment for July 21, 1992. MOTION CARRIED UNANIMOUSLY. Copy of said order directing notice may be found on page 474 of this Minute Book V, with said Assessment Schedule being on file for review in the Office of the City Clerk.

ADOPTION OF RESOLUTION TO REJECT THE HINDS-MADISON-RANKIN COUNTIES SERVICE DISTRICT SOLID WASTE MANAGEMENT PLAN (PHASE I AND II)

MOTION made by Alderman Valente and SECONDED by Alderman Ferrell to adopt that Resolution found on pages 475-476 of this Minute Book V rejecting the Solid Waste Management Plan for the Tri-County Service District. MOTION CARRIED 7-0 with Alderman Montgomery abstaining due to conflict of interest with DEQ.

ADJOURNMENT - 9:50 P.M.

There being no further business to discuss, MOTION made by Alderman Valente and SECONDED by Alderman Ryan to Recess until July 21, 1992, 5 P.M. MOTION CARRIED UNANIMOUSLY.

Copy of Agenda may be found on Pages 477-479 of this Minute Book V.

APPROVED:

Billy R. Smith
Billy Ray Smith, Mayor

7-9-92
Date

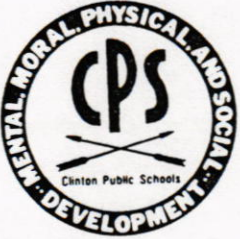
ATTEST:

Nelson Byrd
Nelson Byrd, City Clerk

7-9-92
Date

SEAL

Nelson



VIRGIL F. BELUE, Ed.D.
SUPERINTENDENT OF SCHOOLS

Clinton Public School District

P. O. BOX 300

Clinton, Mississippi 39056

June 10, 1992

The Honorable Billy Ray Smith, Mayor
and Board of Aldermen
City of Clinton
P. O. Box 156
Clinton, MS 39060

Dear Mayor Smith and Aldermen:

Attached are the 1992-1993 budget for the Clinton Public School District, a Resolution, and a Certificate which certifies the action of the Board of Trustees on June 9, 1992. This budget has been carefully prepared and approved by the Trustees of the Clinton Public School District.

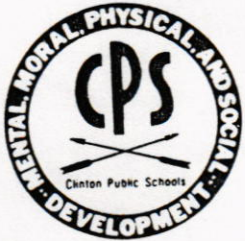
If I can answer any questions concerning the financial condition of our district, please do not hesitate to call me.

Sincerely yours,

Virgil F. Belue, Ed.D.
Superintendent of Schools

VFB/st

Attachments



VIRGIL F. BELUE, Ed.D.
SUPERINTENDENT OF SCHOOLS

Clinton Public School District

P. O. BOX 300

Clinton, Mississippi 39056

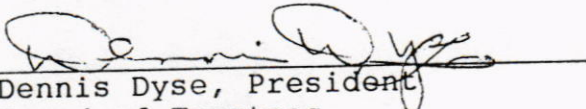
June 10, 1992

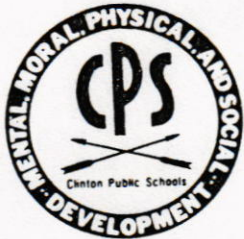
The Honorable Billy Ray Smith, Mayor
and Board of Aldermen
City of Clinton
P. O. Box 156
Clinton, Mississippi 39060

Dear Mayor Smith and Aldermen:

The Trustees of the Clinton Public School District have approved a 1992-1993 budget in the amount of \$17,910,957 for the Clinton Public School District and respectfully request the Mayor and Board of Aldermen for the City of Clinton to levy on all of the taxable property of the Clinton Public School District the necessary millage to avail \$4,394,779 including an estimated \$267,812 in homestead exemption reimbursement; \$133,000 for payments on a construction and debt consolidation loan executed pursuant to the provisions of Section 37-59-101, Et seq., Mississippi Code Annotated 1972, as amended; \$3,729,325 for the Maintenance Fund; and \$264,642 for the District's local contribution to the Minimum Education Program.

Respectfully submitted,


Dennis Dyse, President
Board of Trustees
Clinton Public School District



VIRGIL F. BELUE, Ed.D.
SUPERINTENDENT OF SCHOOLS

Clinton Public School District

P. O. BOX 300
Clinton, Mississippi 39056

June 9, 1992

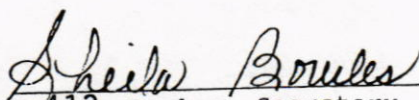
RESOLUTION

On a motion by Mrs. Aultman, seconded by Ms. Bowles, the Board approved a 1992-1993 budget in the amount of \$17,910,957 for the Clinton Public School District and authorized and directed the President of the Board and/or the Superintendent of Schools to request the Mayor and Board of Aldermen of the City of Clinton, Mississippi, to levy on all of the taxable property of the Clinton Public School District the necessary millage to avail \$4,394,779 including an estimated \$267,812 in homestead exemption reimbursement; \$133,000 for payments on a construction and debt consolidation loan executed pursuant to the provisions of Section 37-59-101, Et seq., Mississippi Code Annotated 1972, as amended; \$3,729,325 for the Maintenance Fund; and \$264,642 for the District's local contribution to the Minimum Education Program and to file such budgetary information as the State Department of Education may require. Voting for the motion: Dyse, Jones, Bowles, Aultman, and Boone. Voting against the motion: None.

CERTIFICATE

I, Sheila Bowles, Secretary of the Board of Trustees of the Clinton Public School District, do hereby certify that the foregoing constitutes a true and correct copy of a Resolution adopted by said Board on June 9, 1992.

Witness my signature this the 9th day of June, 1992.



Sheila Bowles, Secretary
Board of Trustees
Clinton Public School District

CLINTON PUBLIC SCHOOL DISTRICT

SCHOOL DISTRICT BUDGET

FY93

CLINTON PUBLIC SCHOOL DISTRICT

COMBINED BUDGET

1993 Fiscal Year

		Governmental Fund Types				Proprietary Fund Types		Fiduciary Fund Type	
		General	Special Revenue	Capital Projects	Debt Service	Enterprise	Internal Service	Trust & Agency	Total
REVENUE		-----	-----	-----	-----	-----	-----	-----	-----
1000	Local sources	4,516,688	430,267	100	136,000			118,200	5,201,255
2000	Intermediate sources								0
3000	State sources	8,522,991	654,035						9,177,026
4000	Federal sources		1,827,003						1,827,003
5000	Sixteenth section sources							55,300	55,300
6000	Other financing sources	179,428	49,868					5,800	235,096
Total Revenue		13,219,107	2,961,173	100	136,000	0	0	179,300	16,495,680
Fund Equity, July 1, 1992		847,248	125,099	15,600	189,600			237,730	1,415,277
Total		14,066,355	3,086,272	15,700	325,600	0	0	417,030	17,910,957
		=====	=====	=====	=====	=====	=====	=====	=====
EXPENDITURES									
1000	Instruction	9,124,054	1,342,449					67,100	10,533,603
2000	Support services:								
2100	Students	485,267	63,481					20,600	569,348
2200	Instructional staff	373,157	83,849					8,000	465,006
2300	General administration	232,036	199,696						431,732
2400	School administration	975,977	38,397					1,800	1,016,174
2500	Business	133,735						600	134,335
2600	Oper. & maint. of plant	1,108,334	19,241	15,700				4,500	1,147,775
2700	Transportation	589,126	267,251					1,000	857,377
2800	Central	29,375	15,100						44,475
3000	Noninstructional services	226,050	882,386					31,000	1,139,436
4000	Sixteenth section							28,800	28,800
5000	Facilities acq. & const.		5,000						5,000
6000	Debt service				165,600				165,600
7000	Other financing uses	114,553	82,743					37,800	235,096
Total Expenditures		13,391,664	2,999,593	15,700	165,600	0	0	201,200	16,773,757
Fund Equity June 30, 1993		674,691	86,679	0	160,000	0	0	215,830	1,137,200
Total		14,066,355	3,086,272	15,700	325,600	0	0	417,030	17,910,957
		=====	=====	=====	=====	=====	=====	=====	=====

CLINTON PUBLIC SCHOOL DISTRICT
Combining Budget: GENERAL
1993 Fiscal Year

		1120	1140	1160	1170	1180	1190	1270	TOTAL
		MAINTENANCE	GEN ACT	ATHLETICS	BAND	CHORAL MUS	16 SEC INC	BAND UNIFORM	
REVENUE		-----	-----	-----	-----	-----	-----	-----	-----
1000	Local sources	4,057,967	380,021	54,400	5,500	17,000	1,500	300	4,516,688
2000	Intermediate sources								0
3000	State sources	8,522,931							8,522,931
4000	Federal sources								0
5000	Sixteenth section sources								0
6000	Other financing sources	115,143			17,300	11,500	32,000	3,485	179,428
	Total Revenue	12,696,101	380,021	54,400	22,800	28,500	33,500	3,785	13,219,107
	Fund Equity, July 1, 1992	562,648	110,000	25,000	5,000	1,000	140,000	3,600	847,248
	Total	13,258,749	490,021	79,400	27,800	29,500	173,500	7,385	14,066,355
		=====	=====	=====	=====	=====	=====	=====	=====
EXPENDITURES									
1000	Instruction	8,837,640	164,750		19,650	24,714	77,300		9,124,054
2000	Support services:								485,267
2100	Students	454,767	30,500						373,157
2200	Instructional staff	358,062	9,100			1,000	4,995		232,036
2300	General administration	230,536					1,500		975,977
2400	School administration	965,827	2,150				8,000		133,735
2500	Business	121,435	300				12,000		1,108,334
2600	Oper. & maint. of plant	1,081,984	6,150				20,200		589,126
2700	Transportation	586,076				3,050			29,375
2800	Central	29,375							226,050
3000	Noninstructional services	1,500	162,000	62,550					0
4000	Sixteenth section								0
5000	Facilities acq. & const.								0
6000	Debt service								114,553
7000	Other financing uses	78,668	30,000	2,400	3,485				
	Total Expenditures	12,745,870	404,950	64,950	23,135	28,764	123,995	0	13,391,664
	Fund Equity June 30, 1993	512,879	85,071	14,450	4,665	736	49,505	7,385	674,691
	Total	13,258,749	490,021	79,400	27,800	29,500	173,500	7,385	14,066,355
		=====	=====	=====	=====	=====	=====	=====	=====

CLINTON PUBLIC SCHOOL DISTRICT
COMBINING BUDGET SPECIAL REVENUE

1993 Fiscal Year

(CB92#2)

		2110 FOOD SERVICE	2220 CHPT 1 CO92	2230 CHPT 1 '93	2320 ECONOMIC CHPT 2 CO92	2330 EXTENDED SCHOOL YR	TOTAL
REVENUE		-----	-----	-----	-----	-----	-----
1000	Local sources	429,000	767	500			430,267
2000	Intermediate sources						0
3000	State sources	10,000					10,000
4000	Federal sources	494,000	90,000	682,980	5,000	41,104	1,313,084
5000	Sixteenth section sources						0
6000	Other financing sources						0
Total Revenue		933,000	90,767	683,480	5,000	41,104	1,753,351
Fund Equity, July 1, 1992		120,000					120,000
Total		1,053,000	90,767	683,480	5,000	41,104	1,873,351
		=====	=====	=====	=====	=====	=====
EXPENDITURES							
1000	Instruction		85,220	540,313	5,000	39,531	670,364
2000	Support services:						0
2100	Students					1,000	35,981
2200	Instructional staff			34,981			102,245
2300	General administration	62,785		39,460			150
2400	School administration	150					0
2500	Business						18,741
2600	Oper. & maint. of plant	1,000		17,741			1,000
2700	Transportation			1000			11,100
2800	Central			11,100			882,386
3000	Noninstructional services	882,386					0
4000	Sixteenth section						5,000
5000	Facilities acq. & const.			5000			0
6000	Debt service					273	59,705
7000	Other financing uses	20,000	5,547	33,985			
Total Expenditures		966,321	90,767	683,480	5,000	41,104	1,786,672
Fund Equity June 30, 1993		86,679	0	0	0	0	86,679
Total		1,053,000	90,767	683,480	5,000	41,104	1,873,351
		=====	=====	=====	=====	=====	=====

CLINTON PUBLIC CLINTON PUBLIC SCHOOL DISTRICT
COMBINING BUDGET SPECIAL REVENUE
1993 FISCAL YEAR

(CB9313)

		2410	2420	2430	2440	2520	2530	TOTAL
		EEF-BLDG/ BUSES	EEF-TXTR/ OTH EDUC MAT	EEF-TRANS. OPERATING	EEF-INSTR. SUPPL/MAT	DRUG FREE SCHOOLS	ECON SEC TC PL98	
REVENUE		-----	-----	-----	-----	-----	-----	-----
1000	Local sources							0
2000	Intermediate sources							0
3000	State sources	166,906	88,568	66,234	104,316			426,024
4000	Federal sources					49,629	16,428	66,057
5000	Sixteenth section sources							0
6000	Other financing sources							0
Total Revenue		166,906	88,568	66,234	104,316	49,629	16,428	492,081
Fund Equity, July 1, 1992						5,000		5,000
Total		166,906	88,568	66,234	104,316	54,629	16,428	497,081
		=====	=====	=====	=====	=====	=====	=====
EXPENDITURES								
1000	Instruction		88,568		104,316	1,783		194,667
2000	Support services:							
2100	Students					2,219		2,219
2200	Instructional staff					32,288	15,580	47,868
2300	General administration					8,500		8,500
2400	School administration					2,437		2,437
2500	Business							0
2600	Oper. & maint. of plant					500		500
2700	Transportation	166,906		66,234				233,140
2800	Central					4,000		4,000
3000	Noninstructional services							0
4000	Sixteenth section							0
5000	Facilities acq. & const.							0
6000	Debt service							0
7000	Other financing uses					2,902	848	3,750
Total Expenditures		166,906	88,568	66,234	104,316	54,629	16,428	497,081
Fund Equity June 30, 1993		0	0	0	0	0	0	0
Total		166,906	88,568	66,234	104,316	54,629	16,428	497,081
		=====	=====	=====	=====	=====	=====	=====

CLINTON PUBLIC SCHOOL DISTRICT
Combining Budget SPECIAL REVENUE
1993 Fiscal Year

(CB92#4)		2540	2610	2620	2630	2660	2670	
		REMEDATION	EXP SCHOOL TERM SPED	EHA PL94 CO 92	EHA PL94	PRESCHOOL PL99 CO92	PRESCHOOL PL99 '93	TOTAL
REVENUE		-----	-----	-----	-----	-----	-----	-----
1000	Local sources							0
2000	Intermediate sources							0
3000	State sources	999	11,339					12,338
4000	Federal sources			93,431	190,704	5,503	6,750	296,388
5000	Sixteenth section sources							0
6000	Other financing sources			11,247	119			11,366
Total Revenue		999	11,339	104,678	190,823	5,503	6,750	320,092
Fund Equity, July 1, 1992		99						99
Total		1,098	11,339	104,678	190,823	5,503	6,750	320,191
		=====	=====	=====	=====	=====	=====	=====
EXPENDITURES								
1000	Instruction	1,098	11,339	31,801	93,930	5,503	6,750	155,421
2000	Support services:							
2100	Students			10,604	13,604			24,208
2200	Instructional staff							0
2300	General administration			11,157	44,084			55,241
2400	School administration							0
2500	Business							0
2600	Oper. & maint. of plant							0
2700	Transportation			12,443	20,668			33,111
2800	Central							0
3000	Noninstructional services							0
4000	Sixteenth section							0
5000	Facilities acq. & const.							0
6000	Debt service							0
7000	Other financing uses			4,963	6,537			11,500
Total Expenditures		1,098	11,339	104,678	190,823	5,503	6,750	320,191
Fund Equity June 30, 1993		0	0	0	0	0	0	0
Total		1,098	11,339	104,678	190,823	5,503	6,750	320,191
		=====	=====	=====	=====	=====	=====	=====

CLINTON PUBLIC SCHOOL DISTRICT
Combining Budget
1993 Fiscal Year

SPECIAL REVENUE

(CB93#5)

	2710 VOC EDUC	2720 VOC-ADULT BASIC EDUC	2730 VOC-DROPOUT PREVENTION	2740 VOC-REMED. LIT. PED.	TOTAL	TOTAL ALL SPEC REV
REVENUE	-----	-----	-----	-----	-----	-----
1000 Local sources					0	430,267
2000 Intermediate sources					0	0
3000 State sources	205,673				205,673	654,035
4000 Federal sources	24,975	17,536	56,982	51,981	151,474	1,827,003
5000 Sixteenth section sources					0	0
6000 Other financing sources	38,045	457			38,502	49,868
Total Revenue	268,693	17,993	56,982	51,981	395,649	2,961,173
Fund Equity, July 1, 1992					0	125,099
Total	268,693	17,993	56,982	51,981	395,649	3,086,272
	=====	=====	=====	=====	=====	=====
EXPENDITURES						
1000 Instruction	202,086	16,736	53,955	49,220	321,997	1,342,449
2000 Support services:						
2100 Students	32,054				32,054	63,481
2200 Instructional staff					0	83,849
2300 General administration					0	199,696
2400 School administration	34,553	1,257			35,810	38,397
2500 Business					0	0
2600 Oper. & maint. of plant					0	19,241
2700 Transportation					0	267,251
2800 Central					0	15,100
3000 Noninstructional services					0	882,386
4000 Sixteenth section					0	0
5000 Facilities acq. & const.					0	5,000
6000 Debt service					0	0
7000 Other financing uses			3027	2,761	5,788	82,743
Total Expenditures	268,693	17,993	56,982	51,981	395,649	2,999,593
Fund Equity June 30, 1993	0	0	0	0	0	86,679
Total	268,693	17,993	56,982	51,981	395,649	3,086,272
	=====	=====	=====	=====	=====	=====

CLINTON PUBLIC SCHOOL DISTRICT
Combining Budget: CAPITAL PROJECTS
1993 Fiscal Year

(CB92#6)

		3110 BUILDING PROJECTS						TOTAL CAP. PROJ.
REVENUE								
1000	Local sources		100					100
2000	Intermediate sources							0
3000	State sources							0
4000	Federal sources							0
5000	Sixteenth section sources							0
6000	Other financing sources							0
Total Revenue		0	100	0	0	0	0	100
Fund Equity, July 1, 1992			15,600					15,600
Total		0	15,700	0	0	0	0	15,700
EXPENDITURES								
1000	Instruction							0
2000	Support services:							0
2100	Students							0
2200	Instructional staff							0
2300	General administration							0
2400	School administration							0
2500	Business							15,700
2600	Oper. & maint. of plant		15,700					0
2700	Transportation							0
2800	Central							0
3000	Noninstructional services							0
4000	Sixteenth section							0
5000	Facilities acq. & const.							0
6000	Debt service							0
7000	Other financing uses							0
Total Expenditures		0	15,700	0	0	0	0	15,700
Fund Equity June 30, 1993								0
Total		0	15,700	0	0	0	0	15,700

CLINTON PUBLIC SCHOOL DISTRICT
Combining Budget: DEBT SERVICE
1993 Fiscal Year

(CB93#7)

4150
DEBT SERV.
1988 CONSOL

TOTAL
DEBT SERVICE

REVENUE

1000	Local sources	136,000						136,000
2000	Intermediate sources							0
3000	State sources							0
4000	Federal sources							0
5000	Sixteenth section sources							0
6000	Other financing sources							0
	Total Revenue	0	136,000	0	0	0	0	136,000
	Fund Equity, July 1, 1992		189,600					189,600
	Total	0	325,600	0	0	0	0	325,600

EXPENDITURES

1000	Instruction							0
2000	Support services:							0
2100	Students							0
2200	Instructional staff							0
2300	General administration							0
2400	School administration							0
2500	Business							0
2600	Oper. & maint. of plant							0
2700	Transportation							0
2800	Central							0
3000	Noninstructional services							0
4000	Sixteenth section							0
5000	Facilities acq. & const.							0
6000	Debt service	165,600						165,600
7000	Other financing uses							0
	Total Expenditures	0	165,600	0	0	0	0	165,600
	Fund Equity June 30, 1993	0	160,000	0	0	0	0	160,000
	Total	0	325,600	0	0	0	0	325,600

CLINTON PUBLIC SCHOOL DISTRICT
Combining Budget: TRUST AND AGENCY
1993 Fiscal year

(CB93#8)

		7120 UNEMPLOY COMP REVOLV	7130 FORESTRY ESCROW	7140 16th SEC INTEREST	7210 16th SEC PRINCIPAL	7320 ACTIVITY	TOTAL
REVENUE		-----	-----	-----	-----	-----	-----
1000	Local sources	2,500	200			115,500	118,200
2000	Intermediate sources						0
3000	State sources						0
4000	Federal sources						0
5000	Sixteenth section sources			49,500	5,800		55,300
6000	Other financing sources			5,800			5,800
	Total Revenue	2,500	200	55,300	5,800	115,500	0 179,300
	Fund Equity, July 1, 1992	75,000	9,900	15,300	102,530	35,000	237,730
	Total	77,500	10,100	70,600	108,330	150,500	0 417,030
		=====	=====	=====	=====	=====	=====
EXPENDITURES							
1000	Instruction	8,600				58,500	67,100
2000	Support services:						
2100	Students					20,600	20,600
2200	Instructional staff					8,000	8,000
2300	General administration						0
2400	School administration					1,800	1,800
2500	Business					600	600
2600	Oper. & maint. of plant	1,800				2,700	4,500
2700	Transportation	1,000					1,000
2800	Central						0
3000	Noninstructional services					31,000	31,000
4000	Sixteenth section		5,500	23,300			28,800
5000	Facilities acq. & const.						0
6000	Debt service						0
7000	Other financing uses			32,000	5,800		37,800
	Total Expenditures	11,400	5,500	55,300	5,800	123,200	0 201,200
	Fund Equity June 30, 1993	66,100	4,600	15,300	102,530	27,300	0 215,830
	Total	77,500	10,100	70,600	108,330	150,500	0 417,030
		=====	=====	=====	=====	=====	=====

RESOLUTION

WHEREAS, CLINTON, Mississippi, recognizes that community development is a priority concern in this area; and

WHEREAS, the MAYOR AND BOARD OF ALDERMEN of CLINTON, desire technical assistance from the Central Mississippi Planning and Development District for the purpose of improving the overall well-being of this area; and

WHEREAS, this technical assistance is for the specific function of submission of an application for FY 1992 Community Development Block Grant funds; and

WHEREAS, the District is authorized to investigate, prepare and direct applications for funding to the State of Mississippi.

NOW, THEREFORE, BE IT RESOLVED, that the MAYOR AND BOARD OF ALDERMEN on behalf of CLINTON, Mississippi do request assistance from the Central Mississippi Planning and Development District and show their intent to apply for Community Development Block Grant funds, and that the District is requested to aid CLINTON, Mississippi in this matter. The Board of ALDERMEN further designates the MAYOR to act as a representative of the CITY in this matter and to execute all necessary forms and documents on behalf of the CITY OF CLINTON.

Dated this the 7th day of July, 1992

CLINTON, Mississippi

By: Billy R Smith, Mayor

ATTEST:

By: Nelson Byrd, City Clerk

AN AMENDMENT TO THE SEWER USE ORDINANCE OF THE
CITY OF CLINTON, MISSISSIPPI

BE IT ORDAINED by the Mayor and Board of Aldermen that Article V, Section 1, of the Sewer Ordinance of the City of Clinton, Mississippi, be, and hereby is, amended by adding the following sentence in Article V, Section 1, of said Ordinance:

Provided, however, industrial cooling waters or unpolluted process waters may be discharged to a sewer upon the recommendation of the Superintendent, provided, the quantities do not impair the capacity of the sewage treatment plant, and on approval of the Mayor and Board of Aldermen.

Alderman Valente moved that the foregoing Amendment to the Sewer Use Ordinance be adopted. Alderman Ferrell seconded. The vote was as follows:

Alderman Ryan voted:	<u>YES</u>
Alderman Ferrell voted:	<u>YES</u>
Alderman Valente voted:	<u>YES</u>
Alderman Montgomery voted:	<u>YES</u>
Alderman Johnson voted:	<u>YES</u>
Alderman Lott voted:	<u>YES</u>
Alderman Todd voted:	<u>YES</u>

APPROVED on the 7th day of July, 1992.

Billy R Smith
BILLY RAY SMITH, MAYOR

ATTEST:

Nelson Byrd
NELSON BYRD, CITY CLERK

PASTE AD HERE

PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

AN AMENDMENT TO THE
SEWER USE ORDINANCE
OF THE CITY OF
CLINTON, MISSISSIPPI
BE IT ORDAINED by the
Mayor and Board of Alder-
men that Article V, Section 1,
of the Sewer Ordinance of
the City of Clinton, Mississip-
pi, be, and hereby is,
amended by adding the fol-
lowing sentence in Article V,
Section 1, of said Ordinance:
Provided, however, indus-
trial cooling waters or un-
polluted process waters
may be discharged to a
sewer upon the recommen-
dation of the Superinten-
dent, provided, the quanti-
ties do not impair the ca-
pacity of the sewage treat-
ment plant, and on approv-
al of the Mayor and Board
of Aldermen.
Alderman Valente moved that
the foregoing Amendment to
the Sewer Use Ordinance be
adopted. Alderman Ferrell
seconded. The vote was as
follows:
Alderman Ryan voted: Yes
Alderman Ferrell voted: Yes
Alderman Valente voted: Yes
Alderman Montgomery voted:
Yes
Alderman Johnson voted: Yes
Alderman Lott voted: Yes
Alderman Todd voted: Yes
APPROVED on the 7th day
of July, 1992.
/s/ Billy R. Smith
BILLY RAY SMITH,
MAYOR
ATTEST:
/s/ Nelson Byrd
NELSON BYRD,
CITY CLERK
July 16, 1992

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

Hollie Barlow,

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

Date July 16, 1992

Date _____, 19 ____

Date _____, 19 ____

Date _____, 19 ____

Date _____, 19 ____

Number of Lines 49

Published 1 Times

Total \$ 17.68

Signed Hollie Barlow
Authorized Clerk
of The Clinton News

Sworn to and subscribed before me the 16th day of
July, 1992.

Janet Boatner
Notary Public

My Commission Expires:

My Commission Expires Nov. 17, 1992

(Seal)

DRAFT

9

**State of Mississippi
Water Pollution Control
PERMIT**

TO OPERATE A WASTE DISPOSAL SYSTEM IN ACCORDANCE
WITH NATIONAL AND STATE PRETREATMENT STANDARDS

THIS CERTIFIES THAT

**JOSTENS
CLINTON, MISSISSIPPI**

has been granted permission to discharge wastewater into

City of Clinton South Central Lagoon (MS0021199)

in accordance with effluent limitations, monitoring requirements and other conditions set forth in this permit. This permit is issued in accordance with the provisions of the Mississippi Water Pollution Control Law (Section 49-17-1 et seq., Mississippi Code of 1972), and the regulations and standards adopted and promulgated thereunder, and under authority granted pursuant to Section 402(b) of the Federal Water Pollution Control Act.

The issuance of this permit does not relieve the permittee from complying with any requirements which the Publicly Owned Treatment Works (POTW) Authority may deem necessary as a prerequisite to the use of the Authority's sewage system and associated treatment works.

MISSISSIPPI ENVIRONMENTAL QUALITY PERMIT BOARD

**HEAD, OFFICE OF POLLUTION CONTROL
MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY**

Issued: **JUNE 9, 1992**

Expires: **JUNE 4, 1997**

Permit No. MSP090760

Need Executed Copy for Minutes

AGREEMENT TO SELL AND PURCHASE REAL PROPERTY

THIS AGREEMENT entered into on the _____ day of _____, 1992, between WHITFIELD PRICE, JOE PRICE, G. BALEY PRICE and EDWIN P. PRICE, (hereinafter "Sellers") and the CITY OF CLINTON, MISSISSIPPI, (hereinafter "Buyer").

WHEREAS, Sellers own certain property in the City of Clinton, Mississippi, south of Northside Drive, and more particularly described on Exhibit A attached hereto, consisting of fifty-five (55) acres, more or less, in the First Judicial District of Hinds County, Mississippi; and

WHEREAS, Buyer wishes to purchase that property for public use; and

WHEREAS, the Sellers desire to sell such property;

IT IS, THEREFORE, AGREED as follows:

1. Sellers will sell to Buyer, and Buyer will buy from Sellers, that real property located in the First Judicial District of Hinds County, Mississippi, and more particularly described by Exhibit A attached hereto, which Exhibit is made a part of this Agreement the same as if set forth herein.
2. The Buyer will pay to Sellers for and in consideration of a Warranty Deed to said property the sum of Five Thousand Dollars (\$5000) per acre, or a total payment of \$_____, said payment to be made in full upon the delivery of a Warranty Deed by Sellers.
3. Sellers will provide to Buyer not less than five (5) days before the close of the sale and the delivery of the Warranty Deed a Title Opinion from an attorney on whose Opinion a reputable and reliable title insurance company will issue a Policy of Title insurance.
4. Buyer shall designate and name any park or public facility established upon the purchased property as the "Price Park".
5. Sellers will deliver, at the time of closing, a Quit

Claim Deed conveying all of the right, interest or title that Sellers have in that land described as "Livingston Road" as the description of "Livingston Road" appears in any plat, map, deed or other document of record in the land records of Hinds County, Mississippi.

6. The sale of the property which is the subject of this Agreement shall be concluded not later than one hundred twenty (120) days from the date of this Agreement.

7. The property which is the subject of this Agreement shall be conveyed to Buyer by Sellers without any lein, mortgage or other encumbrance.

IN WITNESS WHEREOF, Sellers and Buyer affix their signatures to this Agreement effective on the day first above written.

WHITFIELD PRICE

STATE OF MISSISSIPPI

COUNTY OF HINDS

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, the above-named WHITFIELD PRICE who, after by me being duly sworn, states upon his oath that the above Agreement is true and correct and that the signature thereon is his signature.

SWORN TO AND SUBSCRIBED BEFORE ME, this the _____ day of _____, 1992.

Notary Public

My Commission Expires:

JOE PRICE

STATE OF MISSISSIPPI

COUNTY OF HINDS

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, the above-named JOE PRICE who, after by me being duly sworn, states upon his oath that the above Agreement is true and correct and that the signature thereon is his signature.

SWORN TO AND SUBSCRIBED BEFORE ME, this the _____ day of _____, 1992.

Notary Public

My Commission Expires:

G. BALEY PRICE

STATE OF MISSISSIPPI

COUNTY OF HINDS

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, the above-named G. BALEY PRICE who, after by me being duly sworn, states upon his oath that the above Agreement is true and correct and that the signature thereon is his signature.

SWORN TO AND SUBSCRIBED BEFORE ME, this the _____ day of _____, 1992.

Notary Public

My Commission Expires:

EDWIN P. PRICE

STATE OF MISSISSIPPI

COUNTY OF HINDS

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, the above-named EDWIN P. PRICE who, after by me being duly sworn, states upon his oath that the above Agreement is true and correct and that the signature thereon is his signature.

SWORN TO AND SUBSCRIBED BEFORE ME, this the _____ day of _____, 1992.

Notary Public

My Commission Expires:

The City of Clinton
By:

BILLY RAY SMITH, MAYOR

Attest:

Nelson Byrd, City Clerk

NORTHSIDE DRIVE (80' R.O.W.)

S 84°59'57"W 84°14'32"W
P.O.B. 149.55 103.83 N 87°43'41"W 259.75 N 89°04'55"W 280.19
F.L.P. CHORD DIST. CHORD DIST. CHORD DIST.



KENTWOOD SUBD. PART 1

KENTWOOD SUBD. PART 2

10" SANITARY SEWER EASEMENT

56.06 ACRES

CLINTON PARK SUBD. PART 3

OLD NATCHEZ TRACE

PRICE PROPERTY

A CERTAIN PARCEL OF LAND BEING SITUATED
IN THE SOUTH (1/2) HALF OF SECTION 20,
T8N, R1W, CITY OF CLINTON, HINDS
COUNTY, MISSISSIPPI CONTAINING 2.442,210.34
SQUARE FEET OR 56.06 ACRES, MORE OR LESS.

PROPOSED
CLINTON PARK SITE

DATE OF SURVEY: JUNE 12, 1992
COUNTY: HINDS
SURVEY CLASS: "C"
SCALE: 1"=100'
FLOOD ZONE: "C" & "B"
PARCEL NO. 280071 0002
DATE: AUGUST 17, 1981

ANDERSON ENGINEERS, P.A.
P.O. BOX 254
CLINTON, MS 39060-0254
(601) 924-3911



10

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.

July 7, 1992

Mayor & Board of Aldermen
City of Clinton
Post Office Box 156
Clinton, Mississippi 39060

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

Dear Mayor Smith:

Thank you for selecting our firm at your June 29 meeting to assist the City in completing the Lovett wastewater treatment facility. We recognize the importance of bringing this facility on-line and into compliance with DEQ guidelines as soon as possible, and will expedite each phase of the evaluation/design/construction process to meet your needs.

SCOPE OF WORK

The scope of work included in the attached proposed contract has been expanded to include additional work items communicated by the City Attorney immediately following your meeting. Specifically, this scope now includes an expanded geotechnical investigation to better define the causes of the failure, and also includes design and construction administration of the modifications to complete the treatment facility. In this letter, this will be identified as the Base scope of work.

Following further review of the Base scope, the City Attorney provided a revised scope of work for a detailed evaluation of the entire project, including general design assumptions, waste load projections, design of all structures and foundations, hydraulic and air flow calculations, and process design for each step of the treatment process. For your evaluation and decision, we have included our estimate of the budgetary and scheduling impacts of broadening the scope. Alternate 1 would include a detailed review of the existing and projected waste loads to be treated by the Biolac treatment system and other unit processes. Alternate 2 would add the detailed structural, soils, hydraulic and pneumatic evaluation.

WORK TO DATE

To date, we have completed the following items of the referenced Scope of Work, as authorized:

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 available project information including plans, specifications, design reports, geotechnical data and inspection reports to gain familiarity with the project. (This review will not include an evaluation of the wastewater loadings or treatment capabilities of the Biolac treatment system or other unit processes, unless specifically requested.)
3. Determine the type and amount of additional information required to permit a reasonably detailed evaluation of the apparent clarifier slippage and any other apparent construction related problems and establish the cost for procuring this information.
4. Provide the City with a schedule and projected cost of completing the evaluation.

A more detailed description of our activities to date follows:

On June 30 we were provided the City public works file for the project and the documents compiled by the City Attorney, including plans, specifications, inspection reports, contract documents, pay requests, material submittals and correspondence. Jeff Knight and I reviewed this material, made an initial site visit and provided copies of the 1992 geotechnical evaluation and selected structural details to Burns Cooley Dennis Inc., (BCD), geotechnical consultants, and Spencer Engineers, (Spencer), structural consultants for their preliminary review.

On July 1, I met with BCD and Spencer on the site, discussed the City's goals for the evaluation and defined the specific survey data, geotechnical sampling and structural analysis which will be required to complete the evaluation. Based on the site conditions and documentation review, we determined that the feasible options for completing the project would include:

- a. Raising and leveling the existing clarifier structure and placing same on a stable foundation;
- b. Demolishing the existing structure and constructing a similar or modified structure on a stable foundation in the same location; or
- c. Leaving the existing structure in place and "shifting" the basin to allow a new clarifier to be constructed in a modified location.

On July 6 we performed a plan-in-hand visual inspection of the existing facilities to determine the stage of completion of the project, and arranged for surveying specific areas of the site to assess the degree of erosion and siltation, final structures locations, embankment slopes and soil displacements.

INFORMATION NEEDED

BCD advised that the scope of the previous geotechnical investigation must be expanded to provide the information required to adequately complete the proposed scope of work, including an evaluation of the cause of the slippage and the stability of the other slopes forming the basin. A copy of the BCD written proposal is enclosed. The projected cost of their services is included on Exhibits A, A1 and A2.

The structural evaluation, as outlined by Spencer, will determine the capacity of the existing designed structure to endure hydraulic jacking, the stability of the structure and the means of repairing the apparent existing cracks. The results of the geotechnical evaluation will be utilized to perform preliminary designs and cost analyses for foundations for the existing structure and also relocated or modified structures. A copy of Spencer's written proposal is enclosed. The projected cost of their services is included on Exhibits A, A1 and A2.

Much of the documentation required for our assessment of the general design and construction of the clarifier is contained in the City files of the plans, specifications and inspection reports. Interviews with the Engineer and/or Contractor are planned to resolve any questions which cannot be discerned from the inspection reports. Much of the information for the detailed evaluations required by the Alternate scopes of work, however, is not included and would have to be developed independently if previous Facility Plans could not be relied upon.

As the principal engineer for the City on the project, WGK will also direct and coordinate the efforts of the proposed consultants and utilize their work product in preparing our report and recommendations to the City.

SCHEDULE

Assuming that authorization to proceed on the Base scope is provided at your July 7 meeting, we will provide a preliminary written report and recommendations prior to your August 4 board meeting, with a final copy of the report within 3 days thereafter.

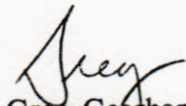
If the Alternate 1 scope of work is selected, the report would be provided for your September 1 meeting.

If the Alternate 2 scope of work is authorized, the report would be provided for your September 15 meeting.

Thank you again for the opportunity to be of assistance. Please call should you have any questions or comments.

Sincerely,

WILLIFORD, GEARHART & KNIGHT, INC.


Greg Gearhart, P.E.
Principal

GAG\mf

Attachment

cc: Nelson Byrd, City Clerk
Bill Spell, City Attorney

EXHIBIT A
PRELIMINARY PROJECTION OF ENGINEERING COSTS
LOVETT WASTEWATER TREATMENT FACILITY
EVALUATION AND RECOMMENDATION PHASE
BASE SCOPE OF WORK

WORK ITEM	COST
Documentation Review & Site Inspection	\$2400
Survey	900
Hydraulic Review	600
Coordinate and Review Subconsultant Reports	1800
Develop and Define Alternatives	600
Develop Costs and Schedules For Alternatives	2400
Meetings and Interviews with City, OPC, others	1200
Prepare and Present Report	2800
Geotechnical Evaluation	8000 - 9000
Structural Evaluation and Preliminary Design	4000 - 5000
PROJECTED TOTAL (HOURLY BASIS)	\$24,700 - 26,700

EXHIBIT A1
PRELIMINARY PROJECTION OF ENGINEERING COSTS
LOVETT WASTEWATER TREATMENT FACILITY
EVALUATION AND RECOMMENDATION PHASE
ALTERNATE 1 SCOPE OF WORK

WORK ITEM	COST
Investigate Waste Loads	\$2100
Documentation Review & Site Inspection	2400
Survey	900
Hydraulic Review	600
Unit Process Review	3600
Coordinate and Review Subconsultant Reports	1800
Develop and Define Alternatives	600
Develop Costs and Schedules For Alternatives	2400
Meetings and Interviews with City, OPC, others	1200
Prepare and Present Report	2800
Geotechnical Evaluation	8000 - 9000
Structural Evaluation and Preliminary Design	4000 - 5000
Sampling	800 - 1200
PROJECTED TOTAL (HOURLY BASIS)	\$31,200 - 33,600

5-18
455

EXHIBIT A2
PRELIMINARY PROJECTION OF ENGINEERING COSTS
LOVETT WASTEWATER TREATMENT FACILITY
EVALUATION AND RECOMMENDATION PHASE
ALTERNATE 2 SCOPE OF WORK

WORK ITEM	COST
Investigate Waste Loads	\$2100
Documentation Review & Site Inspection	2400
Survey	900
Hydraulic Review	600
Unit Process Review	3600
Detailed Design Review	4250
Coordinate and Review Subconsultant Reports	1800
Develop and Define Alternatives	600
Develop Costs and Schedules For Alternatives	2400
Meetings and Interviews with City, OPC, others	1200
Prepare and Present Report	3500
 Geotechnical Evaluation	 10000 - 11000
Structural Evaluation and Preliminary Design	4000 - 7000
Sampling	800 - 1200
 PROJECTED TOTAL (HOURLY BASIS)	 \$38,150 - 42,550

~~549~~
456

Spencer-Engineers, Inc./Consultants

P.O. Box 4328
Jackson, MS 39216
(601) 982-7766

July 7, 1992

Williford, Gearhart & Knight, Inc.
Post Office Box 318
Clinton, Mississippi 39056

Attention: Mr. Greg Gearhart, P.E.

RE: Concrete Clarifier Structure
North Lagoon
Clinton, Mississippi

Dear Mr. Gearhart:

We are pleased to submit this proposal for providing preliminary engineering services and field investigations for the referenced project. Reference herein to the Engineer refers to Spencer-Engineers, Inc. and the Principal Engineer refers to Williford, Gearhart & Knight, Inc.

A. Scope of Work to be provided by the Engineer.

1. General. The scope of work to be accomplished under this proposal shall consist of performing a study of the failed concrete clarifier at the referenced location and preparing a report presenting the findings of the study. The study will focus on: examining the structural integrity of the original design and possible remedial repair techniques including stabilizing the existing structure and the design of a new structure. This study will also provide cost estimates for the structural repair.
2. Study Methodology. The study shall be performed in two phases. The first phase will develop base data from field investigations, existing reports and records, construction drawings and interviews. The second phase shall provide an evaluation of the structural adequacy of the original structure and alternative repair techniques.
 - a. Phase 1 - Base Data Development. Field investigations will consist of visual inspections of the concrete clarifier structure.

Williford, Gearhart & Knight, Inc.

Page 2

July 7, 1992

Existing drawings, soils report and other records of the building's construction will be examined and interviews with personnel involved in the construction will be performed to attempt to determine the reason for the structure movement.

- b. Phase 2 - Evaluation and Analysis. Based on the above, structural analysis will be performed for the original structure to determine its structural adequacy. Based on this analysis, alternative repair techniques will be evaluated to attempt to determine if the structure can be repaired, and if so, what technique would be the most cost effective. If it is determined the structure cannot be repaired, preliminary design will be performed for a new structure.
- c. Report Preparation. Based on the preceding study, an engineering report will be prepared and present essentially the following:
 - (1) A summary of base data obtained.
 - (2) Structural adequacy of existing structure.
 - (3) If applicable, recommended structural repairs.
 - (4) Configuration of replacement structure.
 - (5) Cost estimates.
 - (6) Five copies of the report shall be prepared for the Principal Engineer.

B. Services to be provided by the Principal Engineer to the Engineer are as follows:

- 1. Participate in necessary conferences with the Engineer to prosecute the study.
- 2. Furnish the Engineer copies of all pertinent records, reports, and correspondence associated with the design and construction of the clarifier.
- 3. Provide a geotechnical investigation and report for the site.
- 4. Allow the Engineer access to the site.

C. Payment to the Engineer shall be as follows:

PROFESSIONAL SERVICES AGREEMENT
CITY OF CLINTON
PAGE 2

PROFESSIONAL SERVICES AGREEMENT
by and between
CITY OF CLINTON
and
WILLIFORD, GEARHART & KNIGHT, INC.

This is an Agreement made this the 7th day of July, 1992, by and between the City of Clinton, Post Office Box 156, Clinton, Mississippi 39060 (Owner) and Williford, Gearhart & Knight, Inc., Engineers & Surveyors, Post Office Box 318, Clinton, Mississippi 39056 (Engineer).

The Owner hereby employs the Engineer to perform certain professional engineering services as defined herein, to serve as the Owner's professional representative on the services authorized herein and to provide professional engineering consultation as may be required. The Engineer agrees to provide the professional services authorized by the Owner and the Owner agrees to compensate the engineer for the professional services rendered.

The Owner and Engineer further agree that the purpose of this Agreement is to authorize certain professional engineering services in accordance with the scope of work attached hereto. In addition, the Owner and Engineer also agree that this Agreement is to authorize any additional professional services beyond the scope of work attached hereto, as may be directed by the Owner. Finally, the Owner and Engineer hereby agree to the following provisions:

SECTION 1 - ENGINEER'S RESPONSIBILITIES

- 1.1 The Engineer shall perform the necessary professional services in a timely manner so as not to delay the initiatives of the Owner;
- 1.2 The Engineer shall consult with the Owner to establish the Owner's requirements for the professional services identified by the Owner;
- 1.3 The Engineer shall advise the Owner regarding the need for the Owner to provide or secure certain other special services or consultants as may be needed to fulfill the requirements identified by the Owner, and to assist the Owner in securing such special services;
- 1.4 The Engineer shall furnish the professional engineering services required by the Owner for the evaluation and completion of the Lovett wastewater treatment facility, consistent with the requirements of the Mississippi Department of Environmental Quality;
- 1.5 The Engineer shall prepare and provide to the Owner three copies of the final deliverable resulting from the services provided by the Engineer; and
- 1.6 The Engineer shall provide the professional services relative to this Agreement

Part 1 of the Grant Proposal. Parts 2-9 should be attached

**America The Beautiful
Urban and Community Forestry**

Grant Request Application

Name of Applicant: City of Clinton, Mississippi

Key Contact Person: Billy Ray Smith, Mayor
Complete Address: P.O. Box 156
Clinton, MS 39060
Telephone Number: (601) 924-5462

Federal Identification Number: 64-6000260

Project Timetable:
Starting Date: October 1, 1992
Ending Date: March 31, 1993

Project Cost:
Grant Match Requested: \$ 7,327.50
Local Match Provided: \$ 7,327.50
Total Project Cost: \$ 14,655.00

Billy R Smith
Signature of Applicant

7-10-92
Date

Attachment to Grant Request Form

II. Project Title

Realizing a bold forestation dream for Clinton ... " **Together we can accomplish what we cannot accomplish alone.**"

III. Brief Summary

In this phase of our Clinton Beautification and Forestation program, we will seek to focus the combined human and financial resources of federal, state, local governments and private citizenry in making progressive strides toward accomplishing the bold beautification and forestation program for Clinton. This phase to be accomplished by :

A. Involvement of Local Government

1. Work with Mayor and City Council in studying, drafting and adopting a city tree ordinance.
2. Dedicate the proceeds from the city wide recycling to community beautification and forestation projects
3. Development of a Master Forestation Landscape Plan for Clinton thoroughfares, highways and city property and parks.

B. Involvement of Citizens

1. Promote the planting of trees on private property among our citizenry.
2. Increase knowledge, awareness, and community benefits of recycling through publicity and promotion.
3. Initiate a Christmas Tree recycling campaign.
4. Promote by brochure, public announcement, letters, etc. the Clinton Tree Planting Project.
5. Develop educational presentation and materials for use in our schools and civic clubs.
6. Involve citizens in hands-on-projects related to forestation.

C. Involvement of State and Federal Government

1. Initiate a cooperative agreement between the Clinton Beautification and Forestation Program and the State Highway Department to landscape the highly visible and much travelled I-20 Highway area and its two key gateway interchange entrances to our city.
2. Application for an America the Beautiful Grant to implement the 1992-1993 phase of our Clinton Forestation Program.

IV. Project Purpose / Goals

Our overall objective is to further undergird, enhance and strengthen the long term community beautification and forestation project in Clinton. The 1992-1993 phase is another key component in the overall comprehensive plan to impact the aesthetic beauty, environmental concerns, and public consciousness of Clinton. No project can long be successful without the unified, enthusiastic support and involvement of local citizens, local government, state and federal governments. This phase of our project desires to educate, challenge and inspire our Clinton citizenry, both through communication materials and site plantings, as to the lasting contributions to our urban scene that can be realized through a cooperative effort on the part of all interested parties. A great theme not only Clinton, but all communities and governmental bodies to follow in regard to forestation and other worthwhile community projects would be ... " Together we can accomplish, what we cannot accomplish alone !"

Clinton is a suburban Jackson community with many well established subdivisions. The community is linked by several well travelled transportation arteries. Beyond the inter-city transportation arteries Clinton has over 35 acres of highly visible and much travelled Inter-State 20 area and two key gateway interchange entrances to our city. This Inter-State 20 roadway exposure has unlimited potential for impacting in a positive and progressive manner the impression of numerous out of state travellers.

Clintonians are justifiably concerned with the quality of their environment, the attractiveness of their community and the favorable first impression that visitors to Mississippi gain from our interstate roadway beauty. All these concerns lend themselves toward holding tremendous potential for urban forestation, beautification and environmental enhancement.

The importance of the Clinton Forestation program is not limited to just planting trees. The program is designed to cultivate the attitudes, consciousness, pride and community spirit of our citizens. This objective is being accomplished through :

1. The bold, visionary and citizen led Clinton Beautification and Forestation program.
2. Promotion of citizen involvement in Forestation educational and planting projects, establishing a Clinton Tree Planting Fund, and initiating a long term city forestation plan.
3. Enthusiastically promote city wide recycling with the proceeds dedicated to city beautification and forestation.

It has been our desire to link people who are interested and knowledgeable about beautification and urban forestation with the resources of for implementing a comprehensive program. The end

results will be a community of informed, educated, ecologically conscious, community service minded citizens.

V. Current or Previous Involvement in Urban Forestation

Clinton initiated a formal urban forestation program in 1991-1992. The 1991-1992 project was a direct result of Clinton receiving an America the Beautiful Grant. Our initial year of work has been quite successful with the awareness, knowledge and public consciousness being significantly impacted in the area of community beautification and forestation.

Attached is an explanation of the tree planting phase of our highly successful project. Also accompanying the explanation is the press release concerning the project which was printed in our local newspaper, The Clinton News.

VI. Project Methods / Procedures / Plan :

The present project will be organized under the leadership of the Mayor, the Chairman of the Clinton Beautification Committee, and a small task force comprised of several city department heads and committed persons from the community. This group will review and analyze the initial projects completed during 1991 - 1992. The group will then proceed to establish a plan of action whereby the Beautification and Forestation program initiated in 1991-1992 can be expanded and enhanced during 1992-1993.

Following these preparative efforts and upon report to the mayor and Board of Aldermen by the Chairman of the Beautification Committee, the project leadership will schedule and provide the necessary manpower, equipment, technical expertise, and related resources necessary to accomplish the tasks identified.

At the completion of the 1992-1993 project, the task force will summarize their efforts by preparing and submitting a written report. This report will also recommend a procedure and continued action necessary for implementation of the next phase of Clinton's Urban Forestation program.

a & b) Activities and Partnership

The Beautification Committee will invite participation, suggestions and input from citizens, civic groups, and professionals on a voluntary basis. These discussions will be aimed at not only developing a continuing program of Urban Forestation for Clinton, but also to educate and challenge our Clinton citizenry to become involved in the project.

The Beautification Task Force will utilize the materials available from the American Forestry Association, USDA Forest Service, Cooperative Extension Service, Mississippi Urban Forest Council and other involved urban forestation organizations. These materials will be used in our schools, civic clubs, city council meetings, Chamber of Commerce meetings to educate, inform and challenge our citizenry in the area of urban forestation. The more informed our citizens become, the more they will become in our urban forestation program.

In addition to the public information work of the Task Force, the group will also be responsible for identifying the roadway areas, key gateway entrances to our city, high visibility right of ways, Interstate 20 areas, etc. with forestation needs and potential.

c) Administrative and Staffing

The Mayor will administer the project through the Director of Public Works, upon the recommendations and suggestions of the Chairman of the Beautification Committee and Task Force. Fiscal oversight will be provided through the office of the City Clerk, which shall administer the budget.

d) Needed Facilities and Equipment

As in all our forestation and beautification projects, there will be a cooperative effort between private citizens and The City of Clinton. The drafting of landscape plans, publicity, promotional literature, educational material, etc. will be handled by the citizen task force. The planting and maintenance will be a joint effort between the citizen task force and employees of the Department of Public Works and the Department of Parks and Recreation. All equipment necessary to landscaping and planting are already in the inventory of the Department of Public Works. Scheduling for the project plantings will be within the grant period, as convenient to the divisions involved.

e) Publicity and / or Community Involvement; Local Support

As stated earlier, the key to a successful comprehensive, long term urban forestation program is committed citizen involvement and support. During the 1991-1992 project year our Clinton Beautification program received much acclaim, recognition and press coverage through The Clinton News. This weekly publication has a readership in excess of 40 % of the households in Clinton. Local promotion of the America the Beautiful projects also received publicity and acknowledgement by way of :

1. news flyers distributed in our school during Arbor Day activities

2. promotional flyers relative to our Tree Planting Project distributed in our city businesses
3. public announcements at Chamber of Commerce meetings
4. slide presentation and talks on community beautification and forestation to city council and various civic clubs.

The Clinton Beautification and Forestation program has gained the ear and eye of our Clinton citizens. The program has been very well received and embraced by our citizens, local government, civic organizations and local businesses. This program is rapidly becoming one of the prime community projects in Clinton.

f) Project Timetable

i. Organize, Evaluate, Research, Plan

August - October, 1992

Review with the Task Force the success of the initial phase of the forestation program completed during 1991-1992.

Survey continuing forestation needs across our city

Survey the recently completed Interstate 20 Springridge Road interchange and gateway entrance to Clinton.

Coordinate with the State Highway Department a master roadway landscape plan for our Interstate 20, two major interchanges and U.S. Highway 80.

Contract with a professional landscape architect the development of a master landscape plan for Clinton.

Present our 1992-1993 community beautification and forestation plans to our Mayor and Board of Aldermen.

Write and release a press release on the 1992-1993 Beautification and Forestation plans.

Solicit help from our civic clubs and local business in both manpower and financial resources for our beautification and forestation plans.

Begin development and design of public information brochures relative to Clinton's urban forestation program

Select planting stock for Interstate 20 landscape project

ii. Planting Phase

November 1992 - February 1993

Prepare and distribute publicity flyers, brochures, press releases relative to community beautification and

forestation to our schools, civic clubs, chamber of commerce, etc.

Implement the recommended plantings along the highly visible Interstate 20 area and two major interchanges.

Release press article and picture of citizens planting trees along the Interstate 20 area.

iii. Protect, Promote, Proceed
March 1993

Analyze the 1992-1993 forestation project

Monitor the status of the overall forestation program

Set bold goals for the next phase of the forestation program

Report to the Granting Commission

Report to the Mayor / Board of Alderman

Release an up date progress report to The Clinton News

g) Desired Results

The hallmark of a continuing successful community based beautification and forestation program is one that receives wide spread community participation, approbation and support. This project is designed so as to achieve such success.

The very heartbeat very heart of our community beautification and forestation program has been people centered community involvement. Not only will such a program provide lasting benefits to Clinton through increased forestation, aesthetic enhancement of highly visible areas, impacting in a positive way the image that travellers have of our wonderful state, and unlimited ecological benefits, but also will serve as an educational program for environmental awareness. As Clinton begins to develop a distinct pride in urban forestation, implements tree protection ordinances, expands it community wide recycling efforts, and addresses modern ecological issues, an educated and informed citizenry will be the greatest end result.

VII. Project Budget

Clinton Recycling Support \$ 2000.00
(toward the plantings around the highly visible I 20 area)

Comprehensive Landscape Plan..... \$ 1000.00

Brochures, pamphlets, publicity flyers
design, layout, printing, etc \$ 250.00

Radio spot promoting beautification and
forestation(production costs, air time, etc.) \$ 500.00

In Kind support (City of Clinton labor,
equipment, maintenance water, etc)..... \$ 2000.00

In Kind volunteer support of citizens
(150 community service man hours
maintaining present forestation stock
surveying and preparing new sites,
presentations to civic clubs, etc.)..... \$ 577.50

Chamber of Commerce \$ 500.00

Community Service Clubs \$ 500.00

Clinton Community Participation \$ 7,327.50

America the Beautiful Matching Grant \$ 7,327.50

VIII. Project Continuation and / or Local Impact

The success of our Clinton Beautification and Forestation program cannot be judged by the number of trees planted in 1992 or 1993, the beautifully designed pamphlets, the man hours of volunteer work by concerned citizens, the dollars raised for the Clinton Tree Planting Project or even the constant enthusiastic promotion of urban forestation for Clinton. These qualities and goals are important, but not the most important measure of success. Ultimate success must be measured 3, 5, 10, 15 years from now when we can look back with personal pride and satisfaction in the vital role our Beautification and Forestation efforts played in making Clinton and Mississippi a better place to live both for present and future generations.

The projects associated with our continuing program of Beautification and Forestation are aimed toward educating, challenging and leading by example our citizenry to appreciate and

understand more fully forestation, stewardship of our bountiful natural resources, environmental concerns, recycling and community involvement. It is expected that the experiences derived from this project will contribute to Clinton's continuing efforts of beautification, forestation and quality of life enhancement.

IX. Project Sponsors and Endorsements

The following civic leaders and key personnel are familiar with and wholeheartedly endorse " Realizing a bold forestation dream for Clinton ... Together we can accomplish what we cannot accomplish alone !"

Honorable Billy Ray Smith
Mayor, City of Clinton

George Ferrell
Alderman, City of Clinton

Jean Johnson
Alderman, City of Clinton

Sharbert Lott
Alderman, City of Clinton

Keith Montgomery
Alderman, City of Clinton

Willard Ryan
Alderman, City of Clinton

Ben Todd
Alderman, City of Clinton

Edward Valente
Alderman, City of Clinton

W. Harold Alderman
Director of Public Works, City of Clinton

Nelson Byrd
City Clerk, City of Clinton

David Stevens
President, Clinton Chamber of Commerce

Dianne Newman
Director, Clinton Chamber of Commerce

Jehu Brabham
Chair, Clinton Beautification Committee

Attachments

1. Endorsement of the Mayor and Board of Alderman of City of Clinton to apply for America the Beautiful Grant as shown on page of the attached minutes of 1992.
2. Letter from Jehu Brabham, chairman of the Clinton Beautification Committee to Mayor and Board of Aldermen
3. Letter from David Stevens, President, Clinton Chamber of Commerce
4. Letter from Johnnie Ruth Hudson, President-Elect, Clinton Chamber of Commerce
5. Letter from Dianne Newman, Director, Clinton Chamber of Commerce
6. Letter from Edward Valente, Aldermen, City of Clinton

FOR IMMEDIATE RELEASE

FOR MORE INFORMATION
Jehu Brabham
Clinton Beautification Committee
924-0418

City of Clinton Initiates Tree Planting Project

As a part of our continuing community effort of beautification and appearance, the Clinton Beautification Committee along with the City of Clinton announce the first plantings associated with "The Clinton Tree Planting Project."

Jehu Brabham, chairman of the Clinton Beautification Committee and member of Leadership Clinton, was asked about the purpose of the tree project. "The Clinton Tree Planting Project is designed to enhance the beauty, environment, pride, character, and charm of our wonderful Clinton community. Plans are to plant hundreds of trees such as crepe myrtles, bradford pears, magnolias, cedars, wild plums, wild pears, and other distinctive Mississippi trees along our highly visible and much traveled section of Interstate 20, our two interchanges, Highway 80, other key thoroughfares in our city and throughout our city parks. The dream behind this tree planting project, an upcoming wildflower planting project around our new Springridge Road interchange, and other beautification projects is to make Clinton the most beautiful, clean, environmentally conscious and attractive community in Mississippi. I am fully confident that this dream can become a reality for our community if every citizen and business will get involved."

Brabham further added, "The purchase of our initial planting of trees has been made possible through a grant from the America the Beautiful Foundation and a matching gift of in-kind labor from the City of Clinton. In addition to the grant money and labor from the city, another very valuable part of this effort is citizen involvement. Citizens will have a part in the actual hands-on planting of the trees. Fifty years from now I can look back with pride and satisfaction upon the trees I has a part in planting."

In order to make a favorable "first impression" upon visitors to our city, as well as all Clintonians, we have chosen to make our first planting at one of the key gateway entrances to our city. This entrance being the four way stop area at the intersection of Clinton-Raymond Road, Highway 80 and Madison Street. Clinton residents and thousands of visitors who exit I-20 at this spot will soon see crepe myrtles planted on each corner of this busy intersection. To further enhance this area, we will come back later, at a more suitable planting time in the winter, to plant some willow oaks and intersperse shrubs among the crepe myrtles.

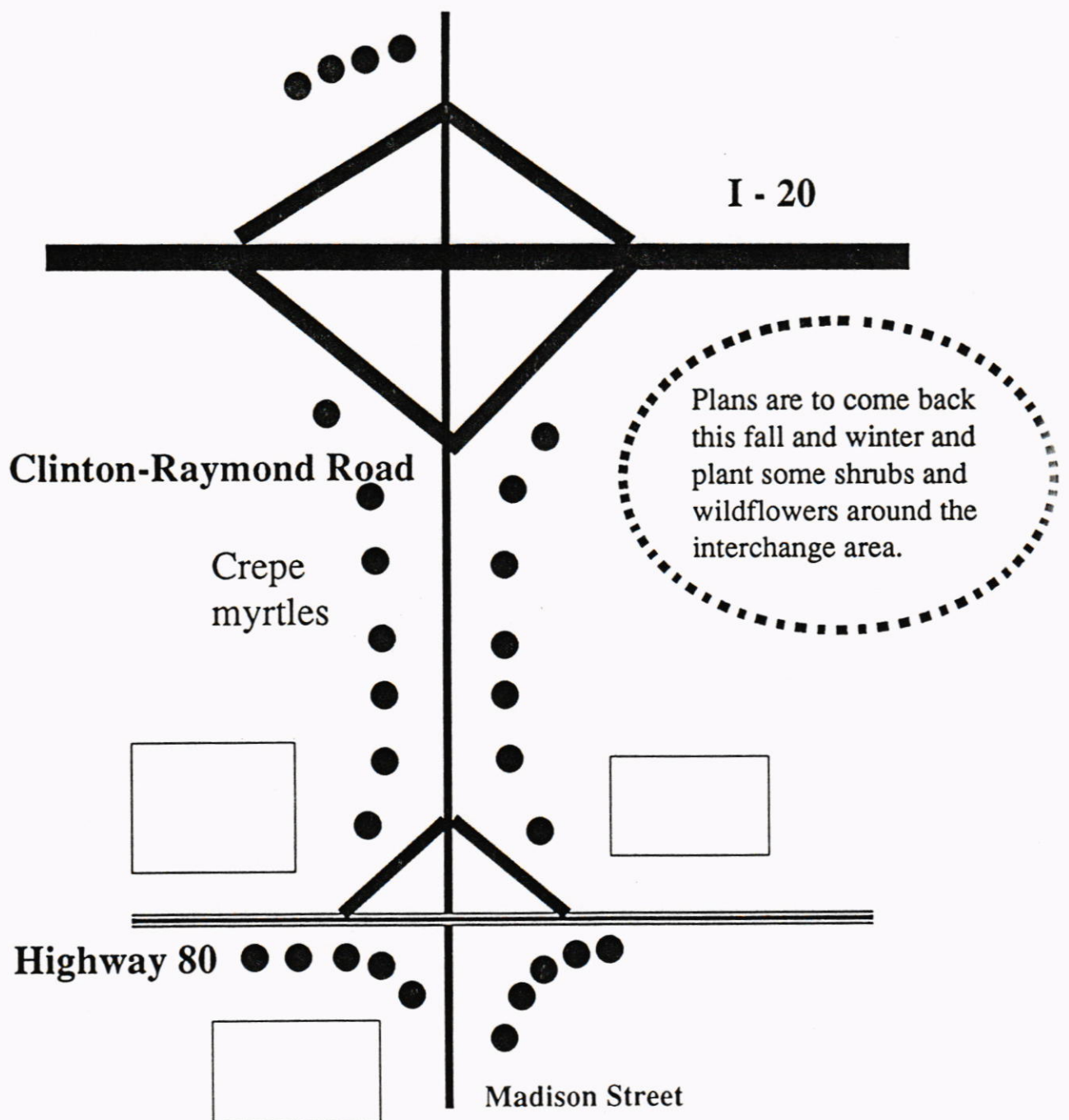
Plantings of crepe myrtles will also take place at selected sites along Highway 80.

Another upcoming beautification project that has great potential for Clinton is a massive " Wildflower Planting Project " along our section of Interstate 20. Many Clintonians believe very strongly wildflowers such as correopsis, black eyed susans, queen ann's lace, lemon mint, daisies and other wildflowers will enhance the beauty and distinctiveness of our area. Our State Highway Department has agreed to join Clinton in a cooperative wildflower planting project. This fall the Highway Department will furnish the equipment and labor necessary to plant the wildflower seed. Our job is to raise the funds necessary to purchase enough wildflower seed to plant our Interstate 20 area. The cost of this initial seed planting being approximately \$ 5,000. Our source for these funds will be our Clinton civic clubs, businesses, private foundations, neighborhood groups, and interested citizens young and old. In addition we will be using some of our recycling money to fund this project. So the more you recycle , the more money potentially will be available for wildflower seed.

Clinton ... the most uniquely beautiful community in Mississippi. This is the dream and compelling goal of your Clinton Beautification and Appearance project. The only way it will be accomplished is with the help of every citizen. Your support, encouragement and participation is vital along with your financial support.

Make your decision to be a part of fulfilling Clinton's dream of becoming the most uniquely beautiful community in Mississippi by requesting a donation form and brochure on these projects by writing : Clinton's Tree/Wildflower Planting Project , Clinton Chamber of Commerce, 201 Clinton Boulevard, Clinton , MS. 39060. Telephone 601/924-5912.

Highway 80 / Clinton-Raymond Road / Madison Street Intersection Beautification Plans



Please help us keep this key gateway entrance area to our city clean, mowed and litter free. Your help is greatly appreciated by our Clinton community:

ORDER OF THE MAYOR AND BOARD OF ALDERMEN OF
THE CITY OF CLINTON DIRECTING THE CITY CLERK
TO GIVE NOTICE TO THE RECEIPT OF THE MOTOR
VEHICLE ASSESSMENT SCHEDULE FOR THE TAXABLE
YEAR BEGINNING AUGUST 1, 1992, THROUGH JULY
31, 1993, AND FIXING A DATE FOR THE HEARING
OF PROTESTS AND OBJECTIONS THERETO. (27-51-21)

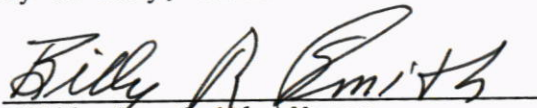
IT IS HEREBY ORDERED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, that the City Clerk be and is hereby directed to give notice of publication in a newspaper having general circulation in the City of Clinton, Mississippi, that the Motor Vehicle Assessment Schedule prepared by the Mississippi State Tax Commission is ready and open for inspection and examination by any interested taxpayer, and that any protests and objections thereto will be heard and considered by the Mayor and Board of Aldermen at an Adjourned Meeting to be held at the Municipal Courtroom in the City of Clinton at 5 p.m., on Tuesday, the 21st day of July, 1992, which date is within fifteen (15) days after the date of the publication of such notice, and on or before which date any objection and protests or petitions for reduction must be made in writing and filed with the City Clerk at the City Hall. The said notice shall be in substantially the following form, to-wit:

NOTICE TO ALL OWNERS AND OPERATORS OF MOTOR VEHICLES
AND TAXPAYERS OF THE CITY OF CLINTON, MISSISSIPPI AND
THE CLINTON PUBLIC SCHOOL DISTRICT

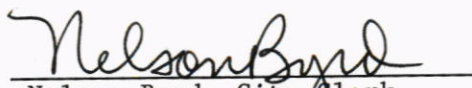
Notice is hereby given that the Motor Vehicle Assessment Schedule prepared by the Mississippi State Tax Commission, for use in the City of Clinton, Mississippi, and in the Clinton Public School District to be used in assessing, calculating and collecting ad valorem taxes on motor vehicles within the said City and within the said Clinton Public School District for the year 1992-1993, is now on file with the City Clerk and is ready and open for inspection and examination by any interested taxpayer.

Notice is further given that any objection to the said Assessment Schedule and any assessment or valuation therein made and contained, and any complaint or petition for specified reduction of portions of the assessment schedule affecting any taxpayer must be made in writing and filed with the City Clerk at the City Hall on or before 4:00 p.m., on Tuesday, the 21st day of July, 1992, which date has heretofore been fixed by the Mayor and Board of Aldermen for the hearing of any objections and protests to said Assessment Schedule for the year 1992-1993.

Done by Order of the Mayor and Board of Aldermen of the City of Clinton, Mississippi, this the 7th day of July, 1992.

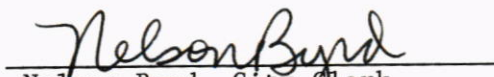

Billy Ray Smith, Mayor

ATTEST:


Nelson Byrd, City Clerk

SEAL

Motion to adopt the foregoing ORDER having been duly seconded, the same was duly adopted by the Mayor and Board of Aldermen at its Regular Meeting on the 7th day of July, 1992.


Nelson Byrd, City Clerk

City of Clinton

WHEREAS, THE HINDS-MADISON-RANKIN COUNTIES SERVICE DISTRICT Solid Waste Management Plan (the "Plan"), Phase I and II, prepared by Engineering Associates, Inc. contains Summaries, Descriptions, Definitions, Studies, Reviews, Recommendations and Proposals which are designed to comply with the requirements by the State of Mississippi, under §17-17-1ff, for a comprehensive, long-term plan for disposing of all forms of Solid Waste including "Rubbish" within the tri-county area including Hinds County, and

WHEREAS, the Plan

- 1) identifies five "Rubbish Disposal Sites" in the tri-county area of which two are identified as being "just south of Clinton", and
- 2) creates, in effect, these two "Rubbish Disposal Facilities" immediately adjacent to the southern corporate limits of the City of Clinton,
- 3) identifies the sites by the official titles "Johnson Rubbish Disposal Site" and "Faircloth Rubbish Disposal Site", which names have not heretofore existed on any map, document, report, study, or correspondence, nor as any corporate or business name,
- 4) claims that these so-called and other such "Rubbish Disposal Sites" have "no permitting requirements", while in fact the applicable Hinds County Zoning Ordinance prohibits dumps in the zoning categories presently existing at the two Sites, and the official correspondence between Hinds County and the operators of the Sites clearly states that dumping at these sites is not in conformity with the Zoning Ordinance,
- 5) notes that the two so-called "Rubbish Disposal Sites" have had "several complaints with the State Bureau of Pollution Control" because of unpermitted dumping of "tires", "garbage, oil, asbestos, aerosol cans" and "lack of coverage", that these sites present a "very unsightly mass of waste", "suceptible to arson", a "breeding ground for mosquitos and rodents", and
- 5) gives a definition of "rubbish" which includes combustibile and non-combustibile solid wastes including paper, rags, cartons, wood, furniture, rubber, plastics, yard trimmings, glass, crockery, metal cans, metal furniture", which according to the Plan completely describes the characteristics of Municipal Solid Waste, prsumptively under the Plan acceptable at a "Rubbish Disposal Site",
- 6) provides no new recommendations for disposal of "Rubbish" by failing to address "rubbish disposal" in the long-term plan at all, even though this is a waste category specifically to be addressed, and

WHEREAS, the Plan, in effect, creates, sustains, supports and sanctions two new "Rubbish Disposal Facilities" on sites which have heretofore been operated in clear violation of the Hinds County Zoning Ordinance, and of State law, §17-17-17 whereby "an unauthorized dump is a public nuisance per se, meanacing public health and unlawful", and which so-called "facilities" would hereafter be designated to receive rubbish under extremely broadly defined guidelines from the three county area, and

WHEREAS, the Plan would have a serious, destructive, unregulated and long-lasting effect on the condition of the neighborhood in which the so-called "facilities" are located, which neighborhood contains single-family residences, churches, valuable industry, commerce and a joint City-County park development in Hinds County and partly within the City of Clinton, and which would negatively impact the value of property, the peace and repose of the citizens living and working in the vicinity, the safety of travel

upon the public rights-of-way from spilled, unsecured and wind-blown debris, and which represents a hazard to the community from the multiple dangers of fire, breeding insects and rodents, and the nuisance of illegal dumping, and

WHEREAS, the Hinds County Board of Supervisors have passed a resolution on July 7, 1992 requesting that Engineering Associates delete the references to the "Johnson" and "Faircloth Rubbish Disposal Facilities" in the Plan, as recommended to the Tri-County Service District Commission;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, at their regular meeting assembled in the City of Clinton this 7th day of July, 1992

- 1) that the HINDS-MADISON-RANKIN COUNTIES SERVICE DISTRICT Solid Waste Management Plan (Phase I and II) is in error in its survey and designation of present Rubbish Disposal Sites (Johnson & Faircloth Sites), and inadequate in its complete lack of recommendations to address the disposal of Rubbish;
- 2) that this Plan, in its present language, promotes and perpetuates unlawful dumping operations adjacent to and adversely affecting the citizens of the City of Clinton, identifying and promoting sites just south of the City of Clinton which may become a "tri-county Rubbish Disposal" area, and
- 3) for these reasons, the Plan requires correction in its present form, or else the Plan is rejected by the City of Clinton, and ought to be rejected by the Hinds County Board of Supervisors and its representatives on the Service District to whom this appeal is urgently addressed, and ought to be rejected by the Tri-County (Hinds, Madison, Rankin) Service District Commission to whom this appeal is also urgently addressed, pending correction of the Plan.

THIS RESOLUTION, having been reduced to writing, and MOTION for its adoption having been made by Alderman VALENTE, and SECONDED by Alderman FERRELL, and following discussion, was brought to a vote by the Mayor, which vote was recorded as follows:

Alderman-at-Large	Willard Ryan	<u>YES</u>
Alderman Ward 1	O. C. George Ferrell	<u>YES</u>
Alderman Ward 2	Edward Valente	<u>YES</u>
Alderman Ward 3	Ben Todd	<u>YES</u>
Alderman Ward 4	Keith Montgomery	<u>ABSTAIN</u>
Alderman Ward 5	Jean Johnson	<u>YES</u>
Alderman Ward 6	Sharbert Lott	<u>YES</u>

Done, this 7th day of July, 1992, at the regular meeting of the Mayor and Board of Aldermen.

Billy R Smith
Billy Ray Smith, Mayor
City of Clinton

Nelson Byrd
Nelson Byrd, Clerk
City of Clinton

Attestation. I, Nelson Byrd, certify that the foregoing is a true, accurate and complete record of the action taken by the Mayor and Board of Aldermen, City of Clinton, which also appears in Book _____, at Page _____ of the Minutes of the meetings of the Mayor and Board of Aldermen.

Nelson Byrd
Nelson Byrd, City Clerk

Seal

Date: 7-7-92

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" Items to be considered at the July 7, 1992,
Board Meeting

DATE: July 6, 1992

The following additional items will be considered at the July 7, 1992, Board Meeting under "Other Business":

1. Adoption - 1992-1993 Uniform Assessment Schedule for Motor Vehicle Ad Valorem Taxes
2. Discussion/Action - Hinds/Madison/Rankin Counties Service District Solid Waste Management Plan - tri-county rubbish site designation at southern City limits - Alderman Valente

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

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF CLINTON MISSISSIPPI AUTHORIZING APPLICATION
OF GENERAL MOTORS CORPORATION, PACKARD
ELECTRIC DIVISION, FOR EXEMPTION FROM AD VALOREM
TAXES AS AUTHORIZED BY SECTION 27-31-101, ET SEQ.
OF THE MISSISSIPPI CODE OF 1972 FOR ADDITIONS
COMPLETED JANUARY 1, 1992

The Board next took up for consideration the matter of granting tax exemption from ad valorem taxes for General Motors Corporation, Packard Electric Division, and the following Resolution, having first been reduced to writing, was introduced:

RESOLUTION OF THE MAYOR AND BOARD OF
ALDERMEN OF CLINTON, MISSISSIPPI, GRANTING
TAX EXEMPTION FROM AD VALOREM TAXES FOR AN
INITIAL FIVE-YEAR PERIOD TO GENERAL MOTORS
CORPORATION, PACKARD ELECTRIC DIVISION, AS
AUTHORIZED BY SECTION 27-31-101, ET SEQ., OF
THE MISSISSIPPI CODE, AS AMENDED.

WHEREAS, General Motors Corporation, Packard Electric Division, filed in triplicate with this Board its Application for exemption from ad valorem taxation on expanded facilities in Plants 20, 21, 22, 24 and 27, completed January 1, 1992, and located within the industrial park of the City of Clinton, Hinds County, Mississippi; and

WHEREAS, General Motors Corporation, Packard Electric Division, has produced written verification and documentation to this Board as to the authenticity and correctness of its Application in regard to the true value of the prayed-for exemption and the completion date of said enterprise; and

WHEREAS, the additions and expansions and replacement of equipment were completed on January 1, 1992, and as of that date the true value of all property to be exempt was Three Million, Three Hundred Six-Five Thousand, Seventy-Six and 52/100 Dollars (\$3,365,076.52), as shown in an itemized list provided with the Application, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, this Board finds as a fact that the property described in the aforesaid Application constitutes an expanded industrial enterprise of public utility which was completed on the 1st day of January, 1992, and that said company is entitled to an initial exemption of five (5) years beginning on the 1st day of January, 1992, and ending on the 31st day of December,

1996, subject to approval and certification by the Mississippi State Tax commission.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of Clinton, Mississippi, as follows:

1. That the Application for ad valorem tax exemption by General Motors Corporation, Packard Electric Division, on the property described in Exhibit "A" of the Application filed by said Company for tax exemption, for an initial five-year period beginning on the 1st day of January, 1992, and ending on the 31st day of December, 1996, be and the same is hereby approved, and said exemption is hereby granted, subject to certification of eligibility by the Mississippi State Tax Commission.

2. That General Motors Corporation, Packard Electric Division, may request an extension of the initial exemption granted herein within ninety (90) days prior to the expiration of the exemption as provided by § 27-31-101, et seq.

3. That the Clerk of this Board be and is hereby directed to spread a copy of this Order on the minutes of this Board; and that said Clerk shall forward the original and three certified copies of the Application and a certified copy of the transcript of this Order approving said Application to the Mississippi State Tax Commission for its certification of eligibility; and said Clerk shall also forward one certified copy to the Tax Assessor of the City of Clinton and obtain the Certificate of said Tax Assessor stating that both the real and personal property as itemized in the Application have been placed on the appropriate tax roll as "Non-Taxable", except for State and School District ad valorem taxes, for the duration of the exemption period only.

After a full discussion of this matter, Alderman VALENTE moved that the foregoing Resolution be adopted and said motion was seconded by Alderman RYAN, and upon the question being put to a vote, the vote was as follows:

Alderman Willard A. Ryan voted:	<u>YES</u>
Alderman George Ferrell voted:	<u>YES</u>
Alderman Edward J. Valente voted:	<u>YES</u>

Alderman BEN L. TODD voted:

YES

Alderman Keith Montgomery voted:

YES

Alderman Jean W. Johnson
voted:

YES

Alderman Sharbert K. Lott voted:

YES

WHEREUPON, the foregoing Resolution was declared passed and
adopted at a regular meeting of the Board of Aldermen of Clinton,
Mississippi, on this, the 7th day of July, 1992.

Billy R Smith
BILLY RAY SMITH, Mayor
City of Clinton, Mississippi

ATTEST:

Nelson Byrd
NELSON BYRD, City Clerk
City of Clinton, Mississippi

(SEAL)

R

EXHIBIT "A"
GENERAL MOTORS CORPORATION
PACKARD ELECTRIC DIVISION

True value of property added to Plants 20, 21, 22, 24 and 27 completed January 1, 1992:

<u>LOCATION</u>	<u>MACHINERY AND EQUIPMENT</u>	<u>FURNITURE AND FIXTURES</u>	<u>WORK-IN- PROGRESS INVENTORIES</u>	<u>TOTAL</u>
Plant 20	\$ 93,709.39	\$ 0	\$ 45,508.00	\$ 139,217.39
Plant 21	60,849.42	2,495.00	30,762.00	94,106.42
Plant 22	340,201.69	17,662.02	173,791.00	531,654.71
Plant 24	29,517.00	0	14,335.00	43,852.00
Plant 27	<u>1,720,642.00</u>	<u>0</u>	<u>835,604.00</u>	<u>2,556,246.00</u>
	\$2,244,919.50	\$20,157.02	\$1,100,000.00	\$3,365,076.52

APPLICATION OF GENERAL MOTORS CORPORATION,
PACKARD ELECTRIC DIVISION, FOR EXEMPTION
FROM AD VALOREM TAXES ON ADDITIONAL AND
EXPANDED PROPERTIES AND REPLACEMENT OF
EQUIPMENT AS AUTHORIZED BY SECTION 27-31-101,
ET SEQ. OF THE MISSISSIPPI CODE OF 1972
FOR ADDITIONS COMPLETED JANUARY 1, 1992

TO THE MAYOR AND BOARD OF ALDERMEN OF CLINTON, MISSISSIPPI:

1. General Motors Corporation, Packard Electric Division, files this its application in triplicate for exemption from ad valorem taxation and respectfully represents unto this Honorable Council as follows:

2. Applicant, General Motors Corporation, Packard Electric Division, is a Delaware Corporation with its principal place of business in Detroit, Michigan, and is qualified to do business in Mississippi with its registered office in Hinds County, Mississippi.

3. Applicant is now operating as an automobile component part manufacturing type of industry within the industrial park of the City of Clinton, Hinds County, Mississippi, which factory includes Plants 20, 21, 22, 24 and 27 containing bona fide expanded facilities of public utility within the meaning of Section 27-31-101, et seq. and related Sections of the Mississippi Code, as amended, and is eligible for the exemption granted by the above-mentioned section by specific enumeration, namely "manufacturing"; and the exemption prayed for in this Application is for additions or expansions of the above-mentioned plants and the replacement of equipment used in connection with or necessary to the operation of the said enterprise as provided in Section 27-31-105 of the Mississippi Code, as amended.

4. That said new additions or expansions and replacement of equipment were completed on the 1st day of January, 1992, within the meaning of the applicable statutes of the State of Mississippi; and, therefore, the exemption hereby claimed is for an initial five-year exemption period to begin on the 1st day of January, 1992, and to end on the 31st day of December, 1996. Within three (3) months prior to the expiration of the initial exemption period, applicant will file a request for a

continuation of said exemption for a second consecutive five-year period in accordance with Section 27-31-101 of the Mississippi Code, as amended.

5. That said new additions or expansions and replacement of equipment will make more secure and support approximately 10 jobs with an estimated annual payroll of \$300,000.00 in Packard Electric's facilities.

6. That the true value of all property to be exempted is Three Million, Three Hundred Sixty-Five Thousand, Seventy-Six and 52/100 Dollars (\$3,365,076.52) as shown in an itemized list attached hereto as Exhibit "A" and made a part hereof.

PRAYER

WHEREFORE, Applicant prays that this Board of Aldermen enter a finding that Applicant's factory is in fact an expanded enterprise of public utility, and that the same was completed on the 1st day of January, 1992, within the meaning of the applicable laws of Mississippi; and

That Applicant be granted an exemption from ad valorem taxation except State and School District ad valorem taxation, as provided by law, upon all of the tangible property described in Exhibit "A" attached hereto and made a part hereof, used in, or necessary to, the operation of Applicant's factory in the industrial park of the City of Clinton, Hinds County, Mississippi, for an initial five-year with Section 27-31-101 of the Mississippi Code, as amended; with the initial five-year exemption period beginning on the 1st day of January, 1992, and ending on the 31st day of December, 1996; and

That this Board of Aldermen approve this application by an order or resolution spread upon its minutes, declaring that such property is exempt from all ad valorem taxation, except State and School District ad valorem taxation, for an initial five-year period, and forward the original and three certified copies of this application and a certified transcript of such approval to the Mississippi State Tax Commission, and upon approval of such application by the said Mississippi State Tax Commission and

certification of its approval, the Board will enter a final order on its minutes granting the exemption herein prayed.

Respectfully submitted, this the 29th day of June, 1992.

GENERAL MOTORS CORPORATION, PACKARD
ELECTRIC DIVISION

BY: Patrick G. McCart

PATRICK G. McCART
DIRECTOR, MISSISSIPPI OPERATIONS

STATE OF MISSISSIPPI
COUNTY OF HINDS

Personally appeared before me, the undersigned authority in and for the jurisdiction aforesaid, PATRICK G. McCART, who stated that he is Director, Mississippi Operations, of Packard Electric Division of General Motors Corporation, Clinton, Mississippi, and that the matters set out in the foregoing Application for Exemption from Ad Valorem Taxation are true and correct.

SWORN TO AND SUBSCRIBED BEFORE ME, on this, the 29th day of June, 1992.

Christine H. Parris
NOTARY PUBLIC

My Commission Expires:

4-12-96

OF COUNSEL:

ROBERT P. WISE
WISE CARTER CHILD & CARAWAY
PROFESSIONAL ASSOCIATION
P. O. Box 651
Jackson, Mississippi 39205
(601) 968-5500



EXHIBIT "A"
GENERAL MOTORS CORPORATION
PACKARD ELECTRIC DIVISION

True value of property added to Plants 20, 21, 22, 24 and 27 completed January 1, 1992:

<u>LOCATION</u>	<u>MACHINERY AND EQUIPMENT</u>	<u>FURNITURE AND FIXTURES</u>	<u>WORK-IN- PROGRESS INVENTORIES</u>	<u>TOTAL</u>
Plant 20	\$ 93,709.39	\$ 0	\$ 45,508.00	\$ 139,217.39
Plant 21	60,849.42	2,495.00	30,762.00	94,106.42
Plant 22	340,201.69	17,662.02	173,791.00	531,654.71
Plant 24	29,517.00	0	14,335.00	43,852.00
Plant 27	<u>1,720,642.00</u>	<u>0</u>	<u>835,604.00</u>	<u>2,556,246.00</u>
	\$2,244,919.50	\$20,157.02	\$1,100,000.00	\$3,365,076.52

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF
CLINTON, MISSISSIPPI, AUTHORIZING APPLICATION
OF RIVERWOOD INTERNATIONAL USA, INC.
FOR EXEMPTION FROM AD VALOREM TAXES AS AUTHORIZED
BY SECTION 27-31-101 ET SEQ. OF THE MISSISSIPPI
CODE OF 1972 FOR ADDITIONS COMPLETED SEPTEMBER 1, 1991**

The Board next took up for consideration the matter of granting tax exemption from ad valorem taxes for Riverwood International USA, Inc., and the following resolution, having first been reduced to writing, was introduced:

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF CLINTON, MISSISSIPPI, GRANTING TAX EXEMPTION
FROM AD VALOREM TAXES FOR AN INITIAL FIVE-YEAR
PERIOD TO RIVERWOOD INTERNATIONAL USA, INC.,
AS AUTHORIZED BY SECTION 27-31-101 ET SEQ., OF
THE MISSISSIPPI CODE, AS AMENDED.**

WHEREAS, Riverwood International USA, Inc., filed in triplicate with this Board its Application for exemption from ad valorem taxation on expanded facilities completed September 1, 1991, and located at its plant within the industrial park of the City of Clinton, Hinds County, Mississippi; and

WHEREAS, Riverwood International USA, Inc., has produced written verification and documentation to this Board as to the authenticity and correctness of its Application in regard to the true value of the prayed-for exemption and the completion date of said enterprise; and

WHEREAS, the additions and expansions of equipment were completed on September 1, 1991, and as of that date the true value of all property to be exempt was Five Million Nine Hundred Seventy-Eight Thousand Seven Hundred Thirty-Four Dollars (\$5,978,734), as show in an itemized list provided with the application, a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, this Board finds as a fact that the property described in the aforesaid Application constitutes an expanded industrial enterprise of public utility which was completed on the 1st day of September, 1991, and that said company is entitled to the initial exemption sought of five (5) years beginning on the first day of September, 1991, and ending on the 31st day of August, 1996, subject to approval and certification by the Mississippi State Tax Commission.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of Clinton, Mississippi, as follows:

1. That the Application for ad valorem tax exemption by Riverwood International USA, Inc., on the property described in Exhibit "A" of the Application filed by said Company for tax exemption, for an initial five-year period beginning on the 1st day of September, 1991, and ending on the 31st day of August, 1996, be and the same is hereby approved, and said exemption is hereby granted, subject to certification of eligibility by the Mississippi State Tax Commission.

2. That Riverwood International USA, Inc., may request an extension of the initial exemption granted herein within ninety (90) days prior to the expiration of the exemption as provided by §27-31-101 et seq. of the Mississippi Code.

3. That the Clerk of this Board be and is hereby directed to spread a copy of this Order on the minutes of this Board; and that said Clerk shall forward the original and three certified copies of the Application and a certified copy of the transcript of this Order approving said Application to the Mississippi State Tax Commission for its certification of eligibility; and said Clerk shall also forward one certified copy to the Tax Assessor of the City of Clinton and obtain the Certificate of said Tax Assessor stating that the personal property as itemized in the Application has been placed on the appropriate tax roll as "Non-Taxable," except for State and School District ad valorem taxes, for the duration of the exemption period only.

After a full discussion of this matter, Alderman Valente, moved that the foregoing Resolution be adopted and said motion was seconded by Alderman Ryan, and upon the question being put to a vote, the vote was as follows:

Alderman Willard Ryan voted:	<u>YES</u>
Alderman George Ferrell voted:	<u>YES</u>
Alderman Edward Valente voted:	<u>YES</u>
Alderman Ben Todd voted:	<u>YES</u>
Alderman Keith Montgomery voted:	<u>YES</u>
Alderman Jean Johnson voted:	<u>YES</u>
Alderman Sharbert Lott voted:	<u>YES</u>

WHEREUPON, the foregoing Resolution was declared passed and adopted at a regular meeting of the Mayor and Board of Aldermen of Clinton, Mississippi, on this, the 7th day of July, 1992.

Billy R. Smith
BILLY RAY SMITH, Mayor
City of Clinton, Mississippi

ATTEST:

Nelson Byrd
Nelson Byrd, City Clerk
City of Clinton, Mississippi

(SEAL)

EXHIBIT "A"

RIVERWOOD INTERNATIONAL USA, INC.

True value of property (its cost) added to the Clinton, Mississippi Plant completed on September 1, 1991:

One Roland 63 inch 6 Color Printing Press having Serial Number 0966B 07109 having a true value and total cost of	\$3,318,301
--	-------------

One Bobst SP162 Cer Automatic Die Paper Cutter Having Serial Number 598 002 02 having a true value and total cost of	<u>\$2,660,433</u>
--	--------------------

TOTAL	<u>\$5,978,734</u>
-------	--------------------

**APPLICATION OF RIVERWOOD INTERNATIONAL USA, INC.
FOR EXEMPTION FROM AD VALOREM TAXES ON ADDITIONAL
AND EXPANDED PROPERTIES AND EQUIPMENT AS AUTHORIZED
BY SECTION 27-31-101 ET SEQ. OF THE MISSISSIPPI CODE
OF 1972 FOR ADDITIONS COMPLETED SEPTEMBER 1, 1991**

TO THE MAYOR AND BOARD OF ALDERMEN OF CLINTON, MISSISSIPPI:

1. Riverwood International USA, Inc. files this its application in triplicate for exemption from ad valorem taxation and respectfully represents unto this Honorable Board as follows:

2. Applicant Riverwood International USA, Inc. is a Delaware corporation with its principal place of business in Denver, Colorado, and is qualified to do business in Mississippi with its registered office in Hinds County, Mississippi.

3. Applicant is now operating a paper cutting, printing and container manufacturing type of industry within the industrial park of the City of Clinton, Hinds County, Mississippi, which factory contains bona fide expanded facilities of public utility within the meaning of Section 27-31-101 et seq. and related Sections of the Mississippi Code, as amended, and is eligible for the exemption granted by the above-mentioned section by specific enumeration, namely "manufacturing"; and the exemption prayed for in this Application is for additions or expansions of the above-mentioned plant and the addition of new equipment used in connection with or necessary to the operation of the said enterprise as provided in Section 27-31-105 of the Mississippi Code, as amended.

4. That said new additions or expansions of equipment were completed on the 1st day of September, 1991, within the meaning of the applicable statutes of the State of Mississippi, and, therefore, the exemption hereby claimed is for two (2) consecutive five-year periods, totaling ten (10) years, with the initial five year exemption period to begin on the 1st day of September, 1991, and to end the 31st day of August 1996, and the subsequent five-year exemption period to begin on the 1st day of September, 1996, and to end on the 31st day of August, 2001. Within three (3) months prior to the expiration of the initial exemption period, applicant will file a request for a continuation of said exemption

in accordance with Section 27-31-101 of the Mississippi Code, as amended.

5. That said new additions or expansions of equipment will make more secure and support approximately fifty-five (55) jobs with an estimated annual payroll of \$1,021,000 in the Riverwood International USA, Inc. Clinton, Mississippi Plant.

6. That said exemption on the tangible property described in Exhibit "A" should be granted for two (2) consecutive five-year periods, totaling ten (10) years, from said date of completion.

7. That the true value of all property to be exempted is Five Million Nine Hundred Seventy-Eight Thousand Seven Hundred Thirty Four Dollars (\$5,978,734) as shown in an itemized list attached hereto as Exhibit "A" and made a part hereof.

PRAYER

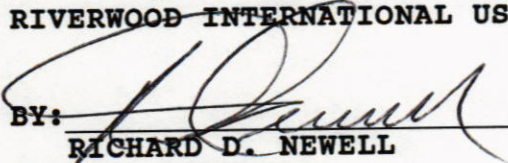
WHEREFORE, applicant prays that this Board of Aldermen enter a finding that applicant's factory is in fact an expanded enterprise of public utility, and that the same was completed on the 1st day of September, 1991, within the meaning of the applicable laws of Mississippi; and

That applicant be granted an exemption from ad valorem taxation except State and School District ad valorem taxation, as provided by law, upon all of the tangible property described in Exhibit "A" attached hereto and made a part hereof, used in, or necessary to, the operation of applicant's factory in the industrial park of the City of Clinton, Hinds County, Mississippi, for two (2) consecutive five-year periods totaling ten (10) years, provided that the applicant at the end of the initial five-year exemption period requests a continuation of said exemption in accordance with Section 27-31-101 of the Mississippi Code, as amended; with the initial five-year exemption period beginning on the 1st day of September, 1991, and ending on the 31st day of August, 1996, and the subsequent five-year exemption period beginning on the 1st day of September, 1996, and ending on the 31st day of August 2001; and

That this Board of Aldermen approve this application by an order or resolution spread upon its minutes, declaring that such property is exempt from all ad valorem taxation, except State and School District ad valorem taxation, for two (2) consecutive periods of five years, totaling ten (10) years, and forward the original and three certified copies of this application and a certified transcript of such approval to the Mississippi State Tax Commission, and upon approval of such application by the said Mississippi State Tax Commission and certification of its approval, the Board will enter a final order on its minutes granting the exemption herein prayed.

Respectfully submitted, this the 2nd day of July, 1992.

RIVERWOOD INTERNATIONAL USA, INC.

BY: 

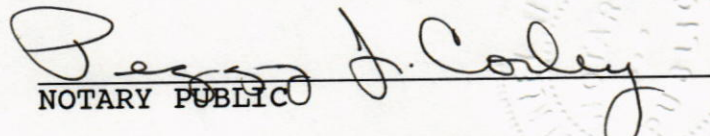
RICHARD D. NEWELL
Plant Manager

STATE OF MISSISSIPPI

COUNTY OF HINDS

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, the RICHARD D. NEWELL, who stated that he is Plant Manager of Riverwood International USA, Inc., Clinton, Mississippi, and that the matters set out in the foregoing Application for Exemption from Ad Valorem Taxation are true and correct.

SWORN TO AND SUBSCRIBED BEFORE ME, on this, the 2nd day of July, 1992.


NOTARY PUBLIC

My Commission Expires:

My Commission Expires Sept. 1, 1993

OF COUNSEL:

JOHN G. GOURLAY, JR.
GERALD & BRAND
Suite 900, One Jackson Place
188 East Capitol Street
Post Office Box 158
Jackson, Mississippi 39205-0158
(601) 948-3030

EXHIBIT "A"

RIVERWOOD INTERNATIONAL USA, INC.

True value of property (its cost) added to the Clinton,
Mississippi Plant completed on September 1, 1991:

One Roland 63 inch 6 Color Printing Press having Serial Number 0966B 07109 having a true value and total cost of	\$3,318,301
--	-------------

One Bobst SP162 Cer Automatic Die Paper Cutter Having Serial Number 598 002 02 having a true value and total cost of	<u>\$2,660,433</u>
--	--------------------

TOTAL	<u>\$5,978,734</u>
-------	--------------------

5
Bd App
NB

IN THE SPECIAL COURT OF EMINENT DOMAIN
FIRST JUDICIAL DISTRICT, HINDS COUNTY, MISSISSIPPI

CITY OF CLINTON

PLAINTIFF

VS.

39,634

BOBBY E. MAY and
DONNA R. MAY, et al.

DEFENDANTS

001-040-603

ORDER

THIS CAUSE CAME on to be heard on the 30th day of March, 1992, on the Motion to Compel and for Sanctions filed by Defendants, Bobby E. May and Donna R. May, and the Court having reviewed the pleadings and papers filed herein, including the transcript of the deposition of Edward Valente, Alderman of the City of Clinton, Mississippi, designated by the City to appear and testify pursuant to Defendants' Notice of Deposition of the City of Clinton, having heard argument of counsel and having reviewed the case law submitted by counsel and Memoranda of Law submitted by Defendants, and being duly advised in the premises, finds the Motion to Compel and for Sanctions to be well taken and that it should be granted. The aforesaid deposition was, pursuant to Rule 30(b)(6) of the Mississippi Rules of Civil Procedure, noticed for an agreed upon time and date and provided within said notice was a request of the City of Clinton to designate one or more persons or other officials consenting to testify on its behalf, who were knowledgeable as to each of the matters set forth in Exhibit "A" attached to said notice. Each of the matters set forth within said Exhibit "A" clearly pertain to matters within the realm of permissible discovery to include discovery relating to the Petitioners compliance with statutory procedures constituting conditions precedent to the condemnor's right to institute eminent domain proceedings.

The Court further finds that it has a wide range of sanctions available to it in order to encourage counsel to follow acceptable discovery procedures. A party may be sanctioned for disregarding obligations imposed by discovery rules even if there is no direct violation of Court order. In the instant case, the Court finds no reasonable grounds upon which the Deponent, Edward Valente was repeatedly instructed not to answer questions relating to the matters set forth in Exhibit "A" to the Notice of Deposition which, in turn, interfered in Defendants' counsel's efforts to conduct proper discovery. The Court can find no questions propounded to the Deponent by counsel for Defendants which would require, for example, violation of the attorney-client privilege, disclosure of patented processes or trade secrets, or any other matter that would justify an instruction to the Deponent, by counsel for the City of Clinton, not to answer.

PAID
JUL 08 1992
CITY OF CLINTON
CLINTON, MISS.

5

IT IS, THEREFORE, ORDERED AND ADJUDGED that: (1) the Motion to Compel and for Sanctions filed by Defendants herein be and is hereby granted and Plaintiff is hereby ordered to re-submit to the Notice of 30(b)(6) Deposition of the City of Clinton, as well as the Notice of Deposition of Mayor Billy Ray Smith of the City of Clinton, Mississippi, and to therein, in each of said depositions, respond fully to questions pertaining to each of the matters set forth in Exhibit "A" attached to said Notice of Deposition and to provide all documents requested to be produced as attached to each of said Notices; (2) the Plaintiff, City of Clinton, Mississippi, pay reasonable attorney's fees to Defendants for the time expended at the deposition of Edward Valente, as well as the time spent in preparation for and in attendance at the hearing of the Motion to Compel and for Sanctions, which the Court has determined to reasonably constitute 6 hours at the hourly rate of Honorable Barry S. Zirulnik, counsel for Defendants, of \$120 per hour, and, in addition, the sum of \$530.50 in reimbursement for the expenses incurred by Defendants for the court reporting service as reflected by invoice dated March 23, 1992; and (3) the Plaintiff, City of Clinton, Mississippi, pay all court costs associated with this Motion.

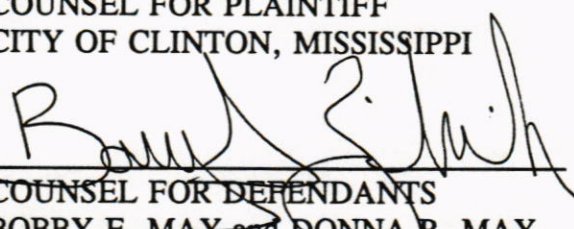
SO ORDERED AND ADJUDGED, this the 22 day of May, 1992.

HOUSTON J. PATTON

COUNTY COURT JUDGE
(JUDGE, SPECIAL COURT OF
EMINENT DOMAIN)

AGREED AS TO FORM:

COUNSEL FOR PLAINTIFF
CITY OF CLINTON, MISSISSIPPI


COUNSEL FOR DEFENDANTS
BOBBY E. MAY and DONNA R. MAY
121 North State Street
Jackson, Mississippi 39215-1532

ATTEST A TRUE COPY
BARBARA DUNN, CIRCUIT CLERK

MAY 22 1992

BY  **OC**