

REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, MAY 1, 1990 - 7 P.M.
A. E. WOOD MEMORIAL LIBRARY

The Mayor and Board of Aldermen of the City of Clinton, Mississippi, met in Regular Meeting at the A. E. Wood Memorial Library, 111 Clinton Boulevard, Tuesday, May 1, 1990, 7 P.M.

WELCOME AND CALL TO ORDER

Mayor Billy Ray Smith extended a special welcome to Boy Scout Troops 12 and 39 and asked said Scouts to lead the Pledge of Allegiance to the Flag following the Invocation.

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

The Invocation was led by Alderman Jean Johnson followed by the Pledge of Allegiance to the Flag led by Boy Scout Troops 12 and 39.

ROLL CALL - City Clerk Julia Todd

Present - O. C. George Ferrell - Alderman Ward 1
Edward Valente - Alderman Ward 2
Ronnie Chappell - 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 Engineer Terry Anderson
City Clerk Julia M. Todd

Absent - Willard Ryan - Alderman-at-Large

APPROVAL OF CONSENT AGENDA ITEMS A-N WITH NOTED CORRECTIONS

- A. Minutes of the Regular Meeting of April 3, 1990, and the Adjourned Meeting of April 17, 1990 as printed and distributed
- B. Docket of Claims (Computer 1-494 and Manual) for the month of April, 1990
- C. Workers' Compensation Educational Conference May 17-18 at Ramada Coliseum for Alice Burchfield, Personnel Officer - Registration \$80.00 plus mileage
- D. Reimbursement \$25.00 registration, 1 meal and mileage - Julion Lowther - Legal Aspects of Code Administrative Enforcement - May 3, 1990, Ridgeland, MS (Public Works)
- E. \$941.54 - Winter Electric, Inc., Emergency repair to damaged wire and relay at Mansville Tank and Well (Public Works)
- F. \$680.00 - Redi-Mix, Inc. - 16 yards 2500# cement used to repair a re-occurring cave-in on Northside Drive (Public Works)
- G. \$1,185.00 - Harcros Chemicals, Inc., for 1500# sodium fluoride (Public Works)
- H. \$10.00 each meals - regular meeting of MS Water & Pollution Control Operator's Association - Harold Alderman, Tim Rogers, Terry Parker, Oscar Banks and guest City Official (Public Works)
- I. Police Department Training - Det. Wayne Brown and Ptm. Randy Ruffin - traveling criminal apprehension program (TCAP) school MS Law Enforcement Training Academy May 14-18, 1990 - cost: \$250.00 each (Police Department)
- J. Police Department Training - Sgt. Mike Gill, Sgt. Mike Warren, Ptm. Mike Hollingsworth - Defensive Driving School - MS Law Enforcement Training Academy - May 16-18, 1990 - Cost: \$120.00

each totaling \$360.00 (Police Department)

- K. Declare Surplus Property and give authority to advertise to sale the following police vehicles:
 - 1. 1983 Chevrolet - VIN #3367
 - 2. 1988 Chevrolet - VIN #7172
 - 3. 1987 Chevrolet - VIN #0769
 - 4. 1985 Chevrolet - VIN #8787
- L. Ad for Clinton Literacy - \$100.00
- M. 1/2 Page Ad for 1990 Coca-Cola All Star Soccer Game - \$80.00
- N. Authority to take 1983 Lincoln Continental (drug seizure) VIN #9075 to State Auction

Following requests to delete the Minutes of the Adjourned Meeting of April 17, 1990, from Item A, to delete Item H completely, to change the VIN Number in Item K #2 from VIN #7172 to VIN #7431, and to add Item N as added above, MOTION made by Alderman Johnson and SECONDED by Alderman Chappell to approve Consent Agenda Items A-N as listed above with the noted corrections. MOTION CARRIED UNANIMOUSLY.

LOW BID FROM AD CAMP, INC., ACCEPTED FOR STREET IMPROVEMENT PROGRAM

Upon the recommendation of City Engineer Anderson, MOTION made by Alderman Montgomery and SECONDED by Alderman Ferrell to accept the low bid of Ad Camp, Inc., in the amount of \$187,716.40 for the Street Improvements Program Phase I. MOTION CARRIED UNANIMOUSLY. As shown by Proof of Publication found on Page 677 of this Minute Book T, said bids were properly advertised and opened in the Office of the Mayor on 4-26-90. Copy of Bid Tabulation may be found on Page 678 of this Minute Book T.

PRELIMINARY PLAT OF PARK PLACE SUBDIVISION APPROVED

Upon the unanimous recommendation of the City of Clinton Planning and Zoning Board, MOTION made by Alderman Johnson and SECONDED by Alderman Chappell to accept the preliminary plat of Park Place Subdivision and let the minutes reflect that the subdivider is not going to include a fence along the north property line, this was not accepted by the subdivider at the time of the approval of the preliminary plat, and the responsibility will rest with either the subdivider or the people who purchased the lots and not with the City. MOTION CARRIED UNANIMOUSLY.

NORTHSIDE DRIVE PROPERTY REZONED FROM C-1 TO C-2 FOR SONIC DRIVE-INN

Acting upon the unanimous recommendation of the City of Clinton Planning and Zoning Board, MOTION made by Alderman Chappell and SECONDED by Alderman Montgomery to approve said rezoning request from C-1 to C-2. MOTION CARRIED UNANIMOUSLY. Proof of Publication that proper public hearing was held may be found on Page 679 of this Minute Book T. Zoning Ordinance Amendment may be found on Pages 680 of this Minute Book T and on Pages 453 of the City of Clinton Ordinance Book II with Proofs of Publication found on Pages 681 and 454 respectively in said Minute and Ordinance Books.

BUDGET TO BE AMENDED FOR HIRING OF ECONOMIC DEVELOPMENT ADVISOR

MOTION made by Alderman Valente and SECONDED by Alderman Chappell to add to the list of items to which we will amend the Budget next week an amount of \$30,000.00 in the appropriate category for the purpose of hiring an Economic and Community Development Advisor in a full-time position for the City of Clinton. MOTION CARRIED UNANIMOUSLY. Said Advisor would be placed in the same capacity as current Department Heads working directly under the Mayor with said Advisor's Office being located in the Chamber of Commerce Office.

ABANDONED HOUSE AT 221 LAKEVIEW ORDERED DEMOLISHED

Following a video presentation, by City of Clinton Building Inspector Julion Lowther, showing the condition of that abandoned house at 221 Lakeview, owned by Dawn Woodward, MOTION made by Alderman Montgomery and SECONDED by Alderman Johnson to advertise for bids to demolish said house. MOTION CARRIED UNANIMOUSLY.

REPORT ACCEPTED FROM COMMITTEE TO SEEK FUNDING FOR THROUGH STREET

Following a presentation by Mr. Phil Fisher, MOTION made by Alderman Lott and SECONDED by Alderman Johnson to accept and make a part of the Minutes that report of the Committee to Seek Funding for a Through Street in Clinton, Mississippi. MOTION CARRIED UNANIMOUSLY. Copy of said report may be found on Pages 682-687 of this Minute Book T. Said Committee was commended for an excellent report and thanked Committee Members for the time and efforts extended.

GENERAL REFERENDUM SET FOR NORTH-SOUTH THOROUGHFARE - FIRST TUESDAY NOVEMBER

MOTION made by Alderman Valente and SECONDED by Alderman Montgomery to seek authority to issue general obligation bonds for the purpose of property acquisition and road construction of a 4-lane thoroughfare extending Springridge Road north from its terminus at U.S. Highway 80 to the intersection of Pinehaven Road with Northside Drive and that the matter be properly advertised to the citizens of Clinton from whom authority is sought through a general referendum on this issue to be held on the first Tuesday in November, 1990. MOTION CARRIED UNANIMOUSLY. Copy of entire Resolution may be found on Pages 688-689 of this Minute Book T. It was noted that the Chamber of Commerce Board of Directors has gone on record endorsing this project.

OTHER BUSINESS

A. At the request of City Attorney Spell, MOTION made by Alderman Chappell and SECONDED by Alderman Valente to affirm passage of that Resolution passed earlier today in an Emergency Meeting of the Board necessary to meet a 5 P.M. filing deadline for a petition of condemnation in conjunction with Eminent Domain Proceedings to acquire necessary land for the Southwest Lagoon. Said Resolution may be found on Page 670-672 of this Minute Book T. MOTION CARRIED UNANIMOUSLY.

B. City Attorney Spell advised the Board that a pending offer of \$20,000 by the City Insurance Carrier had been made for settlement of the Garbage Suit filed against the City of Clinton by four citizens regarding garbage collection. Following City Attorney Spell's presentation regarding said settlement, MOTION made by Alderman Montgomery and SECONDED by Alderman Chappell to accept said settlement with the three conditions outlined as (1) these citizens would not be billed for future garbage service; (2) these citizens would not be billed for back fees owed; (3) these citizens would not have to come to City Hall to complete application to dispose of garbage on their own property but that said application may be completed by mail or by having someone else pick up said application and return it to City Hall. Trial for said case is set for June 13, 1990. Following a lengthy discussion and prior to a vote on the motion on the floor, Alderman Valente requested a time extension to study future implications by such action and MOVED to lay this matter on the table until the second meeting of this month. SECONDED by Alderman Ferrell. ROLL CALL VOTE: Alderman Ferrell - "aye", Alderman Valente - "aye", Alderman Chappell - "aye", Alderman Montgomery - "nay", Alderman Johnson - "aye", Alderman Lott - "aye". MOTION CARRIED 5-1.

ADJOURNMENT - 9:05 P.M.

MOTION made by Alderman Ferrell and SECONDED by Alderman Chappell to

Recess until May 15, 1990, 7 P.M. MOTION CARRIED UNANIMOUSLY.

Alderman Montgomery advised the Clerk that he will be serving on Active Duty with the U.S. Army Reserves at Ft. McClellan, Alabama and will not be present at the May 15, 1990, Board Meeting.

Copy of Agenda may be found on Pages 690-691 of this Minute Book T.

APPROVED: Billy R. Smith 5-7-90
Billy Ray Smith, Mayor Date

ATTEST: Julia M. Todd 5-7-90
Julia M. Todd, City Clerk Date

SEAL

PASTE AD HERE

ADVERTISEMENT FOR BIDS
Sealed bids for asphaltic pavement overlay (1990 Street Improvements Program, Phase I) of 5.93 miles of streets in Clinton, Mississippi, will be received by the City Clerk, 300 Jefferson Street, in the City Clerk's office, Clinton, Mississippi, until 2:00 p.m. local time on April 26, 1990, and immediately thereafter will be opened and publicly read.
The work involved in the project includes all materials and labor involved in resurfacing operations. All work will be performed as shown on the plans and described in the specifications. All documents required for bidding purposes, including specifications, may be obtained from Anderson Engineers, P.A., P.O. Box 254, Clinton, Mississippi, 39060. A non-refundable deposit of \$30.00 is required at the time of request for plans and specifications. A copy of the specifications may be examined at the office of the Project Engineers, located at 541 Highway 80 West, Suite B, Clinton, Mississippi; Clinton Public Works Department, Clinton, Mississippi, and the AGC, ABC and F. W. Dodge plan rooms in Jackson, Mississippi.
Bid preparation will be in accordance with the Instruction to Bidders bound in the Specifications. The City of Clinton reserves the right to waive irregularities and to reject any or all bids.
CITY OF CLINTON, MISSISSIPPI
By: s/Julia M. Todd
Julia M. Todd
City Clerk
Approved By:
s/Billy R. Smith
Billy Ray Smith, Mayor
April 5, 12, 1990

**PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY**

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

Iris Raeshaun,

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 April 5, 19 90

Date April 12, 19 90

Date _____, 19 _____

Date _____, 19 _____

Date _____, 19 _____

Number of Lines 57

Published 2 Times

Total \$ 30.64

Signed Iris Raeshaun
Authorized Clerk
of The Clinton News

Sworn to and subscribed before me the 12th day of
April 19 90.

Maria Mills
Notary Public

My Commission Expires:

My Commission Expires Nov. 9, 1992

(Seal)

100 C 21 75

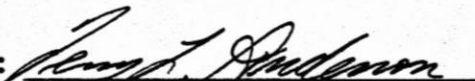
BID TABULATION

PROJECT: 1990 STREET IMPROVEMENTS PROGRAM, PHASE I
OWNER: CITY OF CLINTON, CLINTON, MS
ENGINEER: ANDERSON ENGINEERS, P.A.
BID DATE: APRIL 26, 1990, 2:00 P.M.
CITY CLERK'S OFFICE
CITY HALL, 300 JEFFERSON STREET
CLINTON, MISSISSIPPI

CONTRACTORBASE BID

DICKERSON AND BOWEN, INC. C.O.R.# 12 BID BOND	<u>\$222,641.35</u>
McQUEEN CONTRACTING, INC. C.O.R.# 3275 BID BOND	<u>206,745.91</u>
ADCAMP, INC. C.O.R.# 8034 BID BOND	<u>187,716.40</u>
CLEAR RIVER CONSTRUCTION CO., INC. C.O.R.# 6659 BID BOND	<u>206,540.62</u>
APAC-MISSISSIPPI, INC. C.O.R.# 95 BID BOND	<u>200,932.30</u>
SOUTHWEST PAVING, INC. C.O.R.# 2131 BID BOND	<u>223,933.20</u>

This is to certify that the above bid amounts are a true and accurate tabulation of the construction bids received on this project.

BY: 
Terry L. Anderson
Anderson Engineers, P.A.

PASTE AD HERE

NOTICE OF ZONING HEARING
 Notice is hereby given to those parties in interest that there will be a hearing on April 26, 1990 at 7:30 P.M. at the Clinton Chamber of Commerce Office, 201 Clinton Blvd. Clinton, Mississippi for the purpose of determining whether or not the zoning of the following described property located in the City of Clinton, Mississippi, shall be changed from C-1 to C-2. Beginning at the northwest corner of Lot 125, Clinton Park Subdivision, Part 3, according to the plat on file in the Office of the Chancery Clerk at Jackson, Hinds County, Mississippi, in Plat Book 18, Page 42; thence North 0 degrees 02 minutes 30 seconds East along the East line of Berkshire Street for a distance of 152 feet to point of curve bearing to the right; thence along chord of a 35.09 degree curve, North 19 degrees 07 minutes 30 seconds East, 106.69 feet to the point of tangency; thence North 38 degrees 12 minutes 30 seconds East along the East line of Berkshire Street, 118.50 feet to the intersection of the South line of Northside Drive; thence South 64 degrees 26 minutes 30 seconds East along the South right-of-way 128.5 feet; thence South 71 degrees 10 minutes 30 seconds East along the South right-of-way 100.0 feet; thence South 76 degrees 54 minutes 30 seconds East along the South right-of-way 100.0 feet; thence South 84 degrees 07 minutes 30 seconds East along the South right-of-way, 100.0 feet to the Northwest corner of the Gulf Oil Corporation property; said point also being the POINT OF BEGINNING of the property herein described; thence South 7 degrees 55 minutes 30 seconds East along the Gulf Oil Corporation property and an extension thereof for a distance of 210.0 feet; thence South 89 degrees 32 minutes 30 seconds West, 150.0 feet; thence North 7 degrees 55 minutes 30 seconds West, 229.34 feet to the South right-of-way of Northside Drive; thence South 83 degrees 18 minutes easterly along the chord of a curve bearing to the left having a 75 degree 59 minute delta angle and a radius of 1008.43 feet for a chord distance of 153.72 feet to the POINT OF BEGINNING.
 (SEAL)
 APPROVED: /s/ Billy R. Smith
 Billy R. Smith,
 Mayor, Clinton
 ATTEST: /s/ Julie M. Todd
 Julie M. Todd
 City Clerk
 April 5, 1990



PROOF OF PUBLICATION THE STATE OF MISSISSIPPI HINDS COUNTY

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

Iris Raeshaun

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 April 5, 19 90

Date _____, 19 _____

Date _____, 19 _____

Date _____, 19 _____

Date _____, 19 _____

Number of Lines 86

Published 1 Times

Total \$ 29.52

Signed Iris Raeshaun
 Authorized Clerk
 of The Clinton News

Sworn to and subscribed before me the 5 day of
April 19 90.

Marie Milby
 Notary Public

My Commission Expires:

My Commission Expires Nov. 9, 1992

(Seal)

S-190

Need Amendment to
Q & Z Ordinance

C-1 - C-2

Senie Dr. Inn
MS

P. 680

Prof. Publ
Loring Ordinance
Sonic Dr. gun
C-1 to C-2

P. 681

COMMITTEE TO SEEK FUNDING FOR THROUGH STREET

REPORT TO MAYOR & BOARD OF ALDERMEN

In November, 1989, the Mayor and Board of Aldermen of the City of Clinton appointed a bipartisan group of individuals to study and bring forth ideas and conclusions on the types of money or financing options which might be available to the City of Clinton to construct any one of the three thoroughfare options as outlined in the Land Use and Thoroughfare Plan of the City of Clinton. The Members appointed to this group are as follows:

*
Mabel Bankson, Cris Crisler, Phil Fisher, Judy Gearhart,
Clyde Hare, Bill Sheffield and Barry Smith

We requested Brooxye Sessums be included in our group and she very graciously agreed to record and provide the minutes of each of our meetings.

This Committee began its formal meetings on January 4, 1990, meeting periodically through April, 1990, with our primary goal being to seek out any and all sources of funding. To accomplish this goal, we asked numerous individuals and officials to come to our meetings to discuss their potential ideas and to explore with them our own ideas.

A substantial portion of the initial contacts with federal, state, county and local officials had already been accomplished by the Mayor through a letter to all of these individuals. Their responses provided this Committee valuable information and saved this Committee quite a bit of time. From this list this Committee made contact with all individuals and agencies that responded even slightly positively to funding options and even pursued some that had stated they knew of no available funds. We also expanded this potential funding source list with our own ideas and those that were brought out by our guests at our meetings.

A complete listing of all of the agencies and individuals contacted is included at the end of this report. Those agencies and individuals who held out possibilities for funding are detailed below in the Committee's findings.

This Committee asked the City Engineer and Mr. Wayne Burkes, Central District Highway Commissioner, to give us a cost update on the three through-street proposals. This update was based on the March 1982, Hensley-Schmidt, Inc., engineering report of the three proposals. Both the City Engineer and Mr. Burkes' office gave the Committee estimates that all three

proposals would cost approximately 15%-16% more today than those costs outlined in the original engineering study.

At this point, this Committee feels as though we have explored and on many occasions reexplored all potential sources of financing that are now currently or will become available within the foreseeable future to the City of Clinton to finance the construction of a through street in the city. The findings of our Committee are as follows:

F I N D I N G S

The three (3) thoroughfare options outlined in the Land Use and Thoroughfare Plan shall be referred to herein as "Vernon" for the Vernon Road Option, "Springridge" for the Springridge Road Option and "Shaw" for the Shaw Road option.

1.) Currently the entire portion of Springridge is on the Federal Aid Urban System and State Aid Road System. Parts of Vernon are on both systems and none of Shaw is on either system. This designation is important due to the Federal Aid Urban and State Aid monies which are or may become available for use in construction or maintenance. The Board of Supervisors is responsible for adding or deleting a road from the State Aid system, while the City, State Highway Department and Federal Highway Administration are responsible for the Federal Aid Urban System. The Committee was informed that it is not feasible to have all three through street proposals on the State Aid Road System and that if the designation was desired to be changed to a road currently not on the System, it would have to be swapped with a road that is on the System, as each County is allotted a specified mileage of State Aid Roads.

2.) The City currently has a balance of \$325,828.00 available for authorization of Federal Aid Urban Funds (FAU). Of this amount, approximately \$84,118 must be obligated and under contract for use prior to September 30, 1990, or the funds will be lost. The Committee has been told that all of our available funds will be used for the widening of Springridge road, south of the Interstate. FAU funds are used for construction only, with a 75% federal and 25% local match.

3.) The City currently is allocated \$68,047 per year in FAU funds. This allocation is based on the 1980 census of 14,000 residents. Our new allocation based on the 1990 census should reflect a substantial increase in FAU funding each year and is estimated to be at or above \$100,000.00 annually.

4.) All municipalities over 5,000 population, share in the apportionment each year of FAU funds. Federal Regulations require that these funds be obligated for construction projects within three years after the fiscal year in which they were apportioned. If they are not obligated, these funds are

withdrawn and lost by the municipality. To avoid losing these funds, municipalities commonly enter into interlocal agreements with each other to loan these funds to municipalities who can use them. The loan is noninterest bearing and the repayment schedule is what ever is negotiated between the parties. Repayment is accomplished through the apportioned FAU funds of the borrowing municipality over the term of the repayment agreement. No city funds are involved.

5.) State Aid Road construction administered by the Supervisors, is done on a very limited basis. This Committee was told if the Board of Supervisors agrees to construct this through street with State Aid Road funds and county crews and equipment, that it would take several years to complete, due to the fact that should any emergency road problem develop in the county on other State Aid roads, they would be required to pull all machinery and personnel off of the through street project and pursue the other. We were told this occurs rather frequently throughout the year. Additionally, we were told it would be very difficult to get the Board of Supervisors to agree to construct this project in full primarily due to its size and the amount of money that is involved. However, the Committee was given the possibility of the County participating with an allotment of State Aid road money to the project.

6.) The city currently has agreed to escrow 75% of Ad Valorem Road and Bridge Tax received from the county. This money has been designated and reserved for long-range planning for new road construction or reconstruction projects. This will amount to approximately \$40,000 - \$50,000 per year.

7.) FAU funds may be used at Railroad Crossings at 100% federal funding. This allocation is taken from the city's normal allocation of FAU funds.

Federal-Aid Railroad-Highway Crossing Safety funds could be used at the crossing of the Railroad provided that the crossing is placed on the Miss. State Highway Department's priority listing for use of these funds. The normal matching ratio for such projects is 90% Federal and 10% local funds. This funding is not available at the present time, due to the fact the intersection must be put on the list of those intersections for which funding has been requested and that the information must be collected to determine whether this railroad crossing meets the established criteria. In the future, however, this could be a possible source of funds. This Committee would recommend that if an overpass is not funded during the initial construction, the City acquire enough right-a-way beside the railroad crossing to allow for construction of the overpass at a later period of time.

8.) The State Department of Energy and Transportation does have certain funds allocated to it from gasoline overcharges for energy conservation projects, which the through street could possible qualify for. The outlay of these funds for such a

project must be applied for through this agency, must be then approved by the Governor, and then must be sent to the Federal Department of Energy to be approved. A construction project of this type has not been approved for using these funds to the best of their knowledge. Additionally, the agency stated that the Governor has previously stated that he feels these funds are best used when applied to a state-wide project such as energy conservation messages on ETV. The State Department of Energy and Transportation will provide the forms and explanation of the process to the City. The Director of this agency stated that the City could apply, but it was very doubtful that any funding would be allocated.

9.) The Farmers Home Administration (FHA) gave the Committee some ideas on financing other than grants, including some different avenues to pursue should the City require Bonding to complete this project. The type of program available to the City is the Community Facility Loan for communities up to 20,000 in population based on the last published census data. The City of Clinton would still be eligible under this program because the 1990 census will not be used until sometime in 1991. Community Facility Loans can be made for practically any project a City has authority to borrow money for (i.e. street improvements, bridges, construction of buildings, etc.) with varying repayment periods of up to 40 years. The interest rate on these loans is made according to the private bond market rate, which the FHA has currently pegged at 7%. FHA will finance 100% or will participate at any level if the City should have other sources of money. 100% financing would be the total cost of the project, including legal, engineering, indirect costs, land acquisition or basically all cost associated with the project. The Community Facility Loan requires some type of assured income such as a tax base bond (most cities use General Obligation) to secure the loan. FHA however, will consider whatever is permitted under State statute. The loan may also be paid in full at any time without a prepayment penalty.

10.) Tax Increment Financing (TIF) - Under this concept of operation, the City attempts to attract a developer (whether it be commercial, industrial, residential or a combination) using the TIF Act as outlined in Miss Code Section 21-45-1 et seq., with the City declaring a Blighted Area by reason of inadequate street layout. The objective of TIF is to put together a package that is attractive to a developer. Once a developer decides that he would like to consider developing a piece of property in the path of a proposed improvement (a street or thoroughfare in this case), the City signs an agreement with him and the taxes that would be accrued from the development after it is in place would be used to pay off TIF Bonds. There is no financial obligation on the part of the City if TIF Revenue Bonds are issued other than the pledge of the ad valorem tax revenues. In the event the ad valorem revenues are insufficient to pay the debt, the developer will guarantee payment of the difference.

11.) Special Assessments - May be assessed wholly or in part of the cost to the property owners benefited by the special improvements as outlined beginning in Miss. Code Section 21-41-1; however, if a majority of the property owners owning more than 50% of the front footage of the property involved object then the improvements shall not be made per Miss. Code Section 21-41-7. Maximum repayment schedule for special assessments is ten years.

12.) At the meeting of this Committee and the Builders and Developers of Clinton, there was some discussion of the possibility of widening some of the other two lane North/South roads in Clinton. The general consensus however of this option was that such a project would be more expensive than the proposed through streets and the City would still not have a through street connecting the north side of town to the South.

RECOMMENDATION:

1. This Committee recommends that the City borrow approximately \$500,000 - \$750,000 from other municipalities FAU unobligated funds, with a payback period of no longer than ten years.

2. That all future FAU funds not presently obligated by the City, be allocated to the through street.

3. Additionally, we suggest that the city make a formal written request to the Hinds County Board of Supervisors requesting their participation on the through street by allocating a certain sum of State Aid Road money to this project.

4. This Committee would suggest that the percentage of Ad valorem Road and Bridge Tax rebate the city is henceforth going to be escrowing, be earmarked for the construction of the through street.

These sources should raise approximately \$1,000,000 or more.

Based on these recommendations, the funding available for the three thoroughfare options would be as follows:

Shaw Road - The only funding available would be the amount of ad valorem road and bridge tax rebate the city would escrow. This should be about \$50,000 per year.

Vernon Road - It is possible that the entire amount of funding could be available for this option, if the entire route was designated to be on the State Aid and FAU System. Currently it would not qualify for total funding.

Springridge - This option would qualify for all funding.

AGENCIES AND INDIVIDUALS CONTACTED

1. All Miss. U.S. Senators and House of Representatives
2. The Governor
3. The Lt. Governor
4. State Senator Richard White
5. Mayor Billy Ray Smith, City of Clinton
6. Central District Highway Commissioner Wayne Burkes
7. Federal Highway Administrator John F. Sullivan
8. Governor's Office of Federal and State Programs
9. Central Miss. Planning and Development District
10. The Hinds County Administrator and Board of Supervisors
11. The Federal Economic Development Administration
12. Miss. State Highway Department
13. A large number of Builders and Realtors in Clinton
14. The Secretary of Transportation Samuel K. Skinner
15. U.S. Dept of Housing and Urban Development
16. The Natchez Trace Parkway Commission
17. State Representative William Singletary
18. Farmer's Home Administration
19. State Department of Energy and Transportation

SPRINGRIDGE ROAD THOROUGHFARE

WHEREAS the City of Clinton actively promotes the development of our community resources in education, commerce, industry, recreation and transportation and recognizes the essential connection between vibrant city life and the welfare and convenience of its citizens, and

WHEREAS the City of Clinton desires to improve the access of our citizens to emergency services including fire, police and medical assistance, and at present the City of Clinton does not have a convenient 4-lane north-south route through its corporate limits, and

WHEREAS the Mississippi State Department of Transportation has designated Springridge Road for a major reconstruction between Interstate-20 and U.S. Highway 80 and reconstruction of the interchange of Springridge Road with Interstate-20 beginning in 1990, and

WHEREAS the City of Clinton has designated a portion of its Federal Aid Urban Funds for reconstruction of a portion of Springridge Road to the south of the State reconstruction project so as to improve traffic flow on this major thoroughfare from residential subdivisions, and

WHEREAS the County of Hinds has designated Springridge Road as a State Aid Road, and which road is a major corridor from the Town of Terry, Mississippi through rural Hinds County to the City of Clinton, and which road is a major connection from State Highway 18 to the City of Clinton, and

WHEREAS Springridge Road would, in extension north from its terminus at U.S. Highway 80 make connection with Pinehaven Road, which road extends north to connect with U.S. Highway 49 and possibly the Natchez Trace Parkway, and these physical factors argue strongly and favorably for the convenience and compatibility of a proposed road construction connecting the abovementioned existing transport routes, and

WHEREAS the City of Clinton has thoroughly studied various possible sites for a north-south corridor and has concluded in an extensive study undertaken in 1982 that the most appropriate location for such a route is a northward extension of Springridge Road from U.S. Highway 80 along New Prospect Street, across undeveloped property to connect with Pinehaven Road, and the 1982 study was a complete engineering assessment of the several options including that of Springridge Road, and the physical nature of the project or the impact on existing local development has not appreciably changed since that study, and

WHEREAS the Board of Aldermen of the City of Clinton authorized the Mayor in October, 1989 to appoint a Commission to seek funding strategies for such a through road, the constitution of which represented each Ward in the City and varied business and community interests, and which Commission has used the City of Clinton 1982 study as its subject, and

WHEREAS the Commission has rendered its report to the Mayor and Board of Aldermen in May, 1990 outlining a procedure by which the Springridge Road north extension may be accomplished, and that the project would require resources available to the City of Clinton through bonded indebtedness, among other means,

NOW THEREFORE BE IT RESOLVED AND ORDERED, that the City of Clinton seek authority to issue general obligation bonds for the purpose of property aquisition and road construction of a 4-lane thoroughfare extending Springridge Road north from its terminus at U.S. Highway 80 to the intersection of Pinehaven Road with Northside Drive, and

THAT THE MATTER BE PROPERLY ADVERTISED TO THE CITIZENS OF CLINTON from whom authority is sought through a general referendum on this issue to be held on the First Tuesday in November, 1990.

Motion made by Alderman Valente, and seconded by Alderman Montgomery, the Board registered its vote as follows:

Alderman-at-Large Willard Ryan	<u>Absent</u>
Alderman Ward 1 O. C. George Ferrell	<u>"aye"</u>
Alderman Ward 2 Edward J. Valente	<u>"aye"</u>
Alderman Ward 3 Ronnie Chappell	<u>"aye"</u>
Alderman Ward 4 Keith Montgomery	<u>"aye"</u>
Alderman Ward 5 Jean Johnson	<u>"aye"</u>
Alderman Ward 6 Sharbert K. Lott	<u>"aye"</u>

This action taken in the City of Clinton, Mississippi on the 1st day of May, 1990.

Billy R. Smith
Billy Ray Smith, Mayor

Julia Todd
Julia Todd, City Clerk

REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, MAY 1, 1990, 7 P.M.
A. E. WOOD MEMORIAL LIBRARY
AGENDA

1. Welcome and Call to Order - Mayor Billy Ray Smith
2. Invocation
3. Pledge of Allegiance to the Flag - Alderman Willard Ryan
4. Roll Call - City Clerk Julia M. Todd
5. Approval of Consent Agenda Items A-M:
 - A. Minutes of the Regular Meeting of April 3, 1990, and the Adjourned Meeting of April 17, 1990 as printed and distributed
 - B. Docket of Claims (Computer 1- and Manual) for the month of April, 1990
 - C. Workers' Compensation Educational Conference May 17-18 at Ramada Coliseum for Alice Burchfield, Personnel Officer - Registration \$80.00 plus mileage
 - D. Reimbursement \$25.00 registration, 1 meal and mileage - Julion Lowther - Legal Aspects of Code Administrative Enforcement - May 3, 1990, Ridgeland, MS (Public Works)
 - E. \$941.54 - Winter Electric, Inc., Emergency repair to damaged wire and relay at Mansville Tank and Well (Public Works)
 - F. \$680.00 - Redi-Mix, Inc. - 16 yards 2500# cement used to repair a re-occurring cave-in on Northside Drive (Public Works)
 - G. \$1,185.00 - Harcros Chemicals, Inc., for 1500# sodium fluoride (Public Works)
 - H. \$10.00 each meals - regular meeting of MS Water & Pollution Control Operator's Association - Harold Alderman, Tim Rogers, Terry Parker, Oscar Banks and guest City Official (Public Works)
 - I. Police Department Training - Det. Wayne Brown and Ptm. Randy Ruffin - traveling criminal apprehension program (TCAP) school MS Law Enforcement Training Academy May 14-18, 1990 - cost: \$250.00 each (Police Department)
 - J. Police Department Training - Sgt. Mike Gill, Sgt. Mike Warren, Ptm. Mike Hollingsworth - Defensive Driving School - MS Law Enforcement Training Academy - May 16-18, 1990 - Cost: \$120.00 each totaling \$360.00 (Police Department)
 - K. Declare Surplus Property and give authority to advertise to sale the following police vehicles:
 1. 1983 Chevrolet - VIN #3367
 2. 1988 Chevrolet - VIN #7172
 3. 1987 Chevrolet - VIN #0769
 4. 1985 Chevrolet - VIN #8787
 - L. Ad for Clinton Literacy - \$100.00
 - M. 1/2 Page Ad for 1990 Coca-Cola All Star Soccer Game - \$80.00
6. Bid Recommendation - Street Improvements Program, Phase I - 5.93 miles - Bids advertised and received 4-26-90, 2 P.M. in the Mayor's Office - City Engineer Anderson
7. Planning and Zoning Matters:
 - A. Preliminary Plat review of Park Place Subdivision
 - B. Rezoning request by Sonic Drive Inn to change zoning from C-1 to C-2 on Northside Drive
 - C. Sketch Plat of Kelly Subdivision
8. Continuation of Economic Development Plans - Alderman Valente

9. Continued Discussion/Action - Abandoned House on Lakeview Drive - Mayor Smith
10. Road Committee Report - Cris Crisler
11. Springridge Road Thoroughfare - Alderman Valente
12. Other Business
13. Motion to Recess until May 15, 1990, 7 P.M.

GOVERNING BODY

Willard Ryan - Alderman-at-Large
O. C. George Ferrell - Alderman Ward 1
Edward Valente - Alderman Ward 2
Ronnie Chappell - 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 Engineer Terry Anderson
City Clerk Julia M. Todd

SPECIAL MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, MAY 1, 1990 - 4 P.M.
MAYOR'S OFFICE - CITY HALL
300 JEFFERSON STREET

The Mayor and Board of Aldermen of the City of Clinton, Mississippi, met in the Mayor's Office, 300 Jefferson Street on Tuesday, May 1, 1990, 4 P.M., for a Special Meeting called by Mayor Billy Ray Smith for the purpose of authorizing Eminent Domain proceeding for the Southwest Lagoon Property West of Natchez Trace. Original notice of Special Meeting can be found on Page 669 of this Minute Book T.

CALL TO ORDER - Mayor Billy Ray Smith

ROLL CALL - City Clerk Julia M. Todd

Present - Willard Ryan - Alderman-at-Large
Edward Valente - Alderman Ward 2
Ronnie Chappell - Alderman Ward 3
Jean Johnson - Alderman Ward 5
Mayor Billy Ray Smith - Presiding
City Attorney William E. Spell
City Engineer Terry Anderson
City Clerk Julia M. Todd

Absent - George Ferrell - Alderman Ward 2
Keith Montgomery - Alderman Ward 4
Sharbert Lott - Alderman Ward 6 (out of town)

After reading a proposed Resolution, authorizing City Attorney Bill Spell to file Eminent Domain Proceedings to acquire the necessary land for the Southwest Lagoon for the City of Clinton, Alderman Johnson MOVED to adopt said Resolution. SECONDED by Alderman Valente. MOTION CARRIED UNANIMOUSLY. Copy of said Resolution may be found on Pages 670-672 of this Minute Book T.

ADJOURNMENT 4:15 P.M.

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

APPROVED:

Billy R. Smith
Billy Ray Smith, Mayor

5-2-90
Date

ATTEST:

Julia M. Todd
Julia M. Todd, City Clerk

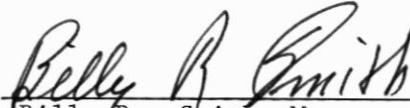
5-2-90
Date

SEAL

NOTICE OF SPECIAL MEETING OF
THE MAYOR AND BOARD OF ALDERMEN

I, the undersigned, Mayor Billy Ray Smith, Mayor of the City of Clinton, Mississippi, do hereby call a SPECIAL MEETING of the Mayor and Board of Aldermen pursuant to the provisions of Section 21-3-21 of the MS Code of 1972. Said Meeting shall be held at 4:00 P.M., May 1, 1990, in the Office of the Mayor located at 300 Jefferson Street, for the purpose of:

1. Authorization for EMINENT DOMAIN proceeding for the Southwest Lagoon Property West of Natchez Trace.



Billy Ray Smith, Mayor
City of Clinton

5-1-90
Date

ACKNOWLEDGEMENT OF NOTICE

We, the undersigned Aldermen received notice of a Special Meeting of the Mayor and Board of Aldermen as indicated in the foregoing notice in accordance with 21-3-21 Mississippi Code 1972 as Amended.

NAME	DATE	TIME
<u>James W. Johnson</u>	<u>MAY 1 1990</u>	<u></u>
<u>Walter J. Adams</u>	<u>MAY 1 1990</u>	<u></u>
<u>Robert J. Adams</u>	<u>MAY 1 1990</u>	<u></u>
<u>Robert J. Adams</u>	<u>MAY 1 1990</u>	<u></u>
<u></u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></u>

Witness my signature, this the 1st day of May, 1990.

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

NAME	DATE	TIME
<u>GEORGE FERRELL</u>	<u>1 MAY 1990</u>	<u>3:10 P.M.</u>
<u></u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></u>

Witness my signature, this the 1st day of May, 1990.

Sgt. Michael Gill
Sgt. Michael Gill
Police Officer of the City of Clinton

RESOLUTION AUTHORIZING CITY ATTORNEY TO FILE EMINENT DOMAIN PROCEEDINGS TO ACQUIRE NECESSARY LAND FOR SOUTHWEST SEWER LAGOON

WHEREAS, the appropriate governing authorities of the State of Mississippi with jurisdiction in the subject matter; and

WHEREAS, the appropriate governing authorities for the United States Government with jurisdiction in the subject matter have issued mandatory requirements that the sewerage collection and treatment system for the City of Clinton be upgraded to meet the requirements established by the Environmental Protection Agency of the United States; and

WHEREAS, the City of Clinton has developed a plan to meet the Federal and State requirements for the operation of a sanitary sewer and collection facility; and

WHEREAS, the plan developed for the upgrading of the sanitary sewer and collection facility requires the use of certain land owned by Natchez Trace Development Corporation situated within the city limits of Clinton, Mississippi, in the Second Judicial District of Hinds County, Mississippi; and

WHEREAS, after diligent negotiations with the owner for the purchase of said property, the City has been unsuccessful in its attempt to purchase said property, which is more particularly described in Exhibit A hereto which is made a part of this Resolution the same as if copied herein verbatim; and

WHEREAS, the professional engineers employed by the City have recommended the proposed plan as the one most reasonable to achieve the requirements established by the Environmental Protection Agency of the United States;

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

1. The plan for the upgrading of the sewerage collection and treatment system for the City of Clinton as proposed by the City Engineer is found to be reasonable, sufficient and necessary to meet the requirements established by the Environmental

Protection Agency of the United States for the sewerage collection and treatment system for the City of Clinton and for the protection of the health, safety, welfare and public convenience of the citizens of the City of Clinton.

2. That the acquisition of the property described in Exhibit A hereto is necessary to protect the health, safety and general welfare of the citizens of the City of Clinton.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the City Attorney for the City of Clinton is directed to institute eminent domain proceedings to acquire ownership of said property for the aforesaid purposes.

Alderman Johnson moved that the foregoing Resolution be adopted. Alderman Valente seconded the Motion.

The vote was as follows:

Alderman Ryan	<u>"Aye"</u>
Alderman Farrell	<u>absent</u>
Alderman Valente	<u>"Aye"</u>
Alderman Chappell	<u>"Aye"</u>
Alderman Montgomery	<u>absent</u>
Alderman Johnson	<u>"Aye"</u>
Alderman Lott	<u>absent</u>

Approved on this, the 1st day of May,

1990.

ATTEST:

Julia M. Todd
Julia M. Todd, City Clerk

Billy Ray Smith
Billy Ray Smith, Mayor

Commence at the Northeast corner of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of Section 25, Township 6 North, Range 2 West, Second Judicial District, Hinds County, Mississippi and run thence Westerly and along the North line of said Section 25 for a distance of 550.0 feet to a point; run thence South 32 degrees 10 minutes West for a distance of 90.0 feet to a point on the West right-of-way line of the Natchez Trace Parkway as said road is now (May, 1990) laid out and established, said point being also the point of beginning of the following described parcel of land: Continue thence South 32 degrees 10 minutes West for a distance of 100.0 feet to a point on the East right-of-way line of the Texas Eastern Transmission Corporation right-of-way easement according to a description thereof on file and of record in Deed Book 158 at Page 1 in the office of the Chancery Clerk of the Second Judicial District of Hinds County at Raymond, Mississippi, reference to which is hereby made in aid of and as a part of this description; run thence along the East right-of-way line of said Texas Eastern Transmission Corporation right-of-way easement as follows: Continue thence South 32 degrees 10 minutes West for a distance of 2,930.0 feet to a point; run thence South 30 degrees 10 minutes West for a distance of 800.0 feet to a point; leaving said East right-of-way line; run thence South 59 degrees 50 minutes East for a distance of 65.0 feet to a point, run thence North 19 degrees 30 minutes East for a distance of 110 feet to a point; run thence North 30 degrees 10 minutes East for a distance of 750.0 feet to a point; run thence North 32 degrees 10 minutes East for a distance of 2,980.0 feet to the West right-of-way line of said Natchez Trace Parkway; run thence North 13 degrees 25 minutes West and along the West right-of-way line of said Natchez Trace Parkway for a distance of 90.0 feet to the point of beginning.

The above described parcel of land is a part of that certain parcel of property conveyed to the Natchez Trace Land Corporation according to a description thereof on file and of record in Deed Book 171 at Page 301 in the office of the Chancery Clerk of the Second Judicial District of Hinds County at Raymond, Mississippi, reference to which is hereby made in aid of and as a part of this description and is also located in the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) and the Northwest Quarter (NW 1/4) of Section 25, Township 6 North, Range 2 West, City of Clinton, Second Judicial District, Hinds County, Mississippi and contains 4.4 acres, more or less.

EXHIBIT "A"