

BE IT REMEMBERED THAT THERE WAS BEGUN AND HELD A REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI ON JUNE 20, 2017 AT 6:00 P.M. IN THE BOARDROOM OF SAID CITY.

THOSE PRESENT	MAYOR HAL MARX
ATTORNEY	TOM TYNER
ALDERMEN	BRAD AMACKER CRAIG BULLOCK DAVID CLAYTON WILLIAM KING CLINT MOORE STEVE STRINGER
OTHERS	ADA MADISON VALERIE WILSON BERNARD JACKSON AND MANY OTHERS

MAYOR MARX DECLARED A QUORUM PRESENT AND DECLARED THE CITY COUNCIL IN SESSION.

THE INVOCATION WAS OFFERED BY CRAIG BULLOCK

THE PLEDGE OF ALLEGIANCE WAS RECITED.

WHEREAS, MAYOR MARX PRESENTED THE AGENDA WITH THE FOLLOWING AMENDMENTS

#### **OLD BUSINESS**

Request to address the board regarding connection to city sewer. (Rheams/Lieb)

#### **PROCLAMATIONS & RESOLUTIONS**

Request to adopt Resolution Determining the need for and Invoking the Authority for Tax Increment Financing

#### **GENERAL BUSINESS**

Request to pay Dayon Tree Service invoice #6014 in the amount of \$17,587.50 for debris removal.

Request to appoint Bernard Jackson, Sr. as Ward 2 Planning Commissioner for a term to expire July 2022.

Request relief from the requirement to build one foot above the crown of the road due to the topography of the property located on Evelyn Gandy Parkway and Tyner Road Extension. (Keesler Federal Credit Union)

Request to accept the Planning Commission recommendation to rezone property at 608 Old Richton Road, Parcel #3-022I-36-117.00 and Parcel #3-022I-36-116.00 from R-1 to C-2.

Request to accept the Planning Commission recommendation to grant a variance for property located on Evelyn Gandy Parkway, Parcel #3-021N-31-002.05, to reduce the number of required parking spaces from 18/1 ADA to 12/1 ADA for Java Moe's Coffee Shop.

Request to accept the Planning Commission recommendation to grant a variance for property located at 203 Bennett Street, Parcel #3-030G-01-202.00, to reduce the required square footage to 1100-1200 square feet heated for a new home.

Request to accept the Planning Commission recommendation to grant a special exception to increase the height of the existing cellular communications tower located at 57 Herrington Road to 400 feet.

Request to accept the Planning Commission recommendation to rezone property located on Byrd Blvd. behind Petal Walmart containing 15 acres +/- from C-2 to R-4.

Request to waive penalty fees applied to 204 E Cherry St in the amount of \$150.00. (Minter)

#### **ORDERS & ORDINANCES**

Request to hire Dalton Hiatt full time in the Water Dept at a rate of \$10.00 per hour pending drug screen/physical. (K Bullock)

THEREUPON, ALDERMAN MOORE MADE A MOTION TO ADOPT THE AGENDA WITH THE FOREGOING AMENDMENTS. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER

ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO APPROVE THE MINUTES OF THE REGULAR MEETING OF JUNE 6, 2017.

THEREUPON, ALDERMAN KING MADE A MOTION TO APPROVE THE MINUTES OF THE REGULAR MEETING OF JUNE 6, 2017 AS WRITTEN. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A PLAQUE FOR SPECIAL RECOGNITION TO SHEILA SMALLWOOD FOR HER SERVICE AS MUNICIPAL JUDGE FOR SEVENTEEN (17) YEARS.

WHEREAS, MAYOR MARX CALLED FOR PUBLIC COMMENT

THEREUPON, EMMA PAGE ADDRESSED THE BOARD REGARDING HER PAST DUE ACCOUNT FOR SEWER/GARBAGE SERVICES. MS. PAGE WISHES TO MAKE A PAYMENT AND BE SET UP ON A HARDSHIP AGREEMENT UNTIL HER PAST DUE BALANCE IS PAID IN FULL.

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO ALLOW MS. PAGE TO PAY \$500.00 AND SIGN A HARDSHIP AGREEMENT TO PAY AN ADDITIONAL \$100.00 PER MONTH UNTIL HER PAST DUE BALANCE IS PAID IN FULL. ALDERMAN AMACKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, BRITTANY BROOME OF 201 NAPOLEON ADDRESSED THE BOARD REGARDING DISCOLORED WATER AT HER RESIDENCE.

THEREUPON, MIKE TREST STATED THAT THE WATER DEPT HAS TAKEN SAMPLES FROM NEIGHBORING HOUSES ON NAPOLEON AND NOONE ELSE HAS THE DISCOLORED WATER. THE METER WILL HAVE TO BE PULLED TO GET WATER FROM THE CITY SIDE AND MAKE SURE IT'S NOT THE OWNER'S PIPES CAUSING THE PROBLEM.

THEREUPON, DONALD WAGERS STATED THAT THE CITY HAS GALVANIZED LINES AT THAT LOCATION, BUT THE HOMEOWNER ALSO HAS GALVANIZED LINES. THE METER HAS BEEN REMOVED TO ALLOW THEM TO RUN THE WATER TO GIVE IT TIME TO CLEAR WITHOUT BEING CHARGED FOR EXTRA WATER.

WHEREAS, MAYOR MARX CALLED FOR JOHN MINTER DURING PUBLIC COMMENT.

THEREUPON, MR. MINTER HAD LEFT THE MEETING.

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING RESOLUTION NAMING VOTING DELEGATES AT THE 2017 MML CONVENTION

EXHIBIT "A"

RESOLUTION

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOREGOING RESOLUTION. ALDERMAN AMACKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX CALLED ON REPRESENTATIVES FROM DOLLAR GENERAL STORE TO ADDRESS THE BOARD.

THEREUPON, MR. RHEAMS AND MR. LIEB ADDRESSED THE BOARD WITH WISHES TO CONNECT A NEW STORE TO BE BUILT AT OLD RICHTON RD AND BOWMAN RD TO THE CITY SEWER

THEREUPON, MAYOR MARX SUGGESTED THAT THEY VOLUNTARILY ANNEX INTO THE CITY LIMITS SO THAT THE CITY WOULD RECEIVE SOME BENEFIT FROM THE STORE AND BE MORE LIKELY TO ALLOW THE SEWER CONNECTION

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING RESOLUTION DETERMING THE NEED FOR AND INVOKING THE AUTHORITY FOR TAX INCREMENT FINANCING

EXHIBIT "B"

RESOLUTION – TIF

THEREUPON, ALDERMAN BULLOCK MADE A MOTION TO ADOPT THE FOREGOING RESOLUTION. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE BIDS FOR 500,00 GALLON STANDPIPE REPAIRS

EXHIBIT "C"

BID TAB

THEREUPON, ALDERMAN KING MADE A MOTION TO ACCEPT THE BID FROM DIAMOND ENTERPRISE, INC IN THE AMOUNT OF \$157,500.00 FOR REPAIRS TO 500,000 GALLON STANDPIPE PER SHOWS, DEARMAN & WAITS RECOMMENDATION. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE BIDS FOR RIVER PARK WALKING TRAIL

EXHIBIT "D"

BID TAB

THEREUPON, ALDERMAN KING MADE A MOTION TO ACCEPT THE BID FROM WALKER CONSTRUCTION, LLC IN THE AMOUNT OF \$119,715.00 FOR PETAL RIVER PARK WALKING TRAIL. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO REIMBURSE THE PETAL CHAMBER OF COMMERCE FOR THE FOLLOWING DOWNTOWN REVITALIZATION PROJECTS

- 124 W CENTRAL AVE - \$1,000.00
- 114 W CENTRAL AVE - \$1,000.00
- 120 W CENTRAL AVE - \$1,000.00

THEREUPON, ALDERMAN KING MADE A MOTION TO AUTHORIZE THE CITY CLERK TO REIMBURSE THE PETAL CHAMBER OF COMMERCE FOR THE FOREGOING DOWNTOWN REVITALIZATION PROJECTS. ALDERMAN AMACKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING PROOFS OF PUBLICATION

- ANNEXATION ORDINANCE
- PUBLIC HEARING – 608 OLD RICHTON RD
- PUBLIC HEARING – JAVA MOE'S
- PUBLIC HEARING – 203 BENNETT ST
- PUBLIC HEARING – 57 HERRINGTON RD
- PUBLIC HEARING – BYRD BLVD

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ACCEPT THE FOREGOING PROOFS OF PUBLICATION FOR FILING. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO PAY ESTIMATE #6 IN THE AMOUNT OF \$33,934.16 TO WARREN PAVING FOR 2016 STREET OVERLAY

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE THE CITY CLERK TO PAY ESTIMATE #6 IN THE AMOUNT OF \$33,934.16 TO WARREN PAVING FOR 2016 STREET OVERLAY PER SHOWS, DEARMAN & WAITS RECOMMENDATION. ALDERMAN BULLOCK SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF MAY 2017  
THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO ACCEPT THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF MAY 2017. ALDERMAN KING SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO ADJUST WATER SERVICES BILLED TO 415 LEEVILLE RD DUE TO A LEAK

THEREUPON, ALDERMAN KING NOTED EVIDENCE OF A REPAIRED LEAK AND MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ADJUST WATER SERVICES BILLED TO 415 LEEVILLE RD IN THE AMOUNT OF \$42.00 DUE TO A LEAK. ALDERMAN BULLOCK SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE REVENUE & EXPENDITURES REPORT FOR THE MONTH OF MAY 2017

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO ACCEPT THE REVENUE & EXPENDITURES REPORT FOR THE MONTH OF MAY 2017. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO PAY DAYON TREE SERVICE INVOICE #6014 IN THE AMOUNT OF \$17,587.50 FOR DEBRIS REMOVAL

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE THE CITY CLERK TO PAY DAYON TREE SERVICE INVOICE IN THE AMOUNT OF \$17,587.50 FOR DEBRIS REMOVAL. ALDERMAN KING SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO APPOINT BERNARD JACKSON, SR TO THE PLANNING COMMISSION

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO APPOINT BERNARD JACKSON, SR TO WARD 2 PLANNING COMMISSIONER FOR A TERM TO EXPIRE IN JULY 2022. ALDERMAN KING SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST FOR A VARIANCE FOR KEESLER FEDERAL CREDIT UNION AT EVELYN GANDY PARKWAY AND TYNER RD

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO GRANT A VARIANCE GIVING RELIEF FROM REQUIREMENT TO BUILD ONE FOOT ABOVE THE CROWN OF THE ROAD DUE TO THE TOPOGRAPHY OF THE PROPERTY TO KEESLER FEDERAL CREDIT UNION AT EVELYN GANDY PKWY AND TYNER RD. ALDERMAN KING SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO ACCEPT THE PLANNING COMMISSION RECOMMENDATION TO GRANT A ZONING CHANGE TO PROPERTY LOCATED AT 608 OLD RICHTON RD

EXHIBIT "E"

ORDINANCE 1979 (42-A406)

THEREUPON, ALDERMAN AMACKER MADE A MOTION TO ADOPT THE FOREGOING ORDINANCE GRANTING A ZONING CHANGE TO 608 OLD RICHTON RD PER THE PLANNING COMMISSION RECOMMENDATION. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO ACCEPT THE PLANNING COMMISSION RECOMMENDATION TO GRANT A VARIANCE FOR PROPERTY LOCATED ON EVELYN GANDY PARKWAY

THEREUPON, ALDERMAN KING MADE A MOTION TO GRANT A VARIANCE TO PARCEL# 3-021N-31-002.05 TO REDUCE THE NUMBER OF REQUIRED PARKING SPACES FROM 18/1 ADA TO 12/1 ADA FOR JAVA MOE'S COFFEE SHOP PER THE PLANNING COMMISSION RECOMMENDATION. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO ACCEPT THE PLANNING COMMISSION RECOMMENDATION TO GRANT A VARIANCE FOR PROPERTY LOCATED AT 203 BENNETT ST

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO GRANT A VARIANCE TO 203 BENNETT ST REDUCING THE REQUIRED SQUARE FOOTAGE TO 1100-1200 SQ FT HEATED FOR A NEW HOME PER THE PLANNING COMMISSION RECOMMENDATION. ALDERMAN KING SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO ACCEPT THE PLANNING COMMISSION RECOMMENDATION TO GRANT A SPECIAL EXCEPTION TO PROPERTY LOCATED AT 57 HERRINGTON RD

THEREUPON, ALDERMAN KING MADE A MOTION TO GRANT A SPECIAL EXCEPTION FOR 57 HERRINGTON RD ALLOWING A HEIGHT INCREASE TO 400 FEET FOR AN EXISTING CELLULAR COMMUNICATION TOWER PER THE PLANNING COMMISSION RECOMMENDATION. ALDERMAN AMACKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO ACCEPT THE PLANNING COMMISSION RECOMMENDATION TO GRANT A ZONING CHANGE TO PROPERTY ON BYRD BLVD BEHIND WALMART

EXHIBIT "F"  
ORDINANCE 1979 (42-A407)

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOREGOING ORDINANCE GRANTING A ZONING CHANGE FOR PROPERTY ON BYRD BLVD FROM C-2 TO R-4 PER THE PLANNING COMMISSION RECOMMENDATION. ALDERMAN KING SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO WAIVE PENALTY FEES APPLIED TO 204 E CHERRY ST IN THE AMOUNT OF \$150.00

THEREUPON, ALDERMAN MOORE MADE A MOTION TO DENY THE WAIVER OF PENALTY FEES BASED ON THE FEES BEING APPROPRIATELY APPLIED. ALDERMAN AMACKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON

ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING ORDER HIRING DALTON HIATT FULL TIME IN THE WATER DEPT

ORDER

WHEREAS THE MAYOR AND BOARD OF ALDERMEN  
OF THE CITY OF PETAL DEEM IT NECESSARY TO  
HIRE A FULL TIME LABORER IN THE WATER DEPT

IT IS HEREBY ORDERED THAT DALTON HIATT BE  
HIRED FULL TIME IN THE WATER DEPT AT A  
RATE OF \$10.00 PER HOUR EFFECTIVE JUNE 22, 2017

SO ORDERED THIS THE 20<sup>TH</sup> DAY OF JUNE 2017

THEREUPON, ALDERMAN MOORE MADE A MOTION TO ADOPT THE FOREGOING ORDER. ALDERMAN KING  
SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST FOR EXECUTIVE SESSION

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO CLEAR THE ROOM TO DETERMINE THE NEED FOR  
EXECUTIVE SESSION. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ENTER INTO EXECUTIVE SESSION. ALDERMAN  
CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, ALDERMAN KING MADE A MOTION TO ADJOURN THE EXECUTIVE SESSION. ALDERMAN  
BULLOCK SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER

ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, ALDERMAN AMACKER MADE A MOTION TO AUTHORIZE TOM TYNER AND ROCKY EATON TO REPRESENT THE CITY AND MAYOR MARX IN THE MATTER OF BARNES VS CITY OF PETAL. ALDERMAN MOORE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, ALDERMAN AMACKER MADE A MOTION TO ADJOURN THE REGULAR MEETING OF JUNE 20, 2017. ALDERMAN KING SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

THERE BEING NO FURTHER BUSINESS, THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI WAS ADJOURNED.



MAYOR HAL MARX



EXHIBIT "A"

RESOLUTION APPOINTING MISSISSIPPI MUNICIPAL LEAGUE  
2017 VOTING DELEGATES FOR THE CITY OF PETAL

WHEREAS, the Mississippi Municipal League amended the bylaws of the association to provide for a ballot election, to be conducted by the officers of the Mississippi Municipal Clerks and Collectors Association, to be held each year at the summer convention, to elect a second vice president and to vote on any proposed bylaw changes; and

WHEREAS, the amended bylaws require the governing authority board (Aldermen, City Council, City Commission) to designate in its minutes the voting delegate and two alternates to cast the vote for each member municipality.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF PETAL

In accordance with the bylaws of the Mississippi Municipal League, the voting delegate(s) for the 2014 Mississippi Municipal League election to be held at the annual convention on June 23 – June 25, 2014 are as follows:

Voting Delegate: Hal Marx, Mayor  
First Alternate: Steve Stringer, Alderman

That public interest and necessity requiring same, this Resolution shall become effective upon passage. The above and foregoing Resolution, after having been first reduced to writing, was introduced by Alderman Brad Amacker, seconded by Alderman David Clayton, and was adopted by the following vote, to-wit:

Yea:  
Alderman Brad Amacker  
Alderman Craig Bullock  
Alderman David Clayton  
Alderman William King  
Alderman Clint Moore  
Alderman Steve Stringer

Nay:  
None

The Mayor thereby declared the motion carried and the Resolution adopted this the 20<sup>th</sup> day of June, 2017.

---

Mayor Hal Marx

Attest:

---

Melissa Martin, City Clerk

## EXHIBIT "B"

The Mayor and Board of Aldermen of the City of Petal, Mississippi, (the "Governing Body" of the "City") took up for consideration the matter of the Tax Increment Financing Plan, Petal, Mississippi (York/Petal Project) (the "Tax Increment Financing Plan"), and a resolution regarding such Tax Increment Financing Plan. After a full consideration and discussion of the matter, Alderman Bullock offered and moved the adoption of the following resolution:

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN  
OF THE CITY OF PETAL, MISSISSIPPI, DETERMINING THE  
NECESSITY FOR AND INVOKING THE AUTHORITY GRANTED  
TO MUNICIPALITIES BY THE LEGISLATURE WITH RESPECT  
TO TAX INCREMENT FINANCING AS SET FORTH IN CHAPTER  
45 OF TITLE 21, MISSISSIPPI CODE OF 1972, AS AMENDED;  
DETERMINING THAT THE PROPOSED TAX INCREMENT  
FINANCING PLAN, PETAL, MISSISSIPPI (YORK/PETAL  
PROJECT) IS A PROJECT ELIGIBLE FOR TAX INCREMENT  
FINANCING UNDER THE LAWS OF THE STATE; THAT A  
PUBLIC HEARING BE CONDUCTED IN CONNECTION WITH  
THE PROPOSED TAX INCREMENT FINANCING PLAN FOR THE  
PROJECT; AND FOR RELATED PURPOSES.**

WHEREAS, the Mississippi "Tax Increment Financing Act," Title 21, Chapter 45, Mississippi Code of 1972, as amended (the "Act"), authorizes municipalities and counties in the State of Mississippi to undertake and carry out redevelopment projects as defined therein with the use of Tax Increment Financing as set forth in detail in the Act;

WHEREAS, York Developments, a Mississippi real estate development company (and their assigns) (the "Developer") is proposing to develop within the TIF District created and existing by virtue of the proposed TIF Plan, a single-phase multi-family residential project on approximately 15 acres featuring 130 market-rate luxury garden dwelling units, five (5) new residential buildings, a new clubhouse with pool, a new sports complex, a new pet park, and a new playground complex, in addition to other improvements, and the Governing Body has been presented with the "Tax Increment Financing Plan, Petal, Mississippi (York/Petal Project)", and hereinafter referred to as the "TIF Plan", a copy of which is attached hereto as Exhibit "A", and made a part hereof in its entirety, the purpose of which is to provide a financing mechanism to construct various improvements related to the Project as described in the TIF Plan;

WHEREAS, the Governing Body has heretofore identified various parts of the City in need of development and redevelopment and does hereby find that the TIF Plan is a project of major economic significance within the City and qualifies as a project eligible for Tax Increment Financing as set forth in the Redevelopment Plan, and participation on the part of the City is necessary and would be in the public interest and in the best interest of the public health, safety, morals, and welfare of the City; and

WHEREAS, by virtue of the proposed TIF Plan, the City of Petal would issue Tax Increment Limited Obligation Bonds, in one (1) or more series, in an amount not to exceed \$3,000,000 which will be secured, on the City's part, solely by a pledge of a portion of the increased ad valorem taxes on real and/or personal property generated by development and

construction in the TIF District described in the TIF Plan with such pledge to be further restricted as provided in the TIF Plan, and which funds will be used to pay the cost of constructing various site and infrastructure improvements within or appurtenant to the TIF District including, but not limited to, acquisition, clearance, reconstruction, rehabilitation of or upon properties within the Project Area for purposes of improving public utilities and other public improvements in accordance with definite local objectives, and is expected to include installation, construction or reconstruction of utilities, drainage structures and systems, and site improvements essential to public safety and in the public interest and the preparation of sites for uses in accordance with the Redevelopment Plan and improvements to encourage private development and redevelopment in accordance with the Redevelopment Plan (the "Improvements").

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE COUNTY, AS FOLLOWS:

SECTION 1. That receipt of the Tax Increment Financing Plan, Petal, Mississippi (York/Petal Project) is hereby acknowledged.

SECTION 2. That, as provided in the TIF Plan, Tax Increment Financing Bonds in the total principal amount not to exceed \$3,000,000 may be issued by the City, cooperating with Forrest County, to finance all or a part of the Improvements, which Bonds may be issued in one or more series for terms not to exceed fifteen (15) years per series (excluding refunding).

SECTION 3. That, if approved, the Bonds or Notes shall be secured solely by a pledge of a portion of the ad valorem tax revenues generated by the Redevelopment Project and shall not be secured by the full faith and credit of the City or create any other pecuniary liability on the part of the City other than the pledge of a portion of the incremental increase in ad valorem tax heretofore set forth. These Bonds shall never constitute an indebtedness of the City within the meaning of any state constitutional or statutory limitation.

SECTION 4. That a public hearing shall be held with respect to the TIF Plan at the regular meeting place of the Governing Body in the Board Meeting Room on the first floor of the Petal City Hall, Petal, Mississippi at 7:00 p.m. on Wednesday, July 5, 2017.

SECTION 5. That the Clerk is hereby directed to publish the notice attached as Exhibit B in The Petal News, a newspaper having a general circulation in the City and in which the City is authorized to publish legal notices, one (1) time not less than ten (10) days nor more than twenty (20) days prior to the date set forth in Section 4 hereof.

The above and foregoing Resolution, after having been first reduced to writing, was introduced by Alderman Bullock, seconded by Alderman Stringer, and was adopted by the following vote, to-wit:

Alderman Brad Amacker voted: Aye  
Alderman Craig Bullock voted: Aye  
Alderman David Clayton voted: Aye  
Alderman Tony Ducker voted: Aye  
Alderman William King IV voted: Aye  
Alderman Clint Moore voted: Aye

voted: Aye  
voted: Aye  
voted: Aye  
voted: Aye  
voted: Aye  
voted: Aye

Alderman Steve Stringer voted: Aye

## EXHIBIT A

## TAX INCREMENT FINANCING PLAN



ATTEST:

Melvin Mathis  
CITY CLERK

Hal May  
MAYOR

## EXHIBIT "B"

TAX INCREMENT FINANCING PLAN  
PETAL, MISSISSIPPI  
(YORK/PETAL PROJECT)

## SECTION 1: STATEMENT OF INTENT

The Mayor and Board of Aldermen of the City of Petal, Mississippi (the "Governing Body"), acting for and on behalf of the City of Petal (the "City") is authorized by Sections 21-45-1, et seq., Mississippi Code of 1972, as amended (the "Act"), to undertake redevelopment projects, including, but not limited to, the acquisition of project areas within the City necessary or incidental to the development or redevelopment of such areas, and to install, construct or reconstruct streets, utilities, public improvements, and site improvements essential to the preparation of sites for use in accordance with a redevelopment plan to encourage private redevelopment within the City.

In order to facilitate the development of the City and as required by the Act, the Governing Body heretofore adopted, and from time to time amended, the Tax Increment Financing Redevelopment Plan for the City (the "Redevelopment Plan"). The Governing Body, acting for and on behalf of the City, is also authorized by the Act to issue Tax Increment Financing Bonds to finance redevelopment projects in the City.

## SECTION 2: REDEVELOPMENT PROJECT DESCRIPTION

The Redevelopment Project includes the real property described in **Exhibit "1"**, and as depicted for conceptual purposes only in **Exhibit "2"** (collectively, the "Project Area").

The Redevelopment Project includes acquisition, clearance, reconstruction, rehabilitation of or upon properties within the Project Area for purposes of improving traffic, public transportation, public utilities, recreational, residential, commercial and community facilities and other public improvements in accordance with definite local objectives, and is expected to include installation, construction or reconstruction of streets, utilities, parking facilities and site improvements essential to the preparation of sites for uses in accordance with the Redevelopment Plan and Improvements to encourage private redevelopment in accordance with the Redevelopment Plan (the "Improvements").

York Developments, a Mississippi real estate development company [and their assigns] (the "Developer") is proposing to develop within the TIF District created and existing by virtue of the proposed TIF Plan, a single-phase multi-family residential project on approximately 15 acres featuring 130 market-rate luxury garden dwelling units, five (5) new residential buildings, a new clubhouse with pool, a new sports complex, a new pet park, and a new playground complex, in addition to other improvements, and the Governing Body has been presented with the "Tax Increment Financing Plan, Petal, Mississippi (York/Petal Project)", and hereinafter referred to as the "TIF Plan", a copy of which is attached hereto as **Exhibit "A"** and made a part hereof in its entirety, the purpose of which is to provide a financing mechanism to

construct various improvements related to the Project as described in the TIF Plan and, incident thereto, requests the City to participate, in cooperation with the County, in the construction of the Redevelopment Project (as defined hereinafter) by issuing tax increment limited obligation bonds in principal amount of up to, but not to exceed, \$3,000,000.00 for a term of up to fifteen (15) years (not counting refunding) (the "Bonds"), a portion of the proceeds of which will be used to pay the cost of constructing Improvements (as defined hereinafter) necessary for the Redevelopment Project, and Developer requests the City to pledge the increased ad valorem taxes on real and/or personal property (excluding Petal Public School District, Library of Hattiesburg, Petal and Forrest County, and Municipal Police and Firemen Municipal Retirement System taxes) generated by the Redevelopment Project in the TIF District as described in the TIF Plan as security for payment of the Bonds, said Bonds to be issued in one (1) or more series for terms not to exceed fifteen (15) years.

The Improvements necessary to induce and support the Redevelopment Project include, but are not limited to, clearance essential to the preparation of the Developer's Project area for use in accordance with the Redevelopment Plan; acquisition, clearance, reconstruction, rehabilitation of or upon properties within the Project Area for purposes of improving pedestrian and traditional traffic, public transportation, public utilities, recreational, residential, commercial and community facilities and other public improvements in accordance with definite local objectives, and may include demolition or removal of existing buildings, structures, streets, utilities and other improvements; and the construction, expansion, renovation or repair of utilities, drainage facilities, streets, sidewalks, retaining walls, pedestrian ways and other roadways, parking facilities and improvements; installation, construction or reconstruction of streets, utilities and site improvements essential to the preparation and use of sites for uses in accordance with the Redevelopment Plan, and other improvements to encourage private redevelopment in accordance with the Redevelopment Plan, all located within the Project Area described in **Exhibit "1"**. The Improvements are necessary to induce and support development of the Redevelopment Project and the Tax Increment Financing District.

## SECTION 3: DEVELOPER'S INFORMATION

(a)	Name:	York Developments
(b)	Address:	112 Sheffield Loop, Hattiesburg, MS 39402
(c)	Telephone Number:	601.264.0403
(d)	Facsimile:	888.503.0660
(e)	Tax identification number:	72-1397493
(f)	The Developer's contact for the Redevelopment Project is:	Ronald D. Farris, Esq.
(g)	Telephone Number:	601.354.1458

2

Facsimile: 888.503.0660

## SECTION 4: ECONOMIC DEVELOPMENT IMPACT DESCRIPTION

(a) Job creation: It is estimated that the Redevelopment Project will substantially increase permanent employment opportunities for residents of the City and the County with attendant increases in payroll. It is projected based upon the conceptual plan that there will be in excess of 300 design and construction jobs required to complete design, demolition and construction associated with the Redevelopment Project, and post-construction placement of the Project in service is projected to result in 8 to 11 regular and part time and/or seasonal jobs.

(b) Investment: Total cost of the Redevelopment Project is estimated, based upon property purchase, demolition, site preparation and construction estimates, and FFE budget to be approximately \$14,040,000.

(c) Financial benefits: It is conservatively estimated the Redevelopment Project will result in the creation of estimated additional real property and personal property ad valorem tax revenues accruing annually\* to the City of \$97,318 and the County of \$137,290 and the creation of estimated additional school district taxes accruing annually to the Petal Public School District of approximately \$136,932.

\* Year 1 post-construction; subject to annual depreciation by Tax Assessor for personal property

## SECTION 5: STATEMENT OF THE OBJECTIVES FOR THE TAX INCREMENT FINANCING PLAN

The objective of the York/Petal Project Tax Increment Financing Plan is to construct the Improvements that will induce construction of the Redevelopment Project and foster development of the Redevelopment Area, as same is defined in the Redevelopment Plan.

The Improvements are essential to the preparation of the Project Area for uses in accordance with the Redevelopment Plan and this Tax Increment Financing Plan and public improvements necessary to encourage private redevelopment in accordance with the Redevelopment Plan and this Tax Increment Financing Plan. The Improvements will provide improved public access and recreation, public safety, drainage, water and sewer; help eliminate defective or inadequate street and lot layout; address existing challenges involving obsolete planning, deterioration, age, obsolescence, inadequate provision for open spaces; pedestrian access and density of population; and allow for development of new and revitalized public and private spaces within an established and aging urban area in accordance with modern urban planning practices and overall development and redevelopment goals of the City and County, all within the Tax Increment Financing District (as defined in Section 8 herein below). Certain of the Improvements will be dedicated to the City and available to the general public on a continuous basis and made available to the City and County for such purposes.

(d) The public convenience and necessity require participation by the City and the County and the public interest will be served by such participation by (i) the creation of

approximately 300 design and construction jobs over construction of the Redevelopment Project as presently conceptualized (see **Exhibit "2"**); (ii) the creation upon completion of approximately 8 to 11 full-time/part-time jobs, injecting increased payroll into the economy of the City and County; (iii) the creation, upon full build out of estimated additional real property and personal property ad valorem tax revenues accruing annually\* to the City of \$97,318 and the County of \$137,290 and the creation of estimated additional school district taxes accruing annually to the Petal Public School District of approximately \$136,932.

\* Year 1 post-construction; subject to annual depreciation by Tax Assessor for personal property

## SECTION 6: STATEMENT INDICATING THE NEED OF PROPOSED USE OF THE TAX INCREMENT FINANCING PLAN IN RELATIONSHIP TO THE REDEVELOPMENT PLAN

The need and proposed use of the York/Petal Project Tax Increment Financing Plan would be to provide an economic development incentive for the construction of improvements on derelict land and land in need of redevelopment in the City and the County as described in Sections 2, 3 and 8 herein.

## SECTION 7: STATEMENT CONTAINING THE COST ESTIMATES OF THE REDEVELOPMENT PROJECT AND THE PROJECTED SOURCES OF REVENUE TO BE USED TO MEET THE COSTS INCLUDING ESTIMATES OF TAX INCREMENT AND THE TOTAL AMOUNT OF INDEBTEDNESS TO BE INCURRED

Tax increment financing in the amount not to exceed \$3,000,000.00 is requested to fund all or a part of the Improvements, fund capitalized interest, pay costs of issuance for the Bonds, pay related engineering fees, attorney's fees, TIF Plan preparation fees and other related soft costs.

The Bonds will be issued by the City and will be special obligations of the City secured by the ad valorem tax payments as more fully described in Section 10 herein provided, however, the Bonds will not be secured by ad valorem tax payments for the Petal Public School District, the Library of Hattiesburg, Petal and Forrest County, or the Police and Firemen Municipal Retirement System.

The term of the obligation as to any series of bonds will not exceed fifteen (15) years. The estimated cost of public improvements within the Redevelopment Project, less associated soft costs, is projected to be approximately \$1,537,250. Estimated annual ad valorem tax revenue resulting from the construction of the Redevelopment Project is set forth in Sections 4 and 5 herein. It is requested that the incremental increase in ad valorem tax revenues to the City and the County generated by the Redevelopment Project, as duly pledged, be diverted to the payment of the tax increment debt obligations of the City.

Proceeds of the Bonds may also be used to pay cost of issuance for the Bonds, fund capitalized interest and any reserve deemed advisable in connection with retirement of the

EXHIBIT "B"

Bonds, related engineering fees, attorneys' fees, TIF Plan preparation fees, and other related soft costs.

Certain of the Improvements will be dedicated to the City for use by the general public and/or will be constructed on land, rights of way or easements owned or to be owned by the City made available for such purposes. The City and/or the County may enter into an agreement with the Developer whereby the Developer will agree to acquire, construct, operate and maintain the Redevelopment Project and Improvements included upon land which is part of the Redevelopment Project under this Tax Increment Financing Plan.

Following adoption of this Tax Increment Financing Plan, all of those revenues pledged herein constituting captured assessed value as defined by the TIF Act shall be retained prior to the issuance of TIF Bonds relating to the TIF Plan for purposes of financing the redevelopment project, including the cost of establishing necessary reserves to insure payment of revenue bonds.

The City may enter into a Regional Economic Development Alliance with Forrest County pursuant to the Regional Economic Development Act, Title 57, Chapter 64, Mississippi Code of 1972, as amended (the "REDA Act"), to support the Redevelopment Project and to allow proceeds of the Bonds to be used to pay the cost of certain of the Improvements and costs associated with REDA certification and to provide additional security for the Bonds; said Bonds may be issued in one (1) or more series.

**SECTION 8: LIST OF ALL REAL PROPERTY TO BE INCLUDED IN THE TAX INCREMENT FINANCING PLAN (the "Tax Increment Finance District")**

The Redevelopment Project will be constructed on the Project Area described in Exhibit "1" attached hereto.

**SECTION 9: DURATION OF THE TAX INCREMENT FINANCING PLAN'S EXISTENCE**

The duration of the Tax Increment Financing Plan for the Redevelopment Project is for a period not to exceed fifteen (15) years from the date of the last issue of TIF Bonds pursuant to the Redevelopment Plan, or any refunding or restructure of the TIF Bonds.

**SECTION 10: STATEMENT OF THE ESTIMATED IMPACT OF THE TAX INCREMENT FINANCING PLAN UPON THE REVENUES OF ALL TAX JURISDICTIONS IN WHICH THE REDEVELOPMENT PROJECT IS LOCATED**

The estimates of tax increment revenue (excluding Petal Public School District, Library of Hattiesburg, Petal and Forrest County, and Police and Firemen Municipal Retirement System taxes) resulting from the construction of the Redevelopment Project are set forth in Sections 4 and 5 herein, in addition, the Redevelopment Project is projected to result in the creation of

estimated additional school district taxes accruing annually to the Petal Public School District of approximately \$136,932, in addition to amounts generated by subsequent phases.

**SECTION 11: STATEMENT REQUIRING THAT A SEPARATE FUND BE ESTABLISHED TO RECEIVE AD VALOREM TAXES AND THE PROVISIONS OF ANY OTHER FINANCIAL DISCLOSURE**

In accordance with Mississippi Law, a separate fund will be established to receive ad valorem taxes and the City and/or County will make provision for all financial disclosure required by law.

**SECTION 12: THE GOVERNING BODY SHALL BY RESOLUTION FROM TIME TO TIME DETERMINE**

- (a) the division of ad valorem tax receipts, if any, that may be used to pay for the cost of all or any part of a redevelopment project;
- (b) the duration of time in which such taxes may be used for such purposes;
- (c) the City shall issue bonds for such redevelopment project; and
- (d) such other restrictions, rules and regulations as in the sole discretion as in the governing body of the City or the County shall be necessary in order to promote and protect the public interest.

5

6

**EXHIBIT 1**

Legal Description  
for  
YORK/PETAL  
TIF PARCEL

[TO BE INSERTED]

York-Petal TIF

LEGAL DESCRIPTION  
(REVISED 6/28/17)

A parcel of land being located in the Southeast 1/4 of the Northeast 1/4 of Section 31, Township 5 North, Range 12 West, Forrest County, Mississippi, having bearings based upon Grid North as referenced from Mississippi State Plane Coordinates, East Zone, having a Convergence Angle of -00 degrees 12 minutes 29.09 seconds, a Combined Factor of 0.9999643378 referenced from the POINT OF BEGINNING and being more particularly described as follows:

Commences at a 1" Metal pipe marking the Southeast corner of the Southeast 1/4 of the Northeast 1/4 of section 31, Township 5 North, Range 12 West, Forrest County, Mississippi; thence run West for 888.54 feet; thence run North for 255.38 feet to a Iron Pin Set on the East right of way of Byrd Parkway to and for the POINT OF BEGINNING; thence run along the East right of way of Byrd Parkway for the following calls; thence run 106.15 feet along a curve to the left to a Iron Pin Set, said curve having a radius of 560.00 feet, a chord bearing of North 01 degrees 16 minutes 57 seconds East and a chord length of 105.99 feet; thence run South 85 degrees 51 minutes 08 seconds West for 5.00 feet to a Iron Pin Set; thence run 432.79 feet along a curve to the left to a Iron Pin Set, said curve having a radius of 555.00 feet, a chord bearing of North 26 degrees 29 minutes 16 seconds West and a chord length of 421.91 feet; thence run North 45 degrees 49 minutes 40 seconds West for 177.68 feet to a Iron Pin Set; thence leaving said East right of way of Byrd Parkway, run North 45 degrees 21 minutes 21 seconds East for 101.87 feet to a Iron Pin Set; thence run 84.50 feet along a curve to the right to a Iron Pin Set; said curve having a radius of 400.00 feet, a chord bearing of North 51 degrees 24 minutes 28 seconds East and a chord length of 84.34 feet; thence run 84.50 feet along a curve to the right to a Iron Pin Set, said curve having a radius of 400.00 feet, a chord bearing of North 53 degrees 30 minutes 42 seconds East and a chord length of 84.34 feet; thence run North 69 degrees 33 minutes 49 seconds East for 241.14 feet to a Iron Pin Set; thence run 222.87 feet along a curve to the right to a Iron Pin Set; said curve having a radius of 350.00 feet, a chord bearing of North 87 degrees 48 minutes 21 seconds East and a chord length of 219.13 feet; thence run 222.87 feet along a curve to the right to a Iron Pin Set, said curve having a radius of 350.00 feet, a chord bearing of South 55 degrees 42 minutes 34 seconds East and a chord length of 219.13 feet; thence run South 34 degrees 00 minutes 58 seconds East for 335.04 feet to a Iron Pin Set; thence run 208.84 feet along a curve to the right to a Iron Pin Set, said curve having a radius of 525.00 feet, a chord bearing of South 22 degrees 37 minutes 13 seconds East and a chord length of 207.46 feet; thence run 208.84 feet along a curve to the right to a Iron Pin Set, said curve having a radius of 525.00 feet, a chord bearing of South 00 degrees 10 minutes 16 seconds West and a chord length of 207.46 feet; thence run South 11 degrees 34 minutes 01 seconds West for 120.93 feet to a Iron Pin Set; thence run North 85 degrees 09 minutes 36 seconds West for 760.25 feet to a Iron Pin Set back to the POINT OF BEGINNING. Said parcel contains 15.87 acres, more or less.

7

EXHIBIT "B"

EXHIBIT 2

NON-BINDING CONCEPTUAL SITE PLAN  
for  
YORK/PETAL  
TIF PARCEL

[TO BE INSERTED]

8

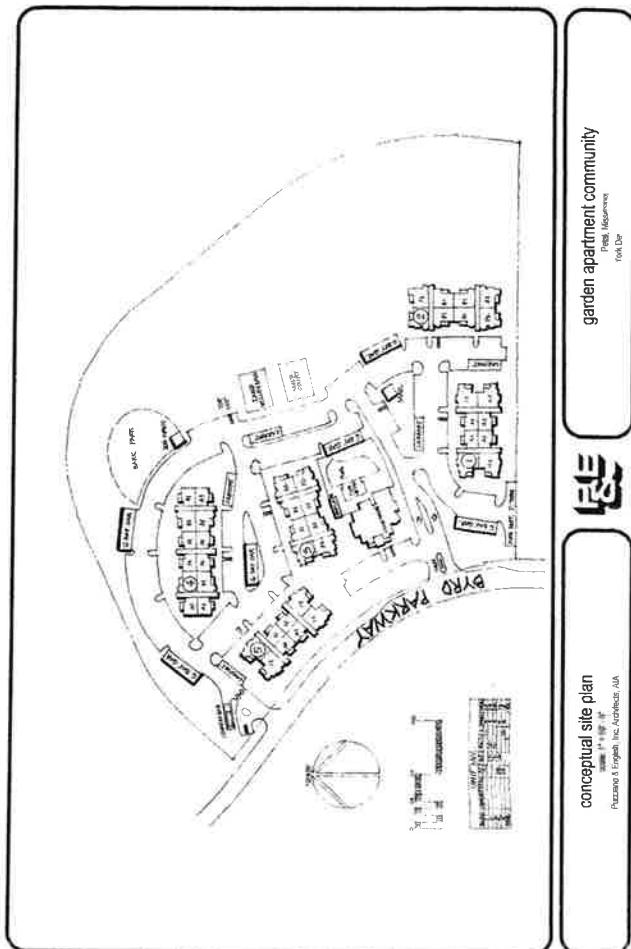


EXHIBIT B  
LEGAL NOTICE

NOTICE OF PUBLIC HEARING  
TAX INCREMENT FINANCING PLAN  
PETAL COUNTY, MISSISSIPPI  
(YORK/PETAL PROJECT)

Notice is hereby given that the Mayor and Board of Aldermen of Petal, Mississippi (the "Governing Body" of the "City"), will hold a public hearing at 7:00 p.m. on Wednesday, July 5, 2017 in the Board Meeting Room on the first floor of the City of Petal City Hall, Petal, Mississippi, on a proposed Tax Increment Financing Plan, Petal, Mississippi (York/Petal Project) (the "TIF Plan") presented for consideration by the Governing Body and requesting that the TIF Plan be approved in compliance with the Tax Increment Financing Redevelopment Plan for the City and, further, to designate the project described in the Tax Increment Financing Plan as appropriate for development and tax increment financing.

The general scope of the TIF Plan is a request on the part of developers of the York/Petal Project, for the City to participate in issuance by the City in one (1) or multiple series, Tax Increment Limited Obligation Bonds (the "Bonds") in an aggregate amount not to exceed \$3,000,000 in order to provide funds necessary to facilitate various improvements in connection with a single-phase multi-family residential project proposed to be located on property within the City, which public Bonds will be secured by a pledge of a portion of the ad valorem tax revenues generated by the Project. Proceeds of the Bonds may also be used to pay issuance costs, engineering fees, attorney's fees, TIF Plan preparation fees, capitalized interest and other related soft costs.

The City will cooperate with Forrest County, which may enter into an inter-local cooperation agreement with the City relating thereto. Construction of the Project and Improvements and payment of the Bonds will be paid as set forth in the TIF Plan and will not require an increase in ad valorem taxes within the City. These Bonds shall never constitute an indebtedness of the City within the meaning of any state constitutional or statutory limitation and shall never constitute or give rise to a pecuniary liability or charge against the general credit or taxing powers of the City other than from the sources set forth in the TIF Plan.

A copy of the TIF Plan is available for examination in the office of the City Clerk, located in Petal, Mississippi.

Witness my signature and seal this the 20<sup>th</sup> day of June, 2017.

/s/ Hal Marx, Mayor

PUBLISH: \_\_\_\_\_, 2017

EXHIBIT "C"

This is to certify that I have checked the tabulation of the bids received by the City of Petal on June 8, 2017, and that said tabulation is true and correct to the best of my belief.

John T. Weeks, P.F.

APPROVED

JUN 20 2017

June 8, 2016

City of Petal  
PO Box 564  
Petal, MS 39065-0564

Attn: Mayor Hal Marx

RE: 500,000 GALLON STANDPIPE REPAIRS  
PETAL, MISSISSIPPI

Dear Mr. Mayor:

I have certified the enclosed bid tabulation that represents all bids that were received and opened at 10:00 a.m. on June 8, 2017 for the above referenced project.

I am recommending the lowest bidder, Diamond Enterprise, Inc. of Gloster, MS in the bid amount of One Hundred and Fifty-Seven Thousand, Five Hundred Dollars and Zero Cents (\$157,500.00).

Enclosed is a copy of the original bid from Diamond Enterprise, Inc. and the original bids from all other bidders.

Should you have any questions and/or comments, please, do not hesitate to contact me.

Sincerely,  
  
Louis A. Thomas, E.I.  
P. A. M.

4

Enclosure

**CITY OF PETAL**  
**MINUTE BOOK 35**

**EXHIBIT "D"**

**APPROVED**

JUN 20 2017

**SDW**

Engineering Progress

June 8, 2016

City of Petal  
PO Box 564  
Petal, MS 39065-056

Attn: Mayor Hal Marx

RE: RIVER PARK WALKING TRAIL  
PETAL, MISSISSIPPI

Dear Mr. Mayor:

I have certified the enclosed bid tabulation that represents all bids that were received and opened at 10:00 a.m. on June 8, 2017 for the above referenced project.

I am recommending the lowest bidder, Walker Construction, LLC. of Wiggins, MS in the bid amount of One Hundred and Nineteen Thousand, Seven Hundred and Fifteen Dollars and Zero Cents, (\$119,715.00).

Enclosed is a copy of the original bid from Walker Construction, LLC. and the original bids from all other bidders.

Should you have any questions and/or comments, please, do not hesitate to contact me.

Sincerely,

  
Louis A. Thomas, E.I.  
Project Manager

/aa

Enclosures

301 Second Ave. | Hattiesburg, MS 39401 | (601) 544.1821 | (601) 544.0501 | [sd-w.com](http://sd-w.com)  
G:\PROJECTS\Petal City\1140-River Park Walking Trail\Spreads\1140\_Rpt\_1a.doc

BID TAB				June 8, 2017	
Project: River Park Walking Trail				Walker Construction LLC	
Project No: 1140				344 Hwy 13 Wiggins, MS 39577	
<b>BASE BID</b>					
Item No.	Item Description	Quantity	Unit	Unit Price	Amount
1	CLEARING AND GRUBBING	1	LS	\$10,000.00	\$10,000.00
2	TEMPORARY SPLIT FENCE	116	LF	\$2,212.00	\$2,212.00
3	20' WATTLES	470	LF	\$4,000.00	\$16,000.00
4	PERMANENT GRASSING	163	ACRE	\$1,000.00	\$163,000.00
5	PERMANENT BULLARD	1	EA	\$400.00	\$400.00
6	HANDICAP SIGN	2	EA	\$500.00	\$1,000.00
7	BTP SIGN	1	EA	\$500.00	\$500.00
8	BICYCLE REPAIR STATION	1	EA	\$2,000.00	\$2,000.00
9	BUCKET TRAILER	4	EA	\$600.00	\$2,400.00
10	PRECAST CONCRETE WHEEL CHOCKS	25	EA	\$100.00	\$2,500.00
11	UNCLASSIFIED EXCAVATION, FM, AM	187	CY	\$3,00	\$561.00
12	BORROW EXCAVATION, CLASS B9, LY/M, AM	52	CY	\$35.00	\$1,820.00
13	18" REINFORCED CONCRETE FLARED END SECTION	6	EA	\$500.00	\$3,000.00
14	18" REINFORCED CONCRETE PIPE	121	LF	\$10.00	\$1,210.00
15	15" REINFORCED CONCRETE FLARED END SECTION	8	EA	\$450.00	\$3,600.00
16	15" REINFORCED CONCRETE PIPE	116	LF	\$18.00	\$2,188.00
17	CRUSHED STONE BASE, SIZE 6/0	140	TON	\$54.00	\$6,156.00
18	3000 PSI CONCRETE	146	SY	\$124.00	\$18,104.00
<b>Bid Total:</b>				\$119,715.00	\$120,466.95
					\$161,734.50 *
					\$154,469.89 *

This is to certify that I have checked the tabulation of the bids received by the City of Petal on June 8th, 2017, and that said tabulation is true and correct to the best of my belief.

  
John F. Weeks, P.E.

ORDINANCE NUMBER 1979 (42-A406)

AN ORDINANCE CHANGING AND AMENDING THE COMPREHENSIVE ZONING  
ORDINANCE NO. 1979 (42) OF THE CITY OF PETAL, MISSISSIPPI, AS AMENDED BY  
ORDINANCE NUMBERS 1979 (42-1) THROUGH 1979 (42-A405) SO AS TO CHANGE THE  
ZONING CLASSIFICATION OF PROPERTY LOCATED AT 608 OLD RICHTON ROAD EXHIBIT "E"  
FROM R-1 (LOW DENSITY RESIDENTIAL) TO  
C-2 (GENERAL COMMERCIAL DISTRICT)

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL,  
MISSISSIPPI:

SECTION 1. That the Comprehensive Zoning District Map, adopted as part of the Comprehensive Zoning Ordinance Number 1979 (42) of the City of Petal, Mississippi, as amended by Ordinance Numbers 1979 (42-1) through 1979 (42-A405) and the same is hereby changed and amended as per petition filed in connection therewith so that the land described as listed below. Change of current zoning from R-1 (Low Density Residential) to C-2 (General Commercial District).

Said land being more particularly described as follows, to wit:

LOT 9 LESS 100' & ALL OF LOT 11 BLK 2 OF THE OR MOZINGO S/D, PARCEL #3-0221-36-116.00 AN COM SWC SW1/4 NE1/4 E 782FT N 46 DEG 30 MIN E 401.7FT FOR BEG N 42 DEG W 63FT W 182FT N 42 DEG 30 MIN E 297FT CONT E 200FT S 50 DEG E 150FT S 47 DEG W 92.8FT S 43 DEG 30MIN E 200FT S 46 DEG 50 MIN W ALG RD 237.7FT TO BEG, PARCEL #3-0221-36-117.00 FORREST COUNTY, MS

as per map or plat thereof on file in the office of the Chancery Clerk of Forrest County, Mississippi, is hereby classified and placed in the C-2 (General Commercial District) zoning.

SECTION 2. Except as hereby expressly changed and amended, the aforesaid Comprehensive Zoning Ordinance No. 1979 (42) of the City of Petal, Mississippi, as amended by Ordinance Numbers 1979 (42-1) through 1979 (42-A405) shall be and remain in full force and form as adopted on June 20, 2017.

SECTION 3. That this Ordinance shall take effect and be in full force within thirty (30) days from and after its passage as provided by law. The foregoing Ordinance having been reduced to writing, the same was introduced and read, and a vote was taken thereon, first section by section and then upon the Ordinance as a whole with the following results:

Those present and voting "AYE" and in favor of the passage, adoption and approval of Sections 1, 2 and 3 of the foregoing Ordinance:

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

Those present and voting "NAY" or against the adoption of any section of the foregoing Ordinance:

NONE

Those present and voting "AYE" and in favor of the adoption of the foregoing Ordinance as a whole:

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE

ALDERMAN STEVE STRINGER

Those present and voting "NAY" or against the adoption of the foregoing Ordinance as a whole:

NONE

WHEREUPON, the foregoing Ordinance be, and the same is hereby passed, adopted and approved on this the 20<sup>th</sup> day of June 2017.



*Hal Marx*  
HAL MARX, MAYOR

*Melissa Martin*  
MELISSA MARTIN, CITY CLERK

PUBLISH ONE TIME: JUNE 29, 2017.

ORDINANCE NUMBER 1979 (42-A407)

**AN ORDINANCE CHANGING AND AMENDING THE COMPREHENSIVE ZONING  
ORDINANCE NO. 1979 (42) OF THE CITY OF PETAL, MISSISSIPPI, AS AMENDED BY  
ORDINANCE NUMBERS 1979 (42-1) THROUGH 1979 (42-A406) SO AS TO CHANGE THE  
ZONING CLASSIFICATION OF PROPERTY LOCATED ON BYRD BOULEVARD FROM  
C-2 (GENERAL COMMERCIAL DISTRICT) TO R-4 (HIGH DENSITY RESIDENTIAL)**

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL,

MISSISSIPPI:

**SECTION 1.** That the Comprehensive Zoning District Map, adopted as part of the Comprehensive Zoning Ordinance Number 1979 (42) of the City of Petal, Mississippi, as amended by Ordinance Numbers 1979 (42-1) through 1979 (42-A405) and the same is hereby changed and amended as per petition filed in connection therewith so that the land described as listed below. Change of current zoning from C-2 (General Commercial District) to R-4 (High Density Residential).

Said land being more particularly described as follows, to wit:

Commence at a 1" Metal pipe marking the Southeast corner of the Southeast 1/4 of the Northeast 1/4 of section 31, Township 5 North, Range 12 West, Forrest County, Mississippi; thence run West for 884.92 feet; thence run North for 305.25 feet to an Iron Pin Set on the East right of way of Byrd Parkway to and for the POINT OF BEGINNING; thence run along the East right of way of Byrd Parkway for the following calls: thence run 56.13 feet along a curve to the left to an Iron Pin Set, said curve having a radius of 560.00 feet, a chord bearing of North 01 degrees 16 minutes 35 seconds West and a chord length of 56.11 feet; thence run South 85 degrees 51 minutes 08 seconds West for 5.00 feet to an Iron Pin Set; thence run 432.79 feet along a curve to the left to an Iron Pin Set, said curve having a radius of 555.00 feet, a chord bearing of North 26 degrees 29 minutes 16 seconds West and a chord length of 421.91 feet; thence run North 48 degrees 49 minutes 40 seconds West for 177.68 feet to an Iron Pin Set; thence leaving said East right of way of Byrd Parkway, run North 45 degrees 21 minutes 21 seconds East for 101.67 feet to an Iron Pin Set; thence run 84.50 feet along a curve to the right to an Iron Pin Set, said curve having a radius of 400.00 feet, a chord bearing of North 51 degrees 24 minutes 28 seconds East and a chord length of 84.34 feet; thence run 84.50 feet along a curve to the right to an Iron Pin Set, said curve having a radius of 400.00 feet, a chord bearing of North 63 degrees 30 minutes 42 seconds East and a chord length of 84.34 feet; thence run North 69 degrees 33 minutes 49 seconds East for 241.14 feet to an Iron Pin Set; thence run 222.87 feet along a curve to the right to an Iron Pin Set, said curve having a radius of 350.00 feet, a chord bearing of North 87 degrees 48 minutes 21 seconds East and a chord length of 219.13 feet; thence run 222.87 feet along a curve to the right to an Iron Pin Set, said curve having a radius of 350.00 feet, a chord bearing of South 55 degrees 42 minutes 34 seconds East and a chord length of 219.13 feet; thence run South 34 degrees 00 minutes 58 seconds East for 335.04 feet to an Iron Pin Set; thence run 208.84 feet along a curve to the right to an Iron Pin Set, said curve having a radius of 525.00 feet, a chord bearing of South 22 degrees 37 minutes 13 seconds East and a chord length of 207.46 feet; thence run 208.84 feet along a curve to the right to an Iron Pin Set, said curve having a radius of 525.00 feet, a chord bearing of South 00 degrees 10 minutes 16 seconds West and a chord length of 207.46 feet; thence run South 11 degrees 34 minutes 01 seconds West for 70.59 feet to an Iron Pin Set; thence run North 85 degrees 09 minutes 36 seconds West for 766.75 feet to an Iron Pin Set back to the POINT OF BEGINNING. Said parcel contains 15.00 acres, more or less.

as per map or plat thereof on file in the office of the Chancery Clerk of Forrest County, Mississippi, is hereby classified and placed in the R-4 (High Density Residential) zoning.

**SECTION 2.** Except as hereby expressly changed and amended, the aforesaid Comprehensive Zoning Ordinance No. 1979 (42) of the City of Petal, Mississippi, as amended by Ordinance Numbers 1979 (42-1) through 1979 (42-A406) shall be and remain in full force and form as adopted on June 20, 2017.

**SECTION 3.** That this Ordinance shall take effect and be in full force within thirty (30) days from and after its passage as provided by law. The foregoing Ordinance having been reduced to writing, the same was introduced and read, and a vote was taken thereon, first section by section and then upon the Ordinance as a whole with the following results:

Those present and voting "AYE" and in favor of the passage, adoption and approval of Sections 1, 2 and 3 of the foregoing Ordinance:

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

Those present and voting "NAY" or against the adoption of any section of the foregoing Ordinance:

NONE

Those present and voting "AYE" and in favor of the adoption of the foregoing Ordinance as a whole:

ALDERMAN BRAD AMACKER  
ALDERMAN CRAIG BULLOCK  
ALDERMAN DAVID CLAYTON  
ALDERMAN WILLIAM KING  
ALDERMAN CLINT MOORE  
ALDERMAN STEVE STRINGER

Those present and voting "NAY" or against the adoption of the foregoing Ordinance as a whole:

NONE

WHEREUPON, the foregoing Ordinance be, and the same is hereby passed, adopted and approved on this the 20<sup>th</sup> day of June 2017.

  
HAL MARX, MAYOR



  
MELISSA MARTIN, CITY CLERK