

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 DECEMBER 2, 2014 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
 TONY DUCKER
 WILLIAM KING
 CLINT MOORE
 STEVE STRINGER

OTHERS VALERIE WILSON
 AND MANY OTHERS

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

THE INVOCATION WAS OFFERED BY TONY DUCKER

THE PLEDGE OF ALLEGIANCE WAS RECITED.

WHEREAS, MAYOR MARX PRESENTED THE AGENDA WITH THE FOLLOWING AMENDMENTS

GENERAL BUSINESS

REQUEST TO APPROVE PAVING OF PHEASANT RIDGE IN THE AUTUMN RIDGE SUBDIVISION OU OF THE STREET BOND FUND AT A COST OF APPROXIMATELY \$20,000.00.

REQUEST TO APPROVE THE MASTER PLAN FOR THE PETAL RIVER PARK.

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
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 NOVEMBER 18, 2014

THEREUPON, ALDERMAN KING MADE A MOTION TO APPROVE THE MINUTES OF THE REGULAR MEETING OF NOVEMBER 18, 2014 AS WRITTEN. ALDERMAN AMACKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX CALLED FOR PUBLIC COMMENT.

THEREUPON, CAROLYN LOTT ADDRESSED THE BOARD REGARDING A 45 DAY PENALTY BILLED TO HER WATER ACCOUNT. MS. LOTT REQUESTED THAT THE BOARD WAIVE THIS PENALTY.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ADJUST MS. LOTT'S WATER ACCOUNT TO WAIVE THE 45 DAY PENALTY IN THE AMOUNT OF \$75.00. ALDERMAN AMACKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, JERRY & WANDA MURPHY OF 518 YELLOW PINE DR ADDRESSED THE BOARD REGARDING TREES THAT HAVE BEEN CUT DOWN AND LEFT BESIDE THE ROAD AT THEIR NEIGHBOR'S HOUSE.

THEREUPON, MAYOR MARX ADVISED THE BOARD THAT WASTE PRO COULD NOT PICK UP THE TREES BECAUSE OF THEIR SIZE, SO THE STREET DEPT WENT TO CUT THE TREES IN SMALLER PIECES FOR WASTE PRO AND FOUND AT THAT TIME THAT THE HOMEOWNERS HAD ALSO PLACED METAL AND OTHER DEBRIS IN THE PILES OF TREES. THE HOMEOWNERS HAVE BEEN ADVISED THAT THEY ARE RESPONSIBLE FOR DISPOSING OF THE TREES, BUT NOTHING HAS BEEN DONE. MAYOR MARX ASKED FOR THE BOARD'S WISHES ON HOW TO HANDLE THIS CLEAN UP

THEREUPON, ALDERMAN STRINGER MADE A MOTION THAT THE BOARD DECLARE AN EMERGENCY SITUATION DUE TO DEBRIS BEING IN AND NEAR THE ROADWAY AND ADOPT A RESOLUTION FOR THE CITY TO CLEAN THE PROPERTY AND ASSESS THE COST TO THE HOMEOWNER. ALDERMAN AMACKER SECONDED THE MOTION.

EXHIBIT "A"

RESOLUTION

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, RON MARTIN ADDRESSED THE BOARD WITH WISHES TO USE HINTON PARK TO SHOW MOVIES IN THE PARK AT NIGHT.

THEREUPON, MAYOR MARX SUGGESTED THAT MR MARTIN PRESENT A FORMAL PROPOSAL TO THE BOARD FOR ACCEPTANCE AT THE NEXT MEETING.

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO DISPOSE OF ONE DAK-TECH COMPUTER IN THE POLICE DEPT

THEREUPON, ALDERMAN KING MADE A MOTION TO AUTHORIZE THE DISPOSAL OF ONE DAK-TECH COMPUTER, SN: 070124001, IN THE POLICE DEPT. ALDERMAN MOORE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO ACCEPT THE CONTRACT WITH AMERICAN MUNICIPAL SERVICES FOR COLLECTION OF OLD FINES.

EXHIBIT "B"

CONTRACT

THEREUPON, ALDERMAN KING MADE A MOTION TO ACCEPT THE CONTRACT WITH AMERICAN MUNICIPAL SERVICES FOR COLLECTION OF OLD FINES. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST FOR ADJUSTMENT TO WATER SERVICES BILLED TO 108 E 7TH AVE

THEREUPON, ALDERMAN KING NOTED EVIDENCE OF A REPAIRED LEAK AND MADE A MOTION TO AUTHORIZE AN ADJUSTMENT IN THE AMOUNT OF \$73.50 TO WATER SERVICES BILLED TO 108 E 7TH AVE. ALDERMAN MOORE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO CLOSE THE \$5.0 CONSTRUCTION FUND BANK ACCOUNT AND TRANSFER THE BALANCE TO THE GENERAL FUND.

THEREUPON, ALDERMAN KING MADE A MOTION TO AUTHORIZE THE CITY CLERK TO CLOSE THE \$5.0 CONSTRUCTION FUND BANK ACCOUNT AND TRANSFER THE BALANCE TO THE GENERAL FUND. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO CLOSE THE \$8.5 CONSTRUCTION FUND BANK ACCOUNT AND TRANSFER THE BALANCE TO THE WATER & SEWER FUND.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE THE CITY CLERK TO CLOSE THE \$8.5 CONSTRUCTION FUND BANK ACCOUNT AND TRANSFER THE BALANCE THE WATER & SEWER FUND. ALDERMAN AMACKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO ACCEPT THE LEASE AGREEMENT WITH FANTAZIA CIRCUS FOR USE OF THE CIVIC CENTER ON MARCH 31, 2015.

EXHIBIT "C"

LEASE AGREEMENT

THEREUPON, ALDERMAN KING MADE A MOTION TO ACCEPT THE LEASE AGREEMENT WITH FANTAZIA CIRCUS FOR USE OF THE CIVIC CENTER ON MARCH 31, 2015. ALDERMAN AMACKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO PAY ESTIMATE #9 TO FAIRLEY CONSTRUCTION FOR BYRD BLVD EXTENSION

THEREUPON, ALDERMAN KING MADE A MOTION TO AUTHORIZE THE CITY CLERK TO PAY ESTIMATE #9 IN THE AMOUNT OF \$596,171.73 TO FAIRLEY CONSTRUCTION FOR BYRD BLVD EXTENSION. ALDERMAN AMACKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO DISPOSE OF TWO BENCHES AT THE CIVIC CENTER.

THEREUPON, ALDERMAN KING MADE A MOTION TO AUTHORIZE THE DISPOSAL OF TWO BENCHES AT THE CIVIC CENTER. ALDERMAN MOORE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO PAY REGIONS INVOICE IN THE AMOUNT OF \$119,237.20 FOR INTEREST ON THE SPECIAL OBLIGATION BOND SERIES 2007.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE THE CITY CLERK TO PAY REGIONS INVOICE IN THE AMOUNT OF \$119,237.20 FOR INTEREST ON THE SPECIAL OBLIGATION BOND SERIES 2007. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO SET A SPECIAL EXCEPTION HEARING DATE FOR PROPERTY LOCATED ON CARTERVILLE RD

THEREUPON, ALDERMAN KING MADE A MOTION TO SET A SPECIAL EXCEPTION HEARING DATE OF JANUARY 13, 2015 AT 6:00 P.M. FOR PROPERTY LOCATED ON CARTERVILLE RD. ALDERMAN AMACKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING PROOFS OF PUBLICATION

- PUBLIC NOTICE – CONDITIONAL USE HEARING
- ORDINANCE 2007 (4-2)

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
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 OCTOBER 2014.

THEREUPON, ALDERMAN KING MADE A MOTION TO ACCEPT THE REVENUE & EXPENDITURES REPORT FOR THE MONTH OF OCTOBER 2014. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE DOCKET OF CLAIMS FOR THE MONTH OF NOVEMBER 2014.

THEREUPON, ALDERMAN AMACKER MADE A MOTION TO AUTHORIZE THE CITY CLERK TO PAY THE DOCKET OF CLAIMS FOR THE MONTH OF NOVEMBER 2014. ALDERMAN KING SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO ADD THE PHEASANT RIDGE IN THE AUTUMN RIDGE SUBDIVISION TO THE 2014 STREET OVERLAY.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE THE ADDITION OF PHEASANT RIDGE IN THE AUTUMN RIDGE SUBDIVISION TO THE 2014 STREET OVERLAY AT A COST OF APPROXIMATELY \$20,000.00. ALDERMAN KING SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX CALLED ON VALERIE WILSON TO ADDRESS THE BOARD REGARDING THE PETAL RIVER PARK.

EXHIBIT "D"

PETAL RIVER PARK

THEREUPON, VALERIE WILSON PRESENTED THE BOARD WITH A MASTER PLAN FOR PETAL RIVER PARK.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ACCEPT THE MASTER PLAN FOR PETAL RIVER PARK. ALDERMAN AMACKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO ATTEND THE GOVERNOR'S AWARD FOR EXCELLENCE IN EXPORTING LUNCHEON ON DEC 3, 2014 IN JACKSON, MS

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE MILEAGE REIMBURSEMENT TO THE MAYOR FOR ATTENDING THE GOVERNOR'S AWARD FOR EXCELLENCE IN EXPORTING LUNCHEON IN JACKSON, MS ON DEC 3, 2014. ALDERMAN KING SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING ORDER HIRING MICHAEL TREST IN THE POLICE DEPT

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF PETAL DEEM IT NECESSARY TO HIRE
A FULL TIME POLICE OFFICER

IT IS HEREBY ORDERED THAT MICHAEL TREST
BE HIRED AS FULL TIME 1ST CLASS PATROL
AT A RATE OF \$15.2366 PER HOUR

EFFECTIVE DECEMBER 3, 2014

SO ORDERED THIS THE 2ND DAY OF DECEMBER 2014

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOREGOING ORDER. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING ORDER HIRING ADAM WOODARD PART TIME IN THE POLICE DEPT

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL DEEM IT NECESSARY TO HIRE A PART TIME POLICE OFFICER

IT IS HEREBY ORDERED THAT ADAM WOODARD BE HIRED PART TIME IN THE POLICE DEPT AT A RATE OF \$11.00 PER HOUR EFFECTIVE DECEMBER 3, 2014.

SO ORDERED THIS THE 2ND DAY OF DECEMBER 2014

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING ORDERS CHANGING DETECTIVES FROM 84 HOUR PAY PERIODS TO 80 HOUR PAY PERIODS.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL DEEM IT NECESSARY TO CHANGE THE WORK SCHEDULE FOR DETECTIVES

IT IS HEREBY ORDERED THAT KEN BULLOCK BE MOVED FROM AN 84-HOUR PAY PERIOD TO AN 80-HOUR PAY PERIOD AT A RATE OF \$16.83 PER HOUR EFFECTIVE DECEMBER 10, 2014

SO ORDERED THIS THE 2ND DAY OF DECEMBER 2014

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL DEEM IT NECESSARY TO CHANGE THE WORK SCHEDULE FOR DETECTIVES

IT IS HEREBY ORDERED THAT MICHAEL STEVENS BE MOVED FROM AN 84-HOUR PAY PERIOD TO AN 80-HOUR PAY PERIOD AT A RATE OF \$16.83 PER HOUR EFFECTIVE DECEMBER 10, 2014

SO ORDERED THIS THE 2ND DAY OF DECEMBER 2014

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF PETAL DEEM IT NECESSARY TO
CHANGE THE WORK SCHEDULE FOR DETECTIVES

IT IS HEREBY ORDERED THAT CRAIG LOCKE BE
MOVED FROM AN 84-HOUR PAY PERIOD TO AN
80-HOUR PAY PERIOD AT A RATE OF \$17.79 PER
HOUR EFFECTIVE DECEMBER 10, 2014

SO ORDERED THIS THE 2ND DAY OF DECEMBER 2014

THEREUPON, ALDERMAN AMAKER MADE A MOTION TO ADOPT THE FOREGOING ORDERS. ALDERMAN
STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO CLEAR THE ROOM TO SEE THE NEED FOR EXECUTIVE
SESSION.

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

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

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

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

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

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

NO OFFICIAL ACTION WAS TAKEN DURING EXECUTIVE SESSION.

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO AUTHORIZE TOM TYNER TO CONTINUE NEGOTIATIONS WITH WILLIAM HUSSEY TO RESOLVE ISSUES BETWEEN THE CITY OF PETAL AND BRANDY'S HOPE

THEREUPON, ALDERMAN AMACKER MADE A MOTION TO AUTHORIZE TOM TYNER TO CONTINUE NEGOTIATIONS WITH WILLIAM HUSSEY TO RESOLVE ISSUES BETWEEN THE CITY OF PETAL AND BRANDY'S HOPE. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO SPONSOR THE CHILDREN'S TASK FORCE 5K RUN WITH A \$500.00 ADVERTISEMENT.

THEREUPON, ALDERMAN KING MADE A MOTION TO AUTHORIZE THE PURCHASE OF AN ADVERTISEMENT WITH THE PETAL CHILDREN'S TASK FORCE 5K RUN WITH A \$500.00 ADVERTISEMENT. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN BRAD AMACKER
ALDERMAN CRAIG BULLOCK
ALDERMAN DAVID CLATYON
ALDERMAN TONY DUCKER
ALDERMAN WILLIAM KING
ALDERMAN CLINT MOORE
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO ADJOURN THE REGULAR MEETING. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

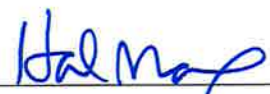
THERE BEING NO FURTHER BUSINESS, THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI WAS ADJOURNED ON DECEMBER 2, 2014.



SEAL

ATTEST


MELISSA MARTIN, CITY CLERK



MAYOR HAL MARX

EXHIBIT "A"

EXHIBIT "B"



American Municipal Services
Corporate Office
3724 Old Denton Road
Carrollton, Texas 75007
Ph: 888.290.5660
Fax: 469.568.1119
Web: www.amsfd.us



American Municipal Services
Corporate Office
3724 Old Denton Road
Carrollton, TX 75007
Phone: 888-290-5660
Fax: 469-568-1119
Web: www.amsfd.us

December 9, 2014

City of Petal
Attn: Michelle Strebek
PO Box 564
Petal, MS 39465

Re: Collection Agreement with Petal MS

Dear Ms. Strebek

Please find enclosed the fully executed collection agreement between AMS and Petal Mississippi.

Deborah will be in touch shortly to go over specifics of how the county would like to process invoices and money as well as obtain primary contacts. Then our Client Services team will reach out to those individuals to assist them in the processes. Should you have any questions or concerns please contact Deborah at 604-606-0855 or me at 469-568-1149. Have a successful day.

Regards,

Tammy Taylor
Operations Manager
tammy.taylor@amsfd.us

COLLECTION AGREEMENT

The City of Petal, Mississippi hereinafter referred to as "Municipality" desires to utilize the services of American Municipal Services, ("AMS"), to perform collection services for the Municipality, and American Municipal Services desires to undertake such collection services. Accordingly, the parties agree that their relationship be governed by the terms of this Collection Agreement.

The Municipality agrees to periodically refer to AMS citations, fees, fines and/or warrants for collection. No specific number or dollar amount of citations that will be sent to AMS is represented or guaranteed by the Municipality. AMS agrees to use their best efforts to collect those citations sent to AMS by the Municipality. AMS agrees to skip trace those accounts where it is determined a good address is not known, to send each defendant a minimum of four letters, and to contact each defendant by telephone in an effort to have the defendant pay any fine and or court costs due to the Municipality. AMS will limit all telephone calls to between the hours of 8:00 am and 7:00 pm from Monday through Friday, and between the hours of 8:00 am and 2:00 pm on Saturdays. No defendant is to be phoned on Sundays. All contacts between AMS staff and defendants are to be by telephone or by mail. No personal contacts are to ever occur. AMS agrees to honor a defendant's request to contact the defendant during specified hours, or at a specified location.

AMS will arrange for all defendants to send their payments directly to AMS. AMS will process and deposit all payments and will, within 15 days from final Municipality confirmation of payments for the previous month's collections, forward to the Municipality a check in the amount equal to all payments received for the previous month. AMS will then invoice the municipality for the collection fee. AMS may accept payment by credit card and charge the defendant the standard AMS fee for that service. AMS will provide the Municipality with reports on payments received, as payments are received on a daily basis and provide a monthly payment report showing all payments for the previous month. In the event a defendant makes a payment directly to the court, whether in person or by mail, on a case AMS is in the process of collecting, the Municipality will notify AMS of such payment and the collection fee is due from said payment.

AMS is authorized to arrange payment schedules with defendants and to authorize partial payments provided the entire amount to be paid by the defendant equals the total of the fine and costs established by the Municipality. AMS agrees that they will first request payment in full from each defendant, and only when it appears a defendant is unable to make the full payment will AMS negotiate a payment plan. When a payment plan is established, AMS agrees to provide each defendant with a schedule of their payments, payment coupons and envelopes addressed to AMS. AMS agrees to monitor each payment plan, and to telephone and write each defendant who fails to comply with the plan.

All expenses in the collection process including labor, postage, telephone, skip tracing, etc. shall be paid for by AMS. AMS is an independent contractor, and is not in any way considered an employee, agent, or representative of the Municipality. AMS agrees to constantly monitor its employees to insure all contacts with defendants are done in a polite, courteous, and helpful manner.

Twenty-Five Percent (25%) will be added to the amount a defendant owes for each offense as a collection fee. AMS, for its collection services with these accounts, is to be paid the Twenty-Five Percent (25%) that is added to each offense. AMS agrees to invoice within 15 days from final Municipality confirmation of payments for the previous month's collections, said invoices being due and payable within thirty (30) days. AMS will not be paid on an account if the case is dismissed by the court for whatever reason, or the defendant is arrested.

The Municipality may withdraw any citation at any time from AMS, and either party to this Collection Agreement may terminate this Collection Agreement upon thirty (30) days written notice.

Municipality: City of Petal
Address: P.O. Box 564, Petal, MS 39465
Telephone: 601.582.5351 Fax: 601.582.8431
Contact person: M. Michelle Strebek

City of Petal, Mississippi

Signature by: Hal Marx Date: 12-4-14
Print Name: Hal Marx Title: Mayor

American Municipal Services:
By: Gregory L. Pitchford Date: 12-09-14
Gregory L. Pitchford, Chief Financial Officer

INDEMNIFICATION AGREEMENT

WHEREAS, American Municipal Services has agreed to use its best efforts to collect Warrants and Citations for the below named Municipality; and

WHEREAS, the below named Municipality desires to be released from and indemnified from any and all liability from the actions of American Municipal Services, its employees, staff, officers, and agents in the collection of the Municipality Warrants and Citations; and

WHEREAS, American Municipal Services, in order to obtain the business of collecting Warrants and Citations of the Municipality, is agreeable to indemnify the Municipality from any such liability;

IN CONSIDERATION THEREOF, American Municipal Services hereby agrees to indemnify, defend and hold harmless the below named Municipality from and against any and all losses, claims, demands, damages, suits or actions resulting from any activity of American Municipal Services, its agents, officers, staff, servants or employees in the handling and/or collecting of the below named Municipality's Warrants, Citations or monies.

Agreed to, this the 9TH day of DECEMBER, 2014.

American Municipal Services:
By: Gregory L. Pitchford
Gregory L. Pitchford, Chief Financial Officer

Municipality Court:
City of Petal, Mississippi

EXHIBIT "C"

FANTAZIA CIRCUS
3101 44TH STREET
SARASOTA, FL 34234

JEANE YBARRA
(941)-586-9434

PROPERTY LEASE

By this Lease Fantazia Circus, hereinafter called "CIRCUS", and City of Petal, hereinafter called "OWNER", agree:

1. Owner Leases to Circus real property located at Civic Center 712 S. Main St for a Circus engagement on 03/31/2015 Circus shall pay a fee of \$830.00 per day as rent on or before plus any applicable sales and use taxes.
2. Circus may cancel this lease on 15 days notice to Owner.
3. Circus shall keep the property in a clean and orderly condition and shall return the property in as good condition when received, reasonable wear and tear expected.
4. Owner shall not Lease property to another circus, carnival, or outdoor amusement of the same or similar nature 90 days before the performance date on this contract and 60 days after the exhibition dates in paragraph 1.
5. Circus may operate all exhibitions, sideshows, and concessions with adjacent parking on the property and shall retain all revenue derived from any of them. Circus may photograph, exhibit and exploit the property for circus purpose in all media.
6. Circus shall provide Owner with a certificate of its liability insurance providing coverage limit of \$1,000,000.00 and naming the Owner as an insured under it. The circus engagement shall be under sole control of the Circus. Owner shall not be responsible for the activities of Circus on the property. Circus shall comply with all governmental laws and regulations enforced for the performance of its engagement.
7. Owner warrants that is the owner of the property and has full rights and authority to lease the property to Circus.
8. The law of jurisdiction shall govern this lease where the property is located. This lease shall not be construed for or against a party because that party wrote it. Any action or proceeding arising from this lease shall be brought only in a state court competent jurisdiction in _____ The parties waive any right to a jury trial in an action or proceeding arising out of this lease.

Dated on: _____

Dated on: 11/18/2014

By Owner: _____

Fantazia Circus by Jeane Ybarra

Please Print name: _____

Please Print name: _____

11/21/2014

CITY OF PETAL Mail - FW: Fantazia Circus Information !!!!!



Melissa Martin <mmartin@cityofpetal.com>

FW: Fantazia Circus Information !!!!!

1 message

APPROVED DEC 02 2014

Jeane ybarra <jeaneybarra@hotmail.com>
To: "melissa@cityofpetal.com" <melissa@cityofpetal.com>

Fri, Nov 21, 2014 at 11:19 AM

Hello,
This is Jeane Ybarra owner of Fantazia Circus.

We are trying to get some rental information about your facility for availability and pricing of the facility for a small family circus/ the circus is animal free (we do not perform with elephants, tigers or such) for the date of March 31, 2015. Our show is based on acrobats, aerialists, clowns, jugglers, balancers the motorcycle cage globe of death and special guests for the kids., The show runs for about 1 hour 30 mins and can go up to 1:45 mins and after the show some of the performers come out to meet the audience and take pictures with them.

Fantazia circus is a small circus with big entertainment so it is relatively easy to fit the circus in most basketball court gyms, we usually perform in performing arts and theater facilities, Auditoriums, Coliseums, Amphitheatres, National guard Armories, Fair grounds, YMCA, Rec and Civic centers all around the country.

Our requirements are, a minimum of 16ft height clearance "The higher the better", A space the size of a Theater stage, or High school gyms, for the lighting of the circus we use the regular wall outlets because our lights are all LED and draw very little electricity. And regular wall outlets for the trailer/dressing rooms we have.

The circus would come into town on the day of the show somewhere around 10:00 AM, we come in to the lot and set up the circus. We have carpeting that we place down on the floor under the area where the acts will be performed to protect your floor., We do have a 2 million Liability Insurance., after set up we will not be using the facility until 5:30pm, we open doors for the crowd to come in at 6:00pm and the show starts at 7:00 pm. After the show is done it will take us 2 hours at most to get everything out of the civic center and we will leave the facility as clean as we found it.

Thank you for your time.

Jeane Ybarra
(941) 586-9434

Here are some links to our facebook page and website so you can see how pleased our audience is with the quality of our show.

www.facebook.com/fantaziacircus

www.discoverfantazia.com

10am - 5pm	\$245.00 (\$25/hr)
5p - 9p	\$300.00 (14 hr rental)
9p - 12p	\$135.00 (clean up)
Deposit	\$150.00
	<u>\$830.00</u>

Petal River Park Advisory Board Vision

Provide a sustainable system of recreational trails that will support multi-use, non-motorized, recreational opportunities along the floodway including walking, hiking and biking. Along the way, users will follow the floodway channel of the Leaf River and have the opportunity to see wildlife and riparian vegetation.



Petal River Park will include:

• Pedestrian Walking/Hiking Trails

• Mountain Bike Tracts

• 18 Hole Disc Golf Course

• 3D and Youth Archery Range

There are numerous challenges to constructing a public park and recreational facilities within an active floodway. The park's features such as concessions and bathrooms must be trailer based and moved seasonally or during extreme flood conditions. The City of Petal will rely heavily on volunteer labor to build a majority of the trail systems as well as the disc golf course and archery range.



As use of the park gains popularity additional activities such as Boy Scout primitive camping and high school cross country 5-Ks and other sports that are a sustainable, low environmental impact recreation activity will be added as supported by the Petal community.

Benefits of a Recreational Trails River Park

- **Economic**
Park and recreation facilities make communities desirable places to live, work, play, and visit, thereby contributing to the ongoing economic vitality of the community.
- **Health**
Providing parks for recreational sports combats the national obesity epidemic through development of healthy lifestyles, strong minds and fit bodies.
- **Education**
Parks and open spaces give the community an opportunity to teach the next generation how to protect and preserve our natural environment.
- **Community**
Parks and recreation activities help to deter crime and help our youth develop into contributing members of our community.



The City of Petal has recognized the Petal River Park Advisory Board as a group of volunteers and local sponsors who would like to construct public recreational parking trails on the Leaf River floodway land owned by the City of Petal and adjacent land owned by Mississippi Power. If you are interested in joining this exciting volunteer venture, or donating to the Petal River Park, please contact us at (601) 583-3306.



Located just south of
Hwy 11 on the Leaf River

Petal River Park Advisory
Board
117 N Main St #100
Petal, MS 39465
(601) 583-3306
www.petalchamber.com



Petal River Park

THIS

LEFT

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INTENTIONALLY