

MINUTES - PETAL, MISS.

Aldermen on the proposed land site for a recreational area. After a lengthy discussion Alderman, George B. Draughn was directed to investigate an additional land site and to give his report at the next council meeting.

There being no further business the meeting was ordered adjourned on this, the 17th day of December 1974.

*Ulmer Byrd*  
Ulmer Byrd, Mayor

(SEAL)  
ATTEST:

*Susan B. Smith*  
Susan B. Smith, City Clerk

BE IT REMEMBERED that there was begun and held a regular meeting of the Mayor and Board of Aldermen of the City of Petal at 7:30 P. M., Tuesday, January 7, 1975, in the Mayor's office in the City Hall.

Those present:

- |                |   |
|----------------|---|
| Mayor          | Ulmer Byrd  |
| Aldermen       | W. H. Clearman<br>Mitchell Curry<br>George B. Draughn<br>A. L. Henderson, Jr. |
| City Attorney  | Thomas W. Tyner   |
| Others Present | Larry Rumsey<br>George Kane<br>Billy Padgett                                  |

Mayor Byrd then declared a quorem was present and declared the City Council in session.

The invocation was led by Alderman, A. L. Henderson, Jr.

The minutes of the meeting held December 17, 1974, were read by Susan B. Smith. The motion to adopt as read was made by Alderman, A. L. Henderson, Jr., and seconded by Alderman, W. H. Clearman.

Those present and voting "Aye":

- Alderman W. H. Clearman
- Alderman Mitchell Curry
- Alderman George B. Draughn
- Alderman A. L. Henderson, Jr.

Those present and voting "Nay":

NONE

WHEREAS Mayor Byrd presented a petition filed by Mr. George Kane. The

petition read as follows, to-wit;

P E T I T I O N

To the Mayor and Councilmen, City of Petal, State of Mississippi

In the matter of Privilege Tax License for amusement machines, as determined by Chapter 544, Mississippi Laws 1970, and an ordinance adopted by the Municipal Council, City of Petal at an unknown date, under which the license tax per said machines was set at a rate of 50% of the amount as charged by the Mississippi State Tax Commission, for the operation of these machines, let it be known that we the undersigned do individually and collectively agree that the rate charged by the municipality of Petal is considered to be exorbitant, excessive and inappropriate according to the size and needs of this city, and the ability of the owners of such machines to pay.

It is now suggested and recommended that the city councilmen take direct and immediate action to alleviate and amend; to reconsider and revise the abovementioned ordinance so that a sum of no more than Five Dollars (\$5.00) per machine be collected annually for the municipal tax license, and that the City Tax collector be restrained from collecting funds from the operators of these machines until such time as a revised municipal ordinance becomes effective. It is further recommended, that prior to adopting ordinances that have a monetary taxing affect upon citizens of this community, an honest and diligent effort be undertaken to obtain the advice and/or opinions of those persons to be so affected; that adequate publication be made in advance of adoption of ordinances, to insure that the will and voice of the people be heard, and not interred under the guise of expedience.

We, the undersigned citizens of the City of Petal, State of Mississippi, place our signatures, this second day of January, 1975.

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George A. Kane  
Henry Young  
Mildred Montague

THEREUPON Mr. Kane addressed the Mayor and Board of Aldermen requesting their consideration of his petition. Mayor Byrd stated to Mr. George Kane that his petition would be put on file in the City Hall and the petition would be taken under consideration.

Mr. Padgett addressed the Mayor and Board of Aldermen requesting a date for the Special Election. Mayor Byrd stated that a date has not been set but as soon as 50% of the qualified electors has registered and an election commission has been appointed a date will be established.

WHEREAS Mayor Byrd presented to the Board of Aldermen the bids for a depository.

THEREUPON Thomas W. Tyner read the bids as follows, to-wit;

## First Mississippi National Bank

Doyle B. Downs  
General Executive Vice President  
And Cashier

December 18, 1974

Honorable Mayor and Commissioners  
of the City of Petal  
Petal, Mississippi 39465

Gentlemen:

The First Mississippi National Bank, Hattiesburg, Mississippi, does hereby respectfully offer to serve as depository for all funds of the City of Petal, Mississippi, or any part thereof, for the year 1975 as outlined in your notice, and will comply with all the laws of the State of Mississippi in respect thereto. We propose to secure the payment of all of said funds so deposited in this bank in accordance with the laws.

Respectfully submitted,

FIRST MISSISSIPPI NATIONAL BANK

By /s/ D. V. Downs

General Executive Vice President

DVD/cw

POST OFFICE DRAWER 1231, HATTIESBURG, MISSISSIPPI 39401

## CITIZENS BANK OF HATTIESBURG

Richard W. McKenzie  
Vice President and Trust Officer

December 27, 1974

Honorable Mayor and Board of Aldermen  
of the City of Petal, Mississippi:

Pursuant to your notice, dated December 3, 1974, that you will receive bids from banks until January 7, 1975, for the privilege of keeping funds of the City of Petal, Mississippi, pursuant to Sections 27-105-305 and 27-105-353, of the Mississippi Code of 1972, we hereby apply for designation for depository for funds for the City of Petal, Mississippi.

If designated as the depository, we agree to receive and disburse all funds in strict conformity with and pursuant to the depository law governing municipal depositories, accounting for all funds deposited and rendering periodic statements as you or the law may direct.

We also agree to post eligible bonds as security in the amount required under the depository laws of the State of Mississippi, after giving effect to the Federal Deposit Insurance Corporation guaranty on each account having a beneficial interest and insured separately.

We also agree on proper order or warrant to render such other service as the City may require in connection with the administration of its funds, subject to regulations of Federal and State Supervisory authorities.

Your favorable consideration of our application will be very much appreciated.

Sincerely yours,

RWM/sd

Hattiesburg, Mississippi 39401/Telephone (601) 583-4311

SOUTHERN NATIONAL BANK  
118 West Pine Street Hattiesburg, Mississippi

Clarence B. Davis  
President

December 9, 1974

Board of Aldermen  
City of Petal  
Forrest County, Mississippi  
Petal, Mississippi 39465

Attention: Susan B. Smith, City Clerk

Gentlemen:

Pursuant to your call for bids dated December 5, 1974, to qualify as a depository for the funds of the City of Petal, which would include all tax collections and other public monies collected by you for the year 1975, the Southern National Bank request that it be considered and so designated as a depository of said funds for the year 1975 or until a successor has been named. The Southern National Bank is qualified to serve as a depository of public funds, and it can or will meet all requirements under the State and Federal laws to serve as a depository. Should Southern National Bank be designated as a depository for the City of Petal public funds, it is anticipated that the Petal Branch of the Southern National Bank would serve you in this capacity.

If the Board of Aldermen of Petal, Mississippi so designated the Southern National Bank as a depository for the period aforesaid, the Bank agrees to receive and disburse all funds in strict conformity with and pursuant to the depository laws governing the city's funds, accounting for all funds deposited and rendering periodic statements as required. The bank will also pledge eligible bonds and securities to secure funds so deposited in the amount as required under the depository laws of the State of Mississippi and/or of the United States Government. The Bank also agrees on proper order or warrants to render such other services as the City may require in connection with the administration of its funds subject to the regulations of the State and National Bank Supervisory authorities.

The Southern National Bank would be pleased to serve as a depository for both demand deposit accounts and/or savings accounts. The Bank will pay the maximum interest allowed under the laws of the State of Mississippi and Bank Supervisory Agencies. Such funds would also be

Board of Aldermen, City of Petal  
December 9, 1974  
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secured by the F.D.I.C. up to \$40,000 on demand deposits and up to \$100,000 on savings deposits, and any amount not covered by the F.D.I.C. would be secured by eligible bonds.

The Bank is in sound financial condition, and is operating under sound, experienced management. Our latest examination, which was dated as of October 2, 1974, reflected no findings of criticisms that were of any significant importance to the soundness of management or financial condition. A statement of the Bank's financial condition as of December 6, 1974, is attached along with a list of officers and directors serving as of that date.

The Southern National Bank would welcome the opportunity to serve the City of Petal and its officials as a depository, and will try to be helpful in any other capacity. May we also take this opportunity to wish for you a most successful city administration in the years ahead.

Yours very truly,

SOUTHERN NATIONAL BANK

/s/ Clarence B. Davis  
President

CBD/rh

Enclosures

STATEMENT OF CONDITION  
- of the -  
SOUTHERN NATIONAL BANK  
Hattiesburg, Mississippi  
December 6, 1974

Assets

Loans	14,444,564.21
Federal Reserve Bank Stock	79,050.00
Banking House	1,106,083.83
Furniture and Fixtures	71,329.78
U. S. Government Bonds	1,392,026.25
State, County Municipal Bonds and Other Securities	5,330,487.69
Other Real Estate and Other Assets	36,841.36
Cash and Due from Banks	2,618,873.17
Federal Funds Sold	400,000.00
	<hr/>
	\$25,479,256.29

Liabilities

Capital	885,000.00
Surplus	1,750,000.00
Undivided Profits and Reserves	859,355.86
Deposits	21,984,900.43
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	\$25,479,256.29

SOUTHERN NATIONAL BANK  
Hattiesburg, Mississippi  
November 29, 1974

OFFICERS

O. L. Sims	Chairman of the Board
B. L. Chain	Vice Chairman of the Board
Clarence B. Davis	President
Paul L. Rimes	Executive Vice President
Bill Simms	Executive Vice President
W. M. Mason	Senior Vice President
David G. Stainton, Jr.	Vice President
Max Huey	Vice President
H. Allen Smeltzer	Vice President
Larry D. Bateman	Cashier
Charles I. Bruton	Assistant Vice President
Wayne R. Burke	Assistant Vice President
Jean Carter	Assistant Cashier
David L. Lawson	Assistant Cashier
David Washer	Assistant Cashier
H. James Gray, II	Auditor

DIRECTORS

- C. L. Austin, M.D., Surgeon
- Martin H. Baker, D.D.S.
- W. H. Boteler, Hattiesburg Beauty and Barber Supplies, Inc.
- B. L. Chain, Chain Electric Co., Inc.
- Clarence B. Davis, President
- C. L. Dews, Jr., C. L. Dews and Sons Foundry and Machinery Co., Inc.
- Wiley Fairchild, W. R. Fairchild Construction Co., Ltd.
- J. M. Faust, D.D.S.
- Charles W. Holt, Holt Broadcasting Service
- Paul B. Johnson, Attorney-at-Law
- Don Kingery, Investments
- W. M. Mason, Senior Vice President
- Dean Price Meador, Pickett, Meador and Galey Insurance
- Claude F. Pittman, Jr., Attorney-at-Law
- Paul L. Rimes, Executive Vice-President
- O. L. Sims, Sr., L & A Construction Company
- Willis Walker, Jr., M.D. Surgeon
- Michael E. West, Highway Express, Inc.
- Francis T. Zachary, Zachary, Haldy, Ingram and Stroud Attorneys

BANK OF LAUREL  
Building Tomorrows Together/Member FDIC

January 6, 1975

TO: MAYOR AND ALDERMEN OF CITY OF PETAL

Bank of Laurel, Laurel, Mississippi, would like to make application to serve as City Depository for the year of 1975 for the City of Petal, its divisions and or agencies. If selected we shall pledge security for deposits as provided by Section 27-105-355 of the Mississippi Code of 1972 and all Amendments thereto.

Additionally we shall pay maximum interest as prescribed by law for time deposits. We will extend credit to the City of Petal for the purpose of paying current expenses and current interest maturities on bonded indebtedness. The money so borrowed shall bear interest at a rate no greater than that prescribed by law.

Bank of Laurel will provide the City of Petal with totally free checking services including free checks and no service charges.

We certainly hope due consideration will be given to Bank of Laurel and if selected as the Depository for the City of Petal, we pledge to you outstanding service.

Sincerely yours,

BANK OF LAUREL

/s/ A. Jackson Huff, Jr.  
President

AJH, JR/bm

P. O. Box 1983/1606 West 10th Street/Laurel, Mississippi 39440/(601)649-7310

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After hearing the reading of the bids Mayor Byrd requested the wishes of the Board.

THEREUPON Alderman, George B. Draughn made a motion to accept the bid of First Mississippi National Bank as depository for Funds for the City of Petal.

Those present and voting "Aye":

Alderman W. H. Clearman  
Alderman Mitchell Curry  
Alderman George B. Draughn  
Alderman A. L. Henderson, Jr.

Those present and voting "Nay":

NONE

WHEREAS First Mississippi National Bank has been accepted as the depository for the City of Petal, the following order was designated, and adopted to-wit;

O R D E R

The Mayor and Board of Aldermen of the City of Petal, Mississippi find that First Mississippi National Bank of Hattiesburg has been duly and legally qualified according to

law as a depository for the funds of the City of Petal, and the funds and accounts are as follows:

General Fund  
Capital Improvement Fund  
Disaster Fund  
Fire Fund  
Escrow Account  
Payroll Account

The Board further finds that said money shall be withdrawn from said accounts or funds by warrants signed and executed by the Mayor and City Clerk.

IT IS FURTHER ORDERED that the Mayor and City Clerk issue the proper commission to said bank as Municipal depository for the period January 1, 1975 through January 1, 1976.

IT IS FURTHER ORDERED that the Mayor and City Clerk of the City of Petal be, and they are hereby, authorized, empowered and directed to take all steps and perform all acts convenient, necessary and appropriate to accomplish the purposes and requirements of this Order and to complete the qualification of the said First Mississippi National Bank of Hattiesburg, as Municipal Depositories of the City of Petal for the period January 1, 1975 through January 1, 1976; and further, that all acts and things done and performed by said Mayor and City Clerk in the premises be, and the same are hereby fully ratified, confirmed and approved.

SO ORDERED by unanimous vote of the Mayor and Board of Aldermen of the City of Petal, Mississippi on this, the 7th day of January, A. D., 1975.

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WHEREAS the Claims Docket was presented. Claims numbers 210 through 246 were read in the total amount of \$36,891.25.

THEREUPON Alderman, W. H. Clearman made a motion to accept all claims except claim number 225. Alderman Clearman stated that there should be a further investigation of this claim; the motion was seconded by A. L. Henderson, Jr.

Those present and voting "Aye":

Alderman W. H. Clearman  
Alderman Mitchell Curry  
Alderman George B. Draughn  
Alderman A. L. Henderson, Jr.

Those present and voting "Nay":

NONE

WHEREAS Mayor Byrd stated to the Board of Aldermen that Mr. Cecil Easterling of Easterling Insurance Agency, Inc., has quoted a proposed price for the bonding of the Policemen and Reserve Police Force. Mayor Byrd stated that proposed price was for a \$1,000.00 bond for each man. The cost per man would be \$20.00 making it a total of \$300.00 for the bonding of these men.

a \$1,000.00 bond for each man of the Reserve Police Force. The motion was seconded by Alderman, Mitchell Curry.

Those present and voting "Aye":

- Alderman W. H. Clearman
- Alderman Mitchell Curry
- Alderman George B. Draughn
- Alderman A. L. Henderson, Jr.

Those present and voting "Nay":

NONE

THEREUPON Alderman, W. H. Clearman made a motion to designate Easterling Insurance Agency as the bonding agency for the Petal Policemen and Reserve Police Force, and the motion was seconded by Alderman, George B. Draughn.

Those present and voting "Aye":

- Alderman W. H. Clearman
- Alderman Mitchell Curry
- Alderman George B. Draughn
- Alderman A. L. Henderson, Jr.

Those present and voting "Nay":

NONE

O R D E R

BE IT ORDERED by the Mayor and Board of Aldermen that the following Policemen and Reserve Police Force be bonded for the sum of \$1,000.00 each.

The Policemen and Reserve Force names read as follows, to-wit;

Policemen

- Gene McRee
- Gary Lee Morrow
- Lanny Robinson

Reserve Force

- Hugh Barnes, M. D.
- Virgil Gregerson
- David Hamm
- Vance Havard
- Donald Wayne Hebert
- Johnnie R. Hinton
- Anthony Robert Howell
- David Jones
- Andrew Marvin Moss
- James I. Palmer, Jr.
- Harold Street
- Larry C. Wade
- Tommy K. Wade
- Charlie Ward, Jr.
- Johnnie B. Watts

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi on this, the 7th day of January A. D., 1975.

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WHEREAS Mayor Byrd stated to the Board of Aldermen that the Mississippi Municipal Association had requested the City of Petal's support on two pre-filed bills in the Legislature concerning the \$8,000,000.00 collected from sales tax that should be paid to municipalities for maintenance, construction and repair of streets. Mayor Byrd stated that this would give the City of Petal approximately



THEREUPON Alderman, George B. Draughn made a motion directing Mayor Byrd to submit a letter to the Senators and Representatives requesting their support of these bills, and Mitchell Curry seconded it.

Those present and voting "Aye":

Alderman W. H. Clearman  
Alderman Mitchell Curry  
Alderman George B. Draughn  
Alderman A. L. Henderson, Jr.

Those present and voting "Nay":

NONE

Thomas W. Tyner addressed the Mayor and Board of Aldermen stating the proposed Ordinances for the franchise of Mississippi Power Company have met his approval, and that he had not gotten in contact with Mr. Beasley concerning the franchise of Dixie Electric.

THEREUPON Mayor Byrd requested Thomas W. Tyner to contact Dixie Electric's attorney and request their opinion of a franchise with the City of Petal.

Alderman, George B. Draughn stated to the Mayor and Board of Aldermen that the additional proposed land site he was instructed to pursue was not available for purchase. Mr. Draughn stated that he felt it was only fair to inform the owners of the proposed recreational sites the wishes of the Board on these recreational sites. After a lengthy discussion the Board of Aldermen decided to notify Mr. Singley that a decision on his land site will be made by the next Board meeting.

Mayor Byrd stated to the Board of Aldermen that the Chamber of Commerce had a 2,000 LU light installed for the Christmas Parade. Mayor Byrd stated that he needed approval from the Board of Aldermen for the purchase and operation of this additional light.

THEREUPON Alderman, A. L. Henderson, Jr., made a motion approving the purchase and operation of this additional light. The motion was seconded by Alderman, Mitchell Curry.

Those present and voting "Aye":

Alderman W. H. Clearman  
Alderman Mitchell Curry  
Alderman George B. Draughn  
Alderman A. L. Henderson, Jr.

Those present and voting "Nay":

NONE

WHEREAS Mayor Byrd stated the need of a building inspector for the City of Petal. Mayor Byrd said the Building Inspector should have an electrical background. Mayor Byrd said he had considered several names and would like to present to the Board of Aldermen the name of Mr. Robert Judy.

THEREUPON Alderman, Mitchell Curry made a motion to appoint Mr. Robert Judy as the City of Petal's building inspector. The motion was seconded by Alderman, W. H. Clearman.

Those present and voting "Aye":

Alderman W. H. Clearman  
Alderman Mitchell Curry  
Alderman George B. Draughn  
Alderman A. L. Henderson, Jr.

Those present and voting "Nay":

NONE

Mayor Byrd stated to the Board of Aldermen that an election commission will need to be appointed by the next council meeting. Therefore Mayor Byrd requested that each

the IBM Correcting Selectric. This warranty may be purchased for a fee of \$38.00 annually.

THEREUPON Alderman, George B. Draughn made a motion to purchase a warranty for the IBM Correcting Selectric that is being used in the Financial Administration. The motion was seconded by A. L. Henderson, Jr.

Those present and voting "Aye":

Alderman W. H. Clearman  
Alderman Mitchell Curry  
Alderman George B. Draughn  
Alderman A. L. Henderson, Jr.

Those present and voting "Nay":

NONE

Mayor Byrd stated to the Board of Aldermen that the six month probationary period for the Chief of Police has ended, and the agreement between the Police Committee and Chief Garwood was a \$33.33 per month raise at the end of a six month probationary period.

THEREUPON Alderman, W. H. Clearman made a motion to raise Chief Garwood's salary \$44.44 per month. The motion was seconded by A. L. Henderson, Jr.

Those present and voting "Aye":

Alderman W. H. Clearman  
Alderman Mitchell Curry  
Alderman George B. Draughn  
Alderman A. L. Henderson, Jr.

Those present and voting "Nay":

NONE

WHEREAS Mayor Byrd stated that Mrs. Smith's six month probationary period has ended also and requested a decision from the Board of Aldermen.

THEREUPON Alderman, W. H. Clearman made a motion to raise Mrs. Smith's salary by \$50.00 per month, the motion was seconded by Alderman, George B. Draughn.

Those present and voting "Aye":

Alderman W. H. Clearman  
Alderman Mitchell Curry  
Alderman George B. Draughn  
Alderman A. L. Henderson, Jr.

Those present and voting "Nay":

NONE

Mayor Byrd then stated that the Mayor and Board of Aldermen had promised the citizens of Petal before incorporation that the Mayor and Board of Aldermen would not receive compensation while serving the City of Petal. Mayor Byrd stated that this was in good faith, but he and the Aldermen did not realize that their term of office would be for four years. Thomas W. Tyner stated that unless a prohibition of compensation is stated in the decree, he felt it was only fair that the Mayor and Board of Aldermen receive compensation. Mayor Byrd requested Mr. Tyner to read the decree and advise them as to which would be the right thing to do.

Mayor Byrd stated that the City Clerk has been extended an invitation to join the Mississippi Municipalities Clerks, Assessors Association at a \$15.00 annual fee.

THEREUPON Alderman, A. L. Henderson, Jr. made a motion to authorize the City Clerk to join the Mississippi Municipalities Clerks, Assessors, Association.

The motion was seconded by Alderman, W. H. Clearman.

Those present and voting "Aye":

Alderman W. H. Clearman  
 Alderman Mitchell Curry  
 Alderman George B. Draughn  
 Alderman A. L. Henderson, Jr.

Those present and voting "Nay":


NONE

There being no further business the meeting was ordered adjourned, on this, the 7th day of January, 1975.

  
 \_\_\_\_\_  
 MAYOR

(SEAL)

ATTEST:

  
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 CITY CLERK

BE IT REMEMBERED that there was begun and held a regular meeting of the Mayor and Board of Aldermen of the City of Petal at 7:30 P. M., Tuesday, January 21, 1975, in the Mayor's office in the City Hall.

Those present:

Mayor	Ulmer Byrd
Aldermen	W. H. Clearman Mitchell Curry George B. Draughn
City Attorney	Thomas W. Tyner
Others Present	Larry Rumsey Bill Sansing Larry Watkins Homer Watkins Percy Scarborough Ernie Harrington Bill Conner Donald Dean Betty Yow

Mayor Byrd then declared a quorum was present and declared the City Council in session.

The invocation was led by Alderman, W. H. Clearman.

The minutes of the meeting held January 7, 1975, were read by Susan B. Smith. Alderman, George B. Draughn stated that in the minutes where the Board of Aldermen decided to notify Mr. Singley that a decision on his land would be made by the next Board meeting should be amended to read as; the Board of Aldermen decided to notify Mr. Watkins that a decision on the Singley land site will be made by the