

 Ulmer Byrd, Mayor

(SEAL)

ATTEST:


 Susan B. Smith, City Clerk
 City of Petal, Mississippi

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, March 4, 1975, in the Mayor's office in the City Hall.

Those present:

Mayor	Ulmer Byrd
Aldermen	W. H. Clearman Mitchell Curry George B. Draughn A. L. Henderson, Jr.
City Attorney	Thomas W. Tyner
Others Present	Joe Watts Paul Pounds Mary Pierce Bing Seals M. B. Thornton Jane Prestridge David Ford

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

The invocation was led by Coach Paul Pounds.

The minutes of the meeting held February 18, 1975 were read by Susan B. Smith. The motion to adopt as read was made by Alderman Mitchell Curry and 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

THEREUPON, Mayor Byrd stated that this was the point on the agenda for public comment.

Coach Paul Pounds addressed the Mayor and Board of Aldermen with a proposal for the Aldermen to take into consideration for a Pee-Wee football and basketball program. After Coach Pounds presented this proposal, Mayor Byrd stated to Coach Pounds that this year's budget did not have any place for such financial help, but possibly in the new fiscal year budget the City of Petal might be able to help the school promote

this program.

Mr. M. B. Thornton and Mr. Johnny Watts were also present to ask the Mayor and Board of Aldermen some questions about the City of Petal. After a lengthy discussion, Mayor Byrd thanked the men for attending and urged them to return.

THEREUPON, Mr. Tyner presented to the Mayor and Board of Aldermen Ordinance 1975-(16). Mr. Tyner stated that Ordinance 1975-(16) was presented to the Board of Aldermen at the February 18th meeting and has been on file for public inspection for two weeks. Mr. Tyner stated that Ordinance 1975-(16) was now subject to passage by the Board of Aldermen. The Ordinance was read as follows, to-wit:

ORDINANCE 1975 - (16)

AN ORDINANCE
GRANTING AN ELECTRIC FRANCHISE TO
MISSISSIPPI POWER COMPANY, ITS SUCCESSORS AND ASSIGNS
IN THE CITY OF PETAL, MISSISSIPPI

BE IT ORDAINED, by the Mayor and Board of Aldermen, herein called "governing body", of the City of Petal, Mississippi.

SECTION 1. In consideration of the benefits that will accrue to the City of Petal, Mississippi, and the inhabitants thereof, (herein called "Municipality"), and of the payment by Mississippi Power Company (herein called "Grantee") to the Municipality of a sum of money equal to three percentum (3%) per year of the total revenue of the Grantee from the sales of electric energy, excepting therefrom sales for resale and sales in interchange of energy with others, within the corporate limits of the Municipality, or the sum of Three Hundred Dollars (\$300.00) per year, whichever is the greater, payable quarterly on or before thirty days following the close of each calendar quarter during such period as the Grantee operates in said Municipality, but not to exceed twenty-five years from the effective date of this Ordinance, Municipality does hereby grant to and vest in the Grantee, its successors and assigns, the right, authority, easement, privilege and franchise to construct, erect, suspend, install, renew, repair, maintain, operate and conduct in the Municipality as it now exists or may hereafter be extended, a plant or plants and system for the generation, transmission, and distribution of electric energy for all purposes whatsoever.

THEREUPON, Alderman W. H. Clearman made a motion to adopt Section 1; the motion was seconded by Alderman 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

SECTION 2. Municipality does hereby give and grant to, and vest in, Grantee, its successors and assigns, the further right, authority, easement, privilege and franchise to construct, erect, suspend, install, renew, repair, maintain, operate and conduct in

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the Municipality a system of poles, towers, conduits, cables, conductors, transforming stations, fittings and all appliances or appurtenances necessary or desirable to the transmission, distribution, or sale of electric energy for all purposes whatsoever in, over, under, along, upon and across all streets, avenues, alleys, ways, bridges, and public places in the Municipality as they now exist or may hereafter be laid out or extended, together with the further right, privilege and franchise to construct, erect, suspend, install, renew, repair, maintain and operate such poles, towers, conduits, cables, wires, conductors, transforming stations, fittings and all appliances and appurtenances necessary or desirable to the transmission within, into, through, over, and beyond the Municipality and furnishing, supplying and distributing to the Municipality and to the inhabitants and corporations both within and beyond the limits thereof, electric energy for lighting, heating, power and all other purposes for which electric energy may be used now or hereafter, and for the purpose of extending its lines and furnishing electric energy beyond the limits of the Municipality.

THEREUPON, Alderman Mitchell Curry made a motion to adopt Section 2; 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

SECTION 3. The poles, towers, conduits, cables, conductors, transforming stations, fittings, appliances and appurtenances shall be so constructed as not unreasonably to interfere with the proper use of the streets, avenues, alleys, ways, bridges and public places in the Municipality and shall be maintained all in a reasonably good condition and repair.

THEREUPON, Alderman George B. Draughn made a motion to adopt Section 3; 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

SECTION 4. Whenever the Grantee shall cause any opening or alteration to be made in any of the streets, avenues, alleys, ways, bridges or public places of the Municipality for the purpose of installing, maintaining, operating or repairing any poles, towers, conduits, cables and other appliances, the work shall be completed within a reasonable time and the Grantee shall upon the completion of such work restore such portion of the streets, avenues, alleys, ways, bridges or other public places to as good condition as it was before

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the opening or alteration was so made.

THEREUPON, Alderman A. L. Henderson, Jr. made a motion to adopt SECTION 4; 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

SECTION 5. The Grantee shall hold the Municipality harmless from any and all liability or damages resulting from the negligence of the Grantee in the construction, maintenance, or operation of its poles, towers, conduits, wires, cables and other appliances.

THEREUPON, Alderman George B. Draughn made a motion to adopt Section 5; 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

SECTION 6. The Grantee may, from time to time declare, make and enforce reasonable rules and regulations as conditions for the sale and distribution by it of electric energy to any person, firm, or corporation, not, however, in conflict with or repugnant to the jurisdiction of the Public Service Commission of Mississippi under the provisions of Chapter 372, Mississippi Laws of 1956, as amended.

THEREUPON, Alderman George B. Draughn made a motion to adopt Section 6; 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

SECTION 7. In the event the supply of electric energy shall be interrupted or fail by reason of accident or otherwise, beyond the control of the Grantee, the Grantee shall restore the service within a reasonable time and such interruption shall not constitute a breach of this franchise, nor shall the Grantee be liable for damage by reason of such interruption or failure.

THEREUPON, Alderman A. L. Henderson, Jr. made a motion to adopt Section 7; 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

SECTION 8. Wherever in this Ordinance either the Municipality or the Grantee is named or referred to, it shall be deemed to include the respective successor, successors or assigns of either, and all rights, privileges and obligations herein conferred shall bind and inure to the benefit of such successor, successors, or assigns of the Municipality or of the Grantee.

THEREUPON, Alderman Mitchell Curry made a motion to adopt Section 8; the motion was seconded by Alderman 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

SECTION 9. This franchise is in addition to and supplemental to any and all such rights as the Grantee may have by virtue of the provisions of Chapter 372, Laws of Mississippi of 1956, as amended, and any other section of the Mississippi Code of 1972, as amended, and its acceptance and exercise by the Grantee shall never be construed as a waiver nor abandonment of nor as a limitation upon the rights now vested in or being exercised by the Grantee under any statute or law of the State of Mississippi. Nor shall the granting of this franchise be construed or operate to abridge, impair, or deny the validly held rights of any other distributor of electric energy within the Municipality, or portion thereof, by virtue either of a franchise from the Municipality or a certificate of public convenience and necessity issued pursuant to Chapter 372, Laws of Mississippi of 1956 as amended.

THEREUPON, Alderman George B. Draughn made a motion to adopt Section 9; 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

SECTION 10. The rights hereby granted shall become effective upon the passage of this Ordinance and continue for a period of twenty-five (25) years thereafter.

THEREUPON, Alderman Mitchell Curry made a motion to adopt Section 10; the motion was seconded by Alderman 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.

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Those present and voting "Nay":

NONE

SECTION 11. If any clause, provision or section of this Ordinance is illegal, or is not embraced within the title hereof, or is not cognate to the subject expressed in the title, the remaining provisions hereof shall not be thereby affected but shall have full force and operation.

THERUPON, Alderman W. H. Clearman made a motion to adopt Section 11; 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

SECTION 12. The Grantee shall pay the Municipality the cost of publishing this Ordinance according to law and also the cost of holding an election for the approval or disapproval by the qualified electors of the Municipality of this Ordinance.

THEREUPON, Alderman A. L. Henderson, Jr. made a motion to adopt Section 12; 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

SECTION 13. This Ordinance shall not become effective until it is duly passed by the governing body, published as required by law and approved by a majority vote of qualified electors of the Municipality voting thereon at a special election duly called and held as required by law.

THEREUPON, Alderman George B. Draughn made the motion to adopt Section 13; the motion was seconded by Alderman Mitchell Curr.

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

The foregoing Ordinance having been reduced to writing, the same was introduced and read and a vote was taken, first section by section, then upon the Ordinance as a whole with the following results:

Those present and voting "Yea" and in favor of the passage, adoption and approval of Section 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13 of the foregoing Ordinance:

Alderman W. H. Clearman

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

Those present and voting "Nay" or against the adoption of Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13 of the foregoing Ordinance:

NONE

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

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

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 4th day of March, A.D., 1975.

/s/ Ulmer Byrd
Mayor, Ulmer Byrd

(SEAL)

ATTEST:

/s/ Susan B. Smith
City Clerk, Susan B. Smith

Mr. Tyner presented to the Mayor and Board of Aldermen a resolution calling for a Special Election for the purpose of the Mississippi Power Company franchise within the City of Petal. The Resolution reads as follows; to-wit:

A RESOLUTION CALLING A SPECIAL ELECTION TO BE HELD IN THE CITY OF PETAL, MISSISSIPPI, ON TUESDAY, THE 1ST DAY OF APRIL, 1975, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY OF PETAL, MISSISSIPPI, THE APPROVAL OR DISAPPROVAL OF THE ACTION OF THE MAYOR AND BOARD OF ALDERMEN IN ADOPTING ON THE 4TH DAY OF MARCH, 1975, AN ORDINANCE GRANTING TO MISSISSIPPI POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, A FRANCHISE IN PETAL, MISSISSIPPI

WHEREAS, on Tuesday, the 18th day of February, 1975, at a regular meeting of the Mayor and Board of Aldermen of Petal, Mississippi, held on the said 18th day of February, 1975, an ordinance was introduced entitled "AN ORDINANCE GRANTING AN ELECTRIC FRANCHISE TO MISSISSIPPI POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, IN THE CITY OF PETAL, MISSISSIPPI", which said ordinance has, pursuant to an order of this body, remained on file for public inspection for two weeks as provided by law; and

WHEREAS, on Tuesday, the 4th day of March, 1975, the said ordinance was passed by said Mayor and Board of Aldermen and approved by the Mayor in the form in which it was introduced, subject to publication thereof as provided by law and subject to the approval by a majority of the qualified electors voting thereon at a special

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WHEREAS, the Mayor and Board of Aldermen find that there will not be a general election of and in the City of Petal, Mississippi, within sixty days and that it is necessary to call a special election in order to refer the action of the Mayor and Board of Aldermen in the passage of the said ordinance to the approval or disapproval of the electors of said City of Petal, Mississippi; and

WHEREAS, it is provided by law that whenever any measure or ordinance is to be referred to the qualified electors of the municipality for their approval or disapproval, it shall be the duty of the Mayor and Board of Aldermen to have such measure or ordinance printed in at least one daily or weekly newspaper published for at least once a week for three consecutive weeks in a newspaper published in such municipality or if such municipality has no newspaper, then a newspaper published in such county in which the municipality is located, and if there be no newspaper published either in the municipality or the county where the municipality is located, then a newspaper having general circulation in said municipality;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Petal, County of Forrest, State of Mississippi, as follows:

SECTION 1. That a special election is hereby called on Tuesday, April 1, 1975, within the City of Petal, Mississippi, for the purpose of submitting to the qualified electors of the City of Petal, Mississippi, for their approval or disapproval, the action of the Mayor and Board of Aldermen in adopting an ordinance entitled, "AN ORDINANCE GRANTING AN ELECTRIC FRANCHISE TO MISSISSIPPI POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, IN THE CITY OF PETAL, MISSISSIPPI."

SECTION 2. At the said election all qualified electors of the City of Petal, Mississippi, are entitled to vote in the said election.

SECTION 3. The said special election will be held at the following polling places within the City of Petal, Mississippi, as follows, to-wit:

WARD I	Petal High School Old Richton Road
WARD II	Petal High School Old Richton Road
WARD III	W. L. Smith Elementary 400 Hill Crest Drive
WARD IV	W. L. Smith Elementary 400 Hill Crest Drive

The polls of said special election will be open at the hour of 7:00 o'clock A.M. in the morning and will be kept open until the hour of 6:00 o'clock P.M. in the evening of the aforesaid date and the said special election shall be held and conducted, as far as practicable in accordance with laws regulating special election in the State of Mississippi and the City of Petal, Mississippi.

SECTION 4. That the said special election shall be held and conducted by the Election Commissioners within and for the City of Petal, Mississippi, and shall be conducted as far as practicable in accordance with the laws regulating special elections in the State of Mississippi, and in the City of Petal, Mississippi. When the said Election Commissioners shall have received the returns of said election and ascertained the results thereof, they shall after having convassed the same, forthwith make return thereof to the Mayor and Board of Aldermen a report setting forth their actions in the holding of said elections and the results thereof.

SECTION 5. Election Commissioner, Lesley Lee, is hereby appointed to have the ballots printed. The said ballots to be used at said special election shall be in substantially the following form, to-wit:

OFFICIAL BALLOT
SPECIAL ELECTION
CITY OF PETAL, MISSISSIPPI
TUESDAY, APRIL 1, 1975

PROPOSITION

Do you approve or disapprove the action of the MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI, in adopting an ordinance entitled "AN ORDINANCE GRANTING AN ELECTRIC FRANCHISE TO MISSISSIPPI POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, IN THE CITY OF PETAL, MISSISSIPPI," whereby an electric franchise was granted to Mississippi Power Company, its successors and assigns as per the terms of said ordinance which was adopted by the Mayor and Board of Aldermen on the 4th day of March, 1975?

FOR APPROVAL OF SAID ORDINANCE

AGAINST APPROVAL OF SAID ORDINANCE

(Instructions to voters: Place a cross (x) mark or check (✓) mark opposite your choice.)

SECTION 6. That the Clerk of said City of Petal, Mississippi, shall give not less than twenty-one days notice of said special election on said electric franchise by posting notice thereof in three (3) public places within the municipality, and by publication in some newspaper having a general circulation in the City of Petal, Mississippi; said notice shall be in substantially the following form, to-wit:

NOTICE OF SPECIAL ELECTION
OF ELECTRIC FRANCHISE
CITY OF PETAL, MISSISSIPPI

Notice is hereby given to the qualified electors of the City of Petal, Mississippi, that a special election shall be held in the City of Petal, Mississippi, on Tuesday, April 1, 1975, on the following proposition:

PROPOSITION

Do you approve or disapprove the actions of the Mayor and Board of Aldermen of the City of Petal,

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Mississippi, in adopting an ordinance entitled, "AN ORDINANCE GRANTING AN ELECTRIC FRANCHISE TO MISSISSIPPI POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, IN THE CITY OF PETAL, MISSISSIPPI," whereby an electric franchise was granted to Mississippi Power Company, its successors and assigns, as per the terms of said ordinance which was adopted by the Mayor and Board of Aldermen on the 4th day of March, 1975. Said special election will be held at the following polling places within the City of Petal, Mississippi, as follows, to-wit:

WARD I	Petal High School Old Richton Road
WARD II	Petal High School Old Richton Road
WARD III	W. L. Smith Elementary 400 Hill Crest Drive
WARD IV	W. L. Smith Elementary 400 Hill Crest Drive

Said polling places will be open from the hour of 7:00 o'clock A.M. until the hour of 6:00 o'clock P.M. on said day. All qualified electors may vote at said election. Said special election will be held pursuant to a Resolution of the Mayor and Board of Aldermen adopted on the 4th day of March, 1975, calling a special election for the approval or disapproval of a majority of the qualified electors of the City of Petal, Mississippi, of the action of the Mayor and Board of Aldermen in adopting an ordinance entitled "AN ORDINANCE GRANTING AN ELECTRIC FRANCHISE TO MISSISSIPPI POWER COMPANY, ITS SUCCESSORS AND ASSIGNS, IN THE CITY OF PETAL, MISSISSIPPI.

A copy of said ordinance is set forth below in full, and is also made a part of this notice by reference. Done by order of the Mayor and Board of Aldermen on this the 4th day of March, A.D., 1975.

/s/ Susan B. Smith.
Clerk of the City of Petal, Mississippi

SECTION 7. That a certified copy of the Resolution shall be prepared by the Clerk of the City of Petal, and shall be delivered by her to the election commissioners of the City of Petal, Mississippi, and shall operate as a warrant and authority to said election commissioners in the holding of such special election on the date herein fixed.

SECTION 8. The election commissioners shall duly certify to the Mayor and Board of Aldermen of Petal, Mississippi, the result of said election as required by law.

The above and foregoing Resolution was introduced in writing by

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Alderman Mitchell Curry, and duly seconded by Alderman 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

This Resolution having received the affirmative vote of all of the members of the Board of Aldermen, the Mayor declared the Resolution unanimously adopted on this the 4th day of March, 1975 A.D.

THEREUPON, Alderman Mitchell Curry made a motion to adopt the Resolution calling for the approval or disapproval of the qualified electors of the action of the Mayor and Board of Aldermen in adopting and approving the ordinance granting the Mississippi Power Company Franchise; the motion was seconded by Alderman 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

THEREUPON, Mr. Tyner presented an order subsidizing Marsha Yawns's salary; the order read as follows; to-wit:

ORDER

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi have found that due to the increased duties and responsibilities of Clerk-typist, Marsha Yawn; and

WHEREAS, this individual is now employed on a CETA Program receiving the amount of \$2.10 per hour; and

WHEREAS, the Mayor and Board of Aldermen agree to subsidize her pay at the rate of \$.90 per hour and to enroll her on the City of Petal Insurance Group Plan in order to properly and fairly compensate her for discharging these increased duties and responsibilities.

IT IS THEREFORE ORDERED that Marsha Yawn will receive a subsidized payment from the City of Petal of \$.90 per hour payable as per previous order establishing the monthly pay period of city employees.

SO ORDERED by the Mayor and Board of Aldermen on this the 4th day of March, A.D., 1975.

THEREUPON, Alderman George B. Draughn made a motion to adopt the aforesaid order; 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":

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Mr. Tyner read an Order appointing Mrs. Seal as Deputy Tax Collector. The Order read as follows; to-wit:

ORDER

WHEREAS, the Mayor and the Board of Aldermen of the City of Petal, Mississippi by previous order appointed a Deputy Tax Collector; and

WHEREAS, the Deputy Tax Collector, Kathy Parrett, has resigned, the Mayor and the Board of Aldermen deem it necessary to appoint another Deputy Tax Collector to fill this position;

IT IS THEREFORE ORDERED that Gayle Seal be and she is hereby appointed as Deputy Tax Collector, in order to sign Privilege Licenses issued for the City of Petal, Mississippi.

SO ORDERED by the Mayor and the Board of Aldermen on this, the 4th day of March, A. D., 1975.

THEREUPON, Alderman A. L. Henderson, Jr. made a motion to adopt the aforesaid order; 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

Mayor Byrd requested the wishes of the Board for claims numbers' 282 through 324 in the total amount of \$18,738.04.

THEREUPON, Alderman W. H. Clearman made a motion to pay claims 282 through 324 in full; the motion was seconded by Alderman 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 Aldermen that he had been looking at several different Fire Departments, their building and operating procedures. Mayor Byrd stated that by visiting these different departments, he has been able to gain some valuable information. Mayor Byrd also stated that he was going to get in contact with Mr. Salinas concerning a draft plan for the new Fire Department building.

WHEREAS, Mayor Byrd requested authority from the Board of Aldermen to advertise for bids for coats and helmets for the Fire Department.

THEREUPON, Alderman W. H. Clearman made a motion authorizing the City of Petal to advertise for said bids; 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

ORDERED BY THE Mayor and Board of Aldermen of the City of Petal,

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publication for the time and in the manner required by law; to-wit:

NOTICE TO BIDDERS

Sealed bids will be received by the City of Petal, Mississippi, until 7:30 P.M. on Tuesday, April 15, 1975 of said City for the following:

- 7 - Firemen's coats with detachable quilt lining
- 1 - Yellow Captain's coat with detachable quilt lining
- 7 - Firemen's helmets
- 7 - Chin straps for helmets
- 7 - Face Shields for helmets

All coats must be acceptable for direct approach and have scot-lite trim.

The City of Petal, Mississippi reserves the right to reject any and all bids, to waive any formalities. Any bid or proposal accepted will be on the basis of the lowest and best bid or proposal.

City of Petal, Mississippi

/s/ Susan B. Smith
Susan B. Smith, City Clerk

Mayor Byrd stated to the Board of Aldermen that Judge Thomas had received an invitation from the National Conference of Special Court Judges to attend a seminar on Traffic Court. Mayor Byrd said that Judge Thomas will pay his expenses, but there is a registration fee of \$120.00. Mayor Byrd requested the wishes of the Board.

THEREUPON, Mitchell Curry made a motion authorizing payment by the City of Petal of Judge Thomas's registration fee; 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

Mr. Tyner stated to the Mayor and Board of Aldermen that he had obtained a copy of Hattiesburg's Animal Control Ordinance. Mr. Tyner stated that this ordinance was all encompassing and if the City of Petal is to have an animal control ordinance, this ordinance would be best. Mayor Byrd requested the Aldermen to get copies of the ordinance from Mrs. Smith and to study the ordinance very carefully. Mayor Byrd said we must keep in mind that the City of Petal would have to have proper facilities for these animals and also a person responsible for capturing and keeping these animals.

WHEREAS, Mr. Draughn presented to the Mayor and Board of Aldermen a map of a proposed land site that the City of Petal could use for the future building of City Hall. After a lengthy discussion, Alderman W. H. Clearman made a motion for Mr. Draughn to get a written commitment from Mr. Jesse Bruce, and to get the pro-

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, Alderman George B. Draughn also stated to the Mayor and Board of Aldermen that a decision had to be made on the land for the park.

THEREUPON, Alderman W. H. Clearman made a motion authorizing Mr. Draughn to notify Mr. Watkins the City of Petal desires to purchase his land, and Mr. Watkins will furnish the City of Petal a land survey and title opinion. The motion was seconded by Alderman 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, Alderman W. H. Clearman stated to the Board of Aldermen that the Police Committee had a meeting on March 1, 1975, and had hired an additional patrolman.

THEREUPON, Mrs. Smith read the following order, to-wit:

ORDER

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, deem it necessary to appoint an additional Policeman for the Petal Police Department, and

WHEREAS, the Mayor and Board of Aldermen deem it necessary for the immediate preservation of the public peace and public welfare, the Order shall be retroactive as of March 1, 1975;

IT IS THEREFORE ORDERED that the monthly rate of pay for the individual appointed shall be the sum of \$575.00 per month, and to be paid by paying one-half of the monthly salary on the 15th day of each month and one-half of the monthly salary on the last day of each month, for each month of employment and to be bonded for the sum of \$1,000.00.

IT IS THEREFORE ORDERED that Charles Foreman be and he is hereby appointed as a Policeman for the City of Petal's Police Department, to serve from March 1, 1975, until further orders of the Mayor and Board of Aldermen of the City of Petal, Mississippi.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the 4th day of March, A. D., 1975.

ORDERED BY THE Mayor and Board of Aldermen of the City of Petal, Mississippi, that the following Proof of Publication be and the same is hereby approved and filed,

to-wit:

NOTICE TO BIDDERS for 24,000 gallons of 90-95 octane rated, un-leaded gasoline.

NOTICE TO BIDDERS for one (1) new 4,000 gallon capacity storage tank complete with pipes.

WHEREAS, Mayor Byrd stated to the Board of Aldermen that the City of Petal will join with the President and Congress of the United States in proclaiming March 2nd through the 8th, 1975, as "Save Your Vision Week" to help emphasize the importance of vision and vision care.

WHEREAS, Mayor Byrd stated to the Board of Aldermen that at the last meeting of the East Forrest Utility District, the Board of Commissioners had passed an Order permitting the City of Petal to assume the responsibility, obligations, operation, and maintenance of the Petal Volunteer Fire Department.

THEREUPON, Susan Smith read the following order, to-wit:

ORDER

WHEREAS, during the time the City of Petal was not incorporated, the East Forrest Utility District assumed the responsibility, obligation, operation, and maintenance of the Petal Volunteer Fire Department; and

WHEREAS, the Mayor and Board of Aldermen deem it necessary and proper, and hereby find that it is in the public interest that the obligation, operation, and maintenance of the Petal Volunteer Fire Department be transferred and assumed by the City of Petal, Mississippi, effective March 1, 1975.

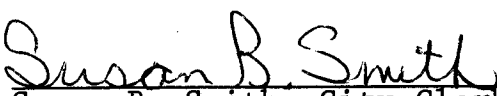
SO ORDERED BY THE Mayor and Board of Aldermen on this, the 4th day of March, A. D., 1975.

There being no further business, the meeting was ordered adjourned on this, the 4th day of March, A. D., 1975.


Ulmer Byrd, Mayor

(SEAL)

ATTEST:


Susan B. Smith, City Clerk
City of Petal, Mississippi