

MINUTES - PETAL, MISS.

WHEREAS, Mayor Byrd requested the wishes of the Board concerning the method of assessment for the 1976 Tax Rolls.

THEREUPON, Alderman Mitchell Curry made a motion authorizing the Tax Assessor to copy the county's 1976 assessment roll. The motion was seconded by Alderman W. H. Clearman.

Those present and voting "Yea":

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

Those present and voting "Nay":

None

Mr. Henderson stated that of the proposals received for the raincoats, Roper was the lowest. Mr. Henderson also stated that he would have some comparable prices, concerning the painting of the identification of the police cars by the next council meeting.

WHEREAS, Mayor Byrd presented the monthly report for the month of June.

SO ORDERED, by the Mayor and Board of Aldermen, that the following proof of publication be and filed as required by law, to-wit:

PICKUP TRUCK

THEREUPON, there being no further business, Alderman W. H. Clearman made a motion to adjourn. The motion was seconded by Alderman Charles A. Sumrall.

Those present and voting "Yea":

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

Those present and voting "Nay":


None

There being no further business, the meeting was ordered adjourned on this the 20th day of July, A. D., 1976.


Ulmer Byrd, Mayor

(SEAL)

ATTEST:


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, Mississippi, at 7:30 P. M., August 3, 1976, in the Mayor's office in the City Hall.

Those Present: Mayor Ulmer Byrd

City Attorney: Thomas W. Tyner

Aldermen: W. H. Clearman
George B. Draughn
Mitchell Curry
Charles A. Sumrall
A. L. Henderson, Jr.

MINUTES - PETAL, MISS.

Others Present: Mrs. Cathryn R. Crowson
Rev. W. A. Fordham
Rev. Leland Hogan
Bobby Fennell
Aubra Evans

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

The invocation was offered by Reverend W. A. Fordham.

The minutes of the meeting held July 20, 1976, were read by Susan B. Smith.

THEREUPON, Alderman Mitchell Curry made the motion to adopt the minutes as read. The motion was seconded by Alderman Clearman.

Those present and voting "Yea":

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

Those present and voting "Nay":

NONE

The hour of 7:30 P. M. having arrived, the Mayor and Board of Aldermen began to open and publicly read all bids received for bindery services for the 1976 Tax Rolls.

SOUTHERN SYSTEMS & SERVICE CO./P.O. BOX 1562/HATTIESBURG, MS. 39401

July 30, 1976

Honorable Mayor and Board of Aldermen
City of Petal
Petal, Miss.

Gentlemen:

In accordance with your advertisement for bids for binders, bindery service, etc., for your 1976 Assessment Rolls and Tax Receipts, we propose as follows:

To furnish items specified and to perform the services required in accordance with your specifications for the total sum of \$454.50

The above sum is separated as requested by you as follows:

For services and items for preparation of your 1976 Assessment Rolls the sum of \$130.00

For services and items for preparation of your 1976 tax receipts the sum of \$324.50

Thanking you for this opportunity to quote on your requirements and looking forward to serving you further, we are

Yours truly,

SOUTHERN SYSTEMS & SERVICE CO.

s/s James B. Ezell, President
James B. Ezell, President

Mayor Byrd stated that the Southern Systems bid was the only bid received and requested the wishes of the Board.

THEREUPON, Alderman Charles A. Sumrall made a motion accepting Southern Systems bid in the amount of \$454.50. The motion was seconded by Alderman A. L. Henderson, Jr.

Those present and voting "Yea":

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

Those present and voting "Nay":

NONE

MINUTES - PETAL, MISS.

Mr. Tyner presented to the Mayor and Board of Aldermen the Order of depository for the Municipal Separate School District. The Order read as follows, to-wit:

O R D E R

WHEREAS, The Mayor and Board of Aldermen of the City of Petal, Mississippi, deem it necessary due to the creation of the Municipal Separate School District, to appoint a temporary depository for said Municipal Separate School District, and

WHEREAS, the City of Petal, Mississippi, General, Escrow, and Fire Protection Funds are deposited with First Mississippi National Bank, and

WHEREAS, the Mayor and Board of Aldermen do herein appoint First Mississippi National Bank as the temporary depository for the allocated funds for the City of Petal, Mississippi, Municipal Separate School District.

NOW, THEREFORE BE IT ORDERED that First Mississippi National Bank is hereby appointed as temporary depository for the funds from the Municipal Separate School District until notice to bidders can be advertised and bids accepted appointing depositories.

SO ORDERED on this the 3rd day of August, A. D., 1976.

THEREUPON, Alderman George B. Draughn made a motion adopting the aforesaid Order. The motion was seconded by Alderman Charles A. Sumrall.

Those present and voting "Yea":

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

Those present and voting "Nay":

NONE

Mr. Tyner presented to the Mayor and Board of Aldermen the following Notice to Bidders for Municipal Separate School District depositories. The Notice to Bidders read as follows, to-wit:

NOTICE TO BIDDERS

Pursuant to the provisions of Section 27-105-305, and 27-105-353, Mississippi Code of 1972 Annotated, and amendments thereto, Notice is hereby given to all banks in Forrest County, Mississippi, that bids will be received from banks at the regular meeting of the Mayor and Board of Aldermen of the City of Petal, Mississippi, to be held in the office of the Mayor in the City Hall of the City of Petal until 7:30 P. M., Tuesday, September 2, 1976, for the privilege of keeping funds of the Petal Municipal Separate School District with extended territory, such bids to be submitted as provided by law, and particularly as provided by Sections 27-105-305, and 27-105-353, Mississippi Code of 1972, Annotated, and amendments thereto.

The City of Petal, Mississippi, reserves the right to reject any and all bids and to waive any formalities. Any bid

MINUTES - PETAL, MISS.

accepted will be on the basis of the lowest and best bid.

WITNESS my signature and the seal of said City on this, the 3rd day of August, A. D., 1976.

CITY OF PETAL

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

(SEAL)

THEREUPON, Alderman Sumrall made the motion authorizing the publication of the aforesaid Notice to Bidders. The motion was seconded by Alderman W. H. Clearman.

Those present and voting "Yea":

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

Those present and voting "Nay":

NONE

Mr. Tyner read a Resolution designating Mr. Nobles as the disbursing officer for the Municipal Separate School District. The Resolution read as follows, to-wit:

R E S O L U T I O N

A Resolution delegating to the Superintendent of the Petal Municipal Separate School District, with added territory, the duty and responsibility of acting as Special Accounting Officer and Treasurer serving for the City Clerk with respect to any and all Municipal Separate School District funds.

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

WHEREAS, there has been created the Petal Municipal Separate School District with added territory; and

WHEREAS, under the laws of the State of Mississippi, as made and provided, the City Clerk of the City of Petal is designated to disburse and pay out the funds to the credit of the Municipal Separate School District upon warrants of the municipality; and

WHEREAS, the governing authorities of the City of Petal, Mississippi, are authorized pursuant to Section 37-7-633 of the Mississippi Code of 1972, to delegate to the Superintendent of the Petal Municipal Separate School District, with added territory, such duties and responsibilities; and

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, find that it would be in the best interest of the City of Petal, a municipal corporation, and the Petal Municipal Separate School District, with added territory, that the Superintendent of the Petal Municipal Separate School District, be delegated the duty and responsibility of acting as Special Accounting Officer and Treasurer serving by and for the City Clerk with respect to any and all Municipal Separate School District funds.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI, that the Superintendent

be, and he is hereby, delegated the duty and responsibility of acting as Special Accounting Officer and Treasurer serving for the City Clerk of the City of Petal, Mississippi, with respect to any and all funds of the Petal Municipal Separate School District, with added territory, and that said Superintendent shall issued all warrants without the necessity of registration thereof by the City Clerk, but that said Superintendent shall furnish a financial statement of receipts and disbursements, by funds, on or before the 10th day of each month covering the prior month to the City Clerk of the City of Petal, Mississippi, all as set forth and provided in Section 37-7-633 of the Mississippi Code of 1972.

SO RESOLVED, BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI, ON THIS, the 3rd day of August, A. D., 1976.

s/s Ulmer Byrd
Ulmer Byrd, Mayor

ATTEST:

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

(SEAL)

THEREUPON, Alderman A. L. Henderson, Jr., made the motion adopting the resolution as read. The motion was seconded by Alderman Mitchell Curry.

Those present and voting "Yea":

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

Those present and voting "Nay":

NONE

After voting for the above resolution, Mr. Tyner explained to the Board that the Municipal Separate School District revenues and disbursements would continue to be the City's responsibility as monthly reports on expenditures and revenues would be filed with the City Clerk.

Mr. Tyner presented to the Mayor and Board of Aldermen Ordinance 1976 (30). The Ordinance read as follows, to-wit:

ORDINANCE 1976 (30)

AN ORDINANCE LIMITING CERTAIN SALES ON SUNDAY AND
ESTABLISHING HOURS OF SALE

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

SECTION 1:

It shall be unlawful for any sales of food or food products or garden and lawn supplies to be made in the City of Petal, Mississippi, on a Sunday, other than those items which shall be sold in an establishment with not more than 2400 square feet of sales space and have not more than three employees at any one time, including the owner, operator, or proprietor of such establishment, pro-

vided, however, that no sales of the aforesaid items may be made in the City of Petal, Mississippi, between the hours of one o'clock A.M. and twelve o'clock noon on a Sunday.

THEREUPON, Alderman Charles A. Sumrall made a motion adopting Section 1; the motion was seconded by George B. Draughn.

Those present and voting "Yea":

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

Those present and voting "Nay":

NONE

SECTION 2:

For the purpose of this ordinance, the words "sales space" as set forth in Section 1 above, shall include that space in such establishment, not only which is open to the public, but also that space where refrigerators, vending machines and meats or other food products are displayed to the public.

THEREUPON, Alderman W. H. Clearman made a motion adopting Section 2; the motion was seconded by Alderman A. L. Henderson, Jr.

Those present and voting "Yea":

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

Those present and voting "Nay":

NONE

SECTION 3:

The limitations of this ordinance shall not apply to restaurant or sellers of prepared foods or beverages for consumption on or off the premises.

THEREUPON Alderman Mitchell Curry made a motion adopting Section 3; the motion was seconded by Charles A. Sumrall.

Those present and voting "Yea":

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

Those present and voting "Nay":

NONE

SECTION 4:

It shall be unlawful for any sales to be made in the City of Petal, Mississippi, in violation of the laws of the State of Mississippi.

THEREUPON, Alderman A. L. Henderson made a motion adopting Section 4; the motion was seconded by W. H. Clearman.

Those present and voting "Yea":

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

Those present and voting "Nay":

NONE

SECTION 5:

Any person or persons violating the provisions of this ordinance either by selling, offering for sale, or purchasing any goods prohibited for sale by this ordinance shall be guilty of a misdemeanor for the violation of which he may be fined a sum of not more than \$300 or jailed for not more than 90 days, or fined and jailed as herein provided. Each separate violation of this ordinance shall constitute a separate misdemeanor for which the violator may be punished as hereinabove set forth.

THEREUPON, Alderman Mitchell Curry made a motion adopting Section 5; the motion was seconded by Charles A. Sumrall.

Those present and voting "Yea":

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

Those present and voting "Nay":

NONE

SECTION 6:

This ordinance shall take effect and be in force thirty (30) days after passage.

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

Those present and voting "Yea" and in favor of passage, adoption and approval of Sections 1, 2, 3, 4, 5, and 6 of the foregoing Ordinance:

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

Those present and voting "Nay" or against the adoption of any Section of the foregoing Ordinance:

NONE

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

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

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 3rd day of August, A. D., 1976.

MINUTES - PETAL, MISS.

s/s Ulmer Byrd
Ulmer Byrd, Mayor

(SEAL)

ATTEST:

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

WHEREAS, Mr. Tyner read Ordinance 1976 (31). The Ordinance read as follows,
to-wit:

ORDINANCE 1976 (31)

OF THE CITY OF PETAL, MISSISSIPPI
AN ORDINANCE REGULATING TRAILERS OR MOBILE HOMES
NOT IN TRANSIT AND MOBILE HOME PARKS, ESTABLISHING
LICENSE AND PERMIT PROCEDURES, PROVIDING FOR THE
ISSUANCE OF LICENSE, PROVIDING FOR PENALTIES FOR
VIOLATION, AND FOR RELATED PURPOSES

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

SECTION 1. Definitions, as used in this ordinance:

- (a) "Mobile Home" means any vehicle or similar portable structure having a foundation of either wheels, jacks, skirtings, or permanent foundation, and so designed or constructed as to permit occupancy for dwelling or sleeping purposes.
- (b) "Mobile Home Park" means the premises where more than one house trailer or mobile home is parked for living or sleeping purposes regardless of whether or not a charge is made therefore, or any premises used or hired out for the purpose of supplying a parking space for more than one house trailer or mobile home for living or sleeping purposes.
- (c) "Mobile Home Space" means a plot of ground within a mobile home park designed for the accommodation of one mobile home.
- (d) "Park" means mobile home park.
- (e) "Person" means any natural individual, firm, trust, partnership, association, corporation, or other legal entity.

SECTION 2. Parking of house trailers, mobile homes, or trailers used for living, sleeping or eating purposes shall be prohibited in any street or land of the City of Petal, public or private, or in any residential section of the City, except in an approved Mobile Home Park except that not more than one trailer of a non-paying guest of a resident of the municipality may park on the property of said resident, not to exceed seventy-two hours in any one month; provided, however, the prohibi-

paragraph stated, shall not apply to a single, unoccupied camper-trailer or motor home or trailer owned by, and stored or located on the premises of or leased to, a person or persons permanently and regularly residing in other residential structures on said premises who use said mobile home, trailer, camper, or motor home periodically or seasonally for travel purposes away from the City of Petal.

SECTION 3: Requirement for license and temporary permits.

- (a) All mobile homes not in transit and mobile home parks shall be under the direct jurisdiction of the City Building Inspector and a parking permit shall be required for any mobile home, trailer or house trailer not in transit in the City of Petal, and shall be secured from the City Building Inspector for a permit fee of such sum as shall be ordered by the Mayor and Board of Aldermen; provided, however, that no license or permit fee shall be required to any single, unoccupied camper trailer or motor home owned by and stored or located on the premises of or leased to a person or persons permanently and regularly residing in other residential structures on said premises who use said mobile home periodically or seasonally for travel purposes away from the City of Petal.
- (b) It shall be unlawful for any person to maintain or operate a mobile home park within the limits of the City of Petal, unless such person shall first obtain a license therefor, except that the maintenance or operation of a mobile home park in existence on the effective date of this Ordinance may be continued under a temporary permit for such period of time and under such conditions as are hereinafter prescribed.
- (c) A temporary permit, upon written request therefor, shall be issued by the City Building Inspector for every mobile home park in existence upon the effective date of this ordinance, permitting the park to be maintained and operated during a period ending 180 days after the effective date of this ordinance, without being subject to the provisions as are made expressly applicable to permittees.
- (d) The term of the temporary permit shall be extended, upon written request, for not to exceed one additional period of 180 days, if (1) the permittee shall have filed application for a license in conformity with Section 5 of this Ordinance within 90 days after the effective date of this Ordinance, (2) the permittee is of good moral character,

MINUTES - PETAL, MISS.

and the park plans and specifications accompanying the application for license comply with all provisions of this ordinance and all other applicable ordinances and statutes, (3) the permittee shall have diligently endeavored to make the existing park conform fully to the plans and specifications submitted with the applications, and (4) failure to make the existing park conform fully to such plans and specifications shall have been due to causes beyond the control of the permittee.

SECTION 4: Fees for license, permits, and temporary permits.

- (a) The annual license fee for each mobile home park shall be that prescribed by the Mississippi Local Privilege Tax Laws, including, but not limited to, Section 27-17-381 of the Mississippi Code of 1972.
- (b) The temporary permit fee for each 180 day period shall be one-half of the annual license fee prescribed in subsection (a) of this section.

SECTION 5: Application for license.

- (a) Application for initial license: Application for initial mobile home park license shall be filed with and issued by the City Building Inspector. The application shall be in writing, signed by the applicant, and shall include the following:
 - (1) The name and address of the applicant;
 - (2) The location and legal description of the mobile home park;
 - (3) A complete plan of the park in conformity with the requirements of Section 6 hereof;
 - (4) Plans and specifications of all buildings, improvements and facilities constructed or to be constructed within the mobile home park;
 - (5) Such further information as may be requested. The application and all accompanying plans and specifications shall be filed in duplicate. The City Building Inspector shall investigate the applicant and inspect the application and the proposed plans and specifications. If the proposed mobile home park will, when constructed or altered in accordance with such plans and specifications, be in compliance with all provisions of this ordinance and all other applicable ordinances and statutes, the Mayor and Board of Aldermen may approve the application, and upon completion of the park according to the plans, the City Building Inspector shall issue the license.

- (b) Application for renewal license: Upon applications in writing by a licensee for renewal of a license and upon payment of the annual license fee, the City Building Inspector shall issue a certificate renewing such license for another year.

SECTION 6: Mobile Home Park Plan. The mobile home park shall conform to the following requirements:

- (a) The park shall be located on a well-drained site, properly graded to insure rapid drainage and freedom from stagnant pools of water.
- (b) Mobile home spaces shall be provided consisting of a minimum of 1500 square feet for each space which shall be at least 30 feet wide and clearly defined; provided however, that mobile home parks in existence on the effective date of this ordinance which provide mobile home spaces having a width or area less than that hereinabove prescribed, may continue to operate with spaces of the existing width and area, but in no event, shall any mobile home space be less than 25 feet wide, and have an area of less than 1000 square feet.
- (c) Mobile homes shall be so harbored on each space, that there shall be at least a 15 foot clearance between mobile homes. No mobile home shall be located closer than 15 feet from any building within the park, or from any property line bounding the park.
- (d) All mobile home spaces shall abut upon a driveway of not less than 20 feet in width, which shall have unobstructed access to a public street or highway.
- (e) All driveways within the park shall be hard surfaced and lighted at night with electric lamps of not less than 25 watts each, spaced at intervals of not more than 100 feet.
- (f) An adequate supply of pure water for drinking and domestic purposes shall be supplied by pipes to all buildings and mobile home spaces within the park to meet the requirements of the park. Each mobile home space shall be provided with a cold water tap at least 4 inches above the ground.
- (g) Waste from showers, bath tubs, flush toilets, urinals, lavatories, slop sinks and laundries in service and other buildings within the park

shall be discharged into a public sewer system.

- (h) Each mobile home space shall be provided with a trapped sewer at least 4 inches in diameter, which shall be connected to receive the waste from the shower, bath tub, flush toilet, lavatory, and kitchen sink of a mobile home harbored in such space and having any or all such facilities.

The trapped sewer in each space shall be connected to discharge the mobile home waste into a public sewer system.

- (i) Garbage and rubbish shall be placed in receptacles provided with tight fitting covers in quantities adequate to permit disposal of all garbage and rubbish. Such receptacles shall be located in one designated area and shall be supported by metal racks, hangers, or other means so as to prevent them from being overturned and shall be kept in a sanitary condition at all times.

- (j) Every park shall be equipped at all times with standard fire extinguishing equipment in good working order, of such type, size and number and so located within the park as to satisfy applicable reasonable regulations of the fire department of the City of Petal. No open fires shall be permitted in any place which may endanger life or property. No fire shall be left unattended at any time. All trailers shall be located within 300 feet of fire extinguishers.

- (k) Park electric wiring and equipment shall comply with the National Electrical Code. Park operators shall provide at each mobile home unit parking space, a means of connecting the trailer frame grounding terminal to an effective ground when outside current is provided.

SECTION 7: Register of occupants. It shall be the duty of each licensee and permittee to keep a register containing a record of all mobile home owners and occupants located within the park. The register shall contain the following information:

- (a) The name and address of each mobile home occupant;
- (b) The name and address of the owner of each mobile home and motor vehicle by which it is towed;
- (c) The make, model, year and license number of each mobile home and motor vehicle;
- (d) The state, territory or county issuing such license;
- (e) The date of arrival and of departure of each mobile

The park shall keep the register available for inspection at all times by law enforcement officers, public health officials, and other officials whose duties necessitate acquisition of the information contained in the register. The register record for each occupant registered shall not be destroyed for a period of three years following the date of departure of the registrant from the park.

SECTION 8: Supervision. The licensee or permittee, or a duly authorized attendant or caretaker, shall be in charge of the park at all times and shall keep the mobile home park, its facilities and equipment in a clean, orderly and sanitary condition. The attendant or caretaker shall be answerable, with the licensee or permittee, for the violation of any provision of this ordinance to which the licensee or permittee is subject.

SECTION 9: Revocation of license. The Mayor and Board of Aldermen of the City of Petal may revoke any license to maintain and operate a mobile home park when the licensee has been found guilty by a Court of competent jurisdiction of violating any provision hereof. After such conviction, the license may be reissued if the Mayor and Board of Aldermen finds the circumstances leading to conviction have been remedied and the mobile home park is going to be maintained and operated in full compliance with all applicable laws.

SECTION 10: Posting of license and temporary permit. The license certificate or temporary permit shall be conspicuously posted in the office of or on the premises of the mobile home park at all times.

SECTION 11: Penalty. Any person violating this ordinance shall be fined not less than \$5.00, nor more than \$100.00 for each offense and each day said violation continues shall constitute a separate offense.

SECTION 12: Severability clause. If any clause, sentence, or part of this ordinance shall, for any reason, be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this ordinance, but shall be confined in its operation to the clause, sentence, paragraph or part thereof, directly involved in the controversy in which judgment shall have been rendered.

SECTION 13: This ordinance shall be in full force and effect, thirty days after its passage.

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

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

MINUTES - PETAL, MISS.

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

Those present and voting "Nay" or against any of said sections of the foregoing Ordinance:

NONE

Those present and voting "Yea" and in favor of the passage, adoption and approval of the ordinance as a whole:

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

Those present and voting "Nay" or against the passage, adoption and approval of the ordinance as a whole:

NONE

WHEREUPON, the foregoing ordinance be, and the same is hereby passed, adopted, and approved on this the 3rd day of August, A. D., 1976.

s/s Ulmer Byrd
Ulmer Byrd, Mayor

ATTEST:

(SEAL)

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

After the ordinance was read, Alderman Curry made a motion deleting the last sentence of Section 2. The motion was seconded by Alderman A. L. Henderson, Jr.

Those present and voting "Yea":

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

Those present and voting "Nay":

NONE

THEREUPON, Alderman W. H. Clearman made a motion adopting the Ordinance section by section. The motion was seconded by Alderman Curry.

Those present and voting "Yea":

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

Those present and voting "Nay":

NONE

WHEREAS, Mayor Byrd requested the wishes of the Board concerning Claims 1465 through 1495.

THEREUPON, Alderman W. H. Clearman made a motion authorizing payment of Claims 1465 through 1495. The motion was seconded by Alderman Charles A. Sumrall.

Those present and voting "Yea":

MINUTES - PETAL, MISS.

A-5595 REVISIONS-NAMES

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

Those present and voting "Nay":

NONE

WHEREAS, Mr. Tyner reported to the Mayor and Board of Aldermen stating that he had contacted the Housing Urban Development regional office asking for their approval as bond holders of the acquisitions by the City of Petal of the assets and liabilities of the East Forrest Utility District. Mr. Tyner stated that Housing Urban Development will give a decision to the City within three days.

Mayor Byrd stated that at the last council meeting a vote was not taken promoting Gary Morrow as Lieutenant and establishing his rate of pay.

THEREUPON, Alderman W.H. Clearman made a motion promoting Gary Morrow to Lieutenant, receiving the rate of pay of \$675.00 per month. The motion was seconded by Alderman A. L. Henderson, Jr.

Those present and voting "Yea":

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

Those present and voting "Nay":

NONE

Mayor Byrd presented to the Board a letter from the Mississippi Regional Housing Authority. The letter read as follows, to-wit:

MISSISSIPPI REGIONAL HOUSING AUTHORITY NO. VIII
Gulfport, Mississippi 39503

August 17, 1976

Mayor Ulmer Byrd
City of Petal
Petal, Mississippi 39465

Dear Mayor Byrd:

On July 28, 1976, we wrote you a letter and enclosed a suggested resolution concerning our Section 8 Existing Housing Assistance Payment Program.

In our letter, we requested a meeting with you and your city officials for the purpose of explaining this program and to ask that you adopt the resolution so that your city could avail itself of the benefits of rental subsidies to certain income groups.

As of this date we have not had a reply from you and would like again to request that a date be set so that we may be represented at your next Council meeting.

We would appreciate hearing from you at your earliest convenience.

Respectfully,

/s/ ALFRED E. RUSHING
Alfred E. Rushing
Executive Director

AER:bk

THEREUPON, Mayor Byrd requested Mesrs. Sumrall, Henderson, and Draughn to take this under consideration and report to the next council meeting.

WHEREAS, Mayor Byrd stated to the Board that the Red and White Store had submitted a letter to the City. The letter read as follows, to-wit:

MINUTES - PETAL, MISS.

RED & WHITE SUPERMARKETS
of Mississippi, Inc.

July 30, 1976

The Honorable Mayor Byrd
Board of Aldermen
Petal, Ms 39465

Dear Mayor Byrd:

Attached please find two (2) drawings which depict the relationship of our store in Petal to the school complex at Main and Central and the Temple Baptist Church on Jackson Street.

We deeply respect the decision of the people of Petal in their efforts to control sale of alcoholic beverages within 500 feet of either a school or a church. As you will note, our store is beyond the 500 feet limit from the school, but is only 416.5 feet from the S. E. corner of the church.

Although our store is less than 500 feet from the church, we believe that, for the purposes of the ordinance, our store is beyond the limit of the ordinance in view of the fact that, not only is the church obscured from view of our store and our store of it, but there is no access route between the two locations. For practical purposes then, our store is much further from this church than the ordinance requires and we believe the intent of the ordinance has been satisfied.

Therefore, we do respectfully request that the City of Petal grant us a variance to the ordinance as it relates to the straight line measurements between the Temple Baptist Church and our store. Should you grant this variance, we would then apply for a city beer permit. This request is not, in our opinion, a moral question, but a request for the privilege of being able to provide those goods and services that we believe the Petal area residents desire in the regular course of purchasing all other consumption items.

The success and future prosperity of our store, and also that of the business community of Petal, depends on our accepting the responsibility of providing Petal residents with the goods and services they desire. As individual stores compete, so must also communities and their collective businesses.

We know that you will give this matter your most earnest and objective consideration. May we hear from you on your decision?

Sincerely,

RED & WHITE SUPERMARKETS OF
MISSISSIPPI, INC.

/s/ C. R. MANNING
C. R. MANNING
President

Attachment

After reading the letter, Alderman Draughn made a motion that Mayor Byrd shall be given the authority to relate to the Red and White Store that the regulations in Ordinance 1974 (12) would not be changed. The motion was seconded by Alderman Sumrall.

Those present and voting "Yea":

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

Those present and voting "Nay":

NONE

Mayor Byrd asked if there would be anyone available to attend the Chamber of Commerce meeting the next day at noon. Alderman Clearman stated he would be able to go.

WHEREAS, Mayor Byrd asked if there were any questions about the pro-ration for the month of July, and if so, they could be dealt with by the City Clerk.

Mayor Byrd asked for the report on the new City Hall. Alderman Curry made

MINUTES - PETAL, MISS.

the report on the revised plans from Southern Systems and would report on the blueprints for the City Hall at a later date.

WHEREAS, Mrs. Catheryn Crowson brought to the attention of the Board a list of questions concerning the sewer problem around Hillcrest Loop. Mayor Byrd stated that the Board would answer her questions in letter form.

THEREUPON, Alderman Clearman made the motion to adjourn. Alderman Sumrall seconded the motion.

Those present and voting "Yea":

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

Those present and voting "Nay":

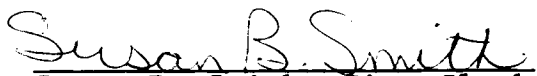
NONE

There being no further business, the meeting was adjourned on this the 3rd day of August, A. D., 1976.


Ulmer Byrd, Mayor

(SEAL)

ATTEST:


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, Mississippi, at 7:30 P. M., August 17, 1976, in the Mayor's office in the City Hall.

Those Present: Mayor Ulmer Byrd

City Attorney: Thomas W. Tyner

Aldermen: W. H. Clearman
Mitchell Curry
Charles A. Sumrall
A. L. Henderson, Jr.

Others Present: Mr. H. R. Nobles
Mr. Bill McSwain
Mr. Jimmy Dale Odom

Mayor Byrd stated that Mr. Draughn was in the hospital at this time and would not be present for the meeting.

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

The invocation was offered by Mr. Roy Jones.

The minutes of the meeting held August 3, 1976, were read by Susan B. Smith.

WHEREAS, Mr. Sumrall stated that in the minutes where it states that Alderman Sumrall made the motion authorizing Mayor Byrd to relate to the Red and White Store, the regulations in Ordinance 1974 (12) and seconded by Alderman Draughn should be changed to read Alderman Draughn made the motion, and Alderman Sumrall seconded the motion.

THEREUPON, Alderman Sumrall made a motion adopting the minutes with the