

MINUTES - PETAL, MISS.

Those present and voting "Nay":

None

WHEREAS, Mayor Byrd addressed the Board with the names of the persons appointed to the subdivision committee. The committee read as follows:

Chairman - Charles A. Sumrall

Committee - A. L. Henderson, Jr.
Roy E. Jones
Terry Steed
Cecil Easterling
Bill McSwain
Charles Lyles

SO ORDERED, that the following proofs of publication be received and filed as required by law, to-wit:

- (1) Notice to Bidders - Depository for Municipal Separate School District
- (2) Ordinance 1976 (31)
- (3) Budget for Fiscal Year 1976-1977

WHEREAS, Mr. Clearman stated he had a few calls concerning a curfew for 10 to 12 year old children. Mayor Byrd asked him to get with the Police Department on this and report at the next meeting. It was also suggested that an article be put in the paper concerning this matter.

WHEREAS, Mayor Byrd commented that the City had acquired the services of Mr. J. W. McCarthy as animal warden, and he would be working with Chief Wallace.

THEREUPON, Alderman W. H. Clearman made the motion to adjourn.

Alderman Charles Sumrall seconded the motion.

Those present and voting "Yea":

Alderman W. H. Clearman
Alderman Mitchell Curry
Alderman Charles A. Sumrall
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 September, 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., September 21, 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.

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Others Present: Aubra Evans
Mrs. Downey
Mrs. McMahon
Mrs. Hamilton

Mayor Byrd stated that Mr. Draughn was still convalescing at his home.

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

The invocation was offered by Alderman Henderson.

The minutes of the meeting held September 7, 1976, were read by Mary Wells.

THEREUPON, Alderman Sumrall made a motion that the minutes be adopted as read.

The motion was seconded by Alderman Henderson.

Those present and voting "Yea":

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

Those present and voting "Nay":

None

WHEREAS, Mrs. Downey with the Petal Home and Garden Club read a letter concerning the maintenance of the medians in the downtown area. The letter read as follows, to-wit:

September 21, 1976

Mayor Byrd
City Aldermen
Petal, Mississippi

It is the feeling of the Petal Home and Garden Club that since Petal has officially become a City, that you would like to assume the responsibility of keeping the medians in our City.

We have kept these areas up for many years, but find it is getting to be too much for our club. However, we will keep the shrubs pruned, and replaced when necessary.

We do hereby submit this letter for your consideration.

Thank you,
PETAL HOME AND GARDEN CLUB

Mayor Byrd asked the wishes of the Board concerning the maintenance of the medians by the City. Alderman Clearman made a motion that the City take over the maintenance of the medians in the downtown area. Alderman Sumrall seconded the motion.

Those present and voting "Yea":

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

Those present and voting "Nay":

None

WHEREAS, the hour of 7:30 P. M. having arrived for the opening of the sealed bids for the depository of the Municipal Separate School District, Mr. Tyner read the first bid from Southern National Bank. The bid read as follows, to-wit:

SOUTHERN NATIONAL BANK/118 West Pine Street/ Hattiesburg, Ms

August 24, 1976

The Honorable Ulmer Byrd, Mayor, and
The Board of Aldermen
City of Petal
Petal, Ms 39465

Gentlemen:

Pursuant to your call for bids to qualify as a depository for

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the funds of the Petal Municipal Separate School District as per your published notice dated August 6, 1976, the Southern National Bank, Hattiesburg, requests that it be considered and so designated as a depository for the period beginning September 2, 1976, until another call for bids has been published and a successor has been named and qualified. The Southern National Bank can and will meet all the requirements as provided under Section 27-105-305 and Section 27-105-353, Mississippi Code of 1972, annotated, and any amendments thereto.

If the Southern National Bank is designated as a depository for the period aforesaid we agree to receive and disburse all funds in strict conformity with and pursuant to the depository laws governing the depositories of public funds, accounting for all funds deposited and rendering periodic statements as required.

The Southern National Bank will also pledge eligible funds as security in the amounts as required under the depository laws of the State of Mississippi. (All public funds are insured up to an amount of \$100,000.00 by the Federal Deposit Insurance Corporation, effective November 27, 1974.) We also agree on proper authority or warrant to render such other services as the Petal Municipal Separate School District may require in connection with the administration of its funds subject to Federal and State supervisory authority. Should the school district have excess funds for specified periods, the Bank will accept such deposits and will pay the maximum interest rate allowable under the State and Federal laws, or if not restricted by law, at the current market rate.

We would welcome the privilege of serving as the sole depository for all of the school district funds or should you elect one or more banks then we would appreciate the privilege of serving on an equal basis with any other banks so named. Your favorable consideration of this bid would be greatly appreciated.

Yours very truly,

/s/ Clarence B. Davis
Clarence B. Davis
President

CBD/shw

Enclosures

The next bid was from First Mississippi National Bank. The bid read as follows,
to-wit:

FIRST MISSISSIPPI NATIONAL BANK

August 12, 1976

SEALED BID

Honorable Mayor and Board of Aldermen
of the City of Petal
Petal, Mississippi 39465

Gentlemen:

The First Mississippi National Bank does hereby respectfully offer to serve as depository for all funds of the Petal Municipal Separate School District, or any part thereof, 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/ L. Y. Foote, Jr.
President, Hattiesburg Division

LYF:jr

The last bid was from Citizens Bank. The bid read as follows, to-wit:

CITIZENS BANK OF HATTIESBURG

September 21, 1976

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

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Pursuant to your notice, dated August 3, 1976, that you will receive bids from banks until 7:30 P. M., Tuesday, September 21, 1976, 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 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,

/s/ E. A. Pledger
E. A. Pledger
President

cg

* * * * *

THEREUPON, Alderman Clearman made a motion to use all three banks as the official depository of the Municipal Separate School District and to distribute the funds accordingly. Alderman Henderson seconded the motion.

Those present and voting "Yea":

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

Those present and voting "Nay":

None

WHEREAS, Mr. Tom Tyner read the following resolution concerning the ad valorem taxes for real and personal property for the City of Petal and the Petal Municipal Separate School District, with added territories. The resolution read as follows, to-wit:

R E S O L U T I O N

A RESOLUTION APPROVING THE REAL AND PERSONAL AD VALOREM ASSESSMENT ROLLS OF THE CITY OF PETAL, MISSISSIPPI, AND THE MUNICIPAL SEPARATE SCHOOL DISTRICT WITH ADDED TERRITORIES, FOR THE YEAR 1976, EXCLUSIVE OF MOTOR VEHICLES, AS CORRECTED AND EQUALIZED, SUBJECT TO THE RIGHTS OF PARTIES IN INTEREST TO BE HEARD ON ALL OBJECTIONS MADE BY THEM IN WRITING AT THE MEETING OF THE MAYOR AND BOARD OF ALDERMEN, COMMENCING OCTOBER 5, 1976, AND SUBJECT TO FURTHER CHANGES AND CORRECTIONS BY THE MAYOR AND BOARD OF ALDERMEN, AS AUTHORIZED BY LAW

WHEREAS, the matter of the approval of the assessment of real property and the assessment of personal property, exclusive of motor vehicles, for the year 1976 came on for consideration before the Mayor and Board of Aldermen of the City of Petal, Mississippi; and,

WHEREAS, it appears that the Tax Assessor of the City of Petal, Mississippi, has duly prepared and completed the real and personal ad valorem assessment rolls for the said City of Petal and has filed the same with the City Clerk on August 18, 1976, in

the manner provided by law; and,

WHEREAS, THE Mayor and Board of Aldermen find that the Tax Assessor prepared the 1976 real and personal ad valorem assessment rolls and has made an affidavit and appended the same to each of the rolls, as provided by law; that the said affidavit shows and the Mayor and Board of Aldermen hereby find, that the said Tax Assessor has faithfully endeavored to ascertain and assess all persons and property in the City of Petal, Mississippi, and that said Assessor did not omit any person or thing, and did not place upon or accept an underevaluation of any property through fear, favor or partiality; that the Assessor has required every taxpayer to make the oath required to be taken by the person rendering a list of his taxable property whenever possible; that the said Assessor filed the said real and personal rolls, under oath, as well as a list showing the name of each taxpayer who failed or refused to make an oath to the personal tax list; and

WHEREAS, the Mayor and Board of Aldermen have, at this regular meeting on September 21, 1976, duly received and considered the said assessment rolls of real and personal property and have proceeded to change, correct, revise, and equalize said assessments in the manner provided by law; and

WHEREAS, the said assessment rolls of real and personal property should be approved subject to objections of parties in interest as provided by law.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Petal, Mississippi:

SECTION 1.

That the ad valorem assessment rolls of the real property of the City of Petal for the year 1976, showing total assessments in the amount of \$4,153,860.00, and the ad valorem assessment rolls of personal property for the year 1976, exclusive of motor vehicles for the City of Petal, showing total assessments in the amount of \$455,518.00, and

That the ad valorem assessment rolls of the real property of the Petal Municipal Separate School District for the year 1976, showing total assessments in the amount of \$6,303,760.00 and the ad valorem assessment rolls of personal property for the year 1976, exclusive of motor vehicles for the Petal Municipal Separate School District, showing total assessments in the amount of \$974,148.00,

Be, and each said roll and assessments therein are, hereby approved as changed, corrected, revised and equalized, subject to the rights of the parties in interest to be heard on any objections hereafter made by them as herein provided, and subject to any further changes and corrections by the Mayor and Board of Aldermen, as authorized by law.

SECTION 2.

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BE IT FURTHER RESOLVED that a public notice shall be published in the Hattiesburg American, a legal newspaper published in the County of Forrest, and having a general circulation in the City of Petal, Mississippi, at least two times, on dates to be designated therefor by the City Clerk, the first publication of which shall be at least ten (10) days prior to the regular meeting of the Mayor and Board of Aldermen on October 5, 1976, notifying the public and taxpayers of the City of Petal, Mississippi, that the said real and personal ad valorem assessment rolls for the year 1976, and the assessments therein, have been corrected, revised, equalized and approved by the Mayor and Board of Aldermen and they are now ready for inspection and examination by the public; and that any objections thereto must be filed in writing with the City Clerk at the City Hall, P. O. Box 564, Petal, Mississippi, 39465, or or before 12:00 o'clock noon on October 5, 1976; that at 7:00 o'clock P. M., on said date, the Mayor and Board of Aldermen will convene in a regular meeting and commence hearing and considering said objections, if any, to said rolls and assessments, and that the said Mayor and Board of Aldermen will continue such hearings from day to day thereafter until all taxpayers and parties in interest who have so filed written objections to any of said rolls or assessments shall have been heard, and such objections heard and disposed of, and proper corrections, if any, made in said rolls and assessments.

SECTION 3.

That the said notice shall be signed by the Mayor and City Clerk and shall be directed to the public and taxpayers in substantially the following form, to-wit:

"PUBLIC NOTICE"

TO THE PUBLIC AND TAXPAYERS OF THE CITY OF PETAL, MISSISSIPPI AND THE PETAL MUNICIPAL SEPARATE SCHOOL DISTRICT:

You are hereby notified that the ad valorem assessment rolls of real and personal property in the City of Petal, Mississippi, and the Petal Municipal Separate School District, exclusive of motor vehicles, and the assessments therein have been filed, equalized and approved by the Mayor and Board of Aldermen of the City of Petal, Mississippi, according to law, subject to the right of the public and taxpayers to object to any of said assessments.

You are hereby notified that the said rolls are now ready for inspection and examination by the public and taxpayers in the office of the City Clerk, City Hall, 101 W. 8th Avenue, Petal, Mississippi, 39465, and that any objections to said rolls, or any assessments therein contained shall be made in writing and filed with the City Clerk of the City of Petal, Mississippi, at the aforesaid address on or before 12:00 o'clock noon on October 5, 1976, and that all assessments to which no written objections have been

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filed will then and there be finally approved by the said Mayor and Board of Aldermen. All assessments to which written objections are made will be heard and determined by the said Mayor and Board of Aldermen and the said assessment rolls will thereupon and then be finally approved.

You are further notified that the said Mayor and Board of Aldermen will convene at said meeting at 7:00 o'clock P. M., October 5, 1976, and then commence hearing any such objections to said rolls and assessments and will remain in session from day to day thereafter considering such objections until all parties in interest have been heard and such objections determined and disposed of, and until any proper corrections shall have been made in said rolls, whereupon they will then and there be finally approved by the said Mayor and Board of Aldermen as provided by law.

SECTION 4.

That this Resolution will be in force and effect from and after its passage.

BY ORDER of the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the twenty-first (21st) day of September A. D., 1976.

CITY OF PETAL, MISSISSIPPI

By: /s/ Ulmer Byrd
ULMER BYRD, MAYOR

(SEAL)

ATTEST:

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

* * * * *

I, Susan B. Smith, City Clerk of the City of Petal, Mississippi, do hereby certify that the above and foregoing is a true and correct copy of a Resolution adopted by the Mayor and Board of Aldermen of said City at a regular meeting held September 21, 1976, as the same appears for record in my office in Minute Book II, Pages 89-92.

WITNESS my signature and the official seal of said City on this, the 21st day of September A. D., 1976.

/s/ Susan B. Smith
SUSAN B. SMITH, CITY CLERK

(SEAL)

* * * * *

THEREUPON, Alderman Clearman made a motion to adopt the Resolution as read. Alderman Sumrall seconded the motion.

Those present and voting "Yea":

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

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None

WHEREAS, Mr. Tyner reported to the Board that he had not been able to meet with Mr. Barefield and would try to before the next meeting.

WHEREAS, Mr. Curry addressed the Board concerning the preliminary sketch of the new City Hall. After reviewing the sketch, it was decided that some changes would be made on the drawing. Mr. Curry stated that the preliminary sketches on the interior should be ready by the next meeting.

WHEREAS, Mr. Clearman stated that he and Chief Wallace did not have a final report on the curfew hours for teenagers. He stated that Chief Wallace would be present at the next meeting when the report would be completed.

WHEREAS, Mr. Sumrall stated that as of October 1, 1976, three new firemen would be hired to man the new fire station. Mr. Sumrall made the motion that Frankie Lynn Bryant, John E. Anderson, and William Lofton Page, Jr., be hired as full time firemen effective October 1, 1976, at the rate of pay of \$550.00 per month. Mr. Curry seconded the motion.

Those present and voting "Yea":

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

Those present and voting "Nay":

None

WHEREAS, Mayor Byrd read two letters of resignation; Carter Carroll effective September 10, 1976, and Cissy Bozeman, effective September 3, 1976. The letters read as follows, to-wit:

September 9, 1976

Mayor Ulmer Byrd
Board of Aldermen
City of Petal
Petal, Mississippi

Gentlemen:

I hereby submit this letter as my notice of resignation from the Recreation Department, effective September 10, 1976 .

I would like to take this opportunity to thank each and every one of you for the cooperation that was extended to the Recreation Department this summer. I have really enjoyed working with the staff at City Hall, and will miss working with them.

Once again, Thank You!

Very sincerely yours,

/s/ E. Carter Carroll
E. Carter Carroll

Mayor Ulmer Byrd
Board of Aldermen
City of Petal
Petal, Mississippi 39465

Gentlemen:

I hereby submit this letter as notice of my resignation from the Recreation Department effective September 3, 1976.

I have enjoyed working in this department this summer, and would like to thank you for everything that was done in regards to getting the Recreation Department off to a good start.

Sincerely yours,

/s/ Cissy Bozeman
Cissy Bozeman

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THEREUPON, Alderman Henderson made a motion to accept the letters of resignation of Carter Carroll and Cissy Bozeman from the City Recreation Department, Alderman Curry seconded the motion.

Those present and voting "Yea":

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

Those present and voting "Nay":

None

WHEREAS, Mayor Byrd read a letter from the Mississippi State Highway Department concerning the improvement program for the Urban System project for the City of Petal, concerning signs, pavement markings, grading and drainage, base and high type paving for spot safety improvements. The letter read as follows, to-wit:

MISSISSIPPI STATE HIGHWAY DEPARTMENT/P.O. Box 551/Hattiesburg, Ms

Honorable Ulmer Byrd
Mayor of Petal
Petal, Ms 39465

RE: Project No. 49-0000-00-014-10
Forrest County

Dear Sir:

Attached for your files is copy of an approved program for Urban System project in Petal.

If I can be of further assistance, please advise.

Very truly yours,

/s/ Joe. R. Davis
JOE R. DAVIS
ASST. DISTRICT CONSTRUCTION ENGINEER

JRD/jrh

attachment

Mayor Byrd stated that we would have the final inspection on the first project that was in force on April 16, 1976, on October 4, 1976.

SO ORDERED, that the following proofs of publication be received and filed as required by law, to-wit:

- (1) RESOLUTION FIXING THE AD VALOREM TAX LEVY ON REAL AND PERSONAL PROPERTY FOR TAXES IN THE CITY OF PETAL, MISSISSIPPI, AND THE PETAL MUNICIPAL SEPARATE SCHOOL DISTRICT FOR THE YEAR 1976
- (2) ORDINANCE 1976 (33)
- (3) PETAL TAX SALE

There being no further business, Alderman Sumrall made a motion to adjourn. Alderman Curry seconded the motion.

Those present and voting "Yea":

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

Those present and voting "Nay":

None

There being no further business, the meeting was declared adjourned on this the 21st day of September, A. D., 1976.

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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, Mississippi, at 7:00 p. m., October 5, 1976, in the Mayor's office in the City Hall.

Those Present: Mayor Ulmer Byrd
City Attorney: Thomas W. Tyner
Aldermen: Mitchell Curry
W. H. Clearman
A. L. Henderson, Jr.
Charles A. Sumrall
George B. Draughn

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

The invocation was offered by Alderman Mitchell Curry.

The minutes of the meeting held September 21, 1976, were read by Susan B. Smith.

THEREUPON, Alderman Curry made a motion to adopt the minutes as read. Alderman Sumrall seconded the motion.

Those present and voting "Yea":

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

Those present and voting "Nay":

NONE

WHEREAS, Mr. Tom Tyner read a proclamation by Mayor Byrd proclaiming the week of October 10th through October 16th, 1976, as Alpha Delta Kappa Week. The proclamation read as follows, to-wit:

A PROCLAMATION BY THE MAYOR

WHEREAS, Alpha Delta Kappa, an organization of over 800 Educators in our State, is composed of individuals who have made countless contributions to the heritage of our City; and

WHEREAS, Alpha Delta Kappa was organized in 1947 and has grown to be international, as well as national in scope; and

WHEREAS, the 20 Alpha Delta Kappa Chapters in Mississippi have carried out several worthwhile programs, including; scholarships, aid to needy teachers, programs for educational advancement, and other civic and philanthropic activities; and

WHEREAS, Alpha Delta Kappa is working to promote the growth and progress of our City through working towards its goals of promoting high standards of education and contributing to world understanding and goodwill and peace;

NOW, THEREFORE, I, Ulmer Byrd, Mayor of the City of Petal, Mississippi, do hereby proclaim the week of October tenth through October sixteenth, as

ALPHA DELTA KAPPA WEEK

in Petal, Mississippi, and I urge all our citizens to join in paying tribute to this outstanding organization.