

MINUTES - PETAL, MISS.

A-5595 KETCHUMS MATCHES

THEREUPON, Alderman Charles A. Sumrall made a motion directing the City Clerk to advertise for the aforesaid Notice to Bidders. The motion was seconded by Alderman George B. Draughn.

Those present and voting "Yea":

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

Those present and voting "Nay":

None

WHEREAS, the following proof of publication be, and the same is hereby filed as required by law, to-wit:

CONSTRUCTION OF ONE ANIMAL SHELTER

WHEREAS, Mayor Byrd requested all present to stay for cake and coffee, as today is the third anniversary of the great city of Petal.

THEREUPON, Alderman Sumrall made a motion to adjourn. Alderman Draughn seconded the motion.

Those present and voting "Yea":

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

Those present and voting "Nay":

None

There being no further business, the meeting was ordered adjourned on this the 5th day of April, A. D., 1977.


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, on April 19, 1977, at 7:30 P. M. in the Mayor's office in the City Hall.

Those Present:

Mayor Ulmer Byrd

Aldermen:

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

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

The invocation was offered by George Draughn .

The minutes of the meeting held April 5, 1977, were read by Susan B. Smith.

THEREUPON, Alderman Clearman made a motion to adopt the minutes as read.

Alderman Draughn seconded the motion.

Those present and voting "Aye":

ALL

Those present and voting "Nay":

NONE

WHEREAS, Mayor Byrd read the letter from the Justice Department stating that the U. S. Attorney General does not interpose any objection to the ordinance authorizing the election of the Aldermen on an "at-large" basis.

Mr. Thomas W. Tyner
City Attorney
City of Petal
Post Office Box 564
Petal, Mississippi 39465

Dear Mr. Tyner:

This is in reference to the incorporation of the City of Petal, Mississippi, submitted to the Attorney General Pursuant to Section 5 of the Voting Rights Act of 1965, as amended. Your submission was received on February 14, 1977. Although we noted your request for expedited consideration, we were unable to comply.

The Attorney General does not interpose any objection to the change in question. However, we feel a responsibility to point out that Section 5 of the Voting Rights Act expressly provides that the failure of the Attorney General to object does not bar any subsequent judicial action to enjoin the enforcement of such change.

Sincerely,

/s/ Drew S. Days III
Drew S. Days III
Assistant Attorney General
Civil Rights Division

THEREUPON, Alderman Curry made a motion to proceed with holding the general election with the electors voting at large. Alderman Henderson seconded the motion.

Those present and voting "Aye":

ALL

Those present and voting "Nay":

NONE

WHEREAS, Mayor Byrd read a letter and petition from the Board of Trustees of the Separate Municipal School District requesting that the Board borrow \$41,400 to purchase three school buses, which have arrived, but they do not have enough in the transportation fund to cover all three. The original peititon was for the Board to borrow \$27,600 for two buses to arrive at a later date. The purchase of all three buses now will result in a savings to the school district.

PETAL PUBLIC SCHOOLS/P. O. BOX 523/PETAL, MISSISSIPPI 39465
April 15, 1977

Mayor Ulmer Byrd and Board of Aldermen
City of Petal
P. O. Box 564
Petal, Ms 39465

Dear Mayor Byrd and Board of Aldermen:

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A-5595 RETURN TO SENDER

The Petal Board of Trustees respectively requests that the Board of Aldermen of the City of Petal, Mississippi, amend an earlier request of the Board of Trustees dated January 6, 1977, asking the city to borrow \$27,600. We would like to amend the request and ask the Board of Aldermen to borrow \$41,400 to purchase three (3) school buses.

In explanation of this amendment, when the Board of Trustees originally made the request, we did not expect the buses to arrive until sometime in June. Had they not arrived until that time, we would have had enough money in the Transportation Fund to buy one bus and borrow money for the other two. However, these buses have already arrived and are ready for us to pick them up. Because of this situation, we will need to borrow enough money to purchase all three buses, as we do not have the money in the Transportation Fund at this time.

All the necessary authorization forms have been made and sent to the State Department for approval. You should receive these papers shortly from the State Board of Education.

We would appreciate your cooperation and support in this request.

Sincerely,

PETAL MUNICIPAL SEPARATE SCHOOL DISTRICT

/s/ H. R. Nobles
Superintendent of Schools

HRN/ps

RESOLUTION OF THE BOARD OF TRUSTEES OF PETAL MUNICIPAL SEPARATE SCHOOL DISTRICT REQUESTING THE GOVERNING AUTHORITIES OF THE CITY OF PETAL, MISSISSIPPI, TO BORROW MONEY TO BE USED IN PAYING FOR MOTOR VEHICLES OR OTHER SCHOOL TRANSPORTATION EQUIPMENT WHICH WILL BE OWNED AND OPERATED BY THE BOARD OF TRUSTEES OF THE MUNICIPAL SEPARATE SCHOOL DISTRICT, AS AUTHORIZED IN CHAPTER 15, LAWS OF EXTRAORDINARY SESSION OF 1953, AND CHAPTER 18, LAWS OF EXTRAORDINARY SESSION OF 1953, AS AMENDED BY SENATE BILL 1930, LAWS OF 1968

BE IT REMEMBERED that on this the 7th day of April, 1977, there was held a regular (special) meeting of the Board of Trustees of the Petal Municipal Separate School District of the City of Petal, Mississippi, which meeting was duly and legally called and held. Said meeting was held at the regular meeting place designated by an order entered upon the minutes of the Board. At said meeting the following resolution was offered by Mr. Jimmy C. Havard, a member of the Board, was duly seconded, and duly adopted as follows, to-wit:

WHEREAS, the Board of Trustees of the Petal Municipal Separate School District, of the City of Petal, Mississippi, is of the opinion and so finds and adjudges that in order to provide satisfactory transportation service at a reasonable cost for school children of the said municipal separate school district attending the public schools of the municipal separate school district, it is necessary and advisable to purchase three motor vehicles, or other school transportation equipment; and,

WHEREAS, said motor vehicles and other school transportation equipment will cost approximately \$41,400, but the Board finds and adjudges that there is no money at the present time in the transportation fund of said municipal separate school district available for the purpose of paying any part of the purchase price of said motor vehicles and other school transportation equipment, and that it is necessary to borrow \$41,400, required to pay the purchase price

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of said motor vehicles and other school transportation equipment.

(NOTE: If necessary to borrow the entire purchase price, strike out the words "except the sum of \$ _____ and balance of the.")

WHEREAS, said motor vehicles and other school transportation equipment proposed to be purchased by the Board of Trustees of said municipal separate school district and owned and operated by said municipal separate school district are particularly described as follows: _____

"Be it resolved that the Board of Trustees hereby requests and petitions the governing authorities of the municipality to borrow \$41,400 for use in paying the purchase price of the above mentioned motor vehicles and other school transportation equipment, and to issue negotiable notes of bonds for said municipal separate school district in evidence of said sum, payable in equal installments over a period of two years from the date of their issuance, (not exceeding six years if new transportation equipment is to be purchased, or two years if used transportation is to be purchased,) said notes to bear not exceeding six per cent (6%) interest per annum, payable annually or semiannually, as the said governing authorities may, in its discretion, determine, said principal and interest to be paid from the transportation funds of the said municipal separate school district, all as provided in Chapter 18, Laws of Extraordinary Session of 1953, as amended, and that said money when so borrowed be placed in a special fund to be known as, and entitled, "Special School Transportation Equipment Fund," and that said Board of Trustees set aside each year from the transportation funds of said district an amount sufficient to pay the principal of, and interest upon, said notes, or bonds, as and when the same shall respectively mature and accrue.

"Be it further resolved that the President and Secretary of the Board be, and they are hereby, authorized and directed to file with the governing authorities of the City of Petal, Mississippi, a petition to borrow said money and issue said notes or bonds, as it may determine in accordance with the provisions of Chapter 18, Laws of Extraordinary Session of 1953, as amended, for the purpose aforesaid, and they shall attach to said petition a certified copy of this resolution, but before presenting and filing said petition and resolution with the governing authorities of said municipality, they shall first submit the same to the State Board of Education of the State of Mississippi and obtain its consent and approval of this resolution, and said petition, and obtain the approval and consent of said State Board of Education for the Board of Trustees of the Municipal Separate School District to purchase said motor vehicles and other school transportation equipment and for the governing authorities to borrow said sum of money and to issue said negotiable notes or bonds for said purpose."

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For the adoption of this resolution, a majority of all members of the board voted "Aye".

STATE OF MISSISSIPPI
FORREST COUNTY

WE, the undersigned President and Secretary, respectively, of the Board of Trustees of the Petal Municipal Separate School District, of the City of Petal, Mississippi, do hereby certify that the foregoing and attached copy is a true and correct copy of a resolution adopted by said Municipal Separate School District on the 7th day of April, 1977, as fully as the same appears on record in the minutes of said Board of Trustees.

WITNESS our signatures, this the 7th day of April, 1977.

/s/ Jimmy C. Havard
PRESIDENT

/s/ Thomas K. Ford, Jr.
SECRETARY

* * * * *

PETITION OF THE BOARD OF TRUSTEES OF PETAL MUNICIPAL SEPARATE SCHOOL DISTRICT TO THE GOVERNING AUTHORITIES OF THE CITY OF PETAL, MISSISSIPPI, REQUESTING THE GOVERNING AUTHORITIES TO BORROW MONEY IN THE SUM OF \$41,400 WITH WHICH TO PURCHASE MOTOR VEHICLES OR OTHER SCHOOL TRANSPORTATION EQUIPMENT, UNDER CHAPTER 18, LAWS OF EXTRAORDINARY SESSION OF 1953, AS AMENDED BY SENATE BILL NO. 1930, LAWS OF 1968

TO THE GOVERNING AUTHORITIES OF THE CITY OF PETAL, MISSISSIPPI.

WE, the undersigned Board of Trustees of the Petal Municipal Separate School District, pursuant to a resolution of said board, adopted on the 7th day of April, 1977, at a regular (special) meeting thereof, duly and legally called and held, a certified copy of which resolution is hereto attached and made a part hereof, do hereby petition and request you to borrow the sum of \$41,400, under the provisions of Chapter 18, Laws of Extraordinary Session of 1953, as amended, with which to purchase three motor vehicles or other school transportation equipment, with which to transport to and from the public schools of said municipal separate school district the school children thereof, and to issue the negotiable notes or bonds of said municipality, in accordance with said Chapter 18, Laws of Extraordinary Session of 1953, as amended, as you may determine.

This petition, with our certified resolution hereto attached, has been submitted to, and duly approved by, the State Board of Education and its consent and approval obtained to the borrowing of said money and the issuance of said notes or bonds by you, as shown by certified copy of its order or resolution hereto attached.

WITNESS our signatures, this 7th day of April, 1977.

Respectfully,

BOARD OF TRUSTEES OF PETAL MUNICIPAL SEPARATE SCHOOL DISTRICT, MISSISSIPPI

BY /s/ Jimmy Havard
PRESIDENT

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/s/ Thomas K. Ford, Jr.
SECRETARY

/s/ Robert D. Pierce

/s/ Lewis L. Smith, Jr.

/s/ Charles A. Lyles

WHEREAS, Mayor Byrd also stated that he would like to confer with Mr. Nobles and the board as to exactly what their transportation funds would allow. Thereby, the Board of Aldermen could determine how many years would be required to pay for these buses. Mayor Byrd stated that the committee would consist of himself and George Draughn.

THEREUPON, Alderman Sumrall made a motion authorizing the Board to borrow the \$41,400 as soon as the City of Petal receives the letter of authorization from the State Board of Education. Alderman Curry seconded the motion.

Those present and voting "Aye":

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

Those present and voting "Aye":

None

WHEREAS, Mayor Byrd presented to the Board the amended February pro-ration and the pro-ration for the month of March.

THEREUPON, Alderman Curry recommended to the Board that the following bids be accepted:

WALL COVERING

Sherwin-Williams \$1,175.00

DRAPES

Sherwin-Williams \$1,248.69

FURNITURE

Pioneer

Entry Way \$ 574.40

Lobby \$ 156.50

Lounge Area \$ 439.00

\$1,169.90

FURNITURE

Martin

Clerk's Office \$1,347.40

Auxiliary \$1,524.20

Meeting Room (8 chairs) \$ 769.60

\$3,641.20

Mr. Curry further proposed that the Board reject bids on auditorium seats as the seats would have to be bolted on the side of the rooms and flooring.

Mr. Curry also stated that the furniture for the lobby could be expected to be received immediately - - the lounge area in six to eight weeks - - the clerk's office and auxiliary office in six to eight weeks. After discussion, Mayor Byrd

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requested the wishes of the Board.-

THEREUPON, Alderman Curry moved that these bids be accepted. Alderman Sumrall seconded the motion.

Those present and voting "Aye":

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

Those present and voting "Nay":

None

THEREUPON, Alderman Curry made a motion to reject bids for auditorium seats. The motion was seconded by Alderman Sumrall.

Those present and voting "Aye":

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

Those present and voting "Nay":

None

WHEREAS, Mayor Byrd requested that Alderman Clearman report on the bids for the animal shelter. Alderman Clearman stated that the low bidder was Bud Sumrall in the amount of \$894.35.

THEREUPON, Alderman Clearman made the motion that the bid be accepted from Bud Sumrall for \$894.35 with revisions to be done at no extra cost. The motion was seconded by Alderman Sumrall.

Those present and voting "Aye":

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

Those present and voting "Nay":

None

WHEREAS, Susan Smith read the following letter from the Petal School Board. The letter read as follows, to-wit:

PETAL HIGH SCHOOLS/POSTOFFICE BOX 523/PETAL, MISSISSIPPI 39465

TO: SELECTED LEADING CITIZENS OF THE PETAL SCHOOL DISTRICT

FROM: H. R. NOBLES, SUPERINTENDENT OF SCHOOLS

DATE: APRIL 12, 1977

RE: BUILDING PROGRAM

For the past several months a group of men from the State Department of Education has been working with the administrators and faculty of the district developing educational specifications for our proposed building program. This plan includes a new high school, a new elementary school, renovating the present high school for grades 7-9, and making additions to the present W. L. Smith Elementary School.

We would like to have you, as one of our leading citizens, meet with the Petal Board of Trustees and officials from the State Department to offer your suggestions, make comments, and ask questions concerning this proposal. At a later date, we plan to invite all citizens of the Petal School District to a similar meeting.

We invite your participation in this meeting. As soon as we hear from those who have been asked to attend, we will schedule the meeting. Upon receipt of this letter, please call the district office at 582-3528 if you plan to attend. We will then send you complete details on the

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district's proposed building program so that you may study them prior to the meeting.

The schools are yours and are designed for the instructional program of the children of this district. It is our sincere desire as administrators of this district, to provide the facilities and instructional program necessary for the educational advancement of our boys and girls, as well as proper and comfortable settings to instill everyone involved--teachers, students, and parents--with a sense of pride and willingness to accomplish. To this end, we, as a school district, are striving to achieve.

We invite and encourage your participation.

HRN/ps

* * * * *

WHEREAS, Mayor Byrd stated that anyone wishing to attend this meeting contact the district office at 582-3528.

WHEREAS, Mayor Byrd stated that Jim Graham had requested at the last council meeting the possibilities of the City in participating in the summer softball program. Mayor Byrd stated that he had consulted with Dennis Ray Smith concerning the operational cost of the lights for the softball field. Mr. Smith quoted an estimate of \$2400 to \$2600 per season. Mayor Byrd requested the wishes of the Board.

THEREUPON, Alderman Clearman made the motion that the City assume the expense of furnishing the lights for the summer softball program, with the teams furnishing their own equipment and umpires. The motion was seconded by Alderman Sumrall.

Those present and voting "Aye":

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

Those present and voting "Nay":

None

WHEREAS, Mayor Byrd stated that the recreation program would start at the end of the school year. This department will employ two full time recreational employees, with additional workers from the CETA program to maintain the grounds. Mayor Byrd recommended to the Board that Mrs. Cissy Bozeman and the new coach from the Petal High School head this department with their employment effective the end of the school term, with Mrs. Bozeman's employment for three months - the new coach's employment for two months.

THEREUPON, Alderman Henderson made a motion to employ the new coach for two months of the program and Mrs. Cissy Bozeman for the three months of the program, along with the CETA employees. Alderman Sumrall seconded the motion.

Those present and voting "Aye":

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

Those present and voting "Nay":

None

WHEREAS, Mayor Byrd stated that \$100,000 that had just come out of Certificates of Deposits needed to be transferred from General Fund to Capital Improvement.

THEREUPON, Alderman Draughn made the motion authorizing the \$100,000 transfer from General Funds to Capital Improvement.

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The motion was seconded by Alderman Clearman.

Those present and voting "Aye":

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

Those present and voting "Nay":

None

O R D E R

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, deem it necessary to make a transfer of \$100,000.00 from the General Funds of said City to the Capital Improvement Funds.

NOW, THEREFORE, BE IT ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, that the City Clerk transfer \$100,000.00 from the General Funds to the Capital Improvement Fund.

SO ORDERED on this the 19th day of April, A. D., 1977.

* * * * *

WHEREAS, Mayor Byrd reminded the Board of the need for a special meeting between the 5th and 10th of May for the purpose of putting on the election ballot the proposal for the transfer of the East Forrest Utility District to the City of Petal.

WHEREAS, Mayor Byrd stated that he had discussed with the employees of the City that he would not be a candidate for Mayor in the ensuing election. Mayor Byrd said he had requested all employees to remain with the present administration to enable efficient transfer with the new administration. Mayor Byrd stated that he knew each employee was concerned with their positions with the City, to which Mayor Byrd replied that the present administration could not promise anything, but that the present administration wanted everyone to remain and perform as efficiently as they have in the past.

WHEREAS, Mayor Byrd stated that he has asked the Petal Home and Garden Club to do the landscaping for the police station and the Petal Magnolia Home and Garden Club to do the landscaping for the New City Hall. Students from the university are to draw up landscaping plans for the New City Hall and the police department. Alderman Sumrall stated that Mr. Grantham will supply the plants needed for this project.

WHEREAS, Mayor Byrd asked for suggestions for the dedication date, as there is to be a small reception for the dignitaries from 1:00 P. M. to 2:00 P. M., with the dedication to follow and the City Hall to be opened to the public at 2:00 P. M. After lengthy discussion, it was decided that the dedication would be June 4, 1977, at 2:00 P. M.

THEREUPON, Alderman Clearman made a motion that the meeting be adjourned. Alderman Henderson seconded the motion.

Those present and voting "Aye":

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

Those present and voting "Nay":

None

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There being no further business, the meeting was ordered adjourned on this the 19th day of April A. D., 1977.

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 special meeting of the Mayor and Board of Aldermen of the City of Petal, Mississippi, at 12:00 P. M., Tuesday, April 26, 1977, pursuant to call by the Mayor and serving of notice thereof by the Chief of Police on five (5) of the Aldermen three (3) hours prior to the time set for the meeting.

- Those present: Mayor Ulmer Byrd
- City Attorney: Thomas W. Tyner
- Aldermen: W. H. Clearman
Mitchell Curry
George B. Draughn
A. L. Henderson, Jr.
Charles A. Sumrall
- Chief of Police: B. R. Wallace

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

WHEREAS, Thomas Tyner read the following Notice of Special Meeting, with the return of the Chief of Police thereon, which read as follows; to-wit:

NOTICE OF SPECIAL MEETING

Please be advised that a special meeting of the Mayor and Board of Aldermen of the City of Petal, Mississippi, will be held at 12:00 o'clock P. M. on Tuesday, April 26, 1977, at the Mayor's office in the City Hall for the purpose of adopting a resolution permitting the City of Petal to enter into a lease agreement for the lease of certain property for recreational purposes from the great South Fairgrounds, and to rescind the resolution authorizing the Mayor and City Clerk of the City of Petal, Mississippi, to lease certain property from Great South Fairgrounds, a non-profit corporation, for recreational purposes.

/s/ Ulmer Byrd
Ulmer Byrd, Mayor

CHIEF of POLICE's RETURN

I, B. R. Wallace, Chief of Police of the City of Petal, Mississippi, do hereby certify that more than three hours prior to the time set for said special meeting, I did hereby personally serve upon the following Aldermen, a true and correct copy of this Notice of Special Meeting.