

MINUTES - PETAL, MISS.

There being no further business, the meeting was ordered adjourned on this the 21st day of June, 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, at 7:30 P. M., July 5, 1977, in the Board Room in the City Hall.

Those Present:	Mayor Sidney O. Smith
City Attorney:	Thomas W. Tyner
Aldermen:	W.E. Boutwell W. H. Campbell George Draughn Bobby Runnels Robert E. Russell
Others Present:	M. V. Sumrall, Jr. Glovenia Mims Joe Ledford

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

The invocation was offered by Alderman Robert Russell.

The minutes of the meeting held June 21, 1977, were read by Priscilla Daniel.

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

Alderman Draughn seconded the motion.

Those present and voting "Aye":

Alderman W. E. Boutwell
Alderman W. H. Campbell
Alderman George Draughn
Alderman Bobby Runnels
Alderman Robert E. Russell

Those present and voting "Nay": NONE

WHEREAS, Mayor Smith asked for public comment, but there was none.

WHEREAS, Mayor Smith stated that there were two resignations to consider; that of Mary Wells and Susan B. Smith.

THEREUPON, Alderman Draughn made a motion to accept the verbal resignation of Susan B. Smith as City Clerk, Tax Collector, Tax Assessor and Voter Registrar.

Alderman Boutwell seconded the motion.

Those present and voting "Aye":

Alderman W. E. Boutwell
Alderman W.H. Campbell
Alderman George Draughn
Alderman Bobby Runnels
Alderman Robert Russell

Those present and voting "Nay":

NONE

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THEREUPON, Alderman Boutwell made a motion to accept the letter of resignation of Mary Wells, bookkeeper. The motion was seconded by Alderman Campbell.

Those present and voting "Aye":

- Alderman W. E. Boutwell
- Alderman W. H. Campbell
- Alderman George Draughn
- Alderman Bobby Runnels
- Alderman Robert E. Russell

Those present and voting "Nay":

None

WHEREAS, Mayor Smith stated that the staff at the City Hall is operating at the present time with only two employees. Mayor Smith requested the wishes of the board regarding the open positions.

THEREUPON, Alderman Draughn made a motion to adopt the following order appointing Priscilla Daniel the temporary City Clerk, Tax Collector, Tax Assessor, and Voter Registrar. The order being first read, Alderman Runnels seconded the motion. 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, having been presented the resignation of Susan B. Smith, for the position of City Clerk, Tax Assessor, Tax Collector, and Voter Registrar, and the resignation having been accepted and it being necessary that an appointment be made to fill such vacancy;

NOW, THEREFORE, BE IT ORDERED that the Mayor and Board of Aldermen to appoint and employ Priscilla C. Daniel, as the temporary City Clerk, Tax Assessor, Tax Collector and Voter Registrar, of the City of Petal, effective July 5, 1977, at a monthly salary of \$800.00, until the further orders of the Mayor and Board of Aldermen of the City of Petal, Mississippi.

SO ORDERED on this the 5th day of July, A. D., 1977.

/s/ Sidney O. Smith
SIDNEY O. SMITH, MAYOR

(SEAL)

ATTEST:

/s/ Priscilla Daniel
Priscilla Daniel, City Clerk

Those present and voting "Aye":

- Alderman W. E. Boutwell
- Alderman W. H. Campbell
- Alderman George Draughn
- Alderman Bobby Runnels
- Alderman Robert E. Russell

Those present and voting "Nay":

NONE

THEREUPON, Alderman Russell made a motion that Mrs. Daniel receive the pay of the City Clerk for performing those duties. The motion was seconded by Alderman Draughn.

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Those present and voting "Aye":

- Alderman W. E. Boutwell
- Alderman W. H. Campbell
- Alderman George Draughn
- Alderman Bobby Runnels
- Alderman Robert E. Russell

Those present and voting "Nay":

None

WHEREAS, City Attorney Thomas W. Tyner stated that there is a need for a Deputy Tax Collector and Deputy Voter Registrar to act in the City Clerk's capacity in in case of absence.

THEREUPON, Alderman Runnels made a motion to adopt the following order appointing Ruby Harrington as temporary Deputy Tax Collector and Deputy Voter Registrar. The order being first read, the motion was seconded by Alderman Draughn. 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, having approved the temporary appointment of Priscilla C. Daniel for the position of temporary City Clerk, Tax Assessor, Tax Collector and Voter Registrar, and the approval having been accepted, and it being necessary that an appointment be made to fill the vacancy of Deputy Tax Collector and Deputy Voter Registrar,

NOW, THEREFORE, BE IT ORDERED that the Mayor and Board of Aldermen do appoint Ruby Harrington as the temporary Deputy Tax Collector and Deputy Voter Registrar of the City of Petal, Mississippi, effective July 5, 1977, until the further orders of the Mayor and Board of Aldermen of the City of Petal, Mississippi.

SO ORDERED on this the 5th day of July, A. D., 1977.

/s/ Sidney O. Smith
SIDNEY O. SMITH, MAYOR

(SEAL)

ATTEST:

/s/ Priscilla C. Daniel
Priscilla Daniel, City Clerk

Those present and voting "Aye":

- Alderman W. E. Boutwell
- Alderman W. H. Campbell
- Alderman George Draughn
- Alderman Bobby Runnels
- Alderman Robert E. Russell

Those present and voting "Nay":

None

WHEREAS, Mayor Smith stated the need for the appointment of a City Attorney. City Attorney Thomas W. Tyner stated that the duties of the City Attorney are set forth in Minute Book I, Pages 111, by order adopted August 27, 1974. The order was read by Mr. Tyner.

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THEREUPON, Alderman Boutwell made a motion to extend Thomas W. Tyner's contract for the position of City Attorney for another year. July, 1, 1977, until June 30, 1978, under the terms and provisions of said order and at a salary of \$350000 per month, unless otherwise changed or amended by the further orders of the Mayor and Board of Aldermen.

WHEREAS, Mayor Smith stated that the board needs to elect and appoint a Mayor Pro-Tem. The Mayor stated that the person appointed needs to be someone who would be available.

THEREUPON, Alderman Runnels made a motion to elect Alderman Draughn the Mayor Pro-Tem. Alderman Boutwell seconded the motion.

Those present and voting "Aye":

- Alderman W. E. Boutwell
- Alderman W. H. Campbell
- Alderman George Draughn
- Alderman Bobby Runnels
- Alderman Robert E. Russell

Those present and voting "Nay":

None

WHEREAS, Mayor Smith stated that after talking to Ed Lowery, the City Auditor, and the City Attorney, that the new administration has no legal basis to request an audit. The State Auditor's office could be requested to prepare an audit, but the City would be required to pay the costs. The Mayor stated that there is needed a set of verified figures as to the status of the finances of the City as of July 1, 1977. Mayor Smith stated that he had talked with Mr. Joe Barron, retired Comptroller for the City of Hattiesburg, about the possibility of coming in on a temporary basis and preparing a financial statement. Because of Mr. Barron's knowledge of city affairs, he would be of assistance to all in the transition period.

THEREUPON, Alderman Boutwell made a motion to hire at a reasonable salary not to exceed \$175.00 per week, Mr. Joe Barron as Administrative Assistant to the Mayor. Alderman Draughn seconded the motion.

Those present and voting "Aye":

- Alderman W. E. Boutwell
- Alderman W. H. Campbell
- Alderman George Draughn
- Alderman Bobby Runnels
- Alderman Robert Russell

Those present and voting "Nay":

None

WHEREAS, Mayor Smith stated that appointments of the Aldermen to the various committees needs to be made. These committees consist of the Fire Department Committee, Police Committee, the City Hall Committee, and the Recreation Committee. The nominations were as follows:

- Fire Committee: Robert Russell
Edgar Boutwell
Bobby Runnels
- Police Committee: George Draughn
Edgar Boutwell
W. H. Campbell
- City Hall Committee: Bobby Runnels
W. H. Campbell
George Draughn
- Recreation Committee: Bobby Runnels
Edgar Boutwell
Robert Russell

THEREUPON, Alderman Campbell made a motion to accept these appointments.

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WHEREAS, City Attorney Thomas W. Tyner proposed the adoption of the following orders. The orders read as follows, to-wit:

O R D E R

The Mayor and Board of Aldermen of the City of Petal, Mississippi, find that First Mississippi National Bank of Hattiesburg, has been duly and legally qualified according to law as a depository for the funds of the City of Petal, and the funds and accounts are as follows:

GENERAL FUNDS
ESCROW FUND
FIRE PROTECTION FUND

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

IT IS FURTHER ORDERED that the Mayor and City Clerk issue the proper commission to said bank as Municipal depository for the period July 5, 1977, through January 1, 1978.

IT IS FURTHER ORDERED that the Mayor and City Clerk of the City of Petal, be and they are hereby authorized, empowered and directed to take all steps and perform all acts convenient, necessary and appropriate to accomplish the purposes and requirements of this Order and to complete the qualification of the said First Mississippi National Bank of Hattiesburg, as Municipal Depositories of the City of Petal for the period July 5, 1977, through January 1, 1978, and further, that all acts and things done and performed by said Mayor and City Clerk in the premises be, and the same are hereby fully ratified, confirmed and approved.

SO ORDERED by unanimous vote of the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this, the 5th day of July, A. D. , 1977.

O R D E R

The Mayor and Board of Aldermen of the City of Petal, Mississippi, find that Citizens Bank of Hattiesburg, Mississippi, has been fully and legally qualified according to law as a depository for the funds of the City of Petal, and the funds and accounts are as follows:

REVENUE SHARING FUND
PAYROLL FUND
CITY OF PETAL REVENUE SHARING
ANTIRECESSION
CITY OF PETAL REVENUE SHARING
TITLE #8

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

IT IS FURTHER ORDERED that the Mayor and City Clerk issue the proper commission to said bank as Municipal

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pal depository for the period July 5, 1977, through January 1, 1978.

IT IS FURTHER ORDERED that the Mayor and City Clerk of the City of Petal be, and they are hereby authorized, empowered and directed to take all steps and perform all acts convenient, necessary and appropriate to accomplish the purposes and requirements of this Order and to complete the qualification of the said Citizens Bank of Hattiesburg, as Municipal Depositories of the City of Petal for the period July 5, 1977, through January 1, 1978, and further, that all acts and things done and performed by said Mayor and City Clerk in the premises be, and the same are hereby ratified, confirmed and approved.

SO ORDERED by unanimous vote of the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the 5th day of July, A. D., 1977.

O R D E R

The Mayor and Board of Aldermen of the City of Petal, Mississippi, find that Southern National Bank of Hattiesburg, has been duly and legally qualified according to law as a depository for the funds of the City of Petal, and the funds and accounts are as follows:

DISASTER FUND
CAPITAL IMPROVEMENT

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

IT IS FURTHER ORDERED that the Mayor and City Clerk issue the proper commission to said bank as Municipal depository for the period July 5, 1977, through January 1, 1978.

IT IS FURTHER ORDERED that the Mayor and City Clerk of the City of Petal be, and they are hereby authorized, empowered and directed to take all steps and perform all acts convenient, necessary and appropriate to accomplish the purposes and requirements of this Order and to complete the qualification of the said Southern National Bank of Hattiesburg, as Municipal Depositories of the City of Petal for the period July 5, 1977, through January 1, 1978, and further, that all acts and things done and performed by said Mayor and City Clerk in the premises be, and the same are hereby fully ratified, confirmed and approved.

SO ORDERED by unanimous vote of the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this, the 5th day of July, A. D., 1977.

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C O M M I S S I O N

STATE OF MISSISSIPPI

COUNTY OF FORREST

CITY OF PETAL

TO ALL TO WHOM THESE PRESENTS COME, GREETINGS:

FIRST MISSISSIPPI NATIONAL BANK, HATTIESBURG,
MISSISSIPPI, HAVING COMPLIED WITH ALL REQUIREMENTS OF LAW,
IS HEREBY CREATED THE DEPOSITORY OF THE CITY OF PETAL,
FORREST COUNTY, MISSISSIPPI, FOR A TERM ENDING ON THE
FIRST MONDAY OF JANUARY, A. D., 1978, AND IS HEREBY
AUTHORIZED AND EMPOWERED TO RECEIVE AND DISBURSE THE
FUNDS OF SAID CITY ACCORDING TO LAW AND THE RULES OF
THE MAYOR AND BOARD OF ALDERMEN.

/s/ Sidney O. Smith
MAYOR

(SEAL)

ATTEST:

/s/ Priscilla C. Daniel
CITY CLERK

C O M M I S S I O N

STATE OF MISSISSIPPI

COUNTY OF FORREST

CITY OF PETAL

TO ALL TO WHOM THESE PRESENTS COME, GREETINGS:

CITIZENS BANK OF HATTIESBURG, MISSISSIPPI, HAVING
COMPLIED WITH ALL REQUIREMENTS OF LAW, IS HEREBY CREATED
THE DEPOSITORY OF THE CITY OF PETAL, FORREST COUNTY,
MISSISSIPPI, FOR A TERM ENDING ON THE FIRST MONDAY OF
JANUARY, A. D., 1978, AND IS HEREBY AUTHORIZED AND
EMPOWERED TO RECEIVE AND DISBURSE THE FUNDS OF SAID
CITY ACCORDING TO LAW AND THE RULES OF THE MAYOR AND
BOARD OF ALDERMEN.

/s/ Sidney O. Smith
MAYOR

(SEAL)

ATTEST:

/s/ Priscilla Daniel
CITY CLERK

C O M M I S S I O N

STATE OF MISSISSIPPI

COUNTY OF FORREST

CITY OF PETAL

TO ALL TO WHOM THESE PRESENTS COME, GREETINGS:

SOUTHERN NATIONAL BANK, HATTIESBURG, MISSISSIPPI,
 HAVING COMPLIED WITH ALL REQUIREMENTS OF LAW, IS HEREBY
 CREATED THE DEPOSITORY OF THE CITY OF PETAL, FORREST
 COUNTY, MISSISSIPPI, FOR A TERM ENDING ON THE FIRST MONDAY
 OF JANUARY, A. D., 1978, AND IS HEREBY AUTHORIZED AND
 EMPOWERED TO RECEIVE AND DISBURSE THE FUNDS OF SAID CITY
 ACCORDING TO LAW AND THE RULES OF THE MAYOR AND BOARD OF
 ALDERMEN.

/s/ Sidney O. Smith
 MAYOR

(SEAL)

ATTEST:

/s/ Priscilla Daniel
 CITY CLERK

THEREUPON, Alderman Draughn made a motion that the orders be adopted as read, and the commissions issued. Alderman Campbell seconded the motion.

Those present and voting "Aye":

Alderman W. E. Boutwell
 Alderman W.H. Campbell
 Alderman Robert E. Russell
 Alderman Bobby W. Runnels
 Alderman George Draughn

Those present and voting "Nay ":

None

WHEREAS, Mayor Smith stated that due to the fact that the office is short of help, he would like the board's permission to hire additional office help.

THEREUPON, Alderman Runnels made a motion giving the Mayor permission to advertise in the Hattiesburg American and the Petal Journal for an experienced bookkeeper and an experienced city clerk. Alderman Boutwell seconded the motion.

Those present and voting "Aye":

Alderman W. E. Boutwell
 Alderman W. H. Campbell
 Alderman Robert E. Russell
 Alderman Bobby W. Runnels
 Alderman George Draughn

Those present and voting "Nay":

None

THEREUPON, Alderman Runnels made a motion giving Mayor Smith permission to review the application and to hire the most qualified applicant for bookkeeper. The salary is to be the same as the present bookkeeper. Alderman Boutwell seconded the motion.

Those present and voting "Aye":

Alderman W. E. Boutwell
 Alderman W. H. Campbell
 Aldermen Robert E. Russell
 Aldermen Bobby W. Runnels
 Aldermen George Draughn

Those present and voting "Nay":

None

the National Guard in preparing the land fill for an open air recreation area. Also, Mr. Steed stated that the City will have to provide liability insurance in the amount of \$200,000 per person, \$500,000 per occurrence, and \$100,000 for property damage. Therefore, the adoption of the motion by the previous board will not go into effect until these matters are settled. City Attorney Thomas W. Tyner stated that we could obtain premises coverage, but thought that we could not purchase liability insurance for the personnel of the National Guard.

THEREUPON, Alderman Russell made a motion to authorize the City Attorney to request the State Attorney General's office for an opinion on the purchasing of liability insurance for the Mississippi National Guard while working at the land fill. The motion was seconded by W. E. Boutwell.

Those present and voting "Aye":

Alderman W. E. Boutwell
Alderman W. H. Campbell
Alderman Robert E. Russell
Alderman Bobby Runnels
Alderman George Draughn

Those present and voting "Nay":

None

WHEREAS, Mayor Smith stated that the Dizzy Dean Baseball coach had contacted

him in reference to donations to help sponsor the team's trip to Starkville for the state tournament. The City of Petal has four boys participating in the program and would like to donate. The City Attorney stated that since this was not directly supporting the Petal Recreation Department, he was in doubt as to the authorization for such an expenditure. Mr. Tyner stated that he would talk to the State Attorney General's office on this matter and hoped to have an opinion at the next council meeting.

WHEREAS, Alderman Runnels stated that the bleachers at the fairgrounds are in need of repair or replacement. Alderman Runnels also stated that the condition of the bleachers are detrimental to the ball program; many of the spectators are afraid of the bleachers and have quit attending the games. Alderman Runnels suggested that if the expense of replacing all of the bleachers is too great, that possibly a couple of sections behind the backstop could be replaced and the others removed from the area.

THEREUPON, Mayor Smith requested that the recreation committee get estimates on the repair or replacement of the bleachers and report to the council.

WHEREAS, Mayor Smith stated that the bids for the steel shelving for the vault and the storage room were rejected and that the bid for these shelves need to be re-advertised. Mayor Smith stated that a new set of specifications are to be drawn up and that he would request authority to advertise for bids at a later date.

WHEREAS, City Attorney Thomas W. Tyner requested that the aldermen familiarize themselves with the assessment schedule for the motor vehicle ad valorem taxes as this will have to be taken up at the next meeting.

WHEREAS, Mayor Smith stated that the Aldermen needed to fill out the registration forms for the Mississippi Municipal Association Convention and let the City Clerk know what type reservation they desire, if they are attending the convention.

THEREUPON, Alderman Boutwell made a motion to authorize the Mayor, members of the Board of Aldermen, the City Clerk, and the City Attorney, to attend the

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the city to pay registration, hotel accommodations, and most expenses incurred by those attending.

Alderman Draughn seconded the motion.

Those present and voting "Aye":

Alderman W. E. Boutwell
Alderman W. H. Campbell
Alderman Robert E. Russell
Alderman Bobby Runnels
Alderman George Draughn

Those present and voting "Nay":

None

WHEREAS, Alderman Runnels stated that he has had calls about various complaints and that he would like a system set up for the handling of these complaints. Alderman Runnels suggested a binder with a form in triplicate copy. The form should describe the complaint, who called, who took the complaint, who responded to the situation, and the results. Mayor Smith suggested a box for the complaints to be put in and a copy of the complaint be put in file.

WHEREAS, Mayor Smith presented claims numbers 2421 through 2464 for the approval of the Board.

THEREUPON, Alderman Draughn made a motion to accept claims numbers 2421 through 2464, with the exception of claims numbers 2424, 2428, 2444, 2446, 2448, and 2449. Alderman Boutwell seconded the motion.

Those present and voting "Aye":

Alderman W.E. Boutwell
Alderman W. H. Campbell
Alderman Robert E. Russell
Alderman Bobby Runnels
Alderman George Draughn

Those present and voting "Nay":

None

WHEREAS, Alderman Boutwell made a motion to have phone pads prepared on which to log an explanation of all long distance phone calls. Alderman Russell seconded the motion.

Those present and voting "Aye":

Alderman W.E. Boutwell
Alderman W. H. Campbell
Alderman Robert E. Russell
Alderman Bobby Runnels
Alderman George Draughn

Those present and voting "Nay":

None

WHEREAS, Thomas Tyner suggested that a special meeting might be called for the purpose of revising the budget.

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

Those present and voting "Aye":


Alderman W. E. Boutwell
Alderman W. H. Campbell
Alderman Robert E. Russell
Alderman Bobby Runnels
Alderman George Draughn

Those present and voting "Nay":

None

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


SIDNEY O. SMITH, MAYOR

(SEAL)

ATTEST:


Priscilla Daniel, 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 7:30 P. M., July 14, 1977, in the Board Room in the City Hall.

Those Present:	Mayor Sidney O. Smith
City Attorney:	Thomas W. Tyner
Aldermen:	W. E. Boutwell W. H. Campbell George B. Draughn Bobby W. Runnels Robert E. Russell
Others Present:	Chief B R. Wallace Joe Barron Melissa Harkins

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

The invocation was offered by Alderman George Draughn.

The Notice of the Speical Meeting with his return, was presented for filing by Chief Wallace. The notice 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 7:30 P. M., on Thursday, July 14th, 1977, in the Board Room in the City Hall for the purpose of:

- (1) Reviewing the budget and making plans for revised budget.
- (2) Reviewing of specifications for city hall shelving for the purpose of re-advertising for bids.
- (3) Consideration of pay increase for Ruby Harrington, Deputy Tax Collector, Deputy Voter Registrar, Secretary to Building Inspector, Secretary to the Mayor.
- (4) Employment of Thelma Clepper and establishing her salary.

/s/ Sidney O. Smith
SIDNEY O. SMITH, MAYOR