

MINUTES - PETAL, MISS.

A-5595 KETCHUM-WATKEY

THEREUPON, after discussion Mayor Byrd stated that this will be taken under advisement until the next council meeting. Mayor Byrd appointed a committee composed of Mitchell Curry and A. L. Henderson to obtain quotations on insurance for aforesaid property and report at the next council meeting. Mayor Byrd also suggested that the Aldermen might take a personal surveillance of the property.

There being no further business, Alderman Clearman made a motion that the meeting be adjourned. The motion was seconded by Alderman Henderson.

Those present and voting "Aye":

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

Those present and voting "Nay":

None

There being no further business, the special meeting was ordered adjourned on this the 26th day of April A. D., 1977.

Minutes approved on the 3rd day of May, A. D., 1977.

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 May 3, 1977, at 7:30 P. M., in the Mayor's office in the City Hall.

- Those Present: Mayor Ulmer Byrd
- City Attorney: Thomas W. Tyner
- Aldermen: Mitchell Curry
A. L. Henderson, Jr.
W. H. Clearman
George Draughn
- Others Present: Lee Shelbourn

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

The invocation was offered by A. L. Henderson, Jr.

The minutes of the meeting held April 19, 1977, were read by Susan B. Smith.

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

Alderman Henderson seconded the motion.

Those present and voting "Aye":

ALL

Those present and voting "Nay":

NONE

The minutes of the Special Meeting held April 26, 1977, were read by Susan B. Smith.

THEREUPON, Alderman Henderson made a motion to adopt the minutes of the Special Meeting with the following amendment:

Paragraph 6 should read to state the following:

THEREUPON, After discussion Mayor Byrd stated

that this will be taken under advisement until the next council meeting.

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council meeting. Mayor Byrd appointed a committee composed of Mitchell Curry and A. L. Henderson to obtain quotations on insurance for aforesaid property and report at the next council meeting. Mayor Byrd also suggested that the Aldermen might take a personal surveillance of the property.

Alderman Curry seconded the motion.

Those present and voting "Aye":

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

Those present and voting "Nay":

None

WHEREAS, Mayor Byrd called for any public comment. Lee Shelbourn stated that he has a drainage problem in front of his house and that he has corrected the problem in front of his property, but that the water is still backing up because of the ditch in his neighbor's yard. Mayor Byrd requested that the Aldermen go by and look at the situation Mr. Shelbourn was referring to. Mayor Byrd also stated that he would try to get the highways and streets crew out to look at the problem.

WHEREAS, Tom Tyner opened and read the bid from Chain Appliance Company on the refrigerator for the new City Hall. The bid read as follows, to-wit:

CHAIN LIGHTING & APPLIANCE COMPANY/1308 WEST PINE STREET
HATTIESBURG, MISSISSIPPI

May 4, 1977

City of Petal
Petal, Ms 39465

We hereby submit specifications and estimates for:

1 G. E. Refrigerator, White TBF16D
16 cubic feet with adjustable shelves

1 G. E. Ice Maker for Refrigerator \$460.00

(We don't install water to ice maker)

THIS BID FOR 30 DAYS.

/s/ Gary Sullivan
Gary Sullivan

* * * * *

THEREUPON, Alderman Clearman made a motion to accept Chain Appliance Company's bid for \$460.00. The motion was seconded by Alderman Draughn.

Those present and voting "Aye":

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

Those present and voting "Nay":

None

WHEREAS, Tom Tyner opened and read the bid for chairs for the auditorium seats. The bid read as follows:

GEIGER PRINTING & OFFICE SUPPLY COMPANY/208-210 West Pine Street
Hattiesburg, Mississippi

April 7, 1977

TO: City of Petal

ATTENTION: Ms. Smith

WE ARE PLEASED TO QUOTE YOU AS FOLLOWS ON ITEMS MENTIONED:

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50 side chairs with arms, all wood, genuine birch, walnut finish, Jasper seating or equal..... \$56.57 ea.

THIS QUOTATION SUBJECT TO ACCEPTANCE WITHIN 30 DAYS.

GEIGER PRINTING & OFFICE SUPPLY CO.

By /s/ John McMurry
JOHN MCMURRY

MARTIN SCHOOL EQUIPMENT COMPANY, INC., P. O. BOX 259
JACKSON, MISSISSIPPI 39205

April 19, 1977

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

Dear Mrs. Smith:

RE: 50 - #1452 Indiana Bank of England Chairs Walnut on Birch Finish

We are pleased to quote on the above item delivered to Petal, Mississippi, for the sum of \$57.45 each. Delivery has been promised two weeks after receipt of purchase order at factory.

Thank you for the opportunity of bidding.

Sincerely,

/s/ Jack Walton
JACK WALTON
SALES DEPARTMENT

* * * * *

THEREUPON, Alderman Curry moved that Geiger's bid be accepted if it conforms to the wording as specified by City Attorney Tom Tyner. Alderman Clearman seconded the motion.

Those present and voting "Aye":

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

Those present and voting "Nay":

NONE

WHEREAS, City Attorney Tom Tyner stated that a resolution should be prepared to be presented to the Board for vote at the next meeting. The resolution is to set forth certain standards required by the Flood Insurance Program for mobile homes. It will not affect the mobile homes already in the flood area. If this resolution is not accepted, the citizens of the City of Petal will loose the ability to obtain flood insurance.

THEREUPON, Alderman Curry moved that Mr. Tyner prepare a resolution adopting the required standards. Alderman Henderson seconded the motion.

Those present and voting "Aye":

- Alderman Mitchell Curry
- Alderman A. L. Henderson
- Alderman Mitchell Curry
- Alderman George Draughn

Those present and voting "Nay":

NONE

WHEREAS, Mayor Byrd asked for authorization for Notice to Bidders for steel equipment.

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THEREUPON, Alderman Henderson moved that the City Clerk be authorized to publish a Notice to Bidders for the steel equipment. Alderman Draughn seconded the motion.

Those present and voting "Aye":

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

Those present and voting "Nay":

NONE

The notice to bidders read as follows, to-wit:

NOTICE TO BIDDERS

Sealed bids shall be received by the Mayor and Board of Aldermen of the City of Petal, Mississippi, until 7:30 P. M., on June 7th in the City Hall of said City for Steel Shelving for the new City Hall, for the City of Petal, Mississippi.

Specifications will be on file in the office of the City Clerk of Petal, Mississippi.

Said specifications may be examined during office hours of the City Clerk and arrangements made for securing copies of same.

No bid will be considered which fails to contain the following statement:

"The bid herein made does not exceed the State Contract Price fixed by the Current Indexed List of Commodities or the item herein bid upon is not contained on said Current List."

The lowest and best bid received will be accepted subject to the State Contract Price fixed by the "Indexed List of Commodities" published by the State Commission of Budget and Accounting, and in the event said item does not appear on said "Indexed List of Commodities", then the lowest and best bid may be accepted, but the Board of Aldermen of the City of Petal, Mississippi, reserves the right to reject any and all bids and to waive any formalities. City of Petal, Mississippi.

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

May 5th, 12th, and 19th

* * * * *

WHEREAS, Mayor Byrd presented claims numbers 2131 through 2180.

THEREUPON, Alderman Clearman moved to accept claims numbers 2131 through 2180 with the exception of claim number 2173. Claim number 2173 is relative to changes made at the new City Hall by Newell Sullivan, Contractor. Mayor Byrd instructed Alderman Curry and Alderman Henderson to talk these changes over with Mr. Salinas. Alderman Curry seconded the motion.

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Those present and voting "Aye":

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

Those present and voting "Nay":

NONE

WHEREAS, Mayor Byrd stated that the letter from the State Education Department concerning the purchase of the school buses for the Separate Municipal School District had been received this date. Mayor Byrd stated that he had talked to Mike Walters about the manner in which they planned to pay for the buses. Mr. Walters stated that the Municipal Separate School District would like to pay for the buses in three (3) years, with the privilege of being able to pay for two in one year if they could afford to do so.

WHEREAS, Tom Tyner read the following order:

The governing authorities of the City of Petal, Mississippi, then took up for consideration the matter of issuing notes or bonds for the purchase of motor vehicles and other school transportation equipment, and the servicing of same, and other purposes, and Alderman Draughn offered the following resolution and order, which was duly seconded by Alderman Clearman:

ORDER OF THE GOVERNING AUTHORITIES OF THE CITY OF PETAL, MISSISSIPPI, TO BORROW \$41,400.00 WITH WHICH TO PURCHASE SCHOOL TRANSPORTATION EQUIPMENT FOR THE PETAL MUNICIPAL SEPARATE SCHOOL DISTRICT, TO PROVIDE FOR THE SERVICING OF SAME, AND OTHER PURPOSES.

"WHEREAS, there came on for hearing this day at the regular meeting of the governing authorities of the City of Petal, Mississippi, the petition of the Board of Trustees of the Petal Municipal Separate School District of said City of Petal, Mississippi, dated the 7th day of April, 1977, petitioning and requesting this Board to borrow the sum of \$41,400 to be used by said board of trustees in purchasing three new motor vehicles and other school transportation equipment in which to transport to and from the public schools of said municipal separate school district the school children attending said schools, or other school transportation equipment, and to establish, erect and equip school bus shops or gargages, and purchase land therefor, and to issue negotiable notes or bonds for said municipal separate school district in evidence of said sum, said notes or notes to be payable in three annual installments over a period of three years and four months from the date of their issuance (not exceeding six years if new transportation equipment is

to be purchased, or two years if used transportation equipment is to be purchased), and to bear not exceeding six per cent (6%) interest per annum, principal and interest to be paid from the transportation funds of said district, all as provided by Chapter 15, Laws of the Extraordinary Session of 1953, and Chapter 18, Laws of Extraordinary Session of 1953, as amended by Senate Bill No. 1930, Laws of 1968.

"WHEREAS, the Board finds that on the 7th day of April 1977, at a (regular, special) meeting of said Board of Trustees of said municipal separate school district, duly and legally called and held the said Board of Trustees, by a majority vote of all its members, duly adopted an order or resolution finding and adjudging that it is necessary and advisable to purchase and operate for said district three motor vehicles or other school transportation equipment, and to establish, erect and equip school bus shops or garages, and purchase land therefor, in order to provide satisfactory school transportation service at a reasonable cost for the school children of said school district attending said public schools and that it is necessary to borrow said sum of \$41,400 with which to pay the purchase price of said motor vehicles, other equipment, shops, or garages, or construction costs, and land, as shown by a certified copy of said resolution of the Board of Trustees attached to said petition; that said petition, with said resolution attached, was first submitted to the State Board of Education for its approval or disapproval, and that on the 27th day of April, 1977, the State Board of Education adopted and spread upon its minutes an order approving the said resolution and petition of said Board of Trustees of said municipal separate school district, as shown by a certified copy of said order of the State Board of Education attached to the said petition and resolution of the Board of Trustees; and,

"WHEREAS, the governing authorities further find and adjudge that there is no money at the present time in the transportation funds of said district, available for the purpose of paying any part of the purchase price of said motor vehicles, or other school transportation equipment, and to establish, erect, and equip school bus shops or

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garages, and purchase land therefor, and that it is necessary to borrow \$41,400 required to pay the said costs, and that all the facts and recitals contained in said resolution of the Board of Trustees of said municipal separate school district are true and correct:

"NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE GOVERNING AUTHORITIES OF THE CITY OF PETAL, MISSISSIPPI, as follows:

SECTION 1. That, for the purpose of providing money for the purchase of motor vehicles and other school transportation equipment, and to establish, erect, and equip school bus shops or garages, and purchase land therefor, as requested in the resolution and petition of the Board of Trustees of the Municipal Separate School District of the City of Petal, Mississippi, there shall be, and there are hereby authorized, ordered and directed to be issued the negotiable notes of the Petal Municipal Separate School District of the City of Petal, Mississippi, in the principal sum of \$41,400. The said notes shall bear date of 5/5/77, and shall be numbered from one to three _____

_____ and shall be payable, both as to principal and interest in lawful money of the United States of America at the office of the Municipal Clerk of the City of Petal, Mississippi. The said notes shall bear interest from date thereof, at a rate not exceeding six per cent (6%) per annum, such rate to be determined pursuant to the sale of the notes, payable annually on 1st August in each year at the office of the Municipal Clerk of the City of Petal, Mississippi. The said notes shall be executed by the signatures of the Mayor of the City of Petal, Mississippi, and shall be countersigned and attested by the Municipal Clerk of the said municipality, who shall affix the seal of the municipality upon each note, and the said Clerk shall register all of the said notes in a book kept for that purpose by him in the said Municipal Clerk's office. The said notes shall mature, without option or prior payment, on "August 1 in each of the following years, and in the following amounts, to-wit:

| <u>NOTE NUMBER</u> | <u>AMOUNT</u> | <u>MATURITY</u> |
|--------------------|---------------|-----------------|
| <u>1</u> | <u>13,800</u> | <u>8/1/78</u> |
| <u>2</u> | <u>13,800</u> | <u>8/1/79</u> |
| <u>3</u> | <u>13,800</u> | <u>8/1/80</u> |

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SECTION 2. That the said notes shall be substantially the following form, to-wit:

UNITED STATES OF AMERICA

Note No. 1 thru 3

\$41,400.00

T R A N S P O R T A T I O N E Q U I P M E N T N O T E

PETAL MUNICIPAL SEPARATE SCHOOL DISTRICT

OF THE CITY OF PETAL, MISSISSIPPI

PETAL, MISSISSIPPI

4th May, 1977

FOR VALUE RECEIVED, Petal Municipal Separate School District of Petal, Mississippi, hereby promises to pay to First Mississippi National Bank, or order, on the 1st day of August, 1978, the sum of \$13,800 together with interest thereon at the rate of six per cent (6%) per annum from date until paid, upon presentation of this note to the Municipal Clerk of the City of Petal, Mississippi. The interest on this note shall be payable annually on the 1st day of August of each year hereafter upon its presentation to the aforesaid Municipal Clerk for the purpose of having said clerk credit on the back thereof the aforesaid annual interest.

This note is one of a series of three notes of like tenor and amount, aggregating the sum of \$41,400, issued by the governing authorities of the City of Petal, Mississippi, for said municipal separate school district, under the provision of Chapter 15, Laws of Extraordinary Session of 1953, as amended, in the evidence of the said sum of \$41,400 borrowed by the said governing authorities of said municipality for said school district; and to be used by said Board of Trustees in purchasing motor vehicles and other school transportation equipment, and to establish, erect, and equip school bus shops or garages, and purchase land therefor, and said money was borrowed and said notes were issued pursuant to an order of the governing authorities of said municipality duly and legally adopted on the 3rd day of May, 1977.

In accordance with said order, the governing authorities of said municipality have caused this note to be executed in the name of the Petal Municipal Separate School District of the City of Petal, Mississippi, by and through the signature of Ulmer Byrd, Mayor of the City of Petal, Mississippi, and the countersignature of Susan B. Smith, Municipal Clerk of the said municipality, and the seal of said city to be hereunto affixed, on this the 4th day of May, 1977.

PETAL MUNICIPAL SEPARATE SCHOOL
DISTRICT OF THE CITY OF PETAL,
MISSISSIPPI

BY /s/ Ulmer Byrd
MAYOR

CITY OF PETAL, MISSISSIPPI

Countersigned by:

BY /s/ Susan B. Smith
MUNICIPAL CLERK

CITY OF PETAL, MISSISSIPPI

(FORM OF REGISTRATION CERTIFICATE)

STATE OF MISSISSIPPI

COUNTY OF FORREST

CITY OF PETAL

I certify that this note has been duly registered by me in Minute Book II, Pages 251 through 255 kept in my office for said purpose.

/s/ Susan B. Smith
MUNICIPAL CLERK
CITY OF PETAL, MISSISSIPPI

(Where the amount of indebtedness to be incurred exceeds the sum of ten thousand dollars (\$10,000), then the governing authorities of the municipality may, at their option, either issue negotiable notes or may issue bonds as evidence of the indebtedness so incurred. In the event the governing authorities of the municipality shall determine to issue bonds, such bonds shall be issued in the manner provided by Chapter 493, Laws of 1950, as now or hereafter amended. Further, in the event it is determined that bonds be issued instead of negotiable notes, Sections 1 and 2 of the resolution of the governing authorities, immediately above, should be substituted by appropriate provisions relating to the issuance of such bonds, all as provided by Chapter 493, Laws of 1950, as now or hereafter amended.)

"SECTION 3. It is further ordered that said sum of \$41,400 when borrowed, shall be deposited in the municipal treasury in a special fund to be entitled "Special Transportation Equipment Fund", and which shall be used and expended by the Board of Trustees of the municipal separate school district for the purchase of the motor vehicles and other school transportation equipment, and to establish, erect, and equip school bus shops or garages, and purchase land therefor, and set forth in the said resolution and petition of said Board of Trustees under such rules and regulations as may be prescribed by the State Board of Education and for no other purpose, and said funds shall be paid out on warrants issued in the manner provided by law upon order of the Board of Trustees of such district.

SECTION 4. It is further ordered that the principal and interest of said notes or bonds shall be paid out of such transportation funds of the said municipal separate school district, and it shall be the duty of the Board of Trustees of said municipal separate school district to set aside each year out of such transportation funds of said district an amount sufficient to

bonds as and when the same shall respectively mature and accrue. The Board of Trustees of said municipal separate school district shall include in the school budget each year separate items showing the amount required for the payment of the principal of, and the interest upon, all notes or bonds issued.

SECTION 5. Said notes or bonds shall in all respects be issued as provided in Chapter 18, Laws of Extraordinary Session of 1953, as amended, and any bonds issued shall be issued in all respects in the manner provided by Chapter 493, Laws of 1950, as now or hereafter amended, and all the provisions of such statute shall be fully applicable thereto.

The above resolution order was previously reduced to writing and was read and considered, section by section, and was adopted by the following vote, to-wit:

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

The above resolution and order having received the affirmative vote of all the members of the Board present, the Mayor declared the motion carried and the resolution and order adopted, this 3rd day of May, 1977.

THEREUPON, Alderman Draughn made a motion to adopt the order to borrow the \$41,400 for the purchase of three (3) buses for the Petal Municipal Separate School District. The motion was seconded by Alderman Clearman.

Those present and voting "AYE":

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

Those present and voting "NAY"

None

WHEREAS, Mayor Byrd presented to the Board a list of qualified candidates for the June election.

WHEREAS, Mayor Byrd stated that the letter from the Municipal Court Judge recommended a salary increase for the Municipal Court Clerk. Tom Tyner stated that the Board could not approve raises within three (3) months of the general election.

WHEREAS, Mayor Byrd stated that a letter from Pie Vann has been received requesting that May be proclaimed "Older Americans Month". The proclamation reads as follows, to-wit:

P R O C L A M A T I O N

WHEREAS, it has become the custom of this Nation to honor its more than 20 million citizens who have achieved 65 years and more annually; and

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WHEREAS, it is the continuing resolve of The City of Petal to assist its older citizens in maintaining a meaningful life-style characterized by dignity and security; and

WHEREAS, it is the desire of The City of Petal not only to pay tribute to its older generation for their past contributions but to recognize them fully as a present day asset:

NOW, THEREFORE, I, Mayor of The City of Petal, do hereby proclaim the month of May, 1977, as

OLDER AMERICANS MONTH

in The City of Petal, and request that this month be set aside to express appreciation to our older citizens for the part they have played in the progress and prosperity of our municipality. I urge all citizens through their churches, clubs, societies and organizations to join with the Area Agency on Aging in focusing attention on our Senior Citizens this month and throughout the year.

IN WITNESS WHEREOF, I have hereunto set my hand.

/s/ Ulmer Byrd
MAYOR

* * * * *

THEREUPON, Alderman Draughn moved that the Board approve the proclamation. Alderman Clearman seconded the motion.

Those present and voting "Aye":

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

Those present and voting "Nay":

NONE

WHEREAS, Mayor Byrd stated that the firemen have requested that they be permitted to send three (3) members of the fire department to the State Fire Convention in Vicksburg, Mississippi, on June 9, 10 and 11, 1977. This will cost about \$125.00 per man for the three (3) days.

THEREUPON, Alderman Draughn moved that the Board approve the request by the firemen to send three (3) men to the convention in Vicksburg at \$125.00 per man. Alderman Clearman seconded the motion.

Those present and voting "Aye":

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

Those present and voting "Nay":

None

WHEREAS, Mayor Byrd reported to the Board that the ground has been cleared off and is ready for Mr. Sumrall to start construction on the dog pound.

WHEREAS, Mayor Byrd stated that the county is available to do some resurfacing of the city streets in Beat 2 and Beat 3. Mayor Byrd also stated that funds in the amount of \$10,000 is available in the General Fund for this purpose.

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THEREUPON, Alderman Clearman made a motion to approve the usage of these funds for the resurfacing of these streets by the county. This motion was seconded by Alderman Draughn.

Those present and voting "Aye":

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

Those present and voting "Nay":

None

WHEREAS, Tom Tyner reminded the Board of the Special Meeting on the 10th day 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.

THEREUPON, Alderman Clearman made a motion that the meeting be recessed until the 10th day of May at 1:15 P. M. at the City Hall. Alderman Henderson seconded the motion.

Those present and voting "Aye":

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

Those present and voting "Nay":

None

There being no further business, the meeting was ordered recessed until 1:15 P. M. on May 10, 1977, at the City Hall, on this the third day of May, A. D., 1977.

WHEREAS, the recessed meeting was called to order on this the 10th day of May, A. D., 1977, at one fifteen o'clock P. M., in the City Hall in the City of Petal, Mississippi. Mayor Byrd declared a quorum was present and declared the city council in session.

THEREUPON, Mayor Byrd read the following resolution calling for a special election concerning the proposal for the transfer of the East Forrest Utility District to the City of Petal. The resolution was read section by section, and then as a whole.

A RESOLUTION CALLING A SPECIAL ELECTION
 TO BE HELD IN THE CITY OF PETAL, MISSISSIPPI,
 ON TUESDAY, THE 7th DAY OF JUNE, 1977, FOR
 THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS
 OF THE CITY OF PETAL, MISSISSIPPI, THE APPROVAL
 OR DISAPPROVAL OF THE ACTION OF THE MAYOR AND
 BOARD OF ALDERMEN IN ADOPTING ON THE 15th DAY OF
 MARCH, 1977, A RESOLUTION AUTHORIZING AND EMPOWERING
 THE CITY OF PETAL, MISSISSIPPI, TO ENTER INTO A
 CONTRACT WITH THE EAST FORREST UTILITY DISTRICT
 OF FORREST COUNTY, MISSISSIPPI, PROVIDING
 FOR THE PURCHASE OF THE ASSETS AND ASSUMPTION
 OF THE LIABILITIES OF SAID UTILITY DISTRICT
 FOR THE SUM OF TEN DOLLARS (\$10.00)

WHEREAS, on Tuesday, the 15th day of March, 1977, at a regular meeting of the Mayor and Board of Aldermen of the City of Petal, Mississippi, held on said date, a Resolution was adopted authorizing and empowering the City of Petal to enter into a contract with the East Forrest Utility District of Forrest County, Mississippi, wherein the City of Petal would purchase from the East Forrest Utility District its assets for the sum of ten dollars (\$10.00) and assume and discharge all liabilities of

said District.

WHEREAS, on the said 15th day of March, 1977, said resolution was unanimously adopted by the Mayor and Board of Aldermen and approved, subject to the approval of sixty percent (60%) of the qualified electors voting thereon at a special election called and held as provided by law; and

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

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

SECTION 1. That a special election is hereby called on Tuesday, June 7, 1977, within the City of Petal, Mississippi, for the purpose of submitting to the qualified electors of the City of Petal, Mississippi, for their approval or disapproval of the action of the Mayor and Board of Aldermen in adopting on March 15, 1977, a Resolution authorizing and empowering the City of Petal, Mississippi, to enter into a contract providing for the purchase of the assets and assumption of the liabilities of the East Forrest Utility District of Forrest County, Mississippi, for the sum of ten dollars (\$10.00) and to assume and discharge all indebtedness of said District.

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

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

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

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

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

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

OFFICIAL BALLOT
SPECIAL ELECTION
CITY OF PETAL, MISSISSIPPI
TUESDAY, June 7, 1977

PROPOSITION

Do you approve or disapprove the action of the MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI, in adopting on the 15th day of March, 1977, a resolution entitled ("A RESOLUTION AUTHORIZING AND EMPOWERING THE CITY OF PETAL, MISSISSIPPI, TO ENTER INTO A CONTRACT WITH THE EAST FORREST UTILITY DISTRICT OF FORREST COUNTY, PROVIDING FOR THE PURCHASE OF THE ASSETS AND ASSUMPTION OF THE LIABILITIES OF SAID UTILITY DISTRICT FOR THE SUM OF TEN DOLLARS (\$10.00)"

FOR APPROVAL OF SAID RESOLUTION ()

AGAINST APPROVAL OF SAID RESOLUTION ()

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

SECTION 6. That the Clerk of said City of Petal,

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Mississippi, shall give not less than twenty-one (21) days notice of said special election on said resolution by posting notice thereof in three (3) public places within the municipality, and by publication in some newspaper having a general circulation in the City of Petal, Mississippi. Said notice shall be in substantially the following form; to-wit:

NOTICE OF SPECIAL ELECTION
CITY OF PETAL, MISSISSIPPI

Notice is hereby given to the qualified electors of the City of Petal, Mississippi, that a special election shall be held in the City of Petal, Mississippi, on Tuesday, June 7, 1977, on the following proposition.

PROPOSITION

Do you approve or disapprove the action of the Mayor and Board of Aldermen of the City of Petal, Mississippi, in adopting on the 15th day of March, 1977, a resolution entitled,

"A RESOLUTION AUTHORIZING AND EMPOWERING THE CITY OF PETAL, MISSISSIPPI, TO ENTER INTO A CONTRACT PROVIDING FOR THE PURCHASE OF THE ASSETS AND LIABILITIES OF THE EAST FORREST UTILITY DISTRICT OF FORREST COUNTY, MISSISSIPPI, FOR THE SUM OF TEN DOLLARS (\$10.00)

Said special election will be held at the following polling places within the City of Petal, Mississippi, as follows, to-wit:

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

Said polling places will be open from the hour of 7:00 o'clock A. M. until the hour of 6:00 o'clock P. M. on said day. All qualified electors may vote at said election. Said special election will be held pursuant to a Resolution of the Mayor and Board of Aldermen adopted on the 10th day of May, calling a special election for the approval or disapproval of a majority of the qualified electors of the City of Petal, Mississippi, of the action of the Mayor and Board of Aldermen in adopting "A RESOLUTION AUTHORIZING AND EMPOWERING THE CITY OF PETAL, MISSISSIPPI, TO ENTER INTO A CONTRACT

PROVIDING FOR THE PURCHASE OF THE ASSETS AND LIABILITIES OF THE EAST FORREST UTILITY DISTRICT OF FORREST COUNTY, MISSISSIPPI, FOR THE SUM OF TEN DOLLARS (\$10.00). A copy of said resolution is set forth below in full, and is also made a part of this notice by reference.

Done by order of the Mayor and Board of Aldermen this the 3rd day of May, A. D., 1977.

City of Petal, Mississippi

Clerk of the City of
Petal, Mississippi

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

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

The above and foregoing Resolution having been introduced in writing, and read, section by section, and read as a whole, the adoption of said Resolution was moved by Alderman Clearman, and duly seconded by Alderman Sumrall.

Those present and voting "Aye":

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

Those present and voting "Nay":

None

This Resolution having received the affirmative vote of all the members of the Board of Aldermen, the Mayor declared the resolution unanimously adopted on this the 10th day of May, 1977, A. D.

THEREUPON, Alderman Clearman made a motion approving the aforesaid resolution section by section. Alderman Sumrall seconded the motion.

Those present and voting "Aye":

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

Those present and voting "Nay":

None

THEREUPON, Alderman Henderson made a motion to adopt the aforesaid resolution as a whole. Alderman Curry seconded the motion.

Those present and voting "Aye"

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

Those present and voting "Nay"

None

WHEREAS, Mayor Byrd requested authorization to advertise for the following Notice to Bidders:

NOTICE TO BIDDERS

Sealed bids shall be received by the Mayor and Board of Aldermen of the City of Petal, Mississippi, until 7:30 P. M., on Tuesday, June 7th, 1977, in the City Hall of said City, for furnishing to said city data processing services in the preparation of the assessment rolls for said city for tax receipts and other related items of data processing services, as outlined in the detailed specifications in the office of the City Clerk of Petal, Mississippi.

Said specifications may be examined during office hours of the City Clerk and arrangements made for securing copies of same.

No bid will be considered which fails to contain the following statement:

"The bid herein made does not exceed the State Contract Price fixed by the Current Indexed List of Commodities or the item herein bid upon is not contained on said "Current List."

The lowest and best bid received will be accepted subject to the State Contract Price fixed by the "Indexed List of Commodities" published by the State Commission of Budget and Accounting, and in the event said item does not appear on said "Indexed List of Commodities", then the lowest and best bid may be accepted, but the Board of Aldermen of the City of Petal, Mississippi, reserves the right to reject any and all bids and to waive any formalities.

City of Petal, Mississippi

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

May 13th, 20th, 27th and June 3rd

* * * * *

THEREUPON, Alderman Curry made a motion authorizing the City Clerk to publish the aforesaid notice to bidders. Alderman Henderson seconded the motion.

Those present and voting "Aye":

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

None

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

The motion was seconded by Alderman Henderson.

Those present and voting "Aye"

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

Those present and voting "Nay":

None

There being no further business, the meeting was ordered adjourned on this the 3rd day of May, 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 the Board of Aldermen of the City of Petal, Mississippi, on May 17, 1977, at 7:30 P. M. 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. George B. Draughn Charles Sumrall |

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

The invocation was offered by Mitchell Curry.

The minutes of the meeting held May 3, 1977, were read by Susan B. Smith.

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

Alderman Henderson seconded the motion.

Those present and voting "Aye":

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

Those present and voting "Nay":

None

WHEREAS, Thomas Tyner read the resolution to indicate building permit requirements and the new procedures for the City of Petal Flood Areas.