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, July 18, 1978, in the Board Room in the City Hall, at 7:30 P. M.

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:

Floyd Gerald
John Randago
Paul Shows
Jimmy Havard
H. R. Nobles
Charles Smith
Kay Jenkins
Gary Morrow
Joe Barron
Tommy Street
Carter Carroll
Rick Conners

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

The invocation was offered by Bobby W. Runnels.

The minutes of the regular meeting of July 6, 1978, and the recessed meeting of July 10, 1978, were read by Priscilla C. Daniel.

THEREUPON, Alderman Boutwell made a motion to accept the minutes as read. Alderman Campbell seconded the motion.

Those present and voting "AYE":

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

Those present and voting "NAY":

None

WHEREAS, Mayor Smith asked for public comment. There was none.

WHEREAS, the hour of 7:30 P. M. having arrived, the Mayor and Board of Aldermen proceeded to publicly open and read the sealed bids for the chain link fence for the ballfields. The bids read as follows, to-wit:

AMCO STEEL COMPANY Post Office Box 1165 Hattiesburg, Ms 39401

July 18, 1978

BASEBALL FIELD - Highway 11 North

630 feet 2x11x72" Chain Link Fence
9 end corner and gate post
2 4 ft. gates
560 feet 2x11x48" Chain Link Fence
8 End Corner and Gate Post
1 12 ft. D.D. Gate
2 4 ft. Walk Gates

\$2,800.59

1 30 ft. High X50 ft. wide back stop 2,749.20 3" Std. Pipe Frame W/Chain Link COMPLETE AND INSTALL IN PLACE AS \$5,549.79 PER SPECIFICATION

/s/ Glen H. Russell GLEN H. RUSSELL AMCO STEEL COMPANY Post Office Box 1165 Hattiesburg, Ms 39401

July 18, 1978

SOFT BALL FIELDS - Highway 11 North

Two (2) Softball fields

1080 ft. 2X11X72" Chain Link Fence 8 End-Corner & Gate Post (1014) 12 2 4 Ft. Walk Gates

1152 Ft. 2X11X48" Chain Link Fence

12 End-Corner & Gate Post

4 4 Ft. Gates

2 12 Ft. D. D. Gates

\$5,234.00

2 20 Ft. High X 20 ft. wide back stop

2 ½" Std. Pipe Frame W/Chain Link 1,350.00 fabric

\$6,584.00

COMPLETE AND INSTALLED IN PLACE AS PER SPECIFICATIONS

SULLIVAN ENTERPRISES Post Office Box 919 Magee, Ms

Board of Aldermen City of Petal Petal, Ms

July 18, 1978

RE: Chain Link Fence for Ballfields
1 Basefall Field Telephone 200

Furnish all labor, materials, equipment, install chain link fence and gates in accordance with plans and specifications for the total sum of \$9,991.00

"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."

Certificate of Responsibility No. 3579 State of Miss. Bidders License No. 254 State of Miss. Registration No. 7794

NOTE: This contractor is fully covered with Insurance. Certificate on request.

We propose hereby to furnish material and labor complete in accordance with above specifications for the sum of \$9,991.00.

/s/ Dewey L. Sullivan

BID ON CHAIN LINK FENCE FOR BALLFIELDS

"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"

ARNETT FENCE COMPANY Route #3, Box 171 Hattiesburg, Ms 39401 Telephone 582-7967

BID TO FURNISH AND INSTALL FENCE FOR THREE BALL FIELDS

\$ 8,738.65

/s/ Thomas Arnett THOMAS ARNETT

THEREUPON, Alderman Russell made a motion to take these bids under advisement. Alderman Campbell seconded the motion.

Those present and voting "AYE":

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

Those present and voting "NAY":

None

WHEREAS, Tommy Street and Rick Conners, representatives of the Burroughs Corporation, presented a proposal for computer equipment and services to be used for the budgetary and utility departments.

WHEREAS, Gary Morrow presented the following letter of resignation from William Taylor. The letter read as follows, to-wit:

To: Chief Gary Morrow

I respectfully submit my resignation to you effective 23 July 78. I have enjoyed working here and hope that I have been of a service to Petal. I don't know of any better a group of people to have worked with than the employees of Petal Police Department. It has been a rewarding experience. I am taking a position with the State Bureau of Narcotics as an Agent and feel that it is an advancement in my career in law enforcement. It took a lot of hard study to make this decision and I will miss being a part of the Petal Police Department. The personnel here will always be close friends of mine and I hope will be involved in future cases together. Please express my thanks to the Board for having enough confidence in me to hire me. Tell them I have a great deal of respect for them and hope that I can be considered a friend of theirs. This is a great City and I am glad to have been a part of it.

/s/ William Guy Taylor, Jr.

THEREUPON, Alderman Boutwell made a motion to accept William Taylor's resignation. Alderman Campbell seconded the motion.

Those present and voting "AYE":

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

Those present and voting "NAY":

None

WHEREAS, Chief Morrow stated that in order for the City to receive matching funds for the NCIC machine for the police department, it will be necessary for the Board to adopt the following resolution.

=R E S O L U T I O N=

WHEREAS, the State of Mississippi through the Mississippi Division of Law Enforcement Assistance is offering financial aid to combat rising crime, aid in crime prevention, investigation and detection; and

WHEREAS, the Mississippi Criminal Justice Information Center established within the State of Mississippi Department of Public Safety will make available, through use of modern computer technology and a rapid communications system,

information pertaining to crime and crime investigation; and

WHEREAS, transmittal and receiving of said crime

information expeditiously and in a manner for which the system

is designed is dependent upon establishing the capability to re
quest and receive said information by acquiring and maintaining

the necessary equipment; and

WHEREAS, the State of Mississippi Department of Public Safety will, through the assistance of the Mississippi Division of Law Enforcement Assistance, assist in initially obtaining and supporting the necessary equipment,

NOW, THEREFORE, be it resolved by the City of Petal, that Gary Morrow, Chief of Police, in his official capacity is authorized to apply, in behalf of said unit of government, for available assistance from the Mississippi Division of Law Enforcement Assistance; and

FURTHER, that the City of Petal agrees to provide such match monies as necessary to receive assistance from the State of Mississippi Department of Public Safety and the Mississippi Division of Law Enforcement in this project.

SO ORDERED, RESOLVED AND APPROVED on this the 18th day of June, A. D., 1978.

CITY OF PETAL, MISSISSIPPI

/s/ Sidney O. Smith
Sidney O. Smith, Mayor

(SEAL)

ATTEST:

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

THEREUPON, Alderman Boutwell made a motion to adopt the foregoing resolution and authorize Gary Morrow to apply for the available assistance. Alderman Campbell seconded the motion.

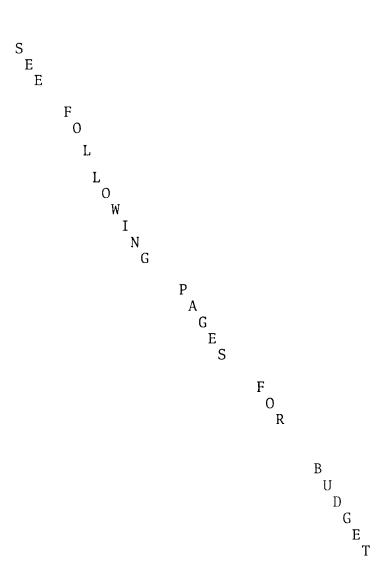
Those present and voting "AYE":

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

Those present and voting "NAY":

NONE

WHEREAS, H. R. Nobles, superintendent of the Petal Municipal Separate School District, presented the proposed 1978–1979 budget for the Petal Municipal Separate School District to the Board. The budget read as follows, to-wit:



 A-5595 SPECIALTY-TRC, INC.		
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 A-5595 SPECIALTY-TRC, INC.				
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District Number

9

THEREUPON, Alderman Boutwell made a motion to accept the 1978-1979 budget for the Petal Municipal Separate School District. Alderman Runnels seconded the motion.

Those present and voting "AYE":

Alderman W. H. Campbell Alderman Bobby W. Runnels Alderman Robert E. Russell Alderman Edgar Boutwell

Those present and voting "NAY":

None

Those present and abstaining:

Alderman George Draughn

WHEREAS, Floyd Gerald of the Mississippi Regional Housing Authority

Number VIII stated that the residents of Petal over sixty-two (62) years of age,

disabled or handicapped could qualify for rental assistance through this agency. Mr.

Gerald stated that before any assistance could be offered, it would be necessary for

the board to adopt the following resolution:

RESOLUTION

WHEREAS, Section VIII of the Housing and Community Development Act of 1974 authorizes the U. S. Department of Housing and Urban Development (HUD) to contract with Public Housing Agencies for the provision of federal financial assistance for low and moderate income families and individuals, hereinafter referred to as the "Section 8 Program", and

WHEREAS, the Mississippi Regional Housing Authority No.
VIII anticipates contracting with HUD for such assistance, and

WHEREAS, Mississippi Code 43-33-105 provides in part that "a county or regional housing authority shall not undertake any housing project or projects within the boundaries of any city unless a resolution shall have been adopted by the governing body of such city declaring that there is a need for the county or regional housing authority to exercise its power within such city".

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

- (1) That unsafe and/or unsanitary dwelling accomodations exist in Petal, Mississippi, and there is a shortage of safe and sanitary dwelling accommodations in Petal, Mississippi, available to persons of low income at rentals they can afford.
- (2) The conditions in (1) above can be best remedied by the exercise of the powers of Regional Housing Authority No. VIII within the territorial boundaries of the City of Petal, Mississippi.
- (3) The Mississippi Regional Housing Authority Mo.
 VIII is requested to carry out its powers in regard
 to the aforesaid Section 8 Program within the City

of Petal, Mississippi, by contracting with owners of decent, safe, and sanitary housing for the provisions of housing assistance payments as authorized by the United States Housing Act.

THUS RESOLVED AND ORDERED BY the Mayor and Board of Aldermen on this the 18th day of July, A. D., 1978.

CITY OF PETAL, MISSISSIPPI

/s/ Sidney O. Smith
Sidney O. Smith, Mayor

(SEAL)

ATTEST:

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

THEREUPON, Alderman Boutwell made a motion to adopt the foregoing resolution requesting that the Mississippi Regional Housing Authority offer housing assistance to the Citizens of Petal. Alderman Campbell seconded the motion.

Those present and voting "AYE":

Alderman W. E. Boutwell Alderman W. H. Campbell Alderman Bobby W. Runnels Alderman George B. Draughn

Those present and voting "NAY":

None

Those present and abstaining:

None

WHEREAS, Joe Barron presented the proration for the month of June to the Board.

WHEREAS, Mayor Smith presented the following proofs of publication to the board:

PROOFS OF PUBLICATION: Motor Vehicle Assessment Order Chain Link Fence

THEREUPON, Alderman Draughn made a motion that the proofs of publication be accepted and filed. Alderman Campbell seconded the motion.

Those present and voting "AYE":

Alderman W. E. Boutwell Alderman W. H. Campbell Alderman Bobby W. Runnels Alderman George B. Draughn

Those present and voting "NAY":

None

Those present and abstaining:

None

WHEREAS, Thomas W. Tyner, City Attorney, read the following resolution concerning the FHA loan for the improvement of the water system. The resolution read as follows, to-wit:

(SEE FOLLOWING PAGE

Position 5

USDA-FmHA Form FmHA 442-47 (Rev. 4-9-76)

LOAN RESOLUTION (Public Bodies)

(Rev. 4-9-76)
A RESOLUTION OF THE Hayor and Board of Aldermen
OF THE City of Petal
AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR
EXTENDING ITS System FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURIDICTION TO SERVE.
WHEREAS, it is necessary for the City of Petal (Public Body)
(herein after called association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal
amount of \$1,100,000
pursuant to the provisions of
WHEREAS, the association intends to obtain assistance from the Farmers Home Administration, United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) in the planning, financing, and supervision of such undertaking and to purchasing of bonds lawfully issued, in the event that no other acceptable purchaser for such bonds is found by the association:
NOW THEREFORE, in consideration of the premises the association hereby resolves:
1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds and containing such items and in such forms as are required by STATE statutes and as are agreeable and acceptable to the Government.
2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U.S.C. 1983(c)).
3. To provide for, execute, and comply with Form FmHA 400-4, "Nondiscrimination Agreement"; and Form FmHA 400-1, "Equal Opportunity Agreement", including an "Equal Opportunity Clause", which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of \$10,000.
4. To indemnify the Government for any payments made or losses suffered by the Government on behalf of the association. Such indemnification shall be payable from the same source of founds pledged to pay the bonds or any other legally permissable source.
5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Government, at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the association (payable from the source of funds pledged to pay the bonds or any other legally permissable source) incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this Resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the association, and default under any such instrument may be construed by the Government to constitute default hereunder.
6. Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, not permit others to do so, without the prior written consent of the Government.
7. Not to borrow any money from any source, enter into any contract or agreement, or incur any other liabilities in connection with making enlargements, improvements or extensions to, or for any other purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
8. To place the proceeds of the bonds on deposit in an account, in a bank, and in a manner approved by the Government.
9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance, and the establishment of adequate reserves. No free service or use of the facility will be permitted.
11. To acquire and maintain such insurance coverage including fidelity bonds as may be required by the Government. 12. To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof in such a manner as may be required by the Government, to provide the Government without its request, a copy of each such audit, and to make and forward to the Government such additional information and reports as it may from time to time require.
13. To provide the Government at all reasonable times access to all books and records relating to the facility and access to the property of the system so that the Government may ascertain that the association is complying with the provisions hereof and of the instruments incident to the making or insuring of the loan.
14. To serve any applicant within the service area who desires service and can be feasibly and legally served, and to obtain the concurrence of the Farmers Home Administration prior to refusing service to such applicant. Upon the failure to provide such service which is feasible and legal such applicant shall have a direct right of action against the association under this agreement.
The provisions hereof and the provisions of all instruments incident to the making or the insuring of the loan, unless otherwise specifically provided by the terms of such instruments, shall be binding upon the association as long as the bonds are held or insured by the Government. The provisions of sections 6 through 13 hereof may be provided for in more specific detail in the bond resolution or ordinance; to the extent that the provisions contained in such bond resolution or ordinance should be found to be inconsistent with the provisions hereof, these provisions shall be construed as controlling as between the association and the Government.
The vote was: Yeas; Nays; Absent
IN WITNESS WHEREOF, the Mayor and Board of Aldernen of the
Gity of Petal has duly adopted this Resolution and caused

THEREUPON, Alderman Boutwell made a motion to adopt the foregoing resolution. Alderman Runnels seconded the motion.

Those present and voting "AYE":

Alderman W. E. Boutwell Alderman W.H. Campbell Alderman George B. Draughn Alderman Bobby W. Runnels

Those present and voting "NAY":

None

Those present and abstaining:

None

WHEREAS, City Attorney, Thomas W. Tyner requested the wishes of the Board concerning the contract for legal services concerning the FHA loan.

THEREUPON, Alderman Runnels made a motion to adopt the legal contract at at a fee of one percent (1%) as set forth herein. Alderman Campbell seconded the motion.

Those present and voting "AYE":

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

Those present and voting "NAY":

None

Those present and abstaining:

None

WHEREAS, Carter Carroll stated that he is ready to put the fill dirt on the landfill for the ballparks.

THEREUPON, Alderman Runnels made a motion to give the city clerk permission to advertise for bids for 10,000 to 30,000 yards of fill dirt. Alderman Boutwell seconded the motion. 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 August 15th, 1978, in the Board Room of said City for the following:

FILL DIRT (10,000 to 30,000 yds)

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.

By: Priscilla C. Daniel /s/ City Clerk

July 24th, 31st and August 7th

Those present and voting "AYE":

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

Those present and voting "NAY":

None

Those present and abstaining:

None

THEREUPON, Alderman Rnnnels made a motion to give the City Clerk permission to advertise for the rental of the end loader and tandem trucks and operator needed to move the fill dirt to the ballfields. Alderman Boutwell seconded the motion. 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 August 15th, 1978, in the Board Room of said City for rental on a daily rate for one articulated $3\frac{1}{2}$ yard end loader and two or more 14 yard tandem dump trucks.

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.

Those present and voting "AYE":

Alderman W. E. Boutwell Alderman W.H. Campbell Alderman George B. Draughn Alderman Bobby W. Runnels

Those present and voting "NAY":

None

Those present and abstaining:

None

WHEREAS, upon the recommendation of city attorney, Thomas W. Tyner, the board agreed to invite the citizens of Petal to voice their opinion at a meeting concerning the amendment of the beer ordinance to increase the distance from a church to an establishment selling beer. The board requested that Gary Pettus with the Petal Journal, publish a notice to have the interested parties call city hall and leave their name and telephone number. The meeting date would be set pending the amount of response received at City Hall.

WHEREAS, Mayor Smith stated that the first check from Environmental Protection Agency on the Sewer System Evaluation Survey grant be sent to Hattiesburg within the week and Hattiesburg would in turn send the city of Petal its share of \$15,499.50.

THEREUPON, Alderman Boutwell made a motion to give the city clerk permission to pay Mississippi Gulf South Engineers \$20,666.00 upon receipt of the City of Hattiesburg's check. Alderman Draughn seconded the motion.

Those present and voting "AYE":

Alderman W. E. Boutwell Alderman W. H. Campbell Alderman George B. Draughn Alderman Bobby W. Runnels

Those present and voting "NAY":

None

Those present and abstaining:

None

WHEREAS, Mayor Smith stated that the City is required to hold a proposed use hearing for the Revenue Sharing Fund.

THEREUPON, Alderman Runnels made a motion to hold the revenue sharing proposed use hearing on July 31, 1978, in the Board Room in the City Hall at 7:30 P. M. Alderman Campbell seconded the motion.

Those present and voting "AYE":

Alderman W. E. Boutwell Alderman W. H. Campbell Alderman George B. Draughn Alderman Bobby W. Runnels

Those present and voting "NAY":

None

Those present and abstaining:

None

THEREUPON, Alderman Campbell made a motion to adjourn. Alderman Boutwell seconded the motion. Those present and voting "AYE":

Alderman W. E. Boutwell Alderman W. H. Campbell Alderman George B. Draughn Alderman Bobby W. Runnels

Those present and voting "NAY":

None

Those present and abstaining:

None

There being no further business, the regular meeting of the Mayor and Board of Aldermen was ordered adjourned on this the 18th day of July, A. D., 1978.

SIDNEY O. SMITH, MAYOR

(SEAL)

ATTEST:

Priscilla C. Daniel, City Clerk

BE IT REMEMBERED that there was begun and held a regular meeting of the Mayor and Board of Aldermen in the Board Room in the City Hall at 7:30 P. M., August 1, 1978.

Those present:

Mayor - Sidney O. Smith

City Attorney - Thomas W. Tyner

Aldermen: W. E. Boutwell

W. H. Campbell George B. Draughn Robert E. Russell Bobby W. Runnels

Others present:

Doyle Haden Paul Shows Larry Wade Ford Weatherford

The Mayor declared a quorem present and declared the City Council in session.

The invocation was offered by George B. Draughn.

The minutes of the meeting held July 18th, 1978, were read by Priscilla C. Daniel.

THEREUPON, Alderman Draughn made a motion that the minutes be accepted as read. Alderman Boutwell seconded the motion.

Those present and voting "AYE":

Alderman W. E. Boutwell Alderman W. H. Campbell Alderman George B. Draughn Alderman Robert E. Russell

WHEREAS, Mayor Smith asked for public comment. There was none.

WHEREAS, Doyle Haden of the Farmer's Home Administration discussed the following letter of condition concerning the FHA loan for improvement of the water