

THEREUPON, Alderman Russell made a motion to adjourn. Alderman Runnels seconded the motion.

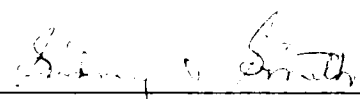
Those present and voting "AYE":

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

Those present and voting "NAY":

None

There being no further business, the regular meeting of the Mayor and Board of Aldermen was adjourned at 11:45 P. M., on this the third day of October, 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 of the City of Petal, Mississippi, in the Board Room in the City Hall of said City, on October 17, 1978, 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  
Robert E. Russell  
Bobby W. Runnels

Others present: Dick Harlow  
Bill Jones

The Mayor declared a quorum present and declared the city council in session.

The invocation was offered by W. H. Campbell.

The minutes of the regular meeting of October 3, 1978, were read by Thelma Clepper, Deputy City Clerk.

THEREUPON, Alderman Runnels made a motion to accept the minutes 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 Bobby W. Runnels  
Alderman Robert E. Russell

A-5595 SPECIALTY-TWC, INC.

Those present and voting "NAY":

NONE

WHEREAS, Mayor Smith called for public comment.

THEREUPON, Dick Harlow presented a brief outline of the proposed new sewer lines set forth in the study made by Gulf South Engineers.

WHEREAS, the hour of 7:30 P. M. having arrived, the Mayor and Board of Aldermen proceeded to open and publicly read the sealed bid for a gas powered weed trimer. The bid read as follows, to-wit:

BRACKMAN ON BROADWAY  
701 Broadway Drive  
Hattiesburg, Ms 39401

October 13, 1978

BID PROPOSAL:

City of Petal  
P. O. Box 564  
Petal, Ms 39465

Bid Proposal

1 Model 4000 Green Machine (List \$339.95	\$287.61
1 #92111 - saw blade	8.75
1 #92121 - brush blade	7.75
1 #94110 - blade cover	4.50

Price good until November 15, 1978

/s/ J. C. Brackman  
J. C. BRACKMAN

\* \* \* \* \*

THEREUPON, Alderman Runnels made a motion to take this bid under advisement. Alderman Russell 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, Joe Barron presented the proration for the month of September to the Board.

WHEREAS, City Attorney, Thomas Tyner, read the following resolution concerning the final adoption of the land roll as corrected and equalized. The resolution read as follows, to-wit:

R E S O L U T I O N

ORDER OF THE MAYOR AND BOARD OF ALDERMEN  
OF THE CITY OF PETAL, MISSISSIPPI, APPROVING  
THE REAL AND PERSONAL PROPERTY ASSESSMENT  
ROLLS FOR THE CITY OF PETAL, MISSISSIPPI, AND  
THE MUNICIPAL SEPARATE SCHOOL DISTRICT, WITH  
ADDED TERRITORIES, FOR THE YEAR 1978, AFTER  
HEARING AND CONSIDERING ALL OBJECTIONS AND  
CORRECTIONS TO SAID ROLLS

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, do now find, determine and adjudge that the assessment rolls of Real and Personal Property in said City and the Municipal Separate School District, with added territories for the year 1978, have theretofore been prepared, corrected and

revised in the manner authorized and provided by law; and

WHEREAS, the Mayor and Board of Aldermen of said City do further find, determine and adjudge that they have heretofore proceeded to change, correct and equalize the aforesaid Assessments in the manner authorized and provided by law; and

WHEREAS, the Mayor and Board of Aldermen of the City of Petal do further find, determine and adjudge that they have heretofore completed the equalization, correction, and revision of the aforesaid Assessment Rolls and the assessments therein contained, subject to the right of the parties in interest to be heard on objections, said Order adopted approving said Rolls and assessments therein, having recited the total assessment of the Real Property Roll in the amount of \$10,387,870, and having separately recited the total assessment of the Personal Property Roll, excluding Public Utilities and Motor Vehicles in the amount of \$424,560 for the City of Petal, and having recited the total assessment of the Real Property Roll in the amount of \$5,768,240 and the Personal Property Roll, excluding Public Utilities and Motor Vehicles in the amount of \$352,040 for the Municipal Separate School District; and

WHEREAS, the Mayor and Board of Aldermen of the City of Petal do further find, determine, and adjudge that they have heretofore given and caused to be published on September 5, 1978, in the Hattiesburg American, a daily newspaper published in Forrest County, Mississippi, and having a general circulation in the City of Petal, Mississippi, the following Public Notice:

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

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

You are hereby notified that the said rolls are now ready for inspection and examination by the public and taxpayers in the office of the City Clerk, City Hall, 119 West 8th Avenue, Petal, Mississippi, 39465 and that any objections to said rolls or any assessments therein contained shall be made in writing and filed with the City Clerk of the City of Petal, Mississippi,

at the aforesaid address on or before 12:00 o'clock noon on October 3, 1978, and that all assessments to which no written objections have been filed will then and there be finally approved by the said Mayor and Board of Aldermen. All assessments to which written objections are made will be heard and determined by the said Mayor and Board of Aldermen and the said assessment rolls will thereupon and then be finally approved.

You are further notified that the said Mayor and Board of Aldermen will convene at said meeting at 7:00 o'clock P. M., October 3, 1978, and then commence hearing any such objections to said rolls and assessments and will remain in session from day to day thereafter considering such objections until all parties in interest have been heard and such objections determined and disposed of, as set forth in said petition.

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

SECTION I.

That the Mayor and Board of Aldermen of the City of Petal, Mississippi, being the governmental authority of said City of Petal, do now find, determine and adjudge that the assessment rolls of real and personal property in the City of Petal and the Municipal Separate School District with added territories, for the year 1978, and the assessments therein contained, said objections and protests being heard and equalized where required, should be and the same are hereby approved as correct and are made final, including and incorporating the changes requested as set forth in the petition of Priscilla C. Daniel, Tax Assessor of the City of Petal, Mississippi.

SECTION II.

That the Mayor and Board of Aldermen of the City of Petal, Mississippi, do now find, determine and adjudge that the grand total of the Real Property Assessment Roll of said City for the year 1978 as is now hereby approved is \$10,077,930, and the grand total of the Real Property Assessment Roll of Municipal Separate School District as now hereby approved is \$5,768,240.

SECTION III.

That the Mayor and Board of Aldermen of the City of Petal, Mississippi, do now find, determine

and adjudge that the grand total of the Personal Property Assessment Roll of the City of Petal, excluding Public Utilities and Motor Vehicles, as now hereby approved is \$424,560 and the grand total of the Personal Property Roll of the Municipal Separate School District with added territories, as now hereby approved is \$352,040, and until any proper corrections shall have been made in said rolls, whereupon they will then and there be finally approved by the said Mayor and Board of Aldermen as provided by law.

SECTION IV.

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

By order of the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the fifth (5th) day of September, A. D., 1978.

CITY OF PETAL, MISSISSIPPI

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

WHEREAS, the Mayor and Board of Aldermen of the said City of Petal, do further find, determine and adjudge that the Proof of Publication of the aforesaid Public Notice was filed with the City Clerk of said City on the 3rd day of October, 1978, and the same is now on file in the office of the City Clerk; and

WHEREAS, at 7:30 o'clock P. M., October 3, 1978, at the time and place set forth in the Public Notice to the public and taxpayers of the City of Petal, Mississippi, the Mayor and Board of Aldermen proceeded to hear the protest and objections to the assessment rolls of the taxpayers or other parties in interest, all aldermen being present to hear objections. All protests and objections having then been heard, the Mayor and Board of Aldermen proceeded to equalize and adjust the real property assessment roll.

WHEREAS, on the 7th day of October, 1978, Priscilla C. Daniel, Tax Assessor of the City of Petal, Mississippi, caused to be filed her petition to change the Assessment Roll of Real Property for the City of Petal, and the Municipal Separate School District with added territories, in various particulars, and that notice was duly and properly given to the taxpayers and real parties in interest affected by said petition, advising said taxpayers and parties in interest that any and all objections to the changes set forth in said petition were required to be made on or before 12:00 o'clock noon, October 3, 1978, and said time for objections has passed and there being filed objections, the Mayor and Board of Aldermen proceeded to hear such protests and objections on October 3rd, from taxpayers and other parties in interest.

SECTION V.

That the City Clerk of the City of Petal, Mississippi, be and she is hereby directed and

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authorized to deal with the Personal Property Assessment Roll and the Real Property Assessment Roll and the assessments therein contained, as provided by law.

The foregoing Order having been reduced to writing, the same was introduced and read and a vote was taken thereon, first section by section, then upon the Order as a whole, with the following results:

Those present and voting "AYE" and in favor of the passage of each section of the foregoing Order and upon the foregoing Order as a whole:

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

Those present and voting "NAY" or against any section of the foregoing Order or against the foregoing Order as a whole:

NONE

WHEREUPON, the foregoing order be, and the same is hereby passed, adopted and approved on this the 17th day of October, A. D., 1978.

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

(SEAL)

ATTEST:

Priscilla C. Daniel, City Clerk

\* \* \* \* \*

THEREUPON, Alderman Runnels made a motion to adopt the foregoing resolution. 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
- Alderman Bobby W. Runnels

Those present and voting "NAY":

NONE

WHEREAS, Mayor Smith stated that the City has been requested to purchase a \$150.00 ad in the U. S. M. basketball program.

THEREUPON, Alderman Runnels made a motion to purchase the \$150.00 ad in the U. S. M. basketball program. Alderman Russell 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, Mayor Smith presented the following petition from the residents of West 7th Avenue concerning the unsightly and unhealthy conditions surrounding the apartments.

THEREUPON, the board requested that the Mayor determine who the apartments belong to, or who is managing the apartments and have the Mayor contact them about these conditions located at West 7th Avenue.

WHEREAS, Mayor Smith stated that Mr. Jerry Simmons and A. R. Butler had been charged with sewer for quite a period of time and that Robert Powell, Superintendent of the Water Department had determined that these were never connected to the sewer.

THEREUPON, Alderman Boutwell made a motion to refund Mr. Simmons \$108.90 and A. R. Butler \$79.69, which seems had been erroneously paid. 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, City Attorney, Thomas Tyner, read the following resolution from Gulf South Engineers concerning the rehabilitation of the sewer lines of the City of Petal. The resolution read as follows, to-wit:

R E S O L U T I O N

RESOLUTION INDICATING THAT THE CITY OF  
PETAL, MISSISSIPPI, HAVING THE NECESSARY  
LEGAL, FINANCIAL, INSTITUTIONAL  
AND MANAGERIAL RESOURCES, INTENDS TO  
CONSTRUCT, OPERATE, AND MAINTAIN CERTAIN  
PROPOSED TREATMENT WORKS IF SUCH WORKS  
ARE APPROVED AND FUNDED BY THE STATE AND  
FEDERAL GOVERNMENTS

WHEREAS, the City of Petal, Mississippi, possesses the necessary legal, financial, institutional, and managerial resources to construct, operate and maintain sewage treatment and related facilities; and

WHEREAS, the existing collection, treatment and disposal facilities do not meet current State and Federal requirements; and

WHEREAS, the recently completed facility planning report, Hattiesburg Regional 201 Facilities Plan, Step 1, prepared by Mississippi Gulf South Engineers, Inc., in accordance with the Final Construction Grant Regulations, 40 CFR, Part 35, Subpart E, recommends certain improvements to the City's collection, treatment and disposal facilities which will satisfy State and Federal requirements.

NOW, THEREFORE, BE IT RESOLVED that the City of Petal

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hereby indicates its concurrence with the proposed recommended facilities in the referenced planning report and the City's intent to construct, operate, and maintain such proposed facilities in accordance with State and Federal requirements, if said facilities are approved and funded by the State and the U. S. Environmental Protection Agency.

Alderman Boutwell made a motion to adopt the aforesaid Resolution and the motion was seconded by Alderman Russell, the matter was put to a roll call vote and the following aldermen voted for the adoption of the Resolution.

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

SO RESOLVED, ORDERED AND APPROVED on this the 17th day of October, A. D., 1978.

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

(SEAL)

ATTEST:

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

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

Those present and voting "NAY":

NONE

WHEREAS, after a lengthy discussion of the ballot for the poll of registered voters concerning the Sunday sales ordinance, Alderman Boutwell made a motion to put the following options on the ballot:

- (a) All stores to be open on Sunday
- (b) All stores to be closed on Sunday
- (c) All stores allowed to be open at 1:00 o'clock P. M. on Sunday

Alderman Russell 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 B. Draughn

Those present and voting "NAY":

None



WHEREAS, Alderman Russell stated that the Forrest County Industrial Board has requested a \$1,300 appropriation from the City.

THEREUPON, Alderman Russell made a motion to appropriate \$1,300 for the Forrest County Industrial Board. Alderman Runnels 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, Alderman Russell made a motion to have the City Clerk purchase loose leaf notebooks for the Alderman to keep agendas, prorations, and other pertinent information. Alderman Runnels 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, City Attorney, Thomas Tyner suggested that the Board hire an attorney to get a Title Certificate on the legal description of the land for the proposed recreation facility.

THEREUPON, Alderman Russell made a motion to hire William H. Jones to obtain the Title Certificate on the land. Alderman Boutwell seconded the motion.

Those present and voting "AYE":

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

Those present and abstaining:

Alderman George B. Draughn

THEREUPON, Alderman Runnels made a motion to direct City Attorney, Thomas Tyner, once the title opinion is returned showing the party to be the defendant in the eminent action, to institute eminent domain litigation in order to obtain the proposed property for the city for recreation purposes. Alderman Russell seconded the motion.

Those present and voting "AYE":

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

Those present and abstaining:

Alderman George B. Draughn

WHEREAS, Mayor Smith requested the wishes of the Board concerning the car allowances for the Board.

THEREUPON, Alderman Draughn made a motion to pay the Mayor \$100.00 per month and the Aldermen \$25.00 per month car allowance. Alderman Runnels seconded the motion.

Those present and voting "AYE":

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

Those present and voting "NAY":

Alderman Robert E. Russell  
Alderman W. E. Boutwell

WHEREAS, Alderman Draughn stated that due to the fact that James Thomas, who was hired as grounds keeper had not shown up for work, the City is still in need of a grounds keeper.

THEREUPON, Alderman Russell made a motion to adopt the following order hiring Robert Buchanan as grounds keeper effective October 17, 1978, at \$3.00 per hour. Alderman Campbell 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, deem it necessary to appoint a grounds keeper.

IT IS THEREFORE ORDERED that Robert Buchanan be and he is hereby appointed as grounds keeper at a rate of \$3.00 per hour for the City of Petal, to serve from October 17, 1978, until further orders of the Mayor and Board of Aldermen of the City of Petal, Mississippi.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the 17th day of October, A. D., 1978.

\* \* \* \* \*

Those present and voting "AYE":

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

Those present and voting "NAY":

NONE

WHEREAS, Alderman Boutwell made a motion to adopt the following order to increase Bill Parker's salary to \$3.75 per hour, effective November 1, 1978, 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, deem it necessary to increase the pay scale for Bill Parker in the sanitation department.

IT IS THEREFORE ORDERED that the new pay scale for Bill Parker shall be \$3.75 per hour.

IT IS THEREFORE ORDERED that this pay scale become effective November 1, 1978.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the 17th day of October, A. D., 1978.

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WHEREAS, Mayor Smith requested the wishes of the Board concerning the \$2,000 advance for Ysidro Salinas on his drafting fees since the plans for the police station have been certified.

THEREUPON, Alderman Russell made a motion to pay Mr. Salinas the \$2,000 advance. Alderman Runnels 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 B. Draughn

Those present and voting "NAY":

None

WHEREAS, Mayor Smith requested permission from the Board to advertise for annual bids for the printing, office supplies and janitorial supplies for the City.

THEREUPON, Alderman Runnels made a motion to give the City Clerk permission to advertise for annual bids for the printing, office supplies, and janitorial supplies for the city departments. 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 B. Draughn

Those present and voting "NAY":

None

THEREUPON, Alderman Russell made a motion that the meeting be adjourned. Alderman Boutwell seconded the motion.

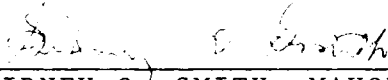
Those present and voting "AYE":

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

Those present and voting "NAY":

None

There being no further business, the regular meeting of the Mayor and Board of Aldermen was adjourned on this the 17th day of October, A. D., 1978, at 11:17 P. M.

  
\_\_\_\_\_  
SIDNEY O. SMITH, MAYOR

(SEAL)

ATTEST:

  
\_\_\_\_\_  
Priscilla C. Daniel, City Clerk