

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 Tuesday, May 6, 1980, at 7:30 P. M., in the Board Room of said City.

Those present:

Sidney O. Smith, Mayor  
Thomas Tyner, City Attorney

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

Others present:

Delano Riels  
Jack Gibson  
Mr. & Mrs. Wayne Ishee  
Paul Shows  
Robert Judy and others

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 April 15, 1980, and the minutes of the special meeting of April 28, 1980, 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 Robert E. Russell  
Alderman Bobby W. Runnels

Those present and voting "NAY":

None

WHEREAS, Delano Riels addressed the Board concerning the condition of Salinas Drive. Mr. Riels stated that Salinas Drive had not been deeded to or accepted by the City; therefore, the City has not maintained the road. Mr. Riels presented the board with a deed to the street from Mrs. Priest and requested that the Board accept this deed and requested that something be done to alleviate the deterioration of the road.

THEREUPON, Mayor Smith stated that this would be taken under advisement until it can be determined what measures will have to be taken to relieve the situation.

WHEREAS, Paul Shows, city engineer, reported to the Board concerning the standing of the preliminary plans for the design for the sewer for the Beverly Hills area and the subdivisions on Highway 42. Mr. Shows stated that it will be at least August before bids can be requested for the construction of the sewer project.

THEREUPON, Jack Gibson and other residents of the Beverly Hills area questioned Mr. Shows and the Board concerning the steps being taken toward the design and construction of the sewer project.

WHEREAS, Mr. Shows stated that he has been reviewing some of the drainage problems in the City. Mr. Shows stated that some future problems could be prevented by requiring structures be built a certain height above the center of the road, thereby allowing proper drainage of the lots.

THEREUPON, Alderman Runnels made a motion to adopt the following amendment to the building ordinance requiring all new structures must be at least twelve (12) inches above the center of the street and must be approved by the building inspector. Alderman Russell seconded the motion. The amendment read as follows, to-wit:

ORDINANCE 1975 (18) (A1)

AN ORDINANCE AMENDING ORDINANCE 1975 (18) TO PROVIDE THAT ALL NEW BUILDINGS REQUIRING A BUILDING PERMIT WITHIN THE CITY OF PETAL MUST BE CONSTRUCTED WITH THE GROUND FLOOR

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISS:

SECTION I. Ordinance 1975 (18) is hereby amended, by adding the following Section:

SECTION 5. Additional Provisions:

1. All new buildings requiring a building permit within the City of Petal, must be constructed with the ground floor at least twelve inches above the center of the fronting street.

SECTION 2. Except as amended herein, the provisions of Ordinance 1975 (18), are in full force and effect.

SECTION 3. This Ordinance will be effective thirty days from and after its passage.

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

Those present and voting "YEA" and in favor of the passage, adoption, and approval of Section 1, 2 and 3, of the foregoing Ordinance:

Alderman Russell, Alderman Runnels, Alderman Boutwell, Alderman Draughn, Alderman Campbell

Those present and voting "NAY" or against the adoption of any section of the foregoing Ordinance:

NONE

Those present and voting "YEA" and in favor of the adoption of the foregoing Ordinance as a whole:

Alderman Russell, Alderman Runnels, Alderman Boutwell, Alderman Draughn, Alderman Campbell

Those present and voting "NAY" or against the adoption of the foregoing Ordinance as a whole:

NONE

WHEREUPON, the foregoing Ordinance be, and the same is hereby passed, adopted and approved on this, the 6th day of May, A. D., 1980.

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

(SEAL)

ATTEST:

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

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WHEREAS, Mayor Smith presented claims numbers 6349 through 6378 for the general fund of the City of Petal.

THEREUPON, Alderman Boutwell made a motion to pay claims numbers 6349 through 6378 of the general fund. 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 B. Draughn

Those present and voting "NAY":

None

WHEREAS, Mayor Smith presented claims numbers 972 A through 998 A of the O & M fund and claims numbers 266 B through 271 B of the R & E fund of the Petal Water and Sewer Department.

THEREUPON, Alderman Boutwell made a motion to pay claims numbers 972 A through 998 A of the O & M fund and claims numbers 266 B through 271 B of the R & E fund. 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 B. Draughn

Those present and voting "NAY":

None

WHEREAS, Mayor Smith presented a request for a zoning hearing from Bobb A. O.

THEREUPON, Alderman Runnels made a motion to set the hearing for the zoning change request for May 27, 1980, at 7:00 o'clock 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 Robert E. Russell  
Alderman Bobby W. Runnels

Those present and voting "NAY":

None

WHEREAS, Mayor Smith presented the following proofs of publication:

- a) Amendment to Water Ordinance (38-A3)
- b) Sale of Alcoholic Beverages (Ordinance 1980 (47))
- c) Ordinance 1980 (48) Noisy Animals

THEREUPON, Alderman Boutwell made a motion that the foregoing proofs of publication be accepted and filed. 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, Mayor Smith stated that Mr. Judy, building inspector, has requested permission to attend the workshop for Building Inspectors on June 11, 12, and 13th, at Biloxi, Ms.

THEREUPON, Alderman Russell made a motion to pay the \$30.00 registration and the expenses incurred while attending the seminar. 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, Mayor Smith presented the following letters from Chief Bounds recommending the dismissal of Wanda Hicks and Carolyn Brock. The letters read as follows, to-wit:

May 6, 1980

To: City Aldermen of Petal

SUBJECT: Resignation of Carolyn Brock

On April 22, 1980, Carolyn Brock, a radio operator for the City of Petal, called the Petal Police Department and stated that she quit her job. I asked her to submit to me a written resignation. As of May 6, 1980, I have not received a resignation.

Sincerely yours,

/s/ Henry Bounds  
Henry Bounds  
Chief of Police

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May 6, 1980

TO: City Aldermen of Petal

SUBJECT: Resignation of Wanda Hicks

On April 28, 1980, Wanda Hicks, a radio operator for the City of Petal, came to my office and stated that due to family problems she would be quitting her job effective May 1, 1980. She further stated that she was sorry to have to leave on such a short notice, but would continue working until the 1st of May.

/s/ Henry Bounds  
Henry Bounds  
Chief of Police

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THEREUPON, Alderman Boutwell made a motion to terminate as employees of the city Carolyn Brock and Wanda Hicks, according to the recommendations of Chief Bounds as set forth in the foregoing letters. 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, Mayor Smith presented the following letter of resignation from Marilyn Schwandt, an employee of the water department. The letter read as follows, to-wit:

April 21, 1980

Dear Mayor Smith and Board of Aldermen:

I hereby submit my resignation to become effective as of May 16, 1980.

/s/ Marilyn Schwandt  
Marilyn Schwandt

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THEREUPON, Alderman Runnels made a motion to accept the foregoing letter of 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, Alderman Boutwell made a motion to adopt the following orders hiring Bill Glare as radio operator effective May 7, 1980, at a rate of pay of \$3.25 per hour, and Douglas Bolivar as part-time radio operator effective May 7, 1980, at \$3.25 per hour. The orders 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 hire a dispatcher on a part-time basis.

IT IS THEREFORE ORDERED that Douglas Bolivar be, and he

is hereby appointed as a part-time dispatcher at a rate of pay of \$3.25 per hour for the City of Petal Police Department, to serve from May 17, 1980, 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 6th day of May, A. D., 1980.

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O R D E R

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, deem it necessary to hire a dispatcher.

IT IS THEREFORE ORDERED that Bill Glare be, and he is hereby appointed as dispatcher at a rate of pay of \$3.25 per hour for the City of Petal Police Department, to serve from May 17, 1980, 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 6th day of May, A. D., 1980.

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Alderman Draughn 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 Boutwell presented the following orders for promotion as these officers have been tested and certified by Chief Bounds. The orders read as follows, to-wit:

O R D E R

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, upon the completion of the six-month probationary period of Robert Owens, and upon the recommendation of the chief of police, Henry Bounds, do hereby promote Robert Owens to Patrolman 2nd class.

IT IS THEREFORE ORDERED that Robert Owens be, and he is hereby appointed as Patrolman 2nd class at a monthly salary of \$833.76 to serve from May 17, 1980, until further orders of the Mayor and Board of Aldermen of the City of Petal, Ms.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the 6th day of May, A. D., 1980.

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O R D E R

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, do find that Patrolman Mike Saucier has been certified to fill the position of Patrolman First Class.

IT IS THEREFORE ORDERED that Mike Saucier be, and he is hereby appointed as Patrolman 1st class at a monthly salary of \$866.16 to serve from May 17, 1980, 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 6th day of May, A. D., 1980.

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O R D E R

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, do find that Patrolman Hal Lott has been certified to fill the position of Patrolman first class.

IT IS THEREFORE ORDERED that Hal Lott be, and he is hereby appointed as Patrolman 1st class at a monthly salary of \$866.16 to serve from May 17, 1980, 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 6th day of May, A. D., 1980.

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O R D E R

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, do hereby appoint Leonard Murphy to the position of Lieutenant in the Petal Police Department.

IT IS THEREFORE ORDERED that Leonard Murphy be, and he is hereby appointed as Lieutenant at a monthly salary of \$962.28 to serve from May 17, 1980, 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 6th day of May, A.D., 1980.

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THEREUPON, Alderman Russell made a motion to adopt the foregoing orders. 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 Boutwell made a motion to amend the personnel policy Rule IV , to state as follows:

"All employees of the City will be entitled to straight-time pay for hours worked during a disaster upon the approval of the aldermen in charge, upon the concurrence of the Mayor or the Mayor Pro-tem."

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, Alderman Boutwell made a motion to adopt the following order rescinding Ordinance 1980 (48). Alderman Runnels seconded the motion. The order read as follows, to-wit:

O R D E R

BE IT ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, that Ordinance 1980 (48), being an Ordinance prohibiting the keeping of animals or birds creating frequent or continuous noise; providing penalties for violations thereof, establishing an effective date, and for related purposes, being the same is hereby repealed effective on this the 6th day of May, A.D., 1980.

SO ORDERED by the Mayor and Board of Aldermen on this the 6th day of May, A. D., 1980.

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Those present and voting "AYE":

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

Those present and voting "NAY":

None

WHEREAS, Alderman Draughn stated that the water department is in need of a new dump truck.

THEREUPON, Alderman Draughn made a motion to authorize the City Clerk to advertise for bids for a dump truck. Alderman Runnels seconded the motion. The notice 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 Tuesday, June 3rd, 1980, in the Board Room of the City for the following:

One 1980 Dump Truck

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

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

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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.

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

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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, the Mayor requested the wishes of the board concerning the real property review cards for the tax department.

THEREUPON, Alderman Draughn made a motion authorizing the Mayor and City Clerk to sign a contract with Professional Mass Appraisal, Inc., to prepare the RPR cards. 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

THEREUPON, Alderman Campbell made a motion to adjourn. Alderman Draughn 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

There being no further business, the regular meeting of the Mayor and Board of Aldermen was adjourned on this the 6th day of May, A. D., 1980.

Sidney O. Smith  
SIDNEY O. SMITH, MAYOR

(SEAL)