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BE IT REMEMBERED that there was begun and held a regular meeting of the Mayor and Board of Aldermen of the City of Petal at 7:30 P. M. on April 21, 1981 in the Board Room of said City.

Those present: Mayor Sidney O. Smith
City Attorney: Thomas W. Tyner
Aldermen: W. E. Boutwell
W. H. Campbell
George B. Draughn
Robert E. Russell
Others present: Kim Chaze
Mrs. Alyce Hester
Kitty King
Gary Henderson
Paul Shows
Larry Brown
and many others

The Mayor declared a quorum present and declared the City Council in session. The invocation was offered by Thomas W. Tyner.

The minutes of the regular meeting of April 7, 1981 were read by Priscilla C. Daniel.

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

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

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

WHEREAS, Attorney Kim Chaze addressed the Board concerning a complaint that the City has received stating that Mrs. Alyce Hester's fence is on the City's right of way and it interferes with a neighbor's entrance to his driveway. Mr. Chaze stated that the fence has been erected for approximately fourteen (14) years and there has never been any previous complaints. The fence has offered Mrs. Hester her privacy, according to Mr. Chaze. Mr. Chaze also stated that since there are other fences in the City of Petal on the City's right of way, Mrs. Hester feels that she should not have to remove her fence until the others are removed also.

THEREUPON, Mrs. Hester read a statement on the history of the fence and her feeling concerning this problem.

THEREUPON, Mayor Smith stated that the Board would take this problem under advisement.

WHEREAS, Gary Henderson, of the Forrest County Humane Society, stated that due to the termination of the CETA Program, the Shelter has lost two (2) CETA employees and have had to hire one full time employee, which has put a strain on their budget. Mr. Henderson stated that according to the records, the shelter has received approximately 404 animals from Petal during the past year and at approximately \$12.00 per animal for the care given, the City should pay an average of \$4,848.00 per year.

THEREFORE, the Humane Society would like to request an increase in the monthly amount the City pays to \$290.00 per month.

THEREUPON, Mayor Smith requested that Mr. Henderson put his request in writing and return it for consideration when the budget is amended in July.

WHEREAS, Larry Brown stated that the registration forms for the girl's softball program prepared by the Recreation Director stated that the shirts, socks, caps and trophies would be included in the registration fee.

THEREUPON, after lengthy discussion, Alderman Boutwell made a motion to purchase the shirts, caps and socks for the little girl's softball program. Alderman Russell seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, Mayor Smith requested the wishes of the Board concerning the annual allocation to the Hattiesburg Public Library.

THEREUPON, Alderman Draughn made a motion to pay \$6,000.00 to the library out of Revenue Sharing Funds. Alderman Boutwell seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, Joe Barron presented the proration for the month of March.

WHEREAS, Mayor Smith presented the following order increasing Cindy Gardner's, secretary to the Mayor, salary to \$700.00 per month, effective April 18, 1981. 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 Cindy Gardner, secretary to the Mayor.

IT IS THEREFORE ORDERED that the new pay scale for Cindy Gardner will be \$700.00 per month, effective April 18, 1981.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the 21st day of April, A. D., 1981.

THEREUPON, Alderman Campbell made a motion to adopt the foregoing order. Alderman Boutwell seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, Mayor Smith presented the following order increasing Dean Gatwood's, Deputy Tax Collector, salary to \$766.87 per month, effective April 18, 1981. 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 Dean Gatwood, Deputy Tax Collector.

IT IS THEREFORE ORDERED that the new pay scale for Dean Gatwood will be \$766.87, effective April 18, 1981.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the 21st day of April, A. D., 1981.

THEREUPON, Alderman Russell made a motion to adopt the foregoing Order. Alderman Draughn seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, Mayor Smith requested the wishes of the Board concerning the appointment of a School Board Trustee to fill the unexpired term of Robert Pierce.

THEREUPON, Alderman Russell made a motion to appoint Allen Sledge to fill the unexpired term of Robert Pierce and to serve until the first Saturday in March of 1982. Alderman Boutwell seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, Mayor Smith presented the following Proofs of Publication to the Board.

- 1) Notice of Completion - Lighting Contract
- 2) Notice of Completion - Fencing Contract
- 3) Notice of Completion - Test Well
- 4) Notice of Public Hearing
- 5) Notice to Bidders - 407 Disaster Funds

THEREUPON, Alderman Russell made a motion that the foregoing Proofs of Publications be accepted and filed. Alderman Boutwell seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, Mayor Smith presented the following letter of resignation from Margaret Hinton, Secretary in the Police Department. The letter read as follows to-wit:

April 9, 1981

TO: CHIEF BOUNDS
FROM: MARGARET HINTON
SUBJECT: RESIGNATION

I AM SUBMITTING MY LETTER OF RESIGNATION EFFECTIVE APRIL 17, 1981. I HAVE BEEN GIVEN THE OPPORTUNITY TO GO TO WORK WITH THE FORREST GENERAL HOSPITAL IN A PUBLIC RELATIONS JOB, AND IT IS THE FIRST STEP TOWARD TAKING THE O.R.T. CLASS THAT MY HEART HAS BEEN ON FOR SO LONG.

I HAVE REALLY ENJOYED WORKING WITH THE WONDERFUL PEOPLE OF PETAL, AND HAVE BEEN VERY GRATEFUL FOR THE OUTSTANDING HELP THAT CITY HALL HAS GIVEN ME. HAD IT NOT BEEN FOR THEM AT TIME I WOULD HAVE REALLY HAD PROBLEMS.

I SHALL MISS ALL OF MY FELLOW WORKERS, BUT SHALL NEVER FORGET THEM. PETAL IS A GREAT CITY AND I AM PROUD TO HAVE HAD A SMALL PART IN IT.

THANKS TO ALL THE ALDERMEN WHO HAD FAITH IN ME, AND GAVE ME THE CHANCE TO WORK WITH THE POLICE DEPARTMENT. IT IS A SUPER DEPARTMENT SOMETHING WE CAN ALL BE PROUD OF.

THANKS AGAIN FOR ALL THE ENCOURAGEMENT AND HELP FROM EVERYONE.

SINCERELY,

/s/ Margaret Hinton
MARGARET HINTON

THEREUPON, Alderman Boutwell made a motion to accept Mrs. Hinton's resignation. Alderman Russell seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

THEREUPON, Alderman Boutwell made a motion to adopt the following orders promoting Robert Owens and Tim Palmer to Patrolman 1st Class. Alderman Russell seconded the motion. 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, do find that Patrolman Robert S. Owens has been certified to fill the position of Patrolman First Class.

IT IS THEREFORE ORDERED that Robert S. Owens be, and he is hereby appointed as Patrolman 1st Class at an annual salary of \$11,225.50, to serve from April 18, 1981, 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 21st day of April, A. D., 1981.

O R D E R

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

IT IS THEREFORE ORDERED that Timothy H. Palmer be, and he is hereby appointed as Patrolman 1st Class at an annual salary of \$11,225.50, to serve from April 18, 1981, 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 21st day of April, A. D., 1981.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

THEREUPON, Alderman Boutwell made a motion to adopt the following order hiring Cindy McDonald as dispatcher in the Petal Police Department. Alderman Campbell seconded the motion.

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 Cindy McDonald be, and she is hereby appointed as a dispatcher for the police department, at a rate of \$3.51 per hour, to serve from April 10, 1981, 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 21st day of April, A. D., 1981.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

THEREUPON, Alderman Campbell made a motion to adopt the following orders hiring Albert Michael Sisk and Robert Clyde Dickerson as laborers in the Sanitation Department. Alderman Russell seconded the motion.

O R D E R

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, deem it necessary to hire a laborer in the Sanitation Department.

IT IS THEREFORE ORDERED that Albert Michael Sisk be, and he is hereby hired as a laborer in the Sanitation Department at a rate of pay of \$3.50 per hour, effective March 26, 1981.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the 21st day of April, A. D., 1981.

O R D E R

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, deem it necessary to hire a laborer in the Sanitation Department.

IT IS THEREFORE ORDERED that Robert Clyde Dickerson be, and he is hereby hired as a laborer in the Sanitation Department at a rate of pay of \$3.50 per hour, effective March 4, 1981.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the 21st day of April, A. D., 1981.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, Mayor Smith presented Claim #417-B of the R & E Fund for \$1,515.60 to Durham Interest for 90% of the contract to Demolish and Remove the Water Reservoir.

THEREUPON, Alderman Russell made a motion to pay Durham Interest \$1,515.60 and to publish the Notice of Completion and if no claims are submitted after ten (10) days, to pay the balance of \$168.40. Alderman Boutwell seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, Alderman Draughn stated that the Water Department needs a backhoe attachment for the Ditch Witch.

THEREUPON, Alderman Russell made a motion to authorize the City Clerk to advertise for bids for the attachment. Alderman Draughn seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, City Attorney, Thomas Tyner, presented the following Resolution to convey the Hillcrest Cemetary back to Petal Harvey Baptist Church. The Resolution read as follows to-wit:

STATE OF MISSISSIPPI

CITY OF PETAL

A RESOLUTION AUTHORIZING THE MAYOR
AND THE CITY CLERK OF THE CITY OF PETAL TO
CONVEY THE REAL PROPERTY TO THE PETAL HARVEY
BAPTIST CHURCH AND TO PAY TO THE
PETAL HARVEY BAPTIST CHURCH THE SUM OF \$18,552.00

WHEREAS, the Mayor and Board of Aldermen of the City of Petal have previously received from the Petal Harvey Baptist Church certain real property known in the community as Hillcrest Cemetary, and whereas pursuant to House Bill Number 577 of the Mississippi Legislature in 1981 Regular Session, the Mayor and Board of Aldermen were authorized to reconvey it's rights, title and interest in said property to the Petal Harvey Baptist Church and to return to the Petal Harvey Baptist Church the sum of \$18,552.00 and,

WHEREAS, the Mayor and Board of Aldermen of the City of Petal do determine that the interest of the City of Petal will best be served by reconveying said property known as the Hillcrest Cemetary to the Petal Harvey Baptist Church and to return to said Petal Harvey Baptist Church the sum previously tendered in the amount of \$18,552.00.

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Petal, Mississippi that the Mayor of the City of Petal and the City Clerk be authorized to execute and to deliver to the Petal Harvey Baptist Church an indenture deed conveying to said Petal Harvey Baptist Church all of its right, title and interest in and to the Hillcrest Cemetary more particularly described as follows to-wit:

All the East Half of the Southeast Quarter of the Northeast Quarter lying south of the public road running across the northwest corner of said twenty acres, in Section 1, Township 4 North, Range 13 West, Forrest County, Mississippi, subject to the reservation of a twenty-foot strip of land off the entire east side thereof for road purposes, for the general public, as set forth in that certain Warranty Deed from W. D. McKenzie et ux., dated February 4, 1943, on record in Land Deed Book 71 at page 574, on file in the office of the Chancery Clerk of Forrest County, Mississippi.

IT IS FURTHER RESOLVED that the Mayor and Board of Aldermen of the City of Petal authorize the Mayor and the City Clerk of said City to pay by Municipal Warrant to the Petal Harvey Baptist Church the sum of \$18,552.00, which sum was previously tendered to the said City by the said Petal Harvey Baptist Church.

All is authorized by House Bill #577 as adopted by the Mississippi Legislature at the regular 1981 session.

SO RESOLVED, by the Board of Aldermen of the City of Petal, Mississippi, on this, the 21st day of April, A. D., 1981.

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

ATTEST:

/s/ Priscilla C. Daniel
PRISCILLA C. DANIEL, CITY CLERK

THEREUPON, Alderman Boutwell made a motion to adopt the foregoing Resolution. Alderman Draughn seconded the motion.

Those present and voting "AYE"

W. E. Boutwell
George B. Draughn

Those present and voting "NAY"

NONE

Those present and abstaining

W. H. Campbell
Robert E. Russell

There not being sufficient number to carry the Resolution without the vote of the Mayor

The Mayor voted "AYE" in favor of the Resolution.

WHEREAS, City Attorney, Thomas Tyner presented the following Resolution amending the Eminent Domain description of Mr. and Mrs. Robert Powell's property. The Resolution read as follows to-wit:

STATE OF MISSISSIPPI
CITY OF PETAL

RESOLUTION AMENDING THE DESCRIPTION OF
CERTAIN LANDS DECLARED NECESSARY FOR CONDEMNATION

WHEREAS the City of Petal, Mississippi, by and through its Mayor and Board of Aldermen, did, on the third day of March, A. D., 1981, meet as its regularly scheduled meeting to consider the necessity for the taking for public use certain lands within the City of Petal, Mississippi, for purposes of constructing thereon, a water storage tank, and;

WHEREAS the City Engineers, Shows and Dearman, have advised the Mayor and Board of Aldermen that property previously described in the resolution adopted on March 3, 1981, should be amended as follows:

Part of the E½ of the SE¼ of Section 30, T-5-N, R-12-W, Forrest County, Mississippi, and being more particularly described as commencing at the SW Corner of the NE¼ of the SE¼ of said Section 30 and run East along the South line of said Forty for 316.4 feet to and for the Point of Beginning, thence run North for 101.4 feet to the Southeast margin line of Old Richton Road, thence run Northeasterly along the Southeast margin line of said Road for 48.4 feet, thence run South for 129.1 feet, thence run East for 320 feet, thence run South for 127 feet, thence run West for 360 feet, thence run North for 127 feet to the Point of Beginning, and comprising 1.2 acres, more or less.

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, find that the property description, as amended, will be sufficient for the purposes of constructing and erecting a water storage tank, and that said property now recommended to be condemned, is of less amount than that previously described.

NOW, THEREFORE, after due deliberation, it is resolved that it be, and did hereby as found and determined by the Mayor and Board of Aldermen of the City of Petal, Mississippi, that the acquisition of lands set forth above, and incorporated herein by reference for any and all purposes, is necessary for the public use to acquire, as authorized by Section 21-37-47 of the Mississippi Code of 1972, said real property, and it is for the general welfare of the citizens of the City of Petal, Mississippi; further, that attempts to acquire this property by negotiations is not permitted by the laws of the State of Mississippi.

BE IT FURTHER RESOLVED that the municipal attorney for said City is hereby authorized and directed to amend the presently pending eminent domain sute, on the docket of the County Court of Forrest County, Mississippi, bearing Cause No. 29,330, to change the description by proper amendment, to that set forth herein.

SO RESOLVED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this, the 21st day of April, A. D., 1981.

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

ATTEST:

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

THEREUPON, Alderman Russell made a motion to adopt the foregoing Resolution. Alderman Boutwell seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

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

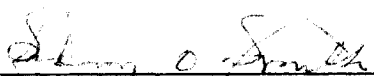
Those present and voting "AYE"

W. E. Boutwell
W. H. Campbell
George B. Draughn
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 on this the 21st day of April, A. D., 1981 at 11:00 P.M.



Sidney O. Smith, Mayor

(SEAL)

ATTEST:



Priscilla C. Daniel
City Clerk


THE REVENUE SHARING PROPOSED USE HEARING was called to order at 7:00 o'clock P. M., on Tuesday, April 21, 1981, in the Board Room of the City Hall of Petal, Mississippi. No one attended this meeting.

Those present:

Sidney O. Smith, Mayor

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

THEREUPON, the meeting was adjourned.



SIDNEY O. SMITH, Mayor

(SEAL)

ATTEST:



Priscilla C. Daniel, City Clerk