

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 on February 17, 1981, at 7:30 P.M., in the Board Room of said City.

Those present:	Sidney O. Smith, Mayor
City Attorney:	Thomas W. Tyner
Aldermen:	W. E. Boutwell W. H. Campbell George B. Draughn Robert E. Russell Bobby W. Runnels
Others present:	Joe Barron Robert Powell Stan Gipson Barron Hendry Beth Ishee Wayne Ishee Jack Gibson Boyce Netherland Pam McVay Joyce Cooper J. P. Clay and many others

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

The invocation was offered by Robert Russell.

The minutes of the regular meeting of February 3, 1981, were read by Priscilla C. Daniel.

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

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, Mayor Smith called for public comment.

THEREUPON, Jack Gibson presented the following letter to the Mayor and Mayor and Board of Aldermen from the concerned citizens for sewer. The letter read as follows, to-wit:

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Jack Gibson
107 Garden Lane
Petal, Mississippi 39465
February 17, 1981

Honorable Sidney O. Smith
City of Petal
City Hall
Petal, Mississippi 39465

Dear Mayor Smith:

The committee of 'Concerned Citizens for Sewer' held it's first meeting on February 16, 1981. The following officers were elected to a one year term:

Jack Gibson - Chairman
Bill Lyles - Co-Chairman
Beth Ishee - Secretary-Tres.

We also designated Jack, as Chairman, to be our representative with you and the Board of Aldermen on the matter of obtaining sewer for our areas.

It is the desire of this committee to work closely with you and the Board of Aldermen in every way possible to expedite this program. If you feel we can be of any assistance, please do not hesitate to call Jack.

Sincerely,

/s/ Beth Ishee
Secretary-Tres.

THEREUPON, Mayor Smith stated that an open meeting is proposed in Jackson with the EPA and Mississippi Air and Water Pollution. Mayor Smith stated that a representative of Thad Cochran's office will be at the meeting also. Mayor Smith stated that when he is notified of the meeting, he will inform the concerned citizens and would like for as many representatives of this group to go as possible.

WHEREAS, Mayor Smith stated that the city is now allowed to advertise for bids for gasoline on an annual basis.

THEREUPON, Alderman Boutwell made a motion to authorize the city clerk to advertise for bids for gasoline on an annual basis. Alderman Runnels seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, J. P. Clay, district supervisor of the T G & Y, stated that T G & Y plans to open the Petal store on Sundays from 12:00 o'clock to 6:00 o'clock p.m. Mr. Clay stated that other stores in Petal are open on Sunday and sell many of the same items that T G & Y sells.

THEREUPON, City Attorney, Thomas W. Tyner, stated that the Board cannot authorize T G & Y to open or to close nor can the City change the State Blue Law dealing with Sunday sales and that any citizen has the right to sign an affidavit against any other citizen for violation of the law.

WHEREAS, Mayor Smith presented the following proof of publication to the Board:

1) Notice of Public Hearing - Netterville Variance

THEREUPON, Alderman Boutwell made a motion that the foregoing proof of publication be accepted and filed. Alderman Runnels seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

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

WHEREAS, Stan Gipson addressed the Mayor and Board of Aldermen advising them of his intentions to build a roller skating rink on property located on Highway #42. Mr. Gipson stated his concern over the number of parking spaces required by the zoning ordinance.

THEREUPON, Mayor Smith stated that Mr. Gipson would need to talk with Barron Hendry, zoning administrator, and if necessitated, Mr. Gipson would have to apply to the zoning board of appeals for a variance.

WHEREAS, Alderman Draughn made a motion to adopt the following order hiring Stanley Romines in the water department at 5.25 per hour effective February 14, 1981. 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 hire a maintenance man for the Water Department.

IT IS THEREFORE ORDERED that Stanley Romines be, and he is hereby appointed as maintenance man for the water department, at the rate of pay of \$5.25 per hour to serve from February 14, 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 17th day of February, A.D., 1981.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, Robert Powell, water department superintendent, addressed the board concerning an equipment shed for the water department equipment.

THEREUPON, Mayor Smith stated that Mr. Powell should prepare plans and specifications and then obtain an estimate on the cost of such a shed and bring it back to the Board.

WHEREAS, Alderman Russell stated that the peewee basketball program

THEREUPON, Alderman Russell made a motion to purchase plaques for the 1st and 2nd place teams at an approximate cost of \$425.00. Alderman Boutwell seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

THEREUPON, Alderman Russell made a motion to pay claim numbers 7353 thru 7359 for the helpers and referees of the basketball program. Alderman Boutwell seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, Mayor Smith stated that a replacement for the Mayor's secretary has not been found. Mayor Smith stated that the job has been advertised on the radio, as well as being placed with the Mississippi State Employment Office. Thereupon, Alderman Boutwell made a motion to advertise in the Hattiesburg American and Person's newspapers for applicants. Alderman Runnels seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, Mayor Smith presented the request for reimbursement from EPA for invoice number nine from Smith and Sanders, Engineers.

THEREUPON, Alderman Boutwell made a motion to authorize the Mayor to execute the request for reimbursement. Alderman Runnels seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, Mayor Smith requested the wishes of the Board concerning the contracts for the electronic data processing of the land rolls, tax statements and receipts for the 1981 tax year.

THEREUPON, Alderman Campbell made a motion to authorize the Mayor and City Clerk to execute a contract with Datax, Inc., of Pascagoula with such contract containing a penalty clause consisting of 1% of the total contract per day that the company fails to meet the specified deadlines. Alderman Draughn

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, Alderman Boutwell made a motion to rescind the motion in the minutes of February 3, 1981, allowing American Family Life Insurance cancer and intensive care policies to be payroll deducted by the city due to the fact that these policies are a duplication of insurance already being offered the employees and being payroll deducted by the City. Alderman Russell seconded the motion.

Those present and voting "AYE"

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

Those present and voting "NAY"

NONE

WHEREAS, City Attorney, Thomas Tyner, presented the following resolution approving the borrowing of the interim financing from Deposit Guaranty National Bank for the construction of the new water improvements. The resolution read as follow, to-wit:

RESOLUTION AUTHORIZING AND DIRECTING THE
ISSUANCE OF BOND ANTICIPATION NOTES IN THE
MAXIMUM PRINCIPAL AMOUNT OF ONE MILLION
ONE HUNDRED THOUSAND DOLLARS (\$1,100,000)
TO PROVIDE INTERIM FINANCING FOR IMPROVING,
REPAIRING, AND EXTENDING THE COMBINED WATER
AND SEWER SYSTEM OF THE CITY OF PETAL, MISS-
SISSIPPI.

WHEREAS, hertofore on the 18th day of November, 1980, the Mayor and Board of Aldermen of the City of Petal, Mississippi, did adopt a certain resolution entitled "A RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE OF A COMBINED INTEREST-BEARING WATER AND SEWER SYSTEM JUNIOR LIEN REVENUE BOND OF THE CITY OF PETAL, MISSISSIPPI, IN THE PRINCIPAL AMOUNT OF ONE MILLION, ONE HUNDRED THOUSAND DOLLARS (\$1,100,000) TO PROVIDE FUNDS FOR THE PAYMENT OF THE COST OF IMPROVING, REPAIRING, AND EXTENDING THE COMBINED WATER AND SEWER SYSTEM OF SAID CITY; PRESCRIBING THE FORM AND INCIDENTS OF SAID BOND; AND PROVIDING FOR THE COLLECTION, SEGREGATION, AND DISTRIBUTION OF THE REVENUES TO BE DERIVED FROM THE OPERATION OF THE COMBINED WATER AND SEWER SYSTEM OF SAID CITY IN AMOUNTS SUFFICIENT TO PAY THE COST OF OPERATION AND MAINTENANCE THEREOF AND THE PRINCIPAL OF AND INTEREST ON SAID BOND, AND MAKING PROVISION FOR A DEPRECIATION AND A CONTINGENT FUND; SAID BOND TO BE JUNIOR AND SUBORDINATE TO THE OUTSTANDING WATERWORKS AND SEWER REVENUE BONDS OF SAID CITY DATED JUNE 1, 1962;" and

WHEREAS pending and in anticipation of the issuance and delivery of the single bond for One Million, One Hundred Thousand Dollars

necessary to provide interim financing to the end that costs may be paid as work progresses on the project for which the bond has been authorized to be issued; and

WHEREAS, the Deposit Guaranty National Bank, of the City of Jackson has offered to provide the sum of One Million, One Hundred Thousand Dollars (\$1,100,000) through the purchase of Bond Anticipation Notes to be issued by the aforesaid City of Petal as hereinafter provided; and

WHEREAS, this Mayor and Board of Aldermen find and determine that it is necessary and in the public interest that the said offer be accepted:

NOW, THEREFORE, BE IT RESOLVED, BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI, AS FOLLOWS:

SECTION 1. that the aforesaid offer of the Deposit Guaranty National Bank be and the same hereby is accepted and that Bond Anticipation Notes of the City of Petal, Mississippi in an aggregate principal amount of One Million, One Hundred Thousand Dollars (\$1,100,000), bearing interest at the rate of _____ per centum (____) per annum shall be issued as hereinafter provided.

SECTION 2. That the said notes shall be issued from time to time as funds are required to pay the costs of the project.

SECTION 3. That the said notes shall be executed by the Mayor of said City, attested by the City Clerk, under the seal of said City, and shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF MISSISSIPPI
CITY OF PETAL
BOND ANTICIPTION NOTE

NO. _____ \$ _____

The City of Petal, a municipal corporation under the Laws of the State of Mississippi, acting herein by and through its Mayor and Board of Aldermen, for value received, acknowledges itself indebted and hereby promises to pay to the Deposit Guaranty National Bank of the City of Jackson, Mississippi the principal sum of

_____ DOLLARS

(\$ _____) on or before _____ months from date hereof, with interest thereon from the date hereof at the rate of _____ per centum (____) per annum, payable at maturity.

This note is one of a series which, together with such other notes of said series, may be issued in an aggregate amount not exceeding One Million, One Hundred Thousand Dollars (\$1,100,000), which said series of notes is issued to obtain funds for the purposes specified in Section 1 of the resolution heretofore adopted

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lows: "A RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE OF A COMBINED INTEREST-BEARING WATER AND SEWER SYSTEM JUNIOR LIEN REVENUE BOND OF THE CITY OF PETAL, MISSISSIPPI, IN THE PRINCIPAL AMOUNT OF ONE MILLION, ONE HUNDRED THOUSAND DOLLARS (\$1,100,000) TO PROVIDE FUNDS FOR THE PAYMENT OF THE COST OF IMPROVING, REPAIRING, AND EXTENDING THE COMBINED WATER AND SEWER SYSTEM OF SAID CITY; PRESCRIBING THE FORM AND INCIDENTS OF SAID BOND; AND PROVIDING FOR THE COLLECTION, SEGREGATION, AND DISTRIBUTION OF THE REVENUES TO BE DERIVED FROM THE OPERATION OF THE COMBINED WATER AND SEWER SYSTEM OF SAID CITY IN AMOUNTS SUFFICIENT TO PAY THE COST OF OPERATION AND MAINTENANCE THEREOF AND THE PRINCIPAL OF AND INTEREST ON SAID BOND, AND MAKING PROVISION FOR A DEPRECIATION AND A CONTINGENT FUND; SAID BOND TO BE JUNIOR AND SUBORDINATE TO THE OUTSTANDING WATERWORKS AND SEWER REVENUE BONDS OF SAID CITY DATED JUNE 1, 1962."

The Farmers Home Administration of the United States Department of Agriculture has agreed to purchase the aforesaid bond in the amount of One Million, One Hundred Thousand Dollars (\$1,100,000), and this Bond Anticipation Note is a special obligation of the said City of Petal, Payable primarily from the proceeds of the sale of said bond, which said proceeds are hereby irrevocably pledged to the payment of this Note and the series of which it is a part and the interest thereon.

This Bond Anticipation Note is one of a series of like notes limited to the aggregate principal sum of One Million, One Hundred Thousand Dollars (\$1,100,000), issued pursuant to a resolution entitled "RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE MAXIMUM PRINCIPAL AMOUNT OF ONE MILLION, ONE HUNDRED THOUSAND DOLLARS (\$1,100,000) TO PROVIDE INTERIM FINANCING FOR IMPROVING, REPAIRING, AND EXTENDING THE COMBINED WATER AND SEWER SYSTEM OF THE CITY OF PETAL, MISSISSIPPI:" adopted by the Mayor and Board of Aldermen of the City of Petal, Mississippi on the _____ day of _____ 1981.

IN TESTIMONY WHEREOF, the City of Petal, Mississippi, acting herein by and through its Mayor and Board of Aldermen has caused this Note to be executed by the Mayor of said City, attested by the City Clerk, under the seal of said City, all as of the _____ day of _____, 1981.

City of Petal,
State of Mississippi

By _____
Mayor

Attest:

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CERTIFICATE OF REGISTRATION

The undersigned City Clerk of the City of Petal, Mississippi, do hereby certify that the within Bond Anticipation Note has been registered in my office in a book kept for that purpose, and that the amount of the said Note, when added to all previously and currently issued Notes of the same series, does not exceed the principal sum of One Million, One Hundred Thousand Dollars (\$1,100,000).

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said City this _____ day of _____, 1981.

City Clerk

SECTION 4. That the amount of notes to be executed and delivered at any one time shall not exceed the amount shown in a certificate of the engineer in charge of the project and approved by the Farmers Home Administration, as the amount required to pay costs of the project currently due and payable, including a reasonable sum for necessary related contingencies.

SECTION 5. The proceeds received from the sale and delivery of notes as herein authorized shall be deposited in and credited to a special fund hereby created, established and designated "Water and Sewer Construction Fund" and shall be expended solely for the purpose for which the Bond is to be issued as hereinabove referred to.

The foregoing resolution having first been reduced to writing was read and considered by the Board, and the question of the adoption thereof was put to a roll call vote which resulted as follows:

Aldermen voting YES

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

Aldermen voting NO

NONE

The motion for the adoption of the resolution having received the affirmative vote of all members of the Board present, being a lawful quorum, the Mayor declared the resolution adopted and approved this 17th day of February, 1981.

CITY OF PETAL, MISSISSIPPI

BY /s/ Sidney O. Smith

Sidney O. Smith Mayor

SEAL

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

Those present and voting "YEA"

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

Those present and voting "NAY"

NONE

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


Those present and voting "YEA"

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

Those present and voting "NAY"

NONE

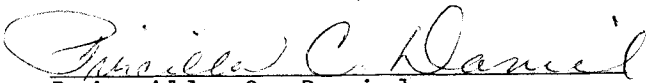
There being no further business, the regular meeting of the Mayor and Board of Aldermen was adjourned on this the 17th day of February, A.D., 1981.



Sidney O. Smith, Mayor

(SEAL)

ATTEST:


Priscilla C. Daniel
City Clerk

BE IT REMEMBERED that there was begun and held a special meeting of the Mayor and Board of Aldermen of the City of Petal, Mississippi, at 4:30 p.m., on February 20, 1981, in the Board Room of said City.

Those present: Sidney O. Smith, Mayor

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

Others present: Henry M. Bounds

The notice of Special Meeting with his return was presented for filing by Chief Bounds. The notice read as follows, to-wit:

NOTICE OF SPECIAL MEETING

Please be advised that a special meeting of the Mayor and Board of Aldermen of the City of Petal, Mississippi, will be held at 4:30 P.M. on Friday, February 20, 1981,