

BE IT REMEMBERED that there was begun and held the regular meeting of the Mayor and Board of Aldermen of the City of Petal, Mississippi, on August 6, 1985 at 7:30 P.M., in the Board Room of said City.

Those present: Mayor Sidney O. Smith
City Attorney: Thomas Tyner
Aldermen: W. E. Boutwell
W. H. Campbell
Leroy Scott
R. L. Hillum
Michael Lewis

Others present: Paul Shows
Alice Montgomery
Harry Bush
Joe Davis
and many others

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

The invocation was offered by Thomas Tyner.

The minutes of the regular meeting of July 16, 1985 were read by Priscilla C. Daniel.

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

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Leroy Scott
R. L. Hillum
Michael Lewis

Those present and voting "NAY": None

The minutes of the special meeting of July 25, 1985 were read by Thomas Tyner.

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

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Leroy Scott
R. L. Hillum
Michael Lewis

Those present and voting "NAY": 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 sale of the 1972 Carry All as surplus property. The bid read as follows, to-wit:

8/5/85
I hereby bid \$267.70 on
the 1970 International Travelall
being sold by the City of Petal.

CK Copeland
130 Highland Circle
Petal, Miss.
Phone 583-6220

THEREUPON, Alderman Boutwell made a motion to accept Mr. Cpoeland's bid of \$267.70. Alderman Campbell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Leroy Scott
R. L. Hillum
Michael Lewis

Those present and voting "NAY": None

WHEREAS, Paul Shows presented the contract agreement with the City of Hattiesburg for the treatment of the City of Petal's sewage.

C O N T R A C T

WHEREAS, the City of Hattiesburg, a municipal corporation, is presently operating a sewerage system in Hattiesburg, Forrest County, Mississippi, with a capacity to dispose of said sewage, with an excess in said capacity; and

WHEREAS, the City of Petal, Mississippi, is presently considering and has immediate plans to discontinue treatment of its own sewage, and wishes to construct necessary facilities to cause its sewage to be transported to the City of Hattiesburg for processing; and

WHEREAS, the City of Hattiesburg has been designated by the federal government, and/or its operating divisions, and the State of Mississippi, and/or its operating divisions, as the regional authority for treatment of sewage; and

WHEREAS, both the City of Hattiesburg and the City of Petal, find and believe that it is in the best interest of their respective municipalities, and in the citizens thereof, for the parties to enter into an agreement whereby the City of Hattiesburg may receive and process the sewage from the City of Petal, through facilities maintained and constructed by the City of Petal, at an agreed upon price, the parties do hereby contract and agree as follows, to-wit:

I.

That the City of Petal will construct, maintain and operate a sewage collection and transportation system to deliver sewage from the City of Petal to the City of Hattiesburg, at a point on the Hattiesburg side of the Leaf River designated by the City of Hattiesburg, and will construct appropriate engineering standards and requirements, and also appropriate standards and requirements of the State of Mississippi, and its agencies, and the United States Government, and its agencies, and will maintain said collection and transportation system to transport said sewage to a point at the Hattiesburg waste water treatment facility designated by the City of Hattiesburg.

II.

That the City of Petal, Mississippi, will bear all costs and expense of the construction, collection and transportation of sewage, within its boundaries, and to that certain point at the City of Hattiesburg sewage collection system designated by the City of Hattiesburg.

III.

That it is understood and agreed by the City of Petal and the City of Hattiesburg that the actual cost to be imposed on the City of Petal for the processing of sewage transported to the City of Hattiesburg by the City of Petal is not subject to easy calculation, but the parties agree that the cost shall be determined by taking the annual operation and maintenance cost for the waste water treatment facility of the City of Hattiesburg, deducting therefrom any cost not directly related to treatment of sewage, said cost to be determined by the City of Hattiesburg and agreed upon by the City of Petal on an annual basis and dividing the same by the annual discharge per thousand of gallons per year. Further, the City of Petal does hereby agree to establish and maintain a special fund for capital expenditures with regard to Petal's share of the improvements and unusual maintenance to the waste water treatment facilities of the City of Hattiesburg to be funded by the City of Petal at a rate of twenty-five percent (25%) of the cost paid by the City of Petal to the City of Hattiesburg for the treatment of sewage. The City of Petal does hereby further agree to provide an annual accounting of said capital expenditures fund to the City of Hattiesburg. Said capital expenditure fund shall be reviewed annually to determine adequacy and need for adjustments to said fund. It is currently agreed and understood that the City of Petal will pay to the City of Hattiesburg the sum of eight cents (\$.08) per thousand of gallons of sewage delivered by the City of Petal to the waste water treatment facilities of the City of Hattiesburg. Further, it is agreed that the City of Petal's share of expenses regarding the improvement and unusual maintenance of the waste water treatment facilities of the City of Hattiesburg shall be assessed by the City of Hattiesburg to the City of Petal based on the amount of discharge of sewage from the City of Petal to the total discharge of City of Hattiesburg's waste water treatment facility. The parties do further agree that the City of Petal shall be limited to the amount of sewage delivered to the waste water treatment facilities of the City of Hattiesburg on a per capita basis of all users of the waste water treatment facilities of the City of Hattiesburg, and that for all amounts of sewage that exceed this limitation, the City of Petal shall pay double the cost per thousand of gallons of sewage.

IV.

sewage transported by the City of Petal to the City of Hattiesburg, with the City of Petal furnishing, installing, operating and maintaining at a point where the sewage will leave the City of Petal's transportation and collection system and enter the City of Hattiesburg's waste water treatment facility, the necessary equipment and devices for measuring properly all sewage and other waste waters to be discharged into the City of Hattiesburg's waste water treatment facility from the City of Petal's transportation and collection system. It is agreed and understood that each municipality shall have ready access to such metering equipment at all reasonable times for inspection and examination and that said metering equipment shall be calibrated by the City of Petal on an annual basis and certification of same provided to the City of Hattiesburg. All readings of the meters shall be entered upon the books and records maintained by the respective municipalities and/or by any designated third party.

V.

It is agreed and understood by the City of Hattiesburg and the City of Petal that the charges for the services provided by the City of Hattiesburg to the City of Petal can be renegotiated on an annual basis, and that this agreement may be amended to take into consideration any change in circumstances found by the governing authorities of either municipality.

VI.

It is agreed and understood by the parties that upon the receipt of the calibrated statement for monthly flow, the City of Hattiesburg will submit to the City of Petal an invoice for the number of gallons received by the Hattiesburg waste water treatment facility from the City of Petal collection and transportation system, and that payment of the same will be made by the City of Petal to the City of Hattiesburg within fifteen (15) days thereafter.

VII.

It is further agreed and understood that the terms and provisions of this agreement may be amended, changed, deleted or otherwise altered by the respective parties to the agreement on an annual basis.

VIII.

It is further agreed and understood that any other necessary and appropriate agreements required by the State of Mississippi, and/or its operating divisions, or the federal government, and/or its operating divisions, necessary

and appropriate to be made in order to permit transportation of sewage and operation of the waste water treatment facility by the City of Hattiesburg at the least amount of cost to the respective municipalities shall be duly and properly acted and agreed upon.

WITNESS THE SIGNATURES of the parties on this, the 6th day of August, A. D., 1985.

CITY OF HATTIESBURG, MISSISSIPPI

BY: [Signature]
MAYOR

ATTEST:

[Signature]
CITY CLERK

CITY OF PETAL, MISSISSIPPI

BY: [Signature]
MAYOR

ATTEST:

[Signature]
CITY CLERK

THEREUPON, upon the recommendation of the city attorney, Alderman Boutwell made a motion authorizing the Mayor to execute the foregoing contract. Alderman Campbell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Leroy Scott
Michael Lewis
R. L. Hulum

Those present and voting "NAY": None

WHEREAS, City Attorney Thomas Tyner stated that of the 20 easements needed for the proposed sewer project, only 8 have not been executed. According to the grant application requirements, Thomas Tyner must certify to Jeff Pittman, Mississippi Bureau of Natural Resources on or before August 9th, 1985, that we either have the easements or options or that eminent domain actions have been instituted to obtain the unsigned easements.

THEREUPON, Alderman Boutwell made a motion to authorize City Attorney Thomas Tyner to institute eminent domain actions against the following property owners:

- 1) Doris Lee Hammett
- 2) M. B. Carlisle
- 3) Ruth Powell Eaton
- 4) James Lonnie Herndon
- 5) Matthew M. Tims, Jr.
- 6) Ray Liverett
- 7) Mack Tims
- 8) T. Lewis Fowler

Alderman Campbell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Michael Lewis
Leroy Scott
R. L. Hulum

Those present and voting "NAY": None

WHEREAS, Harry Bush of Bush Construction Company, addressed the Board concerning Ordinance 1985 (60) which addresses truck routes in the City. Mr. Bush stated that the concern is not the intent of the ordinance but the designated routes. Mr. Bush requested that the designated routes also include Carterville Road, Old Richton Road and North Main Street and Leeville Road. Mr. Bush stated that Bush Construction Company instructs their drivers to maintain the proper speed limits and not to overload the trucks. Mr. Bush also stated that the last time Carterville Road was repaired Bush Construction Company donated materials to Lynn Cartlidge to aid in the repairs.

THEREUPON, Lynn Cartlidge, Supervisor Beat Three, Forrest County, stated that he has maintained South Main as a state aid road, although normally there are no state aid roads within the cities. Carterville Road is an approved federal state aid project connecting South Main Street to Highway 29 in Perry County. If Carterville Road is closed to truck traffic and diverts the thru traffic, Mr. Cartlidge stated that the federal and state aid funds will be terminated for South Main Street and Carterville Road. Mr. Cartlidge stated that after talking with residents on Carterville Road he feels that speeding and overloading of the trucks are the main complaints.

THEREUPON, after lengthy discussion, Mayor Smith stated that the Board will take this matter under advisement and if necessary the Board will set up a special meeting to discuss this matter.

WHEREAS Lynn Cartlidge presented the list of 31 names of the members on the re-registration committee which consists of 11 blacks, 3 females and 8 males and of the 20 whites there will be 6 females and 14 males. Mr. Cartlidge stated that the co-chairmen of this committee will be Percy Watson and Helen Davis and that this committee will proceed under the guidelines of the U. S. Justice Department to obtain approval for a voter re-registration in Forrest County.

WHEREAS, Mayor Smith presented an order to the Board concerning the appointment of a committee to work on the re-registration plan

ORDER IN THE MATTER OF RE-REGISTRATION
OF THE VOTERS OF PETAL, MISSISSIPPI, THE
APPOINTMENT OF A COMMUNITY WIDE VOTER RE-REGISTRATION
COMMITTEE TO WORK IN THE FORMULATION OF A PLAN AND
THE SUBMISSION OF THE SAME FOR PRECLEARANCE

There came before the Mayor and Board of Aldermen of the City of Petal, Mississippi, at a regular meeting the matter of the formulatin and adoption of a plan for the re-registration of voters in Petal, Mississippi.

The City Council finds that the last re-registration of the voters of Forrest County, Mississippi, occured in 1973 and that the City of Petal was incorporated in 1974.

That since that time, the United States Postal Authority of Forrest County, Mississippi, has changed the designation of rural RFD route numbers;

That, because of legislation enacted by the Mississippi State Legislature redistricting the state legislature, precincts and voting places have been changed and precincts have been split, all of which have caused great confusion to the general public as to where they should properly vote.

That many of the said precincts, because of the drawing of municipal voting lines, have become split, causing people actually living and residing in one voter district having to actually cast their votes in districts in which they do not reside, causing confusion and suspicion among the voting public and the candidates, and raising questions as to the integrity of the voting process; and because of redistricting alteration in 1983 by Forrest County, Mississippi, there resulted a split precinct within Petal, Mississippi, similar to that created within the City of Hattiesburg.

That all of the above have caused great confusion because of resulting errors in correcting mailing addresses, designation of proper polling places and precincts resulting in an unnecessary burden and expense to Forrest County in being able to use the current voter rolls in the procedures

for summonzing and finding qualified, prospective jurors to serve the courts of Forrest County, Mississippi;

The Mayor and Board of Aldermen further finds, as a matter of fact, that the Voter Registration Books have become confused and that the registration book contains hundreds of names of voters who have moved, either to other locations within the city or from the city;

That all of the said confusion and suspicion should be eliminated by altering the boundaries of voting precincts within the City of Petal so that such precincts would have common boundary lines insofar as possible for the conducting of better county wide elections and municipal elections;

That such confusion has grown to the extent that a new registration is necessary to determine correctly the names of the qualified electors of Petal, Mississippi, and the proper election districts of said persons within the meaning of Section 23-5-51 of the Mississippi Code of 1972, as annotated and amended.

That it is in the best interest of the City of Petal, Mississippi, and its citizens that a full, complete and total re-registration of voters be undertaken under the prevailing state law and existing federal law;

That, the officials of Forrest County, Mississippi, and the officials of the City of Hattiesburg, Mississippi, have adopted or will soon adopt orders calling for such a re-registration of voters within their respective jurisdictions;

That a special re-registration voter committee should be appointed to plan and develop a method and procedure for the re-registration of voters of Forrest County, Mississippi, in order to ensure public input from all areas and groups within Forrest County, the City of Hattiesburg and the City of Petal.

IT IS THEREFORE ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, that there should be a re-registration of voters within the City of Petal and that

the Board of Supervisors of Forrest County, Mississippi are hereby requested to join the City of Petal and the City of Hattiesburg to bring about a complete re-registration of voters within their respective jurisdictions and that they take such legal action from time to time as may be necessary to accomplish that purpose and to cooperate with and work jointly together to do such planning so as to be prepared to commence a re-registration of voters as soon as possible following the special election to be held in Forrest County, Mississippi, on November 5, 1985.

IT IS FURTHER ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, that a special voter re-registration committee should be appointed by the Board of Supervisors of Forrest County, Mississippi, composed of representatives of all groups within the county including the City of Hattiesburg and the City of Petal, so that such representation will ensure public input from all areas and groups within the county and the municipalities of Hattiesburg and Petal, and that such re-registration committee, when so appointed, shall meet and plan the following:

1. To formulate a general framework from community-wide input for a basic voter re-registration method which would give maximum voter re-registration opportunity for all segments of the qualified electors of the county.

2. To develop a plan of voter re-registration and to participate with the Board of Supervisors of Forrest County, Mississippi, and the governing officials of the City of Hattiesburg in presenting the same at a public hearing to be held for that purpose.

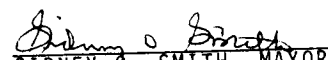
BE IT FURTHER ORDERED that said voter re-registration committee shall work with the attorney for the Forrest County Board of Supervisors and the attorney for the City of Hattiesburg and the attorney for the City of Petal at all times to ensure that they develop and report a plan for voter re-registration that will meet the legal requirements of law

and which will, when adopted, be approved by the Justice Department of the United States pursuant to Section 5 of the Voting Rights Act of 1965 as amended.

IT IS FURTHER ORDERED that the clerk be, and she is hereby, directed to furnish to the Board of Supervisors of Forrest County, Mississippi, and the City of Hattiesburg, a certified copy of this order requesting their assistance and cooperation in the development of a plan for the re-registration of voters in Forrest County, Mississippi, and the municipalities of Hattiesburg and Petal.

IT IS FURTHER ORDERED that the Mayor and Board of Aldermen of the City of Petal, Mississippi, will make recommendations to the Board of Supervisors of Forrest County, Mississippi, for appointment to the voter re-registration committee and that prior to the appointment of the voter re-registration committee the Board of Supervisors of Forrest County, Mississippi shall consult with the municipal officials of the City of Hattiesburg and the City of Petal as to the persons they intend to appoint to ensure at all times that such committee will represent the entire community of Forrest County, Mississippi including the City of Hattiesburg and the City of Petal, without respect to race, creed, color, national origin, religious belief or political affiliation.

SO ORDERED on this, the 6th day of August, A.D., 1985.


SIDNEY P. SMITH, MAYOR

SEAL

ATTEST:


PRISCILLA C. DANIEL, CITY CLERK

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

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Leroy Scott
R. L. Hullum
Michael Lewis

Those present and voting "NAY": None

WHEREAS, Alderman Campbell made a motion to authorize the City Clerk to advertise for the annual bids for the office supplies for the various city departments.

Alderman Scott seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Leroy Scott
R. L. Hullum
Michael Lewis

Those present and voting "NAY": None

WHEREAS, Alderman Campbell made a motion to authorize the City Clerk to advertise for 6 month bids for the Water & Sewer and Highway and Street supplies. Alderman Boutwell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Michael Lewis
Leroy Scott
R. L. Hullum

Those present and voting "NAY": None

WHEREAS, Mayor Smith stated that the debris on the property at Sun Circle has not been removed since the Fire Department finished burning the property with Harold Sumrall's permission.

THEREUPON, Alderman Boutwell made a motion to set a hearing to determine the state of this property on September 3, 1985 at 7:30 P.M. Alderman Campbell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Michael Lewis
Leroy Scott
R. L. Hullum

Those present and voting "NAY": None

WHEREAS, Mayor Smith stated that ordinance 1984 (58) should be amended to permit garage sales at any residence regardless of the zone that the property is in.

THEREUPON, Alderman Boutwell made a motion to amend Ordinance 1984 (58) as follows. Alderman Campbell seconded the motion.

ORDINANCE 1984 (58-A)
AN ORDINANCE TO AMEND ORDINANCE 1984 (58) PROHIBITING GARAGE SALES OR OTHER SIMILAR SALES OF USED OR SECONDHAND MERCHANDISE WITHIN THE CITY OF PETAL, MISSISSIPPI, EXCEPT IN CERTAIN AUTHORIZED ZONES OR UNDER CERTAIN CIRCUMSTANCES: ESTABLISHING PENALTIES FOR VIOLATIONS: PROVIDING AN EFFECTIVE DATE AND FOR RELATED PURPOSES.

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

SECTION I. Section 1 of Ordinance 1984 (58) as passed and adopted on the 7th day of August, 1984, be and the same is hereby amended to read as follows:

Section 1: All persons or other legal entities, are hereby barred and prohibited from conducting or in any manner facilitating what is known as a garage sale, or other similar sale of used or second hand merchandise, within the City of Petal, except in areas zoned R-F, Rural Fringe; R-1, Low Density Residential; R-2, Low to Medium Density Residential; R-3, Medium Density Residential; and R-4, High Density Residential or at any residence regardless of zoning classification.

SECTION II. All ordinances in conflict herewith, be and the same are hereby repealed.

SECTION III. Ordinance 1984 (58) except as amended herein be and the same is still in full force and effect.

SECTION IV. This ordinance amending Ordinance 1984 (58), be and the same shall be in full force and effect from and after 30 days from this date.

The above and foregoing ordinance having been presented to the Mayor and Board of Aldermen, first section by section, and then as a whole, the following vote was then taken:

For approval and adoption of each section of the ordinance:

Those voting "NAY" and against the passage and adoption of the Ordinance, section by section:

NONE

Those in favor of the adoption of the Ordinance as a whole, and voting "YEA" are as follows:

Alderman Boutwell
Alderman Lewis
Alderman Scott
Alderman Campbell
Alderman Hullum

Those present and voting "NAY" and against the passage and adoption of the Ordinance as a whole are as follows:

None

WHEREFORE, the foregoing Ordinance was duly passed, adopted and approved on this the 6th day of August, A.D., 1985.

Sidney G. Smith
SIDNEY G. SMITH, MAYOR

(SEAL)

ATTEST:

Priscilla C. Daniel
PRISCILLA C. DANIEL, CITY CLERK

Publish 1 time - August 20, 1985

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Michael Lewis
Leroy Scott
R. L. Hullum

Those present and voting "NAY": None

WHEREAS, Mayor Smith presented the plans on the South George Street bridge. Mayor Smith stated that Lynn Cartlidge, Supervisor of Beat Three will pay the cost of the bridge replacement but the City will be responsible for any right-of-way needed, the moving of city utilities and finishing of the roadway evaluation.

THEREUPON, Alderman Boutwell made a motion to authorize the Mayor to approve the project. Alderman Scott seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Michael Lewis
Leroy Scott
R. L. Hullum

Those present and voting "NAY": None

WHEREAS, Alice Montgomery with Neel-Schaffer requested the Mayor and Board of Aldermen approve the disbursement of rental rehab funds to Ted Pecot.

THEREUPON, Alderman Boutwell made a motion to approve \$10,666.00 to be disbursed to Ted Pecot upon the receipt of these funds from CDBG office. Alderman Campbell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Michael Lewis
Leroy Scott
R. L. Hullum

Those present and voting "NAY": None

WHEREAS, Ms. Montgomery stated that Energy Conservation Funds are available for ongoing CDBG rehab projects. The State will reimburse one-half of the cost for certain energy conservation materials used in housing rehabilitation. Ms. Montgomery presented the following resolution authorizing the application for energy conservation measure reimbursement.

RESOLUTION

WHEREAS, the City of Petal, Mississippi supports the goals of:

- a) Addressing housing and energy conservation needs of lower income families, and
- b) striving to reduce the nation's dependence on foreign energy sources by reducing residential energy consumption; and

WHEREAS, funds are being utilized to address housing needs of lower income families, and

WHEREAS, funds are currently available from the Solar Energy and Energy Conservation Bank through the Mississippi Governor's Office of Federal-State Programs, Department of Community Development to address energy conservation needs of lower income families; and

WHEREAS, the City of Petal is eligible to participate in the Solar Energy Conservation Bank if designated by the State as an Energy Conservation Local Participant.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Board of Alderman on behalf of the City of Petal, Mississippi does request designation from the Mississippi Governor's office of Federal-

PASSED AND ADOPTED this 6th date of August, 1985
by the Mayor and Board of Alderman of the City of Petal assemble
in regular session.

Wm. F. Smith
Mayor

THEREUPON, Alderman Boutwell made a motion adopting the foregoing resolution.
Alderman Hullum seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Leroy Scott
Michael Lewis
R. L. Hullum

Those present and voting "NAY": None

WHEREAS, Mayor Smith presented a request from the Petal High School for the City to purchase an ad in the PHS football program.

THEREUPON, Alderman Boutwell made a motion to purchase a full page ad in the Petal High School football program in the amount of \$75.00. Alderman Scott seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Leroy Scott
Michael Lewis
R. L. Hullum

Those present and voting "NAY": None

WHEREAS, Mayor Smith presented claim numbers 15098-15320 of the General Fund.

THEREUPON, Alderman Lewis made a motion to pay claim numbers 15098-15320 of the General Fund. Alderman Boutwell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
R. L. Hullum
Michael Lewis
Leroy Scott

Those present and voting "NAY": None

WHEREAS, Mayor Smith presented claim numbers 3064-3116 of the O & M Fund and claim number 800 of the R & E Fund of the Petal Water & Sewer Department.

THEREUPON, Alderman Lewis made a motion to pay claim numbers 3064-3116 of the O & M Fund and claim number 800 of the R & E Fund of the Petal Water & Sewer Department. Alderman Boutwell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
R. L. Hullum
Michael Lewis
Leroy Scott

Those present and voting "NAY": None

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

- 1) Notice of Sale - 1972 CarryAll
- 2) Public Notice- Paul Sherman zoning change

THEREUPON, Alderman Lewis made a motion that the foregoing proofs be accepted and filed. Alderman Boutwell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
R. L. Hullum
Michael Lewis
Leroy Scott

Those present and voting "NAY": None

WHEREAS, Mayor Smith presented the final order of adoption of the Motor Vehicle Assessment Schedule.

SEE

ORDER

NEXT

PAGE

O R D E R

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, have received from the Mississippi State Tax Commission, a copy of the Motor Vehicle Assessment Schedule adopted by said Commission for the fiscal year 1985-86.

WHEREAS, the Mayor and Board of Aldermen of said City have examined and considered the aforesaid assessment schedule and desire to adopt the same for the Municipal Separate School District with added territory, in assessing and collecting ad valorem taxes on vehicles for the ensuing year.

WHEREAS, the Mayor and Board of Aldermen also desire for the county tax collector to collect the City of Petal's Municipal Separate School district with added territory motor vehicle ad valorem taxes as stated in Section 21-51-29 of the Mississippi Code of 1972, as annotated and recompiled.

IT IS THEREFORE HEREBY ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, that;

The Motor Vehicle Assessment Schedule for the fiscal year 1985-86 adopted by the Mississippi State Tax Commission under the provisions of the Motor Vehicle Ad Valorem Tax Act of 1958, as amended by the laws of 1960, being Section 27-51-21 of the Mississippi Code of 1972, as annotated and recompiled, is hereby adopted as the Motor Vehicle Assessment Schedule for the City of Petal, Mississippi, Separate Municipal School District with added territory, for the ensuing fiscal year.

SO ORDERED, by the Mayor and Board of Aldermen on this the 6th day of August, A.D., 1985.

Sidney O. Smith

SIDNEY O. SMITH

(SEAL)

ATTEST:

Priscilla C. Daniel

PRISCILLA C. DANIEL
CITY CLERK

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

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
R. L. Hullum
Michael Lewis
Leroy Scott

Those present and voting "NAY": None

WHEREAS, Mayor Smith presented the following resolution authorizing the filing of the CDBG for the removal of the sewer lagoon.

RESOLUTION AUTHORIZING THE FILING OF A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION BY THE CITY OF PETAL, MISSISSIPPI TO THE GOVERNOR'S OFFICE OF FEDERAL-STATE PROGRAMS, STATE OF MISSISSIPPI, UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED AND EXTENDED:

ATTEST

Priscilla C. Daniel

City Clerk
City of Petal, Mississippi

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI:

1. That Sidney O. Smith, being the Mayor of the City of Petal, Mississippi is authorized to execute and file an application for a small cities Community Development Block Grant on behalf of the City of Petal, Mississippi with the Governor's Office of Federal-State Programs, Mississippi Department of Community Development to aid in the financing of the community improvements as outlined in this grant application.
2. That the Mayor is authorized to furnish on behalf of the City such additional information as the Governor's Office of Federal-State Programs, Mississippi Department of Community Development may require in connection with the grant application or the project.
3. That the Mayor is authorized to execute those documents and agreements that may be required to accept and implement this grant, if awarded.

This the 6th day of August, A.D., 1985.

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

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
R. L. Hullum
Michael Lewis
Leroy Scott

Those present and voting "NAY": None

WHEREAS, Mayor Smith requested the wishes of the Board concerning the proposals for construction engineers on the sewer project submitted at the meeting of July 2, 1985.

THEREUPON, Alderman Boutwell made a motion to accept Shows & Dearman, Inc., as it was the only proposal received. Alderman Campbell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
R. L. Hullum
Michael Lewis
Leroy Scott

Those present and voting "NAY": None

WHEREAS, Alderman Campbell made a motion to use A T & T for the city's long distance calls. Alderman Scott seconded the motion.

Those present and voting "AYE": W. H. Campbell
R. L. Hullum
Michael Lewis
Leroy Scott

Those present and abstaining: W. E. Boutwell

WHEREAS, Mayor Smith recommended to the Board that the City cancel its' lease effective 9-7-85 with OSCO for the Panasonic 3010 copier because of the excessive maintenance problems experienced with this equipment.

THEREUPON, Alderman Boutwell made a motion to cancel the lease with OSCO effective 9-7-85. Alderman Hullum seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
R. L. Hullum
Michael Lewis
Leroy Scott

Those present and voting "NAY": None

WHEREAS, Mayor Smith stated that the city can lease from Allen Owens a Canon copier on a 36 month state contract lease for \$180.00 per month and after 90 days an additional \$55.00 per month for the maintenance agreement.

THEREUPON, Alderman Boutwell made a motion to authorize the lease of a Canon copier on the state contract bid price with option to cancel on the anniversary date. Alderman Campbell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
R. L. Hullum
Michael Lewis
Leroy Scott

Those present and voting "NAY": None

WHEREAS, the City Clerk presented two quotations for surge arrestors for the NCR computer. The quotations are as follows:

- 1) NCR- \$1,480.00
- 2) Transector System-\$2,245.00

The City Clerk explained that she was unable to find any additional sources for this equipment and felt she could not find a third supplier even though she did exercise a great deal of effort.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
R. L. Hullum
Michael Lewis
Leroy Scott

Those present and voting "NAY": None

WHEREAS, Alderman Boutwell made a motion to adopt the following order promoting Keith Henry to Patrolman 3rd Class effective 8-3-85. Alderman Campbell seconded the motion.

O R D E R

WHEREAS the Mayor and Board of Aldermen of the City of Petal, Mississippi, do hereby promote Keith Henry to Patrolman 3rd Class effective 8-3-85.

IT IS THEREFORE ORDERED, that Keith Henry be and he is hereby promoted to Patrolman 3rd Class effective August 3, 1985 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 August, 1985.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
R. L. Hullum
Leroy Scott
Michael Lewis

Those present and voting "NAY": None

WHEREAS, Alderman Campbell made a motion to enter into an executive session to discuss personnel matters. Alderman Scott seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
R. L. Hullum
Leroy Scott
Michael Lewis

Those present and voting "NAY": None

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

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
R. L. Hullum
Leroy Scott
Michael Lewis

Those present and voting "NAY": None

WHEREAS, Mayor Smith made the following recommendations for department assignments for the Aldermen:

- Street Dept. - W. E. Boutwell
- Fire Dept. - R. L. Hullum
- Water Dept. - Mike Lewis
- Recreation Dept. - Leroy Scott
- Police Dept. - W. H. Campbell

THEREUPON, Alderman Lewis made a motion to accept the Mayor's foregoing recommendations. Alderman Hullum seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
R. L. Hullum
Leroy Scott
Michael Lewis

Those present and voting "NAY": None

WHEREAS, Alderman Lewis made a motion to adopt the following ordinance setting the Mayor's salary at \$850.00 per month effective 10-1-85, and setting the Aldermen's salary at \$350.00 per month and the Mayor Pro-Tem at \$300.00 per month effective 10-1-85. Alderman Campbell seconded the motion.

ORDINANCE 1985 (61)
AN ORDINANCE REPEALING ORDINANCE 1977 (37)
AND PROVIDING FOR COMPENSATION OF THE MAYOR
AND BOARD OF ALDERMEN OF THE CITY OF PETAL,
MISSISSIPPI

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

SECTION 1: Repeal Ordinance 1981 (52)

Ordinance 1981 (52) is hereby repealed.

SECTION 2: Compensation of the Mayor

The Mayor of the City of Petal, Mississippi shall be paid compensation for performance of his official duties at the rate of \$850.00 per month, effective October 1, 1985.

SECTION 3: Compensation of Aldermen

The Aldermen of the City of Petal, Mississippi with the exception of the Mayor Pro-Tem should be compensated for the performance of their official duties at the rate of \$350.00 per month. The Mayor Pro-Tem shall be compensated for the performance of his official duties at a rate of \$300.00 per month.

SECTION 4: Effective Date

The above and foregoing Order shall take effect and be in full force from and after October 1, 1985.

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

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

- Alderman W. E. Boutwell
- Alderman W. H. Campbell
- Alderman Michael V. Lewis
- Alderman R. L. Hullum
- Alderman Leroy Scott

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 August, A.D., 1985.

Sidney J. Smith
SIDNEY J. SMITH, MAYOR

(SEAL)

ATTEST:

Priscilla C. Daniel
PRISCILLA C. DANIEL
CITY CLERK

Those present and voting "NAY" or against the adoption of Section 1 of the foregoing Ordinance:

None

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

- Alderman W. E. Boutwell
- Alderman W. H. Campbell
- Alderman Michael V. Lewis
- Alderman R. L. Hullum
- Alderman Leroy Scott

Those present and voting "NAY" or against the adoption of Section 2 of the foregoing Ordinance:

None

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

- Alderman W. E. Boutwell
- Alderman W. H. Campbell
- Alderman Michael V. Lewis
- Alderman R. L. Hullum
- Alderman Leroy Scott

Those present and voting "NAY" or against the adoption of Section 3 of the foregoing Ordinance:

None

Those present and voting "AYE" and in favor of the passage, adoption and approval of Section 4 of the foregoing Ordinance:

- Aldermen W. E. Boutwell
- Alderman W. H. Campbell
- Aldermen Michael V. Lewis
- Aldermen R. L. Hullum
- Alderman Leroy Scott

Those present and voting "NAY" or against the adoption of Section 4 of the foregoing Ordinance:

None

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

- Aldermen W. E. Boutwell
- Alderman W. H. Campbell
- Alderman Michael V. Lewis
- Alderman R. L. Hullum
- Alderman Leroy Scott

Those present and voting "AYE": W. E. Boutwell
 W. H. Campbell
 R. L. Hullum
 Michael Lewis
 Leroy Scott

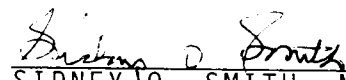
Those present and voting "NAY": None

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

Those present and voting "AYE": W. E. Boutwell
 W. H. Campbell
 R. L. Hullum
 Michael Lewis
 Leroy Scott

Those present and voting "NAY": None

Therebeing no further business, the regular meeting of the Mayor and Board of Aldermen was adjourned on this the 6th day of August, A.D., 1985.



 SIDNEY O. SMITH, MAYOR

(SEAL)

ATTEST:



 PRISCILLA C. DANIEL, CITY CLERK