

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 at 7:30 o'clock P.M., on April 2, 1985 in the Board Room of said City.

Those present:	Mayor Sidney O. Smith
City Attorney	Thomas Tyner
Aldermen:	W. H. Campbell W. E. Boutwell Michael Lewis Leroy Scott Bobby Runnels
Others present:	Kim Puckett Paul Shows Belinda Runnels Corrine Sumrall

The Mayor declared a quorum present and declared the City Council in session. The invocation was offered by Leroy Scott.

The minutes of the regular meeting of March 19, 1985 were read by Priscilla C. Daniel.

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

Those present and voting "AYE":	W. H. Campbell W. E. Boutwell Michael Lewis Leroy Scott Bobby Runnels
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Those present and voting "NAY": None

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

WHEREAS, Mayor Smith requested the wishes of the Board concerning the bid received on 3-19-85 from Neel-Schaffer, Inc., for grant preparation and administration services for the FY84 Rental Rehabilitation program.

THEREUPON, Alderman Campbell made a motion to accept Neel-Schaffer, Inc. bid for grant preparation and administration services. Alderman Scott seconded the motion.

Those present and voting "AYE":	W. H. Campbell W. E. Boutwell Michael Lewis Leroy Scott Bobby Runnels
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Those present and voting "NAY": None

WHEREAS, Paul Shows, City Engineer presented the contractor's estimate #1 for the North Main Street Project in the amount of \$54,041.00.

THEREUPON, Alderman Runnels made a motion to authorize the Mayor to execute estimate #1 and to authorize the payment to the contractor, Warren Paving Company, Inc., upon receipt of the funds from the State Highway Department. Alderman Scott seconded the motion.

Those present and voting "AYE":	W. H. Campbell W. E. Boutwell Michael Lewis Leroy Scott Bobby Runnels
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Those present and voting "NAY": None

WHEREAS, Mayor Smith presented the statement for engineering services for Shows & Dearman on the North Main Street Project in the amount of \$6,819.41.

THEREUPON, Alderman Runnels made a motion to pay Shows & Dearman \$6,819.41 upon receipt of the funds from the State Highway Department. Alderman Scott seconded the motion.

Those present and voting "AYE": W. H. Campbell  
W. E. Boutwell  
Michael Lewis  
Leroy Scott  
Bobby Runnels

Those present and voting "NAY": None

WHEREAS, Mr. Shows presented the contractors estimate #1 for the tennis courts in the amount of \$26,061.60.

THEREUPON, Alderman Lewis made a motion to pay Herring Construction Company \$26,061.60. Alderman Runnels seconded the motion.

Those present and voting "AYE": W. H. Campbell  
W. E. Boutwell  
Michael Lewis  
Leroy Scott  
Bobby Runnels

Those present and voting "NAY": None

WHEREAS, Belinda Runnels and Corrine Sumrall, representing the Heritage Club stated that the club would like for the city to declare the month of April as "Child Abuse Prevention Month" and Sunday, April 14th as "No Hitters Day". Mrs. Runnels stated that donations will be solicited during this month to help support the Child Abuse Center in Hattiesburg.

THEREUPON, Alderman Scott made a motion to declare the month of April as "Child Abuse Prevention Month" and April 14th as "No Hitters Day". Alderman Runnels seconded the motion.

Those present and voting "AYE": W. H. Campbell  
W. E. Boutwell  
Michael Lewis  
Leroy Scott  
Bobby Runnels

Those present and voting "NAY": None

WHEREAS, Mayor Smith requested the wishes of the Board concerning the 6 month bids for supplies for the Water Department and Street Department received on March 5, 1985.

THEREUPON, Alderman Campbell made a motion to accept the lowest and best bid with one alternate bid. Alderman Boutwell seconded the motion.

Those present and voting "AYE": W. H. Campbell  
W. E. Boutwell  
Michael Lewis  
Leroy Scott  
Bobby Runnels

Those present and voting "NAY": None

WHEREAS, Mayor Smith requested the wishes of the board requesting the bid received on March 5, 1985 for unleaded gasoline and diesel fuels.

THEREUPON, Alderman Campbell made a motion to accept Pine Belt Oil's bid for unleaded gasoline at \$.9050 per gallon and diesel fuel at \$.8190 per gallon. Alderman Runnels seconded the motion.

Those present and voting "AYE": W. H. Campbell  
W. E. Boutwell  
Michael Lewis  
Leroy Scott  
Bobby Runnels

Those present and voting "NAY": None

WHEREAS, Mayor Smith presented claim numbers 14188-14318 of the General Fund to the Board.

THEREUPON, Alderman Campbell made a motion to pay claim numbers 14188-14318 of the General Fund. Alderman Runnels seconded the motion.

Those present and voting "AYE":  
 W. H. Campbell  
 W. E. Boutwell  
 Michael Lewis  
 Leroy Scott  
 Bobby Runnels

Those present and voting "NAY": None

WHEREAS, Mayor Smith presented claim numbers 2868 - 2910 of the O & M Fund and claim number 2909 of the R & E Fund of the City of Petal Water Fund.

THEREUPON, Alderman Campbell made a motion to pay claim numbers 2868 - 2910 of the O & M Fund and claim number 2909 of the R & E Fund of the City of Petal Water Department. Alderman Runnels seconded the motion.

Those present and voting "AYE":  
 W. H. Campbell  
 W. E. Boutwell  
 Michael Lewis  
 Leroy Scott  
 Bobby Runnels

Those present and voting "NAY": None

WHEREAS, Mayor Smith presented the following Proofs of Publication:

- 1) City of Petal - Tax Sale
- 2) PMSSD - Tax Sale

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

Those present and voting "AYE":  
 W. H. Campbell  
 W. E. Boutwell  
 Michael Lewis  
 Leroy Scott  
 Bobby Runnels

Those present and voting "NAY": None

WHEREAS, Mayor Smith presented the Resolution authorizing the borrowing of \$69,000.00 for the Petal Municipal Separate School District to purchase three school buses.

The governing authorities of the City of Petal, Mississippi, then took up for consideration the matter of issuing notes or bonds for the purchase of motor vehicles and other school transportation equipment, and the servicing of same, and other purposes, and Alderman (or insert proper title) Runnels offered the following resolution and order, which was duly seconded by Alderman (or insert proper title) Boutwell:

ORDER OF THE GOVERNING AUTHORITIES OF THE CITY OF PETAL, MISSISSIPPI, TO BORROW \$ 69,000.00 WITH WHICH TO PURCHASE SCHOOL TRANSPORTATION EQUIPMENT FOR THE PETAL MUNICIPAL SEPARATE SCHOOL DISTRICT, TO PROVIDE FOR THE SERVICING OF SAME, AND OTHER PURPOSES

"WHEREAS, there came on for hearing this day at the regular meeting of the governing authorities of the City of Petal, Mississippi, the petition of the Board of Trustees of the Petal Municipal Separate School District of said City of Petal, Mississippi, dated the 7th day of August, 19 84, petitioning and requesting this Board to borrow the sum of \$ 69,000.00 to be used by said board of trustees in purchasing three (3) motor vehicles and other school transportation equipment in which to transport to and from the public schools of said municipal separate school district the school children attending said schools, or other school transportation equipment, and to establish, erect, and equip school bus shops or garages, and purchase land therefor, and to issue negotiable notes or bonds for said municipal separate school district in evidence of said sum, said notes or bonds to be payable in 6 annual installments over a period

duly adopted an order or resolution finding and adjudging that it is necessary and advisable to purchase and operate for said district three (3) motor vehicles or other school transportation equipment, and to establish, erect, and equip school bus shops or garages, and purchase land therefor, in order to provide satisfactory school transportation service at a reasonable cost for the school children of said school district attending said public schools and that it is necessary to borrow said sum of \$ 69,000.00 with which to pay the purchase price of said motor vehicles, other equipment, shops or garages, or construction costs, and land, as shown by a certified copy of said resolution of the Board of Trustees attached to said petition; that said petition, with said resolution attached, was first submitted to the State Board of Education for its approval or disapproval and that on the 17th day of August, 19 84, the State Board of Education adopted and spread upon its minutes an order approving the said resolution and petition of said Board of Trustees of said municipal separate school district, as shown by a certified copy of said order of the State Board of Education attached to the said petition and resolution of the Board of Trustees; and,

"WHEREAS, the governing authorities further find and adjudge that there is no money at the present time in the transportation funds of said district, available for the purpose of paying any part of the purchase price of said motor vehicles, or other school transportation equipment, and to establish, erect, and equip school bus shops or garages, and purchase land therefor, and that it is necessary to borrow \$ 69,000.00 required to pay the said costs and that all the facts and recitals

land therefor, as requested in the resolution and petition of the Board of Trustees of the Municipal Separate School District of the City of Petal, Mississippi, there shall be, and there are hereby authorized, ordered, and directed to be issued the negotiable notes of the Petal Municipal Separate School District of the City of Petal, Mississippi, in the principal sum of \$ 69,000.00. The said notes shall bear date of April 10, and shall be numbered from one to six and shall be payable, both as to principal and interest in lawful money of the United States of America at the office of the Municipal Clerk of the City of Petal, Mississippi. The said notes shall bear interest from date thereof, at a rate not exceeding nine per cent (9%) per annum, such rate to be determined pursuant to the sale of the notes, payable annually on April 10 in each year at the office of the Municipal Clerk of the City of Petal, Mississippi. The said notes shall be executed by the signature of the Mayor of the City of Petal, Mississippi, and shall be countersigned and attested by the Municipal Clerk of the said municipality, who shall affix the seal of the municipality upon each note, and the said Clerk shall register all of the said notes in a book kept for that purpose by him in the said Municipal Clerk's office. The said notes shall mature, without option or prior payment, on April 10 in each of the following years, and in the following amounts, to wit:

NOTE NUMBER	AMOUNT	MATURITY
<u>1</u>	<u>\$11,500.00</u>	<u>4-10-86</u>
<u>2</u>	<u>11,500.00</u>	<u>4-10-87</u>
<u>3</u>	<u>11,500.00</u>	<u>4-10-88</u>
<u>4</u>	<u>11,500.00</u>	<u>4-10-89</u>
<u>5</u>	<u>11,500.00</u>	<u>4-10-90</u>
<u>6</u>	<u>11,500.00</u>	<u>4-10-91</u>

SECTION 2. That the said notes shall be substantially the following form, to wit:

\_\_\_\_\_, Municipal Clerk of the said municipality, and the seal of said city to be hereunto affixed, on this the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
MUNICIPAL SEPARATE SCHOOL DISTRICT  
OF THE CITY OF \_\_\_\_\_, MISSISSIPPI  
BY \_\_\_\_\_  
MAYOR  
CITY OF \_\_\_\_\_, MISSISSIPPI

Countersigned by:  
\_\_\_\_\_  
MUNICIPAL CLERK  
CITY OF \_\_\_\_\_, MISSISSIPPI

(FORM OF REGISTRATION CERTIFICATE)

STATE OF MISSISSIPPI  
COUNTY OF \_\_\_\_\_  
CITY OF \_\_\_\_\_

I certify that this note has been duly registered by me in \_\_\_\_\_ kept in my office for said purpose.

\_\_\_\_\_  
MUNICIPAL CLERK  
CITY OF \_\_\_\_\_, MISSISSIPPI

(Where the amount of indebtedness to be incurred exceeds the sum of ten thousand dollars (\$10,000.00), then the governing authorities of the municipality may, at their option, either issue negotiable notes or may issue bonds as evidence of the indebtedness so incurred. In the event the governing authorities of the municipality shall determine to issue bonds, such bonds shall be issued in the manner provided by Chapter 493, Laws of 1950, as now or hereafter amended. Further, in the event it is determined that bonds be issued instead of negotiable notes, Sections 1 and 2 of the resolution of the governing authorities, immediately above, should be substituted by appropriate provisions relating to the issuance of such bonds, all as provided by Chapter 493, Laws of 1950, as now or hereafter amended.)

"SECTION 3. It is further ordered that said sum of \$ \_\_\_\_\_, when borrowed, shall be deposited in the municipal treasury in a special fund to be entitled "Special Transportation Equipment Fund," and which shall be used and expended by the Board of Trustees of the municipal separate school district for the purchase of the motor vehicles or other school transportation equipment described, and to establish, erect, and equip school bus shops or garages, and purchase land therefor, and set forth

NOTE NO. \_\_\_\_\_ \$ \_\_\_\_\_

TRANSPORTATION EQUIPMENT NOTE  
MUNICIPAL SEPARATE SCHOOL DISTRICT  
OF THE CITY OF \_\_\_\_\_, MISSISSIPPI  
\_\_\_\_\_, MISSISSIPPI  
\_\_\_\_\_, 19\_\_\_\_

FOR VALUE RECEIVED, \_\_\_\_\_ Municipal Separate School District of \_\_\_\_\_, Mississippi, hereby promises to pay to \_\_\_\_\_, or order, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, the sum of \_\_\_\_\_ Dollars, together with interest thereon at the rate of \_\_\_\_\_ per cent (\_\_\_\_%) per annum from date until paid, upon presentation of this note to the Municipal Clerk of the City of \_\_\_\_\_, Mississippi. The interest on this note shall be payable annually on the \_\_\_\_\_ day of \_\_\_\_\_ of each year hereafter upon its presentation to the aforesaid Municipal Clerk for the purpose of having said clerk credit on the back thereof the aforesaid annual interest.

This note is one of a series of \_\_\_\_\_ notes of like tenor and amount, aggregating the sum of \$ \_\_\_\_\_, issued by the governing authorities of the City of \_\_\_\_\_, Mississippi, for said municipal separate school district, under the provisions of Chapter 15, Laws of Extraordinary Session of 1953, and Chapter 18, Laws of Extraordinary Session of 1953, as amended, in evidence of the said sum of \$ \_\_\_\_\_ borrowed by the said governing authorities of said municipality for said school district; and to be used by said Board of Trustees in purchasing motor vehicles and other school transportation equipment, and to establish, erect, and equip school bus shops or garages, and purchase land therefor, and said money was borrowed and said notes were issued pursuant to an order of the governing authorities of said municipality duly and legally adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

In accordance with said order, the governing authorities of said municipality have caused this note to be executed in the name of the \_\_\_\_\_ Municipal Separate School District of the City of \_\_\_\_\_, Mississippi, by and through the signature of \_\_\_\_\_, Mayor of the City of \_\_\_\_\_, Mississippi and the countersignature of \_\_\_\_\_

in the said resolution and petition of said Board of Trustees under such rules and regulations as may be prescribed by the State Board of Education and for no other purpose, and said funds shall be paid out on warrants issued in the manner provided by law upon order of the Board of Trustees of such district.

"SECTION 4. It is further ordered that the principal and interest of said notes or bonds shall be paid out of such transportation funds of said municipal separate school district, and it shall be the duty of the Board of Trustees of said municipal separate school district to set aside each year out of such transportation funds of said district an amount sufficient to pay the principal and interest upon the said notes or bonds as and when the same shall respectively mature and accrue. The Board of Trustees of said municipal separate school district shall include in the school budget each year separate items showing the amount required for the payment of the principal of, and the interest upon, all notes or bonds issued.

"SECTION 5. Said notes or bonds shall in all respects be issued as provided in chapter 18, Laws of Extraordinary Session of 1953, as amended, and any bonds issued shall be issued in all respects in the manner provided by Chapter 493, Laws of 1950, as now or hereafter amended, and all the provisions of such statute shall be fully applicable thereto."

The above resolution order was previously reduced to writing and was read and considered, section by section, and was adopted by the following vote, to-wit:

- Alderman W. E. Boutwell voted "aye".
- Alderman W. H. Campbell voted "aye".
- Alderman Michael V. Lewis voted "aye".
- Alderman Bobby W. Runnels voted "aye".
- Alderman Leroy Scott voted "aye".

The above resolution and order having received the affirmative vote of all the members of the Board present, the Mayor declared the motion carried and the resolution and order adopted, this 2nd day of April, 19 85.

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

Those present and voting "AYE":  
W. H. Campbell  
W. E. Boutwell  
Michael Lewis  
Leroy Scott  
Bobby Runnels

Those present and voting "NAY": None

WHEREAS, Mayor Smith presented the following resolution authorizing the filing of a joint application with the City of Hattiesburg for CDBG funds for moving the City of Petal's sewer lagoon.

RESOLUTION AUTHORIZING THE FILING OF A JOINT APPLICATION BETWEEN THE CITY OF PETAL, MISSISSIPPI, AND THE CITY OF HATTIESBURG, MISSISSIPPI, WITH THE STATE OF MISSISSIPPI, GOVERNOR'S OFFICE OF FEDERAL STATE PROGRAMS FOR A SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT, UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACTION OF 1974, AS AMENDED

WHEREAS, the State of Mississippi is authorized to make grants for Community Development projects by authority of the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the Act requires the preparation of a Community Development Plan and the Adoption of such a plan by the governing bodies of the applicants; and

WHEREAS, receipt by the applicants of such financial assistance will require the certification of certain assurances to the Act;

NOW, THEREFORE, BE IT RESOLVED by the City of Petal, Mississippi:

1. That Mayor Sidney O. Smith, being the chief executive officer of the City of Petal, is authorized to execute and file an application for a small cities Community Development Block Grant Funds on behalf of Petal, Mississippi, with the State of Mississippi, Governor's Office of Federal-State Programs to aid in the financing of community improvements as outlined in the Community Development plan of Petal.
2. That Mayor Bobby L. Chain, being the chief executive officer of the City of Hattiesburg, is authorized to execute and file this same application for a small cities Community Development Block Grant Funds on behalf of Hattiesburg, Mississippi, with the State of Mississippi, Governor's Office of Federal-State Programs to aid in the financing of community improvements as outlined in the Community Development plan of Hattiesburg.
3. That if funding for this application is awarded by the State of Mississippi, Governor's Office of Federal-State Programs, the City of Petal will develop a Community Development and Housing Plan with Assurances and that said plan will be on file in the office of the City Clerk of said city and will be adopted as the official Community Development and Housing Plan for the City of Petal for the Small Cities Program.

4. That if funding for this application is awarded by the State of Mississippi, Governor's Office of Federal-State Programs, the City of Hattiesburg will develop a Community Development and Housing Plan with Assurances and that said plan will be on file in the office of the City Clerk of said city and will be adopted as the official Community Development and Housing Plan for the City of Hattiesburg for the Small Cities Program.
5. That upon passage of this authorizing resolution by the City of Hattiesburg, the City of Petal is authorized to act as lead applicant in this application proposal made on behalf of the City of Hattiesburg and the City of Petal.
6. That the Mayor of the City of Petal is authorized to furnish on behalf of the City of Hattiesburg and the City of Petal such additional information as the State of Mississippi, Governor's Office of Federal-State Programs may require in connection with the grant application or the project.
7. That Mayor Sidney O. Smith, being the chief executive officer of the City of Petal, is authorized to execute those documents and agreements that may be required to accept and implement this grant, if awarded.
8. That Mayor Bobby L. Chain, being the chief executive officer of the City of Hattiesburg, is authorized to execute those documents and agreements that may be required to accept and implement this grant, if awarded.
9. That the City of Petal, Mississippi will be the lead applicant for the CDBG application. As the lead applicant, the City of Petal will be responsible for ensuring compliance with all applicable laws, regulations, and executive orders relative to the CDBG program.
10. That the City of Petal has properly selected Shows and Dearman Consulting Engineers to prepare the application, and provide administrative and engineering services.
11. That the City of Hattiesburg will be the joint applicant for this CDBG application.
12. That the City of Hattiesburg will provide technical assistance and data to the City of Petal and its consultant for application preparation; and through the appropriate City department, provide coordination of efforts to achieve implementation of the proposed project.

Any situation not covered will be negotiated to the satisfaction of both cities; and, if necessary, reduced to writing.

THIS, the 26th day of March, A. D., 1985.

Sidney O. Smith  
MAYOR  
City of Petal

Bobby L. Chain  
MAYOR  
City of Hattiesburg

ATTEST:  
Russell C. ...

ATTEST:  
Clifton L. Steader

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

Those present and voting "AYE":           W. H. Campbell  
  W. E. Boutwell  
  Michael Lewis  
  Leroy Scott  
  Bobby Runnels

Those present and voting "NAY":           None

WHEREAS, Mayor Smith presented the following letter of resignation from  
Thelma Clepper to be effective April 27, 1985.

April 1, 1985

TO:   MAYOR, BOARD OF ALDERMEN & CITY CLERK

FROM:  THELMA CLEPPER

SUBJECT:  RESIGNATION

It is with mixed emotions as I try to put this letter of resignation into words. The day is fast approaching that will make me eligible for early retirement. I have spent quite a bit of time wondering what the real feeling would be when that time came.

It has been a distinct pleasure to have the opportunity to work with and for the fine city officials of Petal. You have been more than good and thoughtful to me, and I appreciate you letting me work for the city. I know that you, the Mayor and Aldermen, will continue to do the good work and be as concerned for the people of Petal as you have in the past. I hope that all your dreams and wishes for the betterment of the city will come true.

To Priss; I have enjoyed every minute that I have worked with you for the last seven and one-half years. I appreciate the firm support and backing that you have given me in all the work that I have endeavored to perform for you and with you. I hope everything turns out good for you.

I wish this resignation be effective April 27, 1985.

I love all of you.

/s/ Thelma  
Thelma Clepper

THEREUPON, Alderman Boutwell made a motion to accept Mrs. Clepper's resignation with regrets. Alderman Runnels seconded the motion.

Those present and voting "AYE":           W. H. Campbell  
  W. E. Boutwell  
  Michael Lewis  
  Leroy Scott  
  Bobby Runnels

Those present and voting "NAY":           None

WHEREAS, Mayor Smith presented the request from the Court Clerk for the purchase of a Canon AP 350 Typewriter from Allen Owens at the state contract price.

THEREUPON, Alderman Campbell made a motion to authorize the purchase of the Canon AP 350 at the State Contract bid price of \$603.50. Alderman Boutwell seconded the motion.

Those present and voting "AYE":           W. H. Campbell  
  W. E. Boutwell  
  Michael Lewis  
  Leroy Scott  
  Bobby Runnels

Those present and voting "NAY":           None

WHEREAS, Alderman Runnels stated that Doug's Auto Repair repaired Sanitation Truck #2 for \$1567.39.

THEREUPON, Alderman Boutwell made a motion to pay Doug's Auto Repair \$1567.39. Alderman Campbell seconded the motion.

Those present and voting "AYE":           W. H. Campbell  
  W. E. Boutwell  
  Michael Lewis  
  Leroy Scott  
  Bobby Runnels

Those present and voting "NAY":           None

WHEREAS, Alderman Boutwell made a motion to adopt the following order promoting Tommy Federick to Patrolman 3rd Class since his completion of training at the State Academy. Alderman Runnels seconded the motion.

ORDER

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, upon the recommendation of the Chief of Police, Henry Bounds, do hereby promote Tommy Federick to Patrolman 3rd Class.

IT IS THEREFORE ORDERED, that Tommy Federick be, and he is hereby promoted to Patrolman 3rd Class at an annual salary of \$14,277.00 , to serve from April 7, 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 2nd day of April, A.D., 1985.

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Those present and voting "AYE":           W. H. Campbell  
  w. E. Boutwell  
  Michael Lewis  
  Leroy Scott  
  Bobby Runnels

Those present and voting "NAY":           None

THEREUPON, Alderman Boutwell made a motion to adopt the following order hiring Mary Hazel Waites effective March 29, 1985 at a rate of pay of \$4.4896 per hour. Alderman Campbell seconded the motion.

ORDER

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

IT IS THEREFORE ORDERED, that Mary Hazel Waites be, and she is hereby appointed as a Dispatcher for the Police Department, at a rate of pay of \$4.4896 per hour, to serve from March 29, 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 2nd day of April, A.D., 1985.

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Those present and voting "AYE":           W. H. Campbell  
  W. E. Boutwell  
  Michael Lewis  
  Leroy Scott  
  Bobby Runnels

Those present and voting "NAY":           None

THEREUPON, Alderman Runnels made a motion to investigate the prospect of hiring Myrtis Lowery upon the completion of a background check, physical and credit check. Alderman Lewis seconded the motion.

Those present and voting "AYE": W. H. Campbell  
W. E. Boutwell  
Michael Lewis  
Leroy Scott  
Bobby Runnels

Those present and voting "NAY": None

WHEREAS, Alderman Lewis made a motion to use available funds in the Water and Sewer Revenue Funds to pay off the \$50,000.00 sewer improvement loan early. Alderman Runnels seconded the motion.

Those present and voting "AYE": W. H. Campbell  
W. E. Boutwell  
Michael Lewis  
Leroy Scott  
Bobby Runnels

Those present and voting "NAY": None

WHEREAS, Alderman Lewis stated that he would like to note a change on the tennis court project changing the gate from a 4 foot gate to a 3 foot gate and that he does not anticipate any price change.

WHEREAS, Alderman Lewis made a motion to authorize a change order up to \$400.00 on the West 6th Street Sewer Project to change the location of the sewer line and manhole subject to the City Engineer's approval and recommendation.

Those present and voting "AYE": W. H. Campbell  
W. E. Boutwell  
Michael Lewis  
Bobby Runnels  
Leroy Scott

Those present and voting "NAY": None

WHEREAS, Alderman Scott made a motion to adopt the following order promoting Billy J. Kitchens to 2nd Class Fireman upon his completion of his one year of service. Alderman Campbell seconded the motion.

ORDER

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, do hereby promote Billy J. Kitchens to 2nd Class Fireman upon completion of his one year of service.

IT IS THEREFORE ORDERED, that Billy J. Kitchens be, and he is hereby promoted to 2nd Class Fireman at the rate of pay of \$4.1885 per hour, effective April 7, 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 2nd day of April, A.D., 1985.

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Those present and voting "AYE": W. H. Campbell  
W. E. Boutwell  
Michael Lewis  
Bobby Runnels  
Leroy Scott

Those present and voting "NAY": None

WHEREAS, City Attorney, Thomas Tyner presented the following resolution declaring the intent of the Mayor and Board of Aldermen to issue \$2,500,000



The Mayor and Board of Aldermen of the City of Petal, Mississippi, took up for consideration the matter of issuing general obligation sewer bonds of said municipality in the maximum principal amount of \$2,500,000. After a discussion of the subject, Alderman Boutwell offered and moved the adoption of the following resolution:

RESOLUTION DECLARING THE INTENTION OF THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI, TO ISSUE GENERAL OBLIGATION SEWER BONDS OF SAID MUNICIPALITY IN THE MAXIMUM PRINCIPAL AMOUNT OF TWO MILLION FIVE HUNDRED THOUSAND DOLLARS (\$2,500,000) TO RAISE MONEY FOR THE PURPOSE OF ESTABLISHING SANITARY OR SEWERAGE SYSTEMS, AND REPAIRING, IMPROVING AND EXTENDING THE SAME WITHIN AND FOR THE MUNICIPALITY; AND DIRECTING PUBLICATION OF NOTICE OF SUCH INTENTION.

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi (the "Governing Body" of the "Municipality"), acting for and on behalf of Municipality, hereby finds, determines, adjudicates and declares as follows:

- 1. It is necessary and in the public interest to issue general obligation sewer bonds of the Municipality in the maximum principal amount of Two Million Five Hundred Thousand Dollars (\$2,500,000) to raise money for the following purpose: of establishing sanitary or sewerage systems, and repairing, improving and extending the same; within and for the Municipality.
- 2. The assessed value of all taxable property within the Municipality, according to the last completed assessment for taxation, is Twenty-four Million, Seven Hundred Nineteen Thousand, Four Hundred Forty-seven Dollars (\$24,719,447.00); the Municipality has outstanding bonded indebtedness subject to the ten percent (10%) debt limit prescribed by Section 21-33-303, Mississippi Code of 1972, in the amount of One Hundred Thirty-six Thousand Dollars (\$136,000), and

geographical limits of the Municipality.

SECTION 2. The Governing Body proposes to direct the issuance of the Bonds in the amounts, for the purpose and secured as aforesaid at a meeting of the Governing Body to be held at its regular meeting place in the City Hall of the Municipality, at 7:30 P.M., on April 29, 1985, or at some meeting held subsequent thereto. Written protest, as herein provided for, may be filed against the issuance of bonds for the purpose specified in Section 1 of this resolution. If ten percent (10%) of the qualified electors of the Municipality, or fifteen hundred (1500), whichever is the lesser, shall file a written protest with the Clerk of the Municipality against the issuance of bonds for the aforesaid purpose on or before the aforesaid date and hour, then such bonds may be issued without an election on the question of the issuance thereof, at any time within a period of two (2) years after the date above specified.

SECTION 3. This resolution shall be published once a week for at least three (3) consecutive weeks in The Hattiesburg American, a newspaper published and having a general circulation in the Municipality and qualified under the provisions of Section 13-3-31, Mississippi Code of 1972. The first publication of this resolution shall be made not less than twenty-one (21) days prior to the date fixed herein for the issuance of the Bonds, and the last publication shall be made not more than seven (7) days prior to such date.

SECTION 4. The Clerk of the Municipality is hereby directed to procure from the publisher of the aforesaid newspaper the customary proof of the publication of this resolution and have the same before this Governing Body on the date and hour specified in Section 2 hereof.

outstanding bonded and floating indebtedness subject to the fifteen percent (15%) debt limit prescribed by Section 21-33-303 Mississippi Code of 1972 (which amount includes the sum set forth above subject to the 10% debt limit), in the amount of One Hundred Seventy-eight Thousand Dollars (\$178,000); the issuance of the bonds hereinafter proposed to be issued, when added to the outstanding bonded indebtedness of the Municipality, will not result in bonded indebtedness, exclusive of indebtedness not subject to the aforesaid ten percent (10%) debt limit, of more than ten percent (10%) of the assessed value of taxable property within the Municipality, and will not result in indebtedness, both bonded and floating, exclusive of indebtedness not subject to the aforesaid fifteen percent (15%) debt limit, in excess of fifteen percent (15%) of the assessed value of taxable property within the Municipality and will not exceed any constitutional or statutory limitation upon indebtedness which may be incurred by the Municipality.

3. The Municipality is authorized by Sections 21-33-301 to 21-33-329, Mississippi Code of 1972, to issue the bonds hereinafter proposed to be issued for the purpose hereinafter set forth, for which purpose there are no other available funds on hand.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY AS FOLLOWS:

SECTION 1. The Governing Body hereby declares its intention to issue general obligation sewer bonds of the Municipality in the maximum principal amount of Two Million Five Hundred Thousand Dollars (\$2,500,000) (the "Bonds") to raise money for the purpose of establishing sanitary or sewerage systems, and repairing, improving and extending the same; within and for the Municipality. The Bonds will be general obligations of the Municipality payable as to principal and interest out of and secured by an irrevocable pledge of the avails of a direct and continuing tax to be levied annually without limitation as to

Alderman Campbell seconded the motion to adopt the foregoing resolution, and the question being put to a roll call vote, the result was as follows:

Alderman W. E. Boutwell	voted: Yea
Alderman W. H. Campbell	voted: Yea
Alderman Michael V. Lewis	voted: Yea
Alderman Bobby W. Runnels	voted: Yea
Alderman Leroy Scott	voted: Yea

The motion having received the affirmative vote of a majority of the members present, the Mayor declared the motion carried and the resolution adopted this 2nd day of April, 1985.

Ed. O. Smith  
MAYOR

ATTEST:

Dennis A. Davis  
CITY CLERK

Publish Three (3) times: April 8, 15th and 22nd

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

Those present and voting "AYE":  
W. H. Campbell  
W. E. Boutwell  
Michael Lewis  
Leroy Scott  
Bobby Runnels

Those present and voting "NAY": None

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

Those present and voting "AYE":  
W. H. Campbell  
W. E. Boutwell  
Michael Lewis  
Leroy Scott  
Bobby Runnels

Those present and voting "NAY": None

THEREBEING no further business, the regular meeting of the Mayor and Board of Aldermen of the City of Petal, Mississippi, was adjourned on this the 2nd day of April, A.D., 1985.

  
\_\_\_\_\_  
SIDNEY D. SMITH, MAYOR

(SEAL)

ATTEST:

  
\_\_\_\_\_  
PRISCILLA C. DANIEL, CITY CLERK