

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

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

Those present and voting "NAY": None

There being no further business, the regular meeting of the Mayor and Board of Aldermen of the City of Petal, Mississippi was adjourned on this the 21st day of January, A.D., 1986.

*Sidney Q. Smith*  
\_\_\_\_\_  
SIDNEY Q. SMITH, MAYOR

(SEAL)

ATTEST:

*Priscilla C. Daniel*  
\_\_\_\_\_  
PRISCILLA C. DANIEL, CITY CLERK

\*\*\*\*\*

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 P.M., on Tuesday, February 4, 1986 in the Board Room of said City.

Those present : Mayor Pro-Tem W. H. Campbell  
City Attorney: Thomas Tyner  
Aldermen: W. E. Boutwell  
R. L. Hulum  
Michael Lewis  
Leroy Scott  
Others present: Don Inkster  
Richard Topp  
Paul Shows

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

The invocation was offered by Leroy Scott.

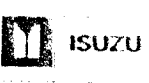
The minutes of the regular meeting of January 21, 1986 were read by Priscilla C. Daniel.

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. E. Boutwell  
R. L. Hulum  
Michael Lewis  
Leroy Scott

Those present and voting "NAY": None

WHEREAS, Mayor Pro-Tem Campbell called for public comment but there was none.  
 WHEREAS, the hour of 7:30 P.M. having arrived, the Mayor Pro-Tem and Board of Aldermen proceeded to publicly open and read the sealed bids for the pick up truck for the Water Department. The bids read as follows, to-wit:



COURTESY MOTORS, Inc.

1410 West Pine Street Telephone 544-8111  
 HATTIESBURG, MISSISSIPPI 39401

January 15, 1986

CITY OF PETAL  
 P.O. Box 564  
 Petal, Mississippi 39465

Dear Sirs:

Thank you for allowing COURTESY MOTORS, INC. to bid on the following specifications:

*7.8  
1.9*

- Ranger Chassis-Cab 114" W.B.
- V-6 Engine
- Automatic Overdrive Transmission
- Heavy-Duty Battery
- Super Engine Cooling
- Tinted Glass
- Air Conditioning
- Power Steering
- Power Brakes
- 60 AMP Alternator
- Radio Credit
- 1905 Lb Payload 4500 G.V.W.R.
- Cigarette Lighter
- Low Mount Western Mirrors
- Day-Night Mirror
- 17 Gal Fuel Tank
- Tires: P215/75R x 14 Steel Radials
- Heavy-Duty Front & Rear Shock Absorbers
- Front & Rear Stabilizer Bars
- Undercoating
- Cargo Lamp

**RECEIVED**  
 JAN 22 1986

CITY OF PETAL  
 PETAL, MISSISSIPPI

*(5)*

<i>white exterior</i>	PRICE	\$7,699.51
<i>blue vinyl</i>	READING SERVICE BODY	1,903.00
<i>Gauges</i>	MODEL # C8241F	\$9,602.51
	STATE TITLE, INSPECTION & DOCUMENTARY FEES	17.50
	TOTAL BID PRICE	\$9,620.01

Sincerely,  
 COURTESY MOTORS, INC.  
*Selwyn Kayborn*  
 Selwyn Kayborn  
 TRUCK & FLEET SALES MANAGER

SR/dl  
 STATE AUDIT #6062



**"a place that you can count on"**

January 20, 1986

Mayor & Council  
 City of Petal  
 Petal, MS 39465

Gentlemen:

We are pleased to offer the following quotation on one or more new 1986 Chevrolet S-10 Chassis Cab Pickup, 117.9" Wheelbase, equipped as follows:

- |   |   |
|---|---|
| 2.8 Liter V-6 Gas                                   | Cigarette Lighter                                 |
| 1625 Lb. Payload or 4600 GVW                        | Dual Outside Mirrors                              |
| (5) P205/75R14 All Season Steel Belted Radial Tires | Day & Night Inside Rear View Mirror               |
| Air Conditioning Factory Installed                  | 20 Gal. Fuel Tank                                 |
| Power Brakes Factory Installed                      | Heavy Duty Radiator                               |
| Tinted Glass All Windows                            | Gauges-Volt, Temp-Oil                             |
| Heavy Duty Battery 515 CCA                          | Front Stabilizer Bar                              |
| 78 Amp Heavy Duty Alternator                        | Heavy Duty Rear Springs                           |
| 4 Speed Automatic Overdrive Transmission            | Full Undercoating                                 |
| Solid White Color                                   | Reading Service Body- #C-8846                     |
| Blue Vinyl Bench Seat                               | Power Steering                                    |
| Outside Cargo Lamp                                  | DELIVERY: 60 Days after receipt of Purchase order |

BID PRICE	\$10,308.42
Title & Inspection Fee	7.50
TOTAL BID PRICE	\$10,315.92 - Each Unit

Bid price does not exceed 3% of factory invoice price as verified by copy of factory invoice furnished with dealer invoice at time of delivery, in accordance with Sec. 37-7-18 of the MS Code of 1972 Annotated.

This bid complies with provisions of Senate Bill #2534 enacted by the 1976 Legislature. Our State License Bid Number is #1507.

Thank you for allowing us the opportunity of submitting this quotation.

Sincerely yours,  
 RYAN MOTORS INC.  
*[Signature]*

THEREUPON, Alderman Lewis made a motion to take the foregoing bids under advisement. Alderman Scott seconded the motion.

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

Those present and voting "NAY":           None

WHEREAS, Paul Shows, City Engineer, addressed the Board concerning the installation of the traffic lights at Main and Central Avenue. Mr. Shows advised the Board that the State Highway Department participation will be 75% of the cost of the lights and installation.

THEREUPON, Alderman Boutwell made a motion to authorize the City Clerk to advertise for the materials and installation of the traffic lights providing the state does not participate. Alderman Scott seconded the motion.

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

WHEREAS, Mayor Pro-Tem Campbell presented the following letter from the State Highway Department requesting \$5,800.00 additional matching funds for the North Main Street project because of cost over-run on the project.

Zack Stewart  
Northern District Commissioner  
Sam W. Waggoner  
Central District Commissioner  
Bob Joiner  
Southern District Commissioner



John R. Tabb  
District Engineer  
James D. Quinn  
Chief Engineer

Mississippi State Highway Department P. O. Box 1850 Jackson, Mississippi 39202

January 29, 1986

Honorable Sidney O. Smith  
Mayor of Petal  
P. O. Box 564  
Petal, Mississippi 39465

M-8790 (1)/49-8790-00-001-10  
Forrest County

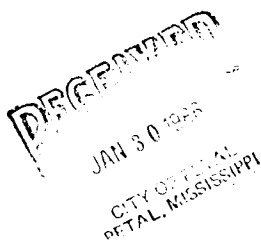
Dear Mayor Smith:

Due to overruns on the above captioned project, the City of Petal must deposit an additional \$5800 in matching funds before we can release the final payments for construction and engineering. Your immediate attention to this matter will be greatly appreciated in order that we can continue the process of closing out this project.

If you have any questions, please advise.

Yours very truly,  
*Billy W. Key, P.E.*  
Billy W. Key, P. E.  
Office Engineer

BWK:sh



THEREUPON, Alderman Boutwell made a motion to pay the \$5,800.00 additional matching funds from the Road and Maintenance Fund. Alderman Scott seconded the motion.

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

Those present and voting "NAY": None

WHEREAS, Don Inkster of Nicholson, Topp & McWhorter presented the audit of the City of Petal's funds. The audit is as follows:

NICHOLSON, TOPP & MCWHORTER  
CERTIFIED PUBLIC ACCOUNTANTS  
131 SOUTH 28TH AVENUE  
P. O. DRAWER 550  
HATTIESBURG, MISSISSIPPI 39401  
Telephone 601-264-3519

CARLE NICHOLSON, JR., CPA  
RICHARD G. TOPP, CPA  
FRANK H. MCWHORTER, JR., CPA

ACCOUNTANTS' REPORT

MEMBERS  
AMERICAN INSTITUTE OF  
CERTIFIED PUBLIC ACCOUNTANTS  
MISSISSIPPI SOCIETY OF  
CERTIFIED PUBLIC ACCOUNTANTS

The Honorable Mayor and Board of Aldermen  
City of Petal  
Petal, Mississippi

We have examined the financial statements of the various funds and account groups of the City of Petal, Mississippi, for the year ended September 30, 1985, listed in the foregoing table of contents. Our examination was made in accordance with generally accepted auditing standards and, accordingly, included such tests of the accounting records and such other auditing procedures as we considered necessary in the circumstances.

In our opinion, the aforementioned financial statements present fairly the financial position of the various funds and account groups of the City of Petal, Mississippi at September 30, 1985, and the results of operations and changes in financial position of the Water and Sewer Fund for the year then ended, in conformity with generally accepted accounting principles applied on a basis consistent with that of the preceding year.

The accompanying supplemental information and the columns on the accompanying combined balance sheets, combined statements of revenues, expenditures and changes in fund balance - governmental fund types, and

The Honorable Mayor and Board of Aldermen  
City of Petal  
Page Two

the combined statement of revenues, expenditures and changes in fund balance - budget and actual - general fund marked "Totals (Memorandum Only)" are not necessary for a fair presentation of the financial statements, but are presented as additional analytical data. The supplementary information has been subjected to the tests and other auditing procedures applied in the examination of the financial statements mentioned above and, in our opinion, is fairly stated in all material respects in relation to the financial statements taken as a whole.

*Nicholson, Topp & McWhorter*

Hattiesburg, Mississippi  
December 13, 1985

- 3 -

EXHIBIT A

CITY OF PETAL, MISSISSIPPI

COMBINED BALANCE SHEET - ALL FUND TYPES  
AND ACCOUNT GROUPS  
SEPTEMBER 30, 1985

	Governmental Fund Types			
	General	Special Revenue	Debt Service	Capital Projects
<b>ASSETS</b>				
Cash (Note 2)	\$ 425,544	\$ 80,257	\$ 97,386	\$ 1,366
Receivables:	28,708			
Franchise fees				
Accounts (Enterprise Fund net of allowance for doubtful accounts of \$1,837 - Note 3)		10,291		
Accrued interest	1,716			
Due from:	48,184	43,521	391	
Other governments				
Other funds	9,196			
Inventory, at cost				
Prepaid expenses				
Restricted assets (Note 4):				
Cash				
Investments, at cost				
Accrued interest				
Operating equipment				
Land (Note 5)				
Buildings (Note 5)				
Improvements other than buildings (Note 5)				
Machinery and equipment (Note 5)				
Equipment subject to capital lease agreements (Note 5)				
Water and sewer system (Note 5)				
Accumulated depreciation (Note 5)				
Amount available in debt service fund				
Amount to be provided for retirement of long-term debt				
<b>Total assets</b>	<b>\$ 513,348</b>	<b>\$ 134,069</b>	<b>\$ 97,777</b>	<b>\$ 1,366</b>

- 4 -

Proprietary Fund Type	Fiduciary Fund Type Expendable Trusts	Account Groups		Totals (Memorandum Only) September 30, 1985
		General Fixed Assets	General Long-Term Debt	
Enterprise				
\$ 231,032	\$ 307	\$ .....	\$ .....	\$ 835,892
				28,708
				45,192
				1,716
				92,096
				9,196
				27,592
				3,865
				209,325
				183,654
				11,974
				157,547
				150,999
				463,799
				763,219
				795,526
				2,825,831
				(648,102)
				97,386
				3,093,614
				3,093,614
<b>\$3,080,899</b>	<b>\$ 28,824</b>	<b>\$2,101,746</b>	<b>\$3,191,000</b>	<b>\$9,149,029</b>

II

- 5 -

EXHIBIT A  
PAGE TWO

CITY OF PETAL, MISSISSIPPI

COMBINED BALANCE SHEET - ALL FUND TYPES AND ACCOUNT GROUPS  
SEPTEMBER 30, 1985

	Governmental Fund Types			
	General	Special Revenue	Debt Service	Capital Projects
<b>LIABILITIES AND FUND EQUITY</b>				
<b>Liabilities:</b>				
Bills docketed and accounts payable	\$ 87,709	\$ 22,119	\$ .....	\$ 1,366
Customer deposits				
Notes payable to banks				
Payable from restricted assets:				
Accrued interest				
Due to:				
Other funds			9,196	
Other governments				
General obligation bonds payable (Note 8)				
Revenue bonds payable (Note 8)				
<b>Total liabilities</b>	<b>87,709</b>	<b>22,119</b>	<b>9,196</b>	<b>1,366</b>
<b>Fund Equity:</b>				
Contributed capital				
Investment in general fixed assets				
Retained earnings:				
Reserved for revenue bond retirement				
Reserved for bond interest				
Reserved for revenue bonds - contingencies				
Reserved for revenue bonds - depreciation				
Reserved for revenue bonds - bond cushion				
Unreserved				

- 6 -

Proprietary Fund Type	Fiduciary Fund Type Expendable Trusts	Account Groups		Totals (Memorandum Only) September 30, 1985
		General Fixed Assets	General Long-Term Debt	
Enterprise				
\$ 7,448	\$ .....	\$ .....	\$ .....	\$ 118,642
57,015			42,000	57,015
				42,000
				47,551
				9,212
				3,149,000
				3,149,000
				1,650,250
				1,650,250
				5,073,670
				128,950
				2,101,746
				248,389
				6,817
				4,560
				4,560
				60,156
				865,203
				128,950
				2,101,746
				248,389
				6,817
				4,560
				4,560
				60,156
				865,203

- 7 -

EXHIBIT A  
PAGE THREE

CITY OF PETAL, MISSISSIPPI

COMBINED BALANCE SHEET - ALL FUND TYPES AND ACCOUNT GROUPS  
SEPTEMBER 30, 1985

	Governmental Fund Types			
	General	Special Revenue	Debt Service	Capital Projects
LIABILITIES AND FUND EQUITY (Continued)				
Fund Balances:				
Designated for debt service			\$ 88,581	
Undesignated	\$ 425,639	\$ 111,950		
Total fund equity	425,639	111,950	88,581	
Total liabilities and fund equity	\$ 513,348	\$ 134,069	\$ 97,777	\$ 1,366

- 8 -

Proprietary Fund Type	Fiduciary Fund Type Expendable Trusts	Account Groups		Totals (Memorandum Only) September 30, 1985
		General Fixed Assets	General Long-Term Debt	
Enterprise				
\$ .....	\$ .....	\$ .....	\$ .....	\$ 88,581
	28,808			566,397
1,318,635	28,808	2,101,746	.....	4,075,359
\$3,080,899	\$ 28,824	\$2,101,746	\$3,191,000	\$9,149,029

The accompanying notes are an integral part of the financial statements.

- 9 -

EXHIBIT B

CITY OF PETAL, MISSISSIPPI

COMBINED STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE - ALL GOVERNMENTAL FUND TYPES AND EXPENDABLE TRUST FUNDS FOR THE YEAR ENDED SEPTEMBER 30, 1985

	Governmental Fund Types				Fund Type Expendable Trusts	Totals (Memorandum Only)
	General	Special Revenue	Debt Service	Capital Project		
Revenues:					\$1,351,061	\$1,355,450
Taxes	\$ 4,389					134,539
Franchise fees	134,539					17,771
Licenses and permits	17,771					960,875
Intergovernment revenues	589,442	320,007	51,426			63,826
Charges for services	63,826					93,750
Fines and forfeits	93,750					14,947
Cultural/recreational revenues	14,947				1,351,061	26,884
Miscellaneous revenues	26,884					2,668,042
Total revenues	945,548	320,007	51,426			
Expenditures:						259,808
Current:						452,030
General government	259,808					369,198
Public safety	441,273	10,757				115,104
Highways and streets	272,885	96,313				154,952
Sanitation	115,104					93,032
Health and welfare	8,890	146,062				1,005
Cultural and recreational	29,056	63,976				58,695
Civil defense	1,005					204,110
Capital outlay	44,796	13,762				207,225
Debt service:					-0-	1,915,159
Principal retirement	26,110		178,000			
Interest	17,050		190,175			
Total expenditures	1,215,977	330,870	368,175		1,351,061	752,883
Excess of revenues over (under) expenditures	(270,429)	(10,863)	(316,749)		(4,053)	(4,053)
Other financing sources (uses):					19,699	670,769
Refunds			307,887		(647,432)	(686,770)
Operating transfers in	343,183				(704,053)	(704,053)
Operating transfers out	(39,338)					1,649
Transfers to Separate School District						
Proceeds from sale of equipment	1,649					
Proceeds from notes payable						

- 10 -

EXHIBIT B  
PAGE TWO

CITY OF PETAL, MISSISSIPPI

COMBINED STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN  
FUND BALANCES - ALL GOVERNMENTAL FUND TYPES AND EXPENDABLE TRUSTS  
FOR THE YEAR ENDED SEPTEMBER 30, 1985

	Governmental Fund Types				Fund Type Expendable Trusts	Totals (Memorandum Only)
	General	Special Revenue	Debt Service	Capital Project		
Other financing sources (uses): (Continued)						
Interest on investments	\$ 32,962	\$ 5,612	\$ 8,522	\$ .....	\$ 4,966	\$ 52,062
Total other financing sources (uses)	<u>338,456</u>	<u>5,612</u>	<u>316,409</u>	<u>-</u>	<u>(1,330,873)</u>	<u>(670,396)</u>
Excess of revenues and other sources over (under) expenditures and other uses	68,027	(5,251)	(340)	(1)	20,188	82,487
Fund balance - October 1, 1984	<u>357,612</u>	<u>117,201</u>	<u>88,921</u>	<u>1</u>	<u>8,620</u>	<u>572,491</u>
Fund balance - September 30, 1985	<u>\$ 425,639</u>	<u>\$ 111,950</u>	<u>\$ 88,581</u>	<u>\$ .....</u>	<u>\$ 28,808</u>	<u>\$ 654,978</u>

The accompanying notes are an integral part  
of the financial statements.

EXHIBIT C

CITY OF PETAL, MISSISSIPPI

COMBINED STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE  
BUDGET AND ACTUAL  
GENERAL FUND  
FOR THE YEAR ENDED SEPTEMBER 30, 1985

	Budget	Actual	Variance Favorable (Unfavorable)
Revenues:			
Taxes (budgeted as transfer tax)	\$ .....	\$ 4,389	\$ 4,389
Franchise fees	131,500	134,920	3,420
Licenses and permits	17,000	17,771	771
Intergovernment revenues	511,100	585,985	74,885
Charges for services	65,000	63,826	(1,174)
Fines and forfeits	85,000	93,750	8,750
Culture and recreational fees	11,700	14,947	3,247
Miscellaneous revenues	14,000	26,884	12,884
Total revenues	<u>835,300</u>	<u>942,472</u>	<u>107,172</u>
Expenditures:			
Current:			
General government	342,432	302,961	39,471
Public safety	497,523	474,546	22,977
Highways and streets	320,092	258,216	61,876
Sanitation	152,158	115,101	37,057
Health and welfare	10,305	8,890	1,415
Cultural and recreational	42,564	32,019	10,545
Civil defense	2,000	1,109	891
Debt service:			
Principal and interest	23,388	23,388	-0-
Total expenditures	<u>1,390,462</u>	<u>1,216,230</u>	<u>174,232</u>
Excess of revenues over (under) expenditures	<u>(555,162)</u>	<u>(273,758)</u>	<u>281,404</u>

	Budget	Actual	Variance Favorable (Unfavorable)
Other financing sources (uses):			
Operating transfers in	\$ 327,314	\$ 343,245	\$ 15,931
Operating transfers out	(123,840)	(22,983)	100,857
Proceeds from sale of equipment		1,649	1,649
Interest on investments	<u>22,000</u>	<u>32,366</u>	<u>10,366</u>
Total other financing sources (uses):	<u>225,474</u>	<u>354,277</u>	<u>128,803</u>
Excess of revenues and other financing sources over (under) expenditures and other uses (budgetary basis)	<u>(\$ 329,688)</u>	80,519	<u>\$ 410,207</u>
Adjustments:			
To adjust revenues for tax accruals		(3,609)	
To adjust for encumbrances		(8,883)	
Excess of revenues and other financing sources over (under) expenditures and other uses (modified accrual basis)		68,027	
Fund Balances - October 1, 1984		<u>357,612</u>	
Fund Balances - September 30, 1985		<u>\$ 425,639</u>	

The accompanying notes are an integral part  
of the financial statements.

EXHIBIT C  
PAGE TWO

CITY OF PETAL, MISSISSIPPI

COMBINED STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE  
BUDGET AND ACTUAL  
GENERAL FUND  
FOR THE YEAR ENDED SEPTEMBER 30, 1985

- 15 -

## EXHIBIT D

CITY OF PETAL, MISSISSIPPI  
WATER AND SEWER ENTERPRISE FUNDSTATEMENT OF REVENUES, EXPENSES AND CHANGES  
IN RETAINED EARNINGS  
FOR THE YEAR ENDED SEPTEMBER 30, 1985

Operating revenues:	
Charges for services - water and sewer	\$ 499,649
Water and sewer tap fees, reconnect and relocation charges	13,350
Total operating revenues	<u>512,999</u>
Operating expenses:	
Personal services	102,697
Employee benefits	19,247
Contractual services	47,988
Supplies and materials	22,321
Repairs and maintenance services	50,342
Heat, light and power	34,205
Depreciation	112,250
General and administrative	17,273
Miscellaneous	6,236
Total operating expenses	<u>412,559</u>
Operating income	<u>100,440</u>
Non-Operating Revenues (Expenses):	
Refunds and reimbursements	8,359
Interest on investment	35,563
Interest expenses and fiscal charges	(80,744)
Total non-operating revenues (expenses)	<u>(36,822)</u>
Operating Transfer - In from General Fund	<u>16,356</u>
Net Income (Loss)	<u>79,974</u>
Retained earnings - October 1, 1984 as restated	785,229
Retained earnings - September 30, 1985	<u>\$ 865,203</u>

The accompanying notes are an integral part of the financial statements.

- 16 -

## EXHIBIT E

CITY OF PETAL, MISSISSIPPI  
WATER AND SEWER ENTERPRISE FUNDSTATEMENT OF CHANGES IN FINANCIAL POSITION  
FOR THE YEAR ENDED SEPTEMBER 30, 1985

Sources of Working Capital:	
Operations:	
Net income	\$ 79,974
Items not requiring (providing) working capital:	
Depreciation	112,250
Working capital provided by operations	<u>192,224</u>
Increase in restricted assets - accrued interest receivable	702
Increase in reserve for revenue bond retirement	<u>2,667</u>
Total sources of working capital	<u>195,593</u>
Uses of Working Capital:	
Purchase of fixed assets	2,273
Increase in restricted assets	43,204
Revenue bonds retired	81,750
Repayment of notes payable and leases payable	53,721
Decrease in restricted assets account - investments payable	1,338
Decrease in reserve for bond interest	<u>821</u>
Total uses of working capital	<u>183,107</u>
Net increase (decrease) in working capital	<u>\$ 12,486</u>
Elements of Net Increase (Decrease) in Working Capital:	
Cash	\$ 10,339
Accounts receivable	(3,159)
Inventory	7,057
Prepaid expenses	1,503
Accounts and deposits payable	(3,791)
Due to other governments	<u>537</u>
Net increase (decrease) in working capital	<u>\$ 12,486</u>

The accompanying notes are an integral part of the financial statements.



THEREUPON, Alderman Boutwell made a motion to adopt the following order accepting and authorizing the publication of the audit. Alderman Hullum seconded the motion.

ORDER

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, that Nicholson, Topp & McWhorter, Certified Public Accountants, having completed the annual audit of the financial affairs of the City of Petal, Mississippi, for the fiscal year ending September 30, 1985.

IT IS THEREFORE ORDERED that the City Clerk be and she is hereby authorized and directed to be published the synopsis thereof in the Hattiesburg American, a daily newspaper, published and having a general circulation therein as provided by law.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the 4th day of February, A.D., 1986

\*\*\*\*\*

Those present and voting "AYE": W. E. Boutwell  
Leroy Scott  
R. L. Hullum  
  
(Michael Lewis out of room)

Those present and voting "NAY": None

WHEREAS, Mayor Pro-Tem Campbell presented the following letter of resignation from Eddie Robertson, meter reader in the Water Department effective 1/31/86.

Mr. Powell:

Please accept this as my notice of resignation, effective at the end of my tour of duty January 31, 1986.

Thank you,

/s/ Eddie Robertson

\*\*\*\*\*

THEREUPON, Alderman Boutwell made a motion to accept the foregoing resignation. Alderman Scott seconded the motion.

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

Those present and voting "NAY": None

WHEREAS, Mayor Pro-Tem Campbell presented the following letter of resignation from Kim Lackey James effective 2/14/86.

February 3, 1986

City of Petal Water Department

Dear Mrs. Daniel:

It is with regret that I must resign my position with the Water Department. I realize that you need a full time clerk for the summer months, but I won't be able to work then because my baby is due in June.

Thank you for the opportunity to receive the training and experience here in your office. I appreciate your understanding and patience with me while I have been sick during my pregnancy.

This resignation is effective February 14, 1986.

Sincerely,

THEREUPON, Alderman Boutwell made a motion to accept the foregoing resignation. Alderman Scott seconded the motion.

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

Those present and voting "NAY":       None

WHEREAS, Mayor Pro-Tem Campbell presented the following Proofs of Publication:

- 1) Notice to Bidders - EPA Contract #1
- 2) Notice to Bidders - EPA Contract #2
- 3) Notice to Bidders - CDBG
- 4) Notice to Bidders - Water Dept. Truck

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

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

Those present and voting "NAY":       None

WHEREAS, Alderman Boutwell made a motion to advertise for six month bids for supplies for the Water Department and Street Department. Alderman Scott seconded the motion.

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

Those present and voting "NAY":       None

WHEREAS, Alderman Boutwell made a motion to advertise for the annual bids for the city's gasoline. Alderman Scott seconded the motion.

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

Those present and voting "NAY":       None

WHEREAS, Mayor Pro-Tem Campbell presented claim numbers 16446 - 16513 of the General Fund.

THEREUPON, Alderman Boutwell made a motion to pay claims 16446-16513 of the General Fund. Alderman Scott seconded the motion.

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

Those present and voting "NAY":       None

WHEREAS, Mayor Pro-Tem Campbell presented claim numbers 3340 - 3386 of the O & M Fund and claim number 809-B of the R & E Fund of the Petal Water and Sewer Department.

THEREUPON, Alderman Boutwell made a motion to pay claim numbers 3340 - 3386 of the O & M Fund and claim number 809-B of the R & E Fund of the City of Petal Water and Sewer Fund. Alderman Scott seconded the motion.

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

Those present and voting "NAY":       None

WHEREAS, Mayor Pro-Tem Campbell presented the following order promoting James M. Howard to Patrolman 2nd Class effective 2/1/86.

SEE

ORDER

NEXT

ORDER

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, upon the recommendation of Henry Bounds, Chief of Police, do hereby promote James M. Howard to Patrolman 2nd Class.

IT IS THEREFORE ORDERED that James M. Howard be, and he is hereby promoted to Patrolman 2nd Class, at an annual salary of \$16,018.65, to serve from 2/1/86 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 4th day of February, 1986.

\*\*\*\*\*

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

Those present and voting "AYE": Leroy Scott  
W. E. Boutwell  
R. L. Hulum  
Those present and voting "NAY": None

WHEREAS, Alderman Boutwell made a motion to furnish the Street and Sanitation Department employees uniforms and for the City to pay one-half of the cost and to payroll deduct one-half of the cost from each employee. Alderman Scott seconded the motion.

Those present and voting "AYE": Leroy Scott  
W. E. Boutwell  
R. L. Hulum  
Those present and voting "NAY": None

(Alderman Lewis returned)

WHEREAS, Alderman Lewis made a motion to adopt the following order hiring Guy L. Thompson, Jr., in the Water Department at a rate of pay of \$4.75 per hour, effective February 5, 1986. Alderman Boutwell seconded the motion.

ORDER

WHEREAS, the Mayor and Board of Aldermen deem it necessary to employ full time help in the Water Department.

IT IS THEREFORE ORDERED, that Guy L. Thompson, Jr., be and he is hereby employed in the Water Department at a rate of pay of \$4.75 per hour effective February 5, 1986, 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 4th day of February, A.D., 1986.

\*\*\*\*\*

Those present and voting "AYE": W. E. Boutwell  
Leroy Scott  
Michael Lewis  
R. L. Hulum  
Those present and voting "NAY": None

WHEREAS, Alderman Lewis made a motion to accept Courtesy Motor's low bid of \$9,620.01 for the Water Department pick up truck. Alderman Scott seconded the motion.

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

Those present and voting "NAY":                    None

WHEREAS, Mayor Pro-Tem Campbell stated that the City is required to publish a Notice of Early Public Review for activities in the Flood Plain CDBG.

THEREUPON, Alderman Boutwell made a motion to authorize the City Clerk to advertise the required notices. Alderman Scott seconded the motion.

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

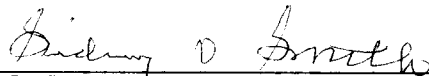
Those present and voting "NAY":                    None

THEREUPON, Alderman Lewis made a motion to recess the regular meeting until February 11, 1986 at 4:30 P.M. Alderman Boutwell seconded the motion.

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

Those present and voting "NAY":                    None

There being no further business, the regular meeting of the Mayor and Board of Aldermen was recessed until February 11, 1986 at 4:30 P.M., on this the 4th day of February A.D., 1986.

  
\_\_\_\_\_  
SIDNEY O. SMITH, Mayor

(seal)

ATTEST:

  
PRISCILLA C. DANIEL  
CITY CLERK

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The recessed meeting of February 4, 1986 was called to order at 4:30 P.M., February 11, 1986 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. Hullum  
   Michael Lewis

Others present:    Paul Shows  
   Jim Borsig  
   Mike Waites  
   and many others

The Mayor declared a quorum present and declared the City Council in session. WHEREAS, the hour of 4:30 P.M. having arrived the Mayor and Board of Aldermen proceeded to publicly open and read the sealed bids for the following:

EPA CONTRACT # 1

1. Hemphill Construction Co. - \$2,239,323.30
2. Hays Construction Co. - \$2,139,905.75
3. Magnolia Construction Co. - \$3,943,681.85
4. Rolland Pugh Const. - \$3,495,856.00
5. Associated Construction - \$2,071,580.50

EPA CONTRACT # 2

1. Hemphill Construction Co. - \$1,333,975.30
2. Hays Construction - \$1,757,609.58
3. Magnolia Construction - \$1,603,296.25
4. Rolland Pugh Construction - \$2,498,384.00
5. Associated Const. - \$1,719,615.00
6. Joseph P. Thweatt, Inc. - \$1,675,873.30
7. J. W. & R Const. - \$1,355,635.25
8. Thomas H. Heard - \$1,545,077.60

BID CDBG

1. Carter & Mullins - \$1,014,903.70
2. Hemphill Const. - \$846,053.25
3. Rolland Pugh Const. - \$843,100.00
4. Associated Const. - \$1,239,248.00
5. John Plott Co., Inc. - \$1,037,298.10

THEREUPON, Alderman Boutwell made a motion to take the foregoing bids under advisement subject to the engineers tabulations. Alderman Lewis seconded the motion.

Those present and voting "AYE":	W. E. Boutwell Michael Lewis Leroy Scott R. L. Hullum	Those present and voting "NAY":	none
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(W. H. Campbell left)

WHEREAS, City Attorney Thomas Tyner presented the easement from Alexander Materials with an amendment to permit Alexander Materials to continue to remove sand and gravel from the premises and for the City to erect and maintain a chain link fence across the Northern boundary with a gate to allow Alexander Materials access to their property. Mr. Tyner recommended the easement be accepted.

THEREUPON, Alderman Boutwell made a motion that the easement with amendments be accepted from Alexander Materials and that the Mayor is authorized to execute approval on behalf of the City. Alderman Scott seconded the motion.

Those present and voting "AYE":	W. E. Boutwell Michael Lewis Leroy Scott R. L. Hullum
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Those present and voting "NAY":	None
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WHEREAS, City Attorney Thomas Tyner presented the following easement agreement with the added provision that the City agrees to indemnify and hold Mississippi Power harmless from and against certain damages and losses, actions or causes of action of such kind and character that they may suffer, incur or sustain by reason of any damage to or destruction of any improvements or structures of Mississippi Power Company as a result of the use of the easement by the City of Petal.

THEREUPON, Alderman Boutwell made a motion to accept the easement agreement as proposed by Mississippi Power Company. Alderman Scott seconded the motion.

Those present and voting "AYE":	W. E. Boutwell Michael Lewis Leroy Scott R. L. Hullum
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Those present and voting "NAY":	None
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STATE OF MISSISSIPPI  
COUNTY OF FORREST

EASEMENT AGREEMENT

FOR A VALUABLE CONSIDERATION, the receipt and sufficiency of which are hereby acknowledged, the undersigned MISSISSIPPI POWER COMPANY, a Mississippi corporation, hereinafter referred to as "Grantor," does hereby convey and grant unto the CITY OF PETAL, MISSISSIPPI, a municipal corporation, its successors and assigns, hereinafter referred to as the "Grantee," the assignable right, power, privilege and easement continually to conduct clearing operations upon and, when caused by natural flooding, occasionally to overflow, flood and submerge the land described in Exhibit A attached hereto, and made a part hereof for all purposes, in connection with the clearing, construction, operation and maintenance of the floodway as described in the report entitled "Leaf And Bowie Rivers At Hattiesburg And Petal, Mississippi - Detailed Project Report And Environmental Impact Statement," to the extent defined, described and delineated in that portion of said report attached hereto as Exhibit B, and made a part hereof for all purposes, consisting of pages 141, 142, 145, 146, 147 and 148, and Figure No. 22 of said report, prepared by the District Engineer, U.S. Army Engineer District, Mobile, Alabama, dated August 1983, approved by the Secretary of the Army on the 24th day of September, 1985, and approved by the Chief of Engineers, U.S. Army, Washington, D.C., on the 3rd day of October, 1985, as it existed on the 3rd day of October, 1985, as authorized by the Flood Control Act of 1948, as amended, which floodway is hereinafter referred to as the "Floodway Project"; including the continuing right to clear and remove any brush, debris and natural obstructions which, in the opinion of the representative of the Grantee in charge of the Floodway Project, may be reasonably detrimental to the Floodway Project. The easement conveyed hereby is subject to all existing structures

and improvements of the Grantor on the above described real property and to easements for, or uses of, roads, public utilities, railroads and pipelines and subject to all interests in and to all of the oil, gas and other minerals in, on and under the above described real property.

The Grantor shall have, and it hereby expressly retains, the right and option to rebuild, re-establish, maintain and operate a railroad line over and across the existing railroad roadbed over and across, or in close proximity to, the above described real property and to increase the elevation of said roadbed if Grantor deems such either necessary or desirable.

By the acceptance of this easement agreement and the exercise of the rights granted hereby, the Grantee, its successors and assigns, agrees that it will indemnify and hold the Grantor, its successors and assigns, free and harmless from and against any and all damages or losses, actions or causes of action of every kind and character that the Grantor may suffer, incur or sustain by reason of any damage to or destruction of any improvements or structures of the Grantor, either within or without the easement area, or injury to persons arising out of, resulting from or caused by the exercise and use by the Grantee, its successors and assigns, of the rights and easement hereby granted.

This conveyance is made solely for the purpose of enabling the Grantee, its successors and assigns, to construct, operate and maintain the Floodway Project. In the event the Grantee, its successors or assigns, has not let the contract and contracted for the construction of the Floodway Project, and the construction of the Floodway Project has not commenced and is being pursued with due diligence, on or before March 1, 1987, then, and in such event, the right, title and interest of the Grantee, its successors and assigns, in and to the above described real property granted hereby, shall automatically terminate and be of no further legal force or effect and said right, title and

interest shall revert to the Grantor, its successors and assigns.

-2-

In the event that portion of the Floodway Project located on or relating to the above described real property ceases to be used, operated and maintained by the Grantee, its successors and assigns, for floodway purposes, then, and in such event, the right, title and interest of the Grantee, its successors and assigns, in and to the above described real property granted hereby shall automatically terminate and be of no further legal force or effect and said right, title and interest shall revert to the Grantor, its successors and assigns.

The grant of this easement shall neither prevent nor prohibit the Grantor, its successors and assigns, from hereafter constructing, operating and maintaining structures and improvements in the easement area, when the construction, operation and maintenance of such structures and improvements have been approved and authorized under the Floodplain Management Ordinance of the City of Petal, Mississippi, being Ordinance No. 1980(46), as presently enacted and hereafter from time to time amended, and such right is hereby expressly reserved by the Grantor.

WITNESS the signature of Mississippi Power Company by its duly authorized President on this 5<sup>th</sup> day of February, A.D., 1986.

MISSISSIPPI POWER COMPANY

By Alan R. Barton *eat*  
Alan R. Barton, President

STATE OF MISSISSIPPI  
COUNTY OF HARRISON

Personally appeared before me, the undersigned authority in and for said State and County, ALAN R. BARTON, President of Mississippi Power Company, a Mississippi corporation, who acknowledged that he signed, executed and delivered the above and foregoing instrument on the day and year therein mentioned for and on behalf, in the name and as the act and deed of said corporation, he being duly authorized so to do.

GIVEN under my hand and official seal on this 5<sup>th</sup> day of February, A. D., 1986.

Ann W. Lloyd  
Notary Public

My Commission Expires: 2-12-87

WHEREAS, Mayor Smith requested the wishes of the Board concerning the appointment to the PMSSD Board of Trustees.

THEREUPON, Alderman Boutwell made a motion to reappoint Jack Gay, Jr., to a five year term as Trustee of the PMSSD. Alderman Lewis seconded the motion.

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

Those present and voting "NAY":       None

WHEREAS, Mayor Smith stated that the City has received the funds from the State Highway Department for the final payment on the North Main Street Project.

THEREUPON, Alderman Boutwell made a motion to pay Warren Paving \$57,379.19 and Shows and Dearman \$846.00 as final payments on the North Main Street Project. Alderman Scott seconded the motion.

Those present and voting "AYE":       W. E. Boutwell   Those present and voting "NAY"  
  Michael Lewis       None  
  Leroy Scott  
  R. L. Hulum

(Alderman Hulum left)

WHEREAS, Mayor Smith presented the following letter of resignation from Marilyn Schwandt, Deputy Tax Collector, effective February 28, 1986.

Mayor and Board of Aldermen and Priscilla:

With a great deal of thought I have decided to tender my resignation effective February 28, 1986.

I want to thank you for giving me this great opportunity to work for you and the City.

I would like to be paid for my vacation and any accrued vacation time on my final check.

Thank you again,

/s/ Marilyn Schwandt

THEREUPON, Alderman Lewis made a motion to accept Mrs. Schwandt's resignation and to approve payment of accrued vacation. Alderman Scott seconded the motion.

Those present and voting "AYE":       W. E. Boutwell  
  Michael Lewis  
  Leroy Scott

Those present and voting "NAY":       None

WHEREAS, Alderman Boutwell stated that the Street Department has reached an agreement with Edward L. Hinton to drive the pilings on the bridge on South Main Street and requested approval of the payment of his claim of \$400.00 as soon as job is completed.

THEREUPON, Alderman Scott made a motion to pay the \$400.00 claim for Edward L. Hinton. Alderman Boutwell seconded the motion.

Those present and voting "AYE":       W. E. Boutwell  
  Michael Lewis  
  Leroy Scott

Those present and voting "NAY":       None

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

Those present and voting "AYE":       W. E. Boutwell  
  Michael Lewis  
  Leroy Scott

Those present and voting "NAY":       None

THEREUPON, Alderman Scott made a motion to adjourn the executive session.

Alderman Boutwell seconded the motion.

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

Those present and voting "NAY":       None

WHEREAS, Alderman Boutwell made a motion to adopt the following order hiring Carolyn Graves at an annual salary of \$11,500.00 effective February 13, 1986.

Alderman Scott seconded the motion.

#### ORDER

WHEREAS, the Mayor and Board of Aldermen deem it necessary to employ help in the Financial Department of the City of Petal.

IT IS THEREFORE ORDERED that Carolyn Graves be and she is hereby employed in the Financial Department of the City of Petal, Mississippi effective February 13, 1986 at a rate of pay of \$11,500.00 annually until further orders of the Mayor and Board of Aldermen.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi on this the 11th day of February, A.D., 1986.

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

Those present and voting "NAY":       None

WHEREAS, Alderman Scott made a motion to authorize the City Clerk to advertise for bids for the following equipment for the Petal Fire Department:

- 1) Breathing Apparatus
- 2) Time Log (Time Code Generator Reader)
- 3) Hydraulic Rescue tool
- 4) Communications recording system

Alderman Lewis seconded the motion.

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

Those present and voting "NAY":       None

WHEREAS, the City Clerk requested permission to attend the Municipal Clerks Seminar to be held in Natchez March 12-14, 1986.

THEREUPON, Alderman Lewis made a motion to authorize the City Clerk to attend the Municipal Clerks seminar and to pay appropriate expenses. Alderman Scott seconded the motion.

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

Those present and voting "NAY":       None

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

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

Those present and voting "NAY":       None



There being no further business the regular recessed meeting of February 4, 1986, was adjourned on this the 11th day of February, A.D., 1986.

*Sidney O. Smith*  
MAYOR SIDNEY O. SMITH

(SEAL)

ATTEST:

*Priscilla C. Daniel*  
PRISCILLA C. DANIEL, CITY CLERK

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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 P.M., on February 18, 1986 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 Michael Lewis R. L. Hullum
Others present:	Paul Shows John Efir and others

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

The minutes of the regular meeting of February 4, 1986 were read by Thomas Tyner.

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

Those present and voting "AYE":	W. E. Boutwell W. H. Campbell Leroy Scott Michael Lewis R. L. Hullum
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Those present and voting "NAY": None

The minutes of the recessed meeting of February 11, 1986 were read by Thomas Tyner.

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. E. Boutwell R. L. Hullum Leroy Scott Michael Lewis
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Those present and voting "NAY": None

(Alderman Campbell abstained)