

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 April 5, 1988 at 7:30 P.M. in the Board Room of said City.

Those present	Mayor Sidney O. Smith
City Attorney	Thomas Tyner
Aldermen	W. H. Campbell R. L. Hullum Leroy Scott
Others present	Paul Shows Mike Waits Coy Joe Coston and others

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

WHEREAS Alderman Campbell made a motion that the minutes of the regular meeting of March 15, 1988 be accepted as written. Alderman Scott seconded the motion.

Those present and voting "AYE":	W. H. Campbell R. L. Hullum Leroy Scott
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Those present and voting "NAY":	None
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WHEREAS Mayor Smith called for public comment.

THEREUPON Coy Joe Coston addressed the Board concerning the removal of the Oak tree on Central Ave. in front of Gibson's Pharmacy. Mr. Coston stated that he was told that the tree was on right-of-way given to the City by John Anderson, owner of Gibson's Pharmacy, and the tree obstructs the vision of motorists leaving the pharmacy's parking lot, thereby causing a hazardous situation. Mr. Coston also stated that the portable sign in front of Corley's Fruit Stand obstructs the vision of motorists pulling out onto Central Avenue.

THEREUPON Mr. Coston was advised that the Oak tree is not on the City's right-of way and the removal would be Mr. Anderson's responsibility and the City would ask the inspector to check Corley's sign for a possible violation of the City's ordinance regulating signs.

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 installation of the Emergency Power System at Water Plant C. The bids read as follows, to-wit:

Palmer Electric P.O. Box 525 Petal, Ms 39465	\$6,790.00
Graves Electric Company P.O. Box 635 Sumrall, Ms 39482	\$6,489.00

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

Those present and voting "AYE":	W. H. Campbell R. L. Hullum Leroy Scott
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Those present and voting "NAY":	None
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WHEREAS Mayor Smith presented a letter from the Petal Planning Commission recommending that the Board grant Jack Odom's request for rezoning from R-2 to C-2 for his property at 104, 106 and 108 Carterville Road.

THEREUPON Alderman Scot requested that this matter be tabled until the next meeting in order to allow him time to investigate the matter.

WHEREAS Mayor Smith presented a request for a zoning hearing from Quentin Lee.

THEREUPON Alderman Scott made a motion that the zoning hearing from Quentin Lee's property be set for 7:30 P.M. on April 26, 1988. Alderman Campbell seconded the motion.

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

Those present and voting "NAY": None

WHEREAS Mayor Smith presented the following letter of resignation from William G. Barlow Building Inspector and Zoning Administrator for the City of Petal to be effective April 15, 1988. The letter reads as follows, to-wit:

Mayor Sidney Smith  
City of Petal

Please accept my resignation as City Building Inspector effective 4/15/88.

I would like to thank everyone, especially you, the Board of Aldermen, Priscilla, the City Attorney, and the office personnel for all the help and cooperation that was extended to me.

I shall always be grateful for working with this administration as you have accomplished so much for the people of Petal. It is a record that you and the aldermen can be extremely proud of.

If I can ever be of service, please call on me.

Sincerely,

/s/ Bill Barlow  
William G. Barlow

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THEREUPON Alderman Scott made a motion to accept Mr. Barlow's resignation.

Alderman Campbell seconded the motion.

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

Those present and voting "NAY": None

WHEREAS Mayor Smith stated that he would like to recommend Lowery Ridgway for the position of Building Inspector and Zoning Administrator.

THEREUPON Alderman Campbell made a motion to adopt the following order hiring Lowery Ridgway as Building Inspector and Zoning Administrator effective April 16, 1988 at a salary of \$6,000.00 per year. Alderman Scott seconded the motion.

SEE

ORDER

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ORDER

WHEREAS the Mayor and Board of Aldermen deem it necessary to hire a Building Inspector and Zoning Administrator for the City of Petal, Mississippi.

IT IS THEREFORE ORDERED that Lowery Ridgway be and he is hereby employed as part-time Building Inspector and Zoning Administrator effective 4/16/88 at a rate of pay of \$6,000.00 per year. Until further orders of the Mayor and Board of Aldermen of the City of Petal.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi on this the 5th day of April, A.D., 1988.

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

Those present and voting "NAY": None

WHEREAS Mayor Smith presented the folowig order to hire Tommy Lynn Clayton to replcae Johnny McClure in the Sanitation Department.

THEREUPON Alderman Campbell made a motion to adopt the following order hiring Tommy Lynn Clayton in the Sanitation Department at a rate of \$5.00 per hour effective April 1, 1988. Alderman Scott seconded the motion.

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

Those present and voting "NAY": None

ORDER

WHEREAS the Mayor andBoard of Aldermen of the City of Petal, Mississippi Deem it necessary to hire help in the Sanitation Department.

IT IS THEREFORE ORDERED that Tommy Lynn Clayton be and he is hereby employed in the Sanitation Departmenteffective April 1, 1988 and at a rate of pay of \$5.00 per hour until further orders of the Mayor and Board of Aldermen of the City of Petal.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the 5th day of April, A.D., 1988.

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WHEREAS Mayor Smith presented the following order to hireRobert D. Simmons to replace Mr. Weatherford in the Street Department.

THEREUPON Alderman Campbell made a motion to adopt the following order hiring Robert D. Simmons in the Street Department at a rate of pay of \$5.00 per hour subject to his pre-employment physical report. Alderman Scott seconded the motion.

ORDER

WHEREAS the Mayor and Board of Aldermen of theCity of Petal, Mississippi deem it necessary to hire help in the Street Department.

IT IS THEREFORE ORDERED that Robert D. Simmons be and he is hereby employed in the Street Department effective 4-11-88 and at a rate of pay of \$5.00 per hour until further orders of the Mayor and Board of Aldermen of the City of Petal.

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

Those present and voting "NAY":       None

THEREUPON Alderman Scott made a motion to set aside the previous orders hiring Tommy Lynn Clayton and Robert D. Simmons. Alderman Hullum seconded the motion.

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

Those present and voting "NAY":       None

THEREUPON Alderman Scott made a motion to adopt the following orders hiring Tommy Lynn Clayton and Robert D. Simmons at \$4.75 per hour. Alderman Hullum seconded the motion.

ORDER

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

IT IS THEREFORE ORDERED that Tommy Lynn Clayton be and he is hereby employed in the Sanitation Department effective April 1, 1988 and at a rate of pay of \$4.75 per hour until further orders of the Mayor and Board of Aldermen of the City of Petal.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the 5th day of April, A.D., 1988.

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ORDER

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

IT IS THEREFORE ORDERED that Robert D. Simmons be and he is hereby employed in the Street Department effective 4/11/88 and at a rate of pay of \$4.75 per hour until further orders of the Mayor and Board of Aldermen of the City of Petal.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Ms on this the 5th day of April, A.D., 1988.

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

Those present and voting "NAY":       None

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

- a) Notice to Interested Parties - Carter-Mullins
- b) Notice to Interested Parties - W. T. Construction Company
- c) Public Notice - Rivers zoning request
- d) Public Notice - Delinquent Tax Sale
- e) Notice to Bidders - Emergency Power System Connection

THEREUPON Alderman Hullum made a motion that the foregoing proofs of publication be accepted and filed. Alderman Scott seconded the motion.

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

Those present and voting "NAY":       None

WHEREAS Paul Shows stated that EPA has requested summary of change orders memorandum of negotiation from the City of Petal.

SUMMARY CHANGE ORDER  
 CONTRACT NO. 1  
 EPA PROJECT NO. C280591020  
 PETAL, MISSISSIPPI

ITEM NO.	ITEM	CONTRACT QUANTITY	UNIT	UNIT PRICE	TOTAL UNIT COST	IN-PLACE QUANTITIES	QUANTITIES		COST		TOTAL COMPLETED COST
							OVER	UNDER	OVER	UNDER	
1-36	48" Drop Manhole 8-12	2	EA	2300.	4,600.00	1		1		2,300.00	2,300.00
1-37	48" Drop Manhole 12-16	4	EA	2400.	9,600.00	3		1		2,400.00	7,200.00
1-38	48" Drop Manhole 16-20	1	EA	2600.	2,600.00	1	0	0			2,600.00
1-39	48" Drop Manhole 20-24	2	EA	2850.	5,700.00	1		1		2,850.00	2,850.00
1-40	60" Standard Manhole 12-16	1	EA	2450.	2,450.00	1	0	0			2,450.00
1-41	60" Standard Manhole 16-20	5	EA	2900.	14,500.00	2		3		8,700.00	5,800.00
1-42	60" Standard Manhole 20-24	2	EA	3400.	6,800.00	3	1		3,400.00		10,200.00
1-43	60" Drop Manhole 20-24	1	EA	5900.	5,900.00	1	0	0			5,900.00
1-44	Undercut & Backfill with Granular Bedding	400	CY	12.	4,800.00	352.1		47.9		574.80	4,225.20
1-45	Removal & Replacement of Asphalt Pavement	4,990	SY	10.	49,900.00	7,140	2150		21,500.00		71,400.00
1-46	4" Force Main	1,885	LF	3.5	6,597.50	2,264	379		1,326.50		7,924.00
1-47	6" Force Main	2,473	LF	5.	12,365.00	2,373		100		500.00	11,865.00
1-48	Pump Station No. 1	1	LS	37000.	37,000.00	1	0	0			37,000.00
1-49	Pump Station No. 2	1	LS	36000.	36,000.00	1	0	0			36,000.00
1-50	Pump Station No. CPI	1	LS	49000.	49,000.00	1	0	0			49,000.00
1-51	Concrete Driveways	200	SY	20.	4,000.00	155.1		44.9		898.00	3,102.00
1-52	Clay Gravel	80	CY	10.	800.00	30		50		500.00	300.00
1-53	Well Pointing	13,800	LF	11.2	154,560.00	10,266	3534		39,580.80		114,979.20
1-54	Pipe	20	EA	250.	5,000.00	11		9		2,250.00	2,750.00
CO#1	18"x18"x6" TEE	20	EA	300.	6,000.00	19		1		300.00	5,700.00
CO#1	12"x12"x6" TEE	17	EA	50.	850.00	15		2		100.00	750.00
CO#1	8"x8"x6" TEE	16	EA	20.	320.00	14		2		40.00	280.00
CO#1	8" D.I.P. T.J Poly Lined	18	LF	30.	540.00	36	18		540.00		1,080.00
	60" Standard Manhole 24-28	3	EA	4000.	12,000.00	3	0	0	12000.00		12,000.00
	Tie-in to Existing Manhole	1	EA	350.	350.00	1	0	0	350.00		350.00
	Select Backfill Material	80	CY	5.25	420.00	80	0	0	420.00		420.00
	Air Relief Valve	1	EA	500.	500.00	0	0	1	500.00		500.00
	Manholes 60" to 48"	13	EA	100.	1,300.00	0	0	13	1,300.00		1,300.00
	TOTAL EPA ELIGIBLE				2,079,290.50				209,419.00	181,658.10	2,107,051.40
1-55	6" PVC, SDR 26 Sewer Pipe	1,075	LF	7.8	8,385.00	1,452	377		2,940.60		11,325.60
1-56	6" PVC, Sewer 1/8 Bends	43	EA	5.0	215.00	17		26		130.00	85.00
1-57	6" PVC, Sewer Plugs	43	EA	5.0	215.00	55	12		60.00		275.00
	TOTAL EPA INELIGIBLE				8,815.00				3,000.60	130.00	11,685.60
	TOTAL ADJUSTED CONTRACT AMOUNT				2,088,105.50				212,419.60	181,788.10	2,118,737.00

SUMMARY CHANGE ORDER  
 CONTRACT NO. 1  
 EPA PROJECT NO. C280591020  
 PETAL, MISSISSIPPI

ITEM NO.	ITEM	CONTRACT QUANTITY	UNIT	UNIT PRICE	TOTAL UNIT COST	IN-PLACE QUANTITIES	QUANTITIES		COST		TOTAL COMPLETED COST
							OVER	UNDER	OVER	UNDER	
1-1	36" RCCP, CL 76, III 4-8	125	LF	65.	8,125.00	522	397		25,805.00		33,930.00
1-2	36" RCCP, CL 76, III 8-12	1,570	LF	69.5	109,115.00	1,133		437	30,371.50		78,743.50
1-3	36" RCCP, CL 76, III 12-16	92	LF	93.5	8,602.00	139	47		4,394.50		12,996.50
1-4	36" RCCP, CL 76, III 16-20	25	LF	107.	2,675.00	13		12		1,284.00	1,391.00
1-5	36" RCCP, CL 76, IV 16-20	50	LF	113.	5,650.00	110	60		6,780.00		12,430.00
1-6	36" RCCP, CL 76, IV 20-24	434	LF	140.	60,760.00	483	49		6,860.00		67,620.00
1-7	36" RCCP, CL 76, IV 24-28	825	LF	193.	159,225.00	786		39		7,527.00	151,698.00
1-8	24" RCCP, CL 76, III 4-8	225	LF	53.	11,925.00	12		213		11,289.00	636.00
1-9	24" RCCP, CL 76, III 8-12	2,370	LF	57.5	136,275.00	2,173		197		11,327.50	124,947.50
1-10	24" RCCP, CL 76, III 12-16	425	LF	66.5	28,262.50	817	392		26,068.00		54,330.50
1-11	24" RCCP, CL 76, IV 12-16	1,225	LF	69.	84,525.00	1,293	68		4,692.00		89,217.00
1-12	24" RCCP, CL 76, IV 16-20	225	LF	89.	20,025.00	248	23		2,047.00		22,072.00
1-13	24" RCCP, CL 76, IV 20-24	66	LF	125.	8,250.00	0		66		8,250.00	00.00
1-14	18" RCCP, CL 76, III 4-8	2,755	LF	43.	118,465.00	2,925	170		7,310.00		125,775.00
1-15	18" RCCP, CL 76, III 8-12	1,433	LF	52.	74,516.00	1,163		270		14,040.00	60,476.00
1-16	18" RCCP, CL 76, IV 8-12	1,307	LF	57.	74,499.00	1,045		262		14,934.00	59,565.00
1-17	18" RCCP, CL 76, IV 12-16	2,922	LF	80.	233,760.00	3,141	219		17,520.00		251,280.00
1-18	18" RCCP, CL 76, IV 16-20	1,525	LF	86.	131,150.00	1,722	197		16,942.00		148,092.00
1-19	18" RCCP, CL 76, V 16-20	25	LF	87.	2,175.00	40	15		1,305.00		3,480.00
1-20	18" RCCP, CL 76, V 20-24	450	LF	115.	51,750.00	545	95		10,925.00		62,675.00
1-21	18" RCCP, CL 76, V 24-28	525	LF	143.	75,075.00	534	9		1,287.00		76,362.00
1-22	18" RCCP, CL 76, III, Bored and Jacked	65	LF	200.	13,000.00	65	0	0			13,000.00
1-23	15" RCCP, CL 76, IV 12-16	42	LF	200.	8,400.00	58	16		3,200.00		11,600.00
1-24	12" RCCP, CL 76, III 4-8	1,662	LF	27.	44,874.00	1,472		190		5,130.00	37,744.00
1-25	12" RCCP, CL 76, III 8-12	917	LF	38.	34,846.00	1,014	97		3,686.00		38,532.00
1-26	12" RCCP, CL 76, IV 8-12	250	LF	39.	9,750.00	364	114		4,446.00		14,196.00
1-27	12" RCCP, CL 76, IV 12-18	92	LF	58.	5,336.00	63		29		1,682.00	3,654.00
1-28	8" PVC, SDR 35 4-8	2,065	LF	16.5	34,072.50	1,942		123		2,029.50	32,043.00
1-29	8" PVC, SDR 35 8-12	325	LF	33.	10,725.00	880	555		18,315.00		29,040.00
1-30	48" Standard Manhole 0-8	14	EA	1000.	14,000.00	19	5		5,000.00		19,000.00
1-31	48" Standard Manhole 8-12	22	EA	1200.	26,400.00	21		1		1,200.00	25,200.00
1-32	48" Standard Manhole 12-16	11	EA	1400.	15,400.00	11	0	0			15,400.00
1-33	48" Standard Manhole 16-20	12	EA	1650.	19,800.00	14	2		3,300.00		23,100.00
1-34	48" Standard Manhole 20-24	6	EA	1900.	11,400.00	2		4		7,600.00	3,800.00
1-35	48" Standard Manhole 24-28	3	EA	2200.	6,600.00	2		1		2,200.00	4,400.00

EPA ELIGIBLE

SUMMARY CHANGE ORDER  
 CONTRACT NO. 2  
 EPA PROJECT NO. C280591020  
 PETAL, MISSISSIPPI

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ITEM NO.	ITEM	CONTRACT QUANTITY	UNIT	UNIT PRICE	TOTAL UNIT COST	IN-PLACE QUANTITIES	QUANTITIES		COST		REMARKS
							OVER	UNDER	OVER	UNDER	
2-34	8" D.I. Sewer Pipe (CL51)	60	LF	24.00	1,440.00	320	260		6,240.00		
2-35	12" Steel Welded Csg. Bored or Jacked H/W Crossing	80	LF	70.00	5,600.00	80	0	0			
2-36	Concrete Driveways	350	SY	23.00	8,050.00	387.7	37.7		867.10		
2-37	Clay Gravel	60	CY	14.00	840.00	0		60		840.00	
2-38	Well Pointing	2,500	LF	6.25	15,625.00	0		2,500		15,625.00	
2-39	Pipe	18	EA	275.00	4,950.00	7		11		3,025.00	
TOTAL EPA ELIGIBLE					706,065.65				61,723.45	126,634.75	
CHANGE ORDER NO. 1					-563.94					-61,723.45	
NET CHANGE IN CONTRACT PRICE					-64,911.30					64,911.30	
TOTAL CONTRACT PRICE					640,590.41						

INELIGIBLE EPA

SUMMARY CHANGE ORDER  
 CONTRACT NO. 2  
 EPA PROJECT NO. C280591020  
 PETAL, MISSISSIPPI

ITEM NO.	ITEM	CONTRACT QUANTITY	UNIT	UNIT PRICE	TOTAL UNIT COST	IN-PLACE QUANTITIES	QUANTITIES		COST		REMARKS
							OVER	UNDER	OVER	UNDER	
3-1	8" PVC, Sewer Pipe (3'-6')	11,601	LF	9.65	111,949.65	9,651		1,950		18,817.50	
3-2	8" PVC, Sewer Pipe (6'-8')	5,710	LF	10.60	60,526.00	7,210	1,500		15,900.00		
3-3	8" PVC, Sewer Pipe (8'-10')	4,170	LF	12.75	53,167.50	2,457		1,713		21,840.75	
3-4	8" PVC, Sewer Pipe (10'-12')	2,085	LF	16.90	34,402.50	2,241	156		2,574.00		
3-5	8" PVC, 35 Sewer Pipe	425	LF	22.75	9,668.75	497	72		1,638.00		
3-6	48" Standard Manhole (3'-6')	33	EA	830.00	27,390.00	38	5		4,150.00		
3-7	48" Standard Manhole (6'-8')	20	EA	970.00	19,400.00	16		4		3,880.00	
3-8	48" Standard Manhole (8'-10')	9	EA	1113.00	10,017.00	10	1		1,113.00		
3-9	48" Standard Manhole (10'-12')	6	EA	1290.00	7,740.00	8	2		2,580.00		
3-10	48" Standard Manhole (12'-14')	2	EA	1500.00	3,000.00	2	0				
3-11	48" Drop Manhole (12'-14')	1	EA	1830.00	1,830.00	0		1		1,830.00	
3-12	Undercut & Backfill with Granular Bedding	300	CY	17.50	5,250.00	0		300		5,250.00	
3-13	Removal & Replacement of Asphalt Pavement Base	3,683	SY	12.00	44,196.00	2,606		1,077		12,924.00	
3-14	4" PVC, SDR 26 160 P.S.I. Force Main	5,200	LF	3.90	20,280.00	5,148		52		202.80	
3-15	Pump Station No. 4	1	EA	L.S.	34,600.00	1	0	0			
3-16	Pump Station No. 5	1	EA	L.S.	34,900.00	1	0	0			
3-17	Pump Station No. 6	1	EA	L.S.	33,500.00	1	0	0			
3-18	6" PVC, SDR 35 Service Line	19,075	LF	4.90	93,467.50	13,518		5,557		27,229.30	
3-19	8"x8"x6" PVC SDR 35 Wyes	165	EA	17.25	2,846.25	166	1		17.25		
3-20	6" PVC SDR 35 1/8 Bends	545	EA	10.30	5,613.50	415		130		1,339.00	
3-21	12" Steel Welded Csg. Bored or Jacked H/W Crossing	70	LF	70.00	4,900.00	70	0	0			
3-22	Concrete Driveways	250	SY	23.00	5,750.00	355.7	105.7		2,431.10		
3-23	Clay Gravel	60	CY	14.00	840.00	0		60		840.00	
3-24	Pipe	17	EA	275.00	4,675.00	22	5		1,375.00		
TOTAL INELIGIBLE					629,909.65				31,778.35	94,153.35	
CHANGE ORDER NO. 1					-1,127.86					-31,778.35	
NET CHANGE IN CONTRACT PRICE					-62,375.00					62,375.00	
TOTAL CONTRACT PRICE					566,406.79						

EPA ELIGIBLE

SUMMARY CHANGE ORDER  
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 PETAL, MISSISSIPPI

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ITEM NO.	ITEM	CONTRACT QUANTITY	UNIT	UNIT PRICE	TOTAL UNIT COST	IN-PLACE QUANTITIES	QUANTITIES		COST		REMARKS
							OVER	UNDER	OVER	UNDER	
2-1	8" PVC, Sewer Pipe (3'-6')	17,350	LF	9.65	167,427.50	13,250		4,100		39,565.00	
2-2	8" PVC, Sewer Pipe (6'-8')	5,720	LF	10.60	60,632.00	7,516	1,796		19,037.60		
2-3	8" PVC, Sewer Pipe (8'-10')	2,955	LF	12.75	37,676.25	2,879		76		969.00	
2-4	8" PVC, Sewer Pipe (10'-12')	630	LF	16.50	10,395.00	1,855	1,225		20,212.50		
2-5	8" PVC, Sewer Pipe (12'-14')	995	LF	22.75	22,636.25	697		298		6,779.50	
2-6	8" PVC, Sewer Pipe (14'-16')	545	LF	29.00	15,805.00	512		33		957.00	
2-7	10" PVC, Sewer Pipe (6'-8')	870	LF	11.75	10,222.50	888	18		211.50		
2-8	10" PVC, Sewer Pipe (8'-10')	710	LF	13.90	9,869.00	733	23		319.70		
2-9	10" PVC, Sewer Pipe (10'-12')	120	LF	17.70	2,124.00	102		18		318.60	
2-10	10" PVC, Sewer Pipe (12'-14')	50	LF	23.90	1,195.00	39		11		262.90	
2-11	10" PVC, Sewer Pipe (14'-16')	135	LF	30.15	4,070.25	144	9		271.35		
2-12	10" PVC, Sewer Pipe	180	LF	40.15	7,227.00	157		23		923.45	
2-13	12" PVC, Sewer Pipe (3'-6')	695	LF	13.60	9,452.00	736	41		557.60		
2-14	12" PVC, Sewer Pipe (6'-8')	100	LF	14.60	1,460.00	281	181		2,642.60		
2-15	12" PVC, Sewer Pipe (8'-10')	150	LF	16.75	2,512.50	112		38		636.50	
2-16	12" PVC, Sewer Pipe (10'-12')	765	LF	22.40	17,136.00	733		32		716.80	
2-17	48" Standard Manhole (3'-6')	56	EA	830.00	46,480.00	54		2		1,660.00	
2-18	48" Standard Manhole (6'-8')	18	EA	970.00	17,460.00	22	4		3,880.00		
2-19	48" Standard Manhole (8'-10')	9	EA	1113.00	10,017.00	11	2		2,226.00		
2-20	48" Standard Manhole (10'-12')	9	EA	1290.00	11,610.00	3		6		7,740.00	
2-21	48" Standard Manhole (12'-14')	1	EA	1500.00	1,500.00	2	1		1,500.00		
2-22	48" Standard Manhole (14'-16')	2	EA	1700.00	3,400.00	3	1		1,700.00		
2-23	48" Drop Manhole (8'-10')	1	EA	1380.00	1,380.00	1	0	0			
2-24	48" Drop Manhole (10'-12')	4	EA	1620.00	6,480.00	3		1		1,620.00	
2-25	48" Drop Manhole (12'-14')	2	EA	1830.00	3,660.00	3	1		1,830.00		
2-26	Undercut & Backfill with Granular Bedding	1,000	CY	17.50	17,500.00	0		1,000		17,500.00	
2-27	Removal & Replacement of Asphalt Pavement and Base	10,325	SY	12.00	123,900.00	8,217		2,108		25,296.00	
2-28	4" PVC, 160 P.S.I. Force Main	1,300	LF	3.90	5,070.00	1,350	50		195.00		
2-29	Pump Station 0.7	1	EA	L.S.	31,500.00	1	0	0			
2-30	8"x8"x6" PVC, SDR 35 Wye	347	EA	17.20	5,968.40	222		125		2,150.00	
2-31	10"x10"x6" PVC, SDR 35 Wye	6	EA	32.50	195.00	7	1		32.50		
2-32	12"x12"x6" PVC, SDR 35 Wye	27	EA	50.00	1,350.00	26		1		50.00	
2-33	8" D.I. Sewer Pipe CL 51 on Piers	72	LF	31.25	2,250.00	72	0	0			

THEREUPON Alderman Scott made a motion to authorize the Mayor to execute the summary of change orders memorandum of negotiation. Alderman Campbell seconded the motion.

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

Those present and voting "NAY": None

WHEREAS Mayor Smith presented an itemized statement from Dixie Electric Power Association for the installation and hook up of the power for the sewer pumping station on the Three-Mile Cut-Off.

THEREUPON Alderman Scott made a motion that the City pay Dixie Electric Power Association \$2,449.54. Alderman Campbell seconded the motion.

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

Those present and voting "NAY": None

WHEREAS Alderman Hullum presented the following letter from the Petal Choral Booster Club concerning the invitation of the Petal High School Corians to perform at the Lincoln Center in New York City. Petal is the only high school in Mississippi invited to perform and will participate along with only five other high schools in the United States and requesting a financial donation from the City toward their expenses.

Mr. R. L. Hullum, Alderman  
 City of Petal  
 Petal, MS 39465

Dear Mr. Hullum:

The Petal High School Corians have been invited to perform at the Lincoln Center, Avery Fisher Hall, New York City, N.Y. The honorable invitation came from a recommendation from the Long Beach High Choral Director and from Jerry Jordan, Choral Director at Ole Miss. Petal is the only high school in Mississippi invited to perform and will participate along with only five other high schools in the United States.

This is quite an honor for our school, our city, and our state. There will be sixty-one students going to New York and eighteen chaperones. The students and the choral booster club have worked very hard raising funds for the trip. We would like to ask you to support these students through a financial donation to help them toward their expenses of the trip. The students will be in New York from April 15th through April 19th serving as ambassadors for the City of Petal.

THEREUPON Alderman Hullum made a finding that the students of the Petal High School Corians in their capacity as ambassadors of the City of Petal and the State of Mississippi and will bring into favorable notice the opportunities, possibilities and resources of the City of Petal and the State of Mississippi and made the motion to donate \$200.00 to help with their expenses. Alderman Scott seconded the motion.

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

Those present and voting "NAY":           None

WHEREAS Mayor Smith presented claims #5325 - 5599 of the City of Petal General Funds and the Petal Water & Sewer Funds.

THEREUPON Alderman Campbell made a motion to pay claims #5325 - 5599 of the City of Petal General Funds and the Petal Water & Sewer Funds. Alderman Scott seconded the motion.

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

Those present and voting "NAY":           None

WHEREAS Alderman Scott made a motion the raise the umpires at the City Park to \$8.00 per game and to raise the tournament fees to \$125.00. Alderman Campbell seconded the motion.

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

Those present and voting "NAY":           None

WHEREAS Alderman Campbell made a motion to enter into executive session to discuss pending litigation. Alderman Scott seconded the motion.

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

Those present and voting "NAY":           None

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

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

Those present and voting "NAY":           None

WHEREAS Mayor Smith then advised the Board that he has not received a reply to the letter sent to Alderman Boutwell by the Mayor and Board dated March 15, 1988.

WHEREAS the Mayor then inquired of the individual members of the Board as to whether they had received any response from Alderman Boutwell as requested in the Board's letter of March 15, 1988. Alderman Campbell, Alderman Scott and Alderman Hullum stated that they had received no reply or response.

THEREUPON City Clerk, Priscilla C. Daniel, stated that the City had not received a reply or response from Alderman Boutwell as requested in the Board's letter to him of March 15, 1988.

THEREUPON, City Attorney Tom Tyner, then reported that Mr. Boutwell's attorney, Jay L. Jernigan, has forwarded to him a letter dated March 28, 1988, which read as follows:

SEE

LETTER



P.O. Box 427

OFFICE 544-1422  
HOME 582-1751

JAY L. JERNIGAN  
A PROFESSIONAL ASSOCIATION  
ATTORNEY AT LAW  
121 WEST FRONT STREET  
HATTIESBURG, MS 39403-0427

March 28, 1988

Honorable Thomas W. Tyner  
Post Office Drawer 750  
Hattiesburg, Mississippi 39401

Re: Boutwell v. City of Petal, et al  
U.S. District Court for the Southern  
District; Civil Action No: H88-0025(W)

Dear Tom:

Enclosed herewith please find the check made payable to  
William E. Boutwell from the City of Petal.

We are returning the check, as we have formally resigned as  
Alderman with the City of Petal.

Thanking you for your attention to this matter and with  
kindest regards, I remain

Sincerely,

  
Jay L. Jernigan

JLJ/maw  
Enclosures

Mr. Tyner further reported that he had spoken to Mr. Jernigan on the telephone on the morning of April 4, 1988, and was advised by Mr. Jernigan, as Alderman Boutwell's attorney, that there would be no response by Mr. Boutwell to the letter of the Mayor and Board of Aldermen dated March 15, 1988.

THEREUPON after discussion, Alderman Campbell made a motion finding that after due and deliberate investigation and inquiry, as well as the lack of cooperation on behalf of Alderman Boutwell, the allegations set forth in Mr. Boutwell's letter of March 11, 1988, That: "numerous threats"....have been made against against me by the City Officials in Petal....", was false and that no threats had been made against Alderman Boutwell by any official of the City of Petal. Alderman Hullum seconded the motion.

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

Those present and voting "NAY": None

WHEREAS Mayor Smith then requested the wishes of the Board concerning Alderman Boutwell's resignation.

THEREUPON after discussion, Alderman Scott made a motion, based on Alderman Boutwell's letter to the Mayor and Board of Aldermen dated March 11, 1988, the letter from Mr. Jernigan, Boutwell's attorney to Mr. Tyner, City Attorney, dated March 28, 1988, and Mr. Boutwell's failure to cooperate with the Board's investigation concerning the allegations in Mr. Boutwell's letter of March 11, 1988, that Alderman Boutwell's resignation be accepted effective April 5, 1988. Alderman Hullum seconded the motion.

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

Those present and voting "NAY": None

WHEREAS Alderman Campbell made a motion to authorize the City Officials to attend the Mississippi Municipal Association Convention in Biloxi, June 15-18, 1988 and to pay their expenses. Alderman Scott seconded the motion.

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

Those present and voting "NAY": None

WHEREAS Alderman Campbell made a motion to authorize the Court Clerk, Elizabeth Brewer to attend the MMA convention in Biloxi, June 15-18, 1988 and to pay her expenses. Alderman Hullum seconded the motion.

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

Those present and voting "NAY": None

WHEREAS Mayor Smith presented a proposal from Wright & King, CPA firm to prepare the City's 1987-88 audit.

THEREUPON Alderman Hullum made a motion to hire the firm of Wright & King, CPA to prepare the City's 1987-88 audit report. Alderman Scott seconded the motion.

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

Those present and voting "NAY": None

WHEREAS Alderman Hullum made a motion to adopt the following order to hold a special election to fill the unexpired term of Alderman Boutwell on May 10, 1988. Alderman Scott seconded the motion.

O R D E R

ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi that a special election shall be held within the City of Petal, Mississippi for the election of an Alderman-at-large; and

WHEREAS, W. E. Boutwell, Alderman-at-large of the City of Petal, Mississippi has resigned as Alderman-at-large of the City of Petal, Mississippi; and

WHEREAS, the unexpired portion of the term of W. E. Boutwell's office exceeds six months;

NOW THEREFORE, BE IT ORDERED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI, AS FOLLOWS, TO-WIT:

SO ORDERED, that a special election is hereby called on Tuesday, May 10, 1988, within the City of Petal, Mississippi for the purpose of electing an Alderman-at-large in the City of Petal, Mississippi, and

SO ORDERED, at the said special election all qualified electors of this city are entitled to vote in the said special election, and

SO ORDERED. the said special election shall be held

said election to be published not less than 30 days prior to such election.

SO ORDERED that the Clerk of said City of Petal, Mississippi, shall give not less than 30 days notice of said special election by posting notice thereof in three (3) public places within the municipality, and by publication in some newspaper having a general circulation in the City of Petal, Mississippi, and qualified under Chapter 427 of Laws of Mississippi, 1948. The said notice shall be published once each week for three (3) consecutive weeks. The said notice shall be in substantially the following form to-wit:

NOTICE OF SPECIAL ELECTION FOR ALDERMAN-AT-LARGE CITY OF PETAL, MISSISSIPPI

Notice is hereby given to the qualified electors of the City of Petal, Mississippi that a special election will be held in the said City of Petal, Mississippi, on Tuesday May 10, 1988, for the purpose of submitting to the qualified electors of the said City the election of an Alderman-at-large of the City of Petal, Mississippi.

The said election will be held in the following polling places within the said City of Petal, Mississippi.

Petal-Leeville Precinct  
221 West Fifth Avenue

Petal Junior High School Precinct  
Petal Junior High School Gym

W. L. Smith Elementary School Precinct  
400 Hillcrest Loop

The polls of said election will be opened at the hour of 7:00 o'clock A.M. and will be kept open until the hour of 7:00 o'clock P.M. of the aforesaid date and the said election shall be held and conducted, as far as practicable in accordance with the laws regulating special elections in the State of Mississippi and in the City of Petal, Mississippi.

By Order of the Mayor and Board of Aldermen of the City of Petal, Mississippi, this the 5th day of April, 1988.

Priscilla C. Daniel  
City Clerk

SO ORDERED that the said special election shall be held and conducted by the Election Commissioners within and for the City of Petal, Mississippi, and shall be conducted

as far as practicable in accordance with the laws regulating special elections in the State of Mississippi, and in the City of Petal, Mississippi. When the said Election Commissioners shall have received the returns of said election and ascertained the results thereof, they shall after having canvassed the same, forthwith make return thereof to the Mayor and Board of Aldermen a report setting forth their actions in the holding of said election and the results thereof.

SO ORDERED Election Commissioner, Lesley W. Lee, is hereby appointed to have the ballots printed. The said ballots to be used at said special election shall be in substantially the following form, to-wit:

OFFICIAL BALLOT  
SPECIAL ELECTION  
CITY OF PETAL, MISSISSIPPI  
TUESDAY, May 10, 1988  
FOR ALDERMAN-AT-LARGE  
CITY OF PETAL, MISSISSIPPI

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(Place a cross (x) or check mark ( ) opposite your choice on the ballot.)

On the reverse side of each ballot there shall be printed substantially the following:

OFFICIAL BALLOT  
SPECIAL ELECTION FOR ALDERMAN-AT-LARGE  
CITY OF PETAL, MISSISSIPPI  
TUESDAY MAY 10, 1988

AND SO ORDERED, that if no candidate should receive a majority of the votes cast at such special election and that it should become necessary to hold a run-off election between the two candidates receiving the highest number of votes, such run-off election shall be held one week later on Tuesday, May 17, 1988.

SO ORDERED that the city clerk be and the said clerk

is hereby authorized and directed to prepare a true and correct copy of this order and to certify the same to the Election Commissioners within and for the City of Petal, Mississippi, as and for their warrant and authority for the holding of said election as herein provided and as required by the Laws of the State of Mississippi.

SO ORDERED the City of Petal has heretofore designated as Election Commissioners for the City of Petal, Mississippi, the following: Lesley W. Lee, W. T. McWilliams and William E. Bullock and their appointment and tenure of office is hereby ratified, approved and confirmed for the purpose of holding this election.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the 5th day of April, A.D., 1988.

Lesley W. Lee  
MAYOR

(SEAL)  
ATTEST:

Priscilla C. Daniel  
CITY CLERK

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

Those present and voting "NAY": None

WHEREAS Mayor Smith presented the donee authorization and assurance statement from the Mississippi Surplus Property Commission in Jackson, Ms.

THEREUPON Alderman Campbell made a motion authorizing the Mayor to execute the assurance statement and to approve the City's eligible representatives list. Alderman Scott seconded the motion.

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

Those present and voting "NAY": None

THEREUPON Alderman Campbell made a motion to adjourn. Alderman Hullum seconded the motion.

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

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 5th day of April, A.D., 1988.

*Sidney O. Smith*  
\_\_\_\_\_  
SIDNEY O. 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 on April 19, 1988 at 7:30 P.M. in the Board Room of said City.

Those present: Mayor Sidney O. Smith

City Attorney: Thomas Tyner

Aldermen: W. H. Campbell  
Willie H. Ratliff  
Leroy Scott

Others present: Majorie Martin  
Jim Borsig  
Zollie Stevens  
Lloyd Ward

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

The invocation was offered by Willie H. Ratliff.

WHEREAS Alderman Campbell made a motion that the minutes of the regular meeting of April 5, 1988 be accepted as written. Alderman Scott seconded the motion.

Those present and voting "AYE": W. H. Campbell  
Willie H. Ratliff  
Leroy Scott

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 bids