

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 17, 1990 AT 7:00 PM IN THE BOARD ROOM OF SAID CITY.

THOSE PRESENT MAYOR JACK GAY, JR

CITY ATTORNEY THOMAS W TYNER

ALDERMEN REUBEN CLEPPER
DONALD H ROWELL
BOBBY RUNNELS
LEROY SCOTT

OTHERS PRESENT BOB LOWE
ARLIS HICKS
ALTON DAVIS
BOB REEVES
MICHAEL L YOUNG
LEE SHELBOURNE, SR
DAVE BUCK
AND MANY OTHERS

THE MAYOR DECLARED A QUORUM PRESENT AND DECLARED THE CITY COUNCIL IN SESSION.

THE INVOCATION WAS OFFERED BY BOBBY W RUNNELS.

THE PLEDGE OF ALLEGIANCE WAS RECITED.

WHEREAS, ALDERMAN ROWELL MADE A MOTION TO ACCEPT THE MINUTES OF THE REGULAR MEETING OF APRIL 3, 1990 WITH THE DELETION OF THE MOTION TO PURCHASE THE UNIFORMS FOR THE POLICE DISPATCHERS. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN DONALD H ROWELL
ALDERMAN BOBBY RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY CALLED FOR PUBLIC COMMENT.

THEREUPON, BOB LOWE ADDRESSED THE BOARD CONCERNING THE REZONING OF VARIOUS PROPERTIES ALONG HIGHWAY 42. MR. LOWE STATED THAT THE PROPOSED REZONING INVOLVES PROPERTIES VERY CLOSE TO HIS HOME AND HE FEELS THAT THIS WOULD DEVALUE HIS PROPERTY AS WELL AS HIS NEIGHBORS' PROPERTY. MR. LOWE STATED THAT THERE IS ALREADY A SEVERE TRAFFIC PROBLEM ON HIGHWAY 42 AND IF THE PROPOSED PROPERTIES ARE REZONED IT WOULD ONLY INCREASE THE SEVERITY OF THIS PROBLEM.

THEREUPON, ARLIS HICKS STATED THAT HIS PROPERTY DOES NOT DIRECTLY JOIN THE PROPERTY PROPOSED TO BE REZONED, BUT THAT TO ALLOW REZONING WOULD DEVALUE HIS NEIGHBORS' PROPERTY AND HE IS OPPOSED TO REZONING.

THEREUPON, ALTON DAVIS STATED THAT WHEN HE BOUGHT HIS PROPERTY IN OAK TARA SUBDIVISION HE WAS TOLD THAT IT WOULD BE DEVELOPED INTO A SUBDIVISION AND THAT THE DEVELOPER NEVER COMPLETED THE PROJECT AND THAT PART OF THE PROPERTY TO BE REZONED IS THREE OF THE LOTS IN THIS SUBDIVISION. MR DAVIS STATED THAT THESE LOTS ARE ON THE BACK OF HIS PROPERTY AND HE OBJECTS TO THE REZONING OF ALL THREE OF THESE LOTS. MR DAVIS REQUESTED THAT THE BOARD TAKE A VERY CAREFUL LOOK AT THIS PROBLEM.

THEREUPON, BOB REEVES STATED THAT HE HAS RECENTLY PURCHASED THE HOUSE CLOSEST TO THE PROPERTY IN QUESTION AND HE OBJECTS TO THE DEVALUATION OF HIS PROPERTY AND THAT THERE IS NO GUARANTEE AS TO WHAT WOULD BE PLACED IN HIS BACKYARD.

THEREUPON, MAYOR GAY STATED THAT THE ZONING MATTER WOULD BE ADDRESSED ON ITEM #2 OF THE GENERAL BUSINESS AGENDA.

WHEREAS, LEE SHELBOURNE, SR. STATED THAT HE IS NOT COMPLAINING AND HE THINKS THIS BOARD IS DOING A GOOD JOB BUT HE HAS A NEIGHBOR THAT HAS PULLED UP THE STAKES THE CITY PUT OUT TO DETERMINE PROPERTY NEEDED FOR A DRAINAGE PROJECT ON HIS STREET.

THEREUPON, MAYOR GAY STATED THAT THE CITY WOULD CHECK THIS MATTER AND REPLACE THE STAKES, IF NECESSARY.

WHEREAS, MAYOR GAY STATED THAT THE CITY HAS BEEN CONSIDERING NEW PHONE EQUIPMENT AND HE HAS REQUESTED THAT DAVE BUCK WITH SOUTH CENTRAL BELL PREPARE A STUDY OF THE EXISTING SYSTEM AND COST AS COMPARED TO THE PROPOSED SYSTEM AND COST.

THEREUPON, DAVE BUCK, ACCOUNT EXECUTIVE FOR COUNTIES AND MUNICIPALITIES PRESENTED THE ESSEX SYSTEM, WATS SAVER PLAN, AREA CALLING PLAN FOR ALL DEPARTMENTS OF THE CITY AND THE NORSTAR EQUIPMENT FOR THE CITY HALL AND THE COST ASSESSMENT SHOWING THAT THE WITH ALL OF THE ADDED SERVICE, EQUIPMENT AND INSTALLATION THE CITY WILL SHOW A SAVINGS OF \$24.90 FOR THE FIRST TWELVE MONTHS AND AFTER THAT A SAVINGS OF \$271.94 MONTHLY.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO AUTHORIZE THE MAYOR TO SIGN THE LETTER OF ELECTION FOR ESSX 200 SERVICE AND TO EXECUTE THE LEASE FOR THE NORSTAR EQUIPMENT AND ADDITIONAL SERVICES. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN DONALD H ROWELL
ALDERMAN BOBBY RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A LETTER FROM THE PETAL PLANNING COMMISSION RECOMMENDING THAT THE MAYOR AND BOARD OF ALDERMEN REZONE THE PROPOSED PROPERTIES ON HIGHWAY 42 TO C-2 WITH THE EXCEPTION OF THE PATRICK WILSON PROPERTY SINCE MR AND MRS WILSON HAVE REQUESTED THAT THEIR PROPERTY BE WITHDRAWN FROM THE REZONING.

THEREUPON, AFTER LENGTHY DISCUSSION, ALDERMAN CLEPPER MADE A MOTION TO ADOPT THE FOLLOWING ORDINANCE AMENDING THE ZONING MAP TO REFLECT THE CHANGES ON THE DAVID COX PROPERTY, THE JIMMIE DALE ODOM PROPERTIES AND THE TERRIE ANDERSON CURRY PROPERTY. ALDERMAN ROWELL SECONDED THE MOTION.

ORDINANCE 1979 (42-A 63)

SEE EXHIBIT "A"

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN DONALD H ROWELL
ALDERMAN BOBBY RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, JOHN BURNAM, ATTORNEY FOR THE CURRIE ESTATE STATED THAT THE CURRIE'S DO NOT OPPOSE THE REZONING OF THE 200' OF THEIR PROPERTY BUT WOULD LIKE TO REQUEST THAT THE CITY STUDY THIS AREA AND CONSIDER THE NEEDS FOR FUTURE COMMERCIAL DEVELOPMENT AND THE POSSIBILITY OF REZONING THE 188 ACRE TRACT OF CURRIE PROPERTY IN THIS SAME AREA AS COMMERCIAL.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO TAKE UNDER ADVISEMENT THE BALANCE OF THE PROPERTIES RECOMMENDED FOR ZONING CHANGES BY THE PETAL PLANNING COMMISSION UNTIL THE NEXT MEETING. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN DONALD H ROWELL
- ALDERMAN BOBBY RUNNELS
- ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A LETTER OF RESIGNATION FROM ELOISE HARDEE EXPRESSING REGRETS THAT SHE CANNOT SERVE ON THE HATTIESBURG, PETAL, FORREST COUNTY LIBRARY BOARD OF TRUSTEES SINCE SHE IS AN OFFICER AT DEPOSIT GUARANTY NATIONAL BANK AND STATE LAW PROHIBITS HER FROM SERVING AS A TRUSTEE AND THE BANK CONTINUING AS A DEPOSITORY FOR THE COUNTY.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ACCEPT MRS. HARDEE'S RESIGNATION. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN DONALD H ROWELL
- ALDERMAN BOBBY RUNNELS
- ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, MAYOR GAY MADE A RECOMMENDATION THAT HELEN DAVIS BE APPOINTED TO FILL THE TRUSTEE POSITION ON THE HATTIESBURG, PETAL, AND FORREST COUNTY LIBRARY BOARD WITH HER TERM TO EXPIRE MARCH 31, 1993.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO APPOINT HELEN DAVIS TO THE LIBRARY BOARD WITH HER TERM TO EXPIRE ON MARCH 31, 1993. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN DONALD H ROWELL
- ALDERMAN BOBBY RUNNELS
- ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE RECOMMENDATIONS FROM THE CITY BUILDING INSPECTOR CONCERNING UNSANITARY CONDITIONS AT THE PROPERTY OWNED BY B.F. AND EDNA B. HOLLINGSWORTH AT 112 MCKINNON STREET.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO SET A HEARING, PURSUANT TO SECTION 21-19-11, ON MAY 15, 1990 AT 6:30 P.M. FOR B.F. AND EDNA B. HOLLINGSWORTH. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN DONALD H ROWELL
- ALDERMAN BOBBY RUNNELS
- ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A RECOMMENDATION FROM THE CITY BUILDING INSPECTOR CONCERNING THE UNSAFE AND UNSANITARY CONDITIONS WHICH EXIST AT THE MOBILE HOME PARK AT 101 CRABAPPLE LANE OWNED BY EARNEST COCHRAN. DAN TOLBERT, CITY INSPECTOR, STATED IN HIS RECOMMENDATION THAT MR COCHRAN HAS BEEN ADVISED OF THE APPROPRIATE ACTIONS NEEDED TO BRING HIS CONDITIONS UP TO THE CODES AND HAS BEEN SERVED NOTICE BY CERTIFIED LETTER OF PENDING LITIGATION.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE THE CITY ATTORNEY TO PROCEED WITH THE LITIGATION. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN DONALD H ROWELL
ALDERMAN BOBBY RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDER FOR A PARTIAL RELEASE ON PARCEL # 4310301 OWNED BY PAUL & KATHLEEN CHATFIELD WHICH WAS ASSESSED IMPROPERLY BY FORREST COUNTY FOR THE 1988 TAXES.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DEEM IT NECESSARY TO DO A PARTIAL CANCELLATION OF PARCEL #4310301 IN THE NAME OF PAUL AND KATHLEEN CHATFIELD BECAUSE OF AN ERRONEOUS ASSESSMENT BY FORREST COUNTY ON THE 1988 TAX ASSESSMENT.

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN DEEM IT NECESSARY TO REDUCE THE ASSESSMENT PER THE 28000 FORM FROM FORREST COUNTY.

SO ORDERED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI ON THIS THE 17TH DAY APRIL, A.D., 1990.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOREGOING ORDER ALLOWING A PARTIAL RELEASE ON PARCEL NUMBER 4310301 FOR THE 1988 TAXES. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN DONALD H ROWELL
ALDERMAN BOBBY RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED HIS RECOMMENDATIONS FOR APPOINTMENTS AS DEPUTY POLICE OFFICERS, PURSUANT TO SECTION 45-5-9 OF THE MISS CODE. THE APPOINTMENTS ARE AS FOLLOWS:

THOMAS HILL
WAYNE ANDERSON
ROBERT BARDING
RICHARD PERKINS
WYNN MORROW
TIM HILL
TOM ETHRIDGE
JIMMIE D. GERRARD, SR.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO APPOINT THE FOREGOING AS DEPUTY POLICE OFFICERS PURSUANT TO SECTION 45-5-9 OF THE MISS. CODE PENDING ISSUANCE OF THE \$25,000. BONDS FOR EACH OFFICER. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN DONALD H ROWELL
- ALDERMAN BOBBY RUNNELS
- ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING LETTER FROM SHOWS & DEARMAN, CITY ENGINEERS, CONCERNING THE EMERGENCY SITUATION THAT EXISTS DUE TO THE SEWER FAILURE AT DAWSON CUT-OFF APPARENTLY CAUSED BY CAVE-INS DUE TO RECENT FLOODING.

SEE EXHIBIT "B"

LETTER

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOLLOWING EMERGENCY ORDER AUTHORIZING THE TELEVIZING AND CLEANING OF THE DAWSON CUT-OFF BY GULF SOUTH TO DETERMINE THE EXTENT OF THE DAMAGE AND THE NATURE OF THE REPAIRS TO THE SEWER LINE. ALDERMAN CLEPPER SECONDED THE MOTION.

EMERGENCY ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO FIND THAT THE SEWER ON DAWSON CUT-OFF HAS FAILED DUE TO A POSSIBLE CAVE IN CAUSED BY FLOOD WATERS CAUSING A THREAT TO PUBLIC SAFETY AND THE CITY DOES FIND THAT AN EMERGENCY EXISTS IN THIS AREA PURSUANT TO THE FINDS OF THE CITY ENGINEER.

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN DO FURTHER FIND THAT DUE TO THE NATURE OF THE EMERGENCY IT WOULD BE DIFFICULT TO DETERMINE THE EXTENT OF THE DAMAGE WITHOUT THE SERVICES OF INSITUFORM TO TELEVIZE THE AREA SO THAT IMMEDIATE ACTION CAN BE TAKEN TO EFFECTIVELY REPAIR THE DAMAGE.

SO ORDERED BY THE MAYOR AND BOARD OF ALDERMEN ON THIS THE 17TH DAY OF APRIL, A.D., 1990.

THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN DONALD H ROWELL
- ALDERMAN BOBBY RUNNELS
- ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FOR THE CITY TO PROCLAIM JUNE 4-9, 1990 AS MANAGEMENT WEEK IN AMERICA.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO PROCLAIM JUNE 4-9, 1990 AS MANAGEMENT WEEK IN AMERICA. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN DONALD H ROWELL
- ALDERMAN BOBBY RUNNELS
- ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FOR THE MAYOR AND CITY CLERK TO ATTEND THE MISSISSIPPI MUNICIPAL ASSOCIATION'S PERSONNEL MANAGEMENT SEMINAR, MAY 2, 1990 IN JACKSON.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE THE MAYOR AND CITY CLERK TO ATTEND THE MMA PERSONNEL MANAGEMENT SEMINAR, MAY 2, 1990 IN JACKSON AND TO PAY THEIR EXPENSES. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN DONALD H ROWELL
ALDERMAN BOBBY RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED INVOICE # 2537 FROM NEEL-SCHAFFER, INC. IN THE AMOUNT OF \$600 WHICH REPRESENTS 100% COMPLETE FOR THE ADMINISTRATIVE PHASE OF THE 1988 RENTAL REHAB PROJECT.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO PAY NEEL-SCHAFFER, INC. \$600 UPON RECEIPT OF THE CDBG FUNDS. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN DONALD H ROWELL
ALDERMAN BOBBY RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED INVOICE # 2528 IN THE AMOUNT OF \$1,271.40 AND INVOICE #3528 IN THE AMOUNT OF \$635.70 REPRESENTING SERVICES PERFORMED ON THE SOLID MASTER MASTER PLAN FOR THE MONTHS OF JANUARY, FEBRUARY AND MARCH BY NEEL-SCHAFFER, INC.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO PAY NEEL-SCHAFFER, INC. \$1,271.40 FOR INVOICE #2528 AND \$635.70 FOR INVOICE #3528. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN DONALD H ROWELL
ALDERMAN BOBBY RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING PROOF OF PUBLICATION TO THE BOARD:

A) ORDINANCE 1986 (68-C)

THEREUPON, ALDERMAN CLEPPER MADE A MOTION THAT THE FOREGOING PROOFS OF PUBLICATION BE ACCEPTED AND FILED. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN DONALD H ROWELL
ALDERMAN BOBBY RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

WHEREAS, MAYOR GAY PRESENTED AN EASEMENT FOR MUNICIPAL PURPOSES FROM VENSON GRAHAM WITH HAPPY ACRES PACKING COMPANY.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION THAT THE CITY ACCEPT MR. GRAHAM'S EASEMENT AND PAY HIM \$10.00. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN DONALD H ROWELL
- ALDERMAN BOBBY RUNNELS
- ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY MADE A RECOMMENDATION TO THE BOARD THAT GILCHRIST SUPPLY COMPANY, WHICH SUBMITTED THE LOWEST AND BEST BID, BE AWARDED THE BID FOR THE ROTARY BOOM MOWER.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AWARD GILCHRIST SUPPLY COMPANY THE BID FOR THE ROTARY BOOM MOWER AT \$8,799.00. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN DONALD H ROWELL
- ALDERMAN BOBBY RUNNELS
- ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY RECOMMENDED THAT GILCHRIST SUPPLY COMPANY, WHICH SUBMITTED THE LOWEST AND BEST BID, BE AWARDED THE BID FOR THE ROTARY DITCHER ATTACHMENT.

THEREUPON, ALDERMAN ROWELL MADE A MOTION THAT GILCHRIST SUPPLY COMPANY BE AWARDED THE BID FOR THE ROTARY DITCHER ATTACHMENT AT A COST OF \$3,891.60. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN DONALD H ROWELL
- ALDERMAN BOBBY RUNNELS
- ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY RECOMMENDED THAT SHAMROCK TOOL COMPANY, WHICH SUBMITTED THE LOWEST AND BEST BID BE AWARDED THE BID FOR THE HYDRAULIC SEWER CLEANER/TRAILER MOUNTED JET SPRAYER.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION THAT SHAMROCK TOOL COMPANY BE AWARDED THE BID FOR THE HYDRAULIC SEWER CLEANER/TRAILER MOUNTED JET SPRAYER. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN DONALD H ROWELL
- ALDERMAN BOBBY RUNNELS
- ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY STATED THAT AFTER REVIEWING THE QUOTATIONS FOR THE FAX MACHINE PRESENTED AT THE MEETING OF APRIL 3, 1990, HE WOULD LIKE TO RECOMMEND THE CANON 222 FAX BASED ON THE PERFORMANCE AND THE NEEDS OF THE POLICE DEPARTMENT.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO PURCHASE THE CANON 222 FAX MACHINE, ALTHOUGH IT WAS NOT THE LOWEST BID, IT WAS THE BEST BID BASED ON PERFORMANCE AND AVAILABILITY OF THE EQUIPMENT. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN DONALD H ROWELL
ALDERMAN BOBBY RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE REVENUE AND EXPENDITURE REPORT FOR THE MONTH OF MARCH TO THE BOARD.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ACCEPT THE REVENUE AND EXPENDITURE REPORT FOR THE MONTH OF MARCH. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN DONALD H ROWELL
ALDERMAN BOBBY RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A LETTER FROM WILLIE AND RUBY WATKINS REQUESTING THAT THE MAYOR AND BOARD OF ALDERMEN WAIVE THE ENTIRE PROVISIONS OF SECTIONS 75-65-1 TO 75-65-17 WHICH WOULD ALLOW THEM, AS ROGER'S JEWELRY, TO HOLD A "GOING OUT OF BUSINESS" SALE.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO WAIVE THE PROVISIONS OF SECTIONS 75-65-1 TO 75-65-17 TO ALLOW WILLIE AND RUBY WATKINS d/b/a ROGERS JEWELRY TO HOLD A "GOING OUT OF BUSINESS" SALE. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN DONALD H ROWELL
ALDERMAN BOBBY RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY STATED THAT THE CITY IS HAVING SOME DIFFICULTY OBTAINING QUOTATIONS FOR THE EMPLOYEE GROUP HEALTH INSURANCE, THEREFORE, HE WOULD RECOMMEND THAT THE BOARD MAKE GEORGE P. CAUSEY AGENT OF RECORD FOR THE CITY'S GROUP HEALTH INSURANCE WHICH WOULD ALLOW HIM ACCESS TO MORE COMPANY'S FOR QUOTES.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO APPOINT GEORGE P. CAUSEY THE CITY'S AGENT OF RECORD FOR THE CITY'S GROUP HEALTH INSURANCE. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN DONALD H ROWELL
ALDERMAN BOBBY RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, CITY ATTORNEY THOMAS W. TYNER REPORTED TO THE BOARD HIS MEETING WITH NEEL-SCHAFFER, INC. CONCERNING THE REGIONAL WASTE STUDY. MR TYNER STATED THAT STATE LAW WILL NOT PERMIT MUNICIPALITIES TO FORM A CO-OP FOR THE PURPOSES OF WASTE MANAGEMENT AND THAT AFTER DISCUSSIONS WITH ATTORNEYS FROM THE OTHER MUNICIPALITIES AND THE COUNTIES, THEY WOULD LIKE TO PRESENT RESOLUTIONS TO THE LEGISLATURE IN THE JUNE SPECIAL SESSION TO ATTEMPT TO OBTAIN LEGISLATION THAT WOULD ALLOW MUNICIPALITIES TO ENTER INTO COOPERATIVE AGREEMENTS FOR SOLID WASTE MANAGEMENT.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE RESOLUTION REQUESTING THE LEGISLATURE TO AMEND THE LAWS TO NOT LIMIT CO-OPS FOR SOLID WASTE MANAGEMENT TO COUNTIES ONLY BUT TO INCLUDE MUNICIPALITIES ALSO. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN DONALD H ROWELL
- ALDERMAN BOBBY RUNNELS
- ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY REQUESTED THAT THE BOARD ENTER INTO AND EXECUTIVE SESSION TO DISCUSS A PERSONNEL PROBLEM.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO CLOSE THE MEETING TO DETERMINE IF AN EXECUTIVE SESSION IS NEEDED. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN DONALD H ROWELL
- ALDERMAN BOBBY RUNNELS
- ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO OPEN THE MEETING. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN DONALD H ROWELL
- ALDERMAN BOBBY RUNNELS
- ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, MAYOR GAY STATED THAT AN EXECUTIVE SESSION WILL BE DECLARED TO DISCUSS INSUBORDINATION BY FIRE DEPARTMENT PERSONNEL.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ENTER INTO EXECUTIVE SESSION. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN DONALD H ROWELL
- ALDERMAN BOBBY RUNNELS
- ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ADJOURN THE EXECUTIVE SESSION. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN DONALD H ROWELL
ALDERMAN BOBBY RUNNELS
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, MAYOR GAY STATED TO LET THE MINUTES REFLECT THAT NO OFFICIAL ACTION WAS TAKEN WHILE IN THE EXECUTIVE SESSION.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO ADJOURN. ALDERMAN SCOTT SECONDED THE MOTION.


THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN DONALD H ROWELL
ALDERMAN BOBBY RUNNELS
ALDERMAN LEROY SCOTT

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 17TH DAY OF APRIL, A.D., 1990.



JACK GAY, SR.
MAYOR

(SEAL)

ATTEST:



PRISCILLA C. DANIEL
CITY CLERK

EXHIBIT "A"

ORDINANCE NUMBER 1979 (42-A63)
AN ORDINANCE CHANGING AND AMENDING THE COMPRE-
HENSIVE ZONING ORDINANCE NO 1979 (42) OF THE
CITY OF PETAL, MISSISSIPPI, AS AMENDED BY ORD-
INANCE NUMBERS 1979 (42-1) THROUGH 1979 (42-A62)
SO AS TO CHANGE THE ZONING CLASSIFICATION OF
SAID SECTIONS OF CERTAIN LAND IN SAID CITY FROM
R-F (RURAL FRINGE) AND R-I (RESIDENTIAL LOW
DENSITY) AND MHP (MOBILE HOME PARK) AND R-3
(MEDIUM DENSITY RESIDENTIAL) TO C-2 (GENERAL
COMMERCIAL)

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

SECTION 1. That the Comprehensive Zoning District Map,
adopted as part of the Comprehensive Zoning Ordinance Number 1979
(42) of the City of Petal, Mississippi, as amended by Ordinance
Numbers 1979 (42-1) through 1979 (42-A62) be and the same is
hereby changed and amended as per petition filed in connection
therewith so that the land described as:

Change from R-F (Rural - Fringe) to C-2 (General Commercial),
said land being more particularly described as follow, to wit:

A 200 FEET IN DEPTH PARCEL OF LAND LYING
PARALLEL AND ADJACENT TO MS. HWY. NO.
42; SAID PROPERTY BEING SITUATED AND A PART
OF THE FOLLOWING DESCRIPTION: NE 1/4 SE
1/4 & ALL SE 1/4 SE 1/4 LYING N OF POB
RD LESS PT TO RICHTON HWY S.31 T.05N R.12W

Change from R-1 (Residential Low Density) to C-2 (General
Commercial)

LOT 8 BLK E CRESTVIEW HILLS S/D 128X261
CRESTVIEW HILLS SUB S.031 T.05N R.12W

LOT 7 BLK E CRESTVIEW HILLS S/D 86 X 215
CRESTVIEW HILLS SUB 2.031 T.05N R.12W

LOT 6 BLK E CRESTVIEW HILLS S/D 119X160 CRE
STVIEW HILLS SUB S.031 T.05N R.12W

LOT 7 BLK F CRESTVIEW HILLS S/D 110 X 144
CRESTVIEW HILL SUB S.031 T.05N R.12W

LOT 6 BLK F CRESTVIEW HILLS S/D 94 X 166
CRESTVIEW HILLS SUB S.031 T.05N R.12W

LOT 5 BLK F CRESTVIEW HILLS S/D 107 X 180
CRESTVIEW HILLS SUB 2.031 T.05N R.12W

LOT 2 BLK F CRESTVIEW HILLS S/D 126 X 119
CRESTVIEW HILLS SUB S.031 T.05N R.12W

LOT 1 BLK F CRESTVIEW HILLS S/D 110 X 128
CRESTVIEW HILLS SUB S.031 T.05N R.12W

EXHIBIT "A"

Change form MHP (Mobile Home Park) to C-2
(General Commercial)

A 180 FEET IN DEPTH PARCEL OF LAND LYING PARALLEL AND ADJACENT TO MS. HWY. NO. 42; SAID PROPERTY BEING SITUATED AND A PART OF THE FOLLOWING DESCRIPTION: PARCEL # 24-NE 1/4 NE1/4 NW 1/4 LESS 0.61 AC TO H/W & LESS PT TO OTIS LOPER (29 TRAILERS) 10/66 S.001 T.04N R.13W

Change from R-3 (Medium Density Residential) to C-2
(General Commercial)

A 200 FEET IN DEPTH PARCEL OF LAND LYING PARALLEL AND ADJACENT TO MS. HWY NO 42; SAID PROPERTY BEING SITUATED AND A PART OF THE FOLLOWING DESCRIPTION: BEG 264 FT W NEC NW 1/4 NW 1/4 NE 1/4 S 660 FT W 105 FT N 210 FT W 105 FT N 450 FT E 210 FT TO BEG LESS 0.24 AC FOR H/W (TRLR 1969 MOODERNAGE 12 X 48) S.001 T.04N R.13 W

A 200 FEET IN DEPTH PARCEL OF LAND LYING PARALLEL AND ADJACENT TO MS. HWY. NO 42; SAID PROPERTY BEING SITUATED AND A PART OF THE FOLLOWING DESCRIPTION: BEG NE COR NW 1/4 NE1/4 S 660FT W 264 FT N 660 FT E 264 FT N 660FT E 264 FT TO BEG LESS PT TO RICHTON HWY AND LESS PT TO HATTIE ARMSTRONG ELMON MAE WILLIAMS AND ROBERTA REED S.001 T.04N R.13W

A 200 FEET IN DEPTH PARCEL OF LAND LYING PARALLEL AND ADJACENT TO MS. HWY. NO. 42; SAID PROPERTY BEING SITUATED AND A PART OF THE FOLLOWING DESCRIPTION: BEG ON S/L HWY 42 159 FT W OF E/L NW 1/4 NE 1/4 S 210 FT W 105 FT N 210FT E 105 FT TO BEG S.001 T.04N R.13W

A 200 FEET IN DEPTH PARCEL OF LAND LYING PARALLEL AND ADJACENT TO MS. HWY. NO. 42; SAID PROPERTY BEING SITUATED AND A PART OF THE FOLLOWING DESCRIPTION: BEG NE COR NW 1/4 NE 1/4 S 75 FT W 75FT N 75 E 75 FT T O BEG LESS PR FOR RICHTON HWY S. 001 T.04N R.13W, FORREST COUNTY, MISSISSIPPI

As per map or plat thereof on file in the office of the Chancery Clerk of Forrest County, Mississippi, is hereby classified and placed in the C-2 (General Commercial) of said City.

SECTION 2. Except as hereby expressly changed and amended, the aforesaid Comprehensive Zoning Ordinance No. 1979 (42) of the City of Petal, Mississippi, as amended by Ordinance Numbers 1979 (42-A62) shall be and remain in full force and form as adopted on April 17, 1990.

SECTION 3. That this Ordinance take effect and be in full force from and after its passage as provided by law.

The foregoing Ordinance having been reduced to writing,

EXHIBIT "A"

the same was introduced and read, and a vote was taken thereon, first section by section and then upon the Ordinance as whole with the following results:

Those present and voting "AYE" and in favor of the passage, adoption and approval of Sections 1, 2, and 3 of the foregoing Ordinance:

Reuben Clepper
Leroy Scott
Donald H. Rowell
Bobby Runnels

Those present and voting "NAY" or against the adoption of any section of the foregoing Ordinance.

None

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

Reuben Clepper
Leroy Scott
Donald H. Rowell
Bobby Runnels

Those present and voting "NAY" or against the adoption of the foregoing ordinance as a whole:

None

WHEREUPON, the foregoing ordinance be, and the same is hereby passed, adopted and approved on this th 17th day of April, A. D. 1990.


Jack Gay, Jr. Mayor

(SEAL)

ATTEST:


PRISCILLA C. DANIEL
CITY CLERK

publish 1 one time: April 26, 1990

EXHIBIT "B"

SHOWS & DEARMAN, INC.

CONSULTING ENGINEERS
P. O. BOX 1711 - 301 HARDY STREET
HATTIESBURG, MISSISSIPPI 39403-1711
PHONE 601-544-1821

RAYMOND M. DEARMAN, P.E., R.L.S.
MICHAEL T. WAITS, P.E., R.L.S.

PAUL J. SHOWS, P.E., R.L.S.
CONSULTANT

April 2, 1990

Mayor Jack Gay
City of Petal
P.O. Box 564
Petal, Mississippi 39465

RE: Sewer Failure-Dawson
Cut-off

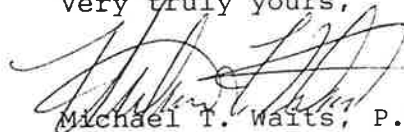
Dear Mayor Gay:

Our firm recently investigated the above referenced. We then contacted Mr. Tim Naylor of Insituform for their services in the investigation. Their equipment was occupied and were unable to respond at that time. You have continually patched the resulting holes in the pavement caused by the sewer failure.

It is my opinion the failures have become an emergency. You should take the necessary immediate action to repair the problem for the protection of the public.

Should you have any questions or comments please let me know.

Very truly yours,



Michael T. Waits, P.E., R.L.S.

MTW/jc