

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 TUESDAY, MARCH 20, 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
JERRY CROWE
DONALD ROWELL
BOBBY RUNNELS
LEROY SCOTT

OTHERS PRESENT W. E. WEATHERFORD
JOHN DEARMAN
MRS. J. W. RIVERS
SHIRLEY LOWERY
AND MANY OTHERS

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

THE PLEDGE OF ALLEGIANCE WAS RECITED.

WHEREAS, ALDERMAN ROWELL MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF MARCH 6, 1990 BE ACCEPTED AS WRITTEN. ALDERMAN CROWE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY CALLED FOR PUBLIC COMMENT, BUT THERE WAS NONE.

WHEREAS, CORINNE FOX OF CONTINENTAL CONSULTANTS STATED THAT SHE WOULD LIKE TO ANSWER ANY QUESTIONS THE BOARD MIGHT HAVE CONCERNING THE PROPOSAL SUBMITTED FOR THE ANNEXATION FEASIBILITY STUDY. MS. FOX STATED THAT THE TOTAL AREA STUDIED IS NOT NECESSARILY THE AREA THAT WILL BE ANNEXED. MS FOX CONTINUED TO EXPLAIN THAT THIS STUDY WILL INCLUDE MAPS OF THE AREA TO BE SERVICED INCLUDING THE PROPOSED WATER AND SEWER LINES, FIRE STATION, & PARKS AND A VERY THOROUGH EVALUATION OF THE AREA TO DETERMINE THE AMOUNT OF ADDITIONAL SERVICES TO BE REQUIRED OF CITY DEPARTMENTS; THE FINAL OUTCOME OF THIS STUDY WOULD BE A PREPARED REPORT AND MAPS FOR USE IN THE ANNEXATION PROCEEDINGS. MS FOX STATED THAT THE COST OF THIS STUDY WILL BE \$12,000. AND CAN BE SPREAD INTO MONTHLY PAYMENTS AND EVEN INTO TWO BUDGET YEARS.

THEREUPON, MAYOR GAY STATED THAT THIS PROPOSAL WOULD BE TAKEN UNDER ADVISEMENT.

WHEREAS, MAYOR GAY REQUESTED PERMISSION TO PAY THE EXPENSES FOR THE \$825,000 COMBINED WATER AND SEWER BOND ISSUE AND THE STATEMENTS FOR THESE SERVICES ARE RECEIVED.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO AUTHORIZE THE MAYOR AND CITY CLERK TO PAY THE EXPENSES OF THE BOND ISSUE AS RECEIVED. ALDERMAN CROWE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED AN EASEMENT FROM ROBERT AND GLORIA SULLIVAN FOR MUNICIPAL PURPOSES.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION THAT THE FOREGOING EASEMENT BE ACCEPTED AND THAT THE CITY PAY MR AND MRS SULLIVAN THE SUM OF \$10.00 FOR THE EASEMENT. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY STATED THAT AT THE MEETING OF MARCH 6, 1990 THE CITIZENS AGAINST THE CAMP SHELBY LAND SWAP PRESENTED A RESOLUTION TO THE BOARD AND REQUESTED THAT THE RESOLUTION BE MADE A PART OF THE MINUTES, BUT AT THAT TIME THE MATTER WAS TAKEN UNDER ADVISEMENT.

THEREUPON, ALDERMAN SCOTT MADE A MOTION THAT THE RESOLUTION BE MADE A PART OF THE OFFICIAL MINUTES OF THE CITY. ALDERMAN CLEPPER SECONDED THE MOTION.

RESOLUTION - SEE EXHIBIT "A"

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY STATED THAT IN ORDER FOR THE CITY TO HAVE DEPUTY OR PART-TIME POLICE OFFICERS, PURSUANT TO SECTION 45-5-9 OF THE MISSISSIPPI CODE AS AMENDED, IT WILL BE NECESSARY FOR THE OFFICERS TO BE BONDED IN THE AMOUNT OF \$25,000 EACH AND THAT THE CITY HAS FOUND A COMPANY THAT WILL WRITE THIS BOND FOR A PREMIUM OF \$87.50 EACH AND THAT THE CITY IS REQUIRED BY THE CODE TO PAY THE PREMIUM FOR THE BOND. MAYOR GAY STATED THAT THE DEPUTY/PART-TIME OFFICERS ARE WILLING TO VOLUNTEER THEIR TIME PURSUANT TO THE FEDERAL WAGE AND HOUR LAWS AND IF THIS MEETS WITH THE MISSISSIPPI ATTORNEY GENERAL'S APPROVAL, THERE WILL BE NO PAY INVOLVED.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE THE MAYOR, PURSUANT TO SECTION 45-5-9 OF THE MISSISSIPPI CODE, AS AMENDED, TO DESIGNATE THE DEPUTY POLICE OFFICERS AND THEIR DUTIES. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE THE CITY TO PAY THE \$87.50 EACH FOR THE \$25,000 BONDS FOR THE DEPUTY OFFICERS. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN JERRY CROWE
- 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 TO THE BOARD FOR THE MONTH OF FEBRUARY.

THEREUPON, ALDERMAN CROWE MADE A MOTION TO ACCEPT THE REVENUE AND EXPENDITURE REPORT. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE RECOMMENDATION FROM THE BUILDING INSPECTOR STATING THAT UNSAFE CONDITIONS AND UNSANITARY CONDITIONS EXIST AT THE TRAILER PARK OWNED BY TROY FLOWER LOCATED AT 101 WAVERLY DRIVE AND THAT MR FLOWERS HAS BEEN NOTIFIED AND GIVEN AN EXTENSIONS TO BRING THESE CONDITIONS UP TO CODE AND HE HAS FAILED TO COMPLY.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO SEND A CERTIFIED LETTER TO MR FLOWERS ADVISING HIM OF THE CITY'S INTENTION TO ENFORCE THE ORDINANCES AND CODES OF THE CITY AND THAT THE BOARD HAS AUTHORIZED THE CITY ATTORNEY TO INSTITUTE LITIGATION AGAINST HIM. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":
NONE

WHEREAS, MAYOR GAY PRESENTED ANOTHER RECOMMENDATION FROM THE BUILDING INSPECTOR CONCERNING THE UNSAFE AND UNSANITARY CONDITIONS WHICH EXIST AT PROPERTY OWNED BY ERNEST COCHRAN AT 101 CRABAPPLE LANE.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO SEND A CERTIFIED LETTER TO MR COCHRAN ADVISING HIM THAT THE BOARD HAS AUTHORIZED THE CITY ATTORNEY TO INSTITUTE LITIGATION AGAINST HIM TO REQUIRE THAT THE PROPERTY WHICH HE MAINTAINS AT 101 CRABAPPLE LANE COMPLY WITH ALL ZONING AND BUILDING CODES OF THE CITY OF PETALUMA. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING AGREEMENT WITH THE HATTIESBURG, PETAL AND FORREST COUNTY LIBRARY TO AMEND THE SIZE OF THE BOARD OF TRUSTEES, ALLOWING PETAL TWO (2) ADDITIONAL REPRESENTATIVES.

AGREEMENT - SEE EXHIBIT "B"

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AUTHORIZE THE MAYOR TO EXECUTE THE FOREGOING AGREEMENT. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY RECOMMENDED THAT ELOISE HARDEE AND DR DAVID SPINKS BE APPOINTED AS THE TWO ADDITIONAL TRUSTEES REPRESENTING PETAL ON THE LIBRARY BOARD OF TRUSTEES.

THEREUPON, ALDERMAN ROWELL MADE A MOTION THAT ELOISE HARDEE AND DR DAVID SPINKS BE APPOINTED AS TRUSTEES TO THE LIBRARY BOARD OF TRUSTEES. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY STATED THAT IF THE BOARD WISHES TO APPLY FOR FUNDS IN THE 1990 RENTAL REHABILITATION PROGRAM IT WILL BE NECESSARY FOR A PUBLIC HEARING TO BE HELD AND TO ADVERTISE FOR PROPOSALS FOR THE ADMINISTRATION OF THE 1990 PROGRAM.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO SET THE PUBLIC HEARING FOR THE RENTAL REHAB PROGRAM FOR MARCH 29, 1990 AT 6:30 PM IN THE BOARD ROOM OF CITY HALL. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ADVERTISE FOR SEALED PROPOSALS FOR ADMINISTRATIVE SERVICES FOR THE 1990 RENTAL REHAB PROGRAM. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY STATED THAT CONRAD FAULKNER, DOROTHY B FAULKNER AND LARRY SMITH HAD FAILED, ALTHOUGH PROPERLY NOTIFIED, TO APPEAR AT THE PUBLIC HEARING WHICH WAS HELD AT 6:00 PM MARCH 20, 1990 AND HE WOULD RECOMMEND THAT PURSUANT TO SECTION 21-19-11 OF THE MISSISSIPPI CODE OF 1972, AS AMENDED, THE PROPERTY BE CLEANED BY CITY CREWS AND THE COST BE ASSESSED AS A LIEN AGAINST SUCH PROPERTY.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION THAT PURSUANT TO SECTION 21-19-11 OF THE MISSISSIPPI CODE OF 1972, AS AMENDED, THE PROPERTY OWNED BY CONRAD FAULKNER, DOROTHY B FAULKNER AND LARRY SMITH BE CLEANED BY CITY CREWS AND THE COST OF THE LABOR AND RENTAL OF THE EQUIPMENT BE ASSESSED AS A LIEN AGAINST THE FOLLOWING DESCRIBED PROPERTY:

BEG NE COR NE 1/4 S 201 FT W 45 FT S 159 FT 11 DEG 45 MIN W S 219 FT TO POB SE 85 DEG 40 MIN 130 FT E 53 FT TO RD N ALG SD RD 133 FT TO POB

ALDERMAN CROWE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY STATED THAT HE THOUGHT IT WOULD BE BENEFICIAL FOR THE CITY TO BE A MEMBER OF THE MISSISSIPPI RURAL WATER ASSOCIATION BECAUSE OF THE CONTINUING EDUCATIONAL PROGRAMS AVAILABLE TO THE WATER DEPARTMENT PERSONNEL.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AUTHORIZE THE MAYOR TO COMPLETE THE MEMBERSHIP APPLICATION FOR THE CITY AND TO PAY THE \$50 ANNUAL MEMBERSHIP FEE. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY STATED THAT CERTAIN PROPERTIES ALONG HIGHWAY 42 EAST HAVE BEEN REZONED TO C-2 AND IN ORDER FOR THE CITY ZONING TO FOLLOW A SIMILAR PROGRESSION OTHER PROPERTIES ALONG THE HIGHWAY 42 WILL NEED TO BE REZONED TO C-2.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO SET A ZONING HEARING BEFORE THE PLANNING COMMISSION ON APRIL 12, 1990 AT 7:00 PM IN THE BOARD ROOM OF THE CITY HALL. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, ALDERMAN CROWE INVITED SHIRLEY LOWERY TO ADDRESS THE BOARD.

THEREUPON, MR LOWERY STATED THAT HE REPRESENTS CITIZENS WHO WANT THE ZONING ORDINANCE OF THE CITY OF PETAL "X-ED" OUT; THEY WANT LESS TAXES AND DON'T WANT TAX MONEY SPENT TO STUDY ANNEXATION; THEY DON'T WANT PETAL TO GROW.

THEREUPON, AFTER A BRIEF DISCUSSION, ALDERMAN CLEPPER MADE A MOTION TO ADJOURN. ALDERMAN SCOTT SECONDED THE MOTION.

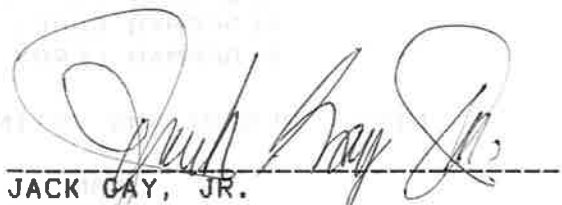
THOSE PRESENT AND VOTING "AYE":

- ALDERMAN REUBEN CLEPPER
- ALDERMAN JERRY CROWE
- 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 WAS ADJOURNED ON THIS THE 20TH DAY OF MARCH, A.D., 1990.



JACK GAY, JR.
MAYOR

(SEAL)

ATTEST:



PRISCILLA C. DANIEL
CITY CLERK

EXHIBIT "A" HERE

Date: ^{March} ~~April~~ 6, 1990

TO: Elected Officials of Petal Board of Aldermen
 RE: Resolution Opposing Any Land Swap for Camp Shelby ^{'s} Public Land

I am James D. Lee Sr. 581 Leeville Road, Petal, Miss.
 I appreciate your time and the opportunity to present this resolution to you.

I represent the Citizens Against the Land Swap (CALs). This group now numbers close to 5,000 citizens and continues to grow every day, with signed petitions. Many of them live in your area. OUR OBJECTIVE has been to inform, and we've held three very open, public, informational meetings on the land swap. Our facts have been printed for wide distribution, and these facts do not lie, scare, or misinform, as has often been stated in the Hattiesburg American and the Hattiesburg Chamber of Commerce information mailed out.

We wish to make this resolution publicly and request that it and the enclosure be made part of your official record of this meeting. These citizens who oppose the land swap are resolved that:

1. Camp Shelby ^{Public Lands} should not be traded away, either for Colorado lands or any other lands in Mississippi or other areas. Camp Shelby should not be expanded for tank training. It should be maintained under the Forest Service.
2. No recommendations or resolutions by entities elected by the people who use taxpayers' money should be deemed valid unless/until the majority of the people they represent have had opportunity to participate in said decision and until the EIS currently in progress has been studied and acted upon.
3. No private individual should be coerced into selling his private property. The Army has already acquired 75 individual properties within the installed area, totalling 10,000 acres. At least 46 families have been displaced, and there is more to come.
4. No Sixteenth Section lands should be taken by eminent domain unless

EXHIBIT "A"

Resolution, p. 2

a real need has been publicly established and/or a national emergency has been declared. Perry Co. has had two taken by eminent domain. Why?

5. Existing laws which govern forest lands should be obeyed. In 1926, the MS Legislature authorized the purchase of eroded, burned, and cut-over lands with taxpayers' money through the Enabling Act. These lands, taking years to develop, were to be managed by the Forest Service for the good of all our people, present and future, in multiple use. In 1960, the U.S. Congress passed the Multiple-Use--Sustained Yield Act which stipulated that the multiple use should be sustained through timber, recreation, water, wildlife, and range under the management of the Forest Service. With no national emergency, how can such established acts be ignored? Nowhere was it written that these forest lands should be used for tank destruction.

6. Our schools and roads can ill afford the loss of revenues from timber sales. Ten De Sota counties now share 25% of the gross timber receipts of the Forest. Under Defense Department ownership, they would receive 40% of the net, and these dollars may not be forthcoming after trees are cut and not replaced. Whatever is paid would be extra taxes for our citizens. In 1989, MS received a total of nearly two million dollars from the Forest Service for schools and roads. Forrest Co. got \$194,777; Perry Co., \$633,466; Stone Co., \$163,735. In the Hattiesburg American, March 1, 1990, John Pilot Lee who is Chairman of the Forrest Co. School Board was quoted as saying: "Any loss is overshadowed by the increase in money. . . . I have been assured by (base commander) Col. (Garland) Boleware that the schools will lose no revenue due to the swap." We can only hope that Col. Boleware is one rich man, if he gave such assurance. No paper has been yet produced to assure our counties of lost revenues being replaced.

EXHIBIT "A"

Resolution, p. 3

7. Forestry jobs, timber-related jobs, and forestry products should be protected. The industrial production from forestry in MS is over a billion dollars yearly. Towns like Wiggins, Beaumont, New Augusta, and Brooklyn depend on forestry jobs and help support Hattiesburg's economy. Camp Shelby has about 640 permanent funded jobs and 170 seasonal jobs. Gen. Farmer was quoted in the Clarion Ledger as saying that the Guard force would remain the same (Jan. 14, 1990), "regardless of whether the expansion goes through . . . Camp Shelby will likely remain constant," and that "use of Camp Shelby as far as the number of troops can't get much more." Trent Lott also stated on WLox's In Depth in February, 1990, that Camp Shelby would not close. The great concern, therefore, for Camp Shelby job losses should be mitigated with equal concern about hundreds of forestry jobs at stake.

8. Expanded tank training will be destructive to our land, trees, nature habitats, and quality of life. The Bradley Vehicle weighs 33 tons; the M-1 weighs 60 tons and is 12 feet wide and is so heavy that only one will fit on the largest airplane we have. Few bridges in the world could support the M-1 weight. Most of our 32,000 acres would have to be cleared to seven trees per acre, and valuable forest reserves and wildlife will be destroyed. The Secretary of Defense has already halted production on the M-1, and Retired Gen. Mike Lynch has stated that the Bradley "could prove a disaster on the battlefield." One Bradley costs \$1.5 million. One M-1 cost \$2 million. Should our forest lands be chewed up by these ^{nearly} obsolete monsters, and should taxpayers be paying for them, with their use and need very questionable?

EXHIBIT "A"

Resolution, p. 4

9. Noise pollution from guns, planes, and tanks should be reduced, not increased, for the many residents who live near Camp Shelby. Expansion of tank training can only make the existing bad situation much worse.

10. And, finally, our democratic principles dictate that the people themselves should be adequately represented by elected officials who are paid by taxpayers' money. This has not been the case in recent resolutions adopted by the Perry Co. School Board, the Petal Board of Aldermen, and the Forrest Co. Board of Education. Nor in the support voiced early last year for the Land Swap by the Forrest Co. Supervisors and the Hattiesburg City Council, before the general public even had adequate information on the facts. While these actions only have the power of propaganda, with no legal value, they have sent out the false message to many of our representatives. Jim Bean of Hattiesburg recently told a spokesman for CALS that he assumed the citizenry was for the landswap because of some of these actions. He, and other officials, have been duly informed that the rank and file of our citizens had NO input on these actions, that the people have not been properly represented. They will be sent this resolution and the thousands of signatures which protest the land swap in any form. Furthermore, we are requesting that Attorney General Mike Moore investigate the appearance of conflict of interest in some of these actions, especially those of the Perry Co. School Board, the Petal Board of Aldermen, and the Forrest Co. Board of Education. All three of these groups have leaders and members who are in the Guard or who work for Shelby, thus constituting a possible conflict of interest. We are inquiring also about possible usage of taxpayers' money in sending out Guard propaganda. Thank you.

EXHIBIT "A"

WHAT CITIZENS AGAINST THE SWAP ARE CONCERNED ABOUT

1. We do not want Camp Shelby to close; we do want the Guard to be environmentally responsible.
2. The Army has acquired 75 individual properties within the installation area, totalling 10,000 acres. At least 46 families have been displaced. This was done in the first 4 of the Army's 5 phases of land acquisition. We have been informed that the final phase may be done in the next fiscal year.
3. The land exchange will virtually destroy the Leaf River Wildlife Management Area, since the National Guard would assume some 80% of it. The Department of Wildlife Conservation has said it ~~would~~ ^{might} abandon the WMA under these conditions.
4. The Guard has always been able to accomplish its mission under a special use permit. Land ownership has never been an issue. Why is it an issue now?
5. At present ten counties share 25% of the gross timber receipts of the Forest. Under Defense Department ownership, the counties would receive 40% of the net proceeds, and even this might be a one-time arrangement since the trees are not likely to be replaced. The loss to Perry County alone would be a minimum of \$104,000.
6. A number of threatened and endangered species would suffer from exposure to the hazards of military maneuvers. According to a Biological Assessment done in 1988, one of these will be extinct in 50 years if these conditions are not improved.
7. Public access to the Wildlife Management Area would be limited to a maximum of 123 days during the year, according to an official publication (Camp Shelby in the 21st Century).
8. Several letters from high-ranking Guard officers to public officials state that the Guard's long-range plan includes possession of all 116,200 acres of the Forest.
9. Throughout the United States, the Department of Defense is trying to acquire between 4 million and 7 million acres of public and private lands.
10. Contrary to popular belief, if the land exchange goes through, the Department of Defense will control the 32,000 acres; the Mississippi National Guard will still just be allowed to use it.

TO LEAVE A MESSAGE FOR YOUR STATE LEGISLATORS, CALL 359-3770

EXHIBIT "A"

QUIZ

1. How many acres of the De Soto National Forest are being used now for live firing, tank training and bombing practice?
2. How many of these acres are contaminated by explosives, can be used for training, but can never be released for unrestricted use again?
3. What plants and animals native to the De Soto National Forest are endangered federally or state-wide?
4. What does the Guard's special use permit allow it to do now?
5. What is the Guard's detailed proposal for use of the 32,000 swap acres?
6. What U.S. and state environmental laws restrict activities on land owned by the Defense Department?
7. Why did the 1990 House Bill on Appropriations for Military Construction originally contain a clause banning this swap?
8. Why has the Defense Department never asked to own 32,000 acres west of Highway 29 and North of Eight-Mile Road (land they've been using heavily) instead of land that is still in relatively good condition?
9. When and how did the Army acquire 25% of the Cypress Creek Salt Dome?
10. Has anyone seriously suggested closing "the largest state operated field training site in the United States," with a brand new multi-million dollar medical training facility?

Answers: 1. about 60,000 (DEIS, 1989, p. 279); 2. about 14,000 (DEIS, 1989, p. 277); 3. total of endangered, threatened, sensitive, and rare, is over 40, including red-cockaded woodpecker, Eastern indigo snake, rosebud orchid, yellow fringeless orchid, silky camellia, black bear (info. from Federal Code of Regulations, U.S. Forest Service Management Plans, various Environmental Assessments); 4. run and/or fire tanks on over 30,000 acres, drop 500-lb. bombs live and simulated, fire machine guns, howitzers, and "small arms", fire across highway 29, use lasers unsafe for eyes, etc. (10 expansions of activities since 1983 without an Environmental Impact Statement); 5. None published; 6. the National Environmental Policy Act, which requires Environmental Impact Statements that the Guard has not done; a federal law that restricts military training at Camp Shelby to conventional warfare type and allows multiple use as okayed by the military; 7. Reason unknown; 8. Reason unknown; 9. 1985 by condemnation, contested by the State of Mississippi; 10. No.

Each correct answer counts 10 points. If you had to look up more than 3, you aren't qualified to vote on this issue without more study.

EXHIBIT "A"

Importance of Forestry Industry in Mississippi

A great deal has been said and written about the economic importance of the National Guard at Camp Shelby and it is significant. There are about 640 permanent funded jobs and 171 seasonal jobs according to a recent letter from General Farmer. Their payroll is about \$14 million a year.

However, little or nothing has been said about the economic importance of the forest industry and resource of this area. The connection between the two is that the tree growing base in our area has been reduced at Camp Shelby by about 50,000 acres with a potential additional loss of 32,000 acres. Couple this with the losses of forest land due to roads, shopping malls, airports, wildernesses and others and over time it is a drain on the acres to grow trees.

In Mississippi, land owners are paid \$600 million for their trees, second only to cotton in economic importance. Industrial production in forestry is \$1.1 billion in Mississippi. One in every eight dollars in manufacturing is from forest industry.

There are 54 forest industries in the 10 county area of the DeSoto NF. One of the larger of these industries employs 650 people with an annual payroll of about \$19 million. They purchase trees in two counties alone for about \$8 million and pay about \$2 million in local and state taxes. This industry is not likely to leave the area based on the land swap but its cost of operation and profitability are dependent on a strong continuous tree supply.

Tom Price
Hattiesburg, MS

EXHIBIT "A"

Impacts to School Revenues from the
National Forest

The National Forests in Mississippi is a significant financial supporter of schools in Mississippi. This support is directed by federal law and requires that 25% of gross receipts from revenue produced by any means from the National Forest is to be spent on schools and roads.

National Forest are located in 33 counties in Mississippi. In the last three years the amount distributed to these counties was \$16,411,058. The distribution by counties is attached.

On the DeSoto NF in southeast Mississippi the National Guard has rendered about 50,000 acres non-timber producing as a result of their training requirements. These acres could return an additional \$177,000 per year to the 10 counties of the DeSoto NF, if allowed to grow trees. These acres could also assure about 90 jobs in the forestry industry.

The proposed interchange of land from the DeSoto NF to the Department of Defence will further reduce the 25% revenue to county school and road budgets. This reduction is about \$104,000 annually and will be a loss primarily in Perry County. The potential loss of timber production from these acres will cost about 60 jobs in the timber industry. The National Guard has said they will manage timber on this 32,000 acres the same as the National Forest and that they will return 40% of net receipts to Perry Co. They can not produce as much revenue as the National Forest because many acres of the area will be in tank trails and tank manuver ares. You can not grow trees to market size and continue to run tanks over them. Also current tank manuver areas at Camp Shelby have been thinned of trees to 24 X 24 foot spacing. This results in about 75 trees per acre. A healthy growing mature forest will have about 3 times that many. The National Guard has said some thinning would be 90 X 90 foot spacing leaving about 7 trees per acre, a virtual clear cut.

Tom Price
Hattiesburg, MS

EXHIBIT "A"

SHARED RETURNS BY COUNTY

<u>National Forest</u>	<u>County</u>	<u>FY 86</u>	<u>FY87</u>	<u>FY88</u>
<u>Bienville</u>	Jasper	\$ 151,455	\$ 110,309	\$ 135,200
	Newton	29,087	21,185	25,965
	Scott	763,312	554,369	679,453
	Smith	641,775	467,678	573,210
	Forest Total	\$1,585,629	\$1,153,541	\$1,413,828
<u>Delta</u>	Sharkey	\$ 12,892	\$ 75,803	\$ 95,914
	Forest Total	\$ 12,892	\$ 75,803	\$ 95,914
<u>De Soto</u>	Forrest	\$ 232,978	\$ 192,144	\$ 176,580
	George	42,780	35,282	32,006
	Greene	161,701	133,361	120,980
	Harrison	299,079	246,660	223,760
	Jackson	91,469	75,438	68,434
	Jones	160,533	132,397	120,105
	Pearl River	19,707	16,253	13,869
	Perry	789,500	651,448	590,905
	Stone	202,874	167,317	152,148
	Wayne	437,683	362,206	328,578
	Forest Total	\$2,438,305	\$2,012,506	\$1,827,365
<u>Holly Springs</u>	Benton	\$ 107,890	\$ 77,091	\$ 60,913
	Lafayette	76,004	54,303	42,907
	Marshall	41,951	29,973	23,683
	Tippah	18,480	13,203	10,432
	Union	16,606	11,471	9,374
	Yalobusha	41,248	29,471	23,286
Forest Total	\$ 302,179	\$ 215,905	\$ 170,595	
<u>Homochitto</u>	Adams	\$ 127,996	\$ 103,933	\$ 104,182
	Amite	318,642	260,510	261,440
	Copiah	65,832	53,456	53,583
	Franklin	856,293	694,691	696,350
	Jefferson	69,770	56,654	56,789
	Lincoln	70,536	57,275	57,412
	Wilkinson	194,126	157,630	158,007
	Forest Total	\$1,703,196	\$1,384,149	\$1,387,763
<u>Tombigbee</u>	Chickasaw	\$ 120,126	\$ 68,759	\$ 62,510
	Choctaw	53,707	30,741	27,948
	Oktibbeha	538	308	280
	Pontotoc	2,440	1,397	1,270
	Winston	\$ 129,712	\$ 74,245	\$ 67,498
Forest Total	\$ 306,523	\$ 175,450	\$ 159,506	
STATE TOTAL		\$6,348,734	\$5,017,353	\$5,054,971

Source: National Forests
in Mississippi Digest
of Forest Facts, 1989.

EXHIBIT "B"

AGREEMENT

This Agreement executed by and between FORREST COUNTY, MISSISSIPPI, THE CITY OF HATTIESBURG, MISSISSIPPI, and THE CITY OF PETAL, MISSISSIPPI, and THE LIBRARY OF HATTIESBURG, PETAL AND FORREST COUNTY, acting through their respective duly authorized officers, and pursuant to Resolutions of said bodies duly and lawfully adopted,

W I T N E S S E T H :

Mississippi Code Ann. Section 39-3-15(5) (Supp. 1990) provides

The management and control of a city-county public library system shall be vested in a board of trustees, the number of which shall be agreed upon by the board of trustees of the governing body of municipality, or municipalities, and with the consent of the board of supervisors which have contracted with each other or among themselves, to create, maintain and support a joint city-county library system. The term of each trustee shall be for a period of five (5) years. Initial appointments to the city-county board shall be made in a manner determined by the counties and municipalities involved so that terms expire on a staggered basis.

Pursuant to the above authority, it is hereby agreed as follows:

(1) The Board of Trustees of the Library of Hattiesburg, Petal and Forrest County shall be comprised of fifteen (15) trustees appointed as follows:

The City of Hattiesburg - six (6)
Forrest County - six (6)
The City of Petal - three (3).

EXHIBIT 14B4 EX 1

(2) The present trustees and their appointed expiration dates are as follows:

<u>Member</u>	<u>Appointed By</u>	<u>Expiration Date</u>
Carroll H. Ingram	Hattiesburg	April 1, 1990
Benjamin F. Bell	Forrest County	April 1, 1991
Ocie Wilson	Forrest County	April 1, 1992
R. Webster Heidelberg, III	Hattiesburg/Forrest County	April 1, 1993
Kay Reynolds	Petal	April 1, 1994.

No trustee may serve more than two (2) consecutive terms but may serve any number of terms, as provided by Section 39-3-15(6).

(3) Because of the foregoing and the requirement that initial appointments to the Board of Trustees shall be made in a manner determined by the counties and municipalities involved so that terms expire on a staggered basis, appointments of trustees shall be made on the following schedule:

	<u>Number of Appointments</u>	<u>Date of Appointments</u>	<u>Present Status</u>	<u>Date of Expiration</u>
Hattiesburg	1	4/1/90	Open*	4/1/95
	1	4/1/90	Open	4/1/95
	1	4/1/90	Open	4/1/94
	1	4/1/88	Filled*	4/1/93
	1	4/1/90	Open	4/1/92
	1	4/1/90	Open	4/1/91
Forrest County	1	4/1/90	Open	4/1/95
	1	4/1/90	Open	4/1/94
	1	4/1/90	Open	4/1/93
	1	4/1/90	Open	4/1/92
	1	4/1/87	Filled*	4/1/92
	1	4/1/86	Filled*	4/1/91
Petal	1	4/1/89	Filled*	4/1/94
	1	4/1/90	Open	4/1/93
	1	4/1/90	Open	4/1/91

* These positions are NOW held in the above order by Carroll H. Ingram, R. Webster Heidelberg, III, Jr., Ms. Ocie Wilson, The

EXHIBIT

Reverend [redacted] F. Bell and Ms. Kay Reynolds, respectively, each of whom are eligible for a consecutive five-year term upon the expiration of their current appointments, except The Reverend Benjamin [redacted] 500, who has resigned effective May 31, 1990, because of [redacted] moving out of state

(4) Appointments of successor trustees shall be made by each affected entity in accordance with presently existing terms and the standard terms hereby established. Appointments to fill unexpired terms of deceased or resigned trustees shall be made by the affected appointing entity to fill the remainder of such terms.

(5) Effective April 1, 1995, the number of trustees shall automatically commence to reduce to five (5), unless all of the appointing entities, prior to said date, shall order otherwise. In the event of such automatic reduction, terms of appointees shall be according to their appointed expirations, without renewal except that

(a) appointing authority shall be vested as follows:

- The City of Hattiesburg - two (2)
- Parrest County - two (2)
- The City of Petal - one (1),

and

(b) said five appointments shall be made for five-year terms in the sequence of the first five expirations created by this amendment beginning April 1, 1995, and shall be made so as to preserve the numerical distribution provided in paragraph (a) hereof

EXHIBIT 148M H 3

(6) The Bylaws of the Board of Trustees are hereby approved for amendment and amended consistent with this Agreement.

THIS, the 22nd day of March, 1990.

CITY OF HATTIESBURG

By: _____

CITY OF PETAL

By: _____ *Paul Ray Jr.*

FORREST COUNTY

By: _____

LIBRARY OF HATTIESBURG, PETAL AND FORREST COUNTY

By: _____ Benjamin F. Bell, Chairman

Pamela Lambert, Director

EXHIBIT "B" 21

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