

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, OCTOBER 2, 1990 AT 7:00 PM IN THE BOARD ROOM OF SAID CITY.

THOSE PRESENT	MAYOR PRO-TEM BOBBY RUNNELS
CITY ATTORNEY	THOMAS W TYNER
ALDERMEN	REUBEN CLEPPER JERRY CROWE DONALD ROWELL
OTHERS PRESENT	CHARLES GILLIS JEAN TURNER MR & MRS ODELL JAMISON HARRY HOOKS

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

THE INVOCATION WAS OFFERED BY JERRY CROWE.

WHEREAS, ALDERMAN CROWE MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF SEPTEMBER 18, 1990 BE ACCEPTED AS WRITTEN. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO-TEM RUNNELS CALLED FOR PUBLIC COMMENT.

THEREUPON, MR ODELL JAMISON ADDRESSED THE BOARD CONCERNING THE PERSONAL CARE HOME THAT HE OPERATES ON JAMES STREET. MR JAMISON STATED THAT HE IS SCHEDULED TO HAVE ANOTHER VARIANCE HEARING IN NOVEMBER AND THAT HE WAS REQUIRED TO HAVE ONE LAST YEAR. MR. JAMISON QUESTIONED THE BOARD ABOUT THE REASON FOR HIS HAVING TO COME BACK EVERY YEAR.

THEREUPON, ALDERMAN ROWELL STATED THAT HE IS STILL GETTING COMPLAINTS FROM THE JAMISON'S NEIGHBORS CONCERNING THE BEHAVIOUR OF THE RESIDENTS OF THE PERSONAL CARE HOME; THAT HE HAS NOT HEARD THE JAMISON'S SIDE OF THE STORY AND THAT ALL OF THIS SHOULD BE TAKEN UP BEFORE THE VARIANCE COMMITTEE NOT THE BOARD OF ALDERMEN.

WHEREAS, THE HOUR OF 7:00 PM HAVING ARRIVED, THE MAYOR AND BOARD OF ALDERMEN PROCEEDED TO PUBLICLY OPEN AND READ THE SEALED BIDS FOR PERSONAL SERVICES FOR DEMOLITION OF HOUSES AND /OR THE CLEANUP OF OVERGROWN LOTS ON AN HOURLY BASIS, AS NEEDED. THE BIDS WERE AS FOLLOWS:

SEE EXHIBIT "A"

SUNRISE LAWN AND LANDSCAPING	\$70.00	LABOR & EQUIP - DEMOLITION
1020 SUNRISE RD	\$40.00	BUSHHOG WITH OPERATOR
PETAL, MS. 39465		

SOUTHERN CONTRACTING CO	\$73.25	LABOR & EQUIP - DEMOLITION
1813 BROOKLANE DRIVE	\$30.00	BUSHHOG WITH OPERATOR
HATTIESBURG, MS. 39401		

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO TAKE THE FOREGOING BIDS UNDER ADVISEMENT. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, CHARLES GILLIS, REPRESENTATIVE FROM THE SMALL BUSINESS ADMINISTRATION INTRODUCED JEAN TURNER, PROCUREMENT ANALYST ON SPECIAL ASSIGNMENT IN OUR DISTRICT TO COUNSEL AND ASSIST SMALL BUSINESSES IN HOW TO MARKET THEMSELVES AND HOW TO OBTAIN GOVERNMENT CONTRACTS. MR GILLIS STATED THAT THE SBA CAN OFFER RESOURCES TO SMALL BUSINESSES AND WILL GIVE THE SERVICE THAT CONGRESS CREATED IT FOR.

WHEREAS, MAYOR PRO-TEM RUNNELS PRESENTED ESTIMATE #5 FOR THE SEWER SYSTEM IMPROVEMENTS AND ADDITIONS CONTRACT WITH J W & R CONSTRUCTION CO. IN THE AMOUNT OF \$20,645.18.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO PAY ESTIMATE # 5 TO J W & R CONSTRUCTION COMPANY. ALDERMAN CROWE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO-TEM RUNNELS PRESENTED A REQUEST FROM DON GRAHAM FOR THE CITY TO REFUND HIM \$257.50 FOR A BUILDING PERMIT ON A LOT AT 211 STARLANE DRIVE AS HE HAS DECIDED NOT TO BUILD AT THIS TIME.

THEREUPON, ALDERMAN CROWE MADE A MOTION TO REFUND \$257.50 TO DON GRAHAM. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO-TEM RUNNELS PRESENTED A RECOMMENDATION FROM CHIEF BOUNDS AND MAYOR GAY THAT JOE KNIGHT BE APPOINTED AS DEPUTY POLICE OFFICER.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION THAT JOE KNIGHT BE APPOINTED AS DEPUTY POLICE OFFICER, UPON RECEIPT OF HIS BOND. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO-TEM RUNNELS PRESENTED THE FOLLOWING PROOFS OF PUBLICATION TO THE BOARD:

- A) RESOLUTION - 1990 CENSUS
- B) RESOLUTION - FIXING THE TAX LEVY
- C) PUBLIC NOTICE - CLEON SIBLEY ZONING HEARING
- D) ORDINANCE 1988(73-B)
- E) RESOLUTION - 1990-91 BUDGET
- F) NOTICE TO BIDDERS - DEMOLITION & CLEANUP
- G) ORDINANCE 1979(42-A67)

THEREUPON, ALDERMAN CROWE 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 JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO-TEM RUNNELS PRESENTED A REQUEST FROM THE COURT CLERK TO ATTEND THE FALL SEMINAR ON OCTOBER 10-11, 1990 IN JACKSON, MS. WHICH WILL BE AT NO COST TO THE CITY.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO GIVE THE COURT CLERK PERMISSION TO ATTEND THE FALL SEMINAR IN JACKSON, OCTOBER 10-11, 1990. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO-TEM RUNNELS PRESENTED UTILITY EASEMENTS FROM 1) CAROLYN J PIERCE, EUGENE GRIMES AND MARJOIRE A EBERHART AND 2) LEE F. REEVES AND EUNICE B. REEVES AND 3) BONNIE GREEN.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO ACCEPT THE FOREGOING EASEMENTS AND TO PAY \$10.00 FOR EACH EASEMENT. ALDERMAN CROWE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO-TEM RUNNELS PRESENTED A REQUEST FROM NEEL-SCHAFFER, INC. FOR THE FINAL PAYMENT FOR RENTAL REHAB PROJECT #0068000358 TO JACK COOLEY IN THE AMOUNT OF \$6,254.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO MAKE THE FINAL PAYMENT TO JACK COOLEY IN THE AMOUNT OF \$6,254. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO-TEM RUNNELS PRESENTED INVOICE #8541 FROM NEEL-SCHAFFER, INC. IN THE AMOUNT OF \$2,050. FOR THE ADMINISTRATION OF THE 1989 RENTAL REHAB PROGRAM.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO PAY NEEL-SCHAFFER, INC. \$2,050. FOR THE ADMINISTRATION OF THE 1989 RENTAL REHAB PROGRAM. ALDERMAN CROWE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO-TEM RUNNELS PRESENTED THE ORDER OF FORFEITURE OF PROPERTY ON ONE (1) 1982 TOYOTA COROLLA VIN # JT2TE758300792272 AND ONE (1) 1979 CHRYSLER NEW YORKER VIN # TP42K9A152228.

SEE EXHIBIT "B"

ORDER OF FORFEITURE OF PROPERTY - TOYOTA

ORDER OF FORFEITURE OF PROPERTY - CHRYSLER

THEREUPON, ALDERMAN CROWE MADE A MOTION TO ACCEPT THE FOREGOING ORDERS AND TO HAVE THE EQUIPMENT INVENTORIED. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO-TEM PRESENTED A CLAIM FROM DON PLESS FOR DAMAGES RECEIVED TO HIS VEHICLE WHEN HE HIT A DRAINAGE OUTLET AT JR. FOOD MART ON SOUTH MAIN.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO REJECT MR PLESS' CLAIM SINCE THE OUTLET IS NOT ON CITY PROPERTY. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

ALDERMAN JERRY CROWE

WHEREAS, MAYOR PRO-TEM RUNNELS REQUESTED THE WISHES OF THE BOARD CONCERNING THE 1990 PREMIUM FOR THE PHYSICAL DAMAGES ON CERTAIN CITY VEHICLES.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO PAY CLYDE C. SCOTT INSURANCE AGENCY \$7,417.48 FOR THE COVERAGE ON THE VEHICLES. ALDERMAN CROWE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO-TEM RUNNELS PRESENTED AN INVOICE FOR THE FIRST QUARTER PAYMENT FOR THE 1990 WORKER'S COMPENSATION PREMIUM FOR THE CITY IN THE AMOUNT OF \$13,296.90.

THEREUPON, ALDERMAN CROWE MADE A MOTION TO AUTHORIZE THE CITY CLERK TO PAY \$13,296.90 FOR THE FIRST QUARTER PAYMENT FOR THE WORKER'S COMPENSATION PREMIUM. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO-TEM RUNNELS PRESENTED THE CLAIMS #14757 - #15070 OF THE CITY OF PETAL GENERAL FUNDS AND THE PETAL WATER AND SEWER FUNDS.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO PAY CLAIMS #14757-#15070 OF THE CITY OF PETAL GENERAL FUNDS AND THE PETAL WATER AND SEWER FUNDS.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO-TEM RUNNELS PRESENTED THE FOLLOWING ORDER HIRING GARY HUST AS A PART-TIME EMPLOYEE OF THE RECREATION DEPARTMENT AT \$3.80 PER HOUR EFFECTIVE OCTOBER 8, 1990.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN DO HEREBY DEEM IT NECESSARY TO HIRE A PART-TIME EMPLOYEE IN THE RECREATION DEPARTMENT.

IT IS HEREBY ORDERED THAT GARY HUST BE HIRED AS A PART-TIME EMPLOYEE IN THE RECREATION DEPARTMENT AT \$3.80 PER HOUR EFFECTIVE OCTOBER 8, 1990 UNTIL FURTHER ORDERS OF THE BOARD.

SO ORDERED ON THIS THE 2ND DAY OF OCTOBER, A.D., 1990

THEREUPON, ALDERMAN CROWE MADE A MOTION TO ADOPT THE FOREGOING ORDER. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO-TEM RUNNELS STATED THAT THE CITY IS READY TO ADVERTISE FOR BIDS FOR THE NEW TRAFFIC SIGNALS AT MAIN AND CENTRAL AVENUE.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ADVERTISE FOR BIDS FOR THE TRAFFIC SIGNALS. ALDERMAN CROWE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, ALDERMAN CROWE MADE A MOTION TO ADJOURN. ALDERMAN CLEPPER SECONDED THE MOTION.

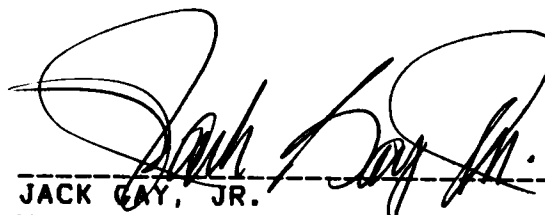
THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL

THOSE PRESENT AND VOTING "NAY":

NONE

THEREBEING NO FURTHER BUSINESS, THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI WAS ADJOURNED ON THIS THE 2ND DAY OF OCTOBER, A.D., 1990.



JACK GAY, JR.
MAYOR

(SEAL)

ATTEST:



PRISCILLA C. DANIEL
CITY CLERK

EXHIBIT "A"

Mayor and Board of Aldermen
c/o City Clerk's Office
P.O. Box 564
Petal, MS 39465

The undersigned Bidder agrees to comply with and provide the following services to the City of Petal, Mississippi

Bidder shall furnish personal services for demolition of houses and/or cleanup of overgrown lots for a period of one (1) year beginning on the date of contract.

Bidder shall provide services on an "as needed" basis for the furnishing of the following:

Labor and equipment for
Demolition of structures
and lot cleaning

\$ 70.00 Cost/hr

Bushhog with operator

\$ 40.00 Cost/hr

Successful bidder shall furnish and supervise any personnel needed to perform said services

Successful bidder will remove any and all materials and debris from properties and the same shall be cleared and cleaned to the satisfaction of the Building Official or his designee

Successful bidder shall be responsible for and shall furnish any and all insurance that may be required by the City

Successful bidder shall obtain all necessary permits and be an approved contractor for the City

Successful bidder shall submit detailed invoices of each job to the City, which shall be paid within forty-five days after final inspection and approval of the work by the City's Building Official or his designee

Successful bidder agrees to comply with all federal, state, and city laws in performing the work contracted for under this contract

Successful bidder will coordinate all work activities with the City's Building Official or his designee

Successful bidder agrees that it will hold harmless and indemnify City from any and all liability and damages of any kind whatsoever resulting from providing these services

It is understood that this Contract may be terminated by either party for any reason upon fifteen (15) days written notice of intention to terminate this

contract

SUNRISE LAWN AND LANDSCAPING
NAME OF COMPANY/OR INDIVIDUAL
(PLEASE PRINT OR TYPE)

Kan J. Temple - CO-OWNER

OFFICIAL'S NAME AND TITLE
OR INDIVIDUAL'S SIGNATURE

1020 SUNRISE RD
PETAL, MS 39465

COMPANY/INDIVIDUAL'S ADDRESS
PHONE NUMBER (DAY AND NIGHT)

PHONE: 544-2150

EXHIBIT "A"

Mayor and Board of Aldermen
c/o City Clerk's Office
P.O. Box 564
Petal, MS 39465

The undersigned Bidder agrees to comply with and provide the following services to the City of Petal, Mississippi

Bidder shall furnish personal services for demolition of houses and/or cleanup of overgrown lots for a period of one (1) year beginning on the date of contract.

Bidder shall provide services on an "as needed" basis for the furnishing of the following:

Labor and equipment for
Demolition of structures
and lot cleaning

\$ 73.25 Cost/hr

Bushhog with operator

\$ 3.50 Cost/hr

Successful bidder shall furnish and supervise any personnel needed to perform said services

Successful bidder will remove any and all materials and debris from properties and the same shall be cleared and cleaned to the satisfaction of the Building Official or his designee

Successful bidder shall be responsible for and shall furnish any and all insurance that may be required by the City

Successful bidder shall obtain all necessary permits and be an approved contractor for the City

Successful bidder shall submit detailed invoices of each job to the City, which shall be paid within forty-five days after final inspection and approval of the work by the City's Building Official or his designee

Successful bidder agrees to comply with all federal, state, and city laws in performing the work contracted for under this contract

Successful bidder will coordinate all work activities with the City's Building Official or his designee

Successful bidder agrees that it will hold harmless and indemnify City from any and all liability and damages of any kind whatsoever resulting from providing these services

It is understood that this Contract may be terminated by either party for any reason upon fifteen (15) days written notice of intention to terminate this contract

SOUTHERN CONTRACTING Co
NAME OF COMPANY/OR INDIVIDUAL
(PLEASE PRINT OR TYPE)

J.B. Culpepper - owner
OFFICIAL'S NAME AND TITLE
OR INDIVIDUAL'S SIGNATURE

1813 Brooklane - Hattiesburg 39401
P.O. Box 1043 - Hattiesburg, MS 39403-1043
COMPANY/INDIVIDUAL'S ADDRESS
PHONE NUMBER (DAY AND NIGHT)

553-2050

EXHIBIT "B"

FILED
SEP 20 1990

IN THE CIRCUIT COURT OF FORREST COUNTY, MISSISSIPPI
STATE OF MISSISSIPPI
CIRCUIT CLERK

VERSUS
CAUSE NO.: 10-88-2486

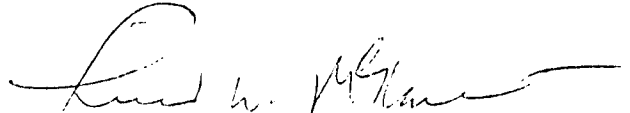
EX REL ONE ONE (1) 1982 TOYOTA COROLLA
AUTOMOBILE, GOLD IN COLOR,
(JOHN F. ANDERSON III)

ORDER FOR FORFEITURE OF PROPERTY

THIS DAY the Petition for Forfeiture of Property filed herein by the State of Mississippi, by and through the Office of the District Attorney, upon Motion to forfeit the subject property, pursuant to Section 41-29-177 and Section 41-29-153 of the Miss. Code of 1972, as amended, was presented to this Court, and the Court after hearing the evidence presented and having considered same, finds that said Motion is well taken and should be sustained.

IT IS, THEREFORE, ORDERED AND ADJUDGED that the ONE (1) 1982 TOYOTA COROLLA AUTOMOBILE, GOLD IN COLOR, be, and the same is hereby forfeited and titled to Petal Police Department, Petal, Mississippi.

SO ORDERED AND ADJUDGED on this the 20th day of September, A.D., 1990.


CIRCUIT COURT JUDGE

VIN 5T2TE75830792272

EXHIBIT "B"

7012-111

IN THE CIRCUIT COURT OF FORREST COUNTY, MISSISSIPPI
STATE OF MISSISSIPPI

VERSUS

CAUSE NO.: 3-90-2924

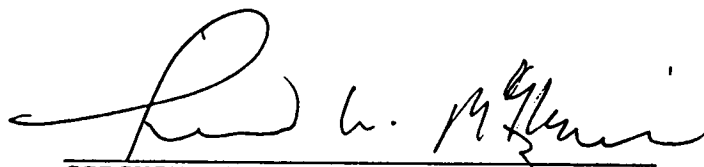
EX REL ONE ONE (1) 1979 CHRYSLER NEW YORKER
AUTOMOBILE, VIN TP42K9A152228,
(DENNIS JACKSON)

ORDER FOR FORFEITURE OF PROPERTY

THIS DAY the Petition for Forfeiture of Property filed herein by the State of Mississippi, by and through the Office of the District Attorney, upon Motion to forfeit the subject property, pursuant to Section 41-29-177 and Section 41-29-153 of the Miss. Code of 1972, as amended, was presented to this Court, and the Court after hearing the evidence presented and having considered same, finds that said Motion is well taken and should be sustained.

IT IS, THEREFORE, ORDERED AND ADJUDGED that the ONE (1) 1979 CHRYSLER NEW YORKER AUTOMOBILE, VIN TP42K9A152228, be, and the same is hereby forfeited and titled to the Petal Police Department, Petal, Forrest County, Mississippi.

SO ORDERED AND ADJUDGED on this the 4th day of June, A.D., 1990.


CIRCUIT COURT JUDGE

FILED
JUN - 1 1990

Marian Brown
CIRCUIT CLERK