

BE IT REMEMBERED THAT THE RECESSED MEETING OF FEBRUARY 19, 1991 OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI WAS HELD ON THIS THE 25TH DAY OF FEBRUARY, 1991 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 W RUNNELS LEROY SCOTT
OTHERS PRESENT	DAN TOLBERT

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

THE INVOCATION WAS OFFERED BY THOMAS W TYNER.

THE PLEDGE OF ALLEGIANCE WAS RECITED.

WHEREAS, MAYOR GAY REQUESTED THE WISHES OF THE BOARD CONCERNING THE APPOINTMENT OF THE SCHOOL BOARD MEMBER.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO REAPPOINT TOMMIE JEAN WALLACE TO A FIVE (5) YEAR TERM EFFECTIVE MARCH 1, 1991. 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 REQUESTED THE WISHES OF THE BOARD CONCERNING AN AMENDMENT TO THE ZONING ORDINANCE TO REQUIRE USED CAR DEALERS TO PLACE WRECKED VEHICLES OUT OF SIGHT OF THE PUBLIC OR BEHIND FENCE.

THEREUPON, AFTER DISCUSSION, THE BOARD REQUESTED THAT AN AMENDMENT BE PREPARED AND RETURNED FOR THE BOARD'S APPROVAL AT THE MARCH 5, 1991 MEETING REQUIRING WRECKED VEHICLES BE PLACED OUT OF SIGHT BEHIND FENCING.

WHEREAS, MAYOR GAY PRESENTED THE REPORT OF THE SELECTION COMMITTEE FOR ENGINEERING SERVICES ON THE CDBG SEWER REHAB PROJECT.

SEE EXHIBIT "A"

REPORT OF SELECTION COMMITTEE

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ACCEPT THE REPORT OF THE SELECTION COMMITTEE AND TO ACCEPT THE PROPOSAL FROM THE FIRM OF SHOWS AND DEARMAN, INC. FOR THE ENGINEERING SERVICES AND TO AUTHORIZE THE MAYOR TO EXECUTE A CONTRACT WITH SHOWS AND DEARMAN UPON THE RELEASE OF CONDITIONS. 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 PRESENTED THE TRAVEL REQUEST FROM THE CITY CLERK TO ATTEND THE 21ST ANNUAL CONFERENCE OF MUNICIPAL CLERKS, ASSESSORS AND COLLECTORS IN TUPELO, MS. ON MARCH 20-22, 1991.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ATTEND THE SEMINAR AND TO PAY HER EXPENSES. 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 ALDERMAN CROWE HAD REQUESTED THAT THE CITY DISCUSS ONCE A WEEK GARBAGE PICKUP.

THEREUPON, AFTER DISCUSSION, THE BOARD AGREED TO ENCOURAGE RECYCLING WHICH SHOULD REDUCE THE AMOUNT OF GARBAGE PICKED UP SO THAT AT SOME POINT IN THE FUTURE ONCE A WEEK GARBAGE MIGHT BE FEASIBLE.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO DESIGNATE THE MONTH OF MARCH AND APRIL AS RECYCLING MONTH IN PETAL. 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 STATED THAT THE CITY HAS A GENERAL OBLIGATION BOND ISSUE IN THE AMOUNT OF \$150,000 THAT WAS USED TO PURCHASE THE CITY BARN IN 1982. MAYOR GAY STATED THAT THE ISSUE WAS AT 12% INTEREST FOR 15 YEARS AND CURRENTLY THERE IS A BALANCE OF \$85,000. ON THIS ISSUE, MAYOR GAY STATED THAT PURSUANT TO SECTION 17-21-51, THE CITY CAN BORROW \$85,000.00 FOR A TERM NOT TO EXCEED FIVE (5) YEARS AT A LESSER INTEREST RATE AND SAVE THE CITY APPROXIMATELY \$19,000. WITH THE ANNUAL INSTALLMENTS EQUAL TO OR LESS THAN CURRENTLY BEING PAID.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOLLOWING RESOLUTION AUTHORIZING THE BORROWING OF THE \$85,000. AND THE THE CALL OF THE \$150,000 BONDS. ALDERMAN CROWE SECONDED THE MOTION.

SEE EXHIBIT "B"

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 ADJOURN.
ALDERMAN SCOTT SECONDED THE MOTION.

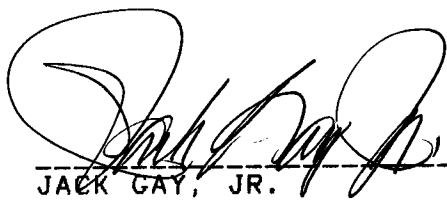
THOSE PRESENT AND VOTING "AYE":

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 RECESSED MEETING
OF THE MAYOR AND BOARD OF ALDERMEN OF FEBRUARY 19, 1991 WAS
ADJOURNED ON THIS THE 25TH DAY OF FEBRUARY, A.D., 1991.



JACK GAY, JR.
MAYOR

(SEAL)

ATTEST:


PRISCILLA C. DANIEL
CITY CLERK

CITY OF PETAL
1990 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

REPORT OF SELECTION COMMITTEE
FOR PROFESSIONAL SERVICES

ENGINEERING

The Selection Committee for Professional Services - Engineering for the 1990 Community Development Block Grant Program for the City of Petal met on FEBRUARY 25, 1991.

The Selection Committee, appointed by MAYOR JACK GAY, JR. consisted of the following individuals:

- MAYOR JACK GAY, Chairman
- ALDERMAN DONALD ROWELL, Member
- ALDERMAN BOBBY RUNNELS, Member
- CITY CLERK PRISCILLA DANIEL, Member
- _____, Member

The Selection Committee evaluated the proposals for professional services for engineering which were received on FEBRUARY 19, 1991 and opened on FEBRUARY 19, 1991. Proposals were requested and evaluations were made in accordance with OMB Circular A-102, Attachment O, Paragraph 11C, "Competitive Negotiations".

Proposals were received from the following firms:

- THE WALKER ASSOCIATES
- ENGINEERING SERVICE, A DIV OF M & G ENTERPRISES
- SHOWS AND DEARMAN, INC.
- ALFORD ENGINEERING
- ASSOCIATED CONSULTANTS L & D
- ALLEN & HOSHALL, LTD
- ENGINEERING ASSOCIATES, INC.

The firm of SHOWS AND DEARMAN, INC. was determined to be the best qualified. The summary of the evaluation of the firms, as well as the evaluation forms used by the individual committee members, are attached to this report.

Therefore, the Selection Committee recommends that the Board of Aldermen accept the proposal of SHOWS AND DEARMAN, INC. to provide professional services for engineering for the 1990 Community Development Block Grant Program.

<u>[Signature]</u> Chairman	<u>2/25/91</u> Date
<u>[Signature]</u> Committee Member	<u>2/25/91</u> Date
<u>[Signature]</u> Committee Member	<u>2/25/91</u> Date
<u>[Signature]</u> Committee Member	<u>2/25/91</u> Date
_____ Committee Member	_____ Date

EXHIBIT "B"

The Mayor and Board of Aldermen took up for consideration the matter of the issuance of negotiable notes in the total sum of Eighty-Five Thousand Dollars (\$85,000.00), to be issued in principal amounts of \$17,000 each, the first of such promissory notes to be due and payable with principal and interest in one year after date of issuance, the second note being due and payable with principal and interest due in two years after date, the third note being due and payable with principal and interest due in three years after date, the fourth note being due and payable with principal and interest due in four years after date, the fifth note being due and payable with principal and interest due in five years after date, pursuant to Section 17-21-51, 17-21-53 and 17-21-55 of the Mississippi Code of 1972, as amended. After thoroughly discussing the matter, Alderman Scott offered and moved the adoption of the following resolution:

RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE OF NEGOTIABLE NOTES IN THE PRINCIPAL SUM OF \$85,000.00 TO BE PAID IN EQUAL SUMS OF \$17,000.00 PLUS ACCRUED INTEREST, ANNUALLY FOR A PERIOD OF FIVE YEARS, FOR THE PURPOSE OF REFUNDING BONDS AUTHORIZED ON APRIL 6, 1982, FOR THE ORIGINAL PURPOSE OF PURCHASING LAND, BUILDINGS, IMPROVEMENTS, AND EQUIPMENT FOR A FACILITY TO BE USED TO GARAGE, REPAIR AND STORE MOTOR VEHICLES AND OTHER EQUIPMENT OWNED BY THE MUNICIPALITY AND FOR RELATED PURPOSES.

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi (the "Governing Body" of the "Municipality"), does hereby find, determine, adjudicate and declare as follows:

1. That heretofore, and on the 23rd day of February, 1982, the Governing Body adopted a Resolution entitled "RESOLUTION DECLARING THE INTENTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI, TO ISSUE GENERAL OBLIGATION BONDS OF SAID MUNICIPALITY IN THE MAXIMUM PRINCIPAL AMOUNT OF ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00) TO RAISE MONEY FOR THE PURPOSE OF PURCHASING LAND, BUILDINGS,

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IMPROVEMENTS AND EQUIPMENT FOR A FACILITY TO BE USED TO GARAGE,
REPAIR AND STORE MOTOR VEHICLES AND OTHER EQUIPMENT OWNED BY
THE MUNICIPALITY, AND DIRECTING PUBLICATION OF NOTICE OF SUCH
INTENTION," and

2. That pursuant to Resolution adopted by the Governing
Body on April 6, 1982, said bonds in the principal amount of
\$150,000.00 were offered for sale to the highest bidder
therefor, on April 27, 1982; and

3. That on April 27, 1982, said general obligation
public improvement bonds were sold to the highest bidder
therefor, and

4. Due to the change in the market dealing with
negotiable instruments, bonds, and other evidences of municipal
indebtedness, it is the finding of the Mayor and Board of
Aldermen of the City of Petal, Mississippi, that the interest
rate currently being paid on the outstanding bonds described
herein, is in excess of that which would be charged for the
borrowing of the funds necessary to redeem said bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF
ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI AS FOLLOWS:

SECTION 1. That the Mayor and Board of Aldermen of the
City of Petal, Mississippi, do hereby authorize the issuance of
negotiable notes, in the principal sum of \$85,000, to be
divided into five notes of \$17,000.00 each, repayment of the
first note for principal and accrued interest to be due on
April 18, 1992, the second note, with principal and accrued
interest to be due on April 18, 1993, the third note, with
principal and interest to be due on April 18, 1994, the fourth
note, with principal and interest to be due on April 18, 1995,
and the fifth note, with principal and interest to be due on
April 18, 1996.

SECTION 2. That the Mayor and Board of Aldermen of the
City of Petal, Mississippi, do hereby find and adjudicate that
the borrowing of said funds and the issuance of said negotiable
notes is reasonable and necessary in that previously

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outstanding bonds can be redeemed and the cost of repayment will be less since the lower interest rate will be obtained on the issuance of the negotiable notes, than the interest rate currently being paid on general obligations bond authorized by Resolution of April 6, 1982.

SECTION 3. That the issuance of the negotiable notes as set forth herein, for the purposes heretofore recited, is authorized by Sections 17-21-51, 17-21-53, and 17-21-55 of the Mississippi Code of 1972, as amended.

SECTION 4. That the full faith, credit, and resources of the City of Petal, Mississippi, are pledged for the prompt payment of said negotiable notes according to their terms; that if necessary, the governing authority shall annually levy a special tax upon all of the taxable property within the municipality at a rate, the avails of which will be sufficient to provide such payment.

SECTION 5. That such negotiable notes shall be offered at public sale by the governing authority after not less than ten days advertising in a paper having general circulation within the governing authority, the sale of said negotiable notes to be made to the bidder offering the lowest rate of interest or whose bid represents the lowest net cost to the governing authority, provided said rate of interest shall not exceed that now or hereafter authorized in Section 75-17-101 of the Mississippi Code of 1972, as amended.

SECTION 6. That the Clerk of the municipality is authorized, directed and instructed to offer for sale such negotiable notes at public sale after not less than ten days advertising in the Hattiesburg American, a newspaper having general circulation within the municipality, bids for the sale of such negotiable notes to be received and acted on by the Mayor and Board of Aldermen of the City of Petal, Mississippi, at their regular meeting at 7:00 o'clock p.m. on Tuesday, April 2, 1991.

SECTION 7. That the negotiable notes to be issued by the

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City of Petal, Mississippi, shall be in the following form:

NEGOTIABLE NOTE

CITY OF PETAL
FORREST COUNTY, MISSISSIPPI

April 18, 1991

FOR VALUE RECEIVED, the undersigned City of Petal, a municipal corporation, acting through its Mayor and City Clerk, promises to pay to _____ or order, through its paying agent, _____, or at such other place as the holder hereof may designate in writing, the principal sum of Seventeen Thousand Dollars (\$17,000.00) in lawful money of the United States of America, with interest at the rate of _____ percent.

Principal and interest shall be due and payable [one, two, three, four, five (years)] from date. The maker reserves the privilege to prepay at any time, without penalty, the entire indebtedness or any part thereof. In the event default be made in the prompt payment of this note when due or declared due, and the same is placed in the hands of an attorney for collection, or suit is brought on the same, or the same is collected through any judicial proceedings whatever, then the maker hereof agrees and promises to pay a reasonable attorney's fee, together with all costs of collection, not to exceed fifteen percent (15%) of the principal then due.

The City of Petal, Mississippi, a municipal corporation, hereby declares the full faith, credit, and resources of said municipality for the prompt payment of this negotiable note according to its terms.

WITNESS THE SIGNATURE of the City of Petal, a

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municipal corporation, by and through its Mayor and
City Clerk on this, the _____ day of April, A.D.,
1991.

CITY OF PETAL, A MUNICIPAL
CORPORATION

BY; _____
JACK GAY, JR., Mayor

ATTEST:

PRISCILLA C. DANIEL,
City Clerk

Alderman Crowe then seconded the motion to
adopt the foregoing Resolution, and the question being put to a
roll call vote, the result was as follows:

Reuben Clepper - Aye

Jerry Crowe - Aye

Donald H. Rowell - Aye

Bobby Runnels - Aye

Leroy Scott - Aye

The motion having received the unanimous vote of the Board
of Aldermen, the Mayor declared the motion carried and the
Resolution adopted on this, the 25th day of February, A.D.,
1991.

APPROVED:

MAYOR

ATTEST:

Priscilla Daniel
CITY CLERK

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