

BE IT REMEMBERED THAT THERE WAS BEGUN AND HELD THE REGULAR MINUTES OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI ON JANUARY 15, 1991 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 H ROWELL LEROY SCOTT
OTHERS PRESENT	WILLOUGHBY WRIGHT SCOTT RANDALL MARY WARREN AUBRA EVANS DAN TOLBERT LLOYD WARD

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

THE INVOCATION WAS OFFERED BY THOMAS W TYNER.

THE PLEDGE OF ALLEGIANCE WAS RECITED.

WHEREAS, ALDERMAN CLEPPER MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF JANUARY 3, 1991 BE ACCEPTED AS WRITTEN. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

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

THEREUPON, AUBRA EVANS, FIRE CHIEF, STATED THAT THE FIRE SCHOOLS HE HAD REQUESTED TO SEND TOMMY FREEMAN AND JIMMY BARDING TO HAVE BEEN FILLED SO THE STATE FIRE ACADEMY HAS REFUNDED THE FEES AND HE WOULD LIKE TO APPLY THAT MONEY AND ADDITIONAL FUNDS TO SEND JIMMY BARDING TO THE FIRE APPARATUS DRIVER/OPERATOR 1002 SCHOOL JULY 8 -19, 1991.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AUTHORIZE JIMMY BARDING TO ATTEND THE FIRE APPARATUS DRIVER/OPERATOR 1002 SCHOOL JULY 8-19, 1991 AND THE CITY TO PAY HIS TUITION AND EXPENSES. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, THE HOUR OF 7:00 PM HAVING ARRIVED, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI PROCEEDED TO PUBLICLY OPEN AND READ THE SEALED BIDS FOR A NEW 1991 POLICE CAR. THE BIDS READ AS FOLLOWS:

SEE EXHIBIT "A"

RYAN MOTORS INC   \$14,577.27  
P O BOX 1586  
HATTIESBURG, MS. 39403-1586

COURTESY MOTORS INC.                                   NO BID  
P O BOX 352  
HATTIESBURG, MS. 39403-0352

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO TAKE THE FOREGOING BIDS UNDER ADVISEMENT TO INVESTIGATE THE STATE CONTRACT BID PRICE ON THE CHEVROLET CAPRICE. ALDERMAN CROWE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, WILLOUGHBY WRIGHT, CPA, OF WRIGHT & KING, P.A., PRESENTED THE AUDIT REPORT FOR THE FY 1989-90 OF THE CITY OF PETAL TO THE BOARD. MR WRIGHT STATED THAT THE AUDIT REFLECTED NO MATERIAL WEAKNESSES AND THAT HE HAS ISSUED AN UNQUALIFIED OPINION.

SEE EXHIBIT "B"

AUDIT REPORT

THEREUPON, ALDERMAN ROWELL MADE A MOTION THAT THE REPORT BE ACCEPTED AND AUTHORIZE THE CITY CLERK TO PUBLISH THE NOTICE OF AVAILABILITY OF THE AUDIT. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, SCOTT RANDALL, MANAGER OF THE PINE BELT CABLE, SUBMITTED A NEW FRANCHISE AGREEMENT BETWEEN THE CABLE COMPANY AND THE CITY OF PETAL FOR THE BOARD'S REVIEW.

THEREUPON, MAYOR PRO-TEM RUNNELS STATED THAT THE FRANCHISE WOULD BE REVIEWED AND RETURNED WITH ANY AMENDMENTS THAT THE BOARD MIGHT FIND NECESSARY.

WHEREAS, MARY WARREN ADDRESSED THE BOARD CONCERNING THE PLACEMENT OF HER TRAILER, WHICH WAS MOVED FROM SUNRISE, TO HER PROPERTY ON BAKER STREET.

THEREUPON, ALDERMAN CROWE STATED THAT HE AGREES THAT MRS. WARREN'S PROPERTY DOES NOT MEET THE ORDINANCE REQUIREMENT OF 20,000 SQUARE FEET NECESSARY FOR THE PLACEMENT OF THE TRAILER BUT BECAUSE OF MISUNDERSTANDING AND THE MISCOMMUNICATION ON THE PART OF THE CITY THAT HE FEELS TO PROTECT OUR INTEGRITY THE CITY SHOULD PAY THE COST OF MOVING MRS. WARREN'S TRAILER TO AN ADJACENT PIECE OF PROPERTY THAT DOES MEET THE ORDINANCE REQUIREMENTS.

THEREUPON, AFTER LENGTHY DISCUSSION, ALDERMAN ROWELL MADE A MOTION THAT IF MRS. WARREN MOVES THE TRAILER TO THE ADJACENT PIECE OF PROPERTY TO WAIVE PERMIT FEES AND WAIVE ANY CHARGES INVOLVED IN THE RELOCATION OF THE WATER METER AND SEWER TAP. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO-TEM RUNNELS STATED THAT CHERI NOBLES OF THE WESLEY HOME SERVICES HAS REQUESTED THAT THE CITY CONTRIBUTE TO THE COUNCIL ON AGING FOR SPECIFIED USE BY WESLEY HOME SERVICES IN PROVIDING SERVICES TO PETAL RESIDENTS.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO CONTRIBUTE \$1,000 TO THE SOUTH MISSISSIPPI PLANNING AND DEVELOPMENT DISTRICT, COUNCIL ON AGING SPECIFICALLY FOR THE USE BY WESLEY HOME SERVICES. ALDERMAN CROWE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO-TEM RUNNELS PRESENTED THE FOLLOWING PROOFS OF PUBLICATION.

- A) VARIANCE HEARING - DONALD ROWELL
- B) NOTICE TO BIDDERS - 1991 AUTOMOBILE FOR POLICE DEPARTMENT

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

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER  
ALDERMAN JERRY CROWE  
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

THOSE PRESENT AND ABSTAINING:

ALDERMAN DONALD ROWELL

WHEREAS, DAN TOLBERT, CITY ZONING ADMINISTRATOR, PRESENTED THE FOLLOWING PROPOSED AMENDMENTS TO THE ZONING ORDINANCE CONCERNING THE PLACEMENT OF THE MOBILE HOMES IN THE RURAL FRINGE ZONING DISTRICT OF THE CITY.

SEE EXHIBIT "C"

MOBILE HOME PROPOSALS

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO REFER THIS MATTER TO THE PLANNING COMMITTEE FOR A PUBLIC HEARING AND THEIR RECOMMENDATION ON THE MATTER. ALDERMAN CROWE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO TEM RUNNELS PRESENTED A REQUEST FOR THE REIMBURSEMENT TO WILLIAM D RIGGS BECAUSE HE FAILED TO RECEIVE HOMESTEAD EXEMPTION ON THE 1989 TAXES.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO REFUND \$201.71 TO WILLIAM D. RIGGS ESCROW ACCOUNT AT DEPOSIT GUARANTY MORTGAGE COMPANY. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO TEM RUNNELS PRESENTED THE REVENUE AND EXPENDITURE REPORT AND SUMMARY FOR THE MONTH OF DECEMBER TO THE BOARD.

THEREUPON, ALDERMAN CROWE MADE A MOTION TO ACCEPT THE DECEMBER 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 LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, THE PRIVILEGE LICENSE COLLECTION REPORT FOR THE MONTH OF DECEMBER WAS PRESENTED TO THE BOARD.

WHEREAS, MAYOR PRO-TEM RUNNELS PRESENTED THE FOLLOWING ORDER SETTING THE PAY SCALE FOR THE POLICE DISPATCHERS.

**ORDER**

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO SET A PAY SCALE FOR THE POLICE DEPARTMENT RADIO OPERATORS. THE CLASSIFICATIONS WILL BE AS FOLLOWS:

HEAD RADIO OPERATOR	\$6.10 PER HOUR
1ST CLASS - 30 MONTHS IN SERVICE	\$5.60 PER HOUR
2ND CLASS - 12 MO TO 30 MO	\$5.40 PER HOUR
3RD CLASS - 6 MO TO 12 MO	\$5.25 PER HOUR
4TH CLASS - DATE OF EMPLOYMENT TO 6 MONTH	\$5.00 PER HOUR

PROMOTIONS WILL BE BY THE RECOMMENDATION OF THE CHIEF OF POLICE .

SO ORDERED ON THIS THE 15TH DAY OF JANUARY, A.D.,  
1991.

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

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO TEM RUNNELS PRESENTED THE RECOMMENDATION  
FROM THE CHIEF OF POLICE THAT DONALD BERRY BE PROMOTED TO  
DISPATCHER 2ND CLASS AT A RATE OF \$5.40 PER HOUR.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO ADOPT THE  
FOLLOWING ORDER PROMOTING DONALD BERRY TO DISPATCHER 2ND CLASS AT A  
RATE OF \$5.40 PER HOUR. ALDERMAN CROWE SECONDED THE MOTION.

#### ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN, PURSUANT TO  
THE RECOMMENDATION OF THE CHIEF OF POLICE, DO HEREBY DEEM  
IT NECESSARY TO PROMOTE DONALD BERRY TO DISPATCHER 2ND CLASS.

IT IS HEREBY ORDERED THAT DONALD BERRY BE PROMOTED TO  
DISPATCHER 2ND CLASS AT A RATE OF \$5.40 PER HOUR EFFECTIVE  
JANUARY 10, 1991 AND UNTIL FURTHER ORDERS OF THE MAYOR AND  
BOARD OF ALDERMEN.

SO ORDERED ON THIS THE 15TH DAY OF JANUARY, A.D., 1991.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR PRO TEM RUNNELS STATED THAT DUE TO THE  
RESIGNATION OF JOE KNIGHT AS A DISPATCHER IT IS RECOMMENDED THAT  
DARTH M. BORGMAN BE HIRED AS A DISPATCHER 4TH CLASS.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO ADOPT THE  
FOLLOWING ORDER HIRING DARTH M. BORGMAN AS DISPATCHER 4TH CLASS AT  
A RATE OF \$5.00 PER HOUR EFFECTIVE UPON THE RECEIPT OF HIS PHYSICAL  
REPORT. ALDERMAN CROWE SECONDED THE MOTION.

#### ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN DO HEREBY  
DEEM IT NECESSARY TO HIRE A DISPATCHER FOR THE POLICE  
DEPARTMENT.

IT IS HEREBY ORDERED THAT DARTH M BORGMAN BE HIRED  
AS DISPATCHER 4TH CLASS AT A RATE OF \$5.00 PER HOUR AND  
UNTIL FURTHER ORDERS OF THE BOARD.

SO ORDERED ON THIS THE 15TH DAY OF JANUARY, A.D., 1991.

WHEREAS, MAYOR PRO TEM RUNNELS STATED THAT THE WEEK OF  
FEBRUARY 3 - 9, 1991 IS SCOUT WEEK.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO PROCLAIM THE  
WEEK OF FEBRUARY 3 - 9, 1991 AS SCOUT WEEK IN PETAL. ALDERMAN  
SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

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

THOSE PRESENT AND VOTING "AYE":

ALDERMAN REUBEN CLEPPER  
ALDERMAN JERRY CROWE  
ALDERMAN DONALD H ROWELL  
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  
IS ADJOURNED ON THIS THE 15TH DAY OF JANUARY, A.D., 1991.

  
-----  
JACK GAY, JR., MAYOR

(SEAL)

ATTEST:

  
-----  
PRISCILLA C. DANIEL  
CITY CLERK

EXHIBIT "A"  
**RYAN MOTORS INC.**

CHEVROLET-GEO-MITSUBISHI-SUBARU

January 11, 1991

Mayor & Board of Aldermen  
City of Petal  
Petal, Ms. 39465

Gentlemen:

We are pleased to offer the following quotation on (1) or more new 1991 Chevrolet Caprice four door Sedans for the Petal Police Department (Model number 1BL19-9C1) equipped as follows:

Four Door Sedan  
116" Wheelbase  
5.7 Liter V8 Engine (350 cubic inch)  
4 speed Automatic Transmission w/ Overdrive (especially calibrated w/ low gear blackout)  
Power Steering  
Power Brakes (Disc/front, Drum/rear) 4 wheel Anti-lock  
\*(5) Tires-speed rated P225/70 HR15 Steel Belted Radials (Goodyear Eagle GT+4)  
Solid Color-White  
Heavy Duty Vinyl Bench Seat (blue or brown)  
Intermittent Wipers  
\*Outside RH & LH Mirrors (LH Remote Control)  
Tinted Glass  
Full Floor Carpet (front/rear/trunk)  
Air Conditioning  
Heavy Duty Alternator (120 amp)  
Police Suspension (see 9C1)  
Speedometer-Police Certified  
AM/FM Stereo Radio w/ Digital Clock  
Cooling-Maximum (see 9C1)  
Ash Tray/Cigarette Lighter (in front dash)  
Heavy Duty Battery (730 CCA)  
Locks-all keyed alike (4 keys furnished)  
Antenna-Mast Type  
Halogen Headlamps- (Other Lamps)  
Instrument Panel  
Glove Box  
Under Hood  
Luggage Compartments  
Ash Tray  
Courtesy

Driver Side Air Bag  
\*Body Side Moulding (can delete-specify)  
Wheel Opening Mouldings  
23 gallon Fuel Tank  
Electric speedometer w/ Trip Odometer  
Halogen Headlamps  
Headlamps on Reminder Chime  
Side Window Defoggers

9C1 "POLICE PACKAGE"

Pursuit Suspension-special Springs & shocks  
-Firm Feel Steering  
-Specific Body Mounts  
-Front & Rear Stabilizer  
Cooling Package -Heavy Duty Radiator & Transmission Oil Cool  
-7 Blade Fan

"Speed Rated" Tires-P225/70 HR15 Steel Belted Radials Black-wal  
Engine Oil Cooler  
120 Amp Alternator  
Specially Calibrated Transmission  
A/C Cutoff & Head Pressure Relief  
Worm Drive clamps  
Certified Speedometer  
Gauges -Trip Odometer  
-Voltmeter  
-Tachometer  
-Oil Pressure

Radio Bonding Straps  
Horn/Siren Circuit Connection  
Heavy Duty Seats / Front Arm Rest  
Power Steering Cooler  
630 CCA Battery  
Low Gear Blockout  
Silicon Radiator & Heater Hoses  
Balanced Drive Shaft  
Floor Carpeting  
Front & Rear Floor Insulator  
(Dash Mount) Electric Trunk Opener  
Single Key Locking (3 keys)

\*NOTATIONS

With 350 engine Chevrolet requires a P235 tire, or signed lett (copy enclosed) to contrary. P235 tire would add \$53.00 to BID COST.

POST OFFICE BOX 1586 • 1501 WEST PINE STREET • HATTIESBURG, MISSISSIPPI 39403-1586  
(601) 584-8451 • FAX (601) 582-9414

\*NOTATIONS (continued)

\*MIRRORS-Car comes standard with right hand and left hand outside mirrors with DRIVERS SIDE REMOTE CONTROL.

To get dual remote control requires ordering "electric" dual mirrors plus power door locks-A COST INCREASE OF \$253.00.

\*BODY SIDE MOULDINGS are standard on this vehicle. Car can be ordered with these "deleted." Please specify!

BID PRICE	\$14,567.27
Sales Tax	0.00
Title & Inspection	10.00
TOTAL BID PRICE	\$14,577.27

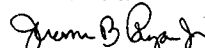
Bid price does not exceed 3% of factory invoice price as verified by copy of factory invoice furnished with dealer invoice at time of delivery, in accordance with Section 31-7-18 of the Ms. Code of 1972 Annotated.

This bid complies with provisions of Senate bill #2534 enacted by the 1976 Legislature. Our State License Bid Number is #20721.

Thank you for allowing us the opportunity of submitting this quotation.

Sincerely Yours,

RYAN MOTORS INC.

  
Jerome B. Ryan Jr.  
Vice President

JBR/mhb

Enclosure

EXHIBIT "A"



COURTESY MOTORS, Inc.

P.O. Box 352

1410 West Pine Street

Telephone 544-8111

HATTIESBURG, MISSISSIPPI 39403-0352

January 14, 1991

City of Petal  
Petal, MS

Gentlemen:

Thank you for allowing Courtesy Motors, Inc. the opportunity to bid the following specifications:

One (1) new 1991 automobile for the Petal Police Department

We regret that we cannot offer a bid on this vehicle at the present time.

We do, however, appreciate your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jerry Puckett', with a long horizontal line extending to the right.

Jerry Puckett  
Fleet Sales Representative

JP/ldl



EXHIBIT "B"

CITY OF PETAL, MISSISSIPPI  
GENERAL PURPOSE FINANCIAL STATEMENTS  
FOR THE YEAR ENDED SEPTEMBER 30, 1990

CITY OF PETAL, MISSISSIPPI  
GENERAL PURPOSE FINANCIAL STATEMENTS  
YEAR ENDED SEPTEMBER 30, 1990

PUBLIC OFFICIALS  
\*\*\*\*\*

Jack Gay, Jr.  
Mayor

Priscilla C. Daniel  
City Clerk

Members of Board of Aldermen

Donald H. Rowell	Alderman, Ward 1
Jerry Crowe	Alderman, Ward 2
Bobby Runnels	Alderman, Ward 3
Leroy Scott	Alderman, Ward 4
Reuben Clepper	Alderman at Large

CITY OF PETAL, MISSISSIPPI  
GENERAL PURPOSE FINANCIAL STATEMENTS  
FOR THE YEAR ENDED SEPTEMBER 30, 1990

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EXHIBIT "B"

Wright, King and Company, P.A.

Certified Public Accountants  
1018 Plaza Drive  
P.O. Box 18433  
Hattiesburg, MS 39402  
(601) 268-3135

Douglas A. King, CPA  
Wroughton C. Wright, CPA  
Merced N. Wright, PA

Members  
Mississippi Society Of  
Certified Public Accountants  
American Institute Of  
Certified Public Accountants

INDEPENDENT AUDITORS' REPORT

To the Mayor and Board of Aldermen  
City of Petal, Mississippi

We have audited the accompanying general purpose financial statements of the City of Petal, Mississippi, as of September 30, 1990, and for the year then ended. These general purpose financial statements are the responsibility of the City of Petal, Mississippi, management. Our responsibility is to express an opinion on these general purpose financial statements based on our audit.

We conducted our audit in accordance with generally accepted auditing standards, Governmental Auditing Standards, issued by the Comptroller General of the United States, and the provisions of Office of Management and Budget Circular A-128 "Audits of State and Local Governments." Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the general purpose financial statements are free of material misstatement. An audit includes examining on a test basis, evidence supporting amounts and disclosures in the general purpose financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as the overall general purpose financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

In connection with our audit, nothing came to our attention that caused us to believe that the City of Petal, Mississippi, is not in compliance with the requirements of the State Department of Audit, as set forth in the Municipal Compliance Questionnaire.

In our opinion, the general purpose financial statements referred to above present fairly, in all material respects, the financial position of the City of Petal, Mississippi, as of September 30, 1990, and the results of its operations and the cash flows of its enterprise fund for the year then ended in conformity with generally accepted accounting principles.

Our audit was conducted for the purpose of forming an opinion on the general purpose financial statements taken as a whole. The combining and individual fund and account group financial statements and schedules listed in the table of contents are

City of Petal, Mississippi  
December 14, 1990  
Page 2

presented for the purpose of additional analysis and are not a part of the general purpose financial statements of the City of Petal, Mississippi. Such information has been subjected to the auditing procedures applied in the audit of the general purpose financial statements and, in our opinion, is fairly stated in all material respects in relation to the general purpose financial statements taken as a whole.

*Wright, King & Company, P.A.*

WRIGHT, KING & COMPANY, P.A.  
Hattiesburg, Mississippi  
December 14, 1990

EXHIBIT A  
CITY OF PETAL, MISSISSIPPI  
COMBINED BALANCE SHEET  
ALL FUND TYPES AND ACCOUNT GROUPS  
SEPTEMBER 30, 1990

ASSETS	Governmental Fund Types			
	General	Special Revenue	Debt Service	Capital Projects
Cash & other deposits	\$ 421,221	\$ 155,689	\$ 293,769	\$ 0
Receivables (Net of allowance of \$2500)				
Franchise fees receivable	32,204			
Interest receivable	810	173	6,225	
Prepaid expenses				
Due from other funds	4,677			
Due from other governments	64,118	1,749	4,792	
Due from outside entity	200			
Inventory, at cost	1,167			
Notes receivable		276,170		
Restricted assets			4,971	
Property, plant & equipment (net)				
Other assets				
Amount available in debt service fund				
Amount to be provided for retirement of general long-term debt				
<b>Total assets</b>	<b>\$ 524,397</b>	<b>\$ 433,781</b>	<b>\$ 309,757</b>	<b>\$ 0</b>

Proprietary	Fiduciary Trust and Agency	Account Groups		Total (Memorandum Only)
		General Fixed Assets	General Long-Term Debt	
Enterprise	\$ 311,210	\$ 0	\$ 0	\$ 1,193,931
	37,077			37,077
	7,283			32,204
	2,289			14,491
	261			2,289
	173			4,938
	26,736			70,659
				373
				27,903
	1,412,141			276,170
				1,417,112
	2,620,270	7,469,661		10,089,931
	25,990			25,990
			304,786	304,786
			<b>4,141,713</b>	<b>4,141,713</b>
<b>\$4,443,430</b>	<b>\$ 12,042</b>	<b>\$ 7,469,661</b>	<b>\$ 4,446,499</b>	<b>\$ 17,639,567</b>

EXHIBIT "B"

	Governmental Fund Types			
	General	Special Revenue	Debt Service	Capital Projects
<b>LIABILITIES:</b>				
Bills docketed	\$ 43,641	\$ 11,852	\$	\$
Accounts payable	1,743			
Due to other funds		261		
Due to outside agency	6,075			
Accrued interest on bonds				
Current portion of revenue bonds				
Current portion of general obligation bonds				
Current portion of notes payable				
Contractor retainage payable				
Customer deposits				
Matured bond and interest payable			4,971	
Revenue bonds payable				
General obligation bonds payable				
Sewer abatement notes payable				
Capital leases				
<b>Total liabilities</b>	<u>51,459</u>	<u>12,113</u>	<u>4,971</u>	<u>0</u>
<b>FUND EQUITY:</b>				
Contributed capital				
Investment in general fixed assets				
Retained earnings				
Reserved for debt service				
Reserved for facilities replacement				
Unreserved			304,786	
<b>Total fund equity</b>	<u>471,771</u>	<u>421,668</u>	<u>304,786</u>	<u>0</u>
<b>Total liabilities and fund equity</b>	<u>524,397</u>	<u>\$433,781</u>	<u>\$309,757</u>	<u>\$ 0</u>

See independent auditors' report.  
 The notes to financial statements are an integral part of this statement.

Proprietary Fund Type	Fiduciary Fund Type Expendable Trusts	Account Groups		Totals (Memorandum Only)
		General Fixed Assets	General Long-Term Debt	
\$	\$	\$	\$	\$ 55,493
69,656				71,399
4,673	4			4,938
	306			6,381
12,374				12,374
20,000				20,000
30,000				30,000
20,890				20,890
27,416				27,416
76,860				76,860
				4,971
805,000				805,000
645,000			4,435,000	5,080,000
296,549			11,499	296,549
<u>2,008,418</u>	<u>310</u>	<u>0</u>	<u>4,446,499</u>	<u>11,499</u>
300,975				6,523,770
				300,975
		7,469,661		7,469,661
62,329				62,329
253,832				253,832
1,817,876				1,817,876
				1,167
	11,732			11,732
				304,786
				893,439
<u>2,435,012</u>	<u>11,732</u>	<u>7,469,661</u>	<u>0</u>	<u>11,115,797</u>
<u>\$4,443,430</u>	<u>\$ 12,042</u>	<u>\$ 7,469,661</u>	<u>\$ 4,446,499</u>	<u>\$17,639,567</u>

EXHIBIT B  
 CITY OF PETAL, MISSISSIPPI  
 COMBINED STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE  
 ALL GOVERNMENTAL FUND TYPES AND EXPENDABLE TRUST FUND  
 FOR THE YEAR ENDED SEPTEMBER 30, 1990

	Governmental Fund Types			
	General	Special Revenue	Debt Service	Capital Projects
<b>REVENUES:</b>				
Property taxes	\$ 403,607	\$ 0	\$550,699	\$ 0
Penalties and interest on delinquent taxes	6,540		5,156	
Licenses and permits	26,929			
Franchise fees	142,508			
Homestead exemption	32,292			
State shared revenue-other		35,521		
Sales tax	642,088			
Alcoholic beverage levy	900			
Intergovernmental-other	14,998	59,860		
Federal grants		51,069		
Program income		7,441		
Cultural/recreational fees	18,576			
Fines and forfeitures	95,604			
Charges for services	88,596			
Interest earnings	26,122	8,137	15,972	
Prior year taxes	1,204		2,095	
Reimbursements	1,470			
Sale of equipment	13			
Miscellaneous	6,868			
<b>Total revenues</b>	<u>1,508,315</u>	<u>162,028</u>	<u>573,922</u>	<u>0</u>
<b>EXPENDITURES:</b>				
General government	321,205			
Public safety	627,248	35,277		
Public works	393,033	72,356		
Health and welfare	18,328	5,200		
Culture and recreation	50,881			
Debt service	21,469		585,686	
Capital outlay				
<b>Total expenditures</b>	<u>1,432,164</u>	<u>112,833</u>	<u>585,686</u>	<u>0</u>
Excess (deficiency) of revenues over expenditures	<u>76,151</u>	<u>49,195</u>	<u>(11,764)</u>	<u>0</u>
<b>Other financing sources (uses):</b>				
Discharge of debt per grant contracts		(24,071)		
<b>Total other financing sources used</b>	<u>0</u>	<u>(24,071)</u>	<u>0</u>	<u>0</u>
Excess (deficiency) of revenues and other sources over expenditures and other uses	<u>76,151</u>	<u>25,124</u>	<u>(11,764)</u>	<u>0</u>
(Increase) decrease in reservations of fund balance	1,301		11,764	(172,028)
Residual equity transfer out				
<b>Net change in unreserved fund balance</b>	<u>77,452</u>	<u>25,124</u>	<u>0</u>	<u>(172,028)</u>
Fund balance - unreserved - 10/1/89	<u>394,319</u>	<u>396,544</u>	<u>0</u>	<u>172,028</u>
Fund balance - unreserved - 9/30/90	\$ 471,771	\$ 421,668	\$ 0	\$ 0



EXHIBIT "B"

Enterprise Fund		
Budget	Actual	Variance Favorable (Unfavorable)
\$	\$	\$
0	0	0
617,231	652,595	35,364
<u>68,319</u>	<u>113,903</u>	<u>45,584</u>
<u>685,550</u>	<u>766,498</u>	<u>80,948</u>
0	0	0
0	0	0
183,955	172,991	10,964
52,000	29,797	22,203
293,075	233,011	60,064
1,390,163	320,567	1,069,596
408,403	400,969	7,434
<u>2,327,596</u>	<u>1,157,335</u>	<u>1,170,261</u>
0	0	0
0	0	0
0	0	0
<u>2,327,596</u>	<u>1,157,335</u>	<u>1,170,261</u>
<u>(1,642,046)</u>	<u>(390,837)</u>	<u>1,251,209</u>

EXHIBIT C (CONTINUED)  
CITY OF PETAL, MISSISSIPPI  
COMBINED STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES  
BUDGET(NON-GAAP) AND ACTUAL ALL GOVERNMENTAL AND PROPRIETARY FUND TYPES  
FOR THE YEAR ENDED SEPTEMBER 30, 1990

Debt Service Fund			
	Budget	Actual	Variance Favorable (Unfavorable)
	\$	\$	\$
Other financing sources(uses):			
Debt proceeds			
Discharge of debt per grant contracts			
Equity transfer to enterprise fund			
Repayment of program loans			
Total other financing sources(uses)	0	0	0
Excess(deficiency) of revenues and other financing sources over expenditures and other financing uses (budgetary basis)	\$ (12,015)	(8,974)	\$ 3,041
Adjustments to GAAP basis:			
Increase(decrease) in accrued revenue		(2,790)	
Reclassification of capital outlay to notes receivable			
Add: debt reduction			
Add: capital expenditures			
(Increase)decrease in accounts payable			
Less: depreciation			
Less: debt proceeds			
Total adjustments		(2,790)	
Excess(deficiency) of revenues and other financing sources over expenditures and other financing uses (GAAP basis)		(11,764)	
Increase(decrease) in reservation of fund balance		11,764	
Residual equity transfer out		0	
Net change in unreserved fund balance		0	
Fund balance - unreserved October 1, 1989		0	
Fund balance - unreserved September 30, 1990		\$ 0	

Enterprise Fund		
Budget	Actual	Variance Favorable (Unfavorable)
\$	\$	\$
825,000	831,328	6,328
825,000	831,328	6,328
<u>\$ (817,046)</u>	<u>440,491</u>	<u>\$ 1,257,537</u>
	8,673	
	313,891	
	416,847	
	(11,424)	
	(92,334)	
	<u>(831,328)</u>	
	<u>(195,675)</u>	
	<u>244,816</u>	
	210,821	
	0	
	455,637	
	<u>1,362,239</u>	
	\$1,817,876	

EXHIBIT "B"

EXHIBIT C (CONTINUED)  
CITY OF PETAL, MISSISSIPPI  
COMBINED STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES  
BUDGET(NON-GAAP) AND ACTUAL ALL GOVERNMENTAL AND PROPRIETARY FUND TYPES  
FOR THE YEAR ENDED SEPTEMBER 30, 1990

	General Fund		Variance Favorable (Unfavorable)
	Budget	Actual	
Other financing sources(uses):			
Debt proceeds			
Discharge of debt per grant contracts			
Repayment of program loans			
Total other financing sources(uses)	0	0	0
Excess(deficiency) of revenues and other financing sources over expenditures and other financing uses (budgetary basis)	\$ (86,433)	78,234	\$ 164,667
Adjustments to GAAP basis:			
Increase(decrease) in accrued revenue		(284)	
Reclassification of capital outlay to notes receivable			
Add: debt reduction			
Add: capital expenditures (Increase)decrease in accounts payable		(1,799)	
Less: depreciation			
Less: debt proceeds			
Total adjustments		(2,083)	
Excess(deficiency) of revenues and other financing sources over expenditures and other financing uses (GAAP basis)		76,151	
Increase(decrease) in reservation of fund balance		1,301	
Residual equity transfer out		0	
Net change in unreserved fund balance		77,452	
Fund balance - unreserved October 1, 1989		394,319	
Fund balance - unreserved September 30, 1990		\$ 471,771	

See independent auditors' report.  
The notes to the financial statements are an integral part of these statements.

Special Revenue Fund			Capital Project Fund		
Budget	Actual	Variance Favorable (Unfavorable)	Budget	Actual	Variance Favorable (Unfavorable)
\$ 0	\$ (24,071)	\$ (24,071)			
7,632	7,441	(191)			
7,632	(16,630)	(24,262)	0	0	0
\$ (122,434)	(18,395)	\$ 104,039	\$ 0	0	\$ 0
	1,000				
	52,773				
	(10,254)				
	43,519			0	
	25,124			0	
	0			0	
	0			(172,028)	
	25,124			(172,028)	
	396,544			172,028	
	\$ 421,668			\$ 0	

EXHIBIT C  
CITY OF PETAL, MISSISSIPPI  
COMBINED STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES  
BUDGET(NON-GAAP) AND ACTUAL ALL GOVERNMENTAL AND PROPRIETARY FUND TYPES  
FOR THE YEAR ENDED SEPTEMBER 30, 1990

	Debt Service Fund		
	Budget	Actual	Variance Favorable (Unfavorable)
REVENUES:			
Taxes	\$ 555,825	\$ 558,912	\$ 3,087
Licenses and permits			
Intergovernmental			
State shared revenue			
Charges for services			
Culture and recreation			
Fines and forfeits	18,000	17,800	(200)
Miscellaneous	573,825	576,712	2,887
Total revenues			
EXPENDITURES:			
General government			
Personal services			
Supplies			
Other services and charges			
Capital outlay	0	0	0
Total	0	0	0
Public safety			
Personal services			
Supplies			
Other services and charges			
Capital outlay	0	0	0
Total	0	0	0
Public works			
Personal services			
Supplies			
Other services and charges			
Capital outlay	0	0	0
Total	0	0	0
Health and welfare			
Personal services			
Supplies			
Other services and charges			
Capital outlay	0	0	0
Total	0	0	0
Cultural and recreational			
Personal services			
Supplies			
Other services and charges			
Capital outlay	0	0	0
Total	0	0	0
Debt service	585,840	585,686	154
Capital outlay	0	0	0

EXHIBIT "B"

EXHIBIT D  
CITY OF PETAL, MISSISSIPPI  
WATER AND SEWER ENTERPRISE FUND  
STATEMENT OF REVENUES, EXPENSES, AND CHANGES IN RETAINED EARNINGS  
FOR THE YEAR ENDED SEPTEMBER 30, 1990  
(With Comparative Totals for the Year Ended September 30, 1989)

	1990	1989
Operating revenues:		
Charges for services	\$ 654,562	\$ 627,293
Operating expenses:		
Personal services	174,360	160,314
Supplies and materials	34,368	28,569
Contractual services	69,301	89,820
Repairs and maintenance	23,716	6,851
Utilities	52,773	52,232
Depreciation and amortization	92,334	88,491
General and administrative	5,352	1,034
	<u>452,204</u>	<u>427,311</u>
Operating income	202,358	199,982
Nonoperating revenues (expenses):		
Tap fees & other income	8,812	12,340
Interest income	106,796	63,146
Grants	1,475	0
Reimbursements and sale of equipment	3,526	750
Interest expense	<u>(78,151)</u>	<u>(62,462)</u>
Net income before extraordinary item	244,816	213,756
Extraordinary Item - Gain from debt liquidation (Note 5)	<u>0</u>	<u>329,653</u>
Net Income	244,816	543,409
Retained earnings at beginning of year - unreserved	1,362,239	818,830
Decrease in reserved retained earnings	<u>210,821</u>	<u>          </u>
Retained earnings at end of year - unreserved	\$1,817,876	\$1,362,239
	*****	*****

See independent auditors' report.  
The notes to the financial statements are an integral part of these statements.

EXHIBIT E  
CITY OF PETAL, MISSISSIPPI  
WATER AND SEWER ENTERPRISE FUND  
STATEMENT OF CASH FLOWS  
FOR THE YEAR ENDED SEPTEMBER 30, 1990  
(With Comparative Totals for the Year Ended September 30, 1989)

	1990	1989
Cash flows from operating activities:		
Cash received from customers	\$ 666,216	\$ 651,157
Cash paid to suppliers & employees	(323,897)	(339,768)
Cash grants received from other governments	1,475	0
Net cash provided by operating activities	<u>343,794</u>	<u>311,389</u>
Cash flows from noncapital financing activities:		
Proceeds from issuing long-term debt	0	710,682
Repayment of revenue bonds	(268,000)	(817,604)
Interest paid	(2,290)	(103,050)
Net cash from noncapital financing activities	<u>(270,290)</u>	<u>(209,972)</u>
Cash flows from capital and related financing activities:		
Proceeds from issuing bonds	831,418	0
Proceeds from sale of capital assets	3,526	750
Payments for capital acquisitions	(416,847)	(53,156)
Principal payments	(45,891)	0
Interest paid	(66,725)	0
Contributed capital from City of Petal	<u>172,028</u>	<u>0</u>
Net cash flows from capital and related financing activities	<u>477,509</u>	<u>(52,406)</u>
Cash flows from investing activities:		
Interest received	101,709	62,381
Net increase in cash	652,722	111,392
Cash, October 1	1,070,629	959,237
Cash, September 30	\$1,723,351	\$1,070,629
	*****	*****

RECONCILIATION OF OPERATING INCOME TO NET CASH  
PROVIDED BY OPERATING ACTIVITIES:

Operating income	\$ 202,358	\$ 199,982
Adjustments to reconcile operating income to net cash provided by operating activities:		
Depreciation	92,334	88,491
Tap fees and other income	8,812	12,340
Grants received from other governments	1,475	0
Change in assets and liabilities:		
(Increase)decrease in accounts receivable	1,501	6,422
Increase(decrease) in inventory	1,917	(8,743)
Increase(decrease) in accounts payable	34,056	1,864
Increase in customer deposits	1,341	5,102
Decrease in prepaid expenses	0	5,931
Net cash provided by operating activities	\$ 343,794	\$ 311,389
	*****	*****

See independent auditors' report.  
The notes to the financial statements are an integral part of these statements.

CITY OF PETAL  
MINUTE BOOK 12  
CITY OF PETAL, MISSISSIPPI

NOTES TO FINANCIAL STATEMENTS  
FOR THE YEAR ENDED SEPTEMBER 30, 1990

EXHIBIT "B"

(1) Summary of Significant Accounting Policies.

A. Financial Reporting

The accompanying financial statements are presented using the concepts of reporting promulgated in Statement 1 of the Governmental Accounting Standards Board. The General Purpose Financial Statements show the basic financial statements of the municipality by providing a combined overview of financial position and results of operations of the city. The total (memorandum only) columns in these statements are presented for overview information purposes and are not meant to present fairly financial position or results of operations for the City as a whole in conformity with generally accepted accounting principles.

B. Account Classifications

The account classifications used in the financial statements are in accordance with the classifications required by the Mississippi State Department of Audit.

C. Fund Accounting

The accounts of the City of Petal are organized on the basis of funds and account groups, each of which is considered a separate accounting entity. The operations of each fund are accounted for with a separate set of self-balancing accounts that comprise its assets, liabilities, fund equity, revenues, and expenditures, or expenses. City of Petal resources are allocated to and accounted for in individual funds based upon the purposes for which they are to be spent and the means by which spending activities are controlled. The various funds are grouped into generic fund types and broad categories as follows:

GOVERNMENTAL FUNDS

General Fund - The General Fund is the general operating fund of the municipality. It is used to account for all financial resources except those required to be accounted for in another fund.

CITY OF PETAL, MISSISSIPPI

NOTES TO FINANCIAL STATEMENTS  
FOR THE YEAR ENDED SEPTEMBER 30, 1990

Special Revenue Funds - Special Revenue Funds are used to account for the proceeds of specific revenue sources (other than expendable trusts or major capital projects) that are legally restricted for specific expenditure purposes.

Capital Projects Funds - Capital Projects Funds are used to account for financial resources to be used for the acquisition or construction of major capital facilities.

Debt Service Fund - The Debt Service Fund is used to account for the accumulation of resources for, and the payment of, general long-term debt principal, interest and related costs. The primary revenue source is local property taxes levied specifically for debt service.

PROPRIETARY FUNDS

Enterprise Funds - Enterprise Funds are used to account for operations which are intended to be self-supporting through user charges or where the board has determined that periodic determination of net income is appropriate for management control and accountability.

FIDUCIARY FUNDS

Trust and Agency Funds - Trust and Agency Funds are used to account for assets held by the City in a trustee capacity or as an agent for individuals, private organizations and/or other funds. Expendable Trust Funds are accounted for in essentially the same manner as governmental funds. Nonexpendable Trust Funds are used to account for the principal portion of trust funds, the part which cannot be expended. Agency Funds are custodial in nature (assets equal liabilities) and do not involve measurement of results of operations.

D. Fixed Assets and Long-term Liabilities.

The costs incurred for the purchase or construction of general fixed assets are recorded as capital outlay expenditures in the governmental funds. The fixed assets are accounted for in the General Fixed Assets Account Group, rather than in the governmental funds.

CITY OF PETAL, MISSISSIPPI

NOTES TO FINANCIAL STATEMENTS  
FOR THE YEAR ENDED SEPTEMBER 30, 1990

Fixed assets are valued at cost or estimates of amounts spent for these purposes. No depreciation has been provided on general fixed assets.

The City has elected not to capitalize infrastructure and did not attempt to value said improvements during the fixed asset inventory. The City also does not capitalize items under \$500 in cost; however, equipment lists are maintained for these items.

The long-term liabilities incurred by the City which are to be financed from the governmental funds are accounted for in the General Long-term Debt Account Group, not in the governmental funds.

The two account groups are not funds. They are concerned only with the measurement of financial position. They are not involved with measurement of results of operations.

E. Basis of Accounting.

Basis of accounting refers to when revenues and expenditures are recognized in the accounts and reported in the financial statements.

All governmental funds and expendable trust funds are accounted for using the modified accrual basis of accounting. Their revenues are recognized when they become measurable and available. Expenditures are generally recognized under the modified accrual basis of accounting when the related fund liability is incurred.

All proprietary fund types and similar trust funds (Non-expendable Trust Funds) are accounted for using the accrual basis of accounting. Their revenues are recognized when they are earned, and their expenses are recognized when they are incurred.

F. Deposits and Investments.

The City deposits funds in the financial institutions selected by the Board of Aldermen in accordance with state statutes. Furthermore, the City invests excess



Water and Sewer System fixed assets are recorded at the Enterprise Fund and are summarized as follows:

	Balance 10/1/89	ADDITIONS	DELETIONS	Balance 9/30/90
Land and easements	\$ 21,994	\$ 49,803	\$ 21,994	\$ 49,803
Buildings	49,803	2,987,852	2,987,852	2,987,852
Water/Sewer systems	2,987,852	40,223	40,223	216,645
Operating equipment	176,422	373,269	373,269	373,269
Under construction				
Less: Accumulated depreciation	(937,741)	(91,552)		(1,029,292)
Total	\$ 2,298,330	\$ 321,940	\$	\$ 2,620,270

Fixed assets are stated at cost. Additions are capitalized while expenditures for maintenance and repairs are charged against revenues. Depreciation is not provided for in the General Fixed Asset Group. Depreciation is provided for in the Water and Sewer System based upon the estimated useful life of the property under the straight-line method.

(7) Bonds Payable

Presented below is Section 21-33-303 Mississippi Code:

No municipality shall hereafter issue bonds secured by a pledge of its full faith and credit for the purposes authorized by law in an amount which, when added to the then outstanding bonded indebtedness of such municipality, shall exceed either (a) fifteen percent (15%) until September 30, 1992, and ten percent (10%) thereafter of the assessed value of the taxable property within such municipality, or (b) ten percent (10%) of the assessment for taxation, according to the last completed assessment upon which taxes were levied for its fiscal year ending September 30, 1984, whichever is greater. In computing such indebtedness, there may be deducted all bonds or other evidences of indebtedness, heretofore or hereafter issued, for school, water, sewerage systems, gas, and light and power purposes and for the construction of special improvements primarily chargeable to the property benefited, or for the purpose of paying the municipality's proportion of any betterment program, a portion of which is primarily chargeable to the property benefited. However, in no case shall any municipality contract any indebtedness which, when added to all of the outstanding general

CITY OF PETAL, MISSISSIPPI  
 NOTES TO FINANCIAL STATEMENTS  
 FOR THE YEAR ENDED SEPTEMBER 30, 1990

obligation indebtedness, both bonded and floating, shall exceed either (a) twenty percent (20%) until September 30, 1992, and fifteen percent (15%) thereafter of the assessed value of all taxable property within such municipality according to the last completed assessment for taxation or (b) fifteen percent (15%) of the assessment upon which taxes were levied for its fiscal year ending September 30, 1984, whichever is greater. Nothing herein contained shall be construed to apply to contract obligations in any form heretofore or hereafter incurred by any municipality which are subject to annual appropriations therefor, or to bonds heretofore issued by any municipality for school purposes, or to contract obligations in any form heretofore or hereafter incurred by any municipality which are payable exclusively from the revenues of any municipally-owned utility, or to bonds issued by any municipality under the provisions of Sections 57-1-1 through 57-1-51, or to any special assessment improvement bonds issued by any municipality under the provisions of Sections 21-41-1 through 21-41-53.

All bonds issued prior to July 1, 1990, pursuant to this chapter by any municipality for the purpose of the constructing, replacing, renovating or improving wastewater collection and treatment facilities in order to comply with an administrative order of the Mississippi Department of Natural Resources issued pursuant to the Federal Water Pollution Control act and amendments thereto, are hereby exempt from the limitation imposed by this section, if the governing body of the municipality adopts an order, resolution or ordinance to the effect that the rates paid by the users of such facilities shall be increased to the extent necessary to provide sufficient funds for the payment of the principal of and interest on such bonds as each respectively becomes due and payable as well as the necessary expenses in connection with the operation and maintenance of such facilities.

The following is a schedule of limitations on the indebtedness of the City at September 30, 1990:

Authorized Debt Limit:	15 Percent	20 Percent
Assessed valuation for fiscal year ended September 30, 1990 - \$21,491,767	\$ 3,223,765	\$ 4,298,353
Present debt subject to 15% limitation	(760,000)	
Present debt subject to 20% limitation including debt subject only 15% limitation		(2,860,000)
Margin for further debt under respective debt limits	\$ 2,463,765	\$ 1,438,353

CITY OF PETAL, MISSISSIPPI  
 NOTES TO FINANCIAL STATEMENTS  
 FOR THE YEAR ENDED SEPTEMBER 30, 1990

(8) Changes in Long-Term Debt.

A schedule of changes in long-term debt is presented in the Other Supplemental Information section of this report.

Bonds and installment notes payable are comprised of the following:

GENERAL OBLIGATION BONDS:	
\$3,750,000 Separate School District Bonds due in annual installments of \$80,000 in 1978 and 1979 increasing to \$85,000 in 1981, \$90,000 in 1982, \$95,000 in 1983, \$150,000 in 1984 through 1989, \$160,000 in 1990 through 1993, \$170,000 in 1994 through 1998, \$180,000 in 1990 through 2002, and \$200,000 in 2003, interest at 5.50% to 6.75%	\$2,250,000
\$150,000 Public Improvement Bonds due in annual installments of \$7,000 in 1982 through 1985, \$8,000 in 1986 and 1987, \$9,000 in 1989 and 1990, \$10,000 in 1990 and 1991, \$11,000 in 1992, \$12,000 in 1993 and 1994, \$13,000 in 1995 and 1996, and \$14,000 in 1997, interest at 12.0%	85,000
TOTAL GENERAL OBLIGATION BONDS	2,335,000
SEWER ABATEMENT NOTE PAYABLE:	
\$417,827 Sewer Abatement Loan due in monthly installments of \$1,667 for 240 months at 0%	317,439
REVENUE BONDS:	
\$825,000 Water and Sewer Series 1990 due in annual installments of \$20,000 from 1991 to 1993, \$25,000 in 1994 to 1996, \$30,000 in 1997 and 1998, \$35,000 in 1999 and 2000, and \$40,000 in 2001, \$45,000 in 2002 and 2003, \$50,000 in 2004, \$55,000 in 2005 and 2006, \$60,000 in 2007, \$65,000 in 2008, \$70,000 in 2009 and \$75,000 in 2010, interest at 6.60 to 9.40%	825,000
TOTAL REVENUE BONDS	825,000
GENERAL OBLIGATION ENTERPRISE BONDS:	
\$2,500,000 Sewer Construction Bonds due in annual installments of \$95,000 in 1987, \$105,000 in 1989, \$110,000 in 1990, \$120,000 in 1990, \$135,000 in 1991, \$140,000 in 1992, \$150,000 in 1993, \$160,000 in 1994, \$170,000 in 1995, \$180,000 in 1996, \$190,000 in 1997, \$200,000 in 1998, \$210,000 in 1999, \$220,000 in 2000, \$230,000 in 2001, \$240,000 in 2002, \$250,000 in 2003, \$260,000 in 2004, \$270,000 in 2005, \$280,000 in 2006, \$290,000 in 2007, \$300,000 in 2008, \$310,000 in 2009, and \$320,000 in 2010, interest at 6.60 to 9.40%	2,500,000

Various restrictions on deposits with financial institutions are imposed by statutes. These restrictions are summarized below.

**Deposits**

All deposits with financial institutions insured by the Federal Deposit Insurance Corporation (FDIC) must be collateralized in an amount equal to 105% of the uninsured deposit. All deposits with financial institutions insured by the Federal Savings and Loan Insurance Corporation (FSLIC) cannot exceed the amount insured by that agency (FSLIC).

**Investments**

The City is allowed, by statute, to invest excess funds in any bond or other direct obligations of the United States of America or the State of Mississippi, or of any financial institution approved for the deposit of state funds.

**G. Fund Reserves.**

Fund reserves are portions of fund equity that are legally segregated for a specific future use or are not available for current operations. Following is a description of all reserves approved by City policy:

Reserved for unemployment compensation - An account that represents the unemployment revolving fund balance which is legally restricted for the payment of unemployment benefits.

Reserved for debt service - An account used to segregate a portion of fund balance for debt service resources legally restricted to the payment of long-term debt principal and interest amount maturing in future years.

Reserved for inventory - An account used to segregate a portion of fund balance to indicate that inventory does not represent available, spendable resources even though it is a component of assets.

CITY OF PETAL, MISSISSIPPI

NOTES TO FINANCIAL STATEMENTS  
 FOR THE YEAR ENDED SEPTEMBER 30, 1990

Reserved for facility replacement - An account used to separate a portion of the fund balance that is restricted by bond agreement to facility repair and replacement.

**H. Compensated Absences.**

Employees accumulate sick pay at an amount provided by City policy. The City does not provide for payment of accumulated sick leave or vacation upon termination.

**J. This report includes all funds and account groups of the City. It includes all activities considered to be part of (controlled by or dependent on) the City under MCCA Statement 3, Defining the Governmental Reporting Entity.**

The Petal Municipal School District, although it receives significant revenues from the City, is considered to be substantially autonomous by virtue of the fact it is governed by its own board members.

**(2) Interfund Receivables and Payables.**

**A. The following is a summary of Due To and From other funds:**

	Due To	Due From
General Fund:		\$ 4,677
Proprietary Fund:		
Water and Sewer	\$ 4,672	261
Trust and Agency Fund:		
Tax Collector's Fund	5	
Special Revenue Fund:		
Total	261	
	\$ 4,938	\$ 4,938

**(3) Deposits**

At year end, the carrying amount of the government's deposits was \$2,611,043 and the bank balance was \$2,796,305. Of the bank balance \$400,000 was covered by federal depository insurance and \$2,045,000 by collateral held by the Federal Reserve in the government's name.

Statute requires that all deposits in excess of those covered by federal depository insurance be collateralized by securities pledged by the financial institution. The City of Petal, Mississippi had total deposits of \$361,732 uncollateralized at September 30, 1990.

CITY OF PETAL, MISSISSIPPI

NOTES TO FINANCIAL STATEMENTS  
 FOR THE YEAR ENDED SEPTEMBER 30, 1990

**(4) Accounts Receivable - Customers.**

Customer accounts receivable at the Enterprise Fund are attributable to unpaid balances at year-end for charges for services. The Allowance for Doubtful Accounts balance at September 30, 1990 is \$2,500, which is computed at 5% of gross receivables at year-end. The 5% approximation is based on the Water and Sewer Department's history of collections.

**Notes Receivable**

The City of Petal participates in the Rental Rehabilitation Program of the Office of Housing and Urban Development. As a result, the City has \$276,170 in notes receivable from grant contracts. Repayment on these notes are available for use in the program. However, \$177,371 of the notes are being forgiven at 10% per year if grant conditions are met.

**(5) Restricted Assets.**

Certain proceeds of enterprise fund revenue bonds, as well as certain resources set aside for their repayment, are classified as restricted assets on the balance sheet because their use is limited by bond covenants.

**(6) Fixed Assets.**

The fixed assets recorded in the General Fixed Asset Group of Accounts are summarized as follows:

	Balance 10/1/89	Additions	Deletions	Balance 9/30/90
Land and easements	\$ 191,287	\$ 0	\$	\$ 191,287
Buildings	524,045			524,045
Improvements	208,108	1,925		210,033
Equipment:				
Furniture	69,339	179		69,518
Motor vehicles	642,195			642,195
Other	224,919	21,711	822	245,808
Sewer system	5,562,775			5,562,775
Assets under capital lease	24,000			24,000

EXHIBIT "B"

SCHEDULE 3-A  
CITY OF PETAL, MISSISSIPPI  
SPECIAL REVENUE FUNDS  
COMBINING BALANCE SHEET  
SEPTEMBER 30, 1990

	Municipal Fire Protection Fund	Law Enforcement Fund	Road Maintenance Fund
ASSETS			
Cash	\$ 45,401	\$ 2,616	\$ 42,889
Accounts receivable			749
Interest receivable			173
Notes receivable			
Total assets	\$ 45,401	\$ 2,616	\$ 43,811
LIABILITIES			
Billed or funds due	\$ 732	\$ 432	\$ 0
Total liabilities	732	432	0
UNRESERVED FUNDS			
Unreserved, undesignated	44,669	2,184	43,811
Total liabilities and fund balance	\$ 45,401	\$ 2,616	\$ 43,811

CITY OF PETAL, MISSISSIPPI

NOTES TO FINANCIAL STATEMENTS  
FOR THE YEAR ENDED SEPTEMBER 30, 1990

(18) Interest Expense

The total amount of interest expense incurred by the Water and Sewer Enterprise Fund for the year ended September 30, 1990 is as follows:

Charged to expense	\$78,151
Capitalized	<u>14,985</u>
Total incurred	<u>\$93,136</u>

The City of Petal is capitalizing construction period interest on the expended portion of the \$825,000 water and sewer revenue bonds issued to finance the extension of the sewer system. \$14,985 was capitalized as of September 30, 1990.

(19) Construction Commitments

The City has a construction contract with J.W.R. Construction Company for extension of the City's sewer system. The total contract was \$373,168 and as of September 30, 1990, \$247,676 had been completed.

SUPPLEMENTAL INFORMATION

DBG Fund	SEECB Fund	Rental Rehab Fund	Loan Repayment Fund	Loan Repayment Fund	Totals (Memorandum Only)
261	\$ 7,449	\$ 21,989 1,000	\$ 7,139	\$ 27,945	\$ 155,689 1,749 173 276,170
261	\$ 7,449	\$ 235,114	\$ 10,037	\$ 89,092	\$ 433,781
0	\$ 434	\$ 10,254	\$ 0	\$ 0	\$ 11,852 261
261	434	10,254	0	0	12,113
0	7,015	224,860	10,037	89,092	421,668
261	\$ 7,449	\$ 235,114	\$ 10,037	\$ 89,092	\$ 433,781

SCHEDULE 1  
CITY OF PETAL, MISSISSIPPI  
GENERAL FUND  
BALANCE SHEET  
SEPTEMBER 30, 1990

(With Comparative Totals for September 30, 1989)

	1990	1989
ASSETS		
Cash	\$ 421,221	\$ 330,923
Receivables:		
Franchise fees	32,204	30,894
Interest	810	978
Due from:		
Other governments	64,118	64,656
Other funds	4,677	8,942
Other entity	200	
Inventory at cost	<u>1,167</u>	<u>2,468</u>
Total assets	\$ 524,397	\$ 438,861
LIABILITIES:		
Bills docketed	\$ 43,641	\$ 40,951
Accounts payable	1,743	1,123
Due to outside entity	<u>6,075</u>	<u>6,074</u>
Total liabilities	\$ 51,459	\$ 48,148
FUND BALANCE		
Reserved for inventory	1,167	2,468
Unreserved	<u>471,771</u>	<u>394,319</u>
Total fund balance	472,938	396,787
Total liabilities and fund balance	\$ 524,397	\$ 438,861

SCHEDULE 2  
CITY OF PETAL, MISSISSIPPI  
GENERAL FUND

STATEMENT OF REVENUES, EXPENDITURES  
AND CHANGES IN FUND BALANCE  
FOR THE YEAR ENDED SEPTEMBER 30, 1990

(With Comparative Totals for the Year Ended September 30, 1989)

	1990	1989
REVENUES:		
Property tax	\$ 403,607	\$ 366,159
Penalties and interest on delinquent taxes	6,540	4,389
Licenses and permits	26,929	19,330
Franchise fees	142,508	140,439
Homestead exemption	32,292	30,464
State share revenue:		
Sales tax	642,088	654,166
Alcoholic beverage levy	900	900
Intergovernmental:		
Gasoline tax	10,083	10,110
Municipal aid	4,915	4,917
Cultural and recreational fees	18,576	20,422
Fines and forfeits	95,604	56,430
Charges for services	88,596	60,890
Interest earnings	26,122	25,886
Prior year taxes	1,204	339
Reimbursements	1,470	
Sale of equipment	13	6,281
Miscellaneous	<u>6,868</u>	<u>2,013</u>
Total revenues	<u>1,508,315</u>	<u>1,403,135</u>
EXPENDITURES:		
General government	321,222	324,808
Public safety	627,231	625,724
Public works	411,361	367,525
Cultural and recreational	50,881	83,081
Debt service	<u>21,469</u>	<u>21,548</u>
Total expenditures	<u>1,432,164</u>	<u>1,422,686</u>
Excess of revenues over (under) expenditures	76,151	(19,551)
Fund balance - October 1	<u>396,787</u>	<u>416,338</u>
Fund balance - September 30	\$ 472,938	\$ 396,787

SCHEDULE 3-B  
CITY OF PETAL, MISSISSIPPI  
SPECIAL REVENUE FUNDS  
COMBINING STATEMENT OF REVENUES, EXPENDITURES,  
AND CHANGES IN FUND BALANCES  
FOR YEAR ENDED SEPTEMBER 30, 1990

	Municipal Fire Protection	Law Enforcement Fund	Road Maintenance Fund	CDBG Fund
REVENUE				
State shared revenues	\$ 29,163	\$ 6,358	\$ 0	\$ 0
Intergovernmental		4,058	55,802	
Interest earned	1,825	187	4,744	
Program income				
Total revenues	30,988	10,603	60,546	0
EXPENDITURES:				
Public safety	21,800	13,477		
Public works			71,232	
Health and welfare				
Total expenditures	21,800	13,477	71,232	0
Excess (deficiency) of revenues over (under) expenditures:	9,188	(2,874)	(10,686)	0
Other financing sources (uses):				
Discharge of note receivable per grant contract				
Excess (deficiency) of revenues and other sources over (under) expenditures and other financing uses	9,188	(2,874)	(10,686)	0
Fund balances, October 1	35,481	5,058	54,497	0
Fund balances, September 30	\$ 44,669	\$ 2,184	\$ 43,811	\$ 0

SEECB Fund	Rental Rehab Fund	Loan Repayment Fund	Loan Repayment Fund	Totals (Memorandum Only)
\$ 0	\$ 0	\$ 0	\$ 0	\$ 35,521
	51,069			110,929
		962	1,381	8,137
		962	6,479	7,441
	51,069	962	7,860	162,028
				35,277
1,	5,200			72,356
				5,200
1,124	5,200	0	0	112,833
(1,124)	45,869	962	7,860	49,195
	(18,297)	(468)	(5,306)	(24,071)
(1,124)	27,572	494	2,554	25,124
8,139	197,288	9,543	86,538	396,544
\$ 7,015	\$ 224,860	\$ 10,037	\$ 89,092	\$ 421,668

The accompanying notes are an integral part of the financial statements.

(11) Ad Valorem Taxes Levied for other Governmental Entities

As stated in Note 1, Summary of Significant Accounting Policies, this report has been prepared to include the funds and account groups of the City (i.e., the "Reporting Entity" as defined by Statement 3). Section 35-57-1 et seq., Mississippi Code 1972, requires that the City levy and collect all taxes for and on behalf of the municipal separate school district. Section 39-3-7, Mississippi Code 1972, authorizes the City to levy and collect a tax not in excess of three mills for the support of any public library system located within the municipality.

Ad valorem taxes collected and settled in accordance with the above-noted statutory authorities are not recognized as revenues and expenditures of the City with the exception of school bonded indebtedness issued prior to March 3, 1987. The accompanying supplemental information schedule "Reconciliation of Tax Assessments to Fund Collections" provides specific assessment and settlement information. For the reported fiscal year the following ad valorem tax levies were made in accordance with the applicable statutory requirements and authorizations:

Entity/Purpose of Levy	Applicable State Law	Mills Levied
School District:		
Minimum Education Program	37-57-1	2.69 mills
Operational Support	37-57-105	52.65 mills
School Bonded Indebtedness (for bonds issued subsequent to March 3, 1987)	37-59-23	2.85 mills

Taxes collected for School Bonded Indebtedness issued prior to March 3, 1987 and debt service expenditures attributable to such debt is reported in the City's School Bond and Interest Fund (accounted for as a debt service fund). In addition to recording these transactions in a separate debt service fund, the debt attributable to these issues is recorded in the City's Long-Term Debt Group of Accounts.

Due to certain statutory changes and interpretations issued by the State Attorney General's office, the City does not record debt service transactions attributable to school bonds issued subsequent to March 3, 1987. These bond issues are not reported in the City's Long-Term Debt Group of Accounts.

EXHIBIT "B"

\$700,000 Water and Sewer Refunding Bonds due in annual installments of \$25,000 in 1990, \$30,000 in 1991 and 1992, \$35,000 in 1993 and 1994, \$40,000 in 1995 and 1996, \$45,000 in 1997, \$50,000 in 1998 and 1999, \$55,000 in 2000, \$60,000 in 2001, \$65,000 in 2002, \$70,000 in 2003 and 2004, interest at 7.1% to 10.0%

TOTAL GENERAL OBLIGATION ENTERPRISE BONDS	675,000
	\$2,775,000
	*****

The annual requirements to amortize all bonded debt as of September 30, 1990 follows:

Year Ending 9/30	\$3,750,000 SSD Bonds	
	Principal	Interest
1991	\$ 160,000	\$ 129,320
1992	160,000	120,360
1993	160,000	111,400
1994	170,000	102,160
1995	170,000	92,300
Thereafter	1,430,000	381,050
	\$2,250,000	\$ 936,590
	*****	*****

\$150,000 Public Improvement Bond

Year Ending 9/30	Principal	Interest
	1991	10,000
1992	11,000	9,000
1993	12,000	7,680
1994	12,000	6,240
1995	13,000	4,800
Thereafter	27,000	4,920
	\$ 85,000	\$ 42,840
	*****	*****

\$2.5 Million Sewer Construction

Year Ending 9/30	Principal	Interest
	1991	120,000
1992	135,000	154,073
1993	145,000	142,970
1994	155,000	131,715
1995	170,000	119,195
Thereafter	1,375,000	266,375
	\$ 2,100,000	\$1,079,388
	*****	*****

(12) Legal Compliance

A. Budget

The City of Petal has met all requirements set forth by law and prescribed by the State Department of Audit in preparation and monitoring of the budget for the governmental funds of the City of Petal.

B. Purchasing

The City of Petal has in place the procedures required by the State of Mississippi as set forth in Part III of the Municipal Compliance Questionnaire.

C. Property Tax

Property taxes are assessed by the City on a calendar year basis and are considered delinquent as of February 1.

State law provides for a 10 percent limitation on increased property tax revenue over the previous year and requires that any excess tax collections are to be placed in escrow and applied against the following years tax revenue.

The tax levy set for the City was 43.50 mills for the fiscal year ended September 30, 1990.

D. Deposits

The City had \$361,732 of uncollateralized deposits at September 30, 1990, which is in violation of state statutes.

(13) Receivables

Receivables at September 30, 1990 consist of the following:

Receivables	General	Special Revenue	Debt Service	Enterprise	Totals
Accounts	\$	\$	\$	\$ 37,077	\$ 37,077
Franchise fees	32,204				32,204
Sales tax	53,103				53,103
Auto ad valorem	11,015		4,792		15,807
Grants		1,749			1,749
Totals	\$96,322	\$ 1,749	\$ 4,792	\$ 37,077	\$139,940
	*****	*****	*****	*****	*****

Customer accounts receivable in the Enterprise Fund are attributable to unpaid balances for charges through September 30, 1990.

(14) Payables from Restricted Assets

Certain assets of the Water and Sewer Enterprise Fund have been restricted for debt service, customer deposits and construction. These assets consist of cash and certificates of deposit restricted as follows:

Customer deposits	\$ 76,860
Accrued interest	12,416
Contractor retainage	27,416
Bonds and notes payable (current)	70,890
	\$187,582
	*****

(15) Deferred Charges

During the year ended September 30, 1990, the City issued \$25,000 of Water and Sewer Revenue Bonds to finance the extension of the City's sewer system. In connection with the issuance of these bonds the City incurred \$26,771 in legal and other issuance costs. These fees have been capitalized and are being amortized on the straight-line method over the life of the bonds.

During the construction of these sewer facilities the City has incurred engineering, legal and other fees associated with the construction project. As of September 30, 1990, \$86,354 of construction related fees have been capitalized as construction in progress and upon completion of the project, will be amortized over the life of the system.

(16) Contributed Capital

Contributed capital as of September 30, 1990 consists of:

Contributions from Customers	\$ 50,065
Contributions from Federal Government	78,882
Contributions from City of Petal	172,028
Total	\$300,975
	*****

(17) Inventory

(10) Defined Benefit Pension Plan

All City of Petal, Mississippi, full-time employees participate in the Public Employees' Retirement System of Mississippi ("PERS"), a cost-sharing, multiple-employer defined benefit public employee retirement system. The payroll for the year ended June 30, 1990 was \$2,394,069,000; the City of Petal total payroll was \$617,794.

Membership in PERS is a condition of employment and eligibility is granted upon hiring for all State agency and university employees if the employee is less than 60 years of age. For those employed by political subdivisions and instrumentalities of the State, membership is contingent upon the PERS Board of Trustees' approval of their employer's plan. If approved, membership is a condition of employment and eligibility is granted upon hiring. If an employee is over age 60, membership is optional.

Participating employees who retire at or after age 60 with 4 years of credited service or those who retire regardless of age with at least 30 years of credited service or those who have attained age 55 with at least 25 years of credited service are entitled to an annual retirement allowance, payable monthly for life, in an amount equal to 1-7/8% of their average compensation for each year of credited service up to and including 30 years and 2% for each year of credited service over 30 years. Average compensation is the average of the employee's earnings during the 4 highest compensated consecutive years of credited service. Employees less than age 55 with 25 to 29 years of credited service may retire and receive a retirement benefit actuarially reduced for each year of service below 30 years. A member may elect an option for a reduced allowance payable for life with the provision that, after death, a beneficiary receives benefits for life or for a specified number of years. Benefits vest upon completion of 4 years of credited service. The System also provides certain death and disability benefits.

Retirees and beneficiaries who on December 1 of each year are receiving a retirement allowance are entitled to receive an additional payment equal to the annual percentage change of the consumer price index not to exceed 2-1/2% of the annual retirement allowance for each full fiscal year of retirement. These persons may also receive an additional amount, as determined by the PERS Board of Trustees (contingent on sufficient funding), calculated in increments of 1/4 of 1%, not to exceed 1-1/2% of the annual retirement allowance for each full year of retirement. For

the years ended June 30, 1990, the total additional annual payments of \$31,315,000 were related entirely to the change in the consumer price index.

Covered employees of the City of Petal are required by statute to contribute 6.5% of their salary to PERS. If an employee leaves covered employment, accumulated employee contributions plus related investment earnings allocations are refunded to the employee or designated beneficiary. Investment earnings allocations were 5% in 1990. Each participating employer is required by statute to contribute the remaining amounts necessary to finance the coverage of its own employees. Benefit and contribution provisions are established by State law and may be amended only by the State of Mississippi legislature. The contribution requirement for the year ended September 30, 1990, was \$104,427, which consisted of \$61,345 from the City of Petal and \$43,082 from employees; these employer contributions represented 8.75% of covered payroll from July 1 through December 31 and 9.75% of covered payroll from January 1 through June 30. The employee contribution represented 6.5% of covered payroll.

The "pension benefit obligation" is a standardized disclosure measure of the present value of pension benefits, adjusted for the effects of projected salary increases, estimated to be payable in the future as a result of employee service to date. The measure, which is the actuarial present value of credited projected benefits, is intended to help users assess PERS' funding status on a going-concern basis, assess progress made in accumulating sufficient assets to pay benefits when due, and make comparisons among PERS and employers. PERS does not make separate measurements of assets and pension benefit obligation for individual employers. The pension benefit obligation at June 30, 1990 for PERS as a whole, determined through an actuarial valuation performed as of that date, was \$5,950 million. PERS' net assets available for benefits on that date (valued at cost) were \$4,062 million, leaving an unfunded pension benefit obligation of \$1,888 million. The City of Petal 1990 contribution represented less than 1.0 percent of total contributions required of all participating entities.

Ten-year historical trend information showing PERS' progress in accumulating sufficient assets to pay benefits when due is presented in PERS' June 30, 1990 component unit financial

EXHIBIT "B"

CITY OF PETAL, MISSISSIPPI  
SCHEDULE OF SURETY BONDS  
SEPTEMBER 30, 1990

Name	Position	Company	Bond
Jack Gay, Jr.	Mayor	Aetna Life	10,000
Leroy Scott	Alderman Ward 4	Aetna Life	10,000
D. Rowell	Alderman Ward 1	Aetna Life	10,000
nnels	Alderman Ward 3	Aetna Life	10,000
owe	Alderman Ward 2	Aetna Life	10,000
Reuben Clepper	Alderman At Large	Aetna Life	10,000
Priscilla C. Daniel	City Clerk	Aetna Life	50,000
Linda Sue Doggett	Deputy Clerk	Aetna Life	10,000
Cecelia A. Breland	Water Depart- ment Cashier	Aetna Life	10,000
Ava Pickett	Deputy Tax Collector	Aetna Life	10,000
Teresa Cameron	Water Depart- ment Cashier	Aetna Life	10,000
Carolyn Graves	Deputy Tax Collector	Aetna Life	10,000
Donald J. Lee	Deputy Tax Collector	Aetna Life	10,000
Henry Bounds	Police Chief	Aetna Life	10,000

SCHEDULE 4-A  
CITY OF PETAL, MISSISSIPPI  
DEBT SERVICE FUNDS  
COMBINING BALANCE SHEET  
SEPTEMBER 30, 1990

	2.5 Million Sewer Bond & Interest Fund	SSD Bond and Interest Fund	Total (Memorandum Only)
<b>ASSETS</b>			
Cash	\$ 250,648	\$ 43,121	\$ 293,769
Cash held by fiscal agent		4,971	4,971
Receivables			6,225
Accrued interest	6,225		6,225
Due from other governments	0	4,792	4,792
<b>Total assets</b>	<b>\$ 256,873</b>	<b>\$ 52,884</b>	<b>\$ 309,757</b>

CITY OF PETAL, MISSISSIPPI  
SCHEDULE OF LONG-TERM DEBT  
FOR THE YEAR ENDED SEPTEMBER 30, 1990

	2.5 Million Sewer Bond and Interest Fund	SSD Bond and Interest Fund	Total (Memorandum Only)
<b>LIABILITIES</b>			
Matured bond and interest due	\$ 0	\$ 4,971	\$ 4,971
Fund balance - reserved	256,873	47,913	304,786
<b>Total liabilities and fund balance</b>	<b>\$ 256,873</b>	<b>\$ 52,884</b>	<b>\$ 309,757</b>

DEFINITION AND PURPOSE	BALANCE OUTSTANDING 10/1/89	TRANSACTIONS DURING FISCAL YEAR ISSUED	REDEEMED	BALANCE OUTSTANDING 9/30/90
General Obligation Bonds:				
Separate School District	\$ 2,410,000	\$	\$ 160,000	\$ 2,250,000
Public Improvement	95,000		10,000	85,000
Sewer	2,210,000		110,000	2,100,000
Refunding	700,000		25,000	675,000
<b>Total</b>	<b>5,415,000</b>		<b>305,000</b>	<b>5,110,000</b>

SCHEDULE 4-B  
CITY OF PETAL, MISSISSIPPI  
DEBT SERVICE FUNDS  
COMBINED STATEMENT OF REVENUES, EXPENDITURES  
AND CHANGES IN FUND BALANCE  
FOR THE YEAR ENDED SEPTEMBER 30, 1990

	2.5 Million Sewer Bond and Interest Fund	SSD Bond and Interest Fund	Total (Memorandum Only)
<b>REVENUES</b>			
General property tax	\$ 260,945	\$ 289,754	\$ 550,699
Prior year tax	977	1,118	2,095
Penalty and interest	4,148	1,008	5,156
Interest earned	12,531	3,441	15,972
<b>Total revenue</b>	<b>278,601</b>	<b>295,321</b>	<b>573,922</b>
<b>EXPENDITURES</b>			
Debt Service			
Principal	110,000	160,000	270,000
Interest and agent fees	177,015	138,671	315,686
<b>Total</b>	<b>287,015</b>	<b>298,671</b>	<b>585,686</b>
Excess (deficiency) of revenues over expenditures	(8,414)	(3,350)	(11,764)
Fund balance, October 1, 1989	265,287	51,263	316,550
Fund balance, September 30, 1990	\$ 256,873	\$ 47,913	\$ 304,786

CITY OF PETAL, MISSISSIPPI  
RECONCILIATION OF ORIGINAL AD VALOREM TAX ROLLS TO FUND COLLECTIONS  
YEAR ENDED SEPTEMBER 30, 1990

ADJUSTED ASSESSED VALUATION	ASSESSED VALUE	TAX
City:		
Realty	\$ 12,861,419	
Personal - other than auto	1,556,544	
Public utilities	3,474,330	
Personal - auto (remitted by county)	3,599,474	
Total City at 35.75 mills	21,491,767	\$ 768,331

Less: Homestead exemption allowed		
Add: Homestead reimbursement	(76,380)	\$ 691,951
		32,292

Separate School District:		
Realty	23,365,365	
Personal - other than auto	3,890,399	
Public utilities	5,530,261	
Personal - auto (remitted by county)	8,335,854	
Total SSD at 65.94 mills	41,121,879	2,711,577

Less: Homestead exemption allowed		
Deduct: Commission to county To be accounted for	(223,804)	2,487,773
		(35,743)
		\$3,176,273

DEDITS	TAXES	HOMESTEAD REIMBURSEMENT	TOTAL
Collections Allocated To:			
General fund	\$ 403,607	\$ 32,292	\$ 435,899
2.5 million sewer bond and interest fund	260,945		260,945
SSD bond fund	289,754		289,754
Library fund	23,469		23,469
School district	1,527,096		1,527,096
Totals	2,504,871	32,292	2,537,163

Collected directly by school district	212,366		
Collected by county	11,812		
Unpaid	(44,380)		
Total accounted for		639,110	\$3,176,273

CITY OF PETAL, MISSISSIPPI  
SCHEDULE OF FEDERAL FINANCIAL ASSISTANCE  
FOR THE YEAR ENDED SEPTEMBER 30, 1990

Federal Grantor/Pass-Through Grantor Program Title	Federal CFDA Number	Grant/Contract Number
U.S. Department of HUD		
CDBG - Rental Rehabilitation	14.230	R845G280103
CDBG - Rental Rehabilitation	14.230	R855G280103
CDBG - Rental Rehabilitation	14.230	R875G280103
CDBG - Rental Rehabilitation	14.230	R885G280103A
CDBG - Rental Rehabilitation	14.230	R895G280103A
CDBG - Rental Rehabilitation	14.230	R895G280103
CDBG - Rental Rehabilitation	14.230	799112CN01

Total Department of HUD

Other Federal Assistance		
U.S. Department of Justice	N/A	N/A

Total Federal Assistance

OTHER SUPPLEMENTAL INFORMATION

	INSURANCE REVOLVING FUND	TAX COLLECTOR'S FUND	TOTALS (MEMORANDUM ONLY)
<b>ASSETS</b>			
Cash in bank	\$ 11,732	\$ 310	\$ 12,042
<b>LIABILITIES</b>			
Due to other governments	\$ 0	\$ 306	\$ 306
Due to other funds		4	4
<b>Total liabilities</b>	<b>0</b>	<b>310</b>	<b>310</b>
Fund Balance	11,732	0	11,732
<b>Total liabilities and fund balance</b>	<b>\$ 11,732</b>	<b>\$ 310</b>	<b>\$ 12,042</b>

SCHEDULE 5-B  
CITY OF PETAL, MISSISSIPPI  
TRUST AND AGENCY FUNDS  
COMBINING STATEMENT OF REVENUES, EXPENDITURES  
AND CHANGES IN FUND BALANCE  
FOR THE YEAR ENDED SEPTEMBER 30, 1990

	INSURANCE REVOLVING FUND	TAX COLLECTOR'S FUND	TOTALS (MEMORANDUM ONLY)
<b>REVENUES</b>			
Interest earned	\$ 651	\$ 0	\$ 651
<b>EXPENDITURES</b>			
	0	0	0
Excess of revenue over expenditures	651	0	651
Fund balance - October 1, 1989	11,081	0	11,081
Fund balance - September 30, 1990	\$ 11,732	\$ 0	\$ 11,732

EXHIBIT "B"

City of Petal, Mississippi  
Page 3  
December 14, 1990

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P.O. Box 18433  
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18011 268-3135

Douglas A. King CPA  
Wendy C. Wright CPA  
Marsha N. Wright, PA

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Also, our audit, made in accordance with the standards mentioned in the first paragraph, would not necessarily disclose material weaknesses in the internal control systems, for which our study and evaluation was limited to a preliminary review of the systems, as discussed in the fifth paragraph of this report.

However, our study and evaluation and our audit did not disclose any conditions that we believe result in more than a relatively low risk that errors or irregularities in amounts that would be material to a federal financial assistance program may occur and not be detected within a timely period.

These conditions were considered in determining the nature, timing, and extent of the audit tests to be applied in (1) our audit of the 1990 general purpose financial statements and (2) our audit and review of the City of Petal, Mississippi, compliance with laws and regulations noncompliance with which we believe could have a material effect on the allowability of program expenditures for federal financial assistance programs. This report does not affect our reports on the general purpose financial statements and on the City of Petal, Mississippi, compliance with laws and regulations dated December 14, 1990.

This report is intended solely for the use of management and should not be used for any other purpose. This restriction is not intended to limit the distribution of this report, which, upon acceptance by the City of Petal, Mississippi, is a matter of public record.

Wright, King & Company, P.A.  
Wright, King & Co., P.A.

Hattiesburg, Mississippi  
December 14, 1990

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INTERNAL AUDITOR'S REPORT ON COMPLIANCE WITH  
LAWS AND REGULATIONS BASED ON AN AUDIT OF  
FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH  
GOVERNMENT AUDITING STANDARDS

To the Mayor and Board of Aldermen  
City of Petal, Mississippi

We have audited the general purpose financial statements of the City of Petal, Mississippi as of and for the year ended September 30, 1990, and have issued our report thereon dated December 14, 1990.

We conducted our audit in accordance with generally accepted auditing standards, Government Auditing Standards, issued by the Comptroller General of the United States, and the provisions of the Office of Management and Budget Circular A-128, "Audits of State and Local Governments." Those standards and OMB Circular A-128 require that we plan and perform the audit to obtain reasonable assurance about whether the general purpose financial statements are free of material misstatement.

Compliance with laws, regulations, contracts, and grants applicable to the City of Petal, Mississippi, is the responsibility of the City of Petal, Mississippi, management. As part of obtaining reasonable assurance about whether the general purpose financial statements are free of material misstatement, we performed tests of the City's compliance with certain provisions of laws, regulations, contracts, and grants. However, our objective was not to provide an opinion on overall compliance with such provisions.

The results of our tests indicate that with respect to the items tested, the City of Petal, Mississippi, complied in all material respects, with the provisions referred to in the preceding paragraph. With respect to items not tested, nothing came to our attention that caused us to believe that the City had not complied, in all material respects, with those provisions.

City of Petal, Mississippi  
Page 2  
December 14, 1990

We noted certain immaterial instances of noncompliance that we have reported to the management of the City of Petal, Mississippi in a separate letter dated December 14, 1990.

This report is intended for the information of management. This restriction is not intended to limit the distribution of this report, which is a matter of public record.

Wright, King & Company, P.A.  
WRIGHT, KING & COMPANY, P.A.

Hattiesburg, Mississippi  
December 14, 1990

INDEPENDENT AUDITOR'S REPORT ON INTERNAL CONTROLS  
(ACCOUNTING AND ADMINISTRATIVE) - BASED ON A STUDY  
AND EVALUATION MADE AS A PART OF AN AUDIT OF THE  
GENERAL PURPOSE FINANCIAL STATEMENTS AND THE  
ADDITIONAL TESTS REQUIRED BY THE SINGLE AUDIT ACT

To the Mayor and Board of Aldermen  
City of Petal, Mississippi

We have audited the general purpose financial statements of the City of Petal, Mississippi, for the year ended September 30, 1990, and have issued our report thereon dated December 14, 1990. As part of our audit, we made a study and evaluation of the internal control systems, including applicable internal administrative controls, used in administering federal financial assistance programs to the extent we considered necessary to evaluate the systems as required by generally accepted auditing standards, Government Auditing Standards, issued by the Comptroller General of the United States, the Single Audit Act of 1984, and the provisions of OMB Circular A-128, "Audits of State and Local Governments." For the purpose of this report, we have classified the significant internal accounting and administrative controls used in administering federal financial assistance programs in the following categories:

- 1. Billing
- 2. Receivables
- 3. Cash receipts and disbursements
- 4. Purchasing
- 5. Payroll
- 6. General ledger
- 7. Grant administration

The management of the City of Petal, Mississippi, is responsible for establishing and maintaining internal control systems used in administering federal financial assistance programs. In fulfilling that responsibility, estimates and judgments by management are required to assess the expected benefits and related costs of control procedures. The objectives of internal control systems used in administering federal financial assistance programs are to provide management with reasonable, but not absolute, assurance that, with respect to federal financial assistance programs, resource use is consistent with laws, regulations, and policies; resources are safeguarded

City of Petal, Mississippi  
Page 2  
December 14, 1990

against waste, loss and misuse; and reliable data are obtained, maintained, and fairly disclosed in reports.

Because of inherent limitations in any system of internal accounting and administrative controls used in administering federal financial assistance programs, errors or irregularities may nevertheless occur and not be detected. Also, projection of any evaluation of the systems to future periods is subject to the risk that procedures may become inadequate because of changes in conditions or that the degree of compliance with the procedures may deteriorate.

Our study included all of the applicable control categories listed in the first paragraph. During the year ended September 30, 1990, the City of Petal, Mississippi, had no major federal financial assistance and expended 94 percent of its total federal financial assistance under the following nonmajor federal assistance programs:

CDBG Rental Rehabilitation Program

With respect to internal control systems used in administering these nonmajor federal financial assistance programs, our study and evaluation included considering the types of errors and irregularities that could occur, determining the internal control procedures that should prevent or detect such errors and irregularities, determining whether the necessary procedures are prescribed and are being followed satisfactorily, and evaluating any weaknesses.

With respect to the internal control systems used solely in administering the other nonmajor federal financial assistance programs of the City of Petal, Mississippi, our study and evaluation was limited to a preliminary review of the systems to obtain an understanding of the control environment and the flow of transactions through the accounting system. Our study and evaluation of the internal control systems used solely in administering these nonmajor federal financial assistance programs of the City of Petal, Mississippi, did not extend beyond this preliminary review phase.

Our study and evaluation was more limited than would be necessary to express an opinion on the internal control systems used in administering the federal financial assistance programs of the City of Petal, Mississippi. Accordingly, we do not express an opinion on the internal control systems used in administering the federal financial assistance programs of the City of Petal, Mississippi.

EXHIBIT "B"

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INDEPENDENT AUDITOR'S REPORT ON COMPLIANCE  
WITH REQUIREMENTS APPLICABLE TO NONMAJOR  
FEDERAL FINANCIAL ASSISTANCE PROGRAM TRANSACTIONS

To the Mayor and Board of Aldermen  
Petal, Mississippi

In connection with our audit of the 1990 general purpose financial statements of the City of Petal, Mississippi, and with our study and evaluation of the City of Petal, Mississippi, internal control systems used to administer federal financial assistance programs, as required by Office of Management and Budget Circular A-128, "Audits of State and Local Governments," we selected certain transactions applicable to certain nonmajor federal financial assistance programs for the year ended September 30, 1990.

As required by OMB Circular A-128, we have performed auditing procedures to test compliance with the requirements governing types of services allowed or unallowed and eligibility. Our procedures were substantially less in scope than an audit, the objective of which is the expression of an opinion on the City of Petal, Mississippi, compliance with these requirements. Accordingly, we do not express such an opinion.

With respect to the items tested, the results of those procedures disclosed no material instances of noncompliance with the requirements listed in the preceding paragraph. With respect to items not tested, nothing came to our attention that caused us to believe that the City of Petal, Mississippi, had not complied, in all material respects, with those requirements.

This report is intended for the information of management. This restriction is not intended to limit the distribution of this report, which is a matter of public record.

*Wright, King & Co., P.A.*  
Wright, King & Co., P.A.

Hattiesburg, Mississippi  
December 14, 1990

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Mayor and Board of Aldermen  
City of Petal, Mississippi

We have audited the general purpose financial statements of the City of Petal, Mississippi, for the year ended September 30, 1990, and have issued our report thereon dated December 14, 1990.

We conducted our audit in accordance with generally accepted auditing standards and procedures prescribed by the State Auditor, and accordingly included such tests of the accounting records and such other auditing procedures as we considered necessary in the circumstances.

During the course of our audit, we made suggestions and recommendations which management should consider to allow for better and more efficient operation. No matters were detected which would have a material effect on the financial statements or in the city's system of internal controls and deviations from generally accepted accounting principles.

However, the following non-material instances of noncompliance were detected:

**Finding** - The City of Petal is required to maintain collateral on funds deposited in financial institutions in excess of FDIC insurance coverage. At September 30, 1990, the City did not meet the collateral requirement of 105% of funds on deposit in excess of FDIC limits.

**Response** - The City Clerk is now verifying the collateral pledged by the financial institutions each month when bank reconciliations are prepared.

We also noted the following non-material weakness in internal control:

**Finding** - Police Department receipts were not being deposited on a daily basis.

**Response** - Receipts are being deposited daily regardless of amount.

City of Petal, Mississippi  
Page 2  
December 14, 1990

We appreciate the opportunity to provide your audit services and look forward to working with you throughout the year.

*Wright, King & Co., P.A.*  
WRIGHT, KING & CO., P.A.

Hattiesburg, Mississippi  
December 14, 1990

CITY OF PETAL, MISSISSIPPI  
MANAGEMENT COMMENTS

- The City had \$327,000 of uncollateralized deposits at September 30, 1990. We suggest that at the time bank reconciliations are prepared the City compare the total bank deposits by financial institution to the securities pledged.
- It appears that cash receipts from the police department are not always deposited daily. We suggest that the City institute a policy requiring daily deposits of receipts.

Grant FYE 9/30/90	Received FYE 9/30/90	Grant Funds Expended FYE 9/30/90	Other Revenue FYE 9/30/90
\$ 0	0	\$ 0	\$ 7,441
0	0	0	0
24,119	30,654	1,200	0
1,200	*** 3,000	*** 21,750	0
3,000	*** 1,000	0	0
21,750	0	0	0
**1,000	0	0	0
51,069	57,604	7,441	
4,058	4,058	0	
\$ 55,127	\$ 61,662	\$ 7,441	

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INDEPENDENT AUDITOR'S REPORT ON INTERNAL CONTROL  
STRUCTURE RELATED MATTERS NOTED IN A FINANCIAL  
STATEMENT AUDIT CONDUCTED IN ACCORDANCE  
WITH GOVERNMENT AUDITING STANDARDS

To the Mayor and Board of Aldermen  
Petal, Mississippi

We have audited the general purpose financial statements of the City of Petal, Mississippi, for the year ended September 30, 1990, and have issued our report thereon dated December 14, 1990.

We conducted our audit in accordance with generally accepted auditing standards, Government Auditing Standards, issued by the Comptroller General of the United States, and the provisions of Office of Management and Budget Circular A-128, "Audits of State and Local Governments." Those standards and OMB Circular A-128 require that we plan and perform the audit to obtain reasonable assurance about whether the general purpose financial statements are free of material misstatement.

In planning and performing our audit of the general purpose financial statements of City of Petal, Mississippi, for the year ended September 30, 1990, we considered its internal control structure in order to determine our auditing procedures for the purpose of expressing our opinion on the general purpose financial statements and not to provide assurance on the internal control structure.

The management of the City of Petal, Mississippi, is responsible for establishing and maintaining an internal control structure. In fulfilling this responsibility, estimates and judgments by management are required to assess the expected benefits and related costs of internal control structure policies and procedures. The objectives of an internal control structure are to provide management with reasonable, but not absolute, assurance that assets are safeguarded against loss from unauthorized use or disposition, and that transactions are executed in accordance with management's authorization and recorded properly to permit the preparation of financial statements in accordance with generally accepted accounting principles.

City of Petal, Mississippi  
Page 2  
December 14, 1990

principals. Because of inherent limitations in any internal control structure, errors or irregularities may nevertheless occur and not be detected. Also, projection of any evaluation of the structure to future periods is subject to the risk that procedures may become inadequate because of changes in conditions or that the effectiveness of the design and operation of policies and procedures may deteriorate.

For the purpose of this report, we have classified the significant internal control structure policies in the following categories:

- Billing
- Receivables
- Cash receipts and disbursements
- Purchasing
- Payroll
- General ledger
- Grant administration

For all of the control categories listed above we obtained an understanding of the design of relevant policies and procedures and whether they have been placed in operation, and we assessed control risk.

Our consideration of the internal control structure would not necessarily disclose all matters in the internal control structure that might be material weaknesses under standards established by the American Institute of Certified Public Accountants. A material weakness is a condition in which the design or operation of the specific internal control structure elements does not reduce to a relatively low level the risk that errors or irregularities in amounts that would be material in relation to the general purpose financial statements being audited may occur and not be detected within a timely period by employees in the normal course of performing their assigned functions. We noted no matters involving the internal control structure and its operation that we consider to be material weaknesses as defined above.

However, we noted certain matters involving the internal control structure and its operation that we have reported to the management of the City of Petal, Mississippi, in a separate letter dated December 14, 1990.

This report is intended for the information of management. This restriction is not intended to limit the distribution of this report, which is a matter of public record.

*Wright, King & Company, P.A.*

Wright, King & Company, P.A.

Hattiesburg, Mississippi  
December 14, 1990

EXHIBIT "C"

SECTION 1. The following article of Ordinance 1979 (42) be amended as follows

5.113 Single Mobile Home Units or Modular Home Units Not in Mobile Home Parks.  
Mobile home units or Modular Home units placed upon a parcel of land outside  
of mobile home parks shall comply with the following regulations:

1. A single mobile home unit or modular home unit shall be permitted as a  
temporary use as follows:

- a. As a temporary office or use in any district as a use for road or  
other construction purposes, including public utility uses of a  
temporary nature, not to exceed period of construction.
- b. As offices in the C-1 and C-2 districts.
- c. In conjunction with an industrial location as an accessory use in  
an "I" district for such purposes as a caretaker.
- d. Camping or recreational mobile home units not to exceed 30 feet in  
length in any district may be parked or stored in a garage or  
accessory building, or in the rear yard of the lot owned and  
occupied by the owner, in which case it shall be at least ten (10)  
feet from the rear and side lines and shall not be used for living  
or business purposes unless in bona fide recreational camping  
area.
- e. In case of fire or other disaster, one mobile home unit or modul  
home unit may be permitted on the same premises without Planning  
Commission and Mayor and Council approval for living purposes as a  
temporary use in any district as a supplementary residence; however  
if such temporary use exceeds three (3) months, the Building  
Inspection Department shall consider and may approve any additional  
extension up to a period not to exceed one year from the date in  
which use was established.

2. The mobile home unit or modular home unit shall be supported by a permanent  
foundation and anchored, and the undercarriage shall be enclosed completely.

3. All City Codes pertaining to Mobile Homes shall be complied with.

4. Regulations prescribed by the Health Department governing the placement of  
single mobile home unit or modular home unit shall be complied with.

SECTION 11. All ordinances in conflict herewith, be and the same are hereby  
repealed.

SECTION 111. This ordinance shall take effect and be in full force from and  
after its passage.

SECTION IV. That except as amended herein, Ordinance Number 1979 (42) be and  
remains in full force and effect.



EXHIBIT "C"

MANUFACTURED (MOBILE) MODULAR HOME DISTRICT

AMENDMENT #2

GENERAL DESCRIPTION: This overlay district is intended to provide for needed and properly planned manufactured (mobile) home locations whereby lots are offered for sale, and which the purchaser receives title to the lot. The purpose here is to provide for infill development to replace dilapidated or otherwise poor housing with a better type development. It would also permit placement of manufactured homes (MH) on existing vacant property and provide, in some instances, for manufactured (mobile) home subdivisions.

REGULATIONS:

1. The district may be applied on as an overlay zone in residential districts R-3, and R-4.
2. This overlay district does not permit a manufactured (mobile) home park.
3. No zero lot line will be permitted in the MH District.
4. A public hearing will be required to establish a MH overlay district. It is the intent that this overlay district may be located in such areas as not to adversely affect established residential subdivisions or residential densities of the City. *RESIDENTS MUST AGREE?*
5. Manufactured (mobile) home subdivisions shall meet the requirements of City Codes.
6. The Manufactured (mobile) Home Overlay District shall be a minimum of five (5) contiguous acres.

EXHIBIT "C"

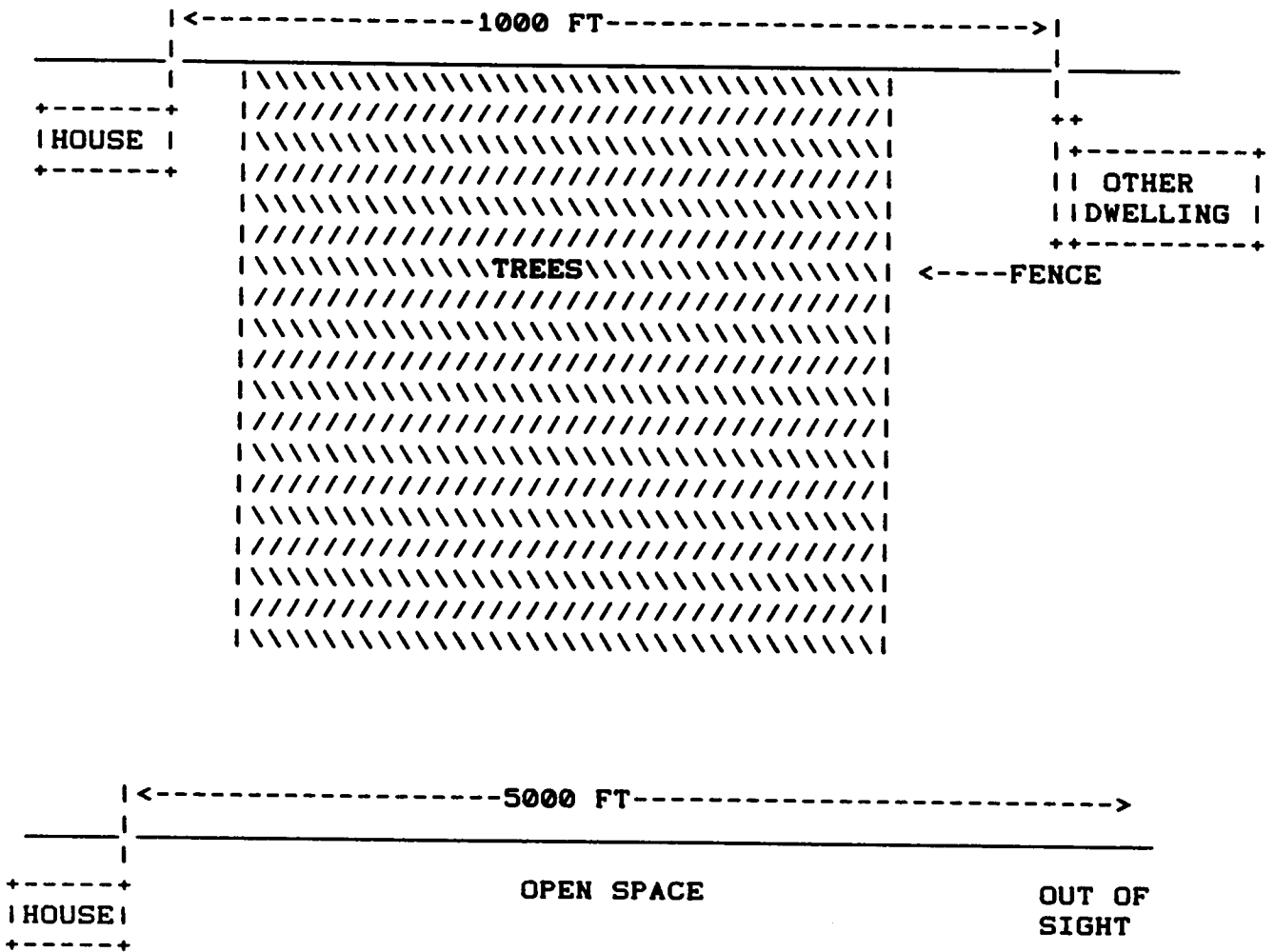
AMENDMENT #3

MHP-MOBILE HOME PARK DISTRICT  
AS IS with these additions

6.113 #10

The Mobile Home unit shall not be placed within sight of another dwelling whether it is occupied or not. Or within one thousand feet (1000) of another dwelling whether it is occupied or not.

The greater distance of the two options shall prevail.



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 FEBRUARY 5, 1991 AT 7:00 P.M. IN THE BOARD ROOM OF SAID CITY.

THOSE PRESENT	MAYOR JACK GAY, JR.
CITY ATTORNEY	THOMAS W TYNER
ALDERMEN	REUBEN CLEPPER JERRY CROWE DONALD H ROWELL BOBBY RUNNELS LEROY SCOTT
OTHERS PRESENT	SEAN FERRELL JANICE SANFORD AUBRA EVANS SCOTT RANDALL AND OTHERS

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

THE INVOCATION WAS OFFERED BY BOBBY RUNNELS.

THE PLEDGE OF ALLEGIANCE WAS RECITED.

WHEREAS, ALDERMAN CROWE MADE A MOTION TO HAVE THE MINUTES OF THE REGULAR MEETING OF JANUARY 15, 1991 AMENDED TO READ THAT MARY WARREN'S TRAILER WAS MOVED FROM SUNRISE TO HER PROPERTY ON BAKER STREET. 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

THEREUPON, ALDERMAN CROWE MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF JANUARY 15, 1991 WITH AMENDMENT BE ACCEPTED. 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 CALLED FOR DEPARTMENTAL REPORTS.

THEREUPON, FIRE CHIEF AUBRA EVANS REQUESTED THAT THE BOARD REINSTATE WILLIAM PAGE TO THE POSITION OF CAPTAIN IN THE FIRE DEPARTMENT.

THEREUPON, MAYOR GAY REQUESTED THAT ALL OF THE INFORMATION PERTAINING TO WILLIAM PAGE'S DEMOTION BE PRESENTED TO THE BOARD FOR THEIR CONSIDERATION AT THE NEXT MEETING.

WHEREAS, SEAN FERRELL OF THE HATTIESBURG-PETAL-FORREST COUNTY LIBRARY PRESENTED A COPY OF THE SPACE NEEDS ASSESSMENT AND THE SITE SELECTION STUDY COMMISSIONED BY THE BOARD OF TRUSTEES OF THE LIBRARY. MR FERRELL STATED THAT BASED ON THE STUDY THE BOARD HAS MADE AN OFFER AND DEPOSIT ON THE PROPERTY AT THE CORNER OF GREEN AND HARDY STREET FOR THE NEW SITE WHICH IS CENTRALLY LOCATED TO THE SERVICE AREA. MR FERRELL STATED THAT THERE IS NO TARGET DATE SINCE THE FUNDING FOR THE BUILDING HAS NOT BEEN SECURED.

WHEREAS, DAN TOLBERT, CITY BUILDING INSPECTOR, STATED THAT PURSUANT TO THE HEARING HELD ON THE PROPERTY OF CARL AND VIRGINIA ORR, WHICH IS REPORTEDLY OWNED BY HAL LEWIS, AT 119 RAILROAD STREET, THE CITY WAS PROMISED THAT THE PROPERTY WOULD BE BROUGHT UP TO CITY CODES. ACCORDING TO MR TOLBERT, THE PROPERTY IS STILL A SAFETY HAZARD.

THEREUPON, ALDERMAN CROWE MADE A MOTION TO DETERMINE THE OWNERSHIP OF THE PROPERTY AND TO ADOPT THE FOLLOWING RESOLUTION AUTHORIZING THE CITY TO PROCEED WITH THE DEMOLITION OF THE STRUCTURE. ALDERMAN ROWELL SECONDED THE MOTION.

SEE EXHIBIT "A"

RESOLUTION

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, MR TOLBERT RECOMMENDED THAT THE BOARD TAKE THE APPROPRIATE ACTION ON THE PROPERTY OF DALLAS SMITH LOCATED AT 213 NORTH GEORGE STREET SINCE MR SMITH NOT BROUGHT THE PROPERTY UP TO CITY STANDARDS.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO ADOPT THE FOLLOWING RESOLUTION AUTHORIZING THE CITY TO PROCEED WITH THE CLEAN-UP OF DALLAS SMITH'S PROPERTY AT 213 NORTH GEORGE STREET. ALDERMAN ROWELL SECONDED THE MOTION.

SEE EXHIBIT "B"

RESOLUTION

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, MR TOLBERT STATED THAT HE HAD CONTACT WITH J.J. AND HELEN MILLIEN CONCERNING THEIR PROPERTY AT 112 E. 1ST AVENUE. MR TOLBERT STATED THAT MR MILLIEN HAD BEGUN THE DEMOLITION OF THE HOUSE BUT DISCONTINUED THE REMOVAL OF THE STRUCTURE IN AUGUST AT ABOUT 90% COMPLETION.

THEREUPON, ALDERMAN CROWE MADE A MOTION TO SET A HEARING DATE ON MARCH 5, 1991 AT 6:00 P.M. TO DISCUSS THE COMPLETION OF THE REMOVAL OF THE UNSAFE STRUCTURE AND THE HEALTH HAZARD CREATED BY THE DEBRIS. 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, MR TOLBERT STATED THAT HE HAS NOTIFIED JESSIE HUBERT ODOM OF THE HEALTH AND SAFETY HAZARD CREATED BY THE DILAPIDATED STRUCTURE ON HIS PROPERTY AT 281 CORINTH ROAD BUT HAS RECEIVED NO RESPONSE.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO SET A HEARING FOR JESSIE HUBERT ODOM FOR MARCH 5, 1991 AT 6:30 PM TO DISCUSS THE SAFETY HAZARD CREATED ON HIS PROPERTY. 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, MR. TOLBERT STATED THAT DIANE ANDERSON THE TENANT IN TROY FLOWERS TRAILER PARK AT 101 WAVERLY DRIVE HAS NOT COMPLIED WITH THE CITY CODES ON HER TRAILER AND THAT MEMBERS OF HER CHURCH WHO WERE TO ASSIST HER IN BRINGING THE TRAILER UP TO CODE HAVE ADVISED HIM THAT SHE HAS MOVED.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO NOTIFY MR FLOWERS OF THIS AND TO ASK HIM TO MOVE THE TRAILER. 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, MR TOLBERT STATED THAT JOHNNIE BELL HAS MADE SOME PROGRESS ON DEMOLISHING THE STRUCTURE ON HIS PROPERTY AT 114 W 5TH BUT THAT MR BELL HAS ADVISED MR TOLBERT NOT TO COME ON HIS PROPERTY THEREFORE HE HAS NOT BEEN ABLE TO CONDUCT AN INSPECTION TO DETERMINE WHETHER THE REMAINING BLOCKS ARE STRUCTURALLY SOUND ENOUGH TO BE ALLOWED TO REMAIN.

THEREUPON, ALDERMAN SCOTT STATED THAT HE WILL TALK TO MR BELL AND WILL ACCOMPANY MR TOLBERT TO MAKE THE INSPECTION AND IF MR BELL REFUSES TO ALLOW THIS MR TOLBERT IS TO TAKE A POLICEMAN WITH HIM TO MAKE THE INSPECTION.

WHEREAS, MR TOLBERT STATED THAT A ZONING ORDINANCE VIOLATION EXIST ON JAMES CRAFT'S PROPERTY AT 111 LEEVILLE ROAD. MR TOLBERT STATED THAT POWER HAS BEEN CONNECTED TO A TRAILER, WHICH IS NON-CONFORMING, WITHOUT A CITY PERMIT AND THAT AFTER CONTACTING THE POWER COMPANY HE WAS ADVISED THAT THE POWER COMPANY WILL NOT PULL THE METER ONCE SERVICE HAS BEEN ESTABLISHED. MR TOLBERT STATED THAT MRS CRAFT HAS APPLIED FOR A VARIANCE TODAY AND IT HAS BEEN SET FOR HEARING ON FEBRUARY 28, 1991.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO GIVE THE CRAFTS NOTICE THAT THE TRAILER MUST BE REMOVED WITHIN 10 DAYS AND AFTER THAT PERIOD TO AUTHORIZE THE CITY ATTORNEY TO FILE SUIT IN CHANCERY COURT. 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, MR TOLBERT STATED THAT MR CRAFT ALSO HAS UNLICENSED VEHICLES STORED AT HIS AUTO REPAIR SHOP THAT CONSTITUTE A VIOLATION OF THE ZONING ORDINANCE AND THAT MR CRAFT HAS BEEN NOTIFIED OF THE VIOLATION.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO GIVE MR CRAFT THE NOTICE TO REMOVE THE VEHICLES WITHIN 10 DAYS AND IF HE DOES NOT COMPLY TO AUTHORIZE THE CITY ATTORNEY TO FILE THE APPROPRIATE SUIT. 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 A STATEMENT FROM KEITH A. MORGAN CONSTRUCTION FOR THE COMPLETED CONCRETE SIDEWALK WITHOUT WIRE MESH IN THE AMOUNT OF \$3,148.20.

THEREUPON, ALDERMAN CROWE MADE A MOTION TO PUBLISH THE NOTICE TO INTERESTED PARTIES AND AFTER 10 DAYS IF NO CLAIMS ARE FILED AGAINST THE CONTRACT TO PAY KEITH A. MORGAN CONSTRUCTION \$3,148.20. 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 REQUESTED THE WISHES OF THE BOARD CONCERNING THE CABLE TELEVISION AND AUDIO COMMUNICATIONS SERVICES AGREEMENT WITH CAT PARTNERSHIP, DBA PINE BELT CABLE.

THEREUPON, ALDERMAN CROWE MADE A MOTION TO ADOPT THE AGREEMENT AS FOLLOWS TO-WIT:

SEE EXHIBIT "C"

CABLE TELEVISION AND AUDIO COMMUNICATIONS SERVICES  
AGREEMENT

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 PROOFS OF PUBLICATION TO THE BOARD:

- A) ORDINANCE 1979 (42-A68)
- B) ORDINANCE 1979 (42-A69)
- C) ENVIRONMENTAL REVIEW CDBG
- D) PUBLIC NOTICE - PLANNING COMMISSION

THEREUPON, ALDERMAN SCOTT MADE A MOTION THAT THE FOREGOING PROOFS BE ACCEPTED AND FILED. 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 REQUESTED APPROVAL FROM THE BOARD TO REQUEST A TRANSFER OF TITLE TO THE NAVY AIRCRAFT ON DISPLAY AT THE HAMILTON'S AIRCRAFT MUSEUM TO M.W. HAMILTON, JR.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION THAT THE CITY REQUEST THE DEPARTMENT OF THE NAVY TO TRANSFER THE TITLE FROM THE CITY TO M.W. HAMILTON, JR. 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 MADE A RECOMMENDATION THAT THE CITY REJECT THE BIDS RECEIVED FOR THE POLICE CAR AND PURCHASE THE 1991 CHEVROLET CAPRICE FROM HERRIN-GEAR CHEVROLET AT THE STATE CONTRACT BID PRICE; A SAVINGS OF \$2,132.06 TO THE CITY.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO REJECT THE BIDS RECEIVED ON JANUARY 15, 1991 FOR THE NEW 1991 POLICE CAR. 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 RUNNELS MADE A MOTION TO PURCHASE THE 1991 CHEVROLET CAPRICE FROM HERRIN-GEAR CHEVROLET AT THE STATE CONTRACT BID PRICE OF \$12,435.21 AND TO RESERVE THE RIGHT TO PURCHASE THE EXTENDED WARRANTY AFTER AN INVESTIGATION OF THE COVERAGE. 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 PRESENTED ESTIMATE # 9 FOR J W & R CONSTRUCTION COMPANY IN THE AMOUNT OF \$30,197.37 FOR THE SEWER SYSTEM IMPROVEMENTS.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO PAY ESTIMATE # 9 IN THE AMOUNT OF \$30,197.37 TO J W & R CONSTRUCTION COMPANY. 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 A REQUEST FROM THE CHIEF OF POLICE FOR THE \$600 TUITION FOR A THREE WEEK TRAINING PROGRAM FOR CHARLIE DAW AT THE JACKSON POLICE ACADEMY.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO PAY THE TUITION FOR THE TRAINING PROGRAM AND EXPENSES FOR CHARLIE DAW TO ATTEND THE THREE WEEK TRAINING PROGRAM. 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, ALDERMAN RUNNELS MADE A MOTION TO APPOINT LONNIE HERNDON TO FILL THE UNEXPIRED TERM OF W.L. CARPENTER IN THE WARD THREE POST OF THE VARIANCE COMMITTEE. 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 THE STATE HIGHWAY DEPARTMENT AND THE FEDERAL HIGHWAY ADMINISTRATION HAVE CONCURRED IN THE AWARD OF THE CONTRACT FOR THE INSTALLATION OF THE TRAFFIC LIGHT AT THE CORNER OF MAIN AND CENTRAL AVENUE.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ACCEPT MATHIEU ELECTRIC, INC. BID OF \$26,688.00 OPENED NOVEMBER 6, 1990 FOR THE INSTALLATION OF THE TRAFFIC LIGHT AND TO AUTHORIZE THE MAYOR TO EXECUTE THE CONTRACT. 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 HIGHWAY DEPARTMENT HAS REQUESTED THAT THE CITY APPOINT AN INDIVIDUAL EMPLOYED BY THE CITY TO CERTIFY ESTIMATES AND OTHER DOCUMENTS PERTAINING TO THE INSTALLATION OF THE TRAFFIC LIGHT.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO APPOINT MICHAEL T. WAITS, P.E., R.L.S. TO CERTIFY THE ESTIMATES AND OTHER DOCUMENTS PERTAINING TO THE PROJECT. 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 THE HATTIESBURG AMERICAN IS PUBLISHING THE 1991 ANNUAL REPORT FOR THIS AREA AND HAVE REQUESTED THAT THE CITY PURCHASE AND AD. MAYOR GAY REPORTED THAT RODNEY SESSIONS, INTERIM SCHOOL SUPERINTENDENT, REQUESTED THAT THE CITY CONSIDER JOINING WITH THE PETAL SCHOOL DISTRICT IN THE PURCHASE OF A ONE-HALF PAGE AD IN THE AMOUNT OF \$475.00 OR \$237.50 EACH.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION THAT THE CITY PURCHASE A ONE-HALF (1/2) PAGE AD JOINTLY WITH THE SCHOOL DISTRICT ONLY IF LORRIE QUINNELLY WRITES THE AD. 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 A MEMORANDUM AGREEMENT BETWEEN THE CITY AND THE BARRONTOWN UTILITY DISTRICT TO PROVIDE FOR THE COLLECTION OF THE SEWER FEES FOR CITY SEWER CUSTOMERS OUTSIDE OF THE CITY BY THE BARRONTOWN UTILITY DISTRICT ON THE UTILITY DISTRICTS WATER BILLS.

SEE EXHIBIT "D"

MEMORANDUM AGREEMENT

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AUTHORIZE THE MAYOR TO EXECUTE THE FOREGOING AGREEMENT. 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 THE CITY HAS RECEIVED NOTIFICATION FROM THE GOVERNOR'S OFFICE THAT THE CITY HAS BEEN AWARDED A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) IN THE AMOUNT OF \$500,000 FOR THE SEWER REHABILITATION PROJECT. MAYOR GAY STATED THAT IT WILL BE NECESSARY FOR THE CITY TO ADVERTISE FOR BIDS FOR THE ENGINEERING SERVICES ON THIS PROJECT.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ADVERTISE FOR BIDS FOR THE ENGINEERING SERVICES FOR THE CDBG SEWER IMPROVEMENT PROJECT. 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 RENTAL REHAB PROJECT # R-89-SG-28-0103A BUDGET MODIFICATION TO INCREASE THE ADMINISTRATIVE FUNDS BY \$2,198.00 THROUGH SEPTEMBER 30, 1991.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AUTHORIZE THE MAYOR TO EXECUTE BUDGET MODIFICATION #1 FOR RENTAL REHAB PROJECT # R-89-SG-28-0103A. 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 A REQUEST FROM NEEL-SCHAFFER, INC. FOR A PROGRESS PAYMENT IN THE AMOUNT OF \$3,000. TO KEN S. TEMPLE FOR THE RENTAL REHAB PROJECT NUMBER 0068000395.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO PAY MR TEMPLE \$3,000. UPON RECEIPT OF THE FUNDS. 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 CLAIMS #15832 -16240 OF THE CITY OF PETAL GENERAL FUNDS AND THE PETAL WATER AND SEWER FUNDS.

THEREUPON, ALDERMAN ROWELL VOICED OBJECTIONS TO THE \$3,000. PAYMENT OF THE CLAIM TO FORREST COUNTY FOR THE USE OF THE BEAT 3 LANDFILL.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO PAY CLAIMS 15832 -16240 OF THE PETAL GENERAL FUNDS AND THE PETAL WATER AND SEWER FUNDS. 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 A PARADE AND RALLY HAVE BEEN SCHEDULED ON FEBRUARY 16, 1991 IN SUPPORT OF THE TROOPS IN SAUDI ARABIA AND THAT THE CITY HAS BEEN REQUESTED TO PROCLAIM THAT DAY AS GOD AND COUNTRY DAY IN PETAL.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO PROCLAIM FEBRUARY 16, 1991 AS GOD AND COUNTRY DAY 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 DIANE WILLIAMS OF CARTERVILLE CHURCH HAS REQUESTED THAT THE WEEK OF MARCH 10-17, 1991 BE PROCLAIMED YOUTH WEEK IN PETAL.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO PROCLAIM THE WEEK OF MARCH 10-17, 1991 YOUTH WEEK IN PETAL. 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 THE FOLLOWING RESOLUTION SUPPORTING THE MEMBERS OF THE AMERICAN ARMED FORCES PARTICIPATING IN OPERATION DESERT STORM, AND THEIR COMMANDER IN CHIEF, THE PRESIDENT OF THE UNITED STATES.

SEE EXHIBIT "E"

RESOLUTION

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOREGOING RESOLUTION. 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 THE INTERLOCAL AGREEMENT CONCERNING THE PINE BELT REGIONAL LANDFILL.

THEREUPON, ALDERMAN ROWELL MADE A MOTION THAT THE CITY OF PETAL INTENDS AND DOES HEREBY COMMIT IT'S SUPPORT FOR THE PROPOSED PINE BELT REGIONAL LANDFILL IN COOPERATION WITH OTHER AREA COUNTIES AND MUNICIPALITIES AND AGREES TO PARTICIPATE IN THE CREATION AND OPERATION OF A REGIONAL PUBLIC LAND FILL PURSUANT TO ENABLING LEGISLATION BEING ENACTED BY THE MISSISSIPPI LEGISLATURE. 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, ALDERMAN CROWE MADE A MOTION TO ENTER INTO A CLOSED MEETING TO DETERMINE IF AN EXECUTIVE SESSION IS NECESSARY. 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

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO REOPEN THE MEETING  
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

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO ENTER INTO AN  
EXECUTIVE SESSION TO DISCUSS PERSONNEL PROBLEMS IN RELATION TO THE  
SUPERVISORS AND PENDING LITIGATION. 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

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO ADJOURN  
EXECUTIVE SESSION. 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

MAYOR GAY NOTED THAT NO OFFICIAL ACTION WAS TAKEN IN THE  
EXECUTIVE SESSION.

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

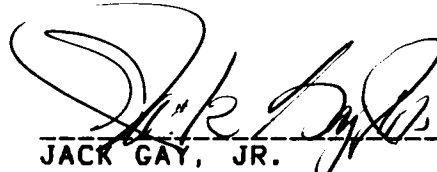
THOSE PRESENT AND VOTING "AYE":

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 OF THE CITY OF PETAL, MISSISSIPPI WAS  
ADJOURNED ON THIS THE 5TH DAY OF FEBRUARY, A.D., 1991.



\_\_\_\_\_  
JACK GAY, JR.  
MAYOR

(SEAL)

ATTEST:



\_\_\_\_\_  
PRISCILLA C. DANIEL

EXHIBIT "A"

RESOLUTION

Resolution finding and determining that property located at 119 Railroad Street, Petal, Mississippi is in such a state of uncleanliness as to be a menace to the public health and safety of the community.

WHEREAS, due and proper Notice has been given to the owners and occupants of 119 Railroad Street, Petal, Mississippi, of a hearing conducted before the Mayor and Board of Aldermen of the City of Petal to determine whether or not said parcel of land is in need of cleaning; and

WHEREAS, said hearing having been duly and properly held and evidence having been presented, all in conformance with Section 21-19-11 of the Mississippi Code of 1972 as amended;

NOW THEREFORE, be it resolved;

SECTION 1:

That the property located at 119 Railroad Street, Petal, Mississippi is in such a state of uncleanliness as to be a menace to the public health and safety of the community, and


SECTION 2:

That if the owner of said property shall not immediately proceed to clean said property, the City of Petal shall, by use of Municipal Employees or by Contract, proceed to clean the land.

SECTION 3:

That all cost incurred by the Municipality, if any, place penalty, if any, shall become an assessment against said property, all authorized and permitted pursuant to Section 21-19-11 of the Mississippi Code of 1972, as amended.

SO RESOLVED, on this the 5<sup>th</sup> day of February, 1991, A.D.

  
JACK GAY, JR.  
MAYOR

(SEAL)

ATTEST:


  
PRISCILLA C. DANIEL  
CITY CLERK

EXHIBIT "B"

RESOLUTION

Resolution finding and determining that property located at 213 North George Street, Petal, Mississippi is in such a state of uncleanness as to be a menace to the public health and safety of the community.

WHEREAS, due and proper Notice has been given to the owners and occupants of 213 North George St. Petal, Mississippi, of a hearing conducted before the Mayor and Board of Aldermen of the City of Petal to determine whether or not said parcel of land is in need of cleaning; and

WHEREAS, said hearing having been duly and properly held and evidence having been presented, all in conformance with Section 21-19-11 of the Mississippi Code of 1972 as amended;

NOW THEREFORE, be it resolved;

SECTION 1:

That the property located at 213 North George St. Petal, Mississippi is in such a state of uncleanness as to be a menace to the public health and safety of the community, and

SECTION 2:

That if the owner of said property shall not immediately proceed to clean said property, the City of Petal shall, by use of Municipal Employees or by Contract, proceed to clean the land.

SECTION 3:

That all cost incurred by the Municipality, if any, plus penalty, if any, shall become an assessment against said property, all authorized and permitted pursuant to Section 21-19-11 of the Mississippi Code of 1972, as amended.

SO RESOLVED, on this the 5<sup>th</sup> day of February, 1991, A. D.

  
JACK GAY, JR.  
MAYOR

(SEAL)

ATTEST:

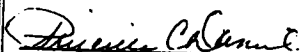
  
PRISCILLA C. DANIEL  
CITY CLERK



EXHIBIT "C"

CABLE TELEVISION AND AUDIO COMMUNICATIONS SERVICES AGREEMENT

AGREEMENT made and entered into this 22<sup>nd</sup> day of <sup>April</sup> ~~March~~, 1991, by and between:  
CITY OF PETAL, State of Mississippi, hereinafter sometimes referred to as "City",

- and -

CAT PARTNERSHIP, DBA PINE BELT CABLE, sometimes referred to as "Company"

WITNESSETH

WHEREAS, on \_\_\_\_\_ the Mayor and Board of Aldermen of the City, upon due notice, held a public hearing with respect to this Agreement at which all parties in interest and citizens were given an opportunity to be heard; and

WHEREAS, the legal, character, financial, technical and other qualifications of Pine Belt Cable and its plans for maintaining a cable television system in the City were considered in full proceeding affording due process.

NOW, THEREFORE, it is agreed between the parties hereto as follows:

SECTION I. TITLE AND FINDINGS OF FACT

This Agreement shall be known and cited as the Cable Television and Audio Communications Services Agreement. The Mayor and Board of Aldermen of the City hereby finds:

(a) The technical ability, financial condition and character of Pine Belt Cable have been considered at a public hearing held upon due notice and are hereby approved.

(b) The plans of Pine Belt Cable for maintaining and operating a cable television system have been considered at a public hearing and are found to be adequate and feasible are hereby approved.

SECTION II. GRANT

In consideration of the faithful performance and observance of the conditions and reservations hereinafter set forth, there is hereby granted to Pine Belt Cable, its successors, assigns or designees, the right and franchise to erect, install, construct, reconstruct, replace, remove, repair, maintain and operate in or upon, under, above, across and from the streets, avenues, highways, sidewalks, bridges and other public ways, easements, rights of way and lands, as now existing and all extensions thereof and additions thereto, in the City of Petal, Forrest County, Mississippi, including the right to use and employ all equipment, facilities, appurtenances and apparatus of any nature, for the purpose of receiving, amplifying, transmitting and distributing by studios, cameras, projectors, recorders, antennas, transmitters, microwaves, wires, cables, coaxial cables, wave guides and cables, or television, radio electrical and electronic energy, pictures, sounds, signals, impulses and communications, uni-directional and multi-directional of every nature and description, audio and video, embracing any and all of the frequencies of the electromagnetic spectrum, and to otherwise engage in the business, services and activities generally known as and practiced now and in the future by cable television and audio communications services, in accordance with the laws of the United States of America and the State of Mississippi.

The license and franchise granted herein is non-exclusive. The City reserves the right to adopt, in addition to the provisions contained herein, such additional regulations as it shall find necessary in the exercise of its police power, provided, however, that such regulations are reasonable and not materially in conflict with the privileges granted in this agreement.

SECTION III. DURATION

This Agreement and the rights herein granted shall be in force from and after the passage and approval this Ordinance, as required by law; and the same shall be and continue in effect for a period of fifteen (15) years after passage and approval of this Ordinance.

The Company shall not abandon any service or any portion thereof without the written consent of the City. The right to use and occupy the said streets, alleys, public ways and places for the purposes herein set forth shall not be exclusive, and the City reserves the right to grant similar use of said streets, alleys, public ways and places to any person at any time during the effective period of this agreement.

SECTION IV. PAYMENTS

A. In consideration of the terms hereof, the Company shall pay to the City, each calendar quarter, commencing with the calendar quarter beginning January 1, 1991, and to be payable within thirty (30) days after the last day of each calendar quarter, an amount equal to three (3) percent of the gross subscriber revenues received for cable television operations within the service area, being that area within the corporate limits of the City of Petal, Mississippi, as presently existing and as the same may be extended by annexation from time to time during the term of this agreement. Subject to the provisions of paragraph B, below, no other fee, charge or consideration shall be imposed.

Such payment shall be deemed compensation for services rendered, supervision and inspection of equipment and facilities, and for other expenses relating to the installation and operation of this system on the part of the City as provided in this agreement.

B. After the first five (5) years of this agreement, Company and City agree that they shall review the fee percentage set forth in paragraph A, above, and if any changes in the amount of the designated percentage fee is indicated in order to provide fair and reasonable compensation to City, while allowing a fair and reasonable return to Company, and at the same time maintaining reasonable rates for cable television service to Company's customers in the service area, then Company and City hereby agree to diligently and in good faith negotiate with each other with regard to an increase in the percentage fee to be paid City by Company; provided, however, in no event shall the aggregate percentage fee paid by Company to City ever exceed five (5) percent during the entire term of this agreement. Any increase in the percentage fee to be paid by Company to City shall be evidenced by an addendum to this agreement executed by the duly authorized representatives on both Company and City.

C. The Company shall have the authority to promulgate such rules, regulations, terms and conditions governing the conduct of its business as shall be reasonably necessary to enable the Company to exercise its rights and perform its obligations under this Ordinance, and to assure uninterrupted service to each and all of its customers; provided, however, that such rules, regulations, terms and conditions shall not conflict with the provisions hereof. Copies of such rules, regulations, terms and conditions adopted by the Company shall be available for

EXHIBIT "C"

inspection at its local office and shall be filed with the City Clerk.

SECTION V: INSPECTION OF RECORDS

The City shall have access at all reasonable times to all of the Company's books and records pertaining to the gross subscriber revenues of the Company from sources within the service area. The Company shall file with the City an annual report showing gross subscriber revenues received by it from its operations within the service area.

SECTION VI: INSTALLATION AND MAINTENANCE OF EQUIPMENT

The Company's plant and equipment, including the distribution system, towers, structures, poles, wires and appurtenances, shall be installed with materials of good and durable quality and all work involved in construction, installation, maintenance and repair of the cable system shall be performed in a safe, thorough and reliable manner. The Company agrees that all cables and wires used in connection with the proposed installations will be affixed to the said poles at least sixteen (16) feet above the ground and will be spaced at least forty (40) inches distant to all power lines attached to said poles.

The Company agrees to erect and maintain said cables and wires pursuant to and in accordance with the provisions of any and all rules and regulations of the City, relating to electrical wires, telephone wires and cables, and which are reasonable and which now are, or hereinafter may be, duly adopted by the City.

The Company agrees to conform to all orders, rules and regulations of any and all municipal, state or federal departments, boards, commissions and agencies, now existing or hereafter created, affecting said installations, and will, at its own expense and cost, promptly execute and comply with all laws, rules and regulations and ordinances now in force or hereafter enacted, which will affect the erection of poles and the stringing of wires and cables over, on and along the streets, roadways, sidewalks or alleys in said service area, and involving and including all structural alterations, changes or additions of whatever size and description.

The Company shall procure such permits as are required by law from federal or state regulatory bodies.

The Company does hereby agree that, at the expiration of the term of this Agreement, it will surrender such premises which do belong to the City in as good condition as now existing, with the proper allowance and exception for the ordinary and necessary wear and tear, and the Company will remove any poles which it may erect in the service area.

The Company shall have the authority to trim trees upon and overhanging streets, alleys, sidewalks and public places in the service area so as to prevent the branches of such trees from coming in contact with the wires and cables of the Company, all trimming to be done after notification of the City and at the expense of the Company. However, said authority shall not be construed in any manner whatsoever to relieve the City of its obligations relative to trimming of trees.

There is hereby granted the further right, privilege and authority to the Company to lease, rent or in any other manner obtain the use of towers, poles, lines, cables and other equipment and facilities from any and all holders of public licenses and franchises within the service area, including the

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South Central Bell Telephone Company, the Mississippi Power Company, and the Dixie Electric Power Association, and to use such towers, poles, lines, cables and other equipment and facilities, subject to all existing and future ordinances, local laws and regulations of the City. The Company shall have the right to erect, install and maintain its own towers, poles, guys, anchors, lines, cables and ducts as may be necessary for the proper construction and maintenance of the cable system, including the right to extend lines and cables to and from other municipalities served by the Company's cable television system, provided that poles placed on the City's properties shall first have their location approved by the City. Such approval shall not be unreasonably withheld. The Company's distribution system shall be constructed and maintained underground wherever all public utility facilities are underground; and whenever hereafter all such facilities are placed underground, the Company will remove its cable from poles and place the same underground.

SECTION VII: SUBSCRIBER COMPLAINTS

The Company shall provide notice to each subscriber, at the time of original subscription and at intervals of not more than one year, of the procedure for reporting and resolving subscriber complaints.

SECTION VIII: LIABILITY

The Company shall indemnify the City for, and hold it harmless from, all liability, damage, cost or expense, including but not limited to, attorneys fees, arising from claims of injury to persons or damage to property, which may arise out of or be caused by the erection, construction, replacement, removal, maintenance and operations of the Company's community antenna television and audio communication services, and resulting from or by any negligence, fault or misconduct on the part of the Company, its agents, officers, servants and employees. Any property of City damaged or destroyed in connection with the construction or operation of the cable system shall be promptly repaired or replaced by the Company and restored to serviceable condition.

The Company shall carry a general comprehensive liability insurance policy with the following limits:

Bodily injury, including death	- \$500,000.00 for any one person and \$1,000,000.00 for any one accident
Property damage	- \$500,000.00
Contractual liability	- \$500,000.00

In addition Company shall carry Workmen's Compensation Insurance as provided by the laws of Mississippi.

The Company shall furnish to City a certificate of such insurance indicating that said insurance may only be canceled upon thirty (30) days notice in writing to City.

SECTION IX: REVOCATION

If the Company shall fail to comply with any of the material provisions of this Agreement, or default in any of its obligations hereunder, except for causes beyond the reasonable control of the Company, the City shall have the right to cancel this Agreement if, after sixty (60) days written notice, such failure or default has not been corrected. If the company fails within such period to cure any default, or commence corrective action where such default is not capable of correction

EXHIBIT "C"

3/20/81  
within sixty (60) days, then all rights of the Company hereunder may be terminated without further liability on the part of the Company by the City at a duly noticed public meeting. In the event the Company shall be adjudged bankrupt or placed in receivership, the City may declare the rights herein granted forfeited and terminated.

SECTION X: IMPLEMENTATION OF SERVICE

A. The Company shall provide a cable television system which will conform to the technical standards and other requirements specified in the Federal Communications Commission Rules and Regulations. The Company shall extend energized cable passing in front of the homes of residents provided that the area contains a minimum density of forty (40) homes per mile from the end of the existing plant.

B. Any installation other than at the standards of density above mentioned or contained in this section shall be at a special construction and maintenance cost. Any subscriber wishing an estimate of service for the special construction shall make such request known in writing to Pine Belt Cable and Pine Belt Cable provide an estimate in writing within thirty (30) days of receipt of said request. Said estimate shall specify the amount to be charged for labor, materials and specify circumstances necessitating such costs.

C. Notwithstanding the service extension requirements as indicated in paragraphs A. and B., above, Company shall extend service to additional areas that are either presently covered by this agreement or that may in the future be covered by this agreement by virtue of annexation of additional areas by City, where such extension of service is both economically and technically feasible under Company's policies and standards, to be determined at the reasonable discretion of the Company. Prospective subscribers in areas of marginal linear density may negotiate with Company for an equitable sharing of costs to extend the cable television system into said marginal areas. Such negotiations may include, but not be limited to, various levels of construction costs, profitability, installation fee and monthly subscription fee. At a minimum, Company shall provide 132 feet of trunk, which is the number of feet of trunk which would be provided at a density of forty (40) homes per mile, and/or feeder cable per subscriber at no cost beyond the current basic subscriber rates. Details for negotiating and implementing the extension of the system into such marginal areas shall be arranged between the City and Company.

D. Except where the outage is caused or contributed to by the events hereinafter set forth, Company shall make a reasonable, diligent and good faith effort to restore service to any customer reporting an "outage" within twenty-four (24) hours of the receipt of such report by Company; provided, however, Company shall be excused from performance hereunder so long as and to the extent that performance is prevented or hindered by reasons of acts of God, acts of the public enemy, riots, labor disputes, fire, flood, earthquake, wind, wash-outs, explosions, malicious mischief, inability to obtain supplies, labor or materials, government or court actions or orders of any kind, partial or total interruption, loss or shortage of transportation, communication facilities, poles or services upon which Company's performance is dependent, or any other cause beyond Company's control; provided, further, however, in the event such "outage" is for a duration in excess of twenty-four (24) hours, then after the initial twenty-four (24) hour period of the "outage", the customer shall receive a pro-rated credit to customer's rate charge for the period subsequent to the initial twenty-four (24) hours of "outage" until the time service is restored.

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SECTION XI: SERVICE FARE

The Company will deliver a variety of off-air broadcast and satellite delivered programming containing news, sports, weather and entertainment programming as well as an educational access channel featuring programming originating from University of Southern Mississippi studio facilities.

The Company may, at its discretion, add or substitute other stations and services when legally and technically feasible.

The Company shall furnish, without charge, one connection for service to each public and parochial school, and shall furnish, without charge, monthly service thereafter while this Agreement remains in effect.

SECTION XII: DISCRIMINATION

The company will not refuse to hire or employ, nor bar or discharge from employment, nor discriminate against any person in compensation or in terms, conditions or privileges or employment because of age, race, creed, color, national origin or sex.

SECTION XIII: ADMINISTRATION

The Mayor of the City of Petal, or a person duly authorized by such Mayor, shall be responsible for the continuing administration of this Ordinance, and the City Clerk of the city of Petal is designated for the receiving of unresolved subscriber complaints.

SECTION XIV: OPERATING AUTHORIZATIONS

The Company shall file requests for all necessary operating authorizations with the Federal Communications Commission within sixty (60) days from the date of this Agreement.

SECTION XV: ASSIGNMENT

The Company agrees that it will not assign this Agreement, nor the rights, licenses and privileges herein granted except by an assignment in writing approved by the City, but the City agrees that it will not unreasonably withhold such consent and approval. This Agreement shall be binding upon the successors and assigns of the parties hereto.

SECTION XVII: SEVERABILITY

If any section, subsection, sentence, clause, phrase or portion of this Agreement is for any reason held invalid or unconstitutional, by any court or regulatory agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof and they shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be duly executed on the day and year first above written.

CITY OF PETAL, MISSISSIPPI

BY: [Signature]

Its Mayor

ATTEST  
By [Signature]  
City Clerk  
(Seal)

CAT PARTNERSHIP, doing business as  
Pine Belt Cable,

BY: [Signature]

Senior Vice President  
Comcast Holdings, Inc.

(a Partner)

EXHIBIT "D"

MEMORANDUM AGREEMENT

STATE OF MISSISSIPPI

COUNTY OF FORREST

WHEREAS, the City of Petal, Mississippi, a municipal corporation, provides water and sewer services within the municipal limits of said city and also provides sewer services to certain residents outside of the city limits, and within the Barrontown Utility District, and

WHEREAS, the Barrontown Utility District, a body politic and corporate, operates a water system within a certificated area granted to it by the Mississippi Public Service Commission, including those individuals served with sewer by the City of Petal, outside its corporate limits, and

WHEREAS, in order to facilitate water service and sewer service to their respective customers, within their respective jurisdictions, the City of Petal and Barrontown Utility Association do find and adjudicate that it would be in the best interest of the City of Petal and the Barrontown Utility Association, and the customers receiving water service from the Barrontown Utility Association, and sewer service from the City of Petal, to receive their billing from one entity for both water service and sewer service and,

The Barrontown Utility Association has agreed to act as the agent for the City of Petal in billing and collecting sewer fees from the City of Petal's sewer customers within the barrontown certificated area, it is agreed as follows:

1. That the Barrontown Utility Association will bill its water customers who are being served by the sewer system of the City of Petal its usual and customary water rates, plus a sum of \$22.00 per calendar month for sewer service furnished by the City of Petal.

2. That no later than the tenth of each month the Barrontown Utility Association will remit to the City of Petal

EXHIBIT "D"

Petal, all funds collected by it for sewer provided to Barrontown Water customers by the City of Petal.

3. That no later than the 10th of the following month, the City of Petal will remit to the Barrontown Utility Association, the sum of \$2.00 for each customer from whom the Barrontown Utility Association has collected the City of Petal sewer fee.

4. That when the Barrontown Utility Association makes water available to one of its customers, who also has available, sewer service furnished by the City of Petal, the Barrontown Utility Association will collect from the customer a \$50.00 sewer deposit, to be remitted to the City of Petal no later than the tenth of the next month following its receipt; that upon application and confirmation by the Barrontown Utility Association, that all sums due and owing from a customer for water and city sewer services have been paid at time of disconnection from service, the City of Petal will remit directly to the customer the previously received deposit.

The above and foregoing agreement, having been submitted to the Board of Directors of the Barrontown Utility District, and the Mayor and Board of Aldermen of the City of Petal, Mississippi, and having received a majority vote in favor of said agreement, by the respective authorities, the parties by and through their authorized representatives, have executed this Agreement as the act by, for and on behalf of the Barrontown Utility District and the City of Petal, Mississippi.

THIS, the \_\_\_\_\_ day of \_\_\_\_\_, A.D., 1991

CITY OF PETAL

BY: \_\_\_\_\_  
JACK GAY, JR., MAYOR

BARRONTOWN UTILITY ASSOCIATION

BY: \_\_\_\_\_

EXHIBIT "E"

RESOLUTION SUPPORTING THE MEMBERS OF THE AMERICAN ARMED  
FORCES PARTICIPATING IN OPERATION DESERT STORM, AND THEIR  
COMMANDER IN CHIEF, THE PRESIDENT OF THE UNITED STATES

WHEREAS, Saddam Hussein, the ruler of Iraq, invaded the peaceful principality of Kuwait, and occupied the same with his armed forces; and

WHEREAS, the actions of Saddam Hussein and the Iraqi armed forces were in violation of international law, and a violation of the sovereignty of Kuwait; and

WHEREAS, the assembly of the United Nations, in solemn deliberations, voted overwhelmingly in support of Resolution 638, requiring Saddam Hussein and the Iraqi forces to leave the principality of Kuwait or face forcible expulsion; and

WHEREAS, Saddam Hussein and the Iraqi armed forces in violation of United Nations Resolution 638, in violation of international law, and in violation of the sovereignty of the country of Kuwait, have continued their occupation of that nation; and

WHEREAS, in coalition with other countries, including the United Kingdom, the United Arab Emirates, Qatar, Saudi Arabia, and France, the United States has led and participated in an operation to extricate Saddam Hussein and the Iraqi armed forces from the country of Kuwait, in a military exercise described as "Operation Desert Storm"; and

WHEREAS, the Armed Forces of the United States, the Army, Navy, Air Force, Marines, and Coast Guard, play an integral and leading role in the stated purpose of Operation Desert Storm, to force the withdrawal of Saddam Hussein and the Iraqi armed forces from the principality of Kuwait; and

WHEREAS, in the armed conflict resulting from Operation Desert Storm, the Armed Forces of the United States are exposed to great risk and danger from the hazards of war;

NOW BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, to commend the members of the Armed Forces of the United States, the officers and

EXHIBIT "E"

soldiers, those on active duty as well as Reservists and National Guardsmen, for their participation in Operation Desert Storm, it being further,

RESOLVED, that the Mayor and Board of Aldermen of the City of Petal, Mississippi, support those American troops serving in the Army, Navy, Air Force, Marines, and Coast Guard, participating in Operation Desert Storm, and commend their efforts at defeating aggression, and restoring the rule of law and sovereignty to the Middle East, and further

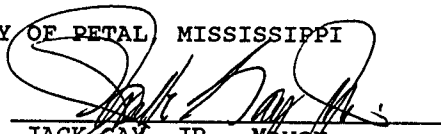
RESOLVED, that the Mayor and Board of Aldermen of the City of Petal, Mississippi, support the Commander in Chief of the Armed Forces of the United States, the Honorable President, George Bush, and his leadership in Operation Desert Storm;

BE IT FURTHER RESOLVED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, that Operation Desert Storm be successful in its stated mission of thwarting the aggression of Saddam Hussein and the armies of Iraq, restoring the country of Kuwait to its rightful citizens, and ending the aggression of Saddam Hussein and the Iraqi armed forces.

SO RESOLVED on this, the 5th day of February, A.D., 1991.

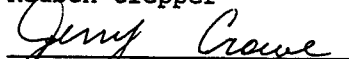
CITY OF PETAL, MISSISSIPPI

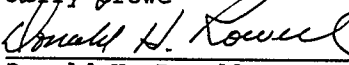
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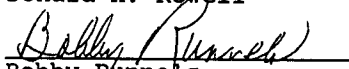
  
JACK GAY, JR., Mayor

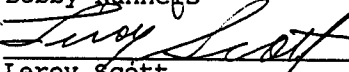
ALDERMEN:

  
Reuben Clepper

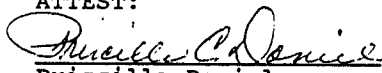
  
Jerry Crowe

  
Donald H. Rowell

  
Bobby Runnels

  
Leroy Scott

ATTEST:

  
Priscilla Daniel  
City Clerk

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