

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 18, 1992 AT 7:00 PM IN THE BOARD ROOM OF SAID CITY.

THOSE PRESENT	MAYOR JACK GAY
CITY ATTORNEY	THOMAS W TYNER
ALDERMEN	REUBEN CLEPPER JERRY CROWE DONALD H ROWELL BOBBY RUNNELS LEROY SCOTT
OTHERS PRESENT	ALVIN JUSTELIEN III CHIEF WAYNE MURPHY CHIEF AUBRA EVANS ALLEN FLYNT AND MANY OTHERS

THE MAYOR 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 ROWELL MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL HELD FEBRUARY 4, 1992 BE ACCEPTED AS WRITTEN. ALDERMAN CLEPPER SECONDED THE MOTION.

WHEREAS, MAYOR GAY CALLED FOR PUBLIC COMMENT.

THEREUPON, ALVIN JUSTELIEN III ADDRESSED THE MAYOR AND BOARD CONCERNING THE REASONS THE PETAL SOCCER LEAGUE JOINED THE HATTIESBURG SOCCER LEAGUE. MR JUSTELIEN STATED THAT WITH ONLY 180 PETAL CHILDREN PLAYING THAT SOME OF THE AGE GROUPS HAVE ONLY 2 OR 3 TEAMS WHICH DOES NOT OFFER A LOT OF COMPETITION, THE PROBLEM WITH PROCURING FIELDS WITHOUT CONFLICTING WITH OTHER SPORTING ACTIVITIES IN PETAL AND THE FACT THAT IF PETAL JOINS HATTIESBURG WHEN THE WORLD CUP SOCCER TOURNAMENT IS PLAYED IN NEW ORLEANS IN 1994 THE HATTIESBURG LEAGUE WILL BE ABLE TO FURNISH THE CHILDREN EXPOSURE TO THE PROFESSIONAL TEAMS PLAYING IN THE WORLD CUP TOURNAMENT. MR JUSTELIEN STATED THAT WHEN THE LEAGUE RETURNS TO PETAL THEY WOULD LIKE TO HAVE AVAILABLE FIELDS WITH RESTROOM FACILITIES AND CONCESSION STAND AND UNTIL THAT TIME THEY WOULD LIKE FOR THE CITY TO MAKE AVAILABLE ADEQUATE FIELDS FOR PRACTICE.

THEREUPON, MAYOR GAY STATED THAT THE REQUEST WOULD BE CONSIDERED IN FUTURE DEVELOPMENT OF RECREATIONAL FACILITIES.

THEREUPON, ALDERMAN RUNNELS SUGGESTED THAT AN AREA FOR PRACTICE FIELDS MIGHT BE FOUND AT THE SOFTBALL PRACTICE FIELDS ON FAIRCHILD DRIVE SINCE THE PARENTS OF THE SOCCER PLAYERS ARE WILLING TO PROVIDE SOME OF THE LABOR TO LEVEL THE FIELDS.

WHEREAS, THE HOUR OF 7:00 P.M. HAVING ARRIVED, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL PROCEEDED TO PUBLICLY OPEN AND READ THE SEALED PROPOSALS FOR THE APPLICATION PREPARATION FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT. THE PROPOSALS WERE AS FOLLOWS:

SEE EXHIBIT "A"

NEEL-SCHAFFER, INC.  
P O BOX 982  
HATTIESBURG, MS. 39403-0982

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ACCEPT THE PROPOSAL FROM NEEL-SCHAFFER, INC. 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, CHIEF MURPHY PRESENTED A RECOMMENDATION TO PROMOTE KEN BULLOCK TO PATROLMAN 1ST CLASS EFFECTIVE FEBRUARY 7, 1992.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ADOPT THE FOLLOWING ORDER PROMOTING OFFICER KEN BULLOCK TO PATROLMAN 1ST CLASS. ALDERMAN ROWELL SECONDED THE MOTION.

**ORDER**

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN, UPON THE RECOMMENDATION OF POLICE CHIEF WAYNE MURPHY, DO FIND THAT OFFICER KEN BULLOCK HAS MET ALL OF THE REQUIREMENTS AS SET FORTH BY THE CITY OF PETAL FOR PROMOTION TO PATROLMAN 1ST CLASS.

IT IS HEREBY ORDERED THAT EFFECTIVE FEBRUARY 23, 1992 OFFICER KEN BULLOCK BE PROMOTED TO PATROLMAN 1ST CLASS AT A SALARY OF \$ 18,195.06.

SO ORDERED ON THIS THE 18TH DAY OF FEBRUARY, A.D., 1992.

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, CHIEF MURPHY REQUESTED THAT THE BOARD INSTITUTE A FEE TO COVER THE COST OF A RECORDS CHECK FOR THE PUBLIC. CHIEF MURPHY STATED THAT HE AND THE COURT CLERK FEEL THAT A FEE OF \$5.00 IS ADEQUATE AT THIS TIME.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO CHARGE THE PUBLIC \$5.00 FOR EACH RECORDS CHECK REQUESTED. 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, CHIEF MURPHY REQUESTED PERMISSION TO SEND FIVE (5) OFFICERS TO A ONE (1) DAY SEMINAR ON CRIME PREVENTION AND LAW ENFORCEMENT FOR THE ELDERLY. THE SEMINAR IS TO BE HELD BY THE HARRISON COUNTY SHERIFF DEPARTMENT AT NO COST TO THE CITY.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO AUTHORIZE FIVE (5) OFFICERS FROM THE POLICE DEPARTMENT TO ATTEND THE SEMINAR ON MARCH 5, 1992 AND TO PROVIDE THEIR TRANSPORTATION. 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, CHIEF MURPHY STATED THAT HE, OFFICER KEITH HENRY AND DETECTIVE TOMMY FEDERICK WILL BE SUPOENED TO CIRCUIT COURT IN ST TAMMANY PARISH ON MARCH 3, 1992 AND POSSIBLY MARCH 4, 1992, WHICH WOULD NECESSITATE TRAVEL AND IF THE TRIAL SHOULD LAST TWO DAYS IT WOULD ALSO INVOLVE MEALS AND LODGING EXPENSE.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE THE TRAVEL EXPENSES OF THE THREE (3) OFFICERS INVOLVED. 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, CHIEF EVANS STATED THAT THE FIRE DEPARTMENT HAS INSTALLED 54 OF THE 60 SMOKE DETECTORS RECEIVED FROM THE MOOSE LODGE AND IF ANYONE KNEW OF A HOUSEHOLD IN NEED OF A DETECTOR TO ADVISE THE FIRE DEPARTMENT.

WHEREAS, MAYOR GAY PRESENTED AN INVOICE FROM THE PINE BELT REGIONAL SOLID WASTE AUTHORITY REQUESTING 25% OF THE CITY'S FISCAL OBLIGATION FOR THE CURRENT YEAR.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO PAY \$5177.50 TO THE PINE BELT REGIONAL SOLID WASTE AUTHORITY TRUST FUND # 96. 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 INVOICE 37-92 FROM FLYNT AND ASSOCIATES FOR THE BOUNDARY SURVEY AND LEGAL DESCRIPTION OF THE BRUCE PROPERTY IN THE AMOUNT OF \$ 1518.40.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO PAY FLYNT AND ASSOCIATES \$1,518.40 FOR THE BOUNDARY SURVEY AND LEGAL DESCRIPTION OF THE BRUCE PROPERTY. 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 PRESENTED THE FOLLOWING PROOF OF PUBLICATION TO THE BOARD.

A) LEGAL NOTICE - REQUEST FOR PROPOSALS FOR PLANNING OF THE CDBG PROJECT.

THEREUPON, ALDERMAN SCOTT MADE A MOTION THAT THE PROOF OF PUBLICATION BE ACCEPTED AND FILED. 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 PRESENTED THE REVENUE AND EXPENDITURE REPORT FOR THE MONTH OF JANUARY TO THE BOARD.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ACCEPT THE JANUARY REPORT OF REVENUES AND EXPENDITURES. 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 PRESENTED THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF JANUARY TO THE BOARD.

WHEREAS, MAYOR GAY PRESENTED A REQUEST FROM NEEL-SCHAFFER, INC. FOR A PROGRESS PAYMENT TO LENDON G. LEE ON PROJECT # 0068000P104 IN THE AMOUNT OF \$4,300 AND A REQUEST TO TRANSFER \$200 OF THE FUNDS RECEIVED TO THE RENTAL REHAB ESCROW ACCOUNT TO BE PAID TO NEEL-SCHAFFER, INC. FOR SOFT COST AT A LATER DATE.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO MAKE A PROGRESS PAYMENT TO LENDON G LEE IN THE AMOUNT OF \$4,300 AND TO TRANSFER \$200 TO THE RENTAL REHAB ESCROW ACCOUNT. 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 NEEL-SCHAFFER, INC. FOR A PROGRESS PAYMENT TO JACK COOLEY ON PROJECT # 00680000444 IN THE AMOUNT OF \$2,800.00 AND REQUEST TO TRANSFER \$200 OF THE FUNDS RECEIVED TO THE RENTAL REHAB ESCROW ACCOUNT TO BE PAID TO NEEL-SCHAFFER, INC. FOR SOFT COST.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO PAY MR COOLEY \$2,800 AND TO TRANSFER \$200 TO THE RENTAL REHAB ESCROW ACCOUNT. 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 CITY CLERK TO ATTEND A MEETING OF THE MISSISSIPPI CITY/COUNTY MANAGEMENT ASSOCIATION ON APRIL 9 & 10, 1992 AT LAKE TIAK-O'KHATA.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ATTEND THE MEETING OF THE MISSISSIPPI CITY/COUNTY MANAGEMENT ASSOCIATION AND TO PAY HER EXPENSES. 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 A REQUEST FROM THE CITY BUILDING INSPECTOR TO ATTEND THE 52ND ANNUAL MEETING AND CODE SEMINAR OF THE MISSISSIPPI CHAPTER OF THE IAEI TO BE HELD MARCH 8-10, 1992 AT THE BEST WESTERN INN IN ABERDEEN, MS.

THEREUPON, ALDERMAN CROWE MADE A MOTION TO AUTHORIZE THE CITY BUILDING INSPECTOR TO ATTEND THE MEETING AND SEMINAR OF THE MS CHAPTER OF THE IAEE AND TO PAY HIS EXPENSES. 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 THE QUOTATION FOR THE ELECTRICAL SUPPLIES FOR THE TURN SIGNALS AT CENTRAL AVENUE AND MAIN STREET. THE QUOTATION IS FROM TEMPLE AND SON ELECTRIC COMPANY, INC. WHICH WAS DESIGNATED AS THE SOLE SOURCE SUPPLIER OF THIS EQUIPMENT.

SEE EXHIBIT "B"

TEMPLE & SON ELECTRIC COMPANY, INC.                      \$1,677.00  
P O BOX 2066  
DECATUR, ALA 35602

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ACCEPT THE FOREGOING QUOTATION FOR THE TURN SIGNALS AT CENTRAL AVENUE AND MAIN STREET AND TO INCLUDE IN THE ORDER THE EQUIPMENT NEEDED TO ALLOW A TURN SIGNAL AFTER THE ARROW AT THE CORNER OF CENTRAL AVENUE AND OLD RICHTON ROAD. 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 TO APPROVE THE INCORPORATION AGREEMENT FOR THE REGIONAL SOLID WASTE MANAGEMENT AUTHORITY.

SEE EXHIBIT "C"

RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PETAL  
(i) EXPRESSING ITS INTENT TO EXERCISE ITS AUTHORITY GRANTED UNDER SECTION 17-17-301, ET SEQ., MISSISSIPPI CODE OF 1972, AS AMENDED, WITH RESPECT TO INCORPORATING A REGIONAL SOLID WASTE MANAGEMENT AND DISPOSAL AUTHORITY;  
(ii) APPROVING AN INCORPORATION AGREEMENT; (iii) AUTHORIZING THE CITY'S DESIGNATED REPRESENTATIVE TO EXECUTE THE INCORPORATION AGREEMENT ON BEHALF OF THE CITY; AND (iv) FOR OTHER RELATED PURPOSES.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ADOPT THE FOREGOING RESOLUTION. 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 THE FOLLOWING RESOLUTION ADOPTING AND APPROVING THE MASTER PLAN OF THE REGIONAL SOLID WASTE MANAGEMENT AND DISPOSAL AUTHORITY.

SEE EXHIBIT "D"

RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PETAL (i) ADOPTING AND APPROVING A LOCAL NONHAZARDOUS SOLID WASTE MANAGEMENT PLAN AS REQUIRED BY SECTION 17-17-227, MISSISSIPPI CODE OF 1972, AS AMENDED; (ii) DIRECTING THAT SUCH PLAN BE DELIVERED TO THE DEPARTMENT OF ENVIRONMENTAL QUALITY FOR CONSIDERATION AND APPROVAL; AND (iii) DIRECTING THAT NOTICE OF THE CITY'S ACTION WITH RESPECT TO ADOPTING THE PLAN BE GIVEN TO THE BOARD OF SUPERVISORS OF FORREST COUNTY.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION THAT THE FOREGOING RESOLUTION BE ADOPTED. 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 A REQUEST FOR THE COURT CLERK TO ATTEND A REGIONAL TRAINING SEMINAR ON APRIL 23, 1992 AT NO COST TO THE CITY.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO AUTHORIZE THE COURT CLERK TO ATTEND THE REGIONAL TRAINING SEMINAR APRIL 23, 1992 IN GULFPORT, MS. 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 CLEPPER MADE A MOTION TO CLOSE THE MEETING TO DETERMINE THE NEED FOR AN EXECUTIVE SESSION. 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, THE MEETING WAS REOPENED AND ALDERMAN CLEPPER MADE A MOTION TO ENTER INTO EXECUTIVE SESSION TO DISCUSS PERSONNEL MATTERS CONCERNING ABSENTEEISM OF CERTAIN EMPLOYEES. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ADJOURN THE EXECUTIVE SESSION. ALDERMAN SCOTT SECONDED THE MOTION. WHEREAS, MAYOR GAY STATED THAT NO ACTION WAS TAKEN DURING EXECUTIVE SESSION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

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

THOSE PRESENT AND VOTING "AYE":

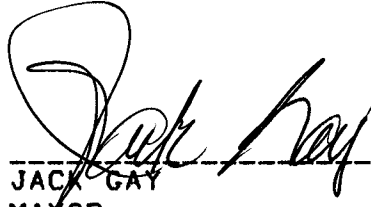
ALDERMAN REUBEN CLEPPER  
ALDERMAN JERRY CROWE  
ALDERMAN DONALD H ROWELL  
ALDERMAN BOBBY RUNNELS  
ALDERMAN LEROY SCOTT



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 18TH DAY OF FEBRUARY, A.D., 1992.

  
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JACK GAY  
MAYOR

(SEAL)

ATTEST:

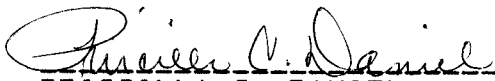
  
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PRISCILLA C. DANIEL  
CITY CLERK

EXHIBIT "A"

 NEEL-SCHAFFER, INC.  
ENGINEERS - PLANNERS  
P. O. Box 982 / 101 Walnut Street  
Hattiesburg, MS 39403-0982 / (801) 545-1585

February 18, 1992

Mayor and City Council  
City of Petal  
Post Office Box 564  
Petal, Mississippi 39465

RE: Proposal for Professional Services in Connection with the  
Preparation of CDBG Applications

Gentlemen:

It is our pleasure to submit this proposal for Professional Services in connection with your 1992 Community Development Block Grant (CDBG) Projects. Our services include the preparation of 1992 CDBG applications and the needs assessment.

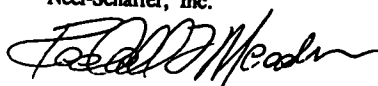
As you will notice in Section 1 and 2 of our proposal, Neel-Schaffer, Inc. has the experience, qualifications and staff to provide the highest level of professional services to the City of Petal. We have been providing Community Development Block Grant Administrative Services for the City of Petal since 1984 and are very familiar with the entire jurisdiction and many of the local residents.

Please pay particular attention to Section 2, which lists our Community Development experience and also includes a list of references.

We appreciate the opportunity to submit this information to you. Please feel free to call us for additional information or to contact any of our references listed in Section 2. We look forward to working with you on this most important project.

Sincerely,

Neel-Schaffer, Inc.



Randall L. Meador  
Vice President

SCOPE OF SERVICES  
APPLICATION PREPARATION

GENERAL

Neel-Schaffer, Inc. will provide the professional services required for application preparation of the City of Petal's 1992 Community Development Block Grant proposed projects. The services are as follows:

1. Attend CDBG application preparation workshop conducted by State.
2. Attend two (2) public hearings, explain the State program final statement on program activities, design and funding levels.
3. Prepare all necessary public notices.
4. Meet with City Officials, discuss public input and proposed projects.
5. Prepare necessary resolutions, correspondence, public notices and certifications.
6. Research and document any past performance in Minority Business Enterprises and Women Business Enterprises in previously funded CDBG projects.
7. Coordinate with federal, state and local agencies to document sources of leveraging funds and documented deficiencies.
8. Coordinate with engineer on quantities, cost estimates and schedule of proposed project activities.
9. Conduct research of local government files on comprehensive plan, general taxing efforts, City operating costs, estimates of City's fiscal year per capita tax burden, local government financial commitment to the project and current status on any ongoing CDBG project the City must assist in providing base data.
10. Preparation of required maps of the proposed CDBG program and project area(s).
11. Prepare all narrative required in the application.
12. Supervise any necessary door-to-door surveys in order to determine low and moderate income beneficiaries, female headed households, information on handicapped persons or calculate the City low and moderate income households from the 1990 census data if available. If a door-to-door survey becomes necessary, the City must provide the personnel to conduct the survey.
13. Combine all collected data in final form, type, copy and bind a minimum of five (5) complete sets of the completed final application.
14. Ensure on time delivery of application to the appropriate State agency.
15. Accompany State representatives on any project site visits.
16. If application is approved, assist the City in negotiations with the designated State agency.

EXHIBIT "B"

**TEMPLE & SON ELECTRIC CO., INC.**

P. O. BOX 2066 • 50 DAVIS ST., N.E.  
DECATUR, ALABAMA 35602  
PHONE (205) 353-3820

4103

PLEASE INDICATE THIS NUMBER WHEN ORDERING

Attn: Mayor Jack Gay  
City of Petal  
P.O. Box 564  
Petal, MS 39465

DATE	
2/14/92	
YOUR INQUIRY DATED	
PROPOSED SHIPPING DATE	
3-4 Weeks ARO	
TERMS	F.O.B.
Net 30 Days	
SALESPERSON	
Blair Temple	
TO BE SHIPPED VIA	PPD. OR COL

Here is our quotation on the goods named, subject to the conditions noted:

**CONDITIONS:** The prices and terms on this quotation are not subject to verbal changes or other agreements unless approved in writing by the Home Office of the Seller. All quotations and agreements are contingent upon strikes, accidents, fires, availability of materials and all other causes beyond our control. Prices are based on costs and conditions existing on date of quotation and are subject to change by the Seller before final acceptance.

Typographical and stenographic errors subject to correction. Purchaser agrees to accept either overage or shortage not in excess of ten percent to be charged for pro-rata. Purchaser assumes liability for patent and copyright infringement when goods are made to Purchaser's specifications. When quotation specifies material to be furnished by the purchaser, ample allowance must be made for reasonable spoilage and material must be of suitable quality to facilitate production. Conditions not specifically stated herein shall be governed by established trade customs. Terms inconsistent with those stated herein which may appear on P's formal order will not be binding on the Seller.

QUANTITY	DESCRIPTION	PRICE	AMOUNT
1	P404 Four Channel Loop Detector	\$465.00	\$ 465.00
1	CC30308-6 Detector Harness	58.00	58.00
4	SRA6LCA Loop Arrestor	9.50	38.00
4	SA102E1211YYY 12" Ply Traffic Signal with Yellow and Green Arrow Lens	125.00	500.00
4	FR1S Five Section Signal Hardware w/R10-12 Sign and Sign Bracket	154.00	616.00
			<u>1677.00</u>
			\$1677.00

QUOTE VALID FOR 30 DAYS.

BY Blair Temple  
Blair Temple

TO CONFIRM ORDER, SIGN & RETURN PINK ACCEPTANCE COPY

SM-CP1

Alderman Clepper **EXHIBIT "C"** offered and moved the adoption of the following resolution:

RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PETAL (i) EXPRESSING ITS INTENT TO EXERCISE ITS AUTHORITY GRANTED UNDER SECTION 17-17-301, ET SEQ., MISSISSIPPI CODE OF 1972, AS AMENDED, WITH RESPECT TO INCORPORATING A REGIONAL SOLID WASTE MANAGEMENT AND DISPOSAL AUTHORITY; (ii) APPROVING AN INCORPORATION AGREEMENT; (iii) AUTHORIZING THE CITY'S DESIGNATED REPRESENTATIVE TO EXECUTE THE INCORPORATION AGREEMENT ON BEHALF OF THE CITY; AND (iv) FOR OTHER RELATED PURPOSES.

WHEREAS, the City of Petal, Mississippi has heretofore jointly funded, along with Jones, Covington, Perry and Lamar Counties and the Cities of Hattiesburg and Laurel (the "Participants"), a comprehensive study and plan on solid waste management within a five (5) county area and approved methods of disposing of same;

WHEREAS, the Mississippi State Legislature, in its 1991 Regular Session enacted into law, Senate Bill 2984, which is cited as Section 17-17-301, et seq., Mississippi Code of 1972, (the "Act") which Act is a comprehensive law setting forth the authority to create a regional solid waste management and disposal authority;

WHEREAS, this Governing Body has heretofore expressed its intent to form a regional solid waste authority and has appointed a designated representative to negotiate an Incorporation Agreement for and on behalf of the City;

WHEREAS, the respective designated representatives of the Participants have agreed upon the content of the Incorporation Agreement;

WHEREAS, public policy, public convenience and necessity and the general welfare of the citizens of the City demand that the City exercise the authority vested under the Act and accordingly, the Governing Body of the City does hereby approve the Incorporation Agreement in the form attached hereto and marked as Exhibit "A".

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY AS FOLLOWS:

1. The public policy, public convenience and necessity and the general welfare of the residents of the City demand and require that (i) a solid waste management and disposal facility be acquired, constructed, equipped and operated and (ii) a regional solid waste management and disposal facility be constructed under the jurisdiction and control of a regional authority consisting of

appointees of each participating City and County all as set forth in and required by the Act.

2. The primary purpose of the regional authority shall be to acquire, construct, equip and operate or cause to be acquired, constructed, equipped and operated, or any combination of the foregoing, a solid waste management and disposal facility including required transfer stations, which facility will be qualified under and in full compliance with Subtitle D of the Resource Conservation & Recovery Act and the laws of the State of Mississippi.

3. In order to achieve such purpose, the Incorporation Agreement, attached hereto and marked as Exhibit "A" is hereby acknowledged and approved and the Designated Representative of the City, being Jack Gay, is hereby authorized and directed to execute the Incorporation Agreement for and on behalf of the City.

4. Upon execution and delivery by the Designated Representative, notice of such incorporation shall be published as required by the Act.

5. The resolution of the City heretofore adopted approving the previous draft of the Incorporation Agreement is heretofore rescinded and of no further force and effect.


Alderman Scott seconded the motion to adopt the foregoing Resolution, and the vote thereupon was as follows:

Alderman <u>Reuben Clepper</u>	voted: <u>YEA</u>
Alderman <u>Jerry Crowe</u>	voted: <u>YEA</u>
Alderman <u>Donald Rowell</u>	voted: <u>YEA</u>
Alderman <u>Bobby Runnels</u>	voted: <u>YEA</u>
Alderman <u>Leroy Scott</u>	voted: <u>YEA</u>

The motion having received the foregoing vote of the Governing Body, the President declared the motion carried and the Resolution adopted, on this the 18th day of February, 1992.

CITY OF PETAL, MISSISSIPPI

BY: 

  
CLERK

Alderman Clepper offered and moved the adoption of the following resolution:

RESOLUTION OF ~~THE BOARD OF~~ ALDERMEN OF THE CITY OF PETAL (i) ADOPTING AND APPROVING A LOCAL NONHAZARDOUS SOLID WASTE MANAGEMENT PLAN AS REQUIRED BY SECTION 17-17-227, MISSISSIPPI CODE OF 1972, AS AMENDED; (ii) DIRECTING THAT SUCH PLAN BE DELIVERED TO THE DEPARTMENT OF ENVIRONMENTAL QUALITY FOR CONSIDERATION AND APPROVAL; AND (iii) DIRECTING THAT NOTICE OF THE CITY'S ACTION WITH RESPECT TO ADOPTING THE PLAN BE GIVEN TO THE BOARD OF SUPERVISORS OF FORREST COUNTY.

WHEREAS, the City of Petal, Mississippi has heretofore jointly funded, along with Covington, Jones, Perry and Lamar Counties and the Cities of Laurel and Hattiesburg (the "Participants"), a comprehensive study and plan on solid waste management within a five (5) county area and approved methods of disposing of same and entitled "Pine Belt Regional Solid Waste Master Plan", December, 1990 prepared by Neel-Schaffer Engineers and Planners, Jackson and Hattiesburg, Mississippi (the "Plan");

WHEREAS, the Mississippi State Legislature, in its 1991 Regular Session enacted into law, Senate Bill 2984, which is cited as Sections 17-17-301, et seq., Mississippi Code of 1972, (the "Regional Authority Act") which Regional Authority Act is a comprehensive law setting forth the authority to create a regional solid waste management and disposal authority;

WHEREAS, the Participants have incorporated a regional solid waste authority under the Regional Authority Act;

WHEREAS, Sections 17-17-201, et seq., Mississippi Code of 1972, as amended (the "Planning Act") and specifically Section 17-17-227 requires that each county shall, individually or in cooperation with others, prepare, adopt and submit for review by the Commission on Environment Quality, a local nonhazardous solid waste management plan.

WHEREAS, Section 17-17-227 further authorizes any municipality within the State to adopt its own plan by giving the County written notice of the municipality's intention to do so.

WHEREAS, Forrest County, Mississippi has not adopted a Plan as required by the Planning Act and the City desires to go forward and adopt the Plan as required by the Planning Act.

WHEREAS, public policy, public convenience and necessity and the general welfare of the citizens of the City demand that the City comply with the mandate set forth in the Planning Act and accordingly, the Governing Body of the City does hereby adopt and approve the Plan as the plan of the City in order to comply with the Planning Act.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY AS FOLLOWS:

1. The public policy, public convenience and necessity and the general welfare of the residents of the City demand and require that the City comply with the mandate set forth in the Planning Act and does hereby adopt and approve the Plan as the City's plan for that purpose.

2. The Plan shall be submitted to the Commission of Environmental Quality for its consideration and approval.

3. Notice of this approval and adoption of the Plan and a general description of the content of the Plan shall be published in a paper of general circulation in the City and a public hearing shall be conducted on the Plan in order to give the general public an opportunity to express its oral or written views and comments with respect to the Plan.

4. A certified copy of this resolution shall be sent to the Chancery Clerk and President of the Board of Supervisors of Forrest County giving the County notice of this action by the Governing Body of the City of Petal as required by Section 17-17-227 of the Planning Act.


Alderman Scott seconded the motion to adopt the foregoing Resolution, and the vote thereupon was as follows:

Alderman	<u>Reuben Clepper</u>	voted:	<u>YEA</u>
Alderman	<u>Jerry Crowe</u>	voted:	<u>YEA</u>
Alderman	<u>Donald Rowell</u>	voted:	<u>YEA</u>
Alderman	<u>Bobby Runnels</u>	voted:	<u>YEA</u>
Alderman	<u>Leroy Scott</u>	voted:	<u>YEA</u>

The motion having received the foregoing vote of the Governing Body, the President declared the motion carried and the Resolution adopted, on this the 18th day of February, 1992.

CITY OF PETAL, MISSISSIPPI

BY: 



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