

BE IT REMEMBERED THERE WAS BEGUN AND HELD THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI ON MAY 19, 1992 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 LEROY SCOTT
OTHERS PRESENT	HAL LEWIS CRAIG HIGH SAM CORLEY MRS. CLEO RIVETTE AND OTHERS

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

THE INVOCATION WAS OFFERED BY LEROY SCOTT.

THE PLEDGE OF ALLEGIANCE WAS RECITED.

WHEREAS, ALDERMAN ROWELL MADE A MOTION THAT THE MINUTES OF THE MAY 5, 1992 MEETING BE ACCEPTED AS WRITTEN. ALDERMAN CROWE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY CALLED FOR PUBLIC COMMENT.

THEREUPON, SAM CORLEY ADDRESSED THE BOARD CONCERNING THE TRAFFIC CONGESTION BEING CAUSED WHEN PARENTS ARE COMING AND GOING AT THE DAYCARE CENTER ON HOLMES STREET. MR CORLEY STATED THAT IT IS HIS UNDERSTANDING THAT THE OWNERS OF THE DAYCARE HAVE PURCHASED ANOTHER HOUSE ADJACENT TO THE ONE THAT IT IS OPERATING AND PLAN TO EXPAND, THUS CREATING ADDITION TRAFFIC HAZARDS.

THEREUPON, MRS. CLEO RIVETTE STATED THAT SHE WOULD LIKE TO GET THE DAYCARE OUT OF THE NEIGHBORHOOD ALL TOGETHER BECAUSE OF THE NOISE CREATED BY THE CHILDREN.

THEREUPON, MAYOR GAY STATED THAT THERE IS NOTHING THE CITY CAN DO ABOUT REMOVING THE DAYCARE AS IT IS IN THE PROPER ZONING BUT HE WILL HAVE DAN TOLBERT, BUILDING INSPECTOR SUGGEST TO THE OWNERS THAT THEY NEED TO PROVIDE FOR A DIFFERENT FLOW OF TRAFFIC TO RELIEVE SOME OF THE CONGESTION.

WHEREAS, CRAIG HIGH OF NEEL-SCHAFFER, INC. STATED THAT THE CITY IS NOT ENTITLED TO APPLY FOR CDBG FOR PUBLIC FACILITIES MONIES BECAUSE OF THE CURRENT PUBLIC FACILITY PROJECT THAT IS ONGOING, BUT THERE ARE SOME HOMEOWNER REHABILITATION FUNDS AVAILABLE IF THE CITY IS INTERESTED IN APPLYING FOR THE FUNDS.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO AUTHORIZE THE PUBLIC HEARINGS TO START THE PROCESS FOR OBTAINING THE GRANT FOR THE HOMEOWNER REHABILITATION. 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, CHIEF MURPHY PRESENTED TWO WRITTEN QUOTATIONS FOR THE PURCHASE OF HOLSTERS AND AMMO CASES FOR THE ELEVEN (11) POLICE OFFICERS. THE QUOTATIONS ARE AS FOLLOWS:

SEE EXHIBIT "A"

	HOLSTERS	AMMO CASES	TOTALS
GULF STATES DISTRIBUTORS 6000 E SHIRLEY LANE MONTGOMERY, ALABAMA 36117	\$ 60.75 EA	\$ 15.00 EA	\$833.25
ROPER SUPPLY P O BOX 367 PICAYUNE, MS 39466	67.84 EA	17.32 EA	936.76

THEREUPON, ALDERMAN CROWE MADE A MOTION TO ACCEPT THE LOWEST QUOTATION FROM GULF STATES DISTRIBUTORS FOR THE HOLSTERS AND THE AMMO CASES. 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, HAL LEWIS ADDRESSED THE BOARD CONCERNING THE CONDITION OF HIS PROPERTIES IN PETAL. MR LEWIS STATED THAT HE OWNS THREE PIECES OF PROPERTY AND THAT HE HAS BEEN CITED ON EACH PARCEL BECAUSE OF THE JUNK AUTOS ON ALL AND THE BUILDING AT 119 RAILROAD STREET. MR LEWIS STATED THAT HIS PROPERTIES AND NOT THE WORST LOOKING IN THE CITY AND THAT HE WOULD LIKE TO REQUEST SOME RELIEF. MR LEWIS STATED THAT HIS BUILDING ON RAILROAD IS DILAPIDATED AND NEEDS TO BE DEMOLISHED BUT HE CANNOT AFFORD TO PAY SOMEONE TO DO IT AND HE REALIZED THAT THE VEHICLES ARE NOT REPAIRABLE BUT HE NEEDS TIME TO DISPOSE OF THEM.

THEREUPON, MAYOR GAY STATED THAT MR LEWIS HAS BEEN GIVEN TWO AND ONE-HALF YEARS SINCE HE WAS FIRST NOTIFIED OF THE CODE VIOLATIONS AND THAT MR LEWIS SHOULD GET WITH DAN TOLBERT, THE CITY INSPECTOR, AND MAKE A TIME SCHEDULE FOR COMPLYING WITH THE CITY CODES.

WHEREAS, MAYOR GAY PRESENTED A REQUEST FOR THE CITY TO PURCHASE AN AD IN THE CROSSROADS DIAMOND CLUB, INC. ALLSTAR BASEBALL PROGRAM.

THIS REQUEST DIED FOR THE LACK OF A MOTION.

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING PROOF OF PUBLICATION:

A) PUBLIC NOTICE - ZONING HEARING MISSISSIPPI POWER CO

THEREUPON, ALDERMAN ROWELL MADE A MOTION THAT THE FOREGOING 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 LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE CITY OF PETAL'S ONE-THIRD (1/3) SHARE OF THE RECYCLING PROJECT CO-ORDINATOR'S SALARY AND FRINGE BENEFITS FOR THE MONTH OF APRIL IN THE AMOUNT OF \$724.67.

THEREUPON, ALDERMAN SCOTT MADE A MOTION FOR THE CITY TO PAY ITS SHARE OF THE SALARY AND BENEFITS FOR THE MONTH OF APRIL IN THE AMOUNT OF \$724.67. 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 GAY PRESENTED THE GRANT APPLICATION AND ENVIRONMENTAL IMPACT ASSESSMENT FOR THE HATTIESBURG-PETAL-FORREST COUNTY PUBLIC LIBRARY'S GRANT.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO AUTHORIZE THE MAYOR TO EXECUTE THE AFOREMENTIONED DOCUMENTS. 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 GAY PRESENTED THE REVENUE AND EXPENDITURE REPORT FOR THE MONTH OF APRIL.

THEREUPON, ALDERMAN SCOTT MADE A MOTION THAT THE REVENUE AND EXPENDITURE REPORT FOR THE MONTH OF APRIL BE ACCEPTED. 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 GAY PRESENTED THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF APRIL.

WHEREAS, MAYOR GAY PRESENTED THE CERTIFICATE OF COMPLETION FOR THE 1991 RENTAL REHAB PROJECT AND THE CERTIFICATE OF COMPLETION OF THE ADMINISTRATION FOR THE PROJECT.

THEREUPON, ALDERMAN SCOTT MADE A MOTION AUTHORIZING THE MAYOR TO EXECUTE THE CERTIFICATES OF COMPLETION. 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 GAY REQUESTED THE WISHES OF THE BOARD CONCERNING THE PURCHASE OF THE BRUCE PROPERTY FOR THE PROPOSED LIBRARY AND MULTI-PURPOSE CENTER.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO REQUEST \$50,000 FROM THE COUNTY FOR THEIR SHARE AND TO PAY THE REMAINING \$69,000 FROM THE GENERAL FUND WITH THE INTENT TO REIMBURSE THE GENERAL FUND WHEN SUFFICIENT FUNDS ARE OBTAINED FOR THE PURCHASE OF THE LAND AND THE CONSTRUCTION OF THE MULTI-PURPOSE CENTER. 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 GAY PRESENTED THE CONTRACT WITH DURHAM AUCTIONEERS FOR CONDUCTING THE AUCTION OF THE CITY'S SURPLUS PROPERTY ON JUNE 13, 1992.

SEE EXHIBIT "B"

CONTRACT WITH DURHAM AUCTIONEERS

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO AUTHORIZE THE MAYOR TO EXECUTE THE CONTRACT WITH DURHAM AUCTIONEERS. 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 GAY PRESENTED THE FOLLOWING LETTER FROM THE PLANNING COMMISSION RECOMMENDING THAT THE CITY GRANT THE ZONING CHANGE REQUESTED TO MISSISSIPPI POWER COMPANY.

SEE EXHIBIT "C"

LETTER FROM PLANNING COMMISSION

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOLLOWING ORDINANCE CHANGING THE COMPREHENSIVE ZONING MAP OF THE CITY OF PETAL. ALDERMAN CLEPPER SECONDED THE MOTION.

SEE EXHIBIT "D"

ORDINANCE 1979 (42-A72)

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 GAY PRESENTED THE FINAL ORDER GRANTING AND ALLOWING AD VALOREM TAX EXEMPTION TO HUB CITY BRUSH COMPANY/BRANT CEDOTAL.

SEE EXHIBIT "E"

FINAL ORDER GRANTING AND ALLOWING AD VALOREM TAX EXEMPTION

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOREGOING ORDER. 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 GAY PRESENTED THE FOLLOWING ORDER HIRING JOY RUSSELL AT \$4.25 PER HOUR AS TEMPORARY PART-TIME HELP IN THE RECREATION DEPARTMENT.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN DO HEREBY DEEM IT NECESSARY TO HIRE ADDITIONAL HELP IN THE CONCESSION STAND.

IT IS HEREBY ORDERED THAT JOY RUSSELL BE HIRED AS TEMPORARY PART-TIME HELP IN THE RECREATION DEPARTMENT AT A RATE OF \$4.25 PER HOUR, EFFECTIVE MAY 19, 1992.

SO ORDERED ON THIS THE 19TH DAY OF MAY, A.D., 1992.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ADOPT THE FOREGOING ORDER HIRING JOY RUSSELL. 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 GAY PRESENTED THE FOLLOWING ORDINANCE ADOPTING THE SUMMER SEWER RATES FOR THE MONTHS OF JUNE, JULY, AUGUST AND SEPTEMBER.

SEE EXHIBIT "F"

ORDINANCE 1986(68-E)

THEREUPON, ALDERMAN CROWE MADE A MOTION TO ADOPT THE FOREGOING ORDINANCE. 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 GAY PRESENTED THE FOLLOWING ORDER INCREASING DANNY IVEY RATE OF PAY TO \$5.25 PER HOUR EFFECTIVE MAY 14, 1992.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO INCREASE THE RATE OF PAY FOR DANNY IVEY DUE TO THE COMPLETION OF HIS SIX (6) MONTH PROBATIONARY PERIOD.

IT IS HEREBY ORDERED THAT DANNY IVEY'S RATE OF PAY BE INCREASED TO \$5.25 PER HOUR EFFECTIVE MAY 14, 1992.

SO ORDERED ON THIS THE 19TH DAY OF MAY, A.D., 1992.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ADOPT THE FOREGOING ORDER. 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 GAY PRESENTED THE FOLLOWING WRITTEN QUOTATIONS FOR THE PURCHASE OF THE TREES FOR THE SBA GRANT. THE QUOTES WERE AS FOLLOWS:

SEE EXHIBIT "G"

ADAMS NURSERY	\$4,012.50
1011 SOUTH MAIN STREET	
PETAL, MS	

HERITAGE LAWN & GARDEN CENTER	\$4,400.90
4404 WEST 4TH STREET	
HATTIESBURG, MS	

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ACCEPT THE LOWEST QUOTATION FROM ADAMS NURSERY. 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 GAY STATED THAT THE SIX (6) MONTH TERM CONTRACT FOR ASPHALT AND OVERLAY WILL EXPIRE ON JULY 1, 1992.

THEREUPON, ALDERMAN CROWE MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ADVERTISE FOR BIDS FOR THE SIX (6) MONTH TERM CONTRACT FOR ASPHALT AND OVERLAY. 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 CROWE SECONDED THE MOTION.

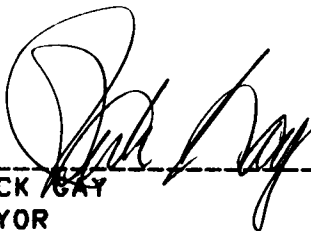
THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

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 19TH DAY OF MAY, A.D., 1992.



JACK GAY
MAYOR

(SEAL)

ATTEST:



PRISCILLA C. DANIEL
CITY CLERK

EXHIBIT "A"



GULF STATES DISTRIBUTORS
 4000 E Shirley Lane, Montgomery, Alabama 36117
 Phone (205) 271-2011 or Toll Free 1-800-223-7869 FAX (205) 270-9261
 Distributors of Quality Law Enforcement Products

FAX SHEET

Petal P D _____ DATE: 5-15-92
 FROM: _____ FAX#: _____
 TO: Sgt. Kent Wade _____ TOTAL # of PAGES: _____
 MESSAGE: _____
 Price Quote
 11- Safari 2 PP \$39.75 each
 11- Safari 290 PP @ \$60.75 each
 11- Safari 17 (brass snaps) @ \$15.00 each

Sincerely,
Moe

If you do not receive all of the pages or if you have any questions, please call _____

PRICE QUOTATION



FED. TAX # 64-0629911
 PRIV. TAX # 5983
 ST. AUDITOR # 00171

P.O. BOX 367
 801 N. BEECH ST.
 PICAYUNE, MS 39466
 601/798-5128

IN MISSISSIPPI - CALL TOLL FREE 1-800-642-3015

- AEROSOL TEAR GAS
- ALLEY LIGHTS
- BADGE
- BADGE CASES
- BARRICADES
- BATTERIES
- BELLY CHAINS
- BINDULAPS
- BODY ARMOR
- BULL HORNS
- DARKROOM EQUIP.
- DECALS
- DRIVING LIGHTS
- EVIDENCE
- COLLECTION
- EMERGENCY LIGHTS
- FIRE EXTINGUISHERS
- FIRST AID KITS
- FLASHERS
- FLASH LIGHTS
- FOG LIGHTS
- GAS
- HAND CLIFFS
- GRILL LIGHTS
- HEADLIGHTS
- HELMENTS
- HOLSTERS
- ID EQUIP.
- JAIL MATTRESSES
- JANITORIAL
- SUPPLIES
- LEATHER GOODS
- LIGHTS
- NARCOTIC TEST KITS
- NIGHT STICKS
- NIGHT VISION
- DEVICES
- PHOTOGRAPHY
- EQUIP.
- PAVEMENT
- MARKING
- RAINWEAR
- REFLECTIVE PAINT
- RADAR
- RESTRAINING
- DEVICES
- SIGNS
- SIGN POST
- SIRENS
- SLAPPERS
- SPOT LIGHTS
- SWAT EQUIP. AND
- TRAINING
- SWEEPER BROOMS
- TARGETS
- TEAR GAS
- TRAFFIC SIGNS
- TRAFFIC VEST
- VEHICLE SCREENS
- VEHICLE EMBLEMS
- WEAPONS
- BLOOD-ALCOHOL
- KIT

TO <u>PETAL POLICE DEPT</u>	DATE <u>5-15-92</u>	Please indicate this number when ordering <u>2915</u>
<u>P O BOX 583</u>	YOUR INQUIRY DATED	TERMS <u>NET</u>
<u>PETAL, MS 39465</u>	PROPOSED SHIPPING DATE	TO BE SHIPPED VIA <u>BEST WAY</u>
	SALESPERSON <u>RH</u>	F.O.B. <u>DESTINATION</u> PPD. <input checked="" type="checkbox"/> COLL. <input type="checkbox"/>

HERE IS OUR QUOTATION ON THE GOODS NAMED.

QTY	DESCRIPTION	PRICE	AMOUNT
	SAFARILAND HOLSTERS PLAIN BLACK FOR S&W 4006		
	MODEL 295-140	67.84	
	MODEL 2-140	44.88	
	G&G CLIP POUCHES		
	B527 DBL CLIP POUCH PLAIN BLACK FOR 4006	17.32	

IMPORTANT: ~~XXXXXXXXXXXX~~

THANK YOU, FOR THE OPPORTUNITY OF SUBMITTING THIS PROPOSAL. WE HOPE WE WILL BE ABLE TO SERVE YOU SOON.

CUSTOMER'S COPY

Moe
ROPER SUPPLY

EXHIBIT "B"



PERSONAL PROPERTY AUCTION CONTRACT

DON DURHAM AUCTIONEERS, INC.

P. O. Box 333, Petal, MS 39465
Phone (601) 583-8366
(601) 261-0004

(Yard Located at 4000 Highway 49 North, Hattiesburg, MS)



Agreement for Sale of Personal Property by Auction

Agreement made this 11th day of May, 19 92 between
CITY OF PETAL

of P. O. BOX 564, Petal, MS 39465, hereafter called Seller,
and DON DURHAM AUCTIONEERS, INC. hereafter called Auctioneers.

The Auctioneer hereby agrees to use his professional skill, knowledge, and experience to the best advantage of both parties in preparing for and conducting the sale.

The Seller hereby agrees to turn over and deliver to the Auctioneer, to be sold at public auction the items listed below and on the reverse side and attached sheets. No item shall be sold or withdrawn from the sale prior to the auction except by mutual agreement between Seller and Auctioneer. If item is sold or withdrawn, Auctioneer shall receive full commission on the item.

SURPLUS ITEM SAS PER YOUR LIST

The auction is to be held at Hattiesburg, MS (Intersection of Hwy 49 & I-59)
on the 13th day of June, 19 92. And in case of postponement because of inclement weather, said auction will take place on later date agreeable to both parties. It is mutually agreed that all said goods be sold to the highest bidder, with the exception of items specified by Seller in writing to be protected. It is further mutually agreed that the Auctioneer may deduct his fee at a set rate below from the gross sales receipts resulting from said auction sale. The Auctioneer agrees to turn net proceeds from sale over to the Seller within seven (7) banking days following auction, along with sale records and receipts. The Seller agrees that all expenses incurred for the advertisement, promotion, and of conducting said auction shall first be paid from the proceeds realized from said auction before the payment and satisfaction of any liens or encumbrances.

The Seller covenants and agrees that he has good title and the right to sell and said goods are free from all encumbrances except as follows:

(If none WRITE NONE) NONE

Item	Mortgage or Lien Holder	Address	Approximate Unpaid Balance
<u>NONE</u>			

Seller agrees to provide merchantable title to all items sold and deliver title to purchasers. Seller agrees to hold harmless the Auctioneer against any claims of the nature referred to in this contract.

Seller agrees to pay all sale expenses including:

- Auctioneer's Fee: 10%
- Clerk's Fee: -0-
- Cashier's Fee: -0-
- Other Personnel: -0-
- Advertising: -0-
- Other: -0-

(x) [Signature]
(Seller's Signature)

(Seller's Address)

(Seller's Telephone)

(x) Don Durham
(Auctioneer's Signature)
P. O. Box 333, Petal, MS 39465 261-0004
(Auctioneer's Address) (Telephone)

EXHIBIT "C"



CITY OF PETAL

POST OFFICE BOX 564
PETAL, MISSISSIPPI 39465
(601) 545-1776
Fax No. (601) 544-5347

JACK GAY, JR.
MAYOR

REUBEN CLEPPER
JERRY CROWE
DONALD H. ROWELL
BOBBY RUNNELS
LEROY SCOTT
ALDERMEN

PRISCILLA C. DANIEL
CITY CLERK

THOMAS W. TYNER
CITY ATTORNEY

MAY 15, 1992

MAYOR AND BOARD OF ALDERMEN
CITY OF PETAL, MISSISSIPPI

RE: ZONING CHANGE OF PROPERTY OWNED BY MISSISSIPPI POWER
COMPANY LOCATED AT 900 SOUTH GEORGE STREET

GENTLEMEN:

IT IS OUR RECOMMENDATION THAT THE REQUEST FOR THE I-1 CHANGE
ON THE AFORMENTIONED PROPERTY BE GRANTED.

OUR BOARD AGREES THAT BECAUSE OF THE POWER COMPANY'S DESIRE
FOR DEVELOPMENT IN THE FUTURE, THIS IS A NEEDED REQUEST.

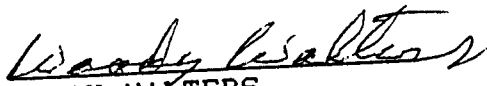

WOODY WALTERS
CHAIRMAN

EXHIBIT "D"

ORDINANCE NO. 1979 (42-A.78)

AN ORDINANCE CHANGING AND AMENDING THE COMPREHENSIVE ZONING MAP, ADOPTED AS PART OF COMPREHENSIVE ZONING ORDINANCE NO. 1979 (42) OF THE CITY OF PETAL, MISSISSIPPI, AS AMENDED BY ORDINANCE NUMBER 1979 (42-1) THROUGH 1979 (42-A71); AND AS TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN LAND IN SAID CITY FROM R-F (RURAL FRINGE) TO I-1 (LIGHT INDUSTRIAL)

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI:

SECTION 1. That the comprehensive zoning map, adopted as part of the Comprehensive Zoning Ordinance Number 1979 (42) of the City of Petal, Mississippi, as amended by Ordinance Numbers 1979 (42-1) through 1979 (42-A71) be and the same is hereby changed and amended as per Petition filed in connection therewith so that the land described as listed below. Change of current zoning classification from R-F (Rural Fringe) to I-1 (Light Industrial).

BEG MEC NW 1/4 SE 1/4 W 1320 FT S 1320 FT E 879 FT N 1110 FT E 429.98 FT N 210 FT TO BEG & ALL E-1/2 SW 1/4 LYING N OF LEAF RIVER & E OF 900 RR

BEG SE COR NW 1/4 NE 1/4 E 147 FT S 129 FT W TO LEAF RIVER NW ALC RIVER TO N LN SEC 11-E TO MEC NW 1/4 NE 1/4 TO BEG LESS 1 AC IN MEC

W 1/2 BLK 2 AND ALL BLK 3 C B HARTFIELD SUB OR SW 1/4 NE 1/4 NE 1/4

BEG SWC SE 1/4 E 330 FT NW 366.5 FT S 330 FT TO BEG

as per map or plat thereof on file in the office of the Chancery Clerk of Forrest County, Mississippi, is hereby classified and placed in the I-1 (LIGHT INDUSTRIAL) of said City.

SECTION 2. Except as expressly changed and amended, the aforesaid Comprehensive Zoning Ordinance Number 1979 (42) of the City of Petal, Mississippi, as amended by Ordinance Numbers 1979 (42-1) through 1979 (42-A71) shall be and remain in force and form as adopted on May 19, 1972.

SECTION 3. That this Ordinance take effect and be in full force from and after its passage as provided by law. The above and foregoing Ordinance, having been reduced to writing, the same was introduced and read and a vote was taken thereon, first section by section, and then upon the Ordinance as a whole with the following results:
Those present and voting "aye" and in favor of the passage, adoption, and approval of Section 1, 2, and 3 of the foregoing Ordinance:

Alderman Reuben Clepper
Alderman Jerry Crowe
Alderman Leroy Scott
Alderman Donald H. Rowell

Those present and voting "nay" or "against" the adoption of Sections 1, 2, and 3 of the foregoing Ordinance:

NONE


Those present and voting "aye" and in favor of the adoption of the foregoing Ordinance as a whole:

Alderman Reuben Clepper
Alderman Jerry Crowe
Alderman Leroy Scott
Alderman Donald H. Rowell

Those present and voting "nay" or against the adoption of the foregoing Ordinance as a whole:

NONE

WHEREUPON, the above and foregoing Ordinance be, and the same is hereby passed, adopted, and approved on this, the 19th day of May 1972.


JACK GAY, JR., MAYOR

(SEAL)

ATTEST:



EXHIBIT "E"

IN THE MATTER OF THE APPLICATION OF
HUB CITY BRUSH COMPANY
FOR EXEMPTION FROM AD VALOREM TAXATION

FINAL ORDER GRANTING AND ALLOWING
AD VALOREM TAX EXEMPTION

There came on for further consideration and final determination by the Mayor and Board of Aldermen of the City of Petal, Mississippi, the matter of the Application of Hub City Brush Company for exemption from all ad valorem taxation in the City of Petal, Forrest County, Mississippi within the jurisdiction of the Board of Aldermen and its power to levy, except State and School District Ad Valorem Taxation, as set forth in full in said Application; and the Board of Aldermen having carefully inquired into the matter and maturely considered the same, and being fully advised in the premises, does hereby find, sustain and adjudicate as follows:

THE Board of Aldermen finds that said Applicant has previously filed with it, in due and proper form, an Application for exemption from all ad valorem taxation in the City of Petal, Forrest County, Mississippi within the jurisdiction of the Board of Aldermen and its power to levy, except State and School District Ad Valorem Taxation, upon the tangible property of said Applicant as identified and described in said Application for a period of five (5) years from and after June 28, 1990, with a total true value of \$90,430, and that the Board of Aldermen heretofore on the 19th day of May, A.D., 1992, by Resolution appearing in Municipal Minute Book No. 13 at pages 127, duly passed, adopted, made and entered said appropriate Resolution approving said Application and granting the ad valorem tax exemption therein sought, subject, however, to action of the Mississippi State Tax Commission as provided by law, and directing that appropriate certified transcript or copies of said Application and said Resolution be transmitted to the said Mississippi State Tax Commission for appropriate action by it as provided and required by Sections 27-31-101, et seq., Mississippi Code of 1972, Annotated, and any and all other provisions of law. The Board of Aldermen has now received a letter from the Director of the Property Tax Bureau of said

Mississippi State Tax Commission dated April 28, 1992, approving ad valorem tax exemption as applied for by the said Hub City Brush Company and appended and subjoined hereto as a part of this Order and made a part hereof as fully and for all purposes as if set forth at length herein; and it is now appropriate, proper and in the best interest of the City of Petal and all of the parties of interest that action be taken upon said matter and final disposition be made thereof pursuant to all provisions of law.

IT IS, THEREFORE, THE JUDGMENT OF THE MAYOR AND BOARD OF ALDERMEN, AND IT IS ACCORDINGLY HEREBY ORDERED, pursuant to the provisions of Sections 27-31-101, et seq., Mississippi Code of 1972, Annotated, and all other provisions of applicable law, that the Application of the said Hub City Brush Company for exemption from all ad valorem taxation in the City of Petal, Forrest County, Mississippi within the jurisdiction of the Board of Aldermen and its power to levy, except State and School District Ad Valorem Taxation, approved by Resolution of the Council in the City of Petal, Minute Book No 13 at pages 127, and the same being incorporated herein by specific reference thereto, be and the same is hereby, in all respects and in every particular, approved and allowed; and further, that the said Hub City Brush Company be, and is hereby, granted and allowed exemption from all ad valorem taxation in the City of Petal, Forrest County, Mississippi within the jurisdiction of the Board of Aldermen and its power to levy, except State and School District Ad Valorem Taxation, upon all of the tangible property as identified, described and otherwise set forth in said Application hereinabove referred to, all for a term or period of five (5) years commencing on January 15, 1991, for real property and March 1, 1991, for personal property, with a total true value of \$90,430.00.

IT IS FURTHER ORDERED that the Mayor of the City of Petal, be and he is hereby authorized, empowered and directed to record this Order approving such application and granting ad valorem taxation exemption applied for, in the municipal records and to take all other action necessary or required by law to grant said tax exemption herein approved.

The above and foregoing Order, after having been first reduced to writing, was introduced by Alderman Leroy Scott, seconded by Alderman Jerry Crowe, and was adopted by the following vote, to-wit:

YEAS: ALDERMAN REUBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD ROWELL
ALDERMAN LEROY SCOTT
ABSTAIN:
NAYS: NONE

The President thereby declared the motion carried and the Order adopted, this the 19th day of May, 1992.

(S E A L)

ATTEST:

ADOPTED:

CLERK OF BOARD OF ALDERMEN

PRESIDENT

The above and foregoing Order having been submitted to and approved by the Mayor, this the 19th day of May, 1992.

ATTEST:

APPROVED:

EXHIBIT "F"

ORDINANCE NUMBER 1986 (68E)
AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE 1986 68 C
OF THE CITY OF PETAL, MISSISSIPPI, SO AS TO CHANGE THE
SEWER RATE SCHEDULE FOR THE FOUR MONTHS OF JUNE, JULY,
AUGUST, AND SEPTEMBER OF 1992

BE IT ORDAINED by the Mayor and Board of Aldermen of the
City of Petal, Mississippi as follows:

SECTION 1. Section 2 of ORDINANCE NUMBER 1986 (68) as originally adopted on November 18, 1989 is hereby amended to read as follows, to wit: 2.2. The sewer rate schedule for the herein named four months: June, July, August and September, of the summer of 1992 shall be determined by the average of the past twelve (12) months of billing. This rate schedule change will cease at the end of September, 1992, and the heretofore used rate schedule, Section 2.1 will again be effective.

SECTION 2. VALIDITY

2.1 ALL ORDINANCE OR PARTS OF ORDINANCE IN CONFLICT HERE WITH ARE HEREBY REPEALED.

2.2 The invalidity of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part.

SECTION 3. Ordinance in Force

This ordinance shall be in full force and effect from and after its approval and passage.

SECTION 4. Ratification

The above ordinance was first reduced to writing and read and considered by sections at the regular May 19, 1992, public meeting of the Mayor and Board of Aldermen and on motion duly made for the adoption of said ordinance and seconded, a vote was taken as follows:

Those present and voting "AYE":

Alderman Reuben Clepper
Alderman Jerry Crowe
Alderman Donald H. Rowell
Alderman Leroy Scott

Those present and voting "NAY":

None

THEREFORE the Mayor declared the Ordinance duly adopted on this the 19th day of May, 1992, and declared same to be in full force and effect according to law.



JACK G.
MAYOR

(SEAL)

ATTEST:



PRISCILLA C. DANIEL
CITY CLERK

EXHIBIT "G"

Quality
& Service



JOHN Q. ADAMS

Adams Nursery

1011 South Main Street
Petal, Mississippi 39465
Bus. (601) 582-1138 • Home: (601) 582-3968

May 19, 1992



HILDA H. ADAMS

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

Please accept our quote on the plant material you requested.
If this quote is accepted, we will request delivery on May 26, 1992.
Thank you for this opportunity to submit this quote to you.

78 Crape Myrtle -Watermelon Red- 3-5 stem 8-10' tall	27.50 ea.	2,145.00
50 River Birch 8-10' tall- single stem	22.00 ea.	1,100.00
13 Wax Myrtle 3-5 stem - 8-10' tall	27.50 ea.	357.50
28 Elaeagnus - 3 gal. containers	7.50 ea.	210.00
	Freight	<u>200.00</u>
		\$4,012.50

ADAMS NURSERY

John Q. Adams
John Q. Adams

HERITAGE LAWN & GARDEN CENTERS
4404 WEST 4TH STREET • HATTIESBURG, MS 39402
(601) 264-6534

"QUALITY AT AFFORDABLE PRICES"

01225

CUSTOMER NAME CITY OF PETAL		DATE 5-19-92																																																																															
STREET	WORK PHONE	JOB NAME/LOCATION																																																																															
CITY, STATE, ZIP	HOME PHONE	BID																																																																															
<table border="1"> <thead> <tr> <th>QTY.</th> <th>MATERIAL</th> <th>SIZE</th> <th>UNIT PRICE</th> <th>AMOUNT</th> <th>WORK DESCRIPTION</th> </tr> </thead> <tbody> <tr> <td>78</td> <td>CRAPE MYRTLE</td> <td>8-10'</td> <td>27.50</td> <td>2145.00</td> <td></td> </tr> <tr> <td>50</td> <td>RIVER BIRCH SINGLE</td> <td>8-10'</td> <td>22.00</td> <td>1100.00</td> <td></td> </tr> <tr> <td>13</td> <td>WAX MYRTLE</td> <td>8-10'</td> <td>27.50</td> <td>357.50</td> <td></td> </tr> <tr> <td>28</td> <td>ELAEOAGNUS</td> <td>3gal</td> <td>7.50</td> <td>210.00</td> <td></td> </tr> <tr> <td></td> <td>FREIGHT</td> <td></td> <td></td> <td>200.00</td> <td></td> </tr> <tr> <td colspan="4"></td> <td>4400.90</td> <td></td> </tr> <tr> <td colspan="5" style="text-align: right;">TOTAL</td> <td></td> </tr> <tr> <td colspan="5" style="text-align: right;">TOTAL MATERIALS</td> <td></td> </tr> <tr> <td colspan="5" style="text-align: right;">TOTAL LABOR</td> <td></td> </tr> <tr> <td colspan="5" style="text-align: right;">SUB TOTAL</td> <td></td> </tr> <tr> <td colspan="5" style="text-align: right;">TAX</td> <td></td> </tr> <tr> <td colspan="5" style="text-align: right;">TOTAL</td> <td></td> </tr> </tbody> </table>				QTY.	MATERIAL	SIZE	UNIT PRICE	AMOUNT	WORK DESCRIPTION	78	CRAPE MYRTLE	8-10'	27.50	2145.00		50	RIVER BIRCH SINGLE	8-10'	22.00	1100.00		13	WAX MYRTLE	8-10'	27.50	357.50		28	ELAEOAGNUS	3gal	7.50	210.00			FREIGHT			200.00						4400.90		TOTAL						TOTAL MATERIALS						TOTAL LABOR						SUB TOTAL						TAX						TOTAL					
QTY.	MATERIAL	SIZE	UNIT PRICE	AMOUNT	WORK DESCRIPTION																																																																												
78	CRAPE MYRTLE	8-10'	27.50	2145.00																																																																													
50	RIVER BIRCH SINGLE	8-10'	22.00	1100.00																																																																													
13	WAX MYRTLE	8-10'	27.50	357.50																																																																													
28	ELAEOAGNUS	3gal	7.50	210.00																																																																													
	FREIGHT			200.00																																																																													
				4400.90																																																																													
TOTAL																																																																																	
TOTAL MATERIALS																																																																																	
TOTAL LABOR																																																																																	
SUB TOTAL																																																																																	
TAX																																																																																	
TOTAL																																																																																	
DATE COMPLETED	WORK ORDERED BY	TOTAL																																																																															
SIGNATURE <i>John Q. Adams</i>	<i>J.R. Noble</i>																																																																																