

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 AT 7:00 P.M. ON JANUARY 19, 1993 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	PHILLIP AND BRENDA CLARK CHIEF AUBRA EVANS MIKE WAITS LONNIE LEE ALLEN FLYNT AND 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 JANUARY 5, 1993 THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI BE ACCEPTED AS WRITTEN. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 PUBLIC COMMENT BUT THERE WAS NONE.

WHEREAS, MIKE WAITS, OF SHOWS, DEARMAN & WAITS, CITY ENGINEERS GAVE THE BOARD AN UPDATE OF THE W 1ST AVENUE PROJECT. MR WAITS STATED THAT THE RWD 600 FORM IS READY TO BE SUBMITTED TO THE DEPARTMENT OF TRANSPORTATION WHICH WILL PLACE THE W. 1ST AVENUE PROJECT ON THEIR PROGRAM.

WHEREAS, MAYOR GAY PRESENTED TWO (2) WRITTEN QUOTATIONS FOR THE PURCHASE OF A MASTER METER FOR WATER PLANT "A":

SEE EXHIBIT "A"

CENTRAL PIPE SUPPLY 101 WARE ROAD PEARL, MS. 39208	(1) 8" BADGER METER	\$889.35
BADGER METER, INC. P O BOX 814149 DALLAS, TX. 75381	(1) 8" MLFT-SGH-1	\$948.65

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO PURCHASE THE 8" BADGER METER FROM THE LOW QUOTATION FROM CENTRAL PIPE SUPPLY FOR \$889.35. ALDERMAN CROWE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, CHIEF AUBRA EVANS REQUESTED PERMISSION FOR LT. CHRIS HORNICK TO ATTEND THE DIVER RECERTIFICATION SCHOOL AT THE STATE FIRE ACADEMY ON JUNE 4, 1993.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AUTHORIZE LT. HORNICK TO ATTEND THE DIVER RECERTIFICATION SCHOOL AND TO PAY HIS REGISTRATION AND EXPENSES. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, CHIEF EVANS REQUESTED PERMISSION FOR CAPTAIN WILLIAM PAGE AND HIMSELF TO ATTEND THE NATIONAL FIRE ACADEMY CLASS ON MANAGING COMPANY TACTICAL OPERATIONS & DECISION MAKING ON MAY 15-16, 1993 AT THE HATTIESBURG FIRE TRAINING ACADEMY.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO PAY THE REGISTRATION FOR CHIEF EVANS AND CAPTAIN PAGE TO ATTEND THE MCTO SCHOOL. ALDERMAN CROWE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 HE THOUGHT THAT THE PETAL JOURNAL WAS A DISSERVICE TO THE COMMUNITY BECAUSE IT KEEPS PETAL NEWS IN THE PETAL AREA. CHIEF EVANS STATED THAT HE WOULD LIKE TO SEE THE PETAL JOURNAL DISTRIBUTED IN AN EXPANDED AREA WHICH WOULD INCLUDE HATTIESBURG AND THE REST OF FORREST COUNTY OR TO DO AWAY WITH THE PETAL JOURNAL SO THAT PETAL NEWS IN PUBLISHED IN THE HATTIESBURG AMERICAN WHICH HAS A WIDER CIRCULATION THAN THE PETAL JOURNAL.

WHEREAS, MAYOR GAY PRESENTED THE LETTER FROM THE PETAL PLANNING COMMITTEE RECOMMENDING THAT THE BOARD DENY ROGER DENHAM'S ZONING CHANGE REQUEST ON HIS PROPERTY LOCATED AT 116 DENHAM DRIVE BECAUSE THE PROPERTY DOES NOT HAVE ENOUGH ROAD FRONTAGE TO CONFORM TO THE REQUIREMENTS OF THE ZONING ORDINANCE.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO DENY MR. DENHAM'S REQUEST FOR A ZONING CHANGE. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, BRENDA AND PHILLIP CLARK ADDRESSED THE BOARD CONCERNING THEIR NEED TO TIE SEWER FROM FOUR (4) LOTS THAT THEY ARE DEVELOPING IN CHATEAU ESTATES, OUTSIDE OF THE CITY, INTO THE CITY SEWER. MRS. CLARK STATED THAT THEY OWN 12 LOTS IN CHATEAU ESTATES AND THAT THEY WILL BE DEVELOPING THE REST OF THESE LOTS AND WOULD VERY MUCH LIKE FOR THE CITY TO ANNEX THIS AREA.

SEE EXHIBIT "B"

TWO (2) LETTERS FROM BRENDA CLARK AND PHILLIP CLARK

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ALLOW THE PHILLIPS TO TIE THE PROPOSED SEWER INTO THE CITY'S LINES UPON APPROVAL OF THEIR SPECIFICATIONS BY THE CITY ENGINEER AND WITH THE UNDERSTANDING THAT THIS PROJECT IS TOTALLY THEIR FINANCIAL RESPONSIBILITY. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 NUMBER 212531 FROM NEEL-SCHAFFER, INC IN THE AMOUNT OF \$1,200.00 FOR THE FINAL PAYMENT FOR THE PROGRAM ADMINISTRATION FOR THE CITY OF PETAL SEWER IMPROVEMENT PROJECT.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO PAY NEEL-SCHAFFER, INC. IN THE AMOUNT OF \$1,200.00 FOR THE FINAL PAYMENT FOR THE PROGRAM ADMINISTRATION FOR THE SEWER IMPROVEMENT PROJECT. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 LETTER OF RESIGNATION FROM CHRIS RAMSEY FROM HIS POST ON THE PLANNING COMMISSION EFFECTIVE JANUARY 19, 1993.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO ACCEPT MR. RAMSEY'S RESIGNATION. ALDERMAN CROWE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, ALDERMAN ROWELL MADE A MOTION TO APPOINT ERNEST COLVIN OF 219 COCHRAN STREET TO FILL THE UNEXPIRED TERM OF MR RAMSEY UNTIL JULY 1995. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 PLACEMENT OF AN AD IN THE HATTIESBURG AMERICAN ANNUAL REPORT.

THEREUPON, ALDERMAN CROWE MADE A MOTION FOR THE CITY TO PLACE A ONE-QUARTER (1/4) PAGE AD IN THE HATTIESBURG AMERICAN ANNUAL REPORT AT A COST OF \$295.00. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 THE CITY OF HATTIESBURG FOR THE CITY OF PETAL'S SHARE OF THE SALARY AND FRINGE COST FOR THE MONTH OF DECEMBER FOR THE RECYCLING PILOT CO-ORDINATOR.

THEREUPON, ALDERMAN CROWE MADE A MOTION TO PAY THE CITY OF HATTIESBURG \$1,134.00 AS THE CITY OF PETAL'S SHARE. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 OF HATTIESBURG HAS REQUESTED THAT THE CITY OF PETAL REMIT \$47,775.80 FROM THE PETAL SEWER FACILITY ESCROW FUND AS PART OF THE CITY'S SHARE OF THE COST OF BRINGING THE HATTIESBURG SOUTH LAGOON INTO EPA COMPLIANCE. MAYOR GAY STATED THAT THE TOTAL SHARE IS \$117,689.96 AND THE BALANCE WILL BE PAID OVER THE NEXT 5 YEARS IN ANNUAL INSTALLMENTS OF ABOUT \$14,000. PER YEAR.

THEREUPON, ALDERMAN CROWE MADE A MOTION TO REMIT TO THE CITY OF HATTIESBURG \$47,775.80 AND TO REMIT THE BALANCE OF THE \$117,689.96 IN ANNUAL INSTALLMENTS. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN CLEPPER
ALDERMAN JERRY CROWE
ALDERMAN DONALD H ROWELL
ALDERMAN BOBBY RUNNELS

THOSE PRESENT AND VOTING "NAY":

NONE

THOSE PRESENT AND ABSTAINING:

ALDERMAN LEROY SCOTT

WHEREAS, MAYOR GAY PRESENTED THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF DECEMBER.

WHEREAS, MAYOR GAY PRESENTED THE REVENUE AND EXPENDITURE REPORT FOR THE MONTH OF DECEMBER.

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

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 PROCLAMATION PROCLAIMING FEBRUARY 12, 1993 AS ARBOR DAY IN PETAL.

SEE EXHIBIT "C"

PROCLAMATION

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ISSUE THE PROCLAMATION SETTING FEBRUARY 12, 1993 AS ARBOR DAY. ALDERMAN CROWE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 TAX SALE CANCELLATION FOR THE 1990 TAXES ON PARCEL # 103C-07-012 OWNED BY GLENDA MOTES COOLEY BECAUSE OF DOUBLE ASSESSMENT WITH PARCEL # 103C-07-013.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO APPROVE THE REFUND OF \$37.88 TO JOHN MCINNIS, PURCHASER AT TAX SALE. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 TAX SALE CANCELLATION FOR THE 1990 TAXES ON PARCEL # 119-C2200005-028.00 OWNED BY DENNIE R & SUZANNE MASON BECAUSE OF DOUBLE ASSESSMENT WITH PARCEL #119-C2200005-028.00.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO APPROVE THE REFUND OF \$562.59 TO JOHN MCINNIS, PURCHASER AT TAX SALE. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 TAX SALE CANCELLATION FOR THE 1991 TAXES ON PARCEL # 115-00000022-013.00 OWNED BY HAROLD G & SHARON W. SANFORD BECAUSE OF AMENDED HOMESTEAD EXEMPTION TO ALLOW SPECIAL HOMESTEAD PER STC APPROVAL.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO APPROVE THE REFUND OF \$50.12 TO TAX CORP 92, PURCHASER AT TAX SALE. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 REFUND FOR THE 1990 TAXES ON PARCEL # 091-11-9.00 OWNED BY WILLIAM H WILLIAMS BECAUSE OF FORM 28000 PER COUNTY FOR REDUCTION OF VALUE DATED 4/8/91 B233 P 447.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO APPROVE THE REFUND OF \$85.88 TO WILLIAM H WILLIAMS. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 ORDINANCE WHICH REGULATES THE REMOVAL AN PLANTING OF TREES AND BECAUSE OF THE BENEFITS DERIVED FROM THIS TO GENERALLY PROTECT AND ENHANCE THE QUALITY OF LIFE AND GENERAL WELFARE OF THE CITIZENS OF THE CITY OF PETAL.

SEE EXHIBIT "D"

ORDINANCE 1993 (78)

AN ORDINANCE REGULATING THE REMOVAL AND PLANTING OF TREES; REQUIRING A PERMIT FOR THE PLANTING, MAINTENANCE OR REMOVAL OF TREES IN PUBLIC PLACES; PROVIDING FOR THE PROTECTION OF TREES; ESTABLISHING A TREE COMMISSION AND PRESCRIBING PENALTIES FOR VIOLATION THEREOF AND AMENDING THE CITY CODE TO CODIFY THE SAME

THEREUPON, ALDERMAN CROWE MADE A MOTION TO ADOPT THE FOREGOING ORDINANCE. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 AUTHORIZING THE FILING OF AN APPLICATION WITH THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT FOR A CDBG GRANT.

SEE EXHIBIT "E"

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE STATE OF MISSISSIPPI, DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT FOR A SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO ADOPT THE FOREGOING RESOLUTION. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 IT WILL BE NECESSARY TO ADVERTISE FOR BIDS FOR PROFESSIONAL SERVICES REQUIRED FOR THE PLANNING OF THE 1993 CDBG PROJECTS INCLUDING THE PREPARATION OF THE APPLICATION AND THE 1993 NEEDS ASSESSMENT.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ADVERTISE FOR BIDS FOR THE PROFESSIONAL SERVICES FOR THE CDBG GRANT APPLICATION PROCESS. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 IS REQUIRED TO HOLD A PUBLIC HEARING TO OBTAIN PUBLIC INPUT INTO THE DEVELOPMENT OF THE APPLICATION FOR THE CDBG FUNDS.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AUTHORIZE THE PUBLIC HEARING AT THE APPROPRIATE TIMES. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, ALDERMAN ROWELL STATED THAT THE CITY OF PETAL HAS MADE GREAT STRIDES UNDER THE LEADERSHIP OF A MAYOR WITH FULL TIME OFFICE HOURS AND THAT TO RETURN TO A MAYOR WITH PART-TIME OFFICE HOURS WOULD CONSTITUTE A STEP BACKWARDS IN THE GROWTH AND DEVELOPMENT OF THE CITY OF PETAL, THEREFORE HE WOULD MAKE A MOTION THAT THE BOARD OF ALDERMEN ADOPT AND APPROVE THE CONCEPT OF A MAYOR WITH FULL-TIME OFFICE HOURS. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 HAD PLACED THE FUNDS IN THE SANITATION DEPARTMENT BUDGET FOR A TRASH TRUCK AND THAT THE CHASSIS PLUS OPTIONS CAN BE PURCHASED AT STATE CONTRACT PRICE OF \$20,284.93 BUT THE BODY WITH A HOIST AND PTO WILL HAVE TO BE ADVERTISED.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO PURCHASE THE CHASSIS FOR A 1993 FORD F-600 TRUCK AND TO AUTHORIZE THE CITY CLERK TO ADVERTISE FOR BIDS FOR THE TRUCK BODY WITH A HOIST & PTO. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 RUNNELS SECONDED THE MOTION.

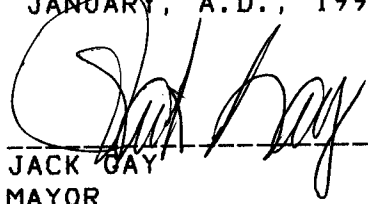
THOSE PRESENT AND VOTING "AYE":

ALDERMAN RUEBEN 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 19TH DAY OF JANUARY, A.D., 1993.



JACK GAY
MAYOR

(SEAL)

ATTEST:


PRISCILLA C. DANIEL
CITY CLERK

EXHIBIT "A"

01/18/93 12:38 12144167993
Quotation

BADGER METER, INC. --- City of Petal
Badger Meter, Inc. Utility Division

DATE: 01/18/93
TO: City of Petal, MS
Attn: Ralph



SOUTHERN REGION SALES OFFICE
PO BOX 814148
DALLAS, TX 75381-4148
(214) 418-3525

SUBJECT: Meter Quotation

05150 - CMS/Johnson Q

Quantity	Description	Unit Price	Total Price
	8" MLFT-SGH-1 Head Assembly	948.65	

All questions are made subject to the conditions printed on the reverse side hereof.
Prices are firm for 30 days unless otherwise stated. We reserve the right to change without notice.

FOB: Destination on all orders unless the total amount is \$5,000.00 minimum.

By Jelly Roderick
TITLE Order Analyst

TERMS: Net 30 Days

DELIVERY: As Required

JAN 15 93 FRI 14:48 CENTRAL PIPE JACKSON P.O. 1

CENTRAL PIPE SUPPLY, INC.
PIPE, VALVES, FITTINGS

101 WARE RD. PEARL, MS 39208
P.O. BOX 8946
JACKSON, MS 39204-8946
(601) 839-3322
WATS 1-800-844-7700
FAX (601) 832-8844

3998 RUNWAY ROAD
P.O. BOX 18948
MEMPHIS, TENNESSEE 38181-0848
(901) 365-1250
WATS 1-800-888-7448
FAX (901) 363-3571

To: City of Petal Your No. _____
Petal, MS Project: Bed
ATT: Ralph Date Required: 1-15-93
FAX 544-5347

ITEM No.	QUAN.	DESCRIPTION	UNIT PRICE	UNIT	TOTAL
1		8" Badger MLFT-SGH-1 Head Assy. with flange & register			

Shipping date _____
The above prices are F.O.B. Petal, MS
Terms: net 10 on acct

We thank you for the opportunity of serving you and trust we may have the pleasure again.

CENTRAL PIPE SUPPLY

By Mary Sullivan

EXHIBIT "B"

Jan. 11, 1993

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

From Phillip and Brenda Clark

Re: Connection

Gentlemen,

We are presently the owner of several parcels/ lots located in and in the area of Chateau Estates Subdivision.

As property owners we would request that the City carry this area as soon as possible.

Respectfully submitted,

Brenda V. Clark

Philip I. Clark

January 19, 1993

Philip and Brenda Clark
30 Eastover Blvd.
Petal, MS. 39465

Mayor and Board of Aldermen
City of Petal, Mississippi

Dear Gentlemen:

We are planning to build four houses on lots 15, 16, and 17, 17A of Chateau Estates Subdivision. In order to supply these houses with the best sewage system possible, we are seeking your approval to connect our sewer lines to the City of Petal sewage system. We propose to supply each house with a lift station, which in turn will be connected to a central truck line leading into the City of Petal sewer line.

We assure the Board that in every respect the system will be quite adequate to handle the sewage needs of the proposed houses. Further, the City of Petal will be granted all easements necessary to properly service the system.

The Board's consideration of this matter is greatly appreciated.

Sincerely,

Philip I. Clark

Philip I. Clark

Brenda V. Clark

Brenda V. Clark

City of Petal
Petal, Mississippi

Proclamation



WHEREAS, in 1872, Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, and cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen, and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, trees, wherever they are planted are a source of joy and spiritual renewal, and

WHEREAS, Petal has been recognized as a TREE CITY USA by the National Arbor Day Foundation and desires to continue its tree-planting ways.

NOW, THEREFORE, the Board of Aldermen and I, Jack Gay, Mayor of the City of Petal, Mississippi, do hereby proclaim February 12, 1993, as

ARBOR DAY

in the City of Petal, and urge all citizens to support efforts to protect our trees and woodlands and to support our City's Urban Forestry Program.

In witness whereof I have hereunto set my hand and caused this seal to be affixed.

Jack Gay

Mayor

Attest: _____
City Clerk

DATE: *January 26, 1993*

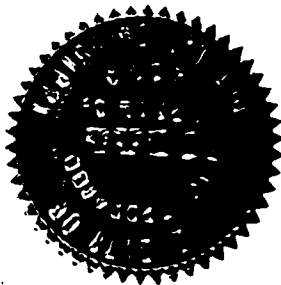


EXHIBIT "D"

ORDINANCE 1993 (78)

AN ORDINANCE REGULATING THE REMOVAL AND PLANTING OF TREES; REQUIRING A PERMIT FOR THE PLANTING, MAINTENANCE OR REMOVAL OF TREES IN PUBLIC PLACES; PROVIDING FOR THE PROTECTION OF TREES; ESTABLISHING A TREE COMMISSION AND PRESCRIBING ITS DUTIES; AND PRESCRIBING PENALTIES FOR VIOLATION THEREOF AND AMENDING THE CITY CODE TO CODIFY THE SAME

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PETAL, MISSISSIPPI, AS FOLLOWS, TO WIT:

SECTION I. INTENT AND PURPOSE

The intent of this Ordinance is to aid in the stabilization of soil by the prevention of erosion and sedimentation; to reduce storm water runoff and the costs associated therewith and replenish ground water supplies; to aid in the removal of carbon dioxide and generation of oxygen in the atmosphere; to provide a buffer and screen against noise pollution; to provide protection against severe weather; to aid in the control of drainage and restoration of denuded soil subsequent to construction or grading; to provide a haven for birds which in turn assist in the control of insects; to protect and increase property values; to conserve and enhance the physical environment and aesthetics; and generally to protect and enhance the quality of life and the general welfare of the citizens of the City of Petal.

SECTION II. DEFINITIONS

A. Person is any public or private individual, group, company, firm, corporation, partnership, association, society or any other combination of human beings whether legal or natural.

B. Tree is any tree or shrub pruned "tree form" in a public place.

C. Shrub is any woody plant that remains low and produces shoots or trunks from the base.

D. Removal is the actual removal or causing the effective removal through damaging, poisoning or other direct or indirect actions resulting in the death of a tree.

E. Public Place is public parks, playgrounds, trails, paths and other recreational areas and other public open spaces; public scenic and historic sites; public facilities and their grounds and public right-of-ways.

SECTION III. CREATION AND ESTABLISHMENT OF A CITY TREE COMMISSION.

There is hereby created and established a City Tree Commission which shall consist of five members citizens and residents of Petal who shall be appointed and approved by the Mayor and Board of Aldermen.

SECTION IV. TERM OF OFFICE; COMPENSATION.

The terms of the commissioners shall be three (3) years. On the first commission, one (1) member shall be appointed for one year, two (2) members shall be appointed for two years and two (2) members shall be appointed for three years. Thereafter, appointments shall be made for three years with persons to serve until their successors are appointed and qualified.

In the event that a vacancy shall occur during the term of any member, a successor shall be appointed in like manner as above for the unexpired portion of the term. Members of the commission shall serve without compensation.

SECTION V. DUTIES AND RESPONSIBILITIES.

EXHIBIT "D"
It shall be the responsibility of the City to develop and present to the commission a written plan for the care, preservation, pruning, planting, replanting, removal, and disposition of trees and shrubs in parks, along streets and in other public areas. The commission shall review and approve such plan and will present the same annually to the Mayor and Board of Aldermen and upon their acceptance and approval, such plan shall constitute the official Comprehensive City Tree Plan for the City of Petal.

The commission, when requested by the Mayor or Board of Aldermen, shall consider, investigate, make finding, report and recommend upon any matter or issue within the scope of its work. The Tree Commission will not be responsible for city-owned forest lands that are managed by the Mississippi Forestry Commission at the time this Ordinance is adopted.

SECTION VI. OPERATION.

The commission shall annually elect its own officers, make its own rules and regulations and keep a journal of its proceedings. A majority of its members shall be a quorum for the transaction of business.

SECTION VII. TREE SPECIES TO BE PLANTED.

The City shall develop and submit to the commission a list of the kinds and species of trees suitable and desirable for planting and the areas and conditions under which such trees should be planted. The commission shall review and approve said list, which as approved shall be known as the "Master Tree List".

SECTION VIII. ADMINISTRATION AND ENFORCEMENT.

The City Planning Department is hereby authorized to administer and enforce this Ordinance. The City Building Inspector under this Ordinance shall be the

City's landscape architect or urban forester. The City Building Inspector shall have the authority to regulate all work performed under any permit issued under this Ordinance. It shall be unlawful for any person to hinder, prevent, delay or interfere with the City Building Inspector while engaged in the lawful execution or enforcement of this Ordinance. This shall not be construed as an attempt to prohibit the pursuit of any legal or equitable remedy in a court of competent jurisdiction for the protection of personal or property rights by any person within the City of Petal.

SECTION IX. TREES IN PUBLIC PLACES.

The City of Petal shall have exclusive jurisdiction over all trees, shrubs and grassy areas planted or

growing in public right-of-ways, city parks and city owned property. The City shall have the authority to plant, prune, spray, treat, preserve and remove trees, shrubs, and grassy areas in the above described locations to insure the safety and beauty of such public places.

The City may remove or cause or order to be removed, any tree, shrub or part thereof which is found to be injurious to public utilities or private or public improvements, or is severely infected with any injurious fungus, disease or pest. This section does not prohibit the planting of trees by adjacent property owners providing that the selection and location of same is in accordance with this Ordinance.

No such activities that involve the removal or pruning of a tree shall be undertaken by the City until review and consideration by the City Planning Board.

SECTION X. PERMIT REQUIRED FOR THE PRESERVATION, REMOVAL OR PLANTING OF TREES ON

EXHIBIT "D"
PUBLIC PROPERTY

- A. No person shall prune, spray, treat, preserve, remove or plant any tree in any public place without first obtaining a permit.
- B. Any person desiring a permit to prune, spray, treat, preserve or remove a tree in any public place shall submit a written application to the City Planning Department setting forth:
1. The number and kind of trees to be pruned, sprayed, treated, preserved or removed.
 2. The kind of treatment to be administered.
 3. The kind and condition of the nearest trees upon adjoining property.
 4. Such other information as the City Planning Department shall find reasonably necessary to a fair determination of whether a permit should be issued.
- C. Any person desiring a permit to plant any tree in any public place shall submit a written application to the City Planning Department setting forth:
1. A diagram of the area showing pavement, streets, sidewalks, curbs and gutters, with a definite indicated scale.
 2. The number, location and variety of trees to be planted.
 3. The number, location and variety of trees already existing in the area.
 4. The method of planting, including the supplying of suitable soil.
 5. Information concerning the on-going maintenance for the proposed tree.
 6. Such other information as the City Planning Department shall find reasonably necessary to a fair determination of whether a permit should be issued.
- D. The City Planning Department shall issue a permit under this section when it is determined that the desired action is necessary, the proposed methods satisfactory, and the proposed plantings conform with the Master Street Tree List, and the current Comprehensive City Tree Plan as approved by the Mayor and Board of Aldermen. Before and during all work authorized by the permit, the holder shall prominently keep the same on conspicuous display at the worksite.

SECTION XI. DISTANCE FROM STREET CORNERS AND FIRE HYDRANTS.

Trees and shrubbery may be planted near a street corner if approved by the City Planning Department.

No tree or shrub shall be planted closer than 10 and 5 feet, respectively, from any fire hydrants.

SECTION XII. UTILITIES.

No trees other than those species listed as small trees in the "Master Tree List" may be planted under or within ten (10) lateral feet of any overhead

utility wire.

SECTION XIII. INTERFERENCE WITH THE TREE COMMISSION.

It shall be unlawful for any person to prevent, delay, or interfere with the City Tree Commission or the City of Petal or any of their agents, while engaging in and about the planting, maintenance or removal of any trees or shrubs authorized by this Ordinance.

SECTION XIV. REVIEW BY MAYOR AND BOARD OF ALDERMEN.

The Mayor and Board of Aldermen shall have the right to review the conduct, acts, and decisions of the

EXHIBIT "D"

City Tree Commission. Any person may appeal from any ruling or order of the City Tree Commission to the Mayor and Board of Aldermen which shall make the final decision.

SECTION XV. EMERGENCIES.

In case of emergencies involving, but not limited to, hurricanes, windstorms, floods, freezes or other natural disasters, the requirements of this Ordinance may be suspended by the Mayor.

SECTION XVI. PENALTIES.

Any person who shall violate any provision of the Ordinance shall be subject, upon conviction in a court of competent jurisdiction, to a fine of not less than one hundred dollars (\$100.00) nor exceeding the sum of five hundred dollars (\$500.00). In a prosecution under this Ordinance, each tree wrongfully treated will constitute a separate offense.

SECTION XVII. SEVERABILITY.

Should any part or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof other than the part declared to be invalid.

Those present and voting "AYE" and in favor of the passage, adoption and approval of Sections I, II, III, IV, V, VI, VII, VIII, IX, X, XI, XII, XIII, XIV, XV, XVI, XVII, of the foregoing Ordinance:

Alderman Reuben Clepper
Alderman Jerry Crove
Alderman Donald Rovell
Alderman Bobby Runnels
Alderman Leroy Scott

Those present and voting "NAY" or against the adoption of Sections, I, II, III, IV, V, VI, VII, VIII, IX, X, XI, XII, XIII, XIV, XV, XVI, XVII of the foregoing Ordinance:

None

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

Alderman Reuben Clepper
Alderman Jerry Crove
Alderman Donald Rovell
Alderman Bobby Runnels
Alderman Leroy Scott

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 same is hereby passed, adopted and approved on this the 19th day of January, A. D., 1993.


JACK GRAY
MAYOR

(SEAL)

ATTEST:


PRISCILLA C. DANIEL
CITY CLERK

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE STATE OF MISSISSIPPI GOVERNOR'S OFFICE OF FEDERAL-STATE PROGRAMS FOR A SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED "E"

WHEREAS, the State of Mississippi is authorized to make grants for Community Development projects by authority of the Housing and Community Development Act of 1974, as amended; and

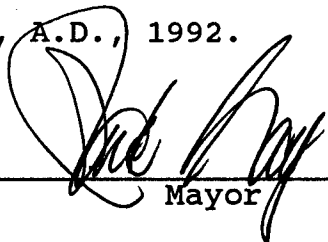
WHEREAS, the act requires the preparation of a Community Development Needs Assessment and the adoption of such Assessment by the governing body of the applicant; and

WHEREAS; receipt by the applicant of such financial assistance will require the certification of certain assurances to the Act;

NOW, THEREFORE, BE IT RESOLVED by the City of Petal, Mississippi:

1. That Mayor Jack Gay, being the chief executive officer of the City of Petal, is authorized to execute and file an application for a Small Cities Community Development Block Grant Funds on behalf of Petal, Mississippi, with the State of Mississippi, Governor's Office of Federal-State Programs to aid in the financing of community development improvements.
2. That the Community Development Needs Assessment with Assurances will be on file in the office of the City Clerk upon submission to the State and is hereby adopted as the official Community Development Needs Assessment for the City of Petal for the Small Cities Program.
3. That Jack Gay, Mayor for the City of Petal, Mississippi, is authorized to furnish on behalf of the City, such additional information as the State of Mississippi, Governor's Office of Federal-State Programs may require in connection with the grant application or the project.
4. That Mayor Jack Gay, being the chief executive office of the City of Petal, is authorized to execute those documents and agreements that may be required to accept and implement this grant, if awarded.

This is the 21st day of January, A.D., 1992.



Mayor

ATTEST:



Shirley Daniel

(SEAL)

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