

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 NOVEMBER 16, 1993 AT 7:00 P.M. IN THE BOARD ROOM OF SAID CITY.

THOSE PRESENT	MAYOR JACK GAY
CITY ATTORNEY	THOMAS W TYNER
ALDERMEN	RAYMOND C. BRANDLE (ARRIVED LATE) W.H. CAMPBELL REUBEN CLEPPER BOBBY W. RUNNELS LEROY SCOTT
OTHERS PRESENT	CHIEF AUBRA EVANS CHIEF WAYNE MURPHY MICKEY HAND JIM GLADDEN RALPH BYRD JIMMY MOORE CARL HOLLINGSWORTH ROBERT SULLIVAN DAN TOLBERT AND MANY OTHERS

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

THE INVOCATION WAS OFFERED BY BOBBY W. RUNNELS.

THE PLEDGE OF ALLEGIANCE WAS RECITED.

WHEREAS, ALDERMAN SCOTT MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN HELD ON NOVEMBER 2, 1993 BE ACCEPTED AS WRITTEN. ALDERMAN CAMPBELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN W H CAMPBELL  
ALDERMAN REUBEN CLEPPER  
ALDERMAN BOBBY W RUNNELS  
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

(ALDERMAN BRANDLE ARRIVED)

WHEREAS, MAYOR GAY CALLED FOR PUBLIC COMMENT, BUT THERE WAS NONE.

WHEREAS, THE DEPARTMENT HEADS MADE REPORTS TO THE BOARD.

WHEREAS, MICKEY HAND, THE NEWLY APPOINTED EXECUTIVE DIRECTOR OF THE PINE BELT SOLID WASTE REGIONAL AUTHORITY, ADDRESSED THE MAYOR AND BOARD OF ALDERMEN CONCERNING THE CURRENT STATUS OF THE AUTHORITY IN REGARDS TO THE JONES COUNTY COURT CASE AND THE SITES FOR THE TRANSFER STATIONS FOR HATTIESBURG AND LAUREL.

WHEREAS, JIM GLADDEN, ATTORNEY FOR RALPH BYRD, ADDRESSED THE MAYOR AND BOARD OF ALDERMEN CONCERNING MR. BYRD'S APPEAL OF THE VARIANCE BOARD'S DECISION TO DENY MR. BYRD'S REQUEST FOR A VARIANCE TO THE ZONING ORDINANCE. MR. GLADDEN STATED THAT MR. BYRD HAD REQUESTED A VARIANCE, BECAUSE OF A FAMILY HARDSHIP, TO ALLOW HIM TO PLACE A MOBILE HOME ON HIS PROPERTY FOR HIS ELDERLY MOTHER SO THAT SHE WOULD BE CLOSE TO HIM.

MR. GLADDEN REQUESTED THAT THE BOARD CONSIDER THIS APPEAL AND GRANT MR. BYRD A VARIANCE, EVEN A VARIANCE WITH A LIMIT ON THE TIME. MR. GLADDEN STATED THAT THE TRAILER WOULD BE COMPATIBLE WITH THE NEIGHBORHOOD AS THERE ARE OTHER TRAILERS ON KELLY ROSE LANE AND IT WILL NOT FURTHER DEVALUE THE PROPERTY OR CAUSE UNDESIRABLES TO MOVE IN.

THEREUPON, ROBERT SULLIVAN SPOKE ON BEHALF OF HIS DAUGHTER, KITTY SAWYER, WHO BUILT A HOME ON KELLY ROSE LANE AND SINCE THAT TIME HAS HAD TRAILERS MOVE IN AND THIS IS DEVALUING HER HOME AND CAUSING A HARDSHIP FOR HIS DAUGHTER.

THEREUPON, KITTY SAWYER STATED THAT WHEN SHE HAD HER HOME APPRAISED SHE WAS TOLD THAT IT WOULD HAVE APPRAISED FOR MORE IF IT HAD NOT BEEN SURROUNDED BY MOBILE HOMES. MRS. SAWYER STATED THAT IF THIS VARIANCE IS ALLOWED IT WILL BE THE SECOND ONE IN SITE OF HER HOME AND THEY WILL BE VERY CLOSE TOGETHER AND LOOK LIKE A MOBILE HOME PARK.

THEREUPON, MR. GLADDEN STATED THAT SINCE MR. BYRD HAS ONE ACRE THEY WILL BE GLAD TO COMPLY WITH THE REQUIREMENTS OF THE R-F ZONE AND PLACE EACH MOBILE HOME ON A ONE-HALF ACRE PARCEL.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO TABLE THIS MATTER UNTIL THE REGULAR MEETING OF DECEMBER 7, 1993, AFTER THE BOARD HAS MET WITH THE VARIANCE COMMITTEE. ALDERMAN CAMPBELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE  
ALDERMAN W H CAMPBELL  
ALDERMAN REUBEN CLEPPER  
ALDERMAN BOBBY W RUNNELS  
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY STATED THAT DAN TOLBERT MET WITH OTIS GLEN DAUGHTREY AFTER THE HEARINGS ON HIS PROPERTY ON OCTOBER 16, 1993.

THEREUPON, MR. TOLBERT STATED THAT MR. DAUGHTREY STATED THAT HE WOULD START THE CLEAN-UP ON HIS PROPERTIES BY OCTOBER 20, 1993 AND THAT MR. DAUGHTREY HAD ASKED HIM TO GIVE HIM 6 MONTHS TO BRING HIS PROPERTY UP TO CODE BUT MR. TOLBERT SAID HE GAVE HIM 3 MONTHS TO COMPLETE THE WORK. MR. TOLBERT REPORTED THAT AS OF THIS DATE, MR. DAUGHTREY HAS NOT BEGUN THE CLEAN-UP OF THE PROPERTY.

THEREUPON, ALDERMAN CAMPBELL MADE A MOTION TO SEND MR. DAUGHTREY A CERTIFIED LETTER ADVISING HIM THAT HE WILL HAVE TO CLEAN UP BOTH HIS PROPERTY ON CENTRAL AVENUE AND FAIRCHILD DRIVE BY DECEMBER 15, 1993 OR THE CITY WILL PROCEED WITH THE CLEAN-UP. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE  
ALDERMAN W H CAMPBELL  
ALDERMAN REUBEN CLEPPER  
ALDERMAN BOBBY W RUNNELS  
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY ADDRESSED JIMMY MOORE AND CARL HOLLINGSWORTH, REPRESENTATIVES FROM WASTE MANAGEMENT, INC., CONCERNING THE PROBLEMS BEING EXPERIENCED BY THE CITY AND THE CITIZENS OF PETAL SINCE WASTE MANAGEMENT HAS ASSUMED THE GARBAGE COLLECTION OCTOBER 11, 1993. MAYOR GAY STATED THAT IT WILL BE HIS RECOMMENDATION TO CANCEL THE CONTRACT BETWEEN THE CITY AND WASTE MANAGEMENT, INC. IF A SIGNIFICANT IMPROVEMENT IN THE SERVICE IS NOT SEEN BETWEEN NOW AND DECEMBER 7, 1993.

THEREUPON, MR. MOORE STATED THAT WASTE MANAGEMENT, INC. HAS MADE PERSONNEL CHANGES AND THE NEW, LARGER TRUCK IS SCHEDULED FOR DELIVERY NEXT WEEK WHICH SHOULD BRING ABOUT AN IMPROVEMENT IN THE GARBAGE SERVICES.

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING INVOICES FROM C.J. MORGAN, INC. FOR THE REPAIRS TO THE SEWER ON SOUTH MAIN STREET, INVOICE # 1031 IN THE AMOUNT OF \$994.90 AND INVOICE # 1032 IN THE AMOUNT OF \$14,080.90.

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO ADVERTISE THE NOTICE TO INTERESTED PARTIES ON THIS PROJECT AND IF NO CLAIMS ARE RECEIVED WITHIN THE 10 DAY PERIOD TO PAY C.J. MORGAN, INC. FOR INVOICE # 1031 AND #1032. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE  
ALDERMAN W H CAMPBELL  
ALDERMAN REUBEN CLEPPER  
ALDERMAN BOBBY W RUNNELS  
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING PROOF OF PUBLICATION:

A) PUBLIC NOTICE - VARIANCE ON SMITHVILLE ROAD - STANLEY CARPENTER

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

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE  
ALDERMAN W H CAMPBELL  
ALDERMAN REUBEN CLEPPER  
ALDERMAN BOBBY W RUNNELS  
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED INVOICE # 092827 IN THE AMOUNT OF \$12,811.20 FROM WASTE MGMT OF MISSISSIPPI-PINEBELT FOR THE GARBAGE SERVICE FROM OCTOBER 11, 1993 - OCTOBER 31, 1993 AND INVOICE #092815 IN THE AMOUNT OF \$34.67 FOR THE MONTHLY CONTAINER FEE FROM OCTOBER 18, 1993 - OCTOBER 31, 1993.

THEREUPON, ALDERMAN CAMPBELL MADE A MOTION TO PAY INVOICE # 092827 & INVOICE 092815 TO WASTE MGMT OF MISSISSIPPI-PINEBELT. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE  
ALDERMAN W H CAMPBELL  
ALDERMAN REUBEN CLEPPER  
ALDERMAN BOBBY W RUNNELS  
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING PROCLAMATION TO THE BOARD.

SEE EXHIBIT "A"

PROCLAMATION - "RETIRED TEACHERS DAY"

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO ACCEPT THE FOREGOING PROCLAMATION SETTING NOVEMBER, 21, 1993 AS RETIRED TEACHERS DAY". ALDERMAN BRANDLE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE  
ALDERMAN W H CAMPBELL  
ALDERMAN REUBEN CLEPPER  
ALDERMAN BOBBY W RUNNELS  
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE ORDER OF FORFEITURE FROM THE CIRCUIT COURT OF FORREST COUNTY, MISSISSIPPI FORFEITING A 1984 FORD RANGER PICKUP TRUCK VIN# 1FTBR10S6EUC61185 TO THE CITY OF PETAL, MISSISSIPPI.

SEE EXHIBIT "B"

ORDER OF FORFEITURE

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO ACCEPT THE 1984 FORD RANGER PICKUP TRUCK VIN#1FTBR10S6EUC61185 AND TO USE THIS FOR THE ANIMAL WARDEN'S TRUCK. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE  
ALDERMAN W H CAMPBELL  
ALDERMAN REUBEN CLEPPER  
ALDERMAN BOBBY W RUNNELS  
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

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

WHEREAS, MAYOR GAY PRESENTED THE REVENUES AND EXPENDITURES REPORT FOR THE MONTH OF OCTOBER.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ACCEPT THE REVENUE AND EXPENDITURE REPORT FOR OCTOBER. ALDERMAN CAMPBELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE  
ALDERMAN W H CAMPBELL  
ALDERMAN REUBEN CLEPPER  
ALDERMAN BOBBY W RUNNELS  
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE TRAVEL REQUEST FROM DAN TOLBERT TO ATTEND THE BUILDING OFFICIALS ASSOCIATION OF MISSISSIPPI MEETING DECEMBER 8-10, 1993 IN VICKSBURG, MS.

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO AUTHORIZE MR. TOLBERT TO ATTEND THE BUILDING OFFICIALS MEETING IN VICKSBURG, MS. DECEMBER 8-10, 1993 AND TO PAY HIS EXPENSES. ALDERMAN CAMPBELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE  
ALDERMAN W H CAMPBELL  
ALDERMAN REUBEN CLEPPER  
ALDERMAN BOBBY W RUNNELS  
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A TRAVEL REQUEST FROM THE CITY CLERK TO ATTEND THE 1993 CERTIFICATION UPDATE PROGRAM IN JACKSON, MS DECEMBER 8-10, 1993.

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ATTEND THE 1993 CERTIFICATION UPDATE IN JACKSON AND TO PAY HER EXPENSES. ALDERMAN CAMPBELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE  
ALDERMAN W H CAMPBELL  
ALDERMAN REUBEN CLEPPER  
ALDERMAN BOBBY W RUNNELS  
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY STATED THAT TO REPLACE 805 FT OF SIDEWALK ON SOUTH MAIN STREET THE CITY WILL NEED TO OBTAIN QUOTATIONS FOR THE CONCRETE AND FURNISH THE CONCRETE FOR WILLIE HARRIS TO FINISH AT A CHARGE OF \$.35 PER SQ FT OR HIS COST OF APPROXIMATELY \$1,100.

THEREUPON, ALDERMAN CLEPPER MADE THE MOTION TO AUTHORIZE THE MAYOR TO OBTAIN THE WRITTEN QUOTATIONS FOR THE PURCHASE OF THE CONCRETE AND TO AUTHORIZE HIM TO PURCHASE FROM THE LOWEST AND BEST QUOTATION AND TO PROCEED WITH THE SIDEWALK PROJECT. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE  
ALDERMAN W H CAMPBELL  
ALDERMAN REUBEN CLEPPER  
ALDERMAN BOBBY W RUNNELS  
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE MUNICIPAL COMPLIANCE QUESTIONNAIRE AS REQUIRED BY THE AUDITOR.

SEE EXHIBIT "C"

MUNICIPAL COMPLIANCE QUESTIONNAIRE

THEREUPON, ALDERMAN BRANDLE MADE A MOTION THAT THE FOREGOING QUESTIONNAIRE BE ACCEPTED AND MADE A PART OF THE MINUTES. ALDERMAN CAMPBELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE  
ALDERMAN W H CAMPBELL  
ALDERMAN REUBEN CLEPPER  
ALDERMAN BOBBY W RUNNELS  
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, CITY ATTORNEY THOMAS TYNER STATED THAT PETITIONS HAVE BEEN FILED IN THE CASE CONCERNING THE DENIAL OF THE VARIANCE REQUESTED BY JAMES AND RUBY CRAFT FOR THE TRAILER FOR MARY COOLEY TO REMAIN ON THEIR PROPERTY.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE MR. TYNER TO FILE AND ANSWER TO DENY THE ALLEGATIONS IN THE PETITIONS CONCERNING THE CRAFT VARIANCE. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE  
ALDERMAN W H CAMPBELL  
ALDERMAN REUBEN CLEPPER  
ALDERMAN BOBBY W RUNNELS  
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

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

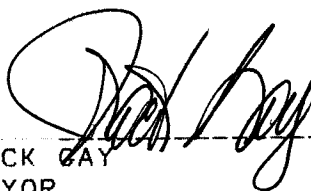
THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE  
ALDERMAN W H CAMPBELL  
ALDERMAN REUBEN CLEPPER  
ALDERMAN BOBBY W 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 16TH DAY OF NOVEMBER, A.D., 1993.

  
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JACK GAY  
MAYOR

(SEAL)

ATTEST:

  
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PRISCILLA C. DANIEL  
CITY CLERK

EXHIBIT "A"

PROCLAMATION

"Proclaiming November 21, 1993 as Retired Teachers Day"

WHEREAS, teachers have contributed greatly toward the educational, cultural, physical, and total development of the State of Mississippi, and the Pine Belt Area; and,

WHEREAS, The Mississippi Legislature has declared the Sunday preceding Thanksgiving Day as the time for honoring all retired teachers in Mississippi, "in recognition and commemoration of the work of all retired teachers in Mississippi, who have devoted their careers to the mental and physical development of the youth of this state"; and,

WHEREAS, many of these educators are residing in the Pine Belt Area and continue to render outstanding service in their communities; therefore,

BE IT RESOLVED, JACK GAY MAYOR OF THE CITY OF PETAL, MISSISSIPPI proclaim that Sunday, November 21, 1993 be "Retired Teachers Day" in this area; and

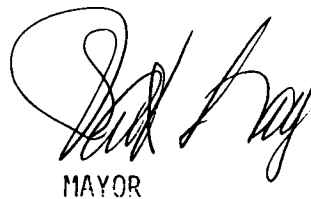
BE IT FURTHER RESOLVED, that citizens recognize the dedication, loyalty, and contributions that Retired Teachers have made and continue to make for the benefit of this community.

BE IT FURTHER RESOLVED, that a copy of this proclamation be entered in the minute books of this organization.

Adopted this 16th day of November, 1993.

Organization CITY OF PETAL

Signed:



MAYOR

(The Pine Belt Area includes Forrest, Lamary and Perry Counties.)



EXHIBIT "B"

**FILED**  
OCT 14 1993

IN THE CIRCUIT COURT OF FORREST COUNTY, MISSISSIPPI  
STATE OF MISSISSIPPI  
VERSUS  
EX REL 1984 FORD RANGER  
PICKUP TRUCK VIN #1FTBR10S6EUC61185

*Marian Brown*  
CIRCUIT CLERK  
PLAINTIFF

CAUSE NO.: 3-93-3941

DEFENDANT

ORDER NUNC PRO TUNC

THIS DAY, this cause came on for consideration upon the Motion, ore tenus, by and through the State of Mississippi, to clarify an order previously entered in this cause on the 3rd day of August, A.D., 1993 pursuant to a valid Petition of Forfeiture of the above mentioned property, and the Court having heard and considered the same, finds that the Order of Forfeiture of Property previously entered by the Court inadvertently forfeited the above referenced vehicle to the Metro Narcotics Task Force wherein under the Forrest County Sheriff's Office wherein said vehicle should have been forfeited to the Petal, Mississippi Police Department.

IT IS, THEREFORE, ORDERED AND ADJUDGED NUNC PRO TUNC 1984 Ford Ranger Pickup Truck VIN #1FTBR10S6EUC61185 be, and the same is hereby forfeited to the City of Petal, Mississippi, under the Petal Police Department.

SO ORDERED AND ADJUDGED NUNC PRO TUNC on this the 14<sup>th</sup> day of October, A.D., 1993.

*[Signature]*  
CIRCUIT COURT JUDGE

**A T T E S T**

A True Copy

This the 14<sup>th</sup> day of Oct 1993  
MARIAN BROWN, Clerk  
CIRCUIT COURT, FORREST  
COUNTY, MISSISSIPPI

By *Carolyn Nelson*

EXHIBIT "C"

CITY OF PETAL  
(Municipality)

Certification to Municipal Compliance Questionnaire  
Year Ended September 30, 1993

We have reviewed all questions and responses as contained in this  
Municipal Compliance Questionnaire for the Municipality of PETAL  
and, to the best of our knowledge and belief, all responses are accurate.

[Signature] City Clerk's Signature      [Signature] Mayor's Signature  
11-17-93 Date      11-19-93 Date

Minute book references:

Book Number \_\_\_\_\_

Page \_\_\_\_\_

(Clerk is to enter Minute Book references when  
questionnaire is accepted by Board.)

MUNICIPAL COMPLIANCE QUESTIONNAIRE

INFORMATION

Note: Due to the size of some municipalities, some of the questions may not be applicable.  
If so, mark N/A in answer blanks. Answers to other questions may require more than  
"yes" or "no," and, as a result, more information on this questionnaire may be required  
and/or separate workpapers may be needed.

1. Name and address of municipality: CITY OF PETAL  
119 WEST 8TH AVENUE PETAL, MS 39465

2. List the date and population of the latest official U.S. Census or most recent official  
census:  
1990- population: 7883

3. Names, addresses and telephone numbers of officials (include elected officials, chief  
administrative officer, and attorney).  
ALDERMAN REUBEN CLEPPER 204 STARLANE DRIVE PETAL, MS  
ALDERMAN RAYMOND C BRANDLE 1806 OLD RICHTON ROAD PETAL, MS  
ALDERMAN WILLIAM H CAMPBELL 224 COCHRAN STREET PETAL, MS  
ALDERMAN BOBBY RUNNELS 602 NEW RICHTON ROAD PETAL, MS  
ALDERMAN LEROY SCOTT 113 AZALEA DRIVE PETAL, MS  
MAYOR JACK GAY P O BOX 564 PETAL, MS  
PRISCILLA C DANIEL CITY CLERK P O BOX 564 PETAL, MS  
TOM TYNER ATTORNEY P O DRAWER 750 HATTIESBURG MS 39401

4. Period of time covered by this questionnaire:  
From: OCT 1, 1992 To: SEPT 30, 1993

5. Expiration date of current elected officials' term: JULY 1997

MUNICIPAL COMPLIANCE QUESTIONNAIRE  
EXHIBIT "C"

ANSWER ALL QUESTIONS: Y - YES, N - NO, N/A - NOT APPLICABLE

PART I - GENERAL

1. Have all ordinances been entered into the ordinance book and included in the minutes? (Section 21-13-13) Y
2. Do all municipal vehicles have public license plates and proper markings? (Sections 25-1-87 and 27-19-27) Y
3. Are municipal records open to the public? (Section 25-61-5) Y
4. Are meetings of the board open to the public? (Section 25-41-5) Y
5. Are notices of special or recess meetings posted? (Section 25-41-13) Y
6. Are all required personnel covered by appropriate surety bonds?
  - Appointed officers and those handling money; see statutes governing the form of government (i.e., Section 21-3-5 for Code Charter) Y
  - Municipal clerk (Section 21-15-38) Y
  - Deputy clerk (Section 21-15-23) Y
  - Chief of police (Section 21-21-1) Y
  - Deputy police (Section 45-5-9) (if hired under this law) Y
7. Are minutes of board meetings prepared to properly reflect the actions of the board? (Sections 21-15-17 and 21-15-19) Y
8. Are minutes of board meetings signed by the mayor or majority of the board within 22 days of the meeting? (Section 21-15-33) Y
9. Has the municipality complied with the nepotism law in its employment practices? (Section 25-1-53) Y
10. Did all officers, employees of the municipality, or their relatives avoid any personal interest in any contracts with the municipality during their term or within one year after their terms of office or employment? (Section 25-4-105) Y

MUNICIPAL COMPLIANCE QUESTIONNAIRE

11. Does the municipality contract with a Certified Public Accountant or an auditor approved by the State Auditor for its annual audit within twelve months of the end of each fiscal year? (Section 21-35-31) Y
12. Has the municipality published a synopsis or notice of the annual audit within 30 days of acceptance? (Section 21-35-31 or 21-17-19) Y

PART II - CASH AND RELATED RECORDS

1. Where required, is a claims docket maintained? (Section 21-39-7) Y
2. Are all claims paid in the order of their entry in the claims docket? (Section 21-39-9) Y
3. Does the claims docket identify the claimant, claim number, amount and fund from which each warrant will be issued? (Section 21-39-7) Y
4. Are all warrants approved by the board, signed by the mayor or majority of the board, attested to by the clerk, and bearing the municipal seal? (Section 21-39-13) Y
5. Are warrants for approved claims held until sufficient cash is available in the fund from which it is drawn? (Section 21-39-13) Y
6. Has the municipality adopted and entered on its minutes a budget in the format prescribed by the Office of the State Auditor? (Sections 21-35-5, 21-35-7 and 21-35-9) Y
7. Does the municipality operate on a cash basis budget, except for expenditures paid within 30 days of fiscal year end or for construction in progress? (Section 21-35-23) Y
8. Has the municipality held a public hearing and published its adopted budget? (Section 21-35-5) Y
9. Has the municipality complied with legal publication requirements when budgetary changes of 10% or more are made to a department's budget? (Section 21-35-25) Y

MUNICIPAL COMPLIANCE QUESTIONNAIRE

- EXHIBIT A**
10. If revenues are less than estimated and a deficit is anticipated, did the board revise the budget by its regular July meeting? (Section 21-35-25) N/A
  11. Have financial records been maintained in accordance with the chart of accounts prescribed by the State Auditor? (Section 21-35-11) Y
  12. Does the municipal clerk submit to the board a monthly report of expenditures against each budget item for the preceding month and fiscal year to date and the unexpended balances of each budget item? (Section 21-35-23) Y
  13. Does the board avoid approving claims and the city clerk issue any warrants which would be in excess of budgeted amounts, except for court-ordered expenditures? (Section 21-35-47) Y
  14. Has the municipality commissioned municipal depositories? (Sections 27-105-353 and 27-105-663) Y
  15. Have investments of funds been restricted to those instruments authorized by law? (Section 21-33-323) Y
  16. Are donations restricted to those specifically authorized by law? (Section 21-17-5 (Section 66, Miss. Constitution) - Sections 21-19-45 through 21-19-59, etc.) Y
  17. Are fixed assets property tagged and accounted for? (Section 7-7-211 "Municipal Audit and Accounting Guide") Y
  18. Is all travel authorized in advance and reimbursements made in accordance with Section 25-3-417? Y
  19. Are all travel advances made in accordance with the State Auditor's regulations? (Section 25-3-41) Y

**PART III - PURCHASING AND RECEIVING**

1. Are bids solicited for purchases, when required by law (written bids and advertising)? (Section 31-7-13(b) and (c)) Y
2. Are all lowest and best bid decisions properly documented? (Section 31-7-13(d)) Y
3. Are all one-source item and emergency purchases documented on the board's minutes? (Section 31-7-13(m) and (k)) Y
4. Do all officers and employees understand and refrain from accepting gifts or kickbacks from suppliers? (Section 31-7-23) Y

**PART IV - BONDS AND OTHER DEBT**

1. Has the municipality complied with the percentage of taxable property limitation on bonds and other debt issued during the year? (Section 21-33-303) Y
2. Has the municipality levied and collected taxes in a sufficient amount for the retirement of general obligation debt principal and interest? (Section 21-33-67) Y
3. Have the required trust funds been established for utility revenue bonds? (Section 21-27-05) Y
4. Have expenditures of bond proceeds been strictly limited to the purposes for which the bonds were issued? (Section 21-33-317) Y
5. Has the municipality refrained from borrowing, except where it had specific authority? (Section 21-17-5) Y

**PART V - TAXES AND OTHER RECEIPTS**

1. Has the municipality adopted the county ad valorem tax rolls? (Section 27-35-167) Y
2. Are interest and penalties being collected on delinquent ad valorem taxes? (Section 21-33-53) Y
3. Has the municipality conducted an annual land sale for delinquent ad valorem taxes? (Section 21-33-53) Y
4. Have the various ad valorem tax collections been deposited into the appropriate funds? (Separate Funds for Each Tax Levy) (Section 21-33-53) Y

MUNICIPAL COMPLIANCE QUESTIONNAIRE

5. Has the increase in ad valorem taxes, if any, been limited to amounts allowed by law? (Sections 27-39-320 and 27-39-321) Y
6. Are local privilege taxes collected from all businesses located within the municipality, except those exempted? (Section 27-17-5) Y
7. Are transient vendor taxes collected from all transient vendors within the municipality, except those exempted? (Section 75-85-1) Y
8. Is money received from the State's "Municipal Fire Protection Fund" spent only to improve municipal fire departments? (Section 63-1-37) Y
9. Has the municipality levied or appropriated not less than 1/8 mill for fire protection and certified to the county, it provides its own fire protection or allowed the county to levy such tax? (Sections 63-1-37 and 63-1-39) Y
10. Are state-imposed court assessments collected and settled monthly? (Section 99-19-73) Y
11. Are all fines and forfeitures collected when due and settled immediately to the municipal treasury? (Section 21-15-21) Y
12. Are bids solicited by advertisement or, under special circumstances, three appraisals obtained when real property is sold? (Section 21-17-1) Y