

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 MAY 3, 1994 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 WILLIAM H. CAMPBELL REUBEN CLEPPER BOBBY W. RUNNELS LEROY SCOTT
OTHERS PRESENT	WILLIAM H. JONES GEORGE GUNTER MR & MRS BILL BULLOCK GEORGE JONES BOY SCOUT TROOP 15 AUBRA EVANS

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 CLEPPER MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN BE ACCEPTED AS WRITTEN. 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 CALLED BY PUBLIC COMMENT.

THEREUPON, EVA AUSTIN OF 216 CEDAR STREET ADDRESSED THE BOARD CONCERNING THE SALE OF USED CARS BY HER NEIGHBOR AT HIS RESIDENCE. MRS. AUSTIN STATED THAT SHE WOULD LIKE TO SEE THE CITY MAKE HER NEIGHBOR DISCONTINUE THIS OPERATION.

THEREUPON, MAYOR GAY STATED THAT DAN TOLBERT, CITY ZONING ADMINISTRATOR, WILL CHECK INTO THE OPERATION AND TRY TO DETERMINE WHETHER THIS TYPE OF OPERATION CAN EXIST IN THEIR ZONING.

WHEREAS, THE HOUR OF 7:00 P.M. HAVING ARRIVED, THE MAYOR AND BOARD OF ALDERMEN PROCEEDED TO OPEN AND READ THE SEALED BIDS FOR THE FENCING AT THE CITY PARK.

SEE EXHIBIT "A"

JEFCOATS FENCE CO. 4080 HIGHWAY 80 EAST PEARL, MISSISSIPPI 39288-6197	\$ 9,358.00
AMCO STEEL FENCE P O BOX 1165 HATTIESBURG, MS. 39403	\$ 9,135.00
HARRIS FENCE CO. P O BOX 206 MCNEILL, MS. 39457	\$11,000.00
PALMER FENCE CO. 108 WEST 7TH AVENUE PETAL, MS. 39401	\$ 8,900.00

WHEREAS, ALDERMAN CAMPBELL MADE A MOTION TO TAKE FOREGOING BIDS UNDER ADVISEMENT. 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, KARA DRANE, PLANNER FOR NEEL-SCHAFFER, INC., ADDRESSED THE BOARD CONCERNING THE 1994 HOME PROGRAM ARE THE INFORMATION REQUIRED IN ORDER TO HAVE THE APPLICATION SUBMITTED BY MAY 31, 1994.

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO ADOPT THE FOLLOWING RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR A HOME INVESTMENT PARTNERSHIP PROGRAM. ALDERMAN CLEPPER SECONDED THE MOTION.

SEE EXHIBIT "B"

RESOLUTION

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE STATE OF MISSISSIPPI DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT FOR A HOME INVESTMENT PARTNERSHIP PROGRAM GRANT UNDER THE NATIONAL AFFORDABLE HOUSING ACT OF 1990, AS AMENDED

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 BRANDLE MADE A MOTION TO SET THE PUBLIC HEARINGS ON MAY 10, 1994 AT 6:30 P.M. AT THE W.L. SMITH ELEMENTARY SCHOOL ACTIVITY CENTER, 400 HILLCREST LOOP AND THE SECOND PUBLIC HEARING ON MAY 17, 1994 AT 6:00 P.M. AT THE PETAL CITY HALL. 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 BRANDLE MADE A MOTION TO ADOPT THE FOLLOWING AFFIRMATIVE MARKETING POLICY AND PROCEDURES. ALDERMAN CLEPPER SECONDED THE MOTION. ALDERMAN CLEPPER SECONDED THE MOTION.

SEE EXHIBIT "C"

AFFIRMATIVE MARKETING POLICIES AND PROCEDURES

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 BRANDLE MADE A MOTION TO ADOPT THE FOLLOWING RESOLUTION ESTABLISHING LOCAL GOALS FOR MBE/WBE PARTICIPATION. ALDERMAN CLEPPER SECONDED THE MOTION.

SEE EXHIBIT "D"
RESOLUTION ESTABLISHING LOCAL GOALS FOR MBE/WBE PARTICIPATION

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 TWO (2) PETITIONS HAVE BEEN FILED APPEALING THE DECISION OF THE BOARD OF ZONING APPEALS TO GRANT NELL WHEAT A VARIANCE TO HAVE A BUSINESS IN HER HOME.

SEE EXHIBIT "E"

PETITION FOR APPEAL - GEORGE JONES

PETITION FOR APPEAL - WILLIAM E. BULLOCK

THEREUPON, GEORGE GUNTER, ATTORNEY FOR MS. WHEAT REQUESTED THAT THE REQUEST FOR VARIANCE BE WITHDRAWN IN ITS ENTIRETY AND THAT THE ORIGINAL GRANTING OF THE VARIANCE BY THE BOARD OF ZONING APPEALS BE HELD NULL & VOID.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ALLOW THE WITHDRAWAL OF THE VARIANCE REQUEST AND TO HOLD THE VARIANCE GRANTED BY THE ZONING APPEALS AS NULL AND VOID. 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 STATED THAT IN ADDITION TO THE \$1,100 THE CITY PAID THE NORFOLK SOUTHERN RAILROAD FOR AN EASEMENT TO BORE UNDER THE RAILROAD DURING THE SEWER CONSTRUCTION, THE NORFOLK SOUTHERN RAILROAD HAS ADVISED THAT THE CITY WILL HAVE TO PAY \$350.00 FOR THE INSURANCE.

THEREUPON,, ALDERMAN SCOTT MADE A MOTION TO PAY THE \$350.00 FOR THE INSURANCE TO NORFOLK SOUTHERN RAILROAD. 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 STATED THAT A TIME AND DATE FOR THE ZONING CHANGE REQUEST BY PEGGY PARKER WILL HAVE TO BE SET.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO HOLD THE ZONING HEARING ON MAY 31, 1994 AT 7:00 P.M. 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 AN EASEMENT FROM PERCY SCARBOROUGH TO THE CITY FOR THE SANITARY SEWER PROJECT.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ACCEPT THE EASEMENT FROM MR. SCARBOROUGH AND TO PAY HIM \$10.00. 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 STATEMENT FROM DAVID HEMETER FOR ARCHITECTURAL SERVICES ON THE MULTI PURPOSE CENTER IN THE AMOUNT OF \$1,620.65.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO PAY \$1,620.65 TO DAVID HEMETER. 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 WRITTEN QUOTATIONS FOR THE BASE DESK TOP REMOTE CONTROL RADIO WITH PAGER FOR THE WATER DEPARTMENT.

SEE EXHIBIT "F"

COMMERCIAL COMMUNICATIONS SERVICE	\$999.60
5211 HIGHWAY 42	
HATTIESBURG, MS. 39401	

TELTRONIC COMMUNICATIONS, INC.	\$1,356.60
1711 27TH STREET	
GULFPORT, MS. 39501	

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO PURCHASE THE RADIO FROM COMMERCIAL COMMUNICATIONS SERVICE AT A COST OF \$999.60. 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 ESTIMATE # 8 FOR MAPLES CONSTRUCTION CO FOR THE MULTI-PURPOSE CENTER IN THE AMOUNT OF \$40,687.20.

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO PAY MAPLES CONSTRUCTION CO. \$40,687.20 FOR ESTIMATE # 8. 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 ESTIMATE # 3 IN THE AMOUNT OF \$47,435.06 FOR C.J. MORGAN CONSTRUCTION CO. ON THE SRF PROJECT.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO PAY C.J. MORGAN \$47,435.06 FOR ESTIMATE # 3 OF THE SRF PROJECT. 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 A STATEMENT FOR ENGINEERING SERVICES ON THE SRF PROJECT FROM SHOWS, DEARMAN AND WAITS, INC. IN THE AMOUNT OF \$9,112.75.

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO PAY SHOWS, DEARMAN & WAITS, INC. \$9,112.75. 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 CHANGE ORDER #1 BETWEEN THE CITY AND C.J. MORGAN, INC. TO PROVIDE 3 PHASE POWER TO TWO LIFT STATIONS ON U.S. HIGHWAY 11 SINCE MISSISSIPPI POWER COMPANY WOULD NOT PROVIDE THE POWER.

SEE EXHIBIT "C"

CONTRACT CHANGE ORDER # 1

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO APPROVE THE CHANGE ORDER IN THE AMOUNT OF \$5,194.00. 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 FOLLOWING LIST OF SURPLUS PROPERTY TO THE BOARD.

SEE EXHIBIT "H"

SURPLUS PROPERTY LIST

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO APPROVE THE SALE OF THE FOREGOING PROPERTY AT THE AUCTION ON MAY 21, 1994. 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 FOLLOWING AGREEMENT BETWEEN THE CITY AND DON DURHAM AUCTIONEERS TO ALLOW MR DURHAM TO HANDLE THE SALE OF THE CITY'S SURPLUS PROPERTY ON MAY 21, 1994.

SEE EXHIBIT "I"

AGREEMENT BETWEEN CITY OF PETAL AND DURHAM AUCTIONEERS

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AUTHORIZE THE EXECUTION OF THE AGREEMENT. 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 FOLLOWING AMENDMENT TO THE PERSONNEL MANUAL.

PROPOSED AMENDMENT

RULE X. OTHER BENEFITS

3. TRAVEL EXPENSE. When any officer or employee of the City is required to travel outside the City of Petal, upon prior approval of the Mayor and Board of Aldermen, they may receive funds prior to such travel. The officer or employee shall provide receipts of transportation, lodging, meals, fees and any other expenses incurred during the travel and return any advanced funds which have not been expended to the City Financial Office within two working days upon their return from such travel.

Pursuant to section 25-3-41, the City will adhere to the maximum daily rates for meal reimbursement as set by the State of Mississippi Department of Finance and Administration which are currently:

MAXIMUM DAILY REIMBURSEMENT

IN-STATE	\$20.00
* HIGH COST AREA	\$23.00
OUT-OF-STATE	\$24.00
** HIGH COST AREA	\$30.00
	\$35.00
	\$40.00

* In-state high cost area is defined as those areas which have experienced significant impact from the gaming and tourist industry, e.g., Adams, Harrison, Hancock, Jackson, Tunica, Warren and Washington Counties.

** Out-of-state high cost areas are those cities outside the State of Mississippi designated in the Federal Register as having a prescribed maximum per diem daily rate of \$75.00 or higher. The Department of Finance and Administration,

Federal Register
Max. Per Diem Rate

\$ 0 - \$74	\$24.00
\$ 75 - \$99	\$30.00 per day
\$100 - \$124	\$35.00 per day
\$125 & above	\$40.00 per day

If a privately owned vehicle is used, the employee will also be paid for mileage at a rate of pay of twenty (.20) cents per mile to the point of destination and back and effective July 1, 1994 the rate of pay will be twenty-five (.25) cents per mile.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO AMEND RULE X SECTION 3 OF THE PERSONNEL POLICY. ALDERMAN RUNNELS SECONDED THE MOTION.

WHEREAS, MAYOR GAY PRESENTED CLAIMS #29214 -#28744 OF THE GENERAL FUNDS AND THE PETAL WATER AND SEWER FUNDS TO THE BOARD.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO PAY CLAIMS # #29214 -#28744 OF THE GENERAL FUNDS AND THE PETAL WATER AND SEWER FUNDS. 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 A TRAVEL REQUEST FOR ELIZABETH BREWER, COURT CLERK, TO ATTEND THE SUMMER TRAINING SESSION FOR COURT CLERKS IN BILOXI, MS. ON JUNE 27 & 28, 1994.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ALLOW MS BREWER TO ATTEND THE TRAINING SESSION AND TO PAY HER EXPENSES. 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 REQUESTED PERMISSION TO ATTEND THE MISSISSIPPI INDUSTRIAL DEVELOPMENT COUNCIL SUMMER CONFERENCE MAY 24-26, 1994 IN BILOXI, MISSISSIPPI.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AUTHORIZE THE MAYOR TO ATTEND THE MIDC CONFERENCE AND TO PAY THE EXPENSES. 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 ORDER HIRING JONATHAN WHITE IN THE STREET DEPARTMENT EFFECTIVE MAY 2, 1994.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO HIRE AN LABORER IN THE STREET DEPARTMENT.

IT IS HEREBY ORDERED THAT JONATHAN WHITE BE HIRED AT A RATE OF \$5.25 PER HOUR EFFECTIVE MAY 2, 1994.

SO ORDERED ON THIS THE 3RD DAY OF MAY, A.D., 1994.

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO ADOPT THE FOREGOING ORDER HIRING JONATHAN WHITE. 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 ORDER HIRING LINDA PLEDGER AS ANIMAL WARDEN EFFECTIVE APRIL 25, 1994.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO HIRE AN ANIMAL WARDEN.

IT IS HEREBY ORDERED THAT LINDA PLEDGER BE HIRED AS THE ANIMAL WARDEN EFFECTIVE APRIL 25, 1994 AT A RATE OF \$5.25 PER HOUR.

SO ORDERED ON THIS THE 3RD DAY OF MAY, A.D., 1994.

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO ADOPT THE FOREGOING ORDER HIRING LINDA PLEDGER. 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 REQUESTED THE WISHES OF THE BOARD AS TO WHETHER TO CONTINUE TO ALLOW PRIVATE CONTRACTORS TO DUMP SEWAGE INTO THE CITY'S SEWER FACILITIES.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO DISALLOW THE USE OF CITY SEWER FACILITIES BY PRIVATE CONTRACTORS FOR DUMPING THE SEWAGE. 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 FOLLOWING WRITTEN QUOTATIONS FOR A REGAL CHLORINATOR.

SEE EXHIBIT "J"

COAST CHLORINATOR & PUMP CO., INC. \$ 1,355.00
P O BOX 6336
BILOXI, MS. 39532

SOUTH MISSISSIPPI CHEMICAL & SUPPLY \$1,433.33
2305 W 4TH STREET
HATTIESBURG, MS. 39401

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO PURCHASE THE
CHLORINATOR FROM COAST CHLORINATOR & PUMP CO., INC. FOR \$1,355.00
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 A REQUEST FOR THE CITY TO
PURCHASE AN AD IN THE MS HIGH SCHOOL ALL-STAR PROGRAM, CROSSROADS,
RECOGNIZING THREE (3) PETAL HIGH SCHOOL BOYS WHO WILL BE PLAYING ON
THE ALL-STAR TEAM.

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO PURCHASE A
ONE-HALF PAGE IN THE AMOUNT OF \$85.00. 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

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

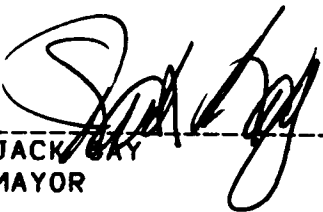
THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

THEREBEING NO FURTHER BUSINESS, THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN WAS ADJOURNED ON THIS THE 3RD DAY OF
MAY, A.D., 1994.



JACK KAY
MAYOR

(SEAL)

ATTEST:



PRISCILLA C. DANIEL
CITY CLERK

EXHIBIT "A"

page 2
spec's -fencing

INSTALLATION: 30 DAYS AFTER BID AWARDED

SEALED BIDS WILL BE RECEIVED UNTIL 7:00 P.M., TUESDAY, MAY 3, 1994, IN THE BOARD ROOM OF PETAL CITY HALL, (P.O. BOX 564), 119 WEST 8TH AVENUE, PETAL, MS 39465

EACH BID MUST BE RECEIVED IN A SEALED ENVELOPE WHICH IS CLEARLY MARKED IN THE LOWER LEFT-HAND CORNER EXACTLY AS FOLLOWS:

BID
CHAIN-LINK FENCING
OPEN 7:00 P.M., MAY 3, 1994

THE LOWEST AND BEST BID RECEIVED WILL BE ACCEPTED, SUBJECT TO THE APPLICABLE STATE LAWS OF THE MISSISSIPPI CODE OF 1972, BUT THE COUNCIL RESERVES THE RIGHT TO REJECT ANY OR ALL BIDS RECEIVED AND TO WAIVE INFORMALITIES.

BID

FURNISH/INSTALL 6' FENCE W/BARBWIRE	\$6.04	PER FT
3" END/CORNER POST	60.00	EA.
TOTAL BID PRICE BASED ON (APPROXIMATELY 1500 L.F. OF FENCING AND APPROXIMATELY 5 END/CORNER POST	\$ 9,358.00	



4080 HIGHWAY 80 EAST • P. O. BOX 6197
PEARL, MISSISSIPPI 39288-6197

page 2
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EACH BID MUST BE RECEIVED IN A SEALED ENVELOPE WHICH IS CLEARLY MARKED IN THE LOWER LEFT-HAND CORNER EXACTLY AS FOLLOWS:

BID
CHAIN-LINK FENCING
OPEN 7:00 P.M., MAY 3, 1994

THE LOWEST AND BEST BID RECEIVED WILL BE ACCEPTED, SUBJECT TO THE APPLICABLE STATE LAWS OF THE MISSISSIPPI CODE OF 1972, BUT THE COUNCIL RESERVES THE RIGHT TO REJECT ANY OR ALL BIDS RECEIVED AND TO WAIVE INFORMALITIES.

BID

FURNISH/INSTALL 6' FENCE W/BARBWIRE	\$ 5.85	PER FT
3" END/CORNER POST	25.00	EA.
TOTAL BID PRICE BASED ON (APPROXIMATELY 1500 L.F. OF FENCING AND APPROXIMATELY 5 END/CORNER POST	\$ 8900.00	

Palmer Fence Co.
108 West 7 Ave
Petal, Miss.

Tom Palmer

EXHIBIT "A"

page 2
spec's -fencing

INSTALLATION: 30 DAYS AFTER BID AWARDED

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BID
CHAIN-LINK FENCING
OPEN 7:00 P.M., MAY 3, 1994

THE LOWEST AND BEST BID RECEIVED WILL BE ACCEPTED, SUBJECT TO THE APPLICABLE STATE LAWS OF THE MISSISSIPPI CODE OF 1972, BUT THE COUNCIL RESERVES THE RIGHT TO REJECT ANY OR ALL BIDS RECEIVED AND TO WAIVE INFORMALITIES.

BID

FURNISH/INSTALL 6' FENCE W/BARBWIRE 7.15 PER FT
3" END/CORNER POST 55.00 EA.

TOTAL BID PRICE BASED ON (APPROXIMATELY 1500 L.F. OF FENCING AND APPROXIMATELY 5 END/CORNER POST \$11,000.00

Can provide, depending on...
M. J. Lewis
Harris Jones Co

page 2
spec's -fencing

INSTALLATION: 30 DAYS AFTER BID AWARDED

SEALED BIDS WILL BE RECEIVED UNTIL 7:00 P.M., TUESDAY, MAY 3, 1994, IN THE BOARD ROOM OF PETAL CITY HALL, (P.O. BOX 564), 119 WEST 8TH AVENUE, PETAL, MS 39465

EACH BID MUST BE RECEIVED IN A SEALED ENVELOPE WHICH IS CLEARLY MARKED IN THE LOWER LEFT-HAND CORNER EXACTLY AS FOLLOWS:

BID
CHAIN-LINK FENCING
OPEN 7:00 P.M., MAY 3, 1994

THE LOWEST AND BEST BID RECEIVED WILL BE ACCEPTED, SUBJECT TO THE APPLICABLE STATE LAWS OF THE MISSISSIPPI CODE OF 1972, BUT THE COUNCIL RESERVES THE RIGHT TO REJECT ANY OR ALL BIDS RECEIVED AND TO WAIVE INFORMALITIES.

BID

FURNISH/INSTALL 6' FENCE W/BARBWIRE \$5.89 PER FT
3" END/CORNER POST \$60.00 EA.

TOTAL BID PRICE BASED ON (APPROXIMATELY 1500 L.F. OF FENCING AND APPROXIMATELY 5 END/CORNER POST \$9,135.00

Amco Steel Fence Co.
Hattiesburg, Ms. 39401
Glen A. Russell/Crowe

RESOLUTION

EXHIBIT "B"

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE STATE OF MISSISSIPPI, DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT FOR A HOME INVESTMENT PARTNERSHIP PROGRAM GRANT UNDER THE NATIONAL AFFORDABLE HOUSING ACT OF 1990, AS AMENDED.

WHEREAS, the State of Mississippi is authorized to make grants for Affordable Housing projects consistent with Mississippi's Comprehensive Affordability Strategy of 1994; 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 Jack Gay, being the chief executive officer of the City of Petal, is authorized to execute and file an application for a HOME Investment Partnership Program Grant on behalf of the City of Petal, Mississippi, with the State of Mississippi, Department of Economic and Community Development to aid in the financing of housing improvements.
2. That Jack Gay, Mayor for the City of Petal, Mississippi, is authorized to furnish on behalf of the Town, such additional information as the State of Mississippi, Department of Economic and Community Development may require in connection with the grant application or the project.
3. That Mayor Jack Gay, being the chief executive officer 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.

The foregoing Resolution having been reduced to writing, the same was introduced by Alderman BRANDLE, seconded by Alderman CLEPPER, and was adopted by the following vote, to-wit:

YEAS:

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


NAYS:

NONE

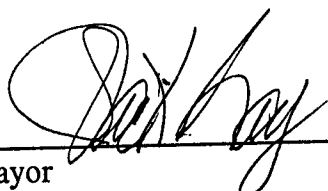
The above and foregoing Resolution having been submitted to and approved by the Mayor, this, the 3RD day of MAY, A. D., 1994.

ATTEST:

APPROVED:



City Clerk



Mayor

EXHIBIT "C"

AFFIRMATIVE MARKETING POLICIES AND PROCEDURES

Statement of Policy:

The City of Petal has a commitment to non-discrimination and equal opportunity for all residents and contractors who may benefit from all newly constructed or substantially rehabilitated projects through local, state, or federal housing funds. The City established procedures to affirmatively market units eligible for local, state, or federal housing assistance. These procedures are intended to further the objectives of Title VIII of the Civil Rights Act of 1968, Executive Order 11063, and the National Affordable Housing Act of 1990.

The City believes that individuals of similar economic levels in the same housing market area should have available to them a like range of housing choices regardless of their race, color, religion, sex, and national origin.

The City is committed to the goals of affirmative marketing which will be implemented through a specific set of steps that the City and participation owners will follow. These goals will be reached through the following procedures:

Procedure 1.

Informing the public, potential tenants, multifamily owners, and single family owners about federal fair housing laws and affirmative marketing policies:

Through its Project Administrator, the City will inform the public, potential tenants, and property owners about this policy and fair housing laws.

The Project Administrator will:

inform the public by

- Placing public notices to the media, at City Hall, Library, Post Office, and/or the project area, etc.

inform potential tenants by

- Placing public notices in the target area at community centers, civic clubs, apartment complexes, and laundry mats, etc.
- Post signs with the Equal Housing Opportunity logo at project sites.

EXHIBIT "C"

inform owners by

- Placing a public notice in the paper, at local banks, the Post Office, and neighborhood churches, etc.
- Meeting with owners individually and as a group.
- Holding public hearings.

Procedure 2.

Requirements for owners to inform the general renter public about available rehabilitated units:

It is the City's policy to require substantial steps by project owners to carry out affirmative marketing. Owners should provide for costs associated with these requirements in their planned operating costs and City's subsidy decisions, which by necessity will take these costs into account. Owners of small properties with limited management staff may seek waivers of these requirements on a case by case basis from the City.

Participating property owners will be required to make information on the availability of units known through:

- Advertisements in the local newspaper if the owner ordinarily advertises available rentals in news media.
- Notification to local Public Housing Authority of vacancy rate where feasible.
- Notifying the Mississippi Regional Housing Authority No. VIII and requesting that staff inform applicants on its waiting list about upcoming vacancies.

We will emphasize to owners that to the extent feasible without holding units off the market, they will make information about upcoming vacancies available to the general public.

The City will require that property owners selected for participation in local, state, or federal assisted housing programs comply with affirmative marketing requirements, rent controls, income constraints, and tenant and participation protection requirements set forth at 24 CFR Part 92.253.

Procedure 3.

Special Outreach

In the project area, the City will determine the racial/ethnic characteristics of the residents who are renters and owners. These residents will be informed of the available local, State, and/or federal assistance through the City's affirmative marketing policies and procedures.

EXHIBIT "C"

Procedure 4.

Recordkeeping

The City will require that owners keep records on:

1. The racial, ethnic, and gender characteristics of tenants, and applicants for a required number of days following rehabilitation as required of the City by the State or federal programs' rent controls.
2. Activities they undertake to inform the general renter public; specifically
 - Copies of advertisements placed in the local newspaper
 - Dates on which the owner contacted the Mississippi Regional Housing Authority No. VIII
 - Dates on which the owner contacted the local PHA
3. We will also ask property owners to provide us, where possible, with data on how applicants heard about the housing opportunities.

Procedure 5.

Assessment and Corrective Action

The City will take corrective actions if we find that property owners fail to carry out procedures required of them. If, after discussing with the owners ways to improve procedures, the owners continue to fail to meet the affirmative marketing requirements, the City will consider disqualifying an owner from future participation in any State or federal programs.

Endorsement and Adoption

The Board of Aldermen of Petal, Mississippi hereby approves and adopts these Affirmative Marketing Policies and Procedures to assure that all federal, state, and local housing assistance is provided to individuals regardless of their race, color, religion, sex, or national origin.

Approved this day MAY 3, 1994



Mayor



City Clerk

EXHIBIT "D"

RESOLUTION

RESOLUTION ESTABLISHING LOCAL GOALS FOR MBE/WBE PARTICIPATION

WHEREAS, the Mississippi Department of Economic and Community Development has recommended counties and municipalities throughout Mississippi to solicit local Minority Business Enterprises (MBE) and Women Business Enterprises (WBE) when applying for or using federal or State grant monies; and

WHEREAS, receipt by the City of such financial assistance requires the promotion of MBE and WBE as set forth in Public Law 95-507, Executive Order 12138, and Executive Order 12432; and the Mississippi Minority Business Enterprise Act of 1988.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Aldermen of the City of Petal, Mississippi,

1. That the City establish local goals for MBE/WBE promotion.
2. That a goal of 20% MBE/WBE participation is hereby established by the City, thereby surpassing the goal set by the State of 15% MBE/WBE participation.
3. That the City will conduct two (2) publicized meetings for MBE/WBE businesses. These will be informative type meetings held one time during implementation and prior to letting any bids and one time during the progress of the project.

This the 3RD day of MAY, A.D., 1994.



Mayor

ATTEST:



City Clerk

EXHIBIT "E"

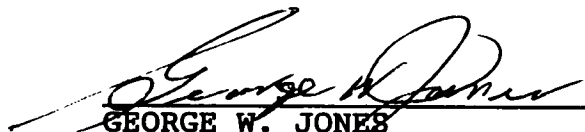
PETITION FOR APPEAL

TO: HONORABLE MAYOR AND BOARD OF ALDERMAN
CITY OF PETAL

RE: ZONING VARIANCE OF MARCH 4, 1994/NELL WHEAT

PLEASE TAKE NOTICE that George W. Jones and wife, Ava Nell Jones, desire an appeal of the Variance Committee of the City of Petal/Board of Zoning Appeals of that certain variance granted March 24, 1994 unto Nell Wheat of 15 Pine Knoll Drive, Petal, Mississippi as set forth and approved by minutes of said committee of the City of Petal dated March 24, 1994 as the same is contrary to the Zoning Ordinance of the City of Petal, Mississippi, the Laws of the State of Mississippi, Rules of Equity, and Building Restrictions and Protective Covenants of Pine Knoll Subdivision, and of the Mississippi Department of Cosmetology.

This the 29th day of March, 1994.



GEORGE W. JONES



AVA NELL JONES

3-29-94 9:20 AM

BY Mynda Sue Dargatzis, D.C.

EXHIBIT "E"

PETITION FOR APPEAL

TO: HONORABLE MAYOR AND BOARD OF ALDERMAN
CITY OF PETAL

RE: ZONING VARIANCE OF MARCH 4, 1994/NELL WHEAT

PLEASE TAKE NOTICE that William E. Bullock and wife, Minnie L. Bullock, desire an appeal of the Variance Committee of the City of Petal/Board of Zoning Appeals of that certain variance granted March 24, 1994 unto Nell Wheat of 15 Pine Knoll Drive, Petal, Mississippi as set forth and approved by minutes of said committee of the City of Petal dated March 24, 1994 as the same is contrary to the Zoning Ordinance of the City of Petal, Mississippi, the Laws of the State of Mississippi, Rules of Equity, and Building Restrictions and Protective Covenants of Pine Knoll Subdivision, and of the Mississippi Department of Cosmetology.

This the 31st day of March, 1994.

William E. Bullock
WILLIAM E. BULLOCK

Minnie L. Bullock
Minnie L. Bullock

FILED

3-31-94 3:50pm

CITY OF PETAL, MS.

BY Lynnda Sue Duggett, D.C.



Teltronic Communications, Inc.
1711 27th Street
Gulfport, Mississippi 39501
601-863-4930 FAX 601-863-4993



EXHIBIT V-F

City of Petal
Water Dept.

5/17/94

Attn: Jack Ray

Quota

1 ea L1475 remote with paging option E300

Price \$574.60

1 ea Labor to install in Petal, MS

Price \$412.00

\$1356.60

Jim Fuller



COMMERCIAL COMMUNICATIONS SERVICE
5211 Hwy 42
Hattiesburg, Mississippi 39401
(601)584-6396 or (601)584-9026 • Fax (601)583-4455



EQUIPMENT PROPOSAL

PROPOSAL FOR:			COMMENTS		
CITY OF PETAL WATER DEPARTMENT PETAL, MS			REPLACEMENT REMOTE CONTROL UNIT WITH PAGING CAPABILITIES		
ITEM	QUANTITY	MODEL NUMBER	DESCRIPTION	UNIT PRICE	TOTAL
1	1ea	L1475	MOTOROLA COMMAND SERIES TONE REMOTE CONTROL		354.20
	1ea	E300	PAGING ENCODER OPTION		570.40
TERMS: _____ % down Net <u>30</u> days.			Total Equipment Cost	\$	924.60
Lease or installment purchase contract			Labor, Installation and Test	\$	75.00
\$ _____ per mo for _____ years			Tax	\$	N/C
Other _____			Total Purchase	\$	999.60
Proposal valid for <u>30</u> days			Frequency Coord./License	\$	
Prepared by: <u>DAVID BOWLES David Bowles</u>			Total	\$	
Date: <u>4-28-94</u>			Less Down Payment	\$	
Accepted by: _____			Amount Due	\$	

EXHIBIT "G"

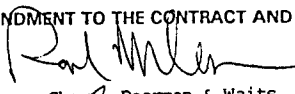
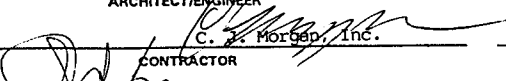
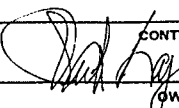
CONTRACT CHANGE ORDER

OWNER: City of Petal, MS
 CONTRACTOR: C. J. Morgan, Inc.
 DATE: May 3, 1994 LOAN NUMBER: SRF-C280 770-010
 CHANGE ORDER NUMBER: One CONTRACT NUMBER: One
 PROJECT NAME: Wastewater Collection Addition
 REASON FOR CHANGE: SEE ATTACHED

YOU ARE HEREBY REQUESTED TO COMPLY WITH THE FOLLOWING CHANGES FROM THE CONTRACT PLANS, SPECIFICATIONS AND CONTRACT DOCUMENTS: (USE ADDITIONAL SHEETS IF REQUIRED)

ITEM NO.	DESCRIPTION OF CHANGE(S) (QUANTITIES, ETC.)	UNIT COST	TOTAL CONTRACT	TOTAL ELIGIBLE COST
34	Provide 230 V in lieu of 480 V	250.00	250.00	250.00
35	Provide 1 Phase pumps in lieu of 3 Phase pumps	2472.00	2,472.00	2,472.00
36	Provide 1 Phase pumps in lieu of 3 Phase pumps	2472.00	2,472.00	2,472.00
TOTAL CONTRACT CHANGE			5,194.00	5,194.00
			TOTAL	TOTAL ELIGIBLE
ORIGINAL CONTRACT AMOUNT:			\$ 625,629	\$ 625,629.00
CURRENT CONTRACT AMOUNT:			\$ 625,629	\$ 625,629.00
THIS CONTRACT CHANGE:			(+) \$ 5,194	(+) \$ 5,194.00
REVISED CONTRACT AMOUNT:			\$ 630,823	\$ 630,823.00
CURRENT CONTRACT COMPLETION DATE:			09/13/94	09/13/94
TIME EXTENSION REQUIRED BY CHANGE:			N/A	N/A
REVISED CONTRACT COMPLETION DATE:			09/13/94	09/13/94

THIS DOCUMENT SHALL BECOME AN AMENDMENT TO THE CONTRACT AND ALL PROVISIONS OF THE CONTRACT WILL APPLY.

RECOMMENDED BY:  Shows, Dearman & Waits, Inc. 5-25-94
ARCHITECT/ENGINEER DATE
 ACCEPTED BY:  C. J. Morgan, Inc. 5-26-94
CONTRACTOR DATE
 APPROVED BY:  City of Petal, MS 5-26-94
OWNER DATE

ATTACHMENT

Since both lift stations 3 and 4 (items 35 and 36) had 3 HP pumps, Mississippi Power Company said the load did not justify the installation of 3-phase. Therefore, the negotiation of single phase was carried out with the pump manufacturer and contractor to arrive at \$2,472.00 per lift station. And at lift station 2, 480 volts was not available, and the \$250.00 was arrived at the same way.

EXHIBIT "H"

**LIST OF SURPLUS PROPERTY
AUCTION MAY 21, 1994**

STREET DEPARTMENT

- 1) AEROSAL FOGGER - LECO 120 MFG I.D. 6827K81

POLICE DEPARTMENT

- 1) 1985 TOYOTA TRUCK VIN# JT4RN55R8F0100658 (UNIT #10)
- 2) 1989 FORD CROWN VIC VIN# 2FABP72GXKX199705
- 3) 1989 FORD CROWN VIC VIN# 2FABP72GXKX199706

FINANCIAL

- 1) 1987 FORD CROWN VIC VIN# 2FABP72G5HX191845
- 2) 4 DESK CHAIRS (# 034, 038, 115 & 110)

FIRE DEPARTMENT

- 1) SWIVEL ROCKER
- 2) 10 WOODEN DINETTE CHAIRS
- 3) 2 BLUE SOFAS
- 4) BLUE RECLINER

EXHIBIT "I"



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 28th day of April, 19 94 between
City of Petal

of Petal, MS, 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.

As Per Your List.

The auction is to be held at 6657 Highway 49 Hattiesburg, MS

on the 21 day of May, 19 94. 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 convenants 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>	<u>_____</u>	<u>_____</u>	<u>_____</u>
<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>
<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</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:	<u>10%</u>
Clerk's Fee:	<u>-0-</u>
Cashier's Fee:	<u>-0-</u>
Other Personnel:	<u>-0-</u>
Advertising:	<u>-0-</u>
Other:	<u>-0-</u>

(x) *Travis C. Daniel*
(Seller's Signature) *City Clerk*
119 WEST 8TH AVENUE
(Seller's Address) 39465
(601) 545-1716
(Seller's Telephone)

(x) *[Signature]*
(Auctioneer's Signature)

Pobox 333, Petal, MS 601-261-0004
(Auctioneer's Address) (Telephone)

EXHIBIT "J"

South Mississippi Chemical & Supply

2305 W. 4th Street
Hattiesburg, MS 39401
Ph. 544-8010

City of Petal
FAX # 545-6685

ATTN: Ralph

Quote on a Regal Chlorinator
Single Unit Complete including ejector.

Price: \$1,433.33

Thank you.

Ray Davis

South Miss. Chemical 8/4/94

COAST CHLORINATOR
& PUMP CO., INC.
P.O. Box 8338
14513 Lemoine Blvd
BILOXI, MISSISSIPPI 39532
(601) 392-2085

QUOTATION

8392

PLEASE INDICATE THE ABOVE NUMBER WHEN ORDERING

TO: PETAL WATER DEPARTMENT
Attn: Mr. Ralph Ellenon
Petal, MS

QUOTATION DATE	5-03 94	AN EMPERSON	Steve Wittmann
QUOTATION NUMBER		PHONE NUMBER	(601) 544-6982
		FAX NUMBER	(601) 545-6685

ESTIMATED SHIPPING DATE	SHIPPED VIA	F.O.B.	TERMS	AMOUNT
One Week	Factory	Petal, MS	Net 30 Days	
QUANTITY	DESCRIPTION	PRICE	AMOUNT	
1 ea.	Regal Model 210 Gas Chlorinator, 25#/day, complete with low pressure ejector assembly. Standard nozzle			\$ 1,355.00

WE ARE PLEASED TO SUBMIT THE ABOVE QUOTATION FOR YOUR CONSIDERATION. SHOULD YOU PLACE AN ORDER, BE ASSURED IT WILL RECEIVE OUR PROMPT ATTENTION. THIS QUOTATION IS SUBJECT TO THE CONDITIONS PRINTED ON REVERSE SIDE, AND IS VALID FOR 30 DAYS. THEREAFTER IT IS SUBJECT TO CHANGE WITHOUT NOTICE.

BY: Stephen D. Wittmann ACCEPTED _____ DATE _____

SIGN AND RETURN YELLOW ACCEPTANCE COPY WHEN ORDERING

Thank You!