

BE IT REMEMBERED THAT THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI MET IN REGULAR SESSION ON TUESDAY, NOVEMBER 15, 1994 AT 7:00 P.M. IN THE BOARD ROOM OF SAID CITY.

THOSE PRESENT

MAYOR JACK GAY

ALDERMEN

RAYMOND C. BRANDLE
WILLIAM H. CAMPBELL
REUBEN CLEPPER
LEROY SCOTT
SHELBY TIMS

OTHERS PRESENT

LYNDA SUE DOGGETT
BILLY W MURPHY
AUBRA EVANS
JERRY CROWE
ANN YOUNG
LESLEY LEE
BUDDY MYRICK

CUB SCOUT PACK # 24 &
LEADER

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

THE INVOCATION WAS OFFERED BY ALDERMAN LEROY SCOTT.

THE PLEDGE OF ALLEGIANCE WAS RECITED.

WHEREAS, ALDERMAN RAY BRANDLE MADE A MOTION TO APPROVE THE MINUTES OF THE NOVEMBER 1, 1994 MEETING AS WRITTEN. ALDERMAN WILLIAM H. CAMPBELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY CALLED FOR PUBLIC COMMENT. FORMER ALDERMAN JERRY CROWE WAS PRESENT AND DISCUSSED MATTERS CONCERNING POSSIBLE ANNEXATION, SUBDIVISION ORDINANCE CHANGES, AND POSSIBILITY OF PASSING AN ORDINANCE PERTAINING TO CITY OFFICIALS' SALARIES. NO ACTION WAS TAKEN ON THESE MATTERS AT THIS TIME.

WHEREAS, THE HOUR OF 7:00 P.M. HAVING ARRIVED, THE MAYOR AND BOARD OF ALDERMEN PROCEEDED TO PUBLICLY OPEN AND READ THE SEALED BIDS FOR FURNISHING AND INSTALLING APPROXIMATELY 400 L.F. OF HIGHWAY GUARDRAIL ON OLD RICHTON ROAD. ONLY ONE BID WAS RECEIVED, WHICH IS AS FOLLOWS:

ATWOOD FENCE CO., INC
P O BOX 565
KOSCIUSKO, MS 39090

W/6' STEEL POSTS AND BLOCKS MOUNTED 6'3" ON CENTER @	PER FT \$ 12.00
2 TYPE 11 CABLE ANCHORS @	EA \$ 500.00
2 TYPE 1 CABLE ANCHOR @	EA \$ 300.00

TOTAL BID PRICE BASED ON (APPROXIMATELY) 400 L.F. OF
GALVANIZED GUARDRAIL W/APPROPRIATE END SECTIONS

TOTAL \$ 6400.00

THEREUPON, ALDERMAN LEROY SCOTT MADE A MOTION TO ACCEPT THE
BID OF ATWOOD FENCE CO., INC. ALDERMAN SHELBY TIMS SECONDED THE
MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

FIRE CHIEF AUBRA EVANS PRESENTED FIVE WRITTEN QUOTATIONS FOR
THE FOLLOWING:

1. NEW FIRE HOSE 3" 30 SECTIONS 1500 FT POLY 3 PLY
2. DASH MOUNT EMERGENCY LIGHT LOW PROFILE RED & CLEAR LENS
4 1/2"H X 11 7/8"W X 5 1/4"D STROBE TYPE
3. PASS UNITS WITH HEAT SENSOR THAT MEET NFPA 1500
4. NEW AXES FOR FIRE TRUCKS, FLAT HEAD
PICK HEAD X 3 WITH FIBERGLASS HANDLES
5. 4 ZIP-NUTS 2 1/2" NHM X 2 1/2" NHF ADAPTERS
6. NEW SALVAGE COVERS X 2 12 X 18
7. 4 ULTRA SCBA'S MSA # 801295 STATE CONTRACT
5-340-03657

SEE EXHIBIT "A"

DAVID'S FIRE EQUIPMENT
6613 JOHN HARDON
CABOT, ARKANSAS 72023

NORTH ALABAMA FIRE EQUIPMENT CO.
1515 W. MOULTON STREET
DECATUR, AL 35601

CASCO INDUSTRIES, INC.
P O BOX 8007
SHREVEPORT, LA 71148

TUPELO FIRE EQUIPMENT CO
2812 CLIFF GOOKIN BLVD
TUPELO, MS 38801

DAY FIRE EQUIPMENT, INC.
P O BOX 41
CLARKSDALE, MS 38614

THEREUPON, ALDERMAN RAYMOND BRANDLE MADE A MOTION TO
AUTHORIZE THE ACCEPTANCE OF THE LOWEST AND BEST QUOTE, WHICH WAS
THAT OF DAVID'S FIRE EQUIPMENT FOR THE FIRE EQUIPMENT. ALDERMAN
LEROY SCOTT SECONDED THE MOTION .

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

MR LESLIE LEE, REPRESENTING THE PETAL BOOSTER CLUB, PRESENTED A PROPOSAL CONCERNING AN ADVERTISEMENT ON A NEW SCOREBOARD TO BE LOCATED AT THE CITY PARK. THE TOTAL APPROXIMATE COST OF THE SCOREBOARD WILL BE \$10,000. THE CITY OF PETAL IS REQUESTED TO PURCHASE AN ADVERTISEMENT IN THE AMOUNT OF \$1,000.00. SOME OF THE OTHER BUSINESSES PARTICIPATING WILL BE BANK OF MISSISSIPPI AND HATTIESBURG COCA COLA BOTTLING CO. BANK OF MISSISSIPPI HAS REQUESTED THE OPPORTUNITY TO RESERVE THE RIGHT TO REPLACE THEIR PANEL AT THEIR OWN EXPENSE, IF AT SOME TIME IN THE FUTURE THEIR NAME OF THE BANK WERE TO CHANGE. AFTER CAREFUL CONSIDERATION, ALDERMAN RAYMOND BRANDLE MADE A MOTION TO AUTHORIZE THE PAYMENT OF \$1,000.00 FOR AN ADVERTISEMENT FOR THE CITY OF PETAL AND TO GRANT PERMISSION TO BANK OF MISSISSIPPI TO REPLACE THEIR PANEL IN THE FUTURE, IF THE NEED ARISES, AT THEIR OWN EXPENSE. ALDERMAN REUBEN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

THERE NEXT CAME ON FOR CONSIDERATION THE POSSIBILITY OF ADVERTISING FOR BIDS FOR ADDITIONAL DEPOSITORIES FOR THE PRIVILEGE OF KEEPING FUNDS FOR THE CITY OF PETAL FOR THE PERIOD BEGINNING DECEMBER 6, 1994 UNTIL THE FIRST MONDAY OF JANUARY, A.D., 1996. AFTER CAREFUL CONSIDERATION, ALDERMAN LEROY SCOTT MADE A MOTION TO ADVERTISE FOR BIDS FOR ADDITIONAL DEPOSITORIES FOR SAID PERIOD. ALDERMAN RAYMOND BRANDLE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

CHIEF OF POLICE BILLY WAYNE MURPHY DISCUSSED THE POSSIBILITY OF PURCHASING TWO NEW RADAR UNITS FOR THE PETAL POLICE DEPARTMENT. HE PRESENTED TWO WRITTEN QUOTES FROM THE FOLLOWING:

GALL'S INC.
2470 PALUMBO DRIVE
LEXINGTON, KY 40555-4306

LEO69 GENESIS RADAR UNIT	QTY-2	\$1,499.99 EA	\$2,999.98
FOB ORIGIN - SHIPPING & HANDLING			20.00
	TOTAL	-----	\$3,019.98

DECATUR ELECTRONICS, INC.
PH: 1-800-428-4315

	2-5 UNITS
GENESIS-K (SINGLE ANTENNA)	\$1,395.00
GENESIS-KDB (DBL ANTENNA)	1,883.00
GENESIS-RK (SINGLE)	1,595.00
GENESIS-RKDB (DOUBLE)	2,083.00
GENESIS-HHS (HAND HELD)	935.00

THERE IS A \$15.00 SHIPPING AND HANDLING FEE PER UNIT AND EACH UNIT WILL HAVE A FULL 2 YEAR WARRANTY. WE WILL ACCEPT ONE TRADE-IN FOR EACH NEW UNIT PURCHASED. WE OFFER \$125.00 FOR ANY UNIT, WORKING OR NOT, INCLUDING OTHER BRANDS.

AFTER CAREFUL CONSIDERATION, ALDERMAN REUBEN CLEPPER MADE A MOTION TO ACCEPT THE LOW BID OF DECATUR ELECTRONICS, INC FOR SAID RADAR EQUIPMENT. ALDERMAN SHELBY TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

CHIEF BILLY WAYNE MURPHY PRESENTED THE MAYOR AND BOARD OF ALDERMEN WITH A REQUEST FOR THE FOLLOWING RADAR GUNS TO BE DECLARED SURPLUS PROPERTY:

ONE (1) SPEEDGUN 11
MAKE CMI
SERIAL # 15-001147
PETAL I.D.# 00807

ONE CMI SPEEDGUN 11
MAKE CMI
SERIAL # 15-001471
PETAL I.D. # UNK

ONE SPEEDGUN MAGNUM
MAKE CMI
SERIAL # 002845
PETAL I.D. # 00951

AFTER CAREFUL CONSIDERATION, ALDERMAN LEROY SCOTT MADE A MOTION TO DECLARE SAID RADAR GUNS AS SURPLUS PROPERTY. ALDERMAN SHELBY TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

CHIEF BILLY WAYNE MURPHY THEN REQUESTED PERMISSION TO TRADE-IN SAID SURPLUS PROPERTY RADAR GUNS ON THE NEW EQUIPMENT HE PLANS TO PURCHASE FROM THE ABOVE MENTIONED LOW BIDDER, DECATUR ELECTRONICS, INC. TWO OF SAID SURPLUS GUNS WILL NEED TO BE COMBINED INTO ONE, SINCE PARTS ARE MISSING ON BOTH. AFTER CAREFUL CONSIDERATION, ALDERMAN LEROY SCOTT MADE A MOTION TO AUTHORIZE THE TRADE-IN OF SAID EQUIPMENT ON THE NEW EQUIPMENT FOR A SUM OF \$125.00 EACH. ALDERMAN SHELBY TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

MAYOR GAY PRESENTED TO THE BOARD SOME SPECIAL CONDITIONS OUTLINED IN THE PETAL 1994 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR THEIR CONSIDERATION. THE FIRST MATTER TO BE PRESENTED WAS THE PROCUREMENT PROCEDURES FOR SAID CDBG PROJECT.

SEE EXHIBIT "B"

AFTER CAREFUL CONSIDERATION, ALDERMAN REUBEN CLEPPER MADE A MOTION TO APPROVE SAID PROCUREMENT PROCEDURES FOR THE CDBG PROJECT. ALDERMAN SHELBY TIMS SECONDED THE MOTION. THE MOTION HAVING BEEN PUT TO A ROLL CALL VOTE, THE RESULT WAS AS FOLLOWS:

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

THE MAYOR, UPON RECOMMENDATION OF NEEL-SCHAFFER, INC., NEXT PRESENTED FOR THE BOARD'S CONSIDERATION A RESOLUTION ESTABLISHING GOALS FOR MINORITY AND WOMEN OWNED BUSINESS PARTICIPATION IN THE IMPLEMENTATION OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

SEE EXHIBIT "C"

AFTER CAREFUL CONSIDERATION, ALDERMAN RAYMOND BRANDLE MADE A MOTION TO APPROVE SAID MBE - WBE RESOLUTION. ALDERMAN LEROY SCOTT SECONDED THE MOTION AND HAVING BEEN PUT TO A ROLL CALL VOTE, THE RESULT WAS AS FOLLOWS:

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

UPON RECOMMENDATION OF NEEL-SCHAFFER, INC., MAYOR GAY PRESENTED TO THE BOARD A FAIR HOUSING RESOLUTION FOR SAID CDBG PROJECT.

SEE EXHIBIT "D"

AFTER CAREFUL CONSIDERATION, ALDERMAN LEROY SCOTT MADE A MOTION TO APPROVE SAID FAIR HOUSING RESOLUTION FOR THE CDBG PROJECT AND ALDERMAN RAYMOND BRANDLE SECONDED THE MOTION. AFTER BEING PUT TO A ROLL CALL VOTE, THE RESULT WAS AS FOLLOWS:

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

MAYOR GAY NEXT PRESENTED AT THE RECOMMENDATION OF NEEL SCHAFFER, INC., A RESOLUTION ESTABLISHING A CODE OF STANDARDS OF CONDUCT FOR THE OFFICERS AND EMPLOYEES OF THE CITY OF PETAL.

SEE EXHIBIT "E"

AFTER CAREFUL CONSIDERATION, ALDERMAN SHELBY TIMS MADE A MOTION TO APPROVE THE CODE OF CONDUCT STANDARDS RESOLUTION FOR THE CDBG PROJECT. ALDERMAN RAYMOND BRANDLE SECONDED THE MOTION AND THE MOTION HAVING BEEN PUT TO A ROLL CALL VOTE, THE RESULT WAS AS FOLLOWS:

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

MAYOR GAY THEN PRESENTED FOR THE BOARD'S CONSIDERATION, A RESOLUTION ESTABLISHING AN EXCESSIVE FORCE POLICY FOR THE CITY OF PETAL CONCERNING THE CDBG PROJECT.

SEE EXHIBIT "F"

ALDERMAN RAYMOND BRANDLE MADE A MOTION TO APPROVE SAID EXCESSIVE FORCE POLICY RESOLUTION FOR THE CDBG PROJECT. ALDERMAN REUBEN CLEPPER SECONDED THE MOTION. THE MOTION HAVING BEEN PUT TO A ROLL CALL VOTE, THE RESULT WAS AS FOLLOWS:

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

THERE NEXT CAME ON FOR CONSIDERATION, A RESOLUTION ESTABLISHING A RESIDENTIAL ANTIDISPLACEMENT AND RELOCATION ASSISTANCE PLAN UNDER SECTION 104(D) OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED.

SEE EXHIBIT "G"

AFTER CAREFUL CONSIDERATION, ALDERMAN SHELBY TIMS MADE A MOTION TO APPROVE THE RESIDENTIAL ANTI-DISPLACEMENT PLAN FOR THE CDBG PROJECT. ALDERMAN RAYMOND BRANDLE SECONDED THE MOTION AND THE MOTION HAVING BEEN PUT TO A ROLL CALL VOTE, THE RESULT WAS AS FOLLOWS:

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

IN ACCORDANCE WITH PARAGRAPH 5(A) OF THE LABOR STANDARDS HANDBOOK (6500.3), THE CITY OF PETAL MUST MAKE A DESIGNATION TO ACT ON BEHALF AND FOR THE CITY TO ENSURE COMPLIANCE WITH ALL APPLICABLE LABOR STANDARD REQUIREMENTS RELATED TO THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, PROJECT NUMBER: 4-112-PF-01. AFTER CAREFUL CONSIDERATION, ALDERMAN LEROY SCOTT MADE A MOTION TO DESIGNATE NEEL-SCHAFFER, INC., PROJECT ADMINISTRATOR, AS THE LABOR STANDARDS OFFICER FOR THE CDBG PROJECT. ALDERMAN REUBEN CLEPPER SECONDED THE MOTION AND HAVING BEEN PUT TO A ROLL CALL VOTE, THE RESULT WAS AS FOLLOWS:

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING PROOFS OF PUBLICATION TO THE BOARD.

- (A) FLOODPLAIN EARLY PUBLIC NOTICE PUBLIC REVIEW OF FLOODPLAIN ACTION
- (B) NOTICE TO INTERESTED PARTIES - C.J. MORGAN CONST. CO
- (C) PUBLIC NOTICE - GLOVENIA S. MIMS
- (D) PUBLIC NOTICE - CHARLENE FAGAN
- (E) HOME INVESTMENT PARTNERSHIPS PROG. - FLOODPLAIN NOTICE
- (F) NOTICE TO BIDDERS - GUARDRAIL
- (G) NOTICE TO BIDDERS - GAS & DIESEL
- (H) ORDINANCE 1988 (73-E) MAYOR'S COMPENSATION

THEREUPON, ALDERMAN REUBEN CLEPPER MADE A MOTION THAT THE FOREGOING PROOFS 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 LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED FOR THE BOARD'S APPROVAL A GROUND LEASE FROM MARTHA MCKENZIE HAMILTON AND REQUESTED APPROVAL OF THE RENTAL PAYMENT REQUIRED TO BE PAID IN THE AMOUNT OF ONE THOUSAND (\$1,000.00) DOLLARS PER YEAR. AFTER CAREFUL CONSIDERATION, ALDERMAN RAYMOND BRANDLE MADE A MOTION TO APPROVE THE RENEWAL OF THE GROUND LEASE FOR MARTHA MCKENZIE HAMILTON AND TO AUTHORIZE THE PAYMENT OF THE RENTAL PAYMENT OF \$1,000.00. ALDERMAN LEROY SCOTT SECONDED THE MOTION.

SEE EXHIBIT "H"

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED FOR THE BOARD'S CONSIDERATION AN AMENDMENT CONTRACT BETWEEN THE CITY OF PETAL AND NEEL-SCHAFFER, INC. (CONSULTANT) FOR THE 1994 HOME PROGRAM, DESCRIBED AS AMENDMENT NUMBER 1.

SEE EXHIBIT "I"

ALDERMAN LEROY SCOTT MADE A MOTION TO APPROVE THE AMENDMENT NUMBER 1 FOR THE 1994 HOME PROGRAM FOR THE AGREEMENT FOR PROFESSIONAL SERVICES DATED JUNE 21, 1994 BETWEEN THE CITY OF PETAL AND NEEL-SCHAFFER, INC. ALDERMAN W. H. CAMPBELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED FOR THE BOARD'S CONSIDERATION A DOCUMENT WHICH SETS FORTH THE HOUSING REHABILITATION POLICIES AND PROCEDURES AND GUIDELINES FOR THE CITY OF PETAL 1994 HOME PROGRAM PROJECT.

SEE EXHIBIT "J"

AFTER CAREFUL CONSIDERATION, ALDERMAN LEROY SCOTT MADE A MOTION TO APPROVE THE REHABILITATION POLICIES, PROCEDURES AND GUIDELINES FOR THE CITY OF PETAL 1994 HOME PROGRAM PROJECT. ALDERMAN RAYMOND BRANDLE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

MAYOR GAY PRESENTED TO THE BOARD FOR THEIR CONSIDERATION, THE REVENUE & EXPENDITURES REPORT FOR THE MONTH OF OCTOBER.

THEREUPON, ALDERMAN LEROY SCOTT MADE A MOTION TO ACCEPT THE REVENUES AND EXPENDITURES REPORT FOR THE MONTH OF OCTOBER. ALDERMAN SHELBY TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF OCTOBER, 1994.

WHEREAS, MAYOR GAY PRESENTED FOR THE BOARD'S CONSIDERATION THE MINUTES OF THE PETAL TREE BOARD FOR THEIR MEETING HELD ON OCTOBER 3, 1994.

SEE EXHIBIT "K"

THEREUPON, ALDERMAN W. H. CAMPBELL MADE A MOTION TO ACCEPT SAID MINUTES AND RECORD SAME IN THE MINUTES OF THE MAYOR AND BOARD OF ALDERMEN. ALDERMAN SHELBY TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

MAYOR GAY PRESENTED QUOTES FOR CARPET FOR THE CITY OF PETAL BOARD ROOM FROM HATTIESBURG PAINT & DECORATING. ALDERMAN REUBEN CLEPPER MADE A MOTION TO TAKE SAID MATTER UNDER ADVISEMENT. ALDERMAN SHELBY TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

MAYOR GAY PRESENTED TO THE BOARD A REQUEST FROM CHIEF AUBRA EVANS FOR LT. JEFF GAY TO ATTEND THE M.S.F.A. FIRE APPARATUS DRIVER OPERATOR 1002 COURSE FROM JUNE 5 - 16, 1995 AT AN APPROXIMATE COST OF \$477.00. ALSO, A REQUEST FOR WILLIAM PAGE TO ATTEND THE M.S.F.A. INSTRUCTOR 1041-I-II COURSE TO BE HELD JUNE 19 - 30, 1995 AT AN ESTIMATED COST OF \$401.00. A REQUEST WAS ALSO MADE FOR CHIEF AUBRA EVANS AND ASSISTANT CHIEF WESLEY HUGH TO ATTEND THE MS FIRE CHIEFS MID WINTER CONFERENCE TO BE HELD IN VICKSBURG ON JANUARY 19 - 22, 1995. THE ESTIMATED COST FOR THE CHIEF WILL BE \$333.00 AND FOR THE ASST. CHIEF WILL BE \$187.00.

AFTER CAREFUL CONSIDERATION, ALDERMAN LEROY SCOTT MADE A MOTION TO APPROVE ALL OF THE ABOVE MENTIONED TRAVEL REQUESTS FOR THE FIRE DEPARTMENT. ALDERMAN REUBEN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

MAYOR GAY PRESENTED A REQUEST FROM GARY DAVIS, CHAIRMAN OF THE HOUSE & GROUNDS COMMITTEE OF THE PETAL-HARVEY BAPTIST CHURCH AT 600 SOUTH MAIN STREET IN PETAL ADVISING THAT THEY INTENDED TO MAKE THE HEARTWOOD ENTRANCE TO THEIR SOUTH PARKING LOT A LIMITED ACCESS ENTRANCE. THEY PLAN TO CONSTRUCT A BARRIER ACROSS SAID ENTRANCE THAT WILL BE USED ONLY DURING THEIR SERVICES. THIS HAS BEEN A SERIOUS SAFETY CONCERN OF THEIR CONGREGATION FOR QUITE SOME TIME. THE DRIVEWAY LEADING TO THE RESIDENCE AT 195 HEARTWOOD WILL NO LONGER BE UNDER THE CITY OF PETAL'S MAINTENANCE OBLIGATION.

AFTER CAREFUL CONSIDERATION, ALDERMAN REUBEN CLEPPER MADE A MOTION TO APPROVE SAID REQUEST TO RELEASE THE MAINTENANCE OF THE DRIVEWAY AT THE EAST END OF HEARTWOOD DRIVE TO PETAL HARVEY BAPTIST CHURCH. ALDERMAN SHELBY TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, ALDERMAN SHELBY TIMS MADE A MOTION TO CLEAR THE ROOM TO DETERMINE IF THERE IS A NEED FOR AN EXECUTIVE SESSION. ALDERMAN RAYMOND BRANDLE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, ALDERMAN SHELBY TIMS MADE A MOTION TO REOPEN THE MEETING. ALDERMAN LEROY SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO GO INTO AN EXECUTIVE SESSION TO DISCUSS PENDING LEGAL ACTION PERTAINING TO THE GARDEN PLACE SUBDIVISION. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, ALDERMAN REUBEN CLEPPER MADE A MOTION TO ADJOURN THE EXECUTIVE SESSION. ALDERMAN SHELBY TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

THERE WAS NO ACTION TAKEN WHILE IN EXECUTIVE SESSION.

THEREUPON, ALDERMAN REUBEN CLEPPER MADE A MOTION TO ADJOURN THE MEETING. ALDERMAN SHELBY TIMS SECONDED THE MOTION.


THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C BRANDLE
ALDERMAN W H CAMPBELL
ALDERMAN REUBEN CLEPPER
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE


THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN WAS ADJOURNED ON THIS, THE 15TH DAY OF NOVEMBER, A.D., 1994.



JACK GAY
MAYOR

(SEAL)

ATTEST:



LYNDA SUE DOGGETT
DEPUTY CITY CLERK

EXHIBIT "A"

10/24/1994 16:14 6016244772

DAY FIRE EQUIPMENT

PAGE 01

DAY FIRE EQUIPMENT, INC.

HWY. 322 - INDUSTRIAL PARK
POST OFFICE BOX 41
CLARKSDALE, MS 38614

(601)624-4772

1-800-748-8778

October 24, 1994

Petal Fire Dept.
102 Fairchild Dr.
Petal, MS 39465

Dear Sirs:

We are pleased to quote you the following prices on fire fighting equipment:

127.00 1500' X 3" Fire Hose, 800# Test, 100% Polyester, 50' Sections, 50
.....\$3,810.00

Whelen DM2S Dash Mount Emergency Light, Low Profile, Red & Clear
Lens, 4 1/2"H X 11 7/8"W X 5 1/4"D, Strobe Type...\$96.00 Each

~~New Light Bar...NO BID~~

Pal 5 Pass Units With Heat Sensor, NFPA Approved.....\$123.00 Each = 615.00

Three (3) Fiberglass Pick Head Axes....\$34.25 Each (\$102.75 Total)

Three (3) Fiberglass Flat Head Axes...\$31.25 Each (\$93.75 Total)

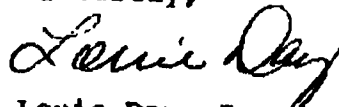
Four (4) Zip-Nut Adapters, 2 1/2"MNH X 2 1/2"FNH, Rigid...\$75.00 Each
(\$300.00 Total)

Two (2) 12 X 18 Salvage Covers....\$88.00 Each (\$176.00 Total)

Four (4) Ultra-Lite SCBA'S....NO BID

Our prices are FOB, Petal and delivery can be made in thirty to sixty days. Please let us know if we can be of any further service.

Sincerely,


Louie Day, Jr.

CITY OF PETAL

TO Petal Fire Department		10/27/94	Please indicate the number when ordering		003705
102 Fairchild Drive		YOUR INQUIRY DATE	TERMS		
Petal, MS 39405		EXHIBIT #	NET 30 Days		
Att: <i>Miles</i>		SALES PERSON	TO BE SHIPPED VIA		
		RC	UPS		
			P.O. NO.		
			P.O. DOLL.		
			XX		

HERE IS OUR QUOTATION ON THE GOODS NAMED, SUBJECT TO THE CONDITIONS NOTED:

CONDITIONS: The prices and terms of this quotation are not subject to verbal changes or other agreements unless approved in writing by the Home Office of the Seller. All quotations and agreements are contingent upon strikes, accidents, fires, availability of materials and all other causes beyond our control. Prices are based on costs and conditions existing on date of quotation and are subject to change by the Seller before final acceptance. Typographical and stenographic errors subject to correction. Purchaser agrees to accept either overage or shortage not in excess of ten percent to be charged for pro-rata. Purchaser assumes liability for patent or copyright infringement when goods are made to Purchaser's specifications. When quotation specifies material to be furnished by the purchaser, ample allowance must be made for reasonable spoilage and material must be of suitable quality to facilitate efficient production. Conditions not specifically stated herein shall be governed by established trade customs. Terms inconsistent with those stated herein which may appear on Purchaser's formal order will not be binding on the Seller.

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL PRICE
30 Sec	NFH-SA3050 Super Anchor 3" x 50' Section hose	\$136.00	\$4080.00
1	WHI-IM2S 2-light Dash Miser - Strobe	190.00	190.00
1	MSA- Firefly or Pal 5 units with heat sensor	118.00	118.00
1	CTL-C60P Fiberglass pick head axe	32.00 ea	32.00 ea
1	CTL-C60P Fiberglass flat head axe	28.00	28.00
1	ZIP-2525 2-1/2" x 2-1/2" adaptors	70.00	70.00
1	COS-12x18 Salvage Cover	90.00	90.00
1	MSA-01295 Ultra-lite SCBA	1500.00	1500.00

Form # POF113 © Wheeler Group Inc. 1992

QUOTE VALID FOR 45 DAYS.

Rose Caddenhead
Rose Caddenhead

QUOTATION

PLEASE INDICATE THE ABOVE NUMBER WHEN ORDERING

NORTH ALABAMA
FIRE EQUIP. CO.
1515 W. Moulton Street
DECATUR, ALABAMA 35601

Phone 353-7100

PETAL FIRE DEPT.

Petal, MS 39465

FAX (601) 545-6685

QUOTATION DATE 10-31-94	SALES PERSON Brian Oaks
INQUIRY DATE	INQUIRY NUMBER

QUANTITY	DESCRIPTION	PRICE	AMOUNT
30	3" x 50' White Polyester Fire Hose	139.00	4,170.00
	Dash Mount Light	NO BID	
	New Light Bar	NO BID	
	PASS Units with Heat Sensor	110.00	
	Flat head Fiberglass Handle Axe	22.50	
	Pick Head Fiberglass Handle Axe	25.40	
4	ZipNut, 2 1/2" M NH x 2 1/2" F NH Adapter	69.00	
2	Salvage Covers, 12 x 18, 10 oz. vinyl	96.00	
4	ISI MAGNUM SCBA	1425.00	

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 _____ DAYS. THEREAFTER IT IS SUBJECT TO CHANGE WITHOUT NOTICE.

Brian Oaks ACCEPTED _____ DATE _____



601-583-0791

Date 10-26-94

Petal Fire Dept. EXHIBIT "A"
 102 Fairchild DR
 Petal Ms. 39465
 Fax 601-583-6685

This is NOT an Order

QUANTITY	DESCRIPTION	
* 30	3" x 50' D.J. All Poly 800 lb Test	
	#118.50 section	\$3555.00
1	Whelen Dmas Red + Clear	\$96.00
<i>Call me about the dash light</i>		
<i>for the 5-1</i>		
5	P.A.S.S. Units Motion + Heat PALS	\$105.00 EA. \$525.00
3	Pick Head Axes Fiber Glass	\$30.00 EA.
3	Flat Head Axes Fiber Glass	\$26.00 EA.
2	Salvage Covers 12x18	\$87.50 EA. \$175.00
* 4	J.S.J. #101150005	\$1420.00 EA.
<i>* Free Freight</i>		

Vendor's Signature

David L. Sledge

PETAL FIRE DEPARTMENT
 102 FAIRCCHILD DR.
 PETAL MS. 39465 601-583-0991
 FAX # 601-546-6085

PLEASE SUBMIT QUOTES ON THIS EQUIPMENT:

- NEW FIRE HOSE 3" 30 SECTIONS 1500 FT. POLY 3 PLY. \$135.40 each *\$4,062.00*
- DASH MOUNT EMERGENCY LIGHT LOW PROFILE RED & CLEAR LENS
- 1 1/2" H X 11 7/8" V X 5 1/4" D STROBE TYPE KHATT Pro Duplex \$215.00
- NEW LIGHT BAR FOR PA-300 STROBE 54" LOW PROFILE RED & CLEAR LENS WITH 2 CENTER 100 W SPEAKERS FOR A PA-300 *NEED MORE INFORMATION*
- PASS UNITS WITH HEAT SENSOR THAT MEET NFPA 1500 MSA \$226.00
- NEW AXES FOR FIRE TRUCKS, FLAT HEAD 24.95 ea
- PICK HEAD X 3 WITH FIBERGLASS HANDLES 26.95 ea
- 4 ZIP-RUTS 2 1/2" BHM X 2 1/2" RHIF ADAPTERS 54.00 each *\$216.00*
- 2 1/2" female zip swivel x 2 1/2" male rigid \$87.60 *\$350.40*
- NEW SALVAGE COVERS X 2 12 X 18 1349.80 each *\$2699.60*
- 4 UTRELA-LITE SCBA'S MSA # 801295

If we can be of further service please call us at 800-426-7842

TUPELO FIRE EQUIPMENT, INC.
 2512 CHI Good Rd., Tupelo, MS 38801
 1-800-426-7842

Barbara Merritt
 Net 30
 Job Shipping Point

The City of Petal will use the procedures outlined below in the procurement of third party contracts for all Community Development Block Grant funded projects:

Professional Services Contracts

Solicitation Process:

1. Advertise one (1) time in a newspaper of general circulation in the legal section of the paper. Notice must be in the paper at least seven (7) working days prior to receiving proposals.
2. Send notices by certified mail to two (2) MBE or WBE companies or businesses that specialize in the service required.
3. Send a letter along with a copy of the advertisement to the Mississippi Procurement Center in Gulfport, Mississippi.

Selection Process:

1. The chief elected official will appoint a selection committee consisting of at least three members. Committee members may include the appointing officer, elected members of the governing body, and/or employees of the governmental unit (salaried, hourly, or contractual types). The committee membership will be presented to the governing body for approval. This committee shall review proposals according to the selection factors contained in the Information to the Bidders. Each committee member will complete a rating sheet and assign points based on the review of the proposal. Rating sheets will be tallied and scores ranked in order of highest to the lowest. The committee will then present the ranking to the governing body and recommend that the highest ranked proposal be accepted and approved.

If the rating process should result in a tie between two or more proposals, the committee shall recommend that those professionals be interviewed by the governing body and a selection made after such interviews. This selection shall be confirmed by a majority vote of the governing body.

2. In the case where the City receives only one (1) proposal for the identified service, no rating is necessary if the City determines the bidder to be qualified to do the work and the solicitation requirements identified were met.
3. After the rating is complete, the City will request a contract from the selected consultant. The contract request will include a requirement that the contractor submit with the

contract a letter or statement justifying the proposed costs of said services. If the justification is determined acceptable and fair and all environmental conditions are cleared, the City will execute a contract with the consultant.

Construction Contracts over \$10,000

Solicitation Process:

1. Advertise two (2) times in a newspaper of general circulation in the legal section of the paper. Bids can be received fifteen (15) working days after the publication of the second advertisement. National and State holidays do not count as a working day.
2. Same as #2 above.
3. Same as #3 above.

Selection Process:

1. Bids will be received by the City and turned over to the project engineer or architect who will review the bids and offer a recommendation to the Board.
2. Prior to contract award, the City will request clearance from DECD, Community Services Division, on the recommended contractor.

Contracts for Equipment, Supplies, and Materials

Solicitation Process:

1. Advertise two (2) times in a newspaper of general circulation in the legal section of the paper. Bids can be received seven (7) working days after the publication of the second advertisement. National and State holidays do not count as a working day.
2. Same as #2 above.
3. Same as #3 above.

Selection Process:

1. Same process as contracts for construction in excess of \$10,000.

Appeals:

The City will not accept any appeals to the final selection unless it is clearly demonstrated that it failed to fully comply with the above described solicitation and selection processes.

The aforesaid Procurement Procedure were moved for adoption by Alderman Clepper and seconded by Alderman Tims and same being put to a roll call vote, the result as follows:

Ayes: All
Nays: None
Abstaining: None
Absent: None

The motion having received an affirmative majority vote, the Mayor declared the motion carried and the plan adopted this the 15th day of November, 1994.



Mayor

Attest:



City Clerk

EXHIBIT "C"

**RESOLUTION ESTABLISHING GOALS FOR MINORITY AND WOMEN OWNED
BUSINESS PARTICIPATION IN THE IMPLEMENTATION OF THE CDBG
PROGRAM**

WHEREAS, the City of Petal has received approval of a Community Development Block Grant from the Mississippi Department of Economic and Community Development, Division of Community Services; and,

WHEREAS, one of the requirements of the CDBG program is that the City establish goals for MBE/WBE participation in the implementation of this CDBG Project; and,

NOW THEREFORE BE IT RESOLVED, that the City of Petal adopts the goal of 10% participation by MBE's and 5% participation by WBE's in the implementation of its CDBG project.

The aforesaid resolution was moved for adoption by Alderman Brandle and seconded by Alderman Scott and same being put to a roll call vote, the results as follows:

Ayes: All
Nays: None
Abstaining: None
Absent: None

The motion having received an affirmative majority vote, the Mayor declared the motion carried and the resolution adopted this the 15th day of November, 1994.

ATTEST:

Lynda Sue Dozgett
City Clerk

[Signature]
Mayor

EXHIBIT "D"

PETAL, MISSISSIPPI
FAIR HOUSING PLAN

In an effort to promote fair housing in Petal, the Board of Alderman will implement the following:

1. Provide information on housing programs available for persons from low and moderate income families. Persons contacting the City will be directed to the Regional Housing programs that may become available.
2. Participation in the Section 8 Existing Housing Program via the Regional Housing Authority.
3. Encourage local developers to further fair housing in the City.

Motion that the foregoing plan be adopted was made by Alderman Scott
and seconded by Alderman Brandle. The roll call vote was as follows:

Ayes: All
Nays: None
Abstaining: None
Absent: None

Adopted this the 15th day of Nov., 1994.

ATTEST:

Luzinda Sue Doggett
Dep. City Clerk

[Signature]
Mayor

RESOLUTION ESTABLISHING A CODE OF
STANDARDS OF CONDUCT FOR THE OFFICERS AND
EMPLOYEES OF PETAL, MISSISSIPPI
CITY OF PETAL, MISSISSIPPI
MINUTE BOOK 14

EXHIBIT "E"

WHEREAS, grant agreements with the State of Mississippi for participation in the Community Development Block Grant Program require that the City establish a Code of Conduct which shall apply to all the officers and employees of the City and which shall govern their performance in all matters relating to the City; and,

WHEREAS, the City desires to comply with this requirement in respect to ongoing CDBG grants and any future grants.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen that the following shall constitute a Code of Standards of Conduct which shall apply to all the officers and employees of Petal, Mississippi, and which shall govern their performance in all matters relating to the City.

No employee, officer or agent of the City shall participate in the selection or in the award of administration of a contract supported by any municipal funds (or by federal funds) if a conflict of interest, real or apparent, would be involved. A conflict of interest would arise when the employee, officer or agent, any member of his immediate family, his partner, or any organization which employs or is about to employ any of them, has a financial or other interest in the firm selected for award.

No employee, officer or agent of the City shall solicit or accept any gratuity, favor, or anything of monetary value from any contractor, potential contractor, or provider of any goods or services to the City.

No employee, officer or agent of the City or the spouse, minor child, business associate or partner shall obtain any direct or indirect interest in any contract, subcontract or agreement with the City, or for a period of one (1) year after leaving any position with the City.

All the aforesaid prohibitions shall specifically apply, but shall not be limited in their application, to any expenditure of funds received under the Community Development Block Grant Program or any program financed in whole or in part by any federal or state funds.

Motion that the foregoing Code of Conduct be adopted was made by Alderman
Tims and seconded by Alderman Brandle. The roll call vote as follows:

Ayes:	<u>A11</u>
Nays:	<u>None</u>
Abstaining:	<u>None</u>
Absent:	<u>None</u>

Adopted the 15th day of Nov., 1994.

ATTEST:

Lynda Sue Doygett
Dep. City Clerk

[Signature]
Mayor

EXHIBIT "F"

RESOLUTION ESTABLISHING AN EXCESSIVE FORCE POLICY
FOR THE CITY OF PETAL

WHEREAS, the City of Petal, Mississippi has received approval of a Community Development Block Grant from the Department of Economic and Community Development, Division of Community Services for certain sewer improvements; and

WHEREAS, grant assurances, specifically Assurance (k) contained in the Grant Agreement between the State of Mississippi and the City of Petal requires that the City comply with Public Law 101-144 by adopting and enforcing a policy in respect to this law; and

WHEREAS, the City has not adopted an official policy in respect to provisions of Public Law 101-144; and

NOW, THEREFORE BE IT RESOLVED, that it is policy of the City of Petal to prohibit the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations, and enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstration within its jurisdiction.

The aforesaid resolution was moved for adoption by Alderman Brandle and seconded by Alderman Clepper and same being put to a roll call vote, the results as follows:

Ayes: All
Nays: None
Abstaining: None
Absent: None

The motion having received an affirmative majority vote, the Mayor declared the motion carried and the Resolution adopted this the 15th day of November, 1994

ATTEST:

Luzinda Sue Hoggett
Dep. City Clerk

[Signature]
Mayor

EXHIBIT "G"

RESOLUTION ESTABLISHING A RESIDENTIAL ANTIDISPLACEMENT AND
RELOCATION ASSISTANCE PLAN UNDER SECTION 104(D) OF THE HOUSING
AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED

WHEREAS, the grant agreement with the State of Mississippi for participation in the Community Development Block Grant Program requires that the City adopt an antidisplacement and relocation assistance plan; and,

WHEREAS, the City of Petal desires to comply with this requirement in respect to current and future grants received under the Community Development Block Grant Program.

NOW, THEREFORE, BE IT RESOLVED by the Board of Aldermen that the following shall constitute the Antidisplacement and Relocation Assistance Plan for the City of Petal.

The City of Petal will replace all occupied and vacant occupiable low/moderate income dwelling units demolished or converted to a use other than as low/moderate income housing as a direct result of activities assisted with funds provided under the Housing and Community Development Act of 1974, as amended, as described in 24 CFR 570.606(b)(1).

All replacement housing will be provided within three years of the commencement of the demolition or rehabilitation relating to conversion. Before obligating or expending funds that will directly result in such demolition or conversion, the City of Petal will make public and submit to the Mississippi Department of Economic and Community Development the following information in writing:

1. A description of the proposed assisted activity;
2. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be demolished or converted to a use other than as low/moderate income dwelling units as a direct result of the assisted activity;
3. A time schedule for the commencement and completion of the demolition or conversion;
4. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be provided as replacement dwelling units; and
5. The source of funding and a time schedule for the provision of replacement dwelling units; and
6. The basis for concluding that such replacement dwelling unit will remain a low/moderate income dwelling unit for at least 10 years from the date of initial occupancy.

The City of Petal will provide relocation assistance, as described in 570.606(2), to each low/moderate income household displaced by the demolition of housing or by the conversion of a low/moderate income dwelling to another use as a direct result of

Consistent with the City of Petal goals and objectives of activities assisted under the Act, the City of Petal will take the following steps to minimize the displacement of persons from their homes:

1. Evaluation of activity to determine that no alternative solution/location exists that would allow the occupant to remain in their home (site change or relocation proposed improvement converting public facilities improvements, right-of-ways, easements, etc.)
2. Determination that a dwelling considered under an Acquisition/Relocation Housing Program not be rehabilitable according to the City Representative.

The Residential Antidisplacement and Relocation Assistance Plan and supporting documents are on file and will be made public by posting and/or by publication in the local paper the notice as follows:

The City of Petal has on file for public viewing a Residential Antidisplacement and Relocation Assistance Plan under Section 104(d) of the Housing and Community Development Act of 1974, as Amended. This plan affirms that the City of Petal will replace all occupied and vacant occupiable low/moderate-income dwelling units demolished or converted to a use other than as low/moderate-income housing as a result of activities assisted with funds provided under the Housing and Community Development Act of 1974, as amended, as described in 24 CFR 570.606(b)(1). Individuals wishing to view this information may do so during regular office hours at City Hall.

This notification is respectfully submitted by the City of Petal to affirm that the above requirements have been met and that obligating or expending funds that will result in such demolition or conversion of low/moderate income dwelling units to a use other than low/moderate income dwelling units and their replacement thereof shall now commence.

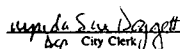
The aforesaid Residential Antidisplacement and Relocation Assistance Plan was moved for adoption by Aldermen Ting and seconded by Alderman Brandle and the same being put to a roll call vote, the result as follows:

Ayes: All
Nays: None
Abstaining: None
Absent: None

The motion having received an affirmative majority vote, the Mayor declared the motion carried and the plan adopted this the 15th day of November, 1994.


Mayor

ATTEST:


City Clerk

FOR AND IN CONSIDERATION of the mutual promises, covenants, and conditions set forth herein the undersigned Martha McKenzie Hamilton does hereby agree to let, demise, and lease the following described real property to the City of Petal, Mississippi, the legal description of which is as follows:

BEG 630 FT W NEC NE 1/4 SE 1/4 W 395 FT S
295 FT W 295 FT TO RD SELY ALG RD 956 FT TO
CENTER CORINTH RD NELY ALG RD 440 FT N 1026
FT TO BEG S .036 T .05N R13W FORREST COUNTY,
MISSISSIPPI

TERM: The term of this Lease is for one year, beginning October 1, 1994.


ANNUAL RENTAL: The rental payment required to be paid by the City of Petal, Lessee, to Martha Hamilton, Lessor, is the sum of One Thousand (\$1,000.00) per year, to be paid on or before October 1, 1994, and on a like date for any renewals or extensions thereof.

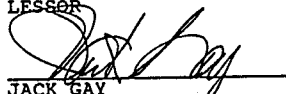
RENEWALS OR EXTENSIONS: Lessee, City of Petal, is hereby granted an option to renew this Lease on an annual basis, by giving to the Lessor, notice thirty (30) days prior to the termination of any yearly term advising of its intention to renew the Lease.

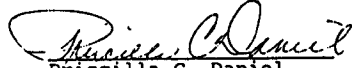
CANCELLATION: Lessor, Martha McKenzie Hamilton, reserve the right to cancel the lease at any time during its original term or renewal term, by giving to the Lessee City of Petal, thirty (30) days written notice. Annual rentals on a prorata basis.

IMPROVEMENTS: Lessee, the City of Petal, has the right to construct on the leased premises any improvements, and to remove any improvements or structures from the leased premises upon the termination or cancellation of this Lease.

WITNESS THE SIGNATURES OF THE PARTIES ON THIS, THE 2nd DAY OF NOV, A.D., 1994.


MARTHA MCKENZIE HAMILTON
LESSOR


JACK GAY
MAYOR CITY OF PETAL
LESSEE

ATTEST:

Priscilla C. Daniel
City Clerk

STATE OF MISSISSIPPI
COUNTY OF FORREST

Personally came and appeared before me, the undersigned authority, in and for the state and county aforesaid, Martha McKenzie Hamilton, who stated that she executed and delivered the above and foregoing instruments as her free and voluntary act and deed, on the day and date therein set forth.

THIS, the 2nd day of November
A.D., 1994.

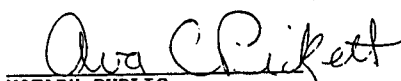

NOTARY PUBLIC

EXHIBIT "I"

AMENDMENT NUMBER 1

The Agreement for Professional Services dated June 21, 1994, between the City of Petal (OWNER) and Neel-Schaffer, Inc., (CONSULTANT) is hereby amended as follows:

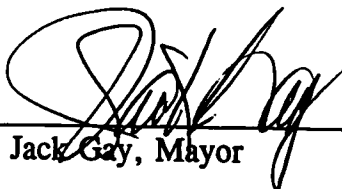
The original contract price is amended to reflect the budget as approved by the Department of Economic and Community Development which indicates \$4,000.00 Application Preparation, \$10,000 General Administration, and \$28,350.00 Housing Administration (Inspections, Work Write-Ups, and Cost Estimates for approximately 20 units). Refer to amended Exhibit C which is attached.

IN WITNESS WHEREOF, the parties hereto have made and executed this Amendment on this the 15th day of November, 1994.

OWNER: CITY OF PETAL

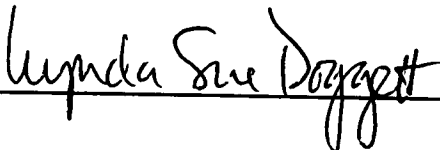
CONSULTANT: NEEL-SCHAFFER, INC.

By: _____


Jack Gay, Mayor

By: _____

Attest: _____



Attest: _____

EXHIBIT "J"

HOME PROGRAM

Rehabilitation Policies, Procedures and Guidelines
The City of Petal

1.0 Purpose and Intent

With this adopted document the City of Petal hereby sets forth the housing rehabilitation policies and procedures and guidelines. The purpose of this document is to establish guidelines by which persons may obtain housing rehabilitation assistance. This project is under the Department of Economic and Community Development/Community Services Division's HOME Program.

The City will contract with a grant administrator to provide housing rehabilitation services as follows:

- a. Assist in conducting family surveys.
- b. Assist in determining eligibility.
- c. Develop work write-ups.
- d. Perform housing inspections.
- e. Assist in securing contract bids.
- f. Evaluate bids and make recommendations for contracts.
- g. Certify that rehabilitation work meets building codes.
- h. Develop necessary forms for carrying out the project.
- i. Maintain program records and documentation.
- j. Make reports on program performance and financial reports on grant funds as required.

It is the intent of the City to serve low and moderate income homeowners and to utilize other resources that may be available.

2.0 Applicant Eligibility

2.1 General

No member of the governing body of the City of Petal shall be eligible for the program. This prohibition shall continue for one (1) year after an individual's relationship with the City of Petal ends.

2.2 Income Eligibility

Income eligibility limits for HOME rehabilitation assistance are the same as those income limits established by HUD for low income persons. (See Attachment A) The family annual income is determined to be the amount(s) shown for income tax purposes for the previous taxable year. Source documentation shall be required to

verify income(s) where no tax forms are available. The total combined income of all household members shall be used to determine the income limits.

2.3 Income and Assets Criteria

To be eligible for assistance, families must meet the income and assets criteria. Since funds are limited, assistance will be provided to low income households in need of repair according to the priority rating guide. Meeting income and assets criteria does not automatically mean that a family will receive assistance. Each applicant will be required to identify its household assets.

2.4 Length of Ownership

The units must be owned and occupied by applicants at least one (1) year prior to the date of approval of the application by the Mississippi Department of Economic and Community Development.

2.5 Application Process

Program administrators shall meet with potential applicants at which time applicants shall complete and submit to administrators an "Application for Housing Rehabilitation Assistance". (See Attachment B)

Only one (1) application will be authorized per household.

2.6 Self-Help

Whenever possible, applicants and members of the household shall be allowed to contribute their own labor and materials under the supervision of the grant administrator. Examples of these contributions may include painting, basic carpentry, and other appropriate tasks. Self-help arrangements shall be determined on a case-by-case basis and in consultation with the homeowner.

3.0 Property Eligibility

3.1 Unit Characteristics

Owner occupied units located in the designated project area shall be eligible for rehabilitation assistance. Single family units and duplexes are eligible with the exception that applicants living in duplexes must occupy more than fifty (50%) percent of the total space contained in the units. Mobile homes are eligible, except a limit of \$10,000 shall be imposed on mobile home dwellings. Buildings inspected and found to be structurally unsound or badly deteriorated and the rehabilitation cost would exceed the value of the dwellings after rehabilitation will be determined to be not feasible for assistance under the program.

3.2 Target Area

The designated target area for units to be addressed under the HOME program shall be an area located within the corporate limits of the City of Petal.

3.3 Improvements

It is the intent of this program to upgrade housing within the project area. Major categories for improvements include foundation/structural, plumbing, electrical system, roof, and heating and cooling systems. All work shall at a minimum conform to the Southern Standard Housing Codes, and workmanship shall conform to acceptable standards of quality of the respective trades involved.

Any improvements that are necessary for health and safety purposes such as electrical wiring, plumbing systems, heating systems and structural conditions are priority improvements. Energy conservation measures which improve energy efficiency of the units are eligible. Exterior siding, painting and roofing are eligible. All improvements must be physically attached to the dwellings and permanent in nature. Where applicable, improvement will be made to provide increased accessibility to those homeowners with disabilities.

3.4 Historic Buildings

Buildings of historic significance shall be rehabilitated according to the requirements set forth by the Department of Archives and History.

4.0 Grant Amount

4.1 Maximum Assistance

The maximum assistance under the program shall be \$15,000.00. The grant administrators are hereby authorized to approve additional assistance on a case-by-case basis dependant on unforeseen code violations.

4.2 Homeowner Financial Participation

EXHIBIT "J"

This deposit must be made with the City prior to the project being set up in the HUD Financial System and any work commencing on the project.

The City of Petal has coordinated with several local lending institutions which have agreed to make special monies available to the participating homeowners in the form of low interest, long term loans. In any cases requiring change orders and more funds, the already approved loan must be increased to allow a deposit to cover ten percent of the change order amount.

The City of Petal shall not be held responsible for any repayment of said homeowner loans whatsoever nor will the City be responsible for any subsequent loan defaults. All loans shall be between the lending institution and the participating homeowner.

5.0 Contracting

5.1 All contracts for rehabilitation shall be made between homeowners and contractors. (See Attachment C)

5.2 The program administrators shall conduct an inspection of approved projects and provide the owner with a list of repairs needed in order to bring the unit up to the Southern Standard Housing and Building Code. It shall be the owner's responsibility to obtain a minimum of two (2) competitive bids on their project. The project administrators shall provide an approved contractors list, prepared with the assistance of the Board of Aldermen, to select from, and the administrators will assist in the bid tabulations. The contract shall be between the property owner and contractor, and the contract should be awarded to the lowest and best bidder unless otherwise approved by the administrators and the Board of Aldermen, and if the owner agrees to offset any difference in bid prices. All work completed must meet the Southern Standard Housing and Building Code along with other codes required by the City of Petal. Inspections will be conducted by the project administrators. Final acceptance shall be by the project administrators.

The grant administrator and homeowners will review bids together and the homeowners shall make the final selection of the contractor and award the contract to the responsible bidder that possesses the ability to perform successfully under all material terms and conditions of the bid package and whose bid is lowest in price. Homeowners who select a higher bid shall be responsible for amounts above the lowest bid.

5.3 Contractor Eligibility

To be eligible to bid for rehabilitation contracts in the project, contractors must submit information to the administrator for review of qualifications. As a minimum, contractors must provide the following: (See Attachment D)

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1. Three (3) references of contracted work within the previous 12 months, the amount of each contract and the type of quality of work performed under each contract.
2. Two (2) credit references, preferably from building material suppliers.
3. Certificate of liability insurance and workman's compensation insurance.

5.4 Change Orders

All change orders to the bid specifications require the signature of the homeowners, contractors and grant administrator. Approval of change orders shall be made by the grant administrator.

5.5 Payments

Progress payments shall not exceed 80% of the value of the specified work satisfactorily completed.

Contracts under \$3,000; payments shall be made only upon satisfactory completion of all work items.

Contracts from \$3,000 to \$6,000; one partial payment may be requested after 50% of work has been satisfactorily completed.

Contracts over \$6,000; two partial payments may be requested. The first payment when a minimum of 40% of the work is satisfactorily completed and the second payment when 80% of the work is satisfactorily completed.

In lieu of a 5% retainer, the contractors will be required to warranty all work against defective workmanship or materials for one year beginning at the date of final inspection and payment.

5.6 Acceptance of Work

The grant administrator shall make interim inspections of the work to ensure that the rehabilitation is performed according to the contracts. These interim inspections shall also be made to verify the progress of the work before progress payments are made. Approval for the final payment for completion of the rehabilitation work shall be made by the grant administrator and homeowners. The local government inspecting official shall make the final decision to accept/reject the completed project on behalf of the City. Copies of inspection reports shall be maintained in project files.

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EXHIBIT "J"

In the event of any disputes between homeowners and contractors, the grant administrator shall work with both parties to negotiate a satisfactory solution. If solutions cannot be worked out, the governing authorities shall be the final authority on when the work has been completed.

6.0 Applications

6.1 Application Processing

Applications have been selected continuously throughout the project area. Applicant's files shall contain an application for assistance, family survey, verification of ownership, verification of income, lead-based paint hazards notices, work write-ups, contractor bids, contracts, proof of payments, C/MI voucher forms and other HUD required forms and inspection reports.

6.2 Work Write-ups

Work Write-ups shall be made by the grant administrator for applicants determined to be eligible for assistance. The write-ups shall set forth the scope of work to be performed, description of materials to be used and the estimated cost of materials and labor to complete the work.

6.3 Application Rating

Applications for assistance shall be reviewed and ranked according to priority. The priority areas are: (1) very low income households; and, (2) homes most in need of repairs. The approval of all eligible applicants for assistance shall be made by the City authorities.

7.0 Lead-Based Paint

All applicants for assistance under the program shall be notified of the hazards of lead-based paint. Units constructed prior to 1978 shall be inspected for the presence of lead-based paint and if found, acceptable abatement procedures may be undertaken. Documentation of notices and other information pertaining to lead-based paint hazards shall be maintained in the applicants records.

8.0 Temporary Relocation

If temporary relocation is required in order to carry out the rehabilitation work, the applicants shall be reimbursed for all out-of-pocket expenses, including reasonable increase in housing cost (rent and utility cost) incurred in the move.

9.0 Residential Antidisplacement and Relocation Assistance Plan

The City shall prepare an Antidisplacement and Relocation Assistance Plan and provide a copy to each applicant.

10.0 HOME Cash and Management Information (C/MI) System

The City shall designate a contact person and one alternate who will be authorized to access the HOME C/MI System to set up projects and one person and alternate who will be authorized to access the HOME C/MI System to request draw-down of funds.

Project set-up reports will be submitted to the HOME C/MI System within 12 calendar days after the project is called in to the HOME C/MI System. A copy of the set-up reports will be submitted to the Community Services Division (CSD) at the same time.

Each time the HOME C/MI System is accessed to request draw-down of funds, a prenumbered Payment Certification will be maintained on file. A copy of each Payment Certification will be submitted to CSD within 12 calendar days after the request for funds has been made. Fax transmittals are acceptable.

Within 120 days of the final draw-down of funds on projects, the rehabilitation project completion reports will be submitted to the HOME C/MI System and copies submitted to CSD.

EXHIBIT "K"

Petal Tree Board

Minutes of the October 3, 1994, meeting

The City of Petal Tree Board met on October 3, 1994, at 6:30 P.M., in the City Hall Board Room.

Members present were:

Bobby Herring, Chairperson
John Huddleston
Bob Echols
Nina Clearman

Members absent:

Lee Taylor

Heath Herring president of Kind Kids Club was also present

Minutes were read and approved with one correction. John Huddleston had identified the trees in the school greenhouse should have read, Mr. Huddleston identified the trees in the Arboratum.

Mrs. Herring, chairperson asked that suggestions for essays, poems, etc., about trees be brought to the next meeting. She had also prepared a release about the Petal Tree Board and its duties to be sent to the Hattiesburg American and the Advertiser.

John Huddleston made a motion to bring to the City's attention to the dead tress behind Paul's Tires and adjacent to Highway 11. The motion was seconded by Bob Echols.

The Meeting was adjourned by common consent.

Nina Clearman
Secretary