

BE IT REMEMBERED THAT THERE WAS BEGUN AND HELD THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI AT 7:00 P.M. ON MAY 2, 1995 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 LEROY SCOTT SHELBY TIMS
OTHERS	CHIEF WAYNE MURPHY FIRE CHIEF AUBRA EVANS DAN TOLBERT DEMARIS LEE DEBORAH SILLS BUD SUMRALL JIMMIE DALE ODOM JERRY CROWE

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

THE INVOCATION WAS OFFERED BY LEROY SCOTT.

THE PLEDGE OF ALLEGIANCE WAS RECITED.

THE MAYOR REQUESTED THE ADDITION OF THE FOLLOWING ITEMS TO THE AGENDA:

X. GENERAL BUSINESS

11. AD - ALL-STAR BASEBALL PROGRAM
12. RESIGNATION OF TONY DAUGHTRY - RECREATION DEPT
13. RESIGNATION OF WOODY WALTERS - PLANNING COMMISSION

XII. ORDERS AND ORDINANCES

1. ERVIN KITCHENS - PART-TIME WATER DEPARTMENT
2. MICHAEL HOGAN - PART-TIME RECREATION DEPARTMENT

XVI. CONSIDERATION OF COMMITTEE, COMMISSION AND BOARD MATTERS

- C) STREET DEPARTMENT EQUIPMENT
- D) CULVERTS
- E) ANIMAL WARDEN

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE AGENDA WITH THE FOREGOING AMENDMENTS. ALDERMAN TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, ALDERMAN BRANDLE MADE A MOTION TO ACCEPT THE MINUTES OF THE REGULAR MEETING OF APRIL 18, 1995 AS WRITTEN. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY CALLED FOR PUBLIC COMMENT.

THEREUPON, BUD SUMRALL STATED THAT HE WANTED TO KNOW WHY HE HAS BEEN DENIED A BUILDING PERMIT FOR THE CONSTRUCTION OF A HOME ON OLIVER LANE.

THEREUPON, CITY ATTORNEY THOMAS W. TYNER STATED THAT THE BUILDING PERMIT, THAT HE IS AWARE OF, ON OLIVER LANE IS IN THE NAME OF GESCO CORPORATION AND AT THIS TIME THE MATTER IS ON THE AGENDA AND THE PERMIT HAS NOT BEEN DENIED.

WHEREAS, JERRY CROWE STATED THAT HE HAS A COMPLAINT CONCERNING THE JUNK CARS LEFT ON THE ABANDONED CAR LOT ACROSS FROM K & B AND THE DILAPIDATED HOUSE ON CENTRAL AVENUE BELONGING TO OTIS GLENN DAUGHTREY.

THEREUPON, DAN TOLBERT, BUILDING INSPECTOR, STATED THAT FOUR (4) OF THOSE JUNK CARS WERE REMOVED ON MONDAY AND THE REMAINING VEHICLES ARE SCHEDULED TO BE MOVED AS SOON AS POSSIBLE. MR. TOLBERT STATED THAT HE IS WORKING WITH THE OWNER OF THE DELAPIDATED HOUSE ON CENTRAL AVENUE TO CORRECT THIS SITUATION.

WHEREAS, JIMMIE DALE ODOM STATED THAT HE HAS SOME QUESTIONS CONCERNING THE ISSUANCE OF BUILDING PERMITS BY THE CITY. MR ODOM ASKED HOW MANY PERMITS HAVE BEEN ISSUED BY THE BOARD IN THE PAST.

THEREUPON, MAYOR GAY ANSWERED "TWO."

WHEREAS, MR. ODOM ASKED IF THE BOARD IS GOING TO START APPROVING THE ISSUANCE OF ALL BUILDING PERMITS.

THEREUPON, MAYOR GAY ANSWERED "NO."

THEREUPON, MR. ODOM SUGGESTED THAT THE BOARD LEAVE THE ISSUANCE OF ALL OF THE BUILDING PERMITS UP TO THE CITY INSPECTOR.

WHEREAS, THE HOUR OF 7:00 P.M. HAVING ARRIVED, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI PROCEEDED TO PUBLICLY OPEN AND READ THE SEALED BIDS FOR CORRUGATED HDPE DRAINAGE PIPE.

SEE EXHIBIT "A"

ADVANCED DRAINAGE SYSTEMS, INC.  
P O BOX 681745  
FRANKLIN, TENNESSEE 37068-1745

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO TAKE THE FOREGOING BID UNDER ADVISEMENT. ALDERMAN TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, FIRE CHIEF AUBRA EVANS STATED THAT THE BOARD HAS PREVIOUSLY APPROVED WILLIAM PAGE TO ATTEND THE 1041 SCHOOL IN JUNE BUT THE CLASS WAS FULL SO HE WOULD NOW REQUEST PERMISSION FOR MR. PAGE TO ATTEND THE SAME SCHOOL IN JULY.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO AUTHORIZE WILLIAM PAGE TO ATTEND THE 1041-I & II SCHOOL AT THE MS STATE FIRE ACADEMY IN JACKSON, MS. IN JULY. ALDERMAN TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE ZONING CHANGE REQUEST FROM RON & LAZINA CORMIER DBA SERVICE TECH & LEFEDS GRAPHICS ON THE PROPERTY AT 816 OLD RICHTON ROAD FROM R-2 TO C-1.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO SET THE HEARING FOR THE ZONING CHANGE REQUEST ON MAY 23, 1995 AT 7:00 P.M. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF PETAL, MS AND DREAM OF HATTIESBURG, INC. TO WORK TOWARD THE COMMON GOAL OF REDUCING ALCOHOL, TOBACCO, AND OTHER DRUG ABUSE (ATODA) IN FORREST, LAMAR, PERRY, AND MARION COUNTIES.

SEE EXHIBIT "B"

MEMORANDUM OF AGREEMENT

THEREUPON, ALDERMAN TIMS MADE A MOTION TO AUTHORIZE THE MAYOR TO EXECUTE THE MEMORANDUM OF AGREEMENT. ALDERMAN BRANDLE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE LIST OF SURPLUS PROPERTY TO THE BOARD.

SEE EXHIBIT "C"

LIST OF SURPLUS PROPERTY

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO DECLARE THE FOREGOING ITEMS AS SURPLUS PROPERTY AND TO DISPOSE OF THOSE ITEMS IN THE APPROPRIATE MANNER. ALDERMAN TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE CONTRACT WITH DON DURHAM AUCTIONEERS TO HOLD AN AUCTION ON MAY 27, 1995 TO DISPOSE OF THE CITY'S SURPLUS PROPERTY.

SEE EXHIBIT "D"

CONTRACT

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO AUTHORIZE THE CITY CLERK TO EXECUTE THE CONTRACT WITH DON DURHAM AUCTIONEERS TO DISPOSE OF THE CITY'S SURPLUS PROPERTY. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED INVOICE # 503576 IN THE AMOUNT OF \$4,252.50 FROM NEEL-SCHAFFER, INC. FOR THE HOUSING INSPECTION OF THE PETAL 1994 HOME PROGRAM.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO PAY INVOICE # 503576 TO NEEL-SCHAFFER, INC. ALDERMAN CAMPBELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED INVOICE # 5053575 IN THE AMOUNT OF \$1,000.00 FROM NEEL-SCHAFFER, INC. FOR THE GENERAL ADMINISTRATION OF THE PETAL 1994 HOME PROGRAM.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO PAY NEEL-SCHAFFER, INC. \$1,000.00. ALDERMAN TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

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

A) NOTICE TO BIDDERS - CORRUGATED HDPE DRAINAGE PIPE

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

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDER HIRING JESSIE DICKERSON AS MAINTENANCE MAN IN THE WATER DEPARTMENT.

**ORDER**

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO HIRE A MAINTENANCE MAN IN THE WATER DEPARTMENT, DUE TO THE RESIGNATION OF GLEN MCINNIS.

IT IS HEREBY ORDERED THAT JESSIE DICKERSON BE HIRED AS A MAINTENANCE MAN IN THE WATER DEPARTMENT AT A RATE OF \$7.50 PER HOUR EFFECTIVE MAY 15, 1995.

SO ORDERED ON THIS THE 2ND DAY OF MAY, A.D., 1995.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOREGOING ORDER HIRING JESSIE DICKERSON. ALDERMAN TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE BUILDING PERMIT APPLICATION FROM GESCO CORPORATION TO CONSTRUCT A HOUSE ON OLIVER LANE.

THEREUPON, CITY ATTORNEY THOMAS W. TYNER STATED THAT THIS ITEM WAS PLACED ON THE AGENDA AFTER THE CITY BUILDING INSPECTOR, DAN TOLBERT, REQUESTED HIS OPINION ON THE MATTER. MR. TYNER STATED THAT HE DID NOT FEEL THAT HE OR DAN HAD SUFFICIENT INFORMATION TO ISSUE SUCH A PERMIT AND THAT AFTER REVIEWING THE SUBDIVISION ORDINANCE IT WOULD BE HIS SUGGESTION TO MR. TOLBERT TO ASK SOME ADDITIONAL QUESTIONS OF THE APPLICANT, GESCO CORPORATION, WHETHER THE HE OWNS ANY OF THE PROPERTIES ADJACENT TO THE BUILDING SITE; IS THE PROPOSED BUILDING SITE A PART OF A LARGER PARCEL WHICH WHEN DIVIDED RESULTS IN TWO OR MORE PARCELS ANY OF WHICH HAS AN AREA OF LESS THAN THREE (3) ACRES; AND HIS INTENT TO DEVELOP ANY OF THE ADJACENT PROPERTIES, BEFORE ANY PERMITS ARE ISSUED.

WHEREAS, MAYOR GAY STATED THAT ALDERMAN TIMS HAS RECOMMENDED THE APPOINTMENT OF RACHEL MCKENZIE TO THE WARD THREE POST ON THE PLANNING COMMISSION.

THEREUPON, ALDERMAN TIMS MADE A MOTION TO APPOINT RACHEL MCKENZIE TO THE WARD THREE POST WITH HER TERM TO EXPIRE IN JULY 1997. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED CLAIMS # 33214 - 33523 OF THE CITY OF PETAL GENERAL FUNDS AND THE PETAL WATER AND SEWER FUNDS TO THE BOARD.

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO PAY CLAIMS # 33214 - 33523 OF THE CITY OF PETAL GENERAL FUNDS AND THE PETAL WATER AND SEWER FUNDS. ALDERMAN CAMPBELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FOR THE CITY TO PURCHASE AN AD IN THE MS STATE ALL-STAR BASEBALL PROGRAM SINCE THREE (3) OF PETAL'S HIGH SCHOOL BASEBALL PLAYERS ARE MEMBERS OF THE ALL-STAR TEAM THIS YEAR.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO PURCHASE A HALF PAGE AD IN THE PROGRAM AT A COST OF \$85.00. ALDERMAN TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING LETTER OF RESIGNATION FROM TONY DAUGHTRY, PART-TIME EMPLOYEE OF THE RECREATION DEPARTMENT.

SEE EXHIBIT "E"

LETTER

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ACCEPT MR. DAUGHTRY'S RESIGNATION EFFECTIVE MAY 12, 1995. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING LETTER OF RESIGNATION FROM WOODY WALTERS, OF THE PETAL PLANNING COMMISSION.

SEE EXHIBIT "F"

LETTER

THEREUPON, ALDERMAN CAMPBELL MADE A MOTION TO ACCEPT MR. WALTERS RESIGNATION. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDER HIRING ERVIN KITCHENS AS A PART-TIME METER READER AT \$7.19 PER HOUR EFFECTIVE MAY 5, 1995.

**ORDER**

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO HIRE A PART-TIME METER READER IN WATER DEPARTMENT.

IT IS HEREBY ORDERED THAT ERVIN KITCHENS BE HIRED AS A PART-TIME EMPLOYEE AT A RATE OF \$7.19 PER HOUR EFFECTIVE MAY 5, 1995.

SO ORDERED ON THIS THE 2ND DAY OF MAY, A.D., 1995.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOREGOING ORDER. ALDERMAN TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDER HIRING MICHAEL HOGAN II AS A PART-TIME LABORER IN THE RECREATION DEPARTMENT AT A RATE OF \$5.50 PER HOUR EFFECTIVE MAY 15, 1995.

**ORDER**

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO HIRE A PART-TIME EMPLOYEE IN THE RECREATION DEPARTMENT DUE TO THE RESIGNATION OF TONY DAUGHTRY.

IT IS HEREBY ORDERED THAT MICHAEL HOGAN II BE HIRED AS A PART-TIME EMPLOYEE AT A RATE \$5.50 PER HOUR EFFECTIVE MAY 15, 1995.

SO ORDERED ON THIS THE 2ND DAY OF MAY, A.D., 1995.

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO ADOPT THE FOREGOING ORDER. ALDERMAN CAMPBELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING RESOLUTION ASSESSING THE VALUE OF THE CLEAN-UP OF THE PROPERTY OWNED BY RUTH CROWSON AS A LIEN AGAINST THE FOLLOWING DESCRIBED PROPERTY:

LOTS 1 AND 2 BLK 8 W H WHITTLES E HATTIESBURG S/D  
SECTION 36 TOWNSHIP N RANGE 13 WEST

SEE EXHIBIT "G"

**RESOLUTION**

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOREGOING RESOLUTION. ALDERMAN TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":



NONE

WHEREAS, MAYOR GAY STATED THAT FREEMAN WINDHAM HAS REQUESTED A TRANSFER FROM STREET DEPARTMENT TO RECREATION DEPARTMENT AS A PART-TIME EMPLOYEE.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOLLOWING ORDER TRANSFERRING MR. WINDHAM TO THE RECREATION DEPARTMENT. ALDERMAN CLEPPER SECONDED THE MOTION.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN DO HEREBY DEEM IT NECESSARY TO TRANSFER FREEMAN WINDHAM, UPON HIS REQUEST, FROM THE STREET DEPARTMENT TO THE RECREATION DEPARTMENT AS A PART-TIME EMPLOYEE.

IT IS HEREBY ORDERED THAT MR. WINDHAM BE TRANSFERRED TO THE RECREATION DEPARTMENT EFFECTIVE IMMEDIATELY AT A RATE OF \$4.25 PER HOUR.

SO ORDERED ON THIS THE 2ND DAY OF MAY, A.D., 1995.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, DEBORAH SILLS STATED THAT SHE WOULD LIKE TO KNOW AS SOON AS POSSIBLE THE DECISION CONCERNING THE ISSUANCE OF THE BUILDING PERMIT TO GESCO CORPORATION.

WHEREAS, MAYOR GAY STATED THAT THERE IS A PERSONNEL MATTER CONCERNING DONALD BERRY, DISPATCHER IN THE POLICE DEPARTMENT.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO CLEAR THE ROOM TO DETERMINE IF AN EXECUTIVE SESSION IS REQUIRED. ALDERMAN TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

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

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO ENTER INTO AN EXECUTIVE SESSION TO DISCUSS THE PERSONNEL MATTER CONCERNING DONALD BERRY. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, ALDERMAN CAMPBELL MADE A MOTION TO ADJOURN THE EXECUTIVE SESSION. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

THERE WAS NO ACTION TAKEN DURING THE EXECUTIVE SESSION.

WHEREAS, ALDERMAN CAMPBELL MADE A MOTION, UPON THE RECOMMENDATION OF POLICE CHIEF WAYNE MURPHY, TO SUSPEND DONALD J. BERRY FROM HIS DUTIES AS DISPATCHER, WITHOUT PAY, AND TO NOTIFY HIM OF HIS RIGHT TO A HEARING. ALDERMAN CLEPPER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, ALDERMAN TIMS MADE A MOTION TO ADJOURN. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

NONE

THEREBEING NO FURTHER BUSINESS, THE REGULAR MEETING OF THE  
MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI WAS  
ADJOURNED ON THIS THE 2ND DAY OF MAY, A.D., 1995.

  
\_\_\_\_\_  
JACK GAY  
MAYOR

(SEAL)

ATTEST:

  
PRISCILLA C. DANIEL  
CITY CLERK

EXHIBIT "A"  
SPECIFICATIONS FOR CORRUGATED HDPE DRAINAGE PIPE  
STREET AND DRAINAGE DEPARTMENT  
CITY OF PETAL, MS

Bidder shall bid on furnishing corrugated HDPE drainage pipe for the Street and Drainage Department, which meets or exceeds the following specifications to-wit:

All corrugated HDPE drainage pipe shall be in accordance with ASTM D 1248, ASTM D 3350, ASTM D 2412, ASTM F 667, ASTM F 405 and AASHTO M 294. Smooth interior plastic pipe will have a manning's "N" coefficient in a range of 0.012 to 0.015. Corrugated plastic pipe will be self coupling or will be provided with one joining band for each section of pipe.

SMOOTH INTERIOR PIPE PRICES TO BE FURNISHED IN LINEAR FEET IN SIZES LISTED BELOW.

12-INCH	\$ 3.63
15-INCH	\$ 4.73
18-INCH	\$ 6.67
24-INCH	\$ 9.98
30-INCH	\$ 17.23
36-INCH	\$ 20.70
42-INCH	\$ 37.80
48-INCH	\$ 44.10

SOLID COUPLING PIPE AND FITTINGS PRICES TO BE FURNISHED BY "EACH" IN SIZES LISTED BELOW

GASKET COUPLING	SPLIT COUPLING	TEES
12-INCH \$ 80.20	12-INCH \$ 3.63	12-INCH \$ 96.81
15-INCH \$ 139.43	15-INCH \$ 4.73	15-INCH \$ 138.76
18-INCH \$ 236.73	18-INCH \$ 6.67	18-INCH \$ 203.44
24-INCH \$ 298.75	24-INCH \$ 9.98	24-INCH \$ 267.54
30-INCH N/A	30-INCH \$ 17.23	30-INCH \$ 503.53
36-INCH N/A	36-INCH \$ 20.70	36-INCH \$ 655.78
42-INCH N/A	42-INCH \$ No Charge-0-	
48-INCH N/A	48-INCH \$ No Charge-0-	

SMOOTH INTERIOR PIPE WITH RUBBER GASKET JOINTS PRICES TO BE FURNISHED IN LINEAR FEET IN SIZES LISTED BELOW

12-INCH	\$ 4.10
15-INCH	\$ 6.18
18-INCH	\$ 8.63
24-INCH	\$ 14.72
30-INCH	N/A
36-INCH	N/A
42-INCH	N/A
48-INCH	N/A

DELIVERY shall be F.O.B. Petal, MS to the address shown on the Purchase Order. All deliveries shall be within the Corporate Limits of the City of Petal within fifteen (15) days

from receipt of Purchase Order.

PRICES shall be FIRM for a period beginning May 1, 1995, and ending April 30, 1996, items to be purchased as required.

Payment Terms: Remittance within forty-five (45) days from satisfactory delivery of goods and/or invoices(s).

SEALED bids will be received until 7:00 P.M., Tuesday, May 2, 1995, in the City Clerk's Office in City Hall, P.O. Box 564, 119 West 8th Avenue, Petal, MS for furnishing the City's requirements of the above items.

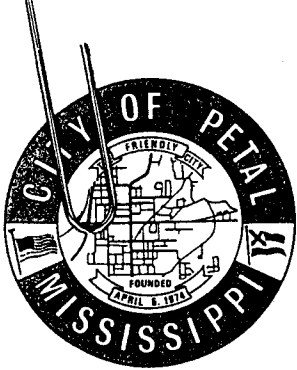
Each BID must be received in a sealed envelope which is clearly marked in the lower left-hand corner EXACTLY as follows:

BID  
CORRUGATED HDPE DRAINAGE PIPE FOR THE STREET & DRAINAGE DEPARTMENT  
OPEN: 7:00 P.M./MAY 2, 1995

The lowest and best bid received will be accepted, subject to the provisions of Section 31-7-13 of the Mississippi Code of 1972, Annotated as Amended, and other applicable State law; but the Board reserves the right to reject any or all bids received and to waive informalities.

*Priced by: Advanced Drainage Systems, Inc.  
Jamie Johnson  
Sales Representative*

EXHIBIT "B"



**CITY OF PETAL**

POST OFFICE BOX 564  
PETAL, MISSISSIPPI 39465  
(601) 545-1776  
Fax No. (601) 545-6685

JACK GAY  
MAYOR

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

PRISCILLA C. DANIEL  
CITY CLERK

THOMAS W. TYNER  
CITY ATTORNEY

April 24, 1995

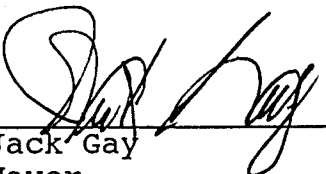
MEMORANDUM OF AGREEMENT

The City of Petal herewith enters into a Memorandum of Agreement with DREAM of Hattiesburg, Inc. dedicated to the reduction of alcohol, tobacco, and other drug abuse (ATODA) in Forrest, Lamar, Perry, and Marion counties, the City of Petal and DREAM of Hattiesburg, Inc., a United Way of Southeast Mississippi agency, agree to work collaboratively and with a mutual respect toward the achievement of this goal. This collaboration and coalition provide an opportunity to make a serious commitment to increased ATODA prevention efforts through the work of volunteers and use of resources within the community.

Therefore, in choosing to sign this memorandum, both entities proclaim their intent to maintain the momentum within an atmosphere of diligence and good will.

I will serve as representative on the Community Partnership Advisory Board, and my named designee in my absence is Priscilla C. Daniel.

\_\_\_\_\_  
City of Petal

  
\_\_\_\_\_  
Jack Gay  
Mayor

\_\_\_\_\_  
DREAM of Hattiesburg, Inc.

\_\_\_\_\_  
Bettie S. Ross  
Executive Director

MAY 27, 1995

CITY OF PETAL  
MINUTE BOOK 15

PAGE 58

## WATER DEPARTMENT      EXHIBIT "C"

Homemade Utility Trailer      City ID# 305  
 Damaged J. Deere Weedeater      City ID# 428

## STREET DEPARTMENT

1978 Model 1600 SERIAL # D0512HHB39804  
 International (Garbage Truck)  
 1983 Model 7000 SERIAL # 1GDM7D1B4DV527998  
 GMC (Garbage Truck)

## FINANCIAL DEPARTMENT

1 Florscent light fixture  
 1 hanging light fixture  
 1 desk lamp  
 1 wall heater  
 2 Eureka vacuum cleaners  
 1 Diebold speaker amp serial#S1000011  
 2 IBM - Selectric typewriters  
 1 desk chair - City ID# 334

## POLICE DEPARTMENT

Panasonic FP 1300 copier Serial# 6026272 City ID# 00947

## FIRE DEPARTMENT

see attached

Please release the following items that are surplus property of the fire department to be auctioned off.

1. 2 BLUE SCBA BOXES - NO PROPERTY #
2. 1 MOTOROLA GROUP CALL - 1319
3. 1 OLD JOHNSON CB RADIO - NO PROPERTY #
4. 1 OLD PACE 23CH CB RADIO - NO PROPERTY #
5. 1 UC-102 WALKIE TALKIE - 1700
6. 1 STENO CHAIR BLACK - 1702
7. 2 VEHICLE ANTANNA 'S - NO PROPERTY #
8. 1 19" ZENITH TV - NO PROPERTY #
9. 6 ASSORTED EMERGENCY LIGHTS - NO PROPERTY #
- 10 1 TWIN BEACON RAY LIGHT BAR - NO PROPERTY #

NOTE: All these items are now at station # 2 in the meeting room.

  
 AUBRA EVANS - FIRE CHIEF

EXHIBIT "D"



**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 24th day of April, 1995 between  
City of Petal

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

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

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

Surplus items as per your list.

The auction is to be held at Petal Fairgrounds, Highway 11, Petal, MS

on the 27th day of May, 1995. And in case of postponement because of inclement weather, said auction will take place on later date agreeable to both parties. It is mutually agreed that all said goods be sold to the highest bidder, with the exception of items specified by Seller in writing to be protected. It is further mutually agreed that the Auctioneer may deduct his fee at a set rate below from the gross sales receipts resulting from said auction sale. The Auctioneer agrees to turn net proceeds from sale over to the Seller within seven (7) banking days following auction, along with sale records and receipts. The Seller agrees that all expenses incurred for the advertisement, promotion, and of conducting said auction shall first be paid from the proceeds realized from said auction before the payment and satisfaction of any liens or encumbrances.

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

(If none WRITE NONE)

Item	Mortgage or Lien Holder	Address	Approximate Unpaid Balance
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

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

Seller agrees to pay all sale expenses including:

Auctioneer's Fee: 10%  
 Clerk's Fee: -0-  
 Cashier's Fee: -0-  
 Other Personnel: -0-  
 Advertising: -0-  
 Other: -0-  
 (x) [Signature]  
 (Auctioneer's Signature)

(x) [Signature]  
 (Seller's Signature) City Clerk  
CITY OF PETAL P O BOX 564 PETAL MS 39465  
 (Seller's Address)  
(601) 545-1776  
 (Seller's Telephone)

EXHIBIT "E"

Mr. Craig Fletcher,

5-2-95

I greatly thank you for the opportunity you have given me to work for the city of Petal. Because of another opportunity in the field of which I am more experien I must regretfully resign. Thank you once again for allowing me employment.

Tony Daugherty

\* Effective 5-12-95



EXHIBIT "F"

May 2, 1995

To Mayor + Board  
of aldermen  
City Hall  
Petal, Ca

Please accept this letter as my  
resignation from the Planning and  
Zoning Board effective May 2, 1995.  
It has been an honor and pleasure  
to serve this position for several  
years and everybody has been  
Real nice, but due to my health  
I feel that I should resign.

Yours truly  
The. W. Swatt

RESOLUTION  
EXHIBIT "G"

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, did on the 21st day of March, 1995, find, determine and adjudicate that certain property belonging to Ruth W. Crowson was in such a state of uncleanliness as to be a menace to the public health and safety of the community, said property being located on Rosewood Street, in Forrest County, Mississippi, and being more particularly described as follows, to wit:

LOTS 1 AND 2 BLK 8 W H WHITTLES E HATTIESBURG S/D  
SECTION 36 TOWNSHIP S N RANGE 13 WEST

WHEREAS, prior to the hearing of the 21st of March, 1995, proper notice was given to the owner of the property as required by Section 21-19-11 of the Mississippi Code of 1972, as amended, with certified mail notice being given on January 19, 1995.

WHEREAS, following said determination, the Mayor and Board of Aldermen directed and instructed its Street Superintendent, Reuben Warrick, to appropriately clean said property, so that the same would no longer be in such a state of uncleanliness as to be a menace to the public health and safety of the community, and

WHEREAS, on this day, the Mayor and Board of Aldermen of the City of Petal, Mississippi did receive from said Street Superintendent, Reuben Warrick, a report of the clean-up of said property belonging to Ruth W. Crowson.

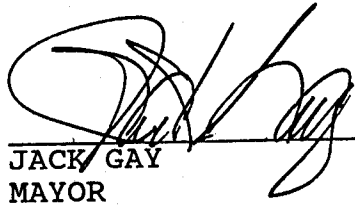
WHEREAS, there was submitted by Reuben Warrick a daily activity report showing the employees of the City of Petal who took part in the cleaning of said property, their rate of pay and the number of hours spent on this project, and further presented by Mr. Warrick was a report

concerning the equipment used on the clean-up of said property, the fair rental value of said equipment and the hours the equipment was used on said project.

NOW, THEREFORE, BE IT RESOLVED AND ADJUDICATED that the sum of \$292.70 as described by the daily activity report presented to the Mayor and Board of Aldermen by Reuben Warrick, Street Superintendent, a true and correct copy of which is attached hereto, be charged the property owners for the cleanup of said property, and

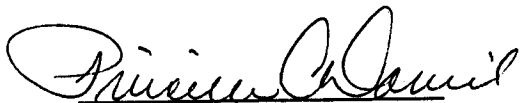
BE IT FURTHER RESOLVED that no penalty be assessed as provided by law, but that the sum of \$292.70 be assessed as a lien against said described property and that said lien be filed in Forrest County on the Judgement roll thereof and with the Chancery Clerk of Forrest County, and the Tax Collector of the City of Petal be further directed at the next tax sale to sell said land to satisfy said lien, all as provided and mandated by Section 21-19-11 of the Mississippi Code of 1972, as amended.

SO RESOLVED on this, the 2nd day of May, 1995.

  
\_\_\_\_\_  
JACK GAY  
MAYOR

(SEAL)

ATTEST:

  
\_\_\_\_\_  
PRISCILLA C. DANIEL  
CITY CLERK

THIS

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INTENTIONALLY