

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 OCTOBER 3, 1995 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 W. H. CAMPBELL REUBEN CLEPPER LEROY SCOTT SHELBY L. TIMS
OTHERS	CHIEF WAYNE MURPHY FIRE CHIEF AUBRA EVANS DAN TOLBERT LEE SHELBOURNE, SR. LEON ALEXANDER MITCHELL CURRY AND OTHERS

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.

WHEREAS, MAYOR GAY REQUESTED THAT ITEM 14-A UNDER GENERAL BUSINESS ON THE AGENDA BE DELETED.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE AGENDA WITH THE AMENDMENT. 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 SEPTEMBER 19, 1995 AS WRITTEN. 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 CALLED FOR PUBLIC COMMENT.

THEREUPON, LEE SHELBOURNE, SR. STATED THAT THE DRAINAGE PROBLEM AT HIS HOUSE HAS NOT BEEN FIXED SUFFICIENTLY AND HE WOULD LIKE FOR THE MAYOR TO LOOK AT THE SITUATION.

THEREUPON, DICKIE CARPENTER STATED THAT HE PURCHASED A PIECE OF PROPERTY AT THE 1995 TAX SALE FOR THE 1994 TAXES AND HE IS WILLING TO CLEAN UP THE PROPERTY, BUT HE WOULD LIKE TO KNOW THAT HE CAN RECOUP HIS COST OF CLEAN UP IF THE PROPERTY IS REDEEMED.

THEREUPON, CITY ATTORNEY THOMAS W. TYNER STATED THAT MR. CARPENTER WOULD NOT BE ABLE TO PLACE A LIEN AGAINST THE PROPERTY, THEREFORE THERE IS NO WAY THAT HE COULD BE REIMBURSED FOR HIS COST. MR. TYNER ADVISED THAT THE CITY CAN CLEAN UP THE PROPERTY, AFTER THE PROPER NOTICES TO THE PROPERTY OWNER, AND THE CITY CAN THEN PLACE A LIEN AGAINST THE PROPERTY.

WHEREAS, DAN TOLBERT, BUILDING INSPECTOR, PRESENTED A PROPOSED ORDINANCE TO THE BOARD PROHIBITING LOGGING OPERATIONS WITHIN THE CITY LIMITS UNLESS A PERMIT IS OBTAINED WITH A \$500.00 DEPOSIT TO COVER ANY COSTS OR DAMAGES.

THEREUPON, ALDERMAN TIMS REQUESTED THAT THE DEPOSIT BE DECREASED TO \$250.00.

THEREUPON, ALDERMAN SCOTT REQUESTED THAT THE MATTER BE TABLED UNTIL THE NEXT BOARD MEETING.

WHEREAS, LEON ALEXANDER, TRUSTEE FOR THE PETAL UNITED METHODIST CHURCH STATED THAT A NATURAL DRAIN BEHIND THE CHURCH HAS BEEN BLOCKED BY PROPERTY OWNERS AND THAT THE CHURCH HAS BEEN DAMAGED BY THE WATER THAT BACKS UP ONTO THE CHURCH PROPERTY. MR. ALEXANDER REQUESTED THAT THE CITY OPEN THE DRAINAGE DITCH.

THEREUPON, ALDERMAN SCOTT REQUESTED THAT THE MAYOR LOOK INTO THE SITUATION AND REPORT BACK TO THE BOARD AT THE NEXT MEETING.

WHEREAS, MAYOR GAY REQUESTED THAT THE BOARD APPROVE THE GROUND LEASE FROM MARTHA MCKENZIE HAMILTON AND UPON RECEIPT OF THE LEASE TO AUTHORIZE THE PAYMENT OF \$1,000.00 TO MRS. HAMILTON.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ACCEPT THE GROUND LEASE FROM MARTHA MCKENZIE HAMILTON FOR THE PROPERTY AT FAIRCHILD AND OLD CORINTH ROAD AND TO PAY MRS. HAMILTON \$1,000 FOR THE GROUND LEASE. 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 WORKERS' COMPENSATION RENEWAL FROM THE MISSISSIPPI MUNICIPAL WORKERS' COMPENSATION GROUP.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO RENEW THE 1995-96 WORKERS' COMPENSATION POLICY AT A RATE OF \$34,179.00 AND TO PAY THE 30% INSTALLMENT OF \$10,253.70. 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 MUNICIPAL COMPLIANCE QUESTIONNAIRE FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 1995 TO THE BOARD.

SEE EXHIBIT "A"

MUNICIPAL COMPLIANCE QUESTIONNAIRE

THEREUPON, ALDERMAN CLEPPER MADE A MOTION THAT THE FOREGOING BE SPREAD UPON THE MINUTES. 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 RENEWAL FOR THE COMPREHENSIVE AND COLLISION INSURANCE ON CERTAIN CITY VEHICLES FOR THE POLICY PERIOD OF OCTOBER 1, 1995 THROUGH SEPTEMBER 30, 1996.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO RENEW THE INSURANCE WITH THE CLYDE C SCOTT INSURANCE AGENCY, INC. AT A PREMIUM OF \$10,,006.88. 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 FIRST AND FINAL ESTIMATE ON THE CONTRACT WITH C.J. MORGAN FOR THE W. 1ST AVENUE WATER LINE REHAB PROJECT IN THE AMOUNT OF \$23,362.00.

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO ADVERTISE THE NOTICE OF COMPLETION AND IF AFTER TEN (10) DAYS THERE ARE NO CLAIMS PRESENTED TO PAY C.J. MORGAN CONSTRUCTION COMPANY \$23,362.00. 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 PROOFS OF PUBLICATION:

- A) PUBLIC NOTICE - PATRICIA GAMBLE ZONING REQUEST
- B) NOTICE TO BIDDERS - GASOLINE AND DIESEL
- C) 1995-96 BUDGET

THEREUPON, ALDERMAN CAMPBELL MADE A MOTION THAT THE FOREGOING PROOFS 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 STATED THAT IN ACCORDANCE WITH THE REQUEST BY MISSISSIPPI POWER COMPANY FOR THE CITY TO HOLD A SPECIAL ELECTION FOR THE APPROVAL OF THE FRANCHISE ORDINANCE A SPECIAL MEETING WILL NEED TO BE HELD TO SET THE DATE OF THE SPECIAL ELECTION.

THEREUPON, ALDERMAN SCOTT MADE A MOTION THAT A SPECIAL MEETING BE CALLED FOR THE 10TH DAY OF OCTOBER, 1995 AT 5:00 P.M. FOR THE PUROSE OF CONSIDERING AN ORDINANCE GRANTING MISSISSIPPI POWER COMPANY A MUNICIPAL FRANCHISE FOR THE SUPPLY OF ELECTRIC POWER, AND FOR THE PURPOSE OF CONSIDERING A RESOLUTION TO CALL A SPECIAL ELECTION ON THE 7TH DAY OF NOVEMBER. 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 AN INVOICE FROM NEEL-SCHAFFER, INC. FOR \$2,835.00 FOR THE HOUSING INSPECTION FEES FOR THE 1994 HOME PROGRAM.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO PAY NEEL-SCHAFFER, INC. \$2,835.00 FOR HOUSING INSPECTION FEES. 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 INVOICE NUMBER 508573 IN THE AMOUNT OF \$500.00 FROM NEEL-SCHAFFER, INC. FOR GENERAL ADMINISTRATION OF THE 1994 HOME PROGRAM.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO PAY INVOICE NUMBER 508573 IN THE AMOUNT OF \$500.00 TO NEEL-SCHAFFER, INC. 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 INVOICE NUMBER 508578 IN THE AMOUNT OF \$1,800.00 FROM NEEL-SCHAFFER, INC. FOR THE GENERAL ADMINISTRATION OF THE 1994 CDBG PROGRAM.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO PAY NEEL-SCHAFFER, INC. \$1,800.00 FOR THE 1994 CDBG PROGRAM. 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 A REQUEST FROM NEEL-SCHAFFER, INC. THAT A PROGRESS PAYMENT OF \$9,500.00 BE PAID TO RUTH DAVIS AND MAVIN BELL ON PROJECT NUMBER 3319500005 OF THE 1994 HOME PROJECT.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO APPROVE THE PAYMENT TO RUTH DAVIS AND MARVIN BELL OF \$9,500.00. 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 ESTIMATE # 4 FOR CONSTRUCTION ENGINEERING COSTS TO SHOWS, DEARMAN & WAITS, INC. IN THE AMOUNT OF \$5,025.69 AND THE CONTRACTOR'S PAYMENT TO BUSH CONSTRUCTION COMPANY IN THE AMOUNT OF \$65,487.00.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO APPROVE ESTIMATE # 4 FOR SHOWS, DEARMAN & WAITS, INC. IN THE AMOUNT OF \$5,025.69 AND BUSH CONSTRUCTION COMPANY IN THE AMOUNT OF \$65,487.00. 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 # 35433-35755 FOR THE CITY OF PETAL GENERAL FUNDS AND THE PETAL WATER AND SEWER FUNDS TO THE BOARD.

THEREUPON, ALDERMAN CAMPBELL MADE A MOTION TO PAY CLAIMS # 35433-35755 OF THE CITY OF PETAL GENERAL FUNDS AND THE PETAL WATER AND SEWER FUNDS TO THE BOARD. 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 STATED THAT THE CHIEF MURPHY HAS A PERSONNEL MATTER TO COME BEFORE THE BOARD.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO CLEAR THE ROOM TO DETERMINE IF A REASON EXISTS FOR AN EXECUTIVE SESSION. 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 SCOTT MADE A MOTION TO OPEN THE MEETING SINCE THE MATTER DOES NOT REQUIRE AN EXECUTIVE SESSION. 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, CHIEF MURPHY PRESENTED THE FOLLOWING LETTER TO THE BOARD.

SEE EXHIBIT "B"

LETTER

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO TERMINATE BILL CALVERT'S PROBATIONARY EMPLOYMENT WITH THE CITY BECAUSE OF DEFICIENCIES IN HIS PERFORMANCE OF HIS DUTIES AS A DISPATCHER. ALDERMAN TIMS SECONDED THE MOTION. 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 TRANSFERRING CHARLIE DAW FROM METRO AGENT TO PATROLMAN 1ST CLASS IN THE POLICE DEPARTMENT.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO TRANSFER, UPON THE RECOMMENDATION OF THE CHIEF OF POLICE, CHARLIE DAW FROM METRO AGENT TO PATROLMAN 1ST CLASS.

IT IS HEREBY ORDERED THAT CHARLIE DAW BE TRANSFERRED TO PATROLMAN 1ST CLASS EFFECTIVE OCTOBER 1, 1995 AT A RATE OF \$ 19,995.20.

SO ORDERED ON THIS THE 3RD DAY OF OCTOBER, A.D., 1995.

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ADOPT THE FOREGOING ORDER. 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 TRANSFERRING OFFICER KEITH HENRY TO THE METRO NARCOTICS TASK FORCE.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO TRANSFER POLICE OFFICER KEITH HENRY TO THE METRO NARCOTICS TASK FORCE.

IT IS HEREBY ORDERED THAT KEITH HENRY BE TRANSFERRED TO METRO OFFICER AT A RATE OF \$22,000.00 PER YEAR EFFECTIVE OCTOBER 1, 1995.

SO ORDERED ON THIS THE 3RD DAY OF OCTOBER, A.D., 1995.

THEREUPON, ALDERMAN CLEPPER 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

THEREUPON, ALDERMAN CLEPPER MADE A MOTION TO ADJOURN. 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

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 3RD DAY OF OCTOBER, A.D., 1995.



JACK GAY
MAYOR

(SEAL)

ATTEST:



PRISCILLA C. DANIEL
CITY CLERK

EXHIBIT "A"

MUNICIPAL COMPLIANCE QUESTIONNAIRE

INFORMATION

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

1. Name and address of municipality: CITY OF PETAL
P O BOX 564
PETAL MS 39465
2. List the date and population of the latest official U.S. Census or most recent official census:
1990 - 7883
3. Names, addresses and telephone numbers of officials (include elected officials, chief administrative officer, and attorney).
Alderman Reuben Clepper 204 Starlane Drive Petal, MS
Alderman Raymond C. Brandle 1806 Old Richton Road Petal, MS
Alderman William H. Campbell 224 Cochran Street Petal, MS
Alderman Shelby Tims 314 Margaret Avenue Petal, MS
Alderman Leroy Scott 113 Azalea Drive Petal, MS
Mayor Jack Gay P.O. BOX 564 Petal, MS
City Clerk Priscilla C. Daniel P.O. Box 564 Petal, MS
City Attorney Tom Tyner P.O. Drawer 750 Hattiesburg MS 39401
4. Period of time covered by this questionnaire:
From: OCTOBER 1, 1994 To: SEPT. 30, 1995
5. Expiration date of current elected officials' term: 1997

CITY OF PETAL
(MUNICIPALITY)

Certification to Municipal Compliance Questionnaire

Year Ended September 30, 1995

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


(City Clerk's Signature)


(Mayor's Signature)

October 3, 1995
(Date)

October 3, 1995
(Date)

Minute Book References:

Book Number 15
Page 247

(Clerk is to enter minute book references when questionnaire is accepted by board.)

MUNICIPAL COMPLIANCE QUESTIONNAIRE

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

PART I - GENERAL

1. Have all ordinances been entered into the ordinance book and included in the minutes? (Section 21-13-13) YES
2. Do all municipal vehicles have public license plates and proper markings? (Sections 25-1-87 and 27-19-27) YES
3. Are municipal records open to the public? (Section 25-61-5) YES
4. Are meetings of the board open to the public? (Section 25-41-5) YES
5. Are notices of special or recess meetings posted? (Section 25-41-13) YES
6. Are all required personnel covered by appropriate surety bonds?
 - Appointed officers and those handling money, see statutes governing the form of government (i.e., Section 21-3-5 for Code Charter) YES
 - Municipal clerk (Section 21-15-38) YES
 - Deputy clerk (Section 21-15-23) YES
 - Chief of police (Section 21-21-1) YES
 - Deputy police (Section 45-5-9) (if hired under this law) YES
7. Are minutes of board meetings prepared to properly reflect the actions of the board? (Sections 21-15-17 and 21-15-19) YES
8. Are minutes of board meetings signed by the mayor or majority of the board within 30 days of the meeting? (Section 21-15-33) YES
9. Has the municipality complied with the nepotism law in its employment practices? (Section 25-1-53) YES
10. Did all officers, employees of the municipality, or their relatives avoid any personal interest in any contracts with the municipality during their term or within one year after their terms of office or employment? (Section 25-4-105) YES

EXHIBIT "A"
MUNICIPAL COMPLIANCE QUESTIONNAIRE

10. If revenues are less than estimated and a deficit is anticipated, did the board revise the budget by its regular July meeting? (Section 21-35-25) YES
11. Have financial records been maintained in accordance with the chart of accounts prescribed by the State Auditor? (Section 21-35-11) YES
12. Does the municipal clerk submit to the board a monthly report of expenditures against each budget item for the preceding month and fiscal year to date and the unexpended balances of each budget item? (Section 21-35-13) YES
13. Does the board avoid approving claims and the city clerk not issue any warrants which would be in excess of budgeted amounts, except for court-ordered or emergency expenditures? (Section 21-35-17) YES
14. Has the municipality commissioned municipal depositories? (Sections 27-105-353 and 27-105-363) YES
15. Have investments of funds been restricted to those instruments authorized by law? (Section 21-33-323) YES
16. Are donations restricted to those specifically authorized by law? [Section 21-17-5 (Section 66, Miss. Constitution) -- Sections 21-19-45 through 21-19-59, etc.] YES
17. Are fixed assets property tagged and accounted for? (Section 7-7-211 - Municipal Audit and Accounting Guide) YES
18. Is all travel authorized in advance and reimbursements made in accordance with Section 25-3-41? YES
19. Are all travel advances made in accordance with the State Auditor's regulations? (Section 25-3-41) YES

PART III - PURCHASING AND RECEIVING

1. Are bids solicited for purchases, when required by law (written bids and advertising)? [Section 31-7-13(b) and (c)] YES
2. Are all lowest and best bid decisions properly documented? [Section 31-7-13(d)] YES

IV-A11

MUNICIPAL COMPLIANCE QUESTIONNAIRE

5. Has the increase in ad valorem taxes, if any, been limited to amounts allowed by law? (Sections 27-39-320 and 27-39-321) YES
6. Are local privilege taxes collected from all businesses located within the municipality, except those exempted? (Section 27-17-5) YES
7. Are transient vendor taxes collected from all transient vendors within the municipality, except those exempted? (Section 75-85-1) YES
8. Is money received from the state's "Municipal Fire Protection Fund" spent only to improve municipal fire departments? (Section 83-1-37) YES
9. Has the municipality levied or appropriated not less than 1/4 mill for fire protection and certified to the county it provides its own fire protection or allowed the county to levy such tax? (Sections 83-1-37 and 83-1-39) YES
10. Are state-imposed court assessments collected and settled monthly? (Section 99-19-73) YES
11. Are all fines and forfeitures collected when due and settled immediately to the municipal treasury? (Section 21-15-21) YES
12. Are bids solicited by advertisement or, under special circumstances, three appraisals obtained when real property is sold? (Section 21-17-1) YES

EXHIBIT "B"

CITY OF PETAL
DEPARTMENT OF POLICE

P. O. BOX 583
PETAL, MISSISSIPPI 39465

10/02/95

TO: MAYOR GAY AND BOARD OF ALDERMEN

FROM: CHIEF MURPHY

RE: BILL CALVERT(TERMINATION)

ON FRIDAY 09/20/95 AT APP: 1430hrs I ALONG WITH HEAD DISPATCHER MAGG JAHNKE MET WITH MR. BILL CALVERT CONCERNING HIS WORK PERFORMANCE. I ADVISED MR. CALVERT THAT HE WAS BEING RELIEVED OF DUTY WITH PAY BECAUSE HIS WORK PERFORMANCE TO DATE WAS UNACCEPTABLE.

MR. CALVERT WAS ADVISED THAT ON NUMEROUS OCCASIONS OFFICERS HAVE CALLED ON THE RADIO AND HE FAILED TO RESPOND. MR. CALVERT HAS FAILED TO COMPREHEND THE TEN CODES AFTER BEING INSTRUCTED TO DO SO ON NUMEROUS OCCASIONS. HE HAS BEEN INSTRUCTED OVER AND OVER ON HIS RADIO PROCEDURES AND CONTINUALLY FAIL TO COMPREHEND HIS RESPONSIBILITIES AND MADE LITTLE PROGRESS WITHIN THE LAST EIGHT WEEKS.

I WOULD LIKE TO TAKE THIS OPPORTUNITY TO REQUEST THAT MR. BILL CALVERT BE TERMINATED FROM THE POLICE DEPARTMENT.

THANK YOU FOR YOUR TIME AND CONSIDERATION IN THIS MATTER.

WAYNE MURPHY


CHIEF OF POLICE

CITY OF PETAL

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INTENTIONALLY