

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 DECEMBER 3, 1996 AT 7:00 P.M. IN THE BOARD ROOM OF SAID CITY.

THOSE PRESENT	MAYOR JACK GAY
CITY ATTORNEY	THOMAS W TYNER
ALDERMEN	RAYMOND C. BRANDLE WILLIAM H. CAMPBELL JOE C. MCMURRY, SR. LEROY SCOTT SHELBY TIMS
OTHERS PRESENT	WAYNE MURPHY AUBRA EVANS DAN TOLBERT MIKE SMITH PAT CAUSEY AND MANY OTHERS

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

THE INVOCATION WAS OFFERED BY SHELBY TIMS.

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING AMENDMENTS TO THE AGENDA:

ADD:

X. GENERAL FUND

8. RESIGNATION OF CHARLIE LEWIS - WATER DEPARTMENT

DELETE:

XII. ORDERS AND ORDINANCES

C) PROMOTION OF RICHARD BRYANT TO FIREMAN 1ST CLASS

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

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, ALDERMAN BRANDLE MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF NOVEMBER 19, 1996 BE ACCEPTED AS WRITTEN. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

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

WHEREAS, MAYOR GAY PRESENTED WRITTEN QUOTATIONS FOR THE 7 1/2 H.P. SEWER PUMP.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY REQUESTED THE WISHES OF THE BOARD CONCERNING THE CONTRACT FOR THE STREET SWEEPING OF CERTAIN STREETS WITHIN THE CITY.

THEREUPON, ALDERMAN TIMS MADE A MOTION TO ENTER INTO A CONTRACT WITH CHUCK WALLACE FOR THE SWEEPING OF THE CITY STREETS. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FROM DAN TOLBERT THAT THE CITY SET A HEARING DATE FOR THE PROPERTY OWNED BY CLOTEE PEARSON AT 1104 SOUTH MAIN STREET.

THEREUPON, ALDERMAN SCOTT MADE MOTION TO SET THE HEARING FOR JANUARY 21, 1997 AT 6:30 P.M. ALDERMAN TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A LETTER OF RESIGNATION FROM CARDIC BLACKWELL IN THE STREET DEPARTMENT.

THEREUPON, ALDERMAN TIMS MADE A MOTION TO ACCEPT MR. BLACKWELL'S LETTER OF RESIGNATION EFFECTIVE DECEMBER 6, 1996. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDER HIRING DEBRA RUSSELL AS COURT CLERK FOR THE CITY'S JUDICIAL DEPARTMENT EFFECTIVE DECEMBER 8, 1996.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO HIRE A COURT CLERK IN THE JUDICIAL DEPARTMENT.

IT IS HEREBY ORDERED THAT DEBRA RUSSELL BE HIRED AS THE COURT CLERK AT A SALARY OF \$18,000. ANNUALLY EFFECTIVE DECEMBER 8, 1996.

SO ORDERED ON THIS THE 3RD DAY OF DECEMBER, A.D., 1996.

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

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST THAT MARGARET HALL BE REFUNDED \$9.00 FOR A CREDIT BALANCE ON HER FINAL WATER BILL.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO REFUND MS. HALL \$9.00. ALDERMAN TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
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) ORDINANCE 1977 (36) A-1 CURFEW ORDINANCE
- B) PUBLIC NOTICE - ZONING CHARLES WALKER
- C) PUBLIC NOTICE - ZONING THOMAS EAVES

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 RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED CLAIMS #40598-40939 OF THE CITY OF PETAL GENERAL FUNDS AND THE PETAL WATER AND SEWER FUNDS.

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO PAY CLAIMS #40598-40939 OF THE CITY OF PETAL GENERAL FUNDS AND THE PETAL WATER AND SEWER FUNDS. ALDERMAN MCMURRY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A LETTER OF RESIGNATION FROM CHARLIE LEWIS, WATER DEPARTMENT EMPLOYEE.

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO ACCEPT MR. LEWIS'S LETTER OF RESIGNATION EFFECTIVE DECEMBER 12, 1996. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FOR BRIAN TOWNSEND AND ERIC JONES TO ATTEND FIRE APPARATUS DRIVER 1002 COURSE AT THE MS. STATE FIRE ACADEMY ON MAY 12-23, 1997.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AUTHORIZE MR. TOWNSEND AND MR. JONES TO ATTEND THE 1002 COURSE IN JACKSON IN MAY. ALDERMAN BRANDLE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDER PROMOTING TROYCE THORLA TO PATROLMAN 3RD CLASS EFFECTIVE DECEMBER 8, 1996.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY DUE TO THE RECOMMENDATION BY CHIEF MURPHY AND THE COMPLETION OF THE REQUIREMENTS TO PROMOTE TROYCE THORLA TO PATROLMAN 3RD CLASS.

IT IS HEREBY ORDERED THAT TROYCE THORLA'S PAY BE INCREASED TO THE RATE OF \$18,890. ANNUALLY EFFECTIVE DECEMBER 8, 1996.

SO ORDERED ON THIS THE 3RD DAY OF DECEMBER, A.D., 1996.

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

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDER PROMOTING STEVEN WYLES TO DISPATCHER 3RD CLASS EFFECTIVE DECEMBER 5, 1996.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY DUE TO THE RECOMMENDATION BY CHIEF MURPHY TO PROMOTE STEVEN WYLES TO DISPATCHER 3RD CLASS.

IT IS HEREBY ORDERED THAT STEVEN WYLES' PAY BE INCREASED TO THE RATE OF \$6.331 PER HOUR EFFECTIVE DECEMBER 5, 1996.

SO ORDERED ON THIS THE 3RD DAY OF DECEMBER, A.D., 1996.

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

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDINANCE AMENDING ORDINANCE 1979 (44-G) AND CHANGING THE AMOUNT TO BE CHARGED FOR GARBAGE FEES FOR APARTMENT COMPLEXES AND MOBILE HOME PARKS.

SEE EXHIBIT "B"

ORDINANCE 1979 (44-H)

AN ORDINANCE TO AMEND ORDINANCE NUMBER 1979 (44-G) TO AMEND THE AMOUNT TO BE CHARGED FOR APARTMENT COMPLEXES AND MOBILE HOME PARKS, AND FOR RELATED PURPOSES

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOREGOING ORDINANCE. ALDERMAN BRANDLE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, CITY ATTORNEY THOMAS W. TYNER STATED THAT HE WILL REQUEST AN EXECUTIVE SESSION AT THE END OF THE MEETING TO DISCUSS POSSIBLE LITIGATION CONCERNING THE FEES CHARGED BY THE CITY OF HATTIESBURG FOR THE TREATMENT OF THE SEWER.

WHEREAS, MAYOR GAY PRESENTED THE GOVERNOR'S PROCLAMATION ALLOWING DECEMBER 24 AND 25 AS THE CHRISTMAS HOLIDAYS OBSERVED BY THE STATE.

THEREUPON, ALDERMAN SCOTT MADE A MOTION FOR THE CITY TO OBSERVE DECEMBER 24 AND 25 AS CHRISTMAS HOLIDAYS. ALDERMAN MCMURRY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY REQUESTED THE WISHES OF THE BOARD CONCERNING THE SEWER EXTENSION ON OLD CORINTH ROAD.

THEREUPON, ALDERMAN SCOTT MADE A MOTION THAT THE MAYOR OBTAIN QUOTATIONS FOR THE NECESSARY MATERIALS TO EXTEND THE SEWER AND ALSO QUOTATIONS FOR THE LABOR TO INSTALL THE MATERIALS. ALDERMAN TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, ALDERMAN SCOTT, AT THE CITY ATTORNEY'S REQUEST MADE A MOTION TO CLEAR THE ROOM TO DETERMINE IF AN EXECUTIVE SESSION IS NEEDED. ALDERMAN TIMS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, MAYOR GAY REOPENED THE MEETING.

WHEREAS, ALDERMAN TIMS MADE A MOTION TO ENTER INTO AN EXECUTIVE SESSION TO DISCUSS POSSIBLE LITIGATION CONCERNING THE SEWER TREATMENT FEES CHARGED BY THE CITY OF HATTIESBURG FOR THE TREATMENT OF THE CITY OF PETAL'S SEWER. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.

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 RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN LEROY SCOTT
ALDERMAN SHELBY L TIMS

THOSE PRESENT AND VOTING "NAY":

NONE

NO ACTION WAS TAKEN DURING THE EXECUTIVE SESSION.

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

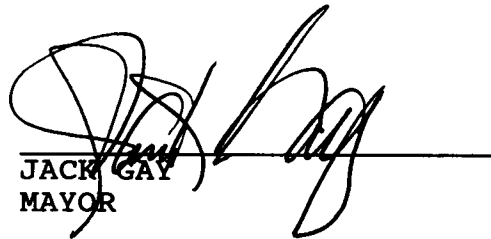
THOSE PRESENT AND VOTING "AYE":

ALDERMAN RAYMOND C. BRANDLE
ALDERMAN WILLIAM H. CAMPBELL
ALDERMAN JOE C. MCMURRY, SR.
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 DECEMBER, A.D., 1996.


JACK GAY
MAYOR

(SEAL)

ATTEST:


PRISCILLA C. DANIEL
CITY CLERK

HARTCO SERVICES, INC.
 124 E. EXHIBIT "A"
 RIDGELAND, MISSISSIPPI 39157
 PHONE 601/850-2131
 FAX 601/856-4779
 MS WATS 1-800-734-8397

No.

DATE: 11/21/96
 INQUIRY NO.

FAX 601-544-0501

TO: CITY OF PETAL
 CITY HALL
 PETAL, MISS.

ESTIMATED DELIVERY
 From receipt
 of order: 3-4 WEEKS
 TERMS

SALESMAN: FOR: PETAL SHIP VIA: TRUCK FOLLOW UP DATE:

QUANTITY	DESCRIPTION	PRICE	UNIT	AMOUNT
1	MODEL 4V750M423 SUBMERSIBLE SEWAGE PUMP, 7 1/2 HP, 230-360 MOTOR, 05' POWER AND CONTROL CORDS			515000

ABOVE PRICES GOOD FOR _____ DAYS.
 PLEASE REFER TO THE ABOVE QUOTATION NUMBER WHEN PLACING YOUR ORDER. SIGNATURE: [Signature]
 Quotation/Proposal

QUOTATION

GENERAL PUMP AND EQUIPMENT CO. TO: CITY OF PETAL
 5320 WEST LYNCH STREET
 JACKSON, MISSISSIPPI 39209
 P.O. BOX 126
 CLINTON, MISSISSIPPI 39160
 PHONE: 601-922-4716
 FAX: 601-922-6803

PROJECT: PUMP BID
 ENGINEER:
 BID DATE: NOVEMBER 21, 1996

Gentlemen:

We are pleased to quote the following on subject project:

QTY (1) PEERLESS MODEL UW1MB-4, 7-1/2 HP, 1750 RPM,
 230 VOLT THREE PHASE MOTOR WITH THE CAPACITY OF
 200 GPM AT 41' TDH

\$ 4,894.00 FREIGHT PAID

- WE DO NOT INCLUDE:
- A. INSTALLATION OF ANY TYPE
 - B. FIELD ELECTRICAL
 - C. MOTOR CONTROLS

PREPARED BY: [Signature]
 YESIA L. ROUSE, VICE-PRESIDENT
 DATE: NOVEMBER 21, 1996

BE IT ORDAINED BY ^{EXHIBIT "B"}THE MAYOR AND BOARD OF ALDERMEN OF THE
CITY OF PETAL, MISSISSIPPI:

SECTION 2. SECTION A. b. of Ordinance 1979(44-G) is amended
to read as follows:

b. For apartment complexes two (2) or more units, the sum
of Eight Dollars and no cents (\$8.00) per unit, per month.

SECTION 2. SECTION A. d. is amended to read as follows, to-
wit:

d. For mobile home parks, the sum of Eight Dollars and no
cents (\$8.00) per unit, per month;

SECTION 3. That except as otherwise amended herein,
Ordinance 1979 (44-G) shall remain in full force and effect.

SECTION 4. This Ordinance shall be in full force and effect
immediately from and after its passage and approval as provided
by law.

The above and foregoing Ordinance having been presented to
the Mayor and Board of Aldermen, first Section by Section, and
then as a whole, the following vote was taken:

Those present and voting "Yea" and in favor of the passage
and adoption of the said Ordinance, Section by Section:

Alderman Raymond C. Brandle
Alderman William H. Campbell
Alderman Joe McMurray
Alderman Leroy Scott
Alderman Shelby L. Tims

Those present and voting "Nay" or against any Section of the
foregoing Ordinance:

None.


Those present and voting "Yea" and in favor of the passage,
adoption, and approval of the foregoing Ordinance as a whole:

Alderman Raymond C. Brandle
Alderman William H. Campbell
Alderman Joe McMurray
Alderman Leroy Scott
Alderman Shelby L. Tims

Those present and voting "Nay" or against the passage,
adoption, and approval of the foregoing Ordinance as a whole:

None.

The above and foregoing Ordinance, having been approved,
Section by Section, and then as a whole, the same was duly
adopted on this, the 3rd day of December, A.D., 1996.



JACK GAY, JR., MAYOR

(SEAL)

ATTEST:


PRISCILLA C. DANTEL