

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 MARCH 4, 1997 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 (ARRIVED LATE) WILLIAM H. CAMPBELL JOE C. MCMURRY LEROY SCOTT SHELBY TIMS
OTHERS PRESENT	CHIEF WAYNE MURPHY FIRE CHIEF AUBRA EVANS DAN TOLBERT MIKE SMITH MALCOLM MCDONALD JERRY CROWE ALLEN FLYNT

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 PRESENTED THE FOLLOWING AMENDMENTS TO THE AGENDA:

ADD: VII. BIDS - A) TRAFFIC SIGNS  
X. GENERAL BUSINESS - 12. LISA SWILLEY - RESIGNATION  
XI. SEMINAR & TRAVEL REQUEST  
C) DEBRA RUSSELL - COURT CLERKS TRAINING SEMINAR  
XII. ORDERS & ORDINANCES  
C) MARK BULLOCK - DISPATCHER  
XIV. MAYOR'S REPORT  
A) TRANSFER \$26,220 FROM GENERAL FUND TO SOLID WASTE FUND

DELETE: X. GENERAL BUSINESS - 11. CLAIMS (SEE ITEM # 6)  
XI. SEMINAR & TRAVEL REQUEST  
A) LISA SWILLEY TO ATTEND APCO BASIC TCO TRAINING

THEREUPON, ALDERMAN TIMS MADE A MOTION THAT THE AGENDA BE ADOPTED WITH THE FOREGOING AMENDMENTS. ALDERMAN SCOTT SECONDED THE MOTION.

(ALDERMAN BRANDLE ARRIVED)

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 THAT THE MINUTES OF THE REGULAR MEETING OF FEBRUARY 18, 1997 BE ACCEPTED AS WRITTEN. 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 CALLED FOR PUBLIC COMMENT.

THEREUPON, MALCOLM MCDONALD REQUESTED THAT THE CITY PUT A FOUR (4) WAY STOP AT THE CORNER OF EAST 5TH STREET AND SMITH STREET. MR. MCDONALD STATED THAT THERE ARE 10 CHILDREN IN THAT NEIGHBORHOOD UNDER THE AGE OF 12 AND THERE IS EXCESSIVE SPEED ON SMITH STREET AND A PINE TREE BLOCKS THE VISION ON THAT CORNER.

THEREUPON, MAYOR GAY STATED THAT HE WOULD REFER THIS MATTER TO TRAFFIC CONTROL IN THE POLICE DEPARTMENT.

THEREUPON, Q. T. CONWAY STATED THAT HE WOULD LIKE TO SEE THE BOARD RECONSIDER THE LOGGING ORDINANCE. MR. CONWAY STATED THAT IT IS "PICKING ON LOGGERS".

THEREUPON, JERRY CROWE ADDRESSED THE BOARD CONCERNING THE CANCELLATION OF THE AGREEMENT BETWEEN THE CITY OF PETAL AND FORREST COUNTY FOR THE CONTROL OF AMBULANCE SERVICE IN THE CITY OF PETAL; AN ORDINANCE TO APPOINT A MEMBER OF THE BOARD OF ALDERMEN TO THE PLANNING COMMISSION; AND AN ORDINANCE TO FORM AND ECONOMIC DEVELOPMENT COMMITTEE WITH A MEMBER OF THE BOARD OF ALDERMEN TO SERVE ON THIS COMMITTEE.

WHEREAS, MAYOR GAY STATED THAT AT 2:00 P.M. THE BIDS FOR THE TRAFFIC SIGNS WERE OPENED AND READ AS FOLLOWS TO-WIT:

SEE EXHIBIT "A"

CUSTOM PRODUCTS CORPORATION	\$41,246.72
P O BOX 54091	
JACKSON, MS. 39288	

ROPER SUPPLY COMPANY	\$44,546.39
P O BOX 367	
PICAYUNE, MS. 39466	

THEREUPON, MAYOR GAY STATED THAT DUE TO THE AVAILABILITY OF THE MONEY FROM THE MDOT GRANT THE LOWEST BIDDER CUSTOM PRODUCTS HAS AGREED TO NEGOTIATE ON THEIR PRICE PER UNIT TO A TOTAL BID OF \$24,317.54.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AWARD THE BID TO CUSTOM PRODUCTS CORPORATION AS LOWEST BIDDER AND TO NEGOTIATE THE TOTAL AMOUNT OF THE BID TO \$24,317.54. 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, DAN TOLBERT, CITY INSPECTOR, STATED THAT HE HAS NOT ISSUED A FINAL INSPECTION TO THE CONTRACTOR, MCDANIEL INVESTMENTS, INC., FOR THE NEW PETAL POST OFFICE AND THERE ARE SOME DRAINAGE AND CLEAN-UP THAT HAVE NOT BEEN COMPLETED. MR. TOLBERT STATED THAT HE

HAS NOTIFIED THE CONTRACTOR OF THE DEFICIENCIES AND THE CONTRACTOR RESPONDED BUT HAS NOT COMPLETED THE WORK.

THEREUPON, ALDERMAN TIMS MADE A MOTION TO SCHEDULE A HEARING TO DETERMINE THE STATE OF THE PROPERTY ON APRIL 1, 1997 AT 6:30 P.M. 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, MR. TOLBERT PRESENTED A DRAFT OF THE ORDINANCES ADDRESSING LOGGING OPERATIONS AND HOUSE MOVING CONTRACTORS IN THE CITY OF PETAL.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO TAKE THESE ORDINANCES UNDER ADVISEMENT. 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 STATED THAT MAULDIN TRACTOR AND CRAIN TRACTOR, THE APPARENT LOW BIDDERS FOR THE BACKHOE FOR THE WATER DEPARTMENT, COULD NOT MEET THE DELIVERY DEADLINE IN THE SPECIFICATIONS; THEREFORE HE WOULD RECOMMEND THAT THE BOARD ACCEPT THE NEXT LOWEST BID FROM TUBB EQUIPMENT OF \$40,392.25 WHICH INCLUDES THE TRADE-IN OF THE CITY JCB BACKHOE.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO PURCHASE THE BACKHOE FROM TUBB EQUIPMENT AT A COST OF \$40,392.25. 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 WRITTEN QUOTATIONS FOR THE FINANCING OF THE CASE BACKHOE FOR THE WATER DEPARTMENT.

SEE EXHIBIT "B"

CASE EQUIPMENT	5.90%
FIRST CONTINENTAL LEASING	4.91%

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO ACCEPT THE LOWEST QUOTATION FOR THE FINANCING OF THE BACKHOE FOR THE WATER DEPARTMENT. ALDERMAN CAMPBELL 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 RECOMMENDATION FROM THE PETAL PLANNING COMMISSION TO DENY THE ZONING REQUEST FROM MR. EDWARD KING.

THEREUPON, ANDREW DUNAWAY STATED THAT HE WOULD LIKE TO SPEAK ON BEHALF OF MR. KING. MR. DUNAWAY STATED THAT HE ATTENDED THE HEARING FOR MR. KING AND HE FELT THAT THE REASON'S GIVEN FOR OPPOSING MR. KING'S DEVELOPMENT WERE NOT ADEQUATE. MR. DUNAWAY STATED THAT HE WAS NOT OPPOSED TO THE DEVELOPMENT AND HE OWNS THE PROPERTY NEXT DOOR TO MR. KING'S. MR. DUNAWAY STATED THAT THE DEVELOPMENT WOULD BE GOOD FOR TH COMMUNITY.

THEREUPON, EDWARD KING STATED THAT HE FELT THAT HIS DEVELOPMENT WOULD BE AN ASSET FOR THE COMMUNITY AND AS FAR AS THE PLANNING COMMISSION'S STATEMENT THAT THEY ARE MAINTAINING THE RESIDENTIAL NEIGHBORHOOD, MR. KING STATED THAT THERE IS A DAY CARE ON ONE SIDE OF HIS PROPERTY, RICHTON TIE AND TIMBER ON THE OTHER SIDE AND A COUNTY VOTING PRECINCT ACROSS THE STREET.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO TAKE THIS MATTER UNDER ADVISEMENT. 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 LETTER OF RESIGNATION FROM FRANK SELLERS DUE HIS ILLNESS.

THEREUPON, ALDERMAN CAMPBELL MADE A MOTION TO ACCEPT MR. SELLERS' LETTER OF RESIGNATION. 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 FINAL PLAT FOR PHASE II OF THE NORTHRIDGE SUBDIVISION.

THEREUPON, ALDERMAN CAMPBELL MADE A MOTION TO APPROVE THE FINAL PLAT FOR PHASE II OF THE NORTHRIDGE SUBDIVISION. 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 LETTER OF RESIGNATION FROM CHRIS TRAWICK EFFECTIVE FEBRUARY 21, 1997.

THEREUPON, ALDERMAN TIMS MADE A MOTION TO ACCEPT MR. TRAWICK'S RESIGNATION. 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 ZONING CHANGE REQUEST FROM BRENDA PAGE MADDEN FOR HER PROPERTY AT 739 HIGHWAY 42.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO SET THE HEARING FOR MARCH 25, 1997 AT 7:00 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 CLAIMS #41683-42037 OF THE CITY OF PETAL GENERAL FUNDS AND THE PETAL WATER AND SEWER FUNDS.

THEREUPON ALDERMAN CAMPBELL MADE A MOTION TO PAY CLAIMS # 41683-42037 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 THE FOLLOWING PROOF OF PUBLICATION TO THE BOARD.

A) PUBLIC NOTICE - AUDIT REPORT

THEREUPON, ALDERMAN SCOTT MADE A MOTION THAT THE FOREGOING PROOFS OF PUBLICATION BE ACCEPTED AND FILED. 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 STATED THAT IN ORDER TO PREPARE FOR THE APPLICATION FOR THE CDBG GRANT PROJECT THE CITY WILL NEED TO HAVE THE SEWER LINES ON OGILSVIE, WOODLAWN, CASSIL, CORINTH AND CARTERVILLE ROAD CLEANED AND TELEVISED TO OBTAIN THE INFORMATION NEEDED. MAYOR GAY STATED THE COST WILL BE APPROXIMATELY \$7,500.00 TO DO THE 2400 LINEAR FEET.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AUTHORIZE INSTITUFORM, INC. TO PERFORM THE CLEANING AND TELEVISING. 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 STATED THAT RESERVATIONS AND REGISTRATIONS WILL NEED TO BE MADE FOR THE CITY OFFICIALS ATTENDING THE MISSISSIPPI MUNICIPAL ASSOCIATION (MMA) CONVENTION IN BILOXI, MS. ON JULY 14-17, 1997.

THEREUPON, ALDERMAN TIMS MADE A MOTION TO AUTHORIZE THE CITY CLERK TO MAKE THE RESERVATIONS AND TO PAY THE REGISTRATIONS FOR THE MMA CONVENTION IN JULY. ALDERMAN CAMPBELL 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 INVOICE # 712590 IN THE AMOUNT OF \$1,950.00 FROM NEEL-SCHAFFER, INC. FOR THE GIS BASE MAP AND WATER SYSTEM.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO PAY \$1,950.00 TO NEEL-SCHAFFER, INC. ALDERMAN CAMPBELL 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 LETTER OF RESIGNATION FROM LISA SWILLEY, DISPATCHER, EFFECTIVE FEBRUARY 27, 1997.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ACCEPT MS. SWILLEY'S RESIGNATION. 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 TRAVEL REQUEST FROM CHIEF WAYNE MURPHY TO ATTEND THE MS ASSOCIATION OF CHIEFS CONFERENCE IN JACKSON, MS APRIL 7-11, 1997.

THEREUPON, ALDERMAN TIMS MADE A MOTION TO AUTHORIZE THE CHIEF TO ATTEND THE CONFERENCE AND TO PAY HIS EXPENSES. ALDERMAN CAMPBELL 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 DEBRA RUSSELL, COURT CLERK, TO ATTEND THE MUNICIPAL COURT CLERK'S TRAINING SEMINAR MARCH 18, 1997.

THEREUPON, ALDERMAN CAMPBELL MADE A MOTION TO AUTHORIZE MS. RUSSELL TO ATTEND THE TRAINING SEMINAR. 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 ORDER HIRING VINCE HARVEY IN THE STREET DEPARTMENT EFFECTIVE MARCH 5, 1997 AT A RATE OF \$6.00 PER HOUR.

ORDER

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

IT IS HEREBY ORDERED THAT VINCE HARVEY BE HIRED AS A LABORER IN THE STREET DEPARTMENT AT A RATE OF \$6.00 PER HOUR EFFECTIVE MARCH 5, 1997.

SO ORDERED ON THIS THE 4TH DAY OF MARCH, A.D., 1997.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOREGOING ORDER. 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 THE FOLLOWING ORDER HIRING MARK CLARK IN THE STREET DEPARTMENT EFFECTIVE MARCH 10, 1997 AT A RATE OF \$6.00 PER HOUR.

ORDER

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

IT IS HEREBY ORDERED THAT MARK CLARK BE HIRED AS A LABORER IN THE STREET DEPARTMENT AT A RATE OF \$6.00 PER HOUR EFFECTIVE MARCH 10, 1997.

SO ORDERED ON THIS THE 4TH DAY OF MARCH, A.D., 1997.

THEREUPON, ALDERMAN MCMURRY 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 THE FOLLOWING ORDER HIRING MARK BULLOCK AS A DISPATCHER IN THE POLICE DEPARTMENT EFFECTIVE MARCH 17, 1997 AT A RATE OF \$6.082.

ORDER

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

IT IS HEREBY ORDERED THAT MARK BULLOCK AS A DISPATCHER AT A RATE OF \$6.082 HOUR EFFECTIVE MARCH 17, 1997.

SO ORDERED ON THIS THE 4TH DAY OF MARCH, A.D., 1997.



THEREUPON, ALDERMAN TIMS MADE A MOTION TO ADOPT THE FOREGOING ORDER. 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 RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR THE CDBG GRANT.

SEE EXHIBIT "C"

RESOLUTION

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE STATE OF MISSISSIPPI, DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT FOR A SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOREGOING RESOLUTION. 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 STATED THAT PURSUANT TO SECTION 21-57-59 OF THE MISSISSIPPI CODE OF 1972, AS AMENDED, THE CITY WILL NEED TO TRANSFER \$26,220.00 FROM THE GENERAL FUND TO THE SOLID WASTE FUND.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO TRANSFER \$26,220 FROM THE GENERAL FUND TO THE SOLID WASTE FUND OF THE CITY OF PETAL. 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 PROPOSED AMENDMENT TO THE ZONING ORDINANCE AS IT PERTAINS TO THE PLACEMENT OF MOBILE HOMES IN THE CITY OF PETAL.

SEE EXHIBIT "D"

PROPOSED AMENDMENT

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO REFER THE PROPOSED AMENDMENT TO THE PLANNING COMMISSION FOR THEIR REVIEW. 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, CITY ATTORNEY THOMAS W. TYNER REQUESTED AN EXECUTIVE SESSION TO DISCUSS A LEGAL MATTER.

THEREUPON, ALDERMAN TIMS MADE A MOTION TO CLEAR THE ROOM TO DETERMINE IF AN EXECUTIVE SESSION WAS NEEDED. 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

MAYOR GAY REOPENED THE MEETING.

THEREUPON, ALDERMAN TIMS MADE A MOTION TO ENTER INTO EXECUTIVE SESSION TO DISCUSS LEGAL MATTERS. 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

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADJOURN THE EXECUTIVE SESSION. 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

NO ACTION TAKEN IN EXECUTIVE SESSION

WHEREAS, UPON THE RECOMMENDATION OF CHIEF WAYNE MURPHY, ALDERMAN CAMPBELL MADE A MOTION TO REDUCE THE RANK OF CAPTAIN MICHAEL J. SMITH TO THE RANK OF SERGEANT, EFFECTIVE MARCH 4, 1997, AND TO ALSO CHANGE HIS JOB TITLE FROM CHIEF INVESTIGATOR TO INVESTIGATOR. ALDERMAN BRANDLE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

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

THOSE PRESENT AND VOTING "NAY":

ALDERMAN JOE C. MCMURRY, SR.

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

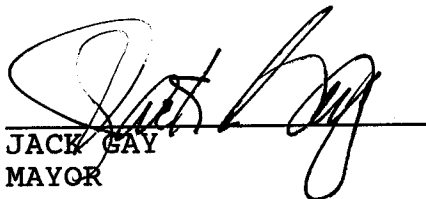
THOSE PRESENT AND VOTING "AYE":

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 WAS ADJOURNED ON THIS THE 4TH DAY OF MARCH, A.D., 1997.

  
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JACK GAY  
MAYOR

(SEAL)

ATTEST:

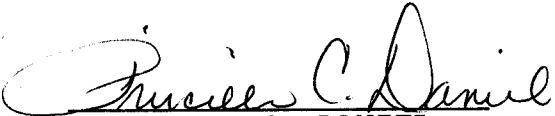
  
\_\_\_\_\_  
PRISCILLA C. DANIEL  
CITY CLERK

EXHIBIT "A"

CITY OF PETAL, MISSISSIPPI  
TRAFFIC SIGNS

BID OPENING: TUESDAY, MARCH 4, 1997, AT 2:00 P.M.

CONTRACTOR	BOND	TOTAL BID
Custom Products Corporation P. O. Box 54091 Jackson, MS. 39288	Security - 570	41,246 <sup>12</sup>
Image Signs Hattiesburg, MS. 39401		
Roper Supply company P. O. Box 367 Picayune, MS. 39466	ck	44,546 <sup>39</sup>

I hereby certify that the above is an exact and true tabulation of the bids received by the City of Petal, Mississippi, at 2:00 P.M., on Tuesday, March 4, 1997.

\_\_\_\_\_  
Frank H. Dunaway, P. E.

DATE 2/21/97

Tubb - CASE Equip.  
EXHIBIT "B"

AMORTIZATION SCHEDULE  
FOR: CITY OF PETAL  
CASE 580L

7	LOAN AMOUNT	40,392.25		CLOSING DATE
8	LOAN PAYMENT	779.02	MONTHLY	FIRST PAYMENT DATE
9	INTEREST RATE	5.90 %		LAST PAYMENT DATE
10	NUMBER OF PAYMENTS	60		BALLOON AMOUNT
11	MONTH	PRINCIPAL	INTEREST	PRINCIPAL BALANCE
12				
13	1997			
14	MARCH	580.42	198.60	39,811.83
15	APRIL	583.28	195.74	39,228.55
16	MAY	586.15	192.87	38,642.40
17	JUNE	589.03	189.99	
18	MON 13:38 FAX 18003221611	FIRST CONTINENTAL		001

## FIRST CONTINENTAL LEASING

a division of Bank of Mississippi

P. O. Box 15097

Hattiesburg, MS 39404-5097

601-544-3252 - 800-222-1610 - FAX 800-322-1611

February 24, 1997

Sent Via FAX# 601-545-6685  
Ms. Priscilla Daniel, City Clerk,  
City of Petal

Dear Ms. Daniel:

It is a pleasure to submit for your consideration the following proposal to provide lease-purchase financing based on the terms and conditions set forth below:

1. Lessor: First Continental Leasing, a division of Bank of Mississippi
2. Lessee: City of Petal
3. Equipment Description: Backhoe
4. Equipment Cost: \$41,496.00 & \$40,392.25
5. Lease Term: 3, 4 or 5 Years
6. Lease Payments:

\$41,496.00  
 36 @ \$788.44 w/balloon \$17,428.32 (42%)  
 48 @ \$653.28 w/balloon \$15,768.48 (38%)  
 60 @ \$607.64 w/balloon \$11,618.88 (28%)

\$40,392.26  
 36 @ \$788.26 w/balloon \$16,156.90 (40%)  
 48 @ \$658.71 w/balloon \$14,137.29 (35%)  
 60 @ \$609.27 w/balloon \$10,098.06 (25%)
7. Lease Rate: 4.91%
8. Funding Date: This proposal is contingent upon the equipment being delivered and the lease funded prior to March 31, 1997. If the equipment is not delivered and the lease funded prior to March 31, 1997, this proposal is null and void. Any extension of the funding date must be in writing.

RESOLUTION  
EXHIBIT "C"

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE STATE OF MISSISSIPPI, DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT FOR A SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED.

WHEREAS, the State of Mississippi is authorized to make grants for Community Development projects by authority of the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the Act requires the preparation of a Community Development Needs Assessment and the adoption of such Assessment by the governing body of the applicant; and

WHEREAS, receipt by the applicant of such federal assistance will require the certification of certain assurances to the Act;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Alderman of the City of Petal, Mississippi:

1. That Mayor Jack Gay, being the chief executive officer of the City of Petal is authorized to executive and file an application for Small Cities Community Development Block Grant Funds on behalf of the City of Petal with the State of Mississippi, Department of Economic and Community Development to aid in the financing of community development improvements.
2. That the Community Development Needs Assessment with Assurances will be on file in the office of the City Clerk upon submission to the State and is hereby adopted as the official Community Development Needs Assessment for the City of Petal for the Small Cities Program.
3. That Jack Gay, Mayor for the City of Petal, Mississippi, is authorized to furnish on behalf of the City, such additional information as the State of Mississippi, Department of Economic and Community Development may require in connection with the grant application or the project.
4. That Jack Gay, being the Chief Executive Officer of the City of Petal is authorized to execute those documents and agreements that may be required to accept and implement this grant, if awarded.

This, the 4th day of March A.D., 1997.

The above and foregoing Resolution, after having been first reduced to writing, was introduced by ALDERMAN SCOTT, seconded by ALDERMAN TIMS, and was adopted by the following vote, to wit:

YEAS:

ALDERMAN BRANDLE  
ALDERMAN CAMPBELL  
ALDERMAN MCMURRY  
ALDERMAN SCOTT  
ALDERMAN TIMS

NAYS:


NONE

The Mayor thereby declared the motion carried and the Resolution adopted, on this the 4th day of March A.D., 1997.

(SEAL)

ATTEST:

ADOPTED

  
CITY CLERK


  
MAYOR

EXHIBIT "D"

DRAFT - WORK COPY

ORDINANCE 1979(42-\_\_\_)

AN ORDINANCE AMENDING CERTAIN SECTIONS OF ORDINANCE 1979 (42) OF THE COMPREHENSIVE ZONING REGULATIONS FOR THE CITY OF PETAL, MISSISSIPPI, TO PERMIT, IN CERTAIN INSTANCES, THE REPLACEMENT OF NON-CONFORMING MOBILE HOMES

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BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI:

SECTION II: That the following article of Ordinance 1979 (42) be amended as follows:

6.113 Single Mobile Home Units or Modular Homes Units Not in Mobile Home Parks

Mobile Home units or Modular Home Units existing upon parcels of land outside of mobile home parks shall comply with the following regulations:

1. Mobile home units or Modular Home Units presently existing in the City of Petal may continue as a non-conforming use, even on change of ownership or occupancy. Further, replacement of or additions to Mobile Home units or Modular Home units, presently existing in the City of Petal, will be permitted upon application to and approval by the Building Official of the City of Petal, including the issuance of the appropriate permit(s); that any person denied said permit(s) may take an appeal to the Board of Zoning Appeals of the City, as provided elsewhere in this Ordinance, and may further appeal any adverse decision as provided elsewhere in this Ordinance.

SECTION III: All Ordinances in conflict herewith, and the same are hereby repealed.

SECTION IV: This Ordinance shall be in full force and effect thirty (30) days after its passage.

SECTION V: That except as amended herein, Ordinance Number 1979 (42) be and remains in full force and effect.

The above and foregoing Ordinance having been reduced to writing, the same was read and voted upon, first section by section and then upon the Ordinance as a whole.

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