

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 MAY 20, 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 WILLIAM H. CAMPBELL JOE C. MCMURRY LEROY SCOTT SHELBY TIMS
OTHERS PRESENT	DENA WATKINS CHIEF AUBRA EVANS CHIEF WAYNE MURPHY DAN TOLBERT

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

THE INVOCATION WAS OFFERED BY THOMAS W. TYNER.

WHEREAS, MAYOR GAY PRESENTED THE AGENDA TO THE BOARD.

THEREUPON, ALDERMAN TIMS MADE A MOTION TO ADOPT THE AGENDA. 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, ALDERMAN CAMPBELL MADE A MOTION TO ACCEPT THE MINUTES OF THE REGULAR MEETING OF MAY 6, 1997 AS WRITTEN. 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 CALLED FOR PUBLIC COMMENT.

THEREUPON, DENA WATKINS ADDRESSED THE BOARD CONCERNING THE CONVERSION OF A SMALL OFFICE AREA IN A COMMERCIAL ZONED BUILDING INTO AN APARTMENT. MRS. WATKINS STATED THAT THE REST OF THE BUILDING IS BEING USED AS A RETAIL BUSINESS AND THE USE OF THIS SMALL AREA AS COMMERCIAL CAUSES A PARKING PROBLEM FOR BOTH BUSINESSES. MRS. WATKINS STATED THAT THIS AREA WAS USED AS AN APARTMENT BEFORE IT WAS TURNED INTO AN INSURANCE OFFICE.

THEREUPON, DAN TOLBERT, ZONING ADMINISTRATOR, STATED THAT THE BUILDING IS NOT ZONED FOR RESIDENTIAL AND THAT MRS. WATKINS WILL HAVE TO APPLY FOR THE BUILDING TO BE REZONED TO C-3 TO ALLOW FOR AN APARTMENT AND A RETAIL BUSINESS IN THE SAME BUILDING.

WHEREAS, RICHARD DAVIS STATED THAT HE CHALLENGED THE BOARD TO MAKE TRAILER PARKS COME UP TO STANDARD AND TO ALLOW THE REPLACEMENT OF OLD TRAILERS WITH NEW TRAILERS WHICH WOULD IMPROVE THE APPEARANCE OF THE CITY.

WHEREAS, THE HOUR OF 7:00 P.M. HAVING ARRIVED, THE MAYOR AND BOARD OF ALDERMAN PROCEEDED TO PUBLICLY OPEN AND READ THE SEALED BIDS FOR THE NEW PUMPER TRUCK.

SEE EXHIBIT "A"

SUNBELT FIRE APPARATUS 8111 MCGOWIN DRIVE FAIRHOPE, ALA 36532	NO BID
TUPELO FIRE 4915 CLIFF GOOKIN BLVD TUPELO, MS. 38801	\$145,256.90
HARLESS FIRE EQUIPMENT 109 S 43RD STREET BIRMINGHAM, ALA 35232	NO BID
FERRA FIRE	\$156,788.00

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO TAKE THE FOREGOING BIDS 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 FOLLOWING WRITTEN QUOTATIONS FOR THE PURCHASE OF A PHASE CONVERTOR FOR A LIFT STATION.

SEE EXHIBIT "B"

SPEED ELECTRIC MOTOR CO. 511 NORTH STREET HATTIESBURG, MS. 39401	\$ 2,925.50
STUART C. IRBY CO. HATTIESBURG, MS. 39401	\$ 3,300.00

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ACCEPT THE LOWEST QUOTATION FROM SPEED ELECTRIC MOTOR CO. AT A COST OF \$2,925.50. 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, DAN TOLBERT, BUILDING INSPECTOR, PRESENTED THE PLANS FOR A COMMERCIAL BUILDING BEING PROPOSED BY THE FAMILY DOLLAR STORE FOR THE BOARD'S APPROVAL.

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO ACCEPT THE PLANS. 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 RECOMMENDATION FROM THE PLANNING COMMISSION THAT THERE BE NO CHANGES TO THE MOBILE HOME ORDINANCE.

THEREUPON, ALDERMAN CAMPBELL MADE A MOTION TO ACCEPT THE RECOMMENDATION OF THE PLANNING COMMISSION. 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 A REQUEST HAS BEEN MADE THAT THE CITY OF PETAL CONSIDER THE ADOPTION OF A SIGN ORDINANCE.

THEREUPON, ALDERMAN BRANDLE MADE A MOTION TO AUTHORIZE THE CITY ATTORNEY TO DRAFT A SIGN ORDINANCE FOR CONSIDERATION BY THE BOARD. 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 THE 1986 FORD LTD CROWN VICTORIA SERIAL # 2FABP43GIGXI63357 THAT WAS DECLARED SURPLUS PROPERTY BE PULLED FROM THE AUCTION LIST AND PLACED IN THE RECREATION DEPARTMENT.

THEREUPON, ALDERMAN CAMPBELL MADE A MOTION TO PLACE THE 1986 LTD CROWN VICTORIA IN THE RECREATION DEPARTMENT. 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 PROOF OF PUBLICATION TO THE BOARD.

A) ADVERTISEMENT - NEW CLASS A PUMPER FIRE APPARATUS

THEREUPON, ALDERMAN BRANDLE 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 THE 6 MONTH TERM CONTRACT FOR ASPHALT AND ASPHALT OVERLAY WILL EXPIRE JUNE 30, 1997.

THEREUPON, ALDERMAN CAMPBELL MADE A MOTION TO ADVERTISE FOR BIDS FOR THE 6 MONTH TERM CONTRACT. 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 REVENUE AND EXPENDITURE REPORT FOR THE MONTH OF APRIL TO THE BOARD.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ACCEPT THE REVENUE AND EXPENDITURE REPORT FOR THE MONTH OF APRIL. 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 A TRAVEL REQUEST FORM FOR THE COURT CLERK TO ATTEND THE MS. COURT CLERK ASSOCIATION SEMINAR IN BILOXI, MS. ON JULY 14 & 15, 1997.

THEREUPON, ALDERMAN TIMS MADE A MOTION TO AUTHORIZE THE COURT CLERK TO ATTEND THE COURT CLERK'S SEMINAR. 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 THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF APRIL TO THE BOARD.

THEREUPON, ALDERMAN CAMPBELL MADE A MOTION TO ADJOURN. 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

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 20TH DAY OF MAY, A.D., 1997.



JACK GAY
MAYOR

(SEAL)

ATTEST:



PRISCILLA C. DANIEL
CITY CLERK

EXHIBIT "A"



FIRE APPARATUS PROPOSAL

TO: City of Petal DATE: May 20, 1997
119 West 8th Avenue
Petal, MS 39465 DEALER: FFA Direct

GENTLEMEN:

FERRARA FIRE APPARATUS, INC., HEREBY PROPOSES TO MANUFACTURE AND FURNISH YOU, SUBJECT TO YOUR ACCEPTANCE OF THIS PROPOSAL AND THE PROPER SIGNING AND EXECUTION OF THE ATTACHED CONTRACT AND ADDENDUM(S) BY THE PARTIES THERETO, THE APPARATUS AND APPURTENANCES HEREIN DESCRIBED AND FOR THE FOLLOWING PRICES LISTED BELOW. IN THE EVENT THE PURCHASER USES ITS OWN PURCHASE ORDER OR ITS OWN CONTRACT PAGES IN LIEU OF SIGNING THE ATTACHED CONTRACT, IT SHALL BE UNDERSTOOD BY ALL PARTIES THAT ALL TERMS AND CONDITIONS OF THE ATTACHED CONTRACT AND ADDENDUM(S) SHALL TAKE PRECEDENCE OVER ANY AND ALL OTHER DOCUMENTS.

One (1) or more new Ferrara Fire Apparatus, Inc. Commercial Pumper, Extruded Aluminum Fire Body, Poly Tank, with a Waterous Fire Pump mounted on one (1) or more 1996 International Chassis for the sum of One Hundred Fifty-Six Thousand Seven Hundred Eighty-Eight Dollars (\$156,788.00) per unit as per the enclosed set of specifications.

NO FEDERAL, STATE, OR LOCAL TAXES ARE INCLUDED, UNLESS SUCH TAXES ARE ITEMIZED.

DELIVERY: 150-200 (CALENDAR DAYS) F.O.B. Petal, MS

All apparatus and appurtenances shall be manufactured in accordance with the attached specifications, with the same specifications becoming a part of the contract. Delivery shall be made within the time specified below after receipt and acceptance by FERRARA FIRE APPARATUS, INC., of the properly signed and executed contract and addendum(s). The delivery time indicated is based on the best delivery knowledge available at this time. Delivery shall be contingent upon delays or failure to deliver from our suppliers, delays caused by or resulting from labor problems, chassis shortages, strikes, fire, flood, accidents, any other acts of God, or any other circumstances which are beyond the control of this corporation.

TERMS OF PAYMENT: All apparatus shall be paid NET UPON DELIVERY AND ACCEPTANCE. In the event equipment shortages occur, the PURCHASER is to pay full purchase price less a 5% retainage for such shortages. Any amount deducted is then payable upon receipt and acceptance of such shortages.

ALL PRICES OR QUOTATIONS ARE SUBJECT TO CHANGE OR WITHDRAWAL UNLESS ACCEPTED WITHIN 30 FROM THE DATE HEREIN SET FORTH.

BY: [Signature]
TITLE: President

SEAL

EXHIBIT "A"



STATES FIRE APPARATUS, INC.

100 Third Street, P.O. Box 57 • Lyons, South Dakota 57041
Phone: (605) 543-5591 • FAX: (605) 543-5593

Fire Dept.	City of Petal	Date	5-20-97
Address	119 West 8th Avenue		
City	Petal	State	MS
		Zip	39465

Dear Sirs:

We hereby propose and agree to furnish, after your acceptance of this proposal and the proper execution by City of Petal and an officer of Central States Fire Apparatus, Inc., the following apparatus and equipment:

Central States 1250 GPM Pumper Apparatus and specified loose equipment
mounted on 1998 IH 4900 4door Chassis, all per enclosed Central States specs.

All of which are to be built in accordance with the specifications, clarifications and exceptions attached, and which are made a part of this agreement and contract, to delivery same in 325 days after receipt of order, subject to all causes beyond our control, for the sum of:

<u>Central States 1250gpm Pumper Apparatus and equipment</u>	\$
<u>mounted on 1998 IH 4900 4door chassis</u>	\$ <u>145,256.90</u> ***
	\$

One Hundred Forty Five Thousand Two Hundred Fifty Six & 90/100 Dollars

Payment Terms: Final payment for the apparatus shall be made at time of delivery or pick up of the completed vehicle. Due to insurance liability, the apparatus will not be left at the purchaser's location without full acceptance and payment or prior agreement between purchaser and bidder.

*** Note: If chassis is paid for upon arrival at plant in Lyons, SD deduct \$3441.00
The amount in this proposal shall remain firm for a period of 30 days from the date of same.

Respectfully submitted,

Dealer Tupelo Fire Equipment, Inc.

Salesman Steve Golding

Central States Fire Apparatus, Inc.

Title

Date

We agree to accept the above Proposal
and enter into contract with signature below.

Title

Title

Date

EXHIBIT "A"



(334) 928-9917

1-800-642-8484

8111 McGowin Drive • Fairhope, Alabama 36532

FAX: (334) 928-9933

May 20, 1997

City Of Petal
119 West 8th Avenue
Petal, MS 39465

Attn: Priscilla C. Daniel

Ms. Daniel

Thank you for the invitation to bid for a fire department pumper which is to be opened on May 20, 1997 at 7:00 pm. At this time our company, SUNBELT FIRE APPARATUS, INC., will submit a **NO BID**.

The specifications which are advertised do not meet the current NFPA 1901 standards for fire apparatus construction. The liability in building a non-compliant vehicle is significant. Some manufacturers will construct non-compliant vehicles upon signing of a waiver of liability by the buyer. This waiver places all the liability on the buyer in the event of a failure of the equipment. Emergency One has taken the stand that we will not accept such liability and we will not place our customers in the position of having to accept liability for vehicles which are not in compliance with the national standards.

We request our name remain on your bidders' list for any future fire protection needs. If you have any further needs or questions, please feel free to contact us at your convenience.

Very truly yours,
SUNBELT FIRE APPARATUS, INC.

Donald M. Rhodes
Apparatus Manager



Fire & Rescue Trucks and Supplies

EXHIBIT "A"

Harless
FIRE EQUIPMENT INC.

109 South 43rd Street P.O. Box 320409 Birmingham, AL 35232

Date: 5/10/97

To: CITY OF PETAL
P.O. DRAWER 564
PETAL, MS. 39465
ATTN: PRISCILLA DANIELS

Ref: FIRE APPARATUS BID
DUE 5/10/97

We are unable to submit a proposal on the above referenced request for the following reason(s):

- Not in our sales coverage area for this type unit.
- Not a product we currently offer.
- Insufficient time to respond.
- Unable to meet bid requirements.
- Unable to meet specifications.
- Other: _____

Thank you for the opportunity to quote and we request that our name remain on your Vender's list for future purchases.

Sincerely,

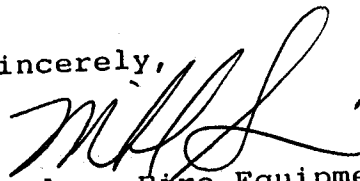

Harless Fire Equipment, Inc.

EXHIBIT "B"

DAY PHONE 583-0388

NIGHT PHONE 545-3354



SPEED ELECTRIC MOTOR CO.



INDUSTRIAL MOTOR REWINDING AND REPAIRS
NEW, USED AND REBUILT MOTORS

BALDOR • UNIVERSAL • DAYTON

Authorized Sales and Service

UNIVERSAL HEATING & AIR CONDITIONING MOTORS

511 North Street — P. O. Box 603
HATTIESBURG, MISSISSIPPI 39401

May 20, 1997

QUOTATION

CITY OF PETAL

1 Only - Argo Roto-Phase Model# DBB Fr 256 7.5HP

Freight Prepaid
1 to 2 Weeks

\$ 2,925.50

THANKS

Steve Speed

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INTENTIONALLY