

BE IT REMEMBERED THAT THERE IS BEGUN AND HELD THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI ON NOVEMBER 17, 1998 AT 7:00 P.M. IN THE BOARD ROOM OF SAID CITY.

THOSE PRESENT	MAYOR JACK GAY
CITY ATTORNEY	THOMAS W. TYNER
ALDERMEN	WILLIE W. HINTON CHARLES E. HOLBROOK ROBERT F. LANGFORD DONALD H. ROWELL LEROY SCOTT
OTHERS PRESENT	JENNIFER STEVENS BUTCH PRESTRIDGE JANE PRESTRIDGE CHIEF RODNEY JARRELL CHIEF AUBRA EVANS CAPTAIN ROY JOHNSON

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 AGENDA TO THE BOARD WITH THE FOLLOWING AMENDMENTS:

ADD:

VII. BIDS

- A) FENCE INSTALLATION AT PLANT B
- B) REPAIRS FOR DRIVE THRU AT CIVIC CENTER

X. GENERAL BUSINESS

- 6) RESIGNATION OF MIKE SMITH
- 7) REFUND EVELYN HOLCOMB SEWER TAP
- 8) CONTRACT WITH SUCCESS MARKETING
- 9) AUTHORIZE CONTRACT WITH DAVID HEMETER
- 10) FORFEITURE OF PROPERTY FROM METRO NARCOTICS
- 11) REQUEST FOR BOARD TO ABANDON STREET IN WILLIAMSBURG SUBDIVISION

XVI. CONSIDERATION OF COMMITTEE, COMMISSION AND BOARD MATTERS

- E) RESOLUTION - DR FLEMING - USM
- F) APPROVAL FOR LEON CLARK TO REQUEST FORREST COUNTY TO VACATE THE PAT ROGERS SUBDIVISION

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

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE MINUTES OF THE REGULAR MEETING OF NOVEMBER 3, 1998 AND THE MINUTES OF THE HEARINGS ON LOIS NOBLES AND ROBERT STEVENS.

THEREUPON, ALDERMAN ROWELL MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF NOVEMBER 3, 1998 AND THE MINUTES OF THE HEARINGS FOR NOBLES AND STEVENS HELD NOVEMBER 3, 1998 BE ACCEPTED AS WRITTEN. ALDERMAN HOLBROOK SECONDED THE MOTION

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY CALLED FOR PUBLIC COMMENT.

THEREUPON, JENNIFER STEVENS REQUESTED THAT THE BOARD GIVE HER AN EXTENSION OF TIME TO GET THE LOT CLEANED UP AND TO READY THE HOUSE ON HER LOT ON WEBSTER STREET FOR OCCUPANCY. MRS. STEVENS STATED THAT HER HUSBAND HAS BEEN DIAGNOSED WITH CANCER AND THAT SHE WILL TAKE CARE OF THIS MATTER AS SOON AS POSSIBLE.

THEREUPON, MAYOR GAY STATED THAT SHE SHOULD TALK TO DAN TOLBERT, CITY INSPECTOR, IN THE MORNING TO GET A LIST OF THE VIOLATIONS THAT SHE WILL NEED TO ADDRESS.

WHEREAS, BUTCH PRESTRIDGE, REPRESENTING THE CONCERNED CITIZENS AGAINST ANNEXATION, PRESENTED A SECOND LIST OF QUESTIONS TO THE MAYOR.

THEREUPON, MAYOR GAY STATED THAT THESE WILL BE ANSWERED IN A TIMELY MANNER.

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING QUOTATIONS FOR THE FENCE INSTALLATION AT WATER PLANT B.

SEE EXHIBIT "A"

AMCO FENCE COMPANY \$1,000.00
(VERBAL - BY PHONE)

PALMER FENCE COMPANY \$ 950.00

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ACCEPT PALMER FENCE COMPANY'S QUOTATION. ALDERMAN HINTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE QUOTATIONS FOR THE REPAIR TO THE DAMAGE CAUSED BY HURRICANE GEORGES TO THE DRIVE-THRU AT THE CIVIC CENTER.

SEE EXHIBIT "B"

G.M.W. SIDING SPECIALIST \$2,215.62
1112 NORTH 7TH AVENUE
LAUREL, MS. 39440-2726

MIKE CHANCELLOR \$2,500.00
46 SHADOW RIDGE DRIVE
HATTIESBURG, MS. 39402

HAYWARD CANTRELLE \$ 750.00
1321-A HARDY STREET
HATTIESBURG, MS. 39401

THEREUPON, ALDERMAN HINTON MADE A MOTION TO AUTHORIZE MAYOR GAY AND KEITH BRADDOCK, RECREATION DIRECTOR, TO TALK WITH MR. CANTRELLE CONCERNING HIS LOW BID AND IF SATISFIED AS TO THE QUALITY OF THE REPAIR TO ACCEPT HIS BID AND IF THEY SHOULD HAVE ANY DOUBTS TO REJECT MR. CANTRELLE'S BID AND TO ACCEPT NEXT LOWEST BID FROM G.M.W. SIDING SPECIALIST. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED STATEMENT FROM THE MISSISSIPPI MUNICIPAL LIABILITY PLAN IN THE AMOUNT OF \$58,276.00, BUT IF THE PAYMENT IS MADE BEFORE NOVEMBER 30, 1998 THE CITY CAN SAVE \$1,166.00.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO PAY THE MISSISSIPPI MUNICIPAL LIABILITY PLAN \$57,110.00 BEFORE NOVEMBER 30, 1998. ALDERMAN LANGFORD SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE REVENUES AND EXPENDITURES FOR THE MONTH OF OCTOBER TO THE BOARD.

THEREUPON, ALDERMAN SCOTT MADE A MOTION THAT THE REVENUES AND EXPENDITURES FOR THE MONTH OF OCTOBER BE ACCEPTED. ALDERMAN HINTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

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

A) PUBLIC NOTICE - KIM PUCKETT VARIANCE HEARING

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

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDER HIRING MICHAEL LEE DUPREE AS PATROLMAN 4TH CLASS EFFECTIVE 12/7/98.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO HIRE AN OFFICER TO FILL THE VACANCY CREATED BY THE RESIGNATION OF OFFICER MIKE SMITH.

IT IS HEREBY ORDERED THAT MICHAEL LEE DUPREE BE HIRED AS A PATROLMAN 4TH CLASS AT A RATE OF \$18,600.00 ANNUALLY EFFECTIVE DECEMBER 7, 1998.

SO ORDERED ON THIS THE 17TH DAY OF NOVEMBER, A.D. 1998.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO ADOPT THE FOREGOING ORDER. ALDERMAN HOLBROOK SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDER HIRING TERRY GLEN CARTER AS A PART-TIME PATROLMAN.

ORDER

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

IT IS HEREBY ORDERED THAT TERRY GLEN CARTER BE HIRED AS A PART-TIME POLICE OFFICER AT A RATE OF \$9.66 PER HOUR EFFECTIVE DECEMBER 7, 1998.

SO ORDERED ON THIS THE 17TH DAY OF NOVEMBER, A.D., 1998.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING LETTER OF RESIGNATION FROM PATROLMAN MIKE SMITH.

SEE EXHIBIT "C"

LETTER

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ACCEPT MR. SMITH'S RESIGNATION. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FROM THE WATER AND SEWER DEPARTMENT TO REFUND MRS. EVELYN HOLCOMB AT 205 BARRON STREET \$185.00 FOR A PAYMENT FOR A SEWER TAP SHE HAS DECIDED NOT TO USE.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AUTHORIZE THE REIMBURSEMENT TO MRS. HOLCOMB IN THE AMOUNT OF \$185.00. ALDERMAN HINTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A PROPOSAL FROM MELISSA SCOTT OF SUCCESS MARKETING FOR THE PROMOTIONAL INFORMATION THE CITY IS SEEKING.

SEE EXHIBIT "D"

PROPOSAL

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO AUTHORIZE THE MAYOR TO EXECUTE A CONTRACT WITH MS. SCOTT TO PROVIDE AND HAVE DISTRIBUTED THE PROMOTIONAL INFORMATION FOR THE CITY. ALDERMAN HINTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY REQUESTED THE WISHES OF THE BOARD CONCERNING THE CONSTRUCTION OF A NEW COURT ROOM.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO AUTHORIZE ARCHITECT DAVID HEMETER TO PREPARE THE PLANS AND SPECIFICATIONS FOR THE ADDITION OF A COURT ROOM TO THE POLICE STATION. ALDERMAN HOLBROOK SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDERS OF FORFEITURE FROM THE CIRCUIT COURT GRANTING CERTAIN PROPERTY TO THE CITY OF PETAL.

SEE EXHIBIT "E"

AGREED DECLARATION OF FORFEITURE - DECEMBER 1997

AGREED DECLARATION OF FORFEITURE - JUNE 1998

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ACCEPT THE AFOREMENTIONED PROPERTY AND TO ENTER IT INTO THE CITY'S INVENTORY. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FROM T.J. TAYLOR FOR THE CITY TO ABANDON THE STREET EASEMENT BETWEEN LOTS 17 & 18 OF THE WILLIAMSBURG ESTATE SUBDIVISION.

THEREUPON, ALDERMAN LANGFORD MADE A MOTION FOR THE CITY TO TAKE THE APPROPRIATE STEPS TO VACATE THE STREET EASEMENT BETWEEN LOTS 17 & 18 OF THE WILLIAMSBURG ESTATE SUBDIVISION. ALDERMAN HINTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FOR ERIC JONES AND JOSEPH BARKER TO ATTEND SMOKE DIVERS SCHOOL AT THE STATE FIRE ACADEMY APRIL 5-9, 1999.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO AUTHORIZE MR. JONES AND MR. BARKER TO ATTEND THE SMOKE DIVERS SCHOOL. ALDERMAN LANGFORD SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY REQUESTED THE WISHES OF THE BOARD CONCERNING THE REQUEST FOR CITY FUNDS FROM THE PAT HARRISON WATERWAY DISTRICT FOR THE BOUIE RIVER RESERVOIR STUDY.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO TABLE THIS REQUEST. ALDERMAN LANGFORD SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING QUOTATIONS FOR COMPUTER HARDWARE FOR THE JUDICIAL DEPARTMENT.

	SEE EXHIBIT "F"	
TCS, INC.		\$2,600.00
P O BOX 653		
MCNEILL, MS. 39457		
BBI, INC.		\$2,950.00
P O BOX 6178		
PEARL, MS. 39288-6178		

THEREUPON, ALDERMAN HINTON MADE A MOTION TO PURCHASE THE COMPUTER AND PRINTER FROM BBI, INC. BECAUSE OF THEIR ABILITY TO MEET THE CITY'S SERVICE NEEDS ESPECIALLY IN EMERGENCY SITUATIONS. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, ALDERMAN HINTON MADE A MOTION TO AUTHORIZE BBI, INC. TO CONVERT THE DATA FROM UNIX TO WINDOWS AND TO CONVERT THE COBOL75 PROGRAMS TO COBOL85. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FROM THE RECREATION DEPARTMENT TO PURCHASE 4 TABLES FOR THE CIVIC CENTER AT A TOTAL COST OF \$732.00.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO PURCHASE THE 4 TABLES FOR THE CIVIC CENTER. ALDERMAN HOLBROOK SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF OCTOBER TO THE BOARD.

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING RESOLUTION CONCERNING A REQUEST TO THE BOARD OF TRUSTEES OF INSTITUTIONS OF HIGHER LEARNING TO REQUIRE THE STATES 1A UNIVERSITIES TO PLAY EACH OTHER IN FOOTBALL.

SEE EXHIBIT "G"

RESOLUTION

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

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING LETTER FROM ALLEN FLYNT ON BEHALF OF WILLIAM LEON AND MARGARET ROGERS CLARK REQUESTING THAT THE CITY VACATE THE PAT ROGERS SURVEY OR SUBDIVISION AS IT IS NO LONGER A BENEFIT FOR THIS PROPERTY TO BE RECORDED AS A SUBDIVISION.

SEE EXHIBIT "H"

LETTER

THEREUPON, CITY ATTORNEY THOMAS W. TYNER STATED THAT SINCE THE PAT ROGERS SURVEY WAS RECORDED AND ACCEPTED MANY YEARS AGO BY FORREST COUNTY THAT IT WOULD BE APPROPRIATE FOR MR. CLARK TO MAKE THIS REQUEST TO FORREST COUNTY.

WHEREAS, MR. TYNER REQUESTED AN EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION.

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

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

MAYOR GAY REOPENED THE MEETING.

THEREUPON, ALDERMAN HOLBROOK MADE A MOTION TO ENTER INTO AN EXECUTIVE SESSION. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, ALDERMAN HOLBROOK MADE A MOTION TO ADJOURN THE EXECUTIVE SESSION. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY":

NONE

THEREUPON, ALDERMAN HOLBROOK MADE A MOTION TO ADJOURN. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE":

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

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 17TH DAY OF NOVEMBER, A.D., 1998.



JACK GAY
MAYOR

(SEAL)

ATTEST:



PRISCILLA C. DANIEL
CITY CLERK

EXHIBIT "A"

VII A

IMPORTANT MESSAGE

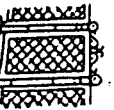
For Jan AM. P.M.
 Day _____ Time _____
 M Mike
 or Amco Smith
 Phone 583-0516 Extension _____
 FAX _____ Number _____
 MOBILE _____ Area Code _____ Extension _____
 Area Code _____ Number _____

Telephoned	Returned your call	RUSH
Came to see you	Please call	Special attention
Wants to see you	Will call again	Caller on hold

Message: NO # - 1000
ostinade

Signed _____

Uthco 48023 UTHO IN U.S.A.



Palmer Fence Company

109 W. 7TH AVENUE - PHONE 583-8344

JIM PALMER

A Complete Line Of Chain Link Fences

PETAL, MS 39465

11-12

19 98

CITY OF PETAL
 Petal, Miss

fence Bid Western	
plant Behind old	
Western Auto	
43928 6th Commercial	950.00
3 Barb Wire	
thats	
	950.00

BY

[Signature]

EXHIBIT "B"

Date 10-5-98

G.M.W. Siding Specialist

1112 N. 7th Ave. - Laurel, Ms. - 39440-2726

Fax 422-0013

428-5595 1-800-257-5012 268-8787

Alcoa Master Contractor

Winner of "7" National Remodeling Awards

Name Hilda Pyron
Street 712 S.Main
City Petal
State Mississippi 39465
H-Phone
W-Phone 582-2672
Fax

Manufacturer Alcoa 1-800-962-6973
Supplier Ted Lansing Co. 1-800-898-0042

Petal Civic Center

We are pleased to submit the following bid:

Siding Color	None	Profile Dutch lap	Liberty
Alum. Soffit Color	White	Profile Dbl.6"	Traditional
Trim Color	White	Profile Alumalure	2000
Gutter Color	None	Profile 5"	Seamless

	DESCRIPTION		TOTAL
1.00	Wood Replaced With #2 Pine	Wood	\$855.00
	Replace Metal Grid and Install Wood Nailing Stripping		
5.30	Ceilings Soffit	Alum.	\$1,148.82
5.30	Remove Soffit and Metal Grid	Alum.	\$212.00
	Reseting of Lights not Included		
The above prices and specifications are hearby accepted Date:			
Signature:			

Let us make your Home the Home of your Dreams
 Payments 1/2 When 1/2 Complete Balance When Complete
 10-8-98 Quote Good for 10 Days 10-19-98

Sub Total: \$2,215.82
~~7.00%~~
 Sales Tax \$155.89
 Grand Total: ~~\$2,371.71~~

Thank You
Grant Martin Whittet End

EXHIBIT "B"



CARBONLESS
FORM 3850



PROPOSAL
TRIPLICATE

PROPOSAL

Mike Chancellor
46 Shadow Ridge Dr
H Burg Ms 39402

ph 264-0742

No.	
Date	10-1-98
Sheet No.	

Proposal Submitted To:

Work To Be Performed At:

Name Petal Civic Center
 Street Main St
 City Petal MS State _____
 Phone _____

same
 Street _____
 City _____ State _____
 Date of Plans _____ Architect _____

We hereby propose to furnish the materials and perform the labor necessary for the completion of

- ① remove damaged material (25 ft)
- ② repair metal frame work
- ③ install aluminum soffit
- ④ replace 2 areas of damaged fascia on back of building
- ⑤ clean up

All material is guaranteed to be as specified, and the above work to be performed in accordance with the drawings and specifications submitted for above work and completed in a substantial workmanlike manner for the sum of Dollars (\$ 2500 -).

with payments to be made as follows:

ny alteration or deviation from above specifications involving extra costs, will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance upon above work. Workmen's Compensation and Public Liability Insurance on above work to be taken out by

Respectfully submitted

Per

Note-This proposal may be withdrawn by us if not accepted within days.

ACCEPTANCE OF PROPOSAL

The above prices, specifications and conditions are satisfactory and are hereby accepted. I am authorized to do the work as specified. Payment will be made as outlined above.

Signature _____

EXHIBIT "B"

FROM :

PHONE NO. : 5820607

Oct. 20 1998 09:47AM P2

Proposal

Vinyl Siding & Soffits Thermal Insulated Abrasion or Vinyl Replacement Windows Screen or Glass Panels or Enclosures Metal Carport/Patio Covers Roofing Replacement		HAYWARD CANTRELLE CONTRACTOR 582-1008 1321-A HARDY STREET · HATTIESBURG, MS		Licensed Bonded Insured
SUBMITTED TO HILDA PYRON: PETAL CIVIC CENTER		PHONE 582 2672 FAX 585 0085		DATE 10.20.98
STREET 712 SO. MAIN		PROJECT EXTERIOR REPAIR		PROJECT ADDRESS STATE
CITY, STATE, ZIP PETAL				

CONTRACTOR WILL PROVIDE LABOR AND MATERIALS TO COMPLETE THIS PROJECT, PER THE FOLLOWING SPECIFICATIONS:

DRIVE-THROUGH ENTRY COVER CEILING.
 REMOVE LOOSE AND/OR DAMAGED METAL
 CEILING PANELS.
 WE WILL RE-INSTALL SOME OF THE OLD
 PANELS THAT ARE NOT DAMAGED,
 AND SUPPLY NEW PANELS, AS
 NECESSARY, TO COMPLETE THIS
 PROJECT.

Clean-up details resulting from this work:

All excess materials will remain the property of the contractor.

Total amount for this project, including labor and materials \$ 787⁰⁰
 \$ _____
 Payments to made as follows:
 _____ \$ _____
 _____ \$ _____
 _____ \$ _____

ACCEPTANCE OF PROPOSAL

Contractor

Hayward Cantrelle

Owner _____


EXHIBIT "C"

X 6.

TO: City of Petal
FROM: Mike Smith
REF: Resignation

November 08, 1998

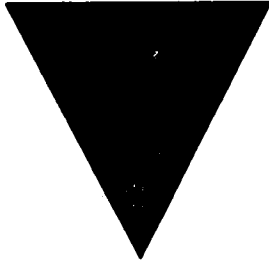
Effective, Sunday November 8, 1998.



Mike Smith

EXHIBIT "D"

P. O. Box 908
Petal, MS 39465
Phone: (601) 545-7200
Fax: (601) 545-7166



507 Almonte Court
Nashville, TN 37215
Phone: (615) 665-1110
Fax: (615) 665-9576

LETTER OF AGREEMENT

Success Marketing's design proposal to **The City of Petal** includes the communications and design services outlined in the attached proposal at an estimated cost of **\$1240.00** plus approximately \$1410.00 in print production, postage and placement expenses. Other expenses not covered in this estimate such as supplies, shipping, etc., will be billed at cost. We will obtain estimates on any expenses over \$50.00 and will submit for approval prior to purchasing or billing. **Professional Services will be invoiced plus expenses at the end of each month until the project is completed. Net 10 days.**

Success Marketing sincerely appreciates the opportunity to assist you with your marketing design strategies and looks forward to helping your organization grow.

Melissa Medley Scott
Partner

Caren Shaffer
Partner

APPROVAL



The City of Petal Mississippi
Mayor Jack Gay



Success Marketing, LLC
Melissa Medley Scott, CME

November 17, 1998
Date

AGREED DECLARATION OF FORFEITURE

Pursuant to an agreement by the parties involved, Charles Edward Griggs does hereby agree to waive judicial review of the forfeiture proceeding as allowed under Mississippi Code Annotated Section 41-29-176(5) and forfeit the following vehicle, to wit:

ONE NORINCO 9MM HAND GUN, MODEL 54-1, SERIAL NUMBER 39013272, \$1,107.00 IN U.S. CURRENCY, AND ONE 1984 TOYOTA CELICA, VIN JT2RA64C1E6195325.

which was the subject of a seizure by law enforcement of officers in Forrest County, Mississippi on the 3rd day of February, 1998. The fore mentioned property shall be forfeited in the following manner to wit:

~~\$1,107.00~~ \$1,107.00 to the Forrest County District Attorney's Office; \$442.80 to the Forrest / Perry Counties Metro Narcotics Task Force; \$442.80 to the Petal Police Department, and \$110.70 to the Forrest County Sheriff's Department; the Norinco 9MM Model 54-1, Serial #39013272 and the One 1984 Toyota Celica, VIN JT2RA64C1E6195325 to the Petal Police Department to be used, distributed, and disposed of according to law.

Charles Edward Griggs and his attorney, Jim Gladden, do hereby grant an absolute release of any and all claims or any future claims against the State of Mississippi, Forrest County, Perry County, Hattiesburg Police Department, Petal Police Department and their officers, employees, and agents concerning the circumstances of this action.

SO AGREED, this the 22 day of June, 1998.

Charles Edward Griggs
CHARLES EDWARD GRIGGS, DEPENDANT

Jim Gladden
JIM GLADDEN,
ATTORNEY FOR DEFENDANT

R. K. Jones
ASSISTANT DISTRICT ATTORNEY

CERTIFIED A TRUE COPY
Forrest County, Mississippi
Lou Ellen Adams, Circuit Clerk
This the 3rd day of November, 1998
by Mary Taylor D.C.

STATE OF MISSISSIPPI
COUNTY OF FORREST

Personally appeared before me, the undersigned authority for the jurisdiction aforesaid, the above named Charles Edward Griggs and his attorney, Jim Gladden, who solemnly and truly declared and affirmed before me that the matters and facts set forth in the foregoing AGREED DECLARATION OF FORFEITURE are true and correct as herein stated.

Affirmed and Subscribed before me on this the 22 day of June, 1998.

Lou Ellen Adams
NOTARY PUBLIC

By: [Signature] D.C.

EXHIBIT "E"

3/04/98 11:45 FAX

003
17,65

FILED
DEC 15 1997

STATE OF MISSISSIPPI
COUNTY OF FORREST

Jan Ellen Adams
CIRCUIT CLERK

AGREED DECLARATION OF FORFEITURE

Pursuant to an agreement by the parties involved, Raymond Doug Odom does hereby agree to waive judicial review of the forfeiture proceeding as allowed under Mississippi Code Ann. § 41-29-176(5) and forfeit the following cash and personal property to wit:

ONE BERIETTA 92FS, 9MM, SERIAL #BER232920Z; ONE COLT PYTHON 357, SERIAL #T80526; ONE REMINGTON MODEL #700, SERIAL # C6233825; ONE BROWNING 243 CALIBER (WITH SCOPE) SERIAL # 43484NZ717; ONE REMINGTON 12 GAUGE, SERIAL # 3118601; ONE MOSSBERG 200D, (NO SERIAL NUMBER AVAILABLE); ONE NEW ENGLAND ARMS MODEL S81 12 GAU SHOTGUN, SERIAL # NF329730; ONE REMINGTON MODEL 870, 12 GAU SHOTGUN, SERIAL T974783M; ONE MOSSBERG #500A, SERIAL # 2505804; ONE REMINGTON 12 GAUGE, SERIAL # 3118601; ONE MOSSBERG 200D, (NO SERIAL NUMBER AVAILABLE); ONE NEW ENGLAND ARMS MODEL S81 12 GAUGE SHOTGUN, SERIAL # NF329730; ONE REMINGTON MODEL 870, 12 GAUGE SHOTGUN, SERIAL T974783M; ONE MOSSBERG #500A, SERIAL # 2505804; ONE RAVEN P-25 .25 CALIBER, SERIAL #200726; ONE H & R MODEL 649, .22 CALIBER, SERIAL #BB011574; ONE H & R MODEL 929, .22 CALIBER, SERIAL # AY097404; ONE SMITH & WESSON MODEL 648, .22 CALIBER, SERIAL # BFA1635; ONE STEVENS MODEL 77F, 16 GAUGE SHOTGUN (NO SERIAL NUMBER AVAILABLE); ONE STEVENS #58, 410 GAUGE, SERIAL # D165830; ONE INTER ARMS #62SAC, .22 CALIBER, SERIAL # G235558.

which was the subject of a seizure by law enforcement officers in Forrest County, Mississippi on 26th day of September, 1994. The fore mentioned property shall be forfeited in the following manner to wit:

ONE BERIETTA 92FS, 9MM, SERIAL #BER232920Z; ONE COLT PYTHON 357, SERIAL #T80526; ONE REMINGTON MODEL #700, SERIAL # C6233825; ONE BROWNING 243 CALIBER (WITH SCOPE) SERIAL # 43484NZ717 to the Hattiesburg Police Department to be used, distributed, or disposed of according to law.

ONE REMINGTON 12 GAUGE, SERIAL # 3118601; ONE MOSSBERG 200D, (NO SERIAL NUMBER AVAILABLE); ONE NEW ENGLAND ARMS MODEL S81 GAUGE SHOTGUN, SERIAL # NF329730; ONE REMINGTON MODEL 870, 12 GAU SHOTGUN, SERIAL T974783M; ONE MOSSBERG #500A, SERIAL # 2505804 to Forrest County Sheriff's Department to be used, distributed, or disposed of according to law.

ONE RAVEN P-25 .25 CALIBER, SERIAL #200726; ONE H & R MODEL 649, .22 CALIBER, SERIAL #BB011574; ONE H & R MODEL 929, .22 CALIBER, SERIAL#

PETAL
P.D. →
OVER

EXHIBIT

EXHIBIT "E"

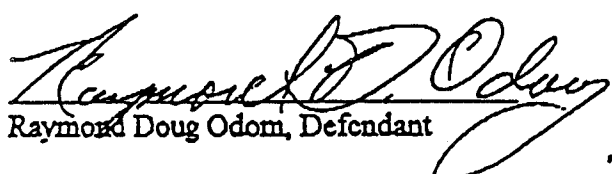
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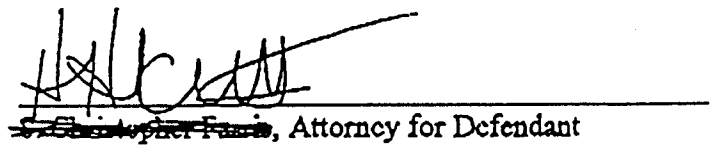
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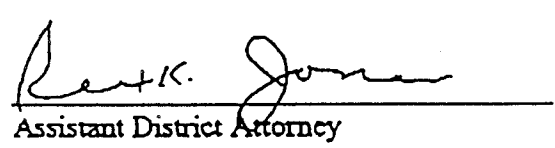
(5) AY097404; ONE SMITH & WESSON MODEL 648, .22 CALIBER, SERIAL #BFA1635;
 ONE STEVENS MODEL 77F, 16 GAUGE SHOTGUN (NO SERIAL NUMBER AVAILABLE);
 (6) ONE STEVENS #58, 410 GAUGE, SERIAL # D165830; ONE INTER-
 ARMS #62SAC, .22 CALIBER, SERIAL # G235558 to the Petal Police Department to
 be used, distributed, or disposed of according to law.

Raymond Doug Odom and his attorney, ~~S. Christopher Ferris~~ ^{H. H. Klewitz}, do hereby grant an absolute release of any
 and all claims or any future claims against the State of Mississippi, Forrest County, Perry County, and their
 officers, employees, and agents concerning the circumstances of this action.

SO AGREED, this the 15 day of Dec., 1997.


 Raymond Doug Odom, Defendant


~~S. Christopher Ferris~~, Attorney for Defendant


 Assistant District Attorney

STATE OF MISSISSIPPI
COUNTY OF FORREST

Personally appeared before me, the undersigned authority for the jurisdiction aforesaid, the above
 named Raymond Doug Odom ~~and S. Christopher Ferris~~, who solemnly and truly declared and affirmed
 before me that matters and facts set forth in the foregoing AGREED DECLARATION OF FORFEITURE
 are true and correct as herein stated.

Affirmed and Subscribed before me on this the 15 day of Dec., 1997.

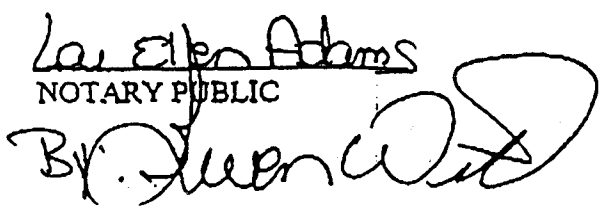
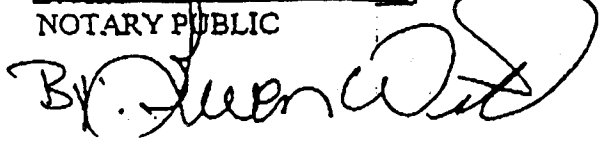

 NOTARY PUBLIC
 BY: 

EXHIBIT "F"

TO: MAYOR AND BOARD OF ALDERMEN

FROM: SHAROLD FRANKLIN - COURT CLERK
PRISCILLA C. DANIEL - CITY CLERK

ATTACHED ARE THE TWO (2) PROPOSALS FOR HARDWARE RECEIVED FOR THE JUDICIAL DEPARTMENT.

TECHNICAL COMPUTER SERVICE (TCS) OBVIOUSLY HAS THE LOWEST QUOTATION, BUT AFTER TALKING WITH MR. SPIERS IT APPEARS THAT HE IS A ONE MAN COMPANY. MR. SPIERS STATED THAT HE DOES THE SALES, INSTALLATION, AND MAINTENANCE OF HIS EQUIPMENT.

BBI, INC. HAS THE HIGHER QUOTATION, WHICH IS ONLY \$250.00 HIGHER FOR THE HARDWARE, BUT HAVING HAD MANY YEARS OF EXPERIENCE WITH THIS COMPANY, I KNOW THAT THEIR REPOSE TIME IS VERY DEPENDABLE.

BBI, INC. IS CAPABLE OF CONVERTING THE CURRENT DATA AND PROGRAMS TO THE NEW EQUIPMENT, THUS NOT CAUSING A PROBLEM WITH THE MAINTENANCE. WHEN YOU HAVE THE CUSTOM PROGRAMS THAT ARE INVOLVED WITH THE COURT SYSTEM, YOU DO NOT NEED THE HASSEL OF "IT'S NOT THE HARDWARE, IT'S YOUR SOFTWARE" OR THE CONVERSE "IT'S NOT THE SOFTWARE, IT'S YOUR HARDWARE".

THE NEW EQUIPMENT WILL GIVE SHAROLD GREATER CAPABILITIES IN THE GENERATING OF REPORTS AND INFORMATION FOR THE DEPARTMENT.

BASED ON THE FOREGOING INFORMATION, WE FEEL THAT THE DIFFERENCE IN COST DOES NOT JUSTIFY THE PURCHASE OF THE EQUIPMENT FROM TCS.

EXHIBIT "F"

10/27/1998 12:34 6019393667

BBI INC

PAGE 02

BBI, inc.

P.O. Box 6178
Pearl, Mississippi 39288-6178

(601) 939-5516
1-800-223-4460

Petal Municipal Court

Hardware & Software Proposal

October 27, 1998

<u>Hardware</u>	<u>Cost</u>
Acer Personal Computer Pentium 350 MHz 64 MB Ram 5.1GB Hard Disk 32X CD-ROM Keyboard Mouse 3 1/2" Floppy Drive Multi Media Package W/ Speakers 56K Modem 17" SVGA Color Monitor Internal Iomega Zip Drive Additional Printer Port Microsoft Office Small Business Edition(Includes Word & Excel)	\$ 2,300.00
HP Laserjet (890 CSE/CXI) Color Inkjet Printer	\$ 450.00
Installation & Freight	\$ 200.00
Convert Data from Unix to Windows	\$ 2,000.00
Convert Programs Cobol74 to Cobol85	\$ 1,000.00
<u>Total Hardware & Software Quote</u>	<u>\$ 5,950.00</u>

Mileage charge of .31 per mile for all onsite software visits.

All hardware comes with a 1 year ONSITE warranty, no mileage charges apply to hardware.

Sincerely,


Larry Barrett
Vice President

EXHIBIT "F"

NOV-04-98 WED 08:20 AM GEORGE GUNTER

FAX NO. 6015823059

P. 01

Technical
Computer
Services

P.O. Box 653
McNeill, Ms 39457
601-798-8100

Customer: Petal Municipal Court
Type: Hardware proposal
Date: November 3, 1998

Hardware Configuration

Pentium II 350Mhz (Intel Processor)
64 meg ram
8.4 gig hard drive
32X CD-Rom
Sound Card and speakers
3 ½" Floppy drive
56K Modem
8mb video card
17" SVGA Color Monitor
Iomega Zip Drive (Internal)
Additional Printer Port (LPT2)
MS Office 97

PC Quote:	\$2050.00
Printer (HP Deskjet 890 CSE/CXI)	\$450.00
Installation/Freight	\$100.00
Total	\$2600.00

Hardware comes with a 1 year onsite warranty. If you have any further questions, feel free to call at 601-798-8100.

Sincerely,



Tommy Spiers

EXHIBIT "G"

RESOLUTION OF THE CITY OF PETAL BOARD OF ALDERMEN

WHEREAS, the City of Petal, Mississippi, recognizes that the location of the University of Southern Mississippi in this community provides an incalculable economic benefit to all of Forrest County, the Cities of Hattiesburg and Petal and this entire metropolitan area; and

WHEREAS, the City of Petal, Mississippi, is cognizant that the Board of Trustees of Institutions of Higher Learning is contemplating that the Division IA Universities in Mississippi be required to play each other in football; and

WHEREAS, the City of Petal is knowledgeable of the fact the the Board of Trustees conducted a study which demonstrated that it would be of enormous economic benefit to Forrest County, the City of Hattiesburg, the City of Petal and the surrounding metropolitan area, as well as the areas where the other two Universities are located, for the Universities to play said games on a home and home basis; and

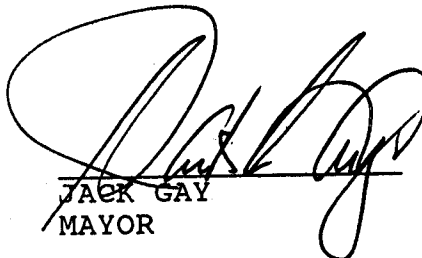
WHEREAS, after extensive review, consideration and discussion the Board of Aldermen finds that in the best interest of the City of Petal, Mississippi, it would be appropriate to recommend to the Board of Trustees of Institution of Higher Learning that the Universities play each other on a home and home basis.

NOW, THEREFORE, BE IT RESOLVED by the Board of Aldermen of the City of Petal, Mississippi, as follows:

(1) That it is the recommendation of the Board of Aldermen of Petal, Mississippi, that the Board of Trustees of Institutions of Higher Learning require that the Division IA Universities of the State of Mississippi schedule football games with each other on a home and home basis; and

(2) That the Clerk of the Board of Aldermen be hereby directed to spread a copy of this Resolution on the Minutes of this Board, and forward the original Resolution to the Board of Trustees of Institutions of Higher Learning for consideration.

WHEREUPON, the foregoing Resolution was declared, passed and adopted at the regular meeting of the Mayor and Board of Aldermen on the 17th day of November, 1998.


JACK GAY
MAYOR

ATTEST:



PRISCILLA C. DANIEL
CITY CLERK

EXHIBIT "H"

XVII OF



FLYNT AND ASSOCIATES, PLLC
PROFESSIONAL SURVEYORS
MISSISSIPPI, LOUISIANA AND ALABAMA
511 SOUTH MAIN STREET
PETAL, MS 39465-2203



R. Allen Flynt, P.L.S.
O. Ray Swilley, P.L.S.



PHONE: (601) 582-1818
FAX: (601) 582-1839
e-mail: aflynt@netdoor.com

November 3, 1998

Honorable Jack Gay, Mayor
City of Petal
P. O. Box 421
Petal, MS 39465

RE: Pat Rogers Survey, a Subdivision on Record in the Office of the Chancery Clerk in the Courthouse at Hattiesburg, Forrest County, Mississippi; Recorded February 27, 1929 in Plat Book 7 at Page 25

Dear Jack:

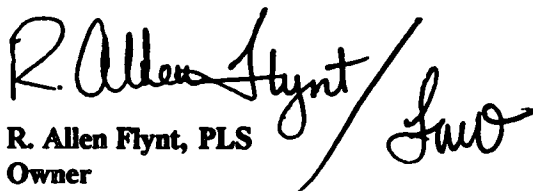
Enclosed herewith is a copy of the above referenced subdivision plat. We have been contacted by Mr. William Leon Clark, a resident and property owner of parcels located within this subdivision. Mr. Clark and his wife, Mrs. Margaret Rogers Clark are the only property owners within this subdivision. It is their desire to redivide some of the parcels for the purpose of conveying these properties to their children. Due to the fact that the Mississippi Department of Transportation has purchased some of this land for a right-of-way for the new Highway 42 By-Pass, it is no longer a benefit for this property to be recorded as a subdivision. Therefore, we are requesting on behalf of Mr. and Mrs. Clark that the Pat Rogers Survey or Subdivision be officially vacated as a recorded subdivision within the city limits of Petal.

Please forward this request to the Board of Aldermen and City Attorney for their review and comments and let us know what the next step is toward vacating the subdivision.

Please feel free to contact me if you have any questions or if any further action is required.

Respectfully,

FLYNT & ASSOCIATES, PLLC


R. Allen Flynt, PLS
Owner

RAF:lmo

XC: Leon Clark

Enclosure