

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 AT 7:00 P.M., ON JULY 20, 1999, IN THE BOARD ROOM OF SAID CITY.

THOSE PRESENT

MAYOR GAY

ALDERMEN

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

OTHERS PRESENT

RON CORMIER  
TONY READY  
BRYAN LEE  
VERNA SMITH  
B C LEWIS  
DAN TOLBERT  
AND MANY OTHERS

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

THE INVOCATION WAS OFFERED BY TOM TYNER.

THE PLEDGE OF ALLEGIANCE WAS RECITED.

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

DELETE: # 6 GENERAL BUSINESS – RECOMMENDATION FOR AN ASSISTANT STREET SUPERINTENDENT

ADD: IX. OTHER BUSINESS (A) REPAIRS TO DOT NOBLES RESIDENCE 208 ALBERT STREET.

X. GENERAL BUSINESS:

- 16. AD PURCHASE – BAND BOOSTER CLUB
- 17. RESIGNATION TILLMAN MCWILLIAMS – ELECTION COMMISSION
- 18. RECOMMENDATION APPOINTMENT MIKE HOGAN - ELECTION COMMISSION

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

THOSE PRESENT AND VOTING “YEA”

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 OF THE REGULAR MEETING OF JUNE 6, 1999.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO ACCEPT THE MINUTES OF JULY 6, 1999 AS WRITTEN. ALDERMAN LANGFORD SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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. THERE WAS NONE.

WHEREAS, MAYOR GAY PRESENTED CLAIMS FROM DOT NOBLES FOR DAMAGES TO HER PROPERTY LOCATED AT 208 ALBERT STREET.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO AUTHORIZE THE CITY CLERK TO FORWARD THE FOREGOING CLAIMS TO THE LIABILITY INSURANCE COMPANY FOR CONSIDERATION OF PAYMENT. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 RECOMMENDATION FROM THE PLANNING COMMISSION TO DENY THE PROPOSED TEXT CHANGE OF THE ZONING ORDINANCE ALLOWING FOR EXCEPTION IN THE R-1 DISTRICT. BRAIN LEE AND SOME ADJOURNING PROPERTY OWNERS ASK THE BOARD TO REFLECT ON THE STATEMENT OF INTENT FOR R-1 ZONE WHICH IS TO PROTECT THE NEIGHBORHOOD. VERNA SMITH, CHAIRMAN TO THE PLANNING COMMISSION SUGGEST THAT A WORKSHOP BE PLANNED AND A STUDY BE MADE TO FIND AREAS IN THE CITY THAT WOULD BE FEASIBLE FOR THIS TYPE EXCEPTION TO BE ALLOWED, BUT TOLD THE BOARD THAT THE R-1 DISTRICT WOULD NOT BE THEIR RECOMMENDATION. ALDERMAN ROWELL STATED THAT THE CITY COULD HAVE SOME CONTROL AND GUIDELINES COULD BE PLACED WITH THE TEXT CHANGE AS PRESENTED. AFTER DISCUSSIONS BY THE BOARD MEMBERS ALDERMAN LANGFORD MADE A MOTION TO TAKE THIS MATTER UNDER ADVISEMENT. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 QUOTE FROM PEYTON MYERS TO REMOVE, TRANSPORT, PICK-UP AND INSTALL THE PUMPS IN THE SEWER LIFT STATIONS THAT ARE NOT WORKING IN THE AMOUNT OF \$4,750.00. THIS DOES NOT REFLECT COST FOR REPAIRS TO PUMPS.

THEREUPON, ALDERMAN HOLBROOK MADE A MOTION TO AUTHORIZE THE MAYOR TO PROCEED WITH THE FOREGOING. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 ASKED THE BOARD FOR AUTHORIZATION TO ADVERTISE FOR A USED AIR COMPRESSOR IN THE WATER DEPARTMENT.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AUTHORIZE ADVERTISEMENT FOR THE FOREGOING. ALDERMAN HOLBROOK SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 WESLEY BEHAVIORAL HEALTHCARE CENTER FOR AN INCREASE OF .12 CENTS PER EMPLOYEE ANNUALLY ON OUR CURRENT CONTRACT.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO AUTHORIZE PAYMENT INCREASE. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 TOLD THE BOARD THAT KEN EATON WHO HAD BEEN HIRED IN THE WATER DEPARTMENT ON JULY 12, 1999 HAD DECIDED NOT TO WORK FOR THE CITY AND THAT THE BOARD WOULD NEED TO RESCIND THE ORDER HIRING HIM.

THEREUPON, ALDERMAN LANGFORD MADE A MOTION TO RESCIND THE ORDER HIRING KEN EATON IN THE WATER DEPARTMENT. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 EXPENDITURE REPORT FOR THE MONTH OF JUNE TO THE BOARD.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ACCEPT THE FOREGOING REVENUE AND EXPENDITURE REPORT. ALDERMAN LANGFORD SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 PETAL AREA CHAMBER OF COMMERCE FOR A CONTRIBUTION TO HELP FUND A PROJECT CONDUCTED BY USM ON NEEDS AND DESIRES OF PETAL RESIDENTS.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO AUTHORIZE THE CITY CLERK TO PAY THE PETAL CHAMBER OF COMMERCE A \$500.00 CONTRIBUTION TO HELP WITH THE FOREGOING. ALDERMAN LANGFORD SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

CHARLES E. HOLBROOK

WHEREAS, MAYOR GAY PRESENTED A RESIGNATION FROM RODNEY SESSION IN THE STREET DEPARTMENT EFFECTIVE JULY 28, 1999.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ACCEPT THE FOREGOING RESIGNATION. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 THE RELEASE ON A DEED OF TRUST FOR HOLLIS E. ARTLEY.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO EXECUTE THE RELEASE OF THE DEED OF TRUST FOR HOLLIS E. ARTLEY. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 CASH #6 ON THE CDBG PROJECT 8-295-PF-01.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO EXECUTE THE FOREGOING REQUEST. ALDERMAN LANGFORD SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 ESTIMATE #1 FROM BOWIE RIVER CONSTRUCTION COMPANY FOR WORK ON THE SEWER RELOCATION PROJECT IN THE AMOUNT OF \$20,507.42.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO AUTHORIZE THE MAYOR TO EXECUTE THE REQUEST AND TO FORWARD THIS TO THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION FOR FURTHER ACTION. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 ESTIMATE #1 FROM C.J. MORGAN FOR WORK DONE ON THE WATER RELOCATION PROJECT IN THE AMOUNT OF \$45,591.51

THEREUPON, ALDERMAN HOLBROOK MADE A MOTION TO AUTHORIZE THE MAYOR TO EXECUTE THE REQUEST AND TO FORWARD THIS TO THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION FOR FURTHER ACTION. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 PRESENTED THE RESIGNATION OF LUKE TIMS IN THE STREET DEPARTMENT EFFECTIVE 14<sup>TH</sup> DAY OF JULY, 1999.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ACCEPT THE RESIGNATION. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 RESIGNATION OF LOTTIE PASSMAN AS AN ASSISTANT BUS DRIVER EFFECTIVE JULY 9, 1999.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ACCEPT THE RESIGNATION. ALDERMAN HOLBROOK SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 PETAL HIGH SCHOOL BAND BOOSTER FOR AN AD IN THE FOOTBALL PROGRAMS FOR THE 1999-2000 YEAR.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO PAY \$100.00 FOR AD PURCHASE. ALDERMAN HINTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 RESIGNATION OF TILLMAN MC WILLIAMS FROM THE ELECTION COMMISSION.

THEREUPON, ALDERMAN HINTON, WITH REGRETS MADE A MOTION TO ACCEPT THE RESIGNATION FROM MR. TILLMAN MCWILLIAMS. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 STATED THAT DUE TO THE RESIGNATION OF TILLMAN MCWILLIAMS, THE BOARD WOULD NEED TO FILL HIS VACANCY AND THAT MR. MIKE HOGAN HAD AGREED TO ACCEPT THIS POSITION.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO APPOINT MR. MIKE HOGAN AS AN ELECTION COMMISSIONER. ALDERMAN LANGFORD SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 TO THE BOARD A DRAINAGE EASEMENT ON RON CORMIER'S PROPERTY LOCATED ON OLD RICHTON ROAD FOR HIS AUTHORIZATION. MAYOR GAY EXPLAINED THAT THE EASEMENT HAD BEEN RETURNED UNSIGNED. NO ACTION TAKEN.

WHEREAS, MAYOR GAY PRESENTED A REQUEST FROM THE TATUM DEVELOPMENT CORPORATION FOR A ONE TIME CONTRIBUTION TO HELP SUPPORT THE MISSISSIPPI ECONOMIC COUNCIL. NO ACTION TAKEN.

WHEREAS, MAYOR GAY PRESENTED THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF JUNE, 1999.

WHEREAS, CITY ATTORNEY THOMAS W. TYNER REQUESTED AN EXECUTIVE SESSION TO ADDRESS PENDING LITIGATION.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO CLOSE THE MEETING TO DETERMINE IF AN EXECUTIVE SESSION IS NECESSARY. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 REOPENED THE MEETING.

THEREUPON, ALDERMAN HINTON, UPON DETERMINING THAT AN EXECUTIVE SESSION IS NEEDED TO DISCUSS PENDING LITIGATION, MADE A MOTION TO ENTER INTO AN EXECUTIVE SESSION. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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 "YEA"

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

NO ACTION WAS TAKEN IN THE EXECUTIVE SESSION.

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

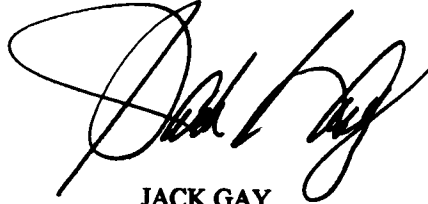
THOSE PRESENT AND VOTING "YEA"

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 WAS ADJOURNED ON THIS THE 20<sup>TH</sup> DAY OF JULY, A.D., 1999.



JACK GAY  
MAYOR

(SEAL)

ATTEST:



PRISCILLA C. DANIEL  
CITY CLERK

AP