

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 15, 2001 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 DONALD H. ROWELL LEROY SCOTT
OTHER PRESENT	CHIEF RODNEY JARRELL ASST. CHIEF ROY JOHNSON CARL SCOTT TOMMY HILL DAN TOLBERT AND OTHERS

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

THE INVOCATION WAS OFFERED BY THOMAS W. TYNER.

THE PLEDGE OF ALLEGIANCE WAS RECITED.

WHEREAS, MAYOR GAY PRESENTED THE AGENDA WITH THE FOLLOWING AMENDMENTS,

ADD:

- X. GENERAL BUSINESS
 - 1. REQUEST REFUND FOR JEFFERY BEATY--#9 COUNTRY PARK CIRCLE
 - 2. REQUEST FROM PETAL HARVEY BAPTIST CHURCH TO PERMANENT CLOSE VACATED PORTION OF UNNAME STREET.
- XVI. CONSIDERATION OF COMMITTEE, COMMISSION AND BOARD MATTERS
 - 1. ORDINANCE AMEND 1975(25) (26)

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

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE MINUTES OF THE REGULAR MEETING OF MAY 1, 2001 AND THE MINUTES FROM THE RECESS MEETING OF APRIL 24, 2001 OF THE MAYOR AND BOARD OF ALDERMAN OF THE SAID CITY OF PETAL, MISSISSIPPI.

THEREUPON, ALDERMAN HOLBROOK MADE A MOTION TO ACCEPT THE MINUTES FROM BOTH MEETINGS AS WRITTEN. ALDERMAN HINTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

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

WHEREAS, MAYOR GAY PRESENTED AN ORDER TO CHANGE THE FEES FOR TRAILER PERMITS FROM \$27.50 TO \$35.00 FOR THE INSPECTION OF TRAILERS.

SEE EXHIBIT "A"

ORDER

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO ACCEPT THE ORDER FOR THE CHANGING OF THE TRAILER FEES. ALDERMAN HOLBROOK SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FROM THE WATER DEPARTMENT TO ISSUE A REFUND TO HEATHER REINERD FOR OVERPAYMENT ON HER ACCOUNT OF \$27.60.

THEREUPON, ALDERMAN ROWELL MADE THE MOTION TO MAKE REFUND TO HEATHER REINERD FOR \$27.60. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING PROOF OF PUBLICATION:

1.) NOTICE OF INTERESTED PARTIES

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

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED A LETTER FROM THE U.S. DEPARTMENT OF JUSTICE ON MAY 1, 2001 APPROVING ANNEXATION IN THE WESTERN ANNEXATION AREA, WAS PUT ON AND MADE PART OF THE MINUTES.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO ACCEPT THE LETTER FROM U.S. DEPARTMENT OF JUSTICE ON THE WESTERN ANNEXATION AREA. ALDERMAN HINTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
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 APRIL, 2001.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ACCEPT THE REVENUES AND EXPENDITURE REPORT FOR APRIL, 2001. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE STATE HOLIDAY SCHEDULE ON MONDAY, MAY 28, 2001, AS A LEGAL HOLIDAY FOR THE CITY.

THEREUPON, ALDERMAN HOLBROOK MADE A MOTION TO ACCENT THE ORDER FOR MAY 28, 2001 TO BE A LEGAL HOLIDAY. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED A LETTER FROM PETAL'S JR MISS, KRISTEN MITCHELL, FOR THE CITY TO PURCHASE AN AD IN THE JR. MISS PROGRAM.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO PURCHASE AN AD FOR PETAL'S JR MISS, KRISTEN MITCHELL, IN THE AMOUNT OF \$125.00. ALDERMAN HOLBROOK SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED TO ADVERTISE TO TAKE BIDS ON AN ENGINEERING SERVICE FOR SOUTH MAIN STREET.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO ADVERTISE FOR AN ENGINEERING SERVICE FOR SOUTH MAIN STREET. ALDERMAN HOLBROOK SECONDED THE MOTION.

SEE EXHIBIT "B"

ENGINEERING SERVICE

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY TOLD THE BOARD IT WAS TIME TO ADVERTISE A NOTICE TO BIDDERS FOR A SIX MONTH TERM CONTRACT FOR ASPHALT AND OVERLAY.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO APPROVE TO ADVERTISE FOR A SIX MONTH TERM CONTRACT FOR ASPHALT AND OVERLAY. ALDERMAN HINTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING LIST OF STREETS TO BE RESURFACED AT AN APPROXIMATE COST OF \$383,587.50 BY WARREN PAVING.

SEE EXHIBIT "C "

RESURFACE LIST

THEREUPON, ALDERMAN HOLBROOK MADE A MOTION TO AUTHORIZE THE PAVING OF THE AFOREMENTIONED STREETS. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST THAT THE CITY ADVERTISE FOR A STREET SWEEPER FOR THE STREET DEPARTMENT.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ADVERTISE FOR THE STREET SWEEPER FOR THE STREET DEPARTMENT. ALDERMAN HOLBROOK SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
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 MARCH, 2001.

WHEREAS, MAYOR GAY PRESENTED A REQUEST FROM THE WATER DEPARTMENT TO ISSUE A REFUND TO JEFFERY BEATY BECAUSE WHEN MR BEATY CLOSED HIS ACCOUNT THERE WAS A \$35.00 BALANCE.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO REFUND MR. BEATY THE \$35.00. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED A RESOLUTION FROM PETAL HARVEY BAPTIST CHURCH TO PERMANTLEY CLOSE THE VACATED PORTION OF THE UNNAME STREET BEHIND THE CHURCH.

EXHIBIT "D"

RESOLUTION

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ACCEPT THE RESOLUTION TO CLOSE THE VACATED PORTION OF THE STREET BEHIND PETAL HARVEY BAPTIST CHURCH. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FOR PTL MICHAEL BLOUNT TO ATTEND THE TRANSITIONAL HANDCUFFING INSTRUCTOR COURSE IN JACKSON, MISSISSIPPI ON JUNE 8TH, 2001.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO AUTHORIZE PTL MICHAEL BLOUNT TO ATTEND THE SEMINAR AND PAY HIS EXPENSES. ALDERMAN HOLBROOK SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FROM CHIEF RODNEY JARRELL TO ATTEND THE CHIEF'S CONFERENCE IN BILOXI, MISSISSIPPI ON MAY 29TH-MAY 31ST, 2001.

THEREUPON, ALDERMAN HOLBROOK MADE A MOTION TO AUTHORIZE CHIEF JARRELL TO ATTEND THE SEMINAR AND TO PAY HIS EXPENSES. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FOR ASST. CHIEF ROY JOHNSON TO ATTEND THE MISSISSIPPI HURRICANE CONFERENCE IN BILOXI, MISSISSIPPI ON MAY 29- JUNE 1, 2001.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO AUTHORIZE ASST. CHIEF JOHNSON TO ATTEND THE SEMINAR AND PAY HIS EXPENSES. ALDERMAN HINTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FOR ANN BRELAND TO ATTEND THE MS RURAL WATER ASSOCIATION TRAINING SEMINAR IN BILOXI, MISSISSIPPI ON JUNE 6, 2001.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO AUTHORIZE MRS. BRELAND TO ATTEND THE SEMINAR AND PAY HER EXPENSES. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FOR ASSISSITANT CHIEF SCOTT ROBERTS TO ATTEND THE MISSISSIPPI FIREFIGHTERS CONFERENCE IN GULFPORT, MISSISSIPPI ON JUNE 8-JUNE 10, 2001.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO AUTHORIZE ASST. CHIEF ROBERTS TO ATTEND THE SEMINAR AND PAY HIS EXPENSES. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDER APPOINTING JEAN ISHEE AS THE INTERIM CITY CLERK.

SEE EXHIBIT "E"

ORDER - ISHEE

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

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDER APPOINTING MELISSA MARTIN AS DEPUTY CITY CLERK.

SEE EXHIBIT "F"

ORDER - MARTIN

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

THOSE PRESENT AND VOTING "YEA"

ALDERMAN WILLIE W. HINTON

ALDERMAN CHARLES E. HOLBROOK
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDER APPOINTING
MICHELLE HARRIS AS A DEPUTY CITY CLERK.

SEE EXHIBIT "G"

ORDER - HARRIS

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

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE RECOMMENDATION FROM FIRE CHIEF
AUBRA EVANS TO PROMOTE FIREFIGHTER MICHAEL BULLOCK TO FIRE FIGHTER 3RD
CLASS.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOLLWING
ORDER PROMOTING MICHAEL BULLOCK TO FIRE FIGHTER 3RD CLASS. ALDERMAN
ROWELL SECONDED THE MOTION.

ORDER

WHEREAS, THE MAYOR AND BOARD OF
ALDERMEN, UPON THE RECOMMENDATION OF
FIRE CHIEF EVANS, DO HEREBY DEEM IT
NECESSARY TO PROMOTE FIRE FIGHTER MICHAEL
BULLOCK TO FIREFIGHTER 3RD CLASS.

IT IS HEREBY ORDERED THAT MICHAEL
BULLOCK BE PROMOTED TO FIRE FIGHTER 3RD
CLASS AT A RATE OF \$8.262 PER HOUR EFFECTIVE
MAY 17TH, 2001.

SO ORDERED ON THIS THE 15TH DAY OF May, 01
A.D., 2001.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE RECOMMENDATION FROM FIRE CHIEF
AUBRA EVANS TO PROMOTE FIREFIGHTER SHANE PICKETT TO FIRE FIGHTER 2ND CLASS.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOLLOWING
ORDER PROMOTING SHANE PICKETT TO FIRE FIGHTER 2ND CLASS. ALDERMAN ROWELL
SECONDED THE MOTION.

ORDER

WHEREAS, THE MAYOR AND BOARD OF
ALDERMEN, UPON THE RECOMMENDATION OF
FIRE CHIEF AUBRA EVANS, DO HEREBY DEEM IT
NECESSARY TO PROMOTE FIRE FIGHTER SHANE

PICKETT TO FIREFIGHTER 2ND CLASS.

IT IS HEREBY ORDERED THAT SHANE PICKETT BE PROMOTED TO FIRE FIGHTER 2ND CLASS AT A RATE OF \$8.672 PER HOUR EFFECTIVE MAY 17, 2001.

SO ORDERED ON THIS THE 15TH DAY OF MAY, AD, 2001.

THOSE PRESENT AND VOTING "YEA"

**ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT**

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE RECOMMENDATION FROM FIRE CHIEF AUBRA EVANS TO PROMOTE FIREFIGHTER LEE DRAUGHN TO FIRE FIGHTER 3RD CLASS.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOLLOWING ORDER PROMOTING LEE DRAUGHN TO FIRE FIGHTER 3RD CLASS. ALDERMAN ROWELL SECONDED THE MOTION.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN, UPON THE RECOMMENDATION OF FIRE CHIEF AUBRA EVANS, DO HEREBY DEEM IT NECESSARY TO PROMOTE FIRE FIGHTER LEE DRAUGHN TO FIREFIGHTER 3RD CLASS.

IT IS HEREBY ORDERED THAT LEE DRAUGHN BE PROMOTED TO FIRE FIGHTER 3RD CLASS AT A RATE OF \$8.262 PER HOUR EFFECTIVE JUNE 14, 2001.

SO ORDERED ON THIS THE 15TH DAY OF MAY, AD, 2001.

THOSE PRESENT AND VOTING "YEA"

**ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT**

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDER PROMOTING OFFICER MICHAEL BLOUNT TO THE RANK OF SECOND CLASS EFFECTIVE JUNE 6, 2001.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MS. DO HEREBY DEEM IT NECESSARY, UPON THE RECOMMENDATION OF CHIEF RODNEY JARRELL, TO PROMOTE OFFICER MICHAEL BLOUNT TO THE RANK OF SECOND CLASS.

IT IS HEREBY ORDERED THAT MICHAEL BLOUNT BE PROMOTED TO THE RANK OF 2ND CLASS AT A RATE OF \$21,600.00 ANNUALLY, EFFECTIVE JUNE 6, 2001.

SO ORDERED ON THIS THE 15TH DAY OF MAY, AD, 2001.

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

THOSE PRESENT AND VOTING "YEA"

**ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK**

ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDER PROMOTING OFFICER KELLY COURTNEY TO THE RANK OF SECOND CLASS EFFECTIVE JUNE 6, 2001.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MS. DO HEREBY DEEM IT NECESSARY, UPON THE RECOMMENDATION OF CHIEF RODNEY JARRELL, TO PROMOTE OFFICER KELLY COURTNEY TO THE RANK OF SECOND CLASS.

IT IS HEREBY ORDERED THAT KELLY COURTNEY BE PROMOTED TO THE RANK OF 2ND CLASS AT A RATE OF \$21,600.00 ANNUALLY, EFFECTIVE JUNE 6, 2001.

SO ORDERED ON THIS THE 15TH DAY OF MAY, AD, 2001.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDER PROMOTING OFFICER TAMMIE MOORE TO THE RANK OF SECOND CLASS EFFECTIVE JUNE 6, 2001.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MS. DO HEREBY DEEM IT NECESSARY, UPON THE RECOMMENDATION OF CHIEF RODNEY JARRELL, TO PROMOTE OFFICER TAMMIE MOORE TO THE RANK OF SECOND CLASS.

IT IS HEREBY ORDERED THAT TAMMIE MOORE BE PROMOTED TO THE RANK OF 2ND CLASS AT A RATE OF \$21,600.00 ANNUALLY, EFFECTIVE JUNE 6, 2001.

SO ORDERED ON THIS THE 15TH DAY OF MAY, AD, 2001.

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

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ORDER HIRING BENJAMIN ATKINS IN THE STREET DEPARTMENT.

ORDER

WHEREAS, MAYOR GAY AND THE 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 BENJAMIN ATKINS BE HIRED AS A LARORER IN THE STREET DEPARTMENT AT A RATE OF \$6.25 PER HOUR EFFECTIVE MAY 21, 2001.

SO ORDERED ON THIS THE 15TH DAY OF MAY, AD, 2001.

THERUPON, ALDERMAN SCOTT MADE A MOTION TO ADOPT THE FOREGOING ORDER. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY TOLD THE BOARD THAT HUSTON BRETT II WHO HAD BEEN HIRED IN THE STREET DEPARTMENT ON MAY 7, 2001 HAD DECIDED NOT TO WORK FOR THE CITY AND THAT THE BOARD WOULD NEED TO RESCIND THE ORDER HIRING HIM.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO RESCIND THE ORDER HIRING HUSTON BRETT II IN THE STREET DEPARTMENT. ALDERMAN SCOTT SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE RESIGNATION OF ALLEN CANNON IN THE STREET DEPARTMENT EFFECTIVE MAY 1, 2001.

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

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE RESIGNATION OF MAYOR JACK GAY FROM THE PINE BELT SOLID WASTE AUTHORITY BOARD EFFECTIVE JUNE 30, 2001.

THEREUPON, ALDERMAN SCOTT MADE A MOTION TO ACCEPT THE RESIGNATION OF MAYOR GAY FROM THE PINE BELT SOLID WASTE AUTHORITY BOARD. ALDERMAN HOLBROOK SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE ORDINANCE 1975 (25) AND ORDINANCE 1975(26) TO BE AMENED.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO TAKE UNDER ADVISEMENT. ALDERMAN HOLBROOK SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED THE CLEARING AND GRUBBING OF THE ELEVEN (11) ACRES OF RECREATION LAND ON HILLCREST AND THE FOURTEEN (14) ACRES OF RECREATION LAND ON LEWIS DRIVE AND LOGAN STREET.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO START CLEARING AND GRUBBING THE ELEVEN ACRES OF RECREATIONS LAND LOCATED ON HILLCREST AND FOURTEEN ACRES OF RECREATION LAND LOCATED ON LEWIS AND LOGAN. ALDERMAN HOLBROOK SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY PRESENTED A REQUEST FROM THE FAMILY "Y" SEEKING APPROVAL FOR THEIR CONTRACTOR TO DONATE AND DEPOSIT EXCESS DIRT FROM THEIR CONSTRUCTION SITE ONTO THE ELEVEN ACRE PARCEL OF LAND OWNED BY THE CITY AND LOCATED ON LOGAN STREET AND LEWIS STREET.

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO ALLOW FAMILY "Y" CONTRACTOR TO DONATE AND DEPOSIT EXCESS DIRT ON 14 ACRES PARCEL OF LAND OWNED BY THE CITY. ALDERMAN HINTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY HAD ASK FOR MR. BOB ROGERS TO DISCUSS THE CHANGES FOR THE WAL-MART STORE COMING TO PETAL AREA. MR. ROGERS HAS REQUESTED THAT THE NAME CHANGE FOR THE STORE BE CHANGED FROM WAL-MART EAST STORES, INC TO WAL-MART REAL ESTATE BUSINESS TRUST. ALSO, MR ROGERS HAD ASK ABOUT THE EASEMENT ON THE PROPERTY. THE EASEMENT WILL BE BETWEEN CURRIE PETAL DEVELOPMENT, LLC, WAL-MART REAL ESTATE BUSINESS TRUST AND CITY OF PETAL, MISSISSIPPI.

THEREUPON, ALDERMAN SCOTT MADE A MOTION FOR THESE CHANGES TO BE MADE FOR THE WAL-MART REAL ESTATE BUSINESS TRUST. ALDERMAN ROWELL SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

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

11/13/2011

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR GAY REQUESTED AN EXECUTIVE SESSION TO BRING ADDITIONAL INFORMATION REQUEST BY THE BOARD ON POSSIBLE LITIGATION.

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

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

MAYOR GAY REOPENED THE MEETING.

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

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

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

THOSE PRESENT AND VOTING "YEA"

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

THOSE PRESENT AND VOTING "NAY"

NONE

THERE WAS NO ACTION TAKEN DURING EXECUTIVE SESSION.

THEREBEING NO FURTHER BUSINESS, THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI WAS RECESSED ON THIS THE 15TH DAY OF MAY, 2001 UNTIL 11:00 A.M. ON MAY 17TH, 2001.



JACK GAY
MAYOR

(SEAL)

ATTEST:



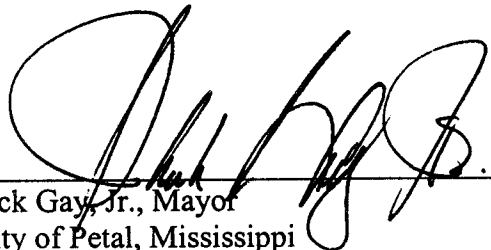
JEAN LEE
INTERIM CITY CLERK

EXHIBIT "A"

**ORDER ESTABLISHING INSPECTION FEE FOR
MOBILE HOMES AND MANUFACTURED HOMES**

PURSUANT to the provisions and the laws of the state of Mississippi, and the ordinances of the City of Petal, Mississippi, it is ordered that an inspection fee of **\$35.00** shall be accessed by the building inspection department in advance of the issuance of permits or certificates for mobile homes and manufactured homes. Any further inspections required of a mobile home or manufactured home within a one (1) year period of the original fee charged, shall be at no additional charge.

SO ORDERED on this, the 15 day of May, A.D., 2001.



Jack Gay, Jr., Mayor
City of Petal, Mississippi

Attest:


City Clerk

EXHIBIT "B"

48826

STREET OVERLAY ESTIMATES 2001

1. OLD RICHTON RD. (HWY 42 to CITY LIMITS)				
33,896 s.y.	1.5"	2,796 tns.	=	\$104,850.00
2. NORTH MAIN ST. (CENTRAL AVE. to BRIDGE)				
11,616 s.y.	1.5"	958 tns.	=	\$35,925.00
3. RAILROAD STREET				
5,867 s.y.	1.5"	484 tns.	=	\$18,150.00
4. WEST FAIRVIEW				
1,600 s.y.	2"	176 tns.	=	\$6,600.00
5. WEST 2ND AVE				
4,125 s.y.	1.5"	340 tns.	=	\$12,750.00
6. EAST 2ND AVE				
5,295 s.y.	1.5"	437 tns.	=	\$16,387.50
7. EAST 4TH (MORRIS ST. to CHARLES ST.)				
3,547 s.y.	1.5"	293 tns.	=	\$10,987.50
8. HWY #42 FRONTAGE (COUNTRY KITCHEN to MORRIS ST.)				
2,430 s.y.	1.5"	200 tns.	=	\$7,500.00
9. 3-MILE CUT-OFF (CARTERVILLE RD. to CITY LIMITS)				
17,430 s.y.	1.5"	1438 tns.	=	\$53,925.00
10. RUSSUM CIRCLE				
700 s.y.	1.5"	58 tns.	=	\$2,175.00
11. AZALEA AVE.				
2,167 s.y.	1.5"	179 tns.	=	\$6,712.50
12. HARVEY AVE.				
2,067 s.y.	1.5"	171 tns.	=	\$6,412.50
13. JONES ST.				
1,667 s.y.	1.5"	1,667 tns.	=	\$5,175.00
14. ODOM DR.				
1,145 s.y.	1.5"	95 tns.	=	\$3,562.50

EXHIBIT "B"

15. TURN LANE ON HILLCREST @ CITY PARK				
1967 s.y.	4"	235 tns.	=	\$3,812.50
16. HILLCREST CIRCLE				
1275 s.y.	1.5"	105 tns.	=	\$3,937.50
17. CASSIL STREET				
4107 s.y.	1.5"	339 tns.	=	\$12,712.50
18. BOXTEL STREET				
4000 s.y.	1.5"	330 tns.	=	\$12,375.00
19. WOODLAWN AVE.				
2200 s.y.	1.5"	182 tns.	=	\$6,825.00
20. BYRD STREET				
2640 s.y.	1.5"	218 tns.	=	\$8,175.00
21. WEST 9 TH AVE.				
2933 s.y.	1.5"	242 tns.	=	\$9,075.00
22. GLENWOOD AVE.				
570 s.y.	1.5"	47 tns.	=	\$1,762.50
23. MADISON AVE.				
810 s.y.	1.5"	67 tns.	=	\$2,512.50
24. SHERRY LYNN DR. (McAULAY DR. to SKYLAND TERRACE)				
3520 s.y.	1.5"	291 tns.	=	\$10,912.50
25. CITY BARN LOOP				
4225 s.y.	1.75"	410 tns.	=	\$15,375.00

ESTIMATED TOTAL COST: 10,229 tons @ \$37.50 per ton = \$383,587.50

EXHIBIT "B"

CITY OF PETAL

PO# 48826

P O BOX 564
PETAL, MS 39465
601-545-1776 fax 601-545-6685

Name <u>Warren Paving</u> Address _____ City _____ State _____ ZIP _____ Phone _____	Date <u>5/10/01</u> Order No. _____ Rep _____ FOB _____
---	--

#	Description	Unit Price	TOTAL
1	OLD RICHTON RD (HWY 42 TO CITY LIMITS)		\$0.00
2	N MAIN ST. (CENTRAL AVE TO BRIDGE)		\$0.00
3	RAILROAD ST		\$0.00
4	WEST FAIRVIEW		\$0.00
5	WEST 2ND AVE		\$0.00
6	EAST 2ND AVE		\$0.00
7	EAST 4TH AVE (MORRIS ST TO CHARLES ST)		\$0.00
8	HWY 42 FRONTAGE (COUNTRY KITCHEN TO MORRIS)		\$0.00
9	3 MILE CUT OFF (CARTERVILLE RD TO CITY LIMITS)		\$0.00
10	RUSSUM CIRCLE		\$0.00
11	AZALEA AVE		\$0.00
12	HARVEY AVE		\$0.00
13	JONES ST		\$0.00
14	ODOM DR		\$0.00
15	HILLCREST CIRCLE		\$0.00
17	CASSIL ST		\$0.00
18	BOXTEL ST		\$0.00
SubTotal			\$0.00
Shipping & Handling			
Taxes State			
TOTAL			\$0.00

EXHIBIT "B"

CITY OF PETAL

P O BOX 564
PETAL, MS 39465
601-545-1776 fax 601-545-6685

P O #

48826

Cont'd.

Name	<u>Warren Paving</u>		
Address	_____		
City	_____	State	_____ ZIP _____
Phone	_____		

Date	<u>5/10/01</u>
Order No.	_____
Rep	_____
FOB	_____

#	Description	Unit Price	TOTAL
18	WOODLAWN AVE		\$0.00
19	BYRD STREET		\$0.00
20	WEST 9TH AVE		\$0.00
21	GLENWOOD AVE		\$0.00
22	MADISON AVE		\$0.00
23	SHERRY LYNN DR (MCAULAY DR TO SKYLAND TERR)		\$0.00
24	CITY BARN LOOP		\$0.00
SubTotal			\$0.00
Shipping & Handling			
Taxes State			
TOTAL			\$0.00

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EXHIBIT "C"

**RESOLUTION OF THE CITY OF PETAL, MISSISSIPPI, PERMANENTLY
CLOSING AND VACATING A PORTION OF AN UNNAMED STREET OR
ALLEY EXTENDING EASTERLY FROM COCHRAN STREET**

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, have been requested by Petition from Petal-Harvey Baptist Church to permanently close and vacate a portion of an unnamed street or alley extending Easterly from Cochran Street more particularly described as follows, to-wit:

Commence at the Northeast corner of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 2, Township 4 North, Range 13 West, and run West along the North line of said forty acre tract 435 feet, thence run South 420 feet for a point of beginning, thence run East 170 feet, thence run South 20 feet, thence run West 190 feet, thence run North 20 feet, thence run East 20 feet back to the Point of Beginning:

LESS AND EXCEPT:

The West 70 feet of said parcel which may also be described as the North 20 feet of Lot 1, Block 2, of the Bernie L. Nall Subdivision or Addition of the City of Petal, Forrest County, Mississippi, as per map or plat thereof on file in the Office of the Chancery Clerk.

WHEREAS, the Mayor and Board of Aldermen find and adjudicate the following:

- 1. Petal-Harvey Baptist Church owns all the property abutting the above described property, which does not provide access to any other property owner and is not needed as a public street or alley and does not serve the public convenience or necessity as a public street or alley.**
- 2. The City's interest in the above described property was acquired by and through a conveyance from Bernie L. Nall and Myrna Hegwood Nall to Forrest County, Mississippi, dated June 23, 1954, and recorded in Deed Book 149 at Page 602, and thereafter succeeded to the City of Petal by virtue of law upon incorporation of the City, and the City of Petal has the right and legal authority to close and vacate said unnamed street or alley pursuant to §21-37-7 of the Mississippi Code of 1972, as amended.**
- 3. Petal-Harvey Baptist Church has waived any and all compensation for the closing and vacating of said street or alley, and therefore there is no compensation due or to be paid.**

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

EXHIBIT "C"

SECTION 1: That the portion of the unnamed street or alley extending Easterly from Cochran Street and being described hereinabove should be, and the same hereby is, permanently closed and vacated, and pursuant to operation of law, all right, title and interest in and to the described property held by the City of Petal, Mississippi, is hereby transferred to the abutting property owner, being Petal-Harvey Baptist Church.

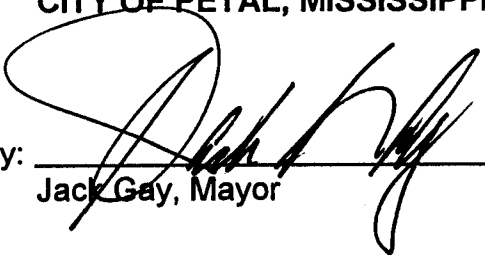
SECTION 2: For good cause which the Mayor and Board of Aldermen find sufficient, this Resolution shall take effect and be in force from and after the date of its passage, and a certified copy hereof shall be recorded in the Forrest County Land Deed Records.

The foregoing Resolution having been reduced to writing the same was introduced and moved for adoption by Alderman HOLBROOK, seconded by Alderman ROWELL, with a vote being taken as follows:

	YES	NO
Willie Hinton	<u> X </u>	<u> </u>
Bob Langford	<u> </u>	<u> </u>
Gene Holbrook	<u> X </u>	<u> </u>
Donnie Rowell	<u> X </u>	<u> </u>
Leroy Scott	<u> X </u>	<u> </u>

The Mayor then declared the motion carried and the foregoing Resolution adopted, and the same was submitted to and approved by the Mayor on this, the 15th day of May, 2001.

CITY OF PETAL, MISSISSIPPI

By: 
Jack Gay, Mayor

ATTEST:


City Clerk

EXHIBIT "D"

ORDER

WHEREAS the Mayor and Board of Aldermen of the City of Petal, Mississippi deem it necessary to appoint Jean Ishee as Interim City Clerk.

IT IS THEREFORE ORDERED that Jean Ishee be appointed as Interim City Clerk for the City of Petal effective May 15, 2001.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the 15th day of May, A.D., 2001.

EXHIBIT "E"

ORDER

WHEREAS the Mayor and Board of Aldermen of the City of Petal, Mississippi deem it necessary to appoint Melissa Martin as Deputy Clerk.

IT IS THEREFORE ORDERED that Melissa Martin be appointed as Deputy Clerk for the City of Petal effective May 15, 2001.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the 15th day of May, A.D., 2001.

EXHIBIT "F"

ORDER

WHEREAS the Mayor and Board of Aldermen of the City of Petal, Mississippi deem it necessary to appoint Michelle Harris as Deputy Clerk.

IT IS THEREFORE ORDERED that Michelle Harris be appointed as Deputy Clerk for the City of Petal effective May 15, 2001.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, on this the 15th day of May, A.D., 2001.