

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 JANUARY 15, 2002 AT 7:00 P.M. IN THE BOARD ROOM OF SAID CITY.

THOSE PRESENT	TONY PHILLIPS
CITY ATTORNEY	THOMAS W. TYNER
ALDERMEN	MICHAEL W. DRAUGHN WILLIE W. HINTON JOE C. MCMURRY, SR STEVE STRINGER WILLIAM A. TRAVIS
OTHERS PRESENT	KYLE WALLACE LEE REID JOSEPH BARKER ERIC JONES ALLEN FLYNT TOMMY HILL DON SEALY AND OTHERS

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

THE INVOCATION WAS OFFERED BY ALDERMAN JOE C. MCMURRY, SR.

THE PLEDGE OF ALLEGIANCE WAS RECITED.

WHEREAS, MAYOR PHILLIPS PRESENTED THE AGENDA WITH THE FOLLOWING CHANGES:

- VII. 1. OPENING OF BIDS ON THE PAVILION
- X. 10. APPROVE TO ADVERTISE FOR A RECREATION DIRECTOR.
- 11. APPROVE FOR CITY CLERK TO MOVE THE ACCOUNTS FROM UNION PLANTERS TO OTHER BANKS
- 12. APPROVE TO TRANSFER THE EMPLOYEE BENEFIT FUND TO THE GENERAL FUND
- XI. 2. REQUEST FOR RALPH EDDLEMON TO ATTEND WATER SUPPLY SHORT COURSE FEB 4-8, 2002.
- XII. 5. RECOMMEND TO APPOINT CARL SCOTT TO THE LIBRARY BOARD TO REPLACE HELEN CROWE.
- XVI. 1. DELETE
- 3. APPROVE DAN TOLBERT TO INTERGRATE THE NEW WESTERN ANNEXED AREA
- 4. ACCEPT THE RESIGNATION OF CARL GRIFFIN IN THE POLICE DEPT

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ACCEPT THE AGENDA AS AMENDED. ALDERMAN TRAVIS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE MINUTES OF THE REGULAR MEETING OF JANUARY 2, 2002 OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ACCEPT THE MINUTES AS WRITTEN. ALDERMAN DRAUGHN SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON

ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS CALLED FOR PUBLIC COMMENT. THERE WAS NONE.

WHEREAS, MAYOR PHILLIPS PRESENTED THE BIDS FOR THE CITY OF PETAL PAVILION.

SEE EXHIBIT "A"

J A DAWSON & CO                    \$49,999.00  
P O BOX 1178  
PELHAM, AL 35124

HAMMILL & ASSC. INC            \$78,870.00  
2104 CHAPEL HILL ROAD  
BIRMINGHAM, AL 35216

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ACCEPT THE BID FROM J. A. DAWSON IN THE AMOUNT OF \$49,999.00. ALDERMAN TRAVIS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM THE LEBONTE CLUB FOR THE CITY OF PETAL TO PURCHASE A \$75.00 AD IN SUPPORT OF THE 2003 JR MISS PROGRAM.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO PURCHASE AN AD IN THE 2003 JR MISS PROGRAM FOR \$75.00. ALDERMAN MCMURRY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF DECEMBER 2001.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ACCEPT THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF DECEMBER 2001. ALDERMAN MCMURRY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING FROM THE STATE OF MISSISSIPPI GOVERNOR'S OFFICE PROCLAIMING JANUARY 21, 2002 BE OBSERVED AS A LEGAL HOLIDAY.

SEE EXHIBIT "B"

STATE OF MISSISSIPPI

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO APPROVE THE HOLIDAY FOR JANUARY 21, 2002. ALDERMAN HINTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING PROOF OF PUBLICATION:

- 1.) ORDINANCE 2001(100) AN ORDINANCE REGULATING THE KEEPING OF ANIMALS PROVIDING FOR THE MAKING OF AN IMPOUNDMENT OF CERTAIN ANIMALS, ETC.

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE NOTICE TO BIDDERS FOR THE CITY CLERK TO ADVERTISE FOR A NEW TRACTOR AND DITCHER MACHINE FOR THE STREET DEPARTMENT.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ADOPT THE SPECS AND TO APPROVE FOR THE CITY CLERK TO ADVERTISE FOR A NEW TRACTOR AND DITCHER MACHINE FOR THE STREET DEPARTMENT. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE REQUEST FOR THE CITY TO PURCHASE A \$30.00 AD FOR THE PETAL KIWANIS CLUB PANCAKE DAY ON FEBRUARY 9, 2002.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO PURCHASE THE AD FOR THE PETAL KIWANIS CLUB PANCAKE DAY PLACEMAT ON FEBRUARY 9, 2002. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE REVENUE AND EXPENDITURE REPORT FOR THE MONTH OF DECEMBER 2001.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ACCEPT THE REVENUE AND EXPENDITURE REPORT. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM THE PLANNING COMMISSION TO APPROVE THE RECOMMENDATION ON THE PRELIMINARY PLATS FOR OAK TARA SUBDIVISION FOR NED MCINNIS.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ACCEPT THE RECOMMENDATION FROM THE PLANNING COMMISSION REGARDING OAK TARA SUBDIVISION WITH THE COMPLIANCE OF ARTICLE 301 OF THE ZONING ORDINANCE. ALDERMAN DRAUGHN SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST TO CHOSE A CELLULAR PHONE CARRIER FOR THE DEPARTMENTS OF THE CITY.

SEE EXHIBIT "C"

CELLULAR ONE

CELLULAR SOUTH

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ACCEPT CELLULAR SOUTH AS THE CELL PHONE CARRIER FOR THE CITY OF PETAL. ALDERMAN DRAUGHN SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

ALDERMAN WILLIE W. HINTON

WHEREAS, MAYOR PHILLIPS STATED THAT THE CITY CLERK NEEDS TO ADVERTISE FOR THE POSITION OF RECREATION DIRECTOR DUE TO KEITH BRADDOCK RESIGNING.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ADVERTISE FOR THE RECREATION DIRECTOR. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS MADE A REQUEST TO CLOSE AND MOVE THE CHECKING ACCOUNTS FROM UNION PLANTERS BANK TO OTHER BANKS IN THE CITY. SINCE UNION PLANTERS DID NOT TURN IN BIDS ON THE DEPOSITORIES AS A RECENT OVERSIGHT AND ERROR ON THE BANKS PART.

SEE EXHIBIT "D"

ACCOUNTS ON UNION PLANTERS

THEREUPON, ALDERMAN MCMURRY MADE A MOTION FOR THE CITY CLERK TO CLOSE AND MOVE THE CHECKING ACCOUNTS FROM UNION PLANTERS TO AN APPROVAL DEPOSITORY. ALDERMAN TRAVIS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS REQUESTED THE TRANSFER OF THE EMPLOYEE BENEFIT FUND OF \$46,425.81 TO THE GENERAL FUND TO HELP WITH THE PAYMENT OF HEALTH INSURANCE.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION FOR THE CITY CLERK TO TRANSFER THE EMPLOYEE BENEFIT FUND TO THE GENERAL FUND. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FOR MELISSA MARTIN TO ATTEND THE CERTIFICATION WINTER SESSION FEBRUARY 28-MARCH 1, 2002 IN HATTIESBURG, MS.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE MELISSA MARTIN TO ATTEND THE MUNICIPAL CLERK CERTIFICATION WINTER SESSION ON FEBRUARY 28-MARCH 1, 2002 IN HATTIESBURG, MS AND TO PAY HER EXPENSES. ALDERMAN DRAUGHN SECONDED THE MOTION.

**THOSE PRESENT AND VOTING "AYE"**

**ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS**

**THOSE PRESENT AND VOTING "NAY"**

**NONE**

**WHEREAS, MAYOR PHILLIPS PRESENTED REQUEST FOR RALPH EDDLEMON TO ATTEND THE SHORT WATER SUPPLY COURSE FEBRUARY 4-8, 2002 IN JACKSON, MS.**

**THEREUPON, ALDERMAN HINTON MADE A MOTION TO AUTHORIZE RALPH EDDLEMON TO ATTEND THE SHORT WATER SUPPLY COURSE IN JACKSON, MS AND TO PAY HIS EXPENSES. ALDERMAN DRAUGHN SECONDED THE MOTION.**

**THOSE PRESENT AND VOTING "AYE"**

**ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS**

**THOSE PRESENT AND VOTING "NAY"**

**NONE**

**WHEREAS, MAYOR PHILLIPS PRESENTED A RECOMMENDATION FROM CHIEF LEE SHELBOURN TO HIRE DON SEALY IN THE POLICE DEPARTMENT AS PATROLMAN 1<sup>ST</sup> CLASS.**

**ORDER**

**WHEREAS, THE MAYOR AND THE BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO HIRE DON SEALY TO FILL THE VACANCY CREATED BY THE RESIGNATION OF OFFICER CARL GRIFFIN.**

**IT IS HEREBY ORDERED THAT DON SEALY BE HIRED AS A PATROLMAN 1<sup>ST</sup> CLASS AT A RATE OF \$23,100.00 ANNUALLY EFFECTIVE JANUARY 25, 2002.**

**SO ORDERED ON THIS THE 15<sup>TH</sup> DAY OF January, 02 2002.**

**THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ADOPT THE FOREGOING ORDER. ALDERMAN DRAUGHN SECONDED THE MOTION.**

**THOSE PRESENT AND VOTING "AYE"**

**ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS**

**THOSE PRESENT AND VOTING "NAY"**

**NONE**

**WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM CHIEF LEE SHELBOURN TO MOVE JIMMIE GARRARD FROM RESERVE TO PART-TIME POLICE OFFICER.**

**THEREUPON, ALDERMAN STRINGER MADE A MOTION TO MOVE JIMMIE GARRARD FROM RESERVE TO PART-TIME EFFECTIVE JANUARY 15, 2002. ALDERMAN DRAUGHN SECONDED THE MOTION.**

**THOSE PRESENT AND VOTING "AYE"**

**ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON**

ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM CHIEF LEE SHELBOURN TO APPOINT DISPATCHER CHARLES SUGGS TO THE METROPOLITAN CRIME SCENE UNIT.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO APPOINT DISPATCHER CHARLES SUGGS TO THE METROPOLITAN CRIME SCENE UNIT. ALDERMAN MCMURRY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS STATED THAT THE CITY NEEDS TO APPOINT SOMEONE TO THE LIBRARY BOARD TO FILL THE VACANCY LEFT BY HELEN DAVIS.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO APPOINT RALPH EDDLEMON TO THE LIBRARY BOARD TO FILL THE VACANCY EFFECTIVE IMMEDIATELY AND ENDING TERM OF APRIL 2003. ALDERMAN TRAVIS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS STATED THAT THE CITY NEEDS TO APPOINT SOMEONE TO THE LIBRARY BOARD TO FILL THE VACANCY LEFT BY HELEN CROWE.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO APPOINT CARL SCOTT TO THE LIBRARY BOARD TO FILL THE VACANCY LEFT BY HELEN CROWE EFFECTIVE IMMEDIATELY AND ENDING TERM OF APRIL 2004. ALDERMAN TRAVIS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING RESOLUTION FINDING IT NECESSARY TO ACQUIRE AUTOMOBILES FOR THE CITY AND AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A LEASE PURCHASE AGREEMENT WITH FIRST CONTINENTAL LEASING.

EXHIBIT "E"

RESOLUTION

**RESOLUTION AUTHORIZING AND APPROVING EXECUTION  
OF AN EQUIPMENT LEASE-PURCHASE AGREEMENT WITH  
FIRST CONTINENTAL LEASING, A DIVISION OF BANCORPSOUTH  
BANK FOR THE PURPOSE OF LEASE-PURCHASING CERTAIN  
AUTOMOBILES.**

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

**THOSE PRESENT AND VOTING "AYE"**

**ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS**

**THOSE PRESENT AND VOTING "NAY"**

**NONE**

**WHEREAS, MAYOR PHILLIPS PRESENTED THE RESIGNATION OF RECREATION  
DIRECTOR KEITH BRADDOCK IN THE RECREATION DEPARTMENT EFFECTIVE JANUARY 25,  
2002.**

**THEREUPON, ALDERMAN STRINGER, WITH REGRETS, MADE A MOTION TO ACCEPT  
THE RESIGNATION OF KEITH BRADDOCK EFFECTIVE JANUARY 25, 2002. ALDERMAN  
DRAUGHN SECONDED THE MOTION.**

**THOSE PRESENT AND VOTING "AYE"**

**ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS**

**THOSE PRESENT AND VOTING "NAY"**

**NONE**

**WHEREAS, MAYOR PHILLIPS PRESENTED REQUEST FROM BUILDING INSPECTOR  
DAN TOLBERT TO INITIATE AND COORDINATE WITH THE PLANNING COMMISSION WITH  
THE ZONING OF THE NEW WESTERN ANNEXATION AREA.**

**THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE DAN  
TOLBERT TO COORDINATE WITH THE PLANNING COMMISSION THE NEW WESTERN  
ANNEXATION AREA FOR ZONING. ALDERMAN TRAVIS SECONDED THE MOTION.**

**THOSE PRESENT AND VOTING "AYE"**

**ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS**

**THOSE PRESENT AND VOTING "NAY"**

**NONE**

**WHEREAS, MAYOR PHILLIPS PRESENTED THE RESIGNATION OF PATROL OFFICER  
CARL GRIFFIN EFFECTIVE JANUARY 22, 2002.**

**THEREUPON, ALDERMAN MCMURRY, WITH REGRETS, MADE A MOTION TO  
ACCEPT THE RESIGNATION OF CARL GRIFFIN EFFECTIVE JANUARY 22, 2002. ALDERMAN  
DRAUGHN SECONDED THE MOTION.**

**THOSE PRESENT AND VOTING "AYE"**

**ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER**



ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, ALDERMAN HINTON REQUESTED AN EXECUTIVE SESSION TO DISCUSS PERSONNEL MATTERS IN THE JUDICIAL DEPARTMENT.

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

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS REOPENED THE MEETING.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ENTER INTO AN EXECUTIVE SESSION TO DISCUSS A PERSONNEL MATTER IN THE JUDICIAL DEPARTMENT. ALDERMAN TRAVIS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS STATED THAT IN THE EXECUTIVE SESSION THERE WAS A DISCUSSION OF THE JUDICIAL DEPARTMENT AND THAT THE BOARD FOUND THAT THERE WAS A PERSONNAL MATTER TO DISCUSS.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO TERMINATE THE CITY PROSECUTOR PENNY ALEXANDER FROM HER POSITION EFFECTIVE JANUARY 16, 2002. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

ALDERMAN MICHAEL DRAUGHN  
ALDERMAN WILLIE W. HINTON

WHEREAS, MAYOR PHILLIPS REQUESTED THAT THE BOARD NEEDS TO FILL THE POSITION OF PROSECUTOR.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO TRANSFER PUBLIC DEFENDER MICHEAL REED TO THE PROSECUTOR POSITION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

THOSE PRESENT AND VOTING "NAY"

ALDERMAN WILLIE W. HINTON

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

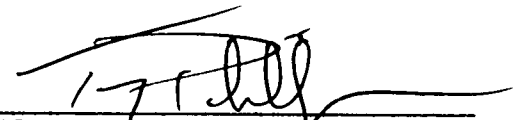
THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W. DRAUGHN  
ALDERMAN WILLIE W. HINTON  
ALDERMAN JOE C. MCMURRY, SR  
ALDERMAN STEVE STRINGER  
ALDERMAN WILLIAM A. TRAVIS

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 15<sup>TH</sup> DAY OF JANUARY, A.D., 2002.

  
\_\_\_\_\_  
TONY PHILLIPS  
MAYOR

(SEAL)

ATTEST:


  
\_\_\_\_\_  
JEAN SHEE  
CITY CLERK

EXHIBIT "A"

4 PETAL, MISSISSIPPI  
5 LANDRY AND LEWIS ARCHITECTS, P.A.  
6 ARCHITECTS PROJECT NUMBER 01-2664  
7  
8  
9 Proposal of J.A. Dawson & Co., Inc. (hereinafter called "Bidder"), (a  
10 Alabama corporation/a partnership/an individual) doing (State) Business  
11 as, J.A. Dawson & Co., Inc.  
12  
13  
14 To the City of Petal  
15 (hereinafter-called "Owner").  
16  
17 Gentlemen:  
18  
19 The Bidder, in compliance with your Advertisement for Bids for the Pavilion for City of  
20 Petal and having examined the plans and specifications with related documents and the site  
21 of the proposed work, and being familiar with all of the conditions surrounding the  
22 construction of the proposed project including the availability of materials hereby proposes  
23 to furnish all materials and supplies in accordance with the Contract Documents, and at the  
24 price stated below. This price is to cover all expenses incurred in performing the work  
25 required under the Contract Documents of which this proposal is a part.  
26  
27 Bidder hereby agrees to commence work under this contract on or before a date to be  
28 specified in a written "Notice to Proceed" from the Architect and to deliver materials for the  
29 project within Appx 10 weeks (bidder insert days) consecutive calendar days (or as  
30 designated thereafter by the Owner).  
31  
32 Bidder acknowledges receipt of the following addenda:  
33  
34 No. #1 No. \_\_\_\_\_ No. \_\_\_\_\_  
35 No. \_\_\_\_\_ No. \_\_\_\_\_ No. \_\_\_\_\_  
36  
37 **BASE BID:** Bidder agrees to provide all materials, supplies, components, and installation  
38 instructions and all other work shown on drawings or specified herein for the sum of  
39 Forty Nine Thousand Nine Hundred and Ninety Nine Dollars  
40 \$49,999.00  
41  
42 Amount shall be shown in both words and figures. In case of discrepancy, the amount  
43 shown in words will govern.  
44  
45  
46

PAVILION FOR  
CITY OF PETAL CN 01-2664 11/21/01

1 **OWNERS RIGHTS:**  
2  
3 Bidder understands that the Owner reserves the right to reject any or all bids and to waive  
4 any informalities in the bidding.  
5  
6 **BIDDER QUALIFICATIONS:**  
7  
8 I certify that I meet all qualifications specified for this project  
9  
10 **ACCEPTANCE**  
11  
12 I agree to hold this proposal open for acceptance for 45 days after the bid date, and certify  
13 that I am authorized to enter my firm into a binding contract if this proposal is accepted.  
14  
15  
16 Signature [Signature]  
17 Date 1/31/02  
18  
19 Name James A. Dawson  
20 Title V.P.  
21  
22 Firm J.A. Dawson & Co., Inc.  
23  
24 Address P.O. Box 1178  
25  
26 City/State/Zip Pelham, AL 35124  
27  
28 Phone (800) 221-8869  
29 Fax (205) 663-5012

BIDDING 1) EA. 54' DALLAS MODEL W/NEW ENGLAND STYLE CUPOLA, 24 GA STEEL ROOF, 8:12 PITCH (2 TIER), W/DIAMOND PATTERN ORNAMENTATION AT LOWER AND SECOND TIER, DIAMOND PATTERN RAILING AND HANDRAILS ON RAMP & STEPS AS PER PLAN. PICKETS ARE 5/8" SQUARE, DIAMOND PATTERN VARIES FROM POLIGON SLIGHTLY DUE TO COPY RIGHTS. SECOND TIER RAISED 24".

UNLOADING BY OTHERS.

EXHIBIT "A"

PAVILION FOR  
CITY OF PETAL CN 01-2664

11/21/01

PROPOSAL FORM

PAVILION FOR

CITY OF PETAL

PETAL, MISSISSIPPI

LANDRY AND LEWIS ARCHITECTS, P.A.

ARCHITECTS PROJECT NUMBER 01-2664

Proposal of Hammill & Associates, Inc. (hereinafter called "Bidder"), a  
~~Corporation~~ corporation/partnership/an individual) doing (State) Business  
as, Hammill & Associates, Inc.

To the City of Petal  
(hereinafter called "Owner").

Gentlemen:

The Bidder, in compliance with your Advertisement for Bids for the Pavilion for City of  
Petal and having examined the plans and specifications with related documents and the site  
of the proposed work, and being familiar with all of the conditions surrounding the  
construction of the proposed project including the availability of materials hereby proposes  
to furnish all materials and supplies in accordance with the Contract Documents, and at the  
price stated below. This price is to cover all expenses incurred in performing the work  
required under the Contract Documents of which this proposal is a part.

Bidder hereby agrees to commence work under this contract on or before a date to be  
specified in a written "Notice to Proceed" from the Architect and to deliver materials for the  
project within 10 weeks (bidder insert days) consecutive calendar days (or as  
designated thereafter by the Owner). After All Approvals Are Received, in to  
our office.

Bidder acknowledges receipt of the following addenda:

No. ONE No. N/A No. N/A  
No. N/A No. N/A No. N/A

**BASE BID:** Bidder agrees to provide all materials, supplies, components, and installation  
instructions and all other work shown on drawings or specified herein for the sum of  
SEVENTY EIGHT THOUSAND EIGHT HUNDRED SEVENTY DOLLARS \$78,870.00

Amount shall be shown in both words and figures. In case of discrepancy, the amount  
shown in words will govern.

PAVILION FOR  
CITY OF PETAL CN 01-2664

11/21/01

**OWNERS RIGHTS:**

Bidder understands that the Owner reserves the right to reject any or all bids and to waive  
any informalities in the bidding.

**BIDDER QUALIFICATIONS:**

I certify that I meet all qualifications specified for this project

**ACCEPTANCE**

I agree to hold this proposal open for acceptance for 45 days after the bid date, and certify  
that I am authorized to enter my firm into a binding contract if this proposal is accepted.

Signature WADE T. EDMONDS  
Date 1-11-01

Name WADE T. EDMONDS  
Title PROJECT MANAGER

Firm Hammill & Associates

Address 2104 CHAPEL HILL ROAD

City/State/Zip BIRMINGHAM AL 35214

Phone (205) 979-8616

Fax (205) 979-8932

EXHIBIT "A"

**ITH** Hammill & Associates, Inc.  
2104 Chapel Hill Road  
Birmingham, Alabama 35216  
205/979-6616 Fax 205/979-8530  
800/423-6661

**Pavilion for the City of Petal Mississippi**

**We are bidding the specified GOX 54 MR (custom) Poligon as manufactured by W.H. Porter, Inc.**

- GOX 54 MR Custom
- with prime painted frame
- with Multi-rib metal roof
- with Zinc plated upper and overhead diamond pattern ornamentation package
- with H3119M19 Sheet Metal Cupola
- with (6) six columns
- with 10'-0" under the ornamentation
- with electrical access in all columns
- with Sealed engineering for the State of Mississippi

Total delivered price for the above material.....\$44,080.00

Add for removable zinc plated diamond pattern handrails on four sides  
-and (6) six sections of zinc plated diamond pattern handrails on the steps  
-and zinc plated diamond pattern handrails on the ramp.  
Total price for custom diamond pattern handrail package.....\$34,790.00

Total delivered only price.....\$78,870.00

**This price does not included any unloading or installation and any applicable taxes will need to be added at a later date.**

EXHIBIT "B"

TO THE OFFICERS AND EMPLOYEES OF THE STATE OF MISSISSIPPI:

WHEREAS, the Legislature has designated the third Monday in January as the day for the observance of the birthdays of ROBERT E. LEE and DR. MARTIN LUTHER KING, JR., and under the provisions of Section 3-3-7, Mississippi Code of 1972, is a legal holiday in the State of Mississippi;

THEREFORE, all officers and employees of the State of Mississippi are authorized and empowered, at the discretion of the executive head of the department or agency, to close their respective offices in observance of the holiday on

MONDAY, JANUARY 21, 2002

GIVEN under my hand and seal of office at Jackson, Mississippi, this the 2nd day of January, 2002.



*Eric Clark*

ERIC CLARK  
SECRETARY OF STATE  
STATE OF MISSISSIPPI

EXHIBIT "C"

Cellular One Proposal to the City of Petal

January 11, 2002

CONNECTIONS

<b>Estimated Airtime</b>	100	\$	0.090	\$	9.00
<b>Usage Per Phone</b>	75	\$	0.085	\$	6.38
	0	\$	0.080	\$	-
	0	\$	0.075	\$	-
	0	\$	0.070	\$	-
	0	\$	0.060	\$	-
	0	\$	0.050	\$	-
<b>Totals:</b>	<b>175</b>			<b>\$</b>	<b>15.38</b>

<b>Pooled Local Airtime</b>	100	\$	0.090	\$	9.00
<b>For All Phones</b>	150	\$	0.085	\$	12.75
	625	\$	0.080	\$	50.00
	0	\$	0.075	\$	-
	0	\$	0.070	\$	-
	0	\$	0.060	\$	-
	0	\$	0.050	\$	-
<b>Totals:</b>	<b>875</b>			<b>\$</b>	<b>71.75</b>

Unpooled Total: 7 Phones = \$ 107.63

Incoming Connections Option \$15.00

3 Phones @ \$15.00 = \$45.00  
\* Estimating that 3 users' calling patterns will justify the addition of this option (Incoming Connections option is not cost-effective unless incoming airtime exceeds 170 minutes each month.)

*per phone*

Estimated Airtime Charge	\$ 71.75
Incoming Connections	\$ 45.00
<b>TOTAL:</b>	<b>\$ 116.75</b>

**Airtime Charges In Excess of 100 Minutes:**

Due to pooling of minutes, additional airtime will begin to accumulate at only \$.08/minute and go as low as \$.05/minute.

**...AND SAVE EVEN MORE EACH MONTH!!**

**No Call Termination Fees**

Some companies charge \$1.00 per month for every phone calling the office or calling home as little as one time during the month. For seven phones, this would be an additional \$84.00 per year.

**The Connections plan includes the following features at no additional charge:**

Call Waiting, Call Forwarding, 3-Way Calling, Caller ID, Caller ID Blocking, Basic Voice Mail, Voice Mail Alert and Text Message Service

City of Petal

User	Proposed Plan	Monthly Charge	Included minutes	Add-on features	Additional airtime
Mayor Phillips (own equipment)	Connections	\$ 9.00	100	Free incoming \$15	8.5 - 0.05
Police Chief Nokia 5160	Connections	\$ 9.00	100	Free incoming \$15	8.5 - 0.05
Water Dept. Nokia 5160	Connections	\$ 9.00	100		8.5 - 0.05
Dale (own equipment)	Connections	\$ 9.00	100	Free incoming \$15	8.5 - 0.05
Dan Nokia 5160	Connections	\$ 9.00	100		8.5 - 0.05
Shawn Ellis Nokia 5160	Connections	\$ 9.00	100		8.5 - 0.05
Ken Bullock Nokia 5160	Connections	\$ 9.00	100		8.5 - 0.05

CellularOne will be furnishing 5 Nokia 5165 Tri-Mode phones at no cost to the city. We also recommend that insurance be put on all 7 of the city phones @ \$1.95 per month. Insurance is used in the event that the phones are lost, stolen, or damaged. The phone would be replaced by the insurance company with a \$25.00 deductible.

EXHIBIT "C"

Cellular One Proposal to the City of Petal

January 11, 2002

**AIRTIME POOLING**

Scenario: The ABC Company has seven employees with cellular phones on the Connections plan. One of the employees, the President of ABC Company, uses his cellular phone quite a bit. However, his employees don't accumulate as much airtime as he does. In fact, they rarely exceed the 100 minutes available each month with the \$9.00 basic rate. Individually, their total charges would exceed \$100.00 each month, but when pooling of airtime occurs, the airtime charges drop dramatically.

	Minutes		Individual Unpooled Airtime Charges
User 1	800	---	\$65.75
User 2	5	---	\$9.00
User 3	0	---	\$9.00
User 4	10	---	\$9.00
User 5	30	---	\$9.00
User 6	15	---	\$9.00
User 7	15	---	\$9.00
	<u>875</u>		<u>\$118.75</u>

<b>Pooled Local Airtime For All Phones</b>	Airtime	Rate	Charges
	100	\$ 0.090	\$ 9.00
	150	\$ 0.085	\$ 12.75
	625	\$ 0.080	\$ 50.00
	0	\$ 0.075	\$ -
	0	\$ 0.070	\$ -
	0	\$ 0.060	\$ -
	0	\$ 0.050	\$ -
<b>Totals:</b>	<u>875</u>		<u>\$ 71.75</u>



EXHIBIT "C"



**City of Petal**

\* Free Nokia 5165 Digital Phone(\$109.95 Retail Value)

**ANALOG** - (17 county local calling area)

- Analog Incoming 100- \$24.95 per month (100 free min.-outgoing calls) & Unlimited Incoming calls !!
- Analog Incoming 500- \$49.95 per month (500 free min.-outgoing calls) & Unlimited incoming calls !!

**DIGITAL INCOMING FREE** - (no roaming or long distance anywhere in Mississippi, Mobile, Alabama, or Pensacola and Destin/Ft. Walton, Florida)

- (Includes FREE unlimited Incoming Calls while in your primary area)
- Digital MS 100- \$24.95 per month (100 free min.-outgoing calls)
- Digital MS 300- \$39.95 per month (300 free min.-outgoing calls)
- Digital MS 500- \$49.95 per month (500 free min.-outgoing calls)
- Digital MS 850- \$79.00 per month (850 free min.-outgoing calls) Includes FREE Unlimited Nights and Weekends
- Digital MS 1200- \$129.00 per month (1200 free min.) Includes FREE Unlimited Nights and Weekends
- Digital MS 2000- \$149.00 per month (2000 free min.) Includes FREE Unlimited Nights and Weekends

**DIGITAL AMERICA** - (No roaming or long distance anywhere in the nation)

- Security America - \$19.95 per month (.25 cents per minute nationwide)
- America 100- \$34.95 per month (100 free minutes nationwide)
- America 300- \$49.95 per month (300 free minutes nationwide)
- America 850- \$99.00 per month (650 free minutes nationwide)
- America 1500- \$159.00 per month (1500 free min. nationwide)

\*50% of usage MUST be inside the state of Mississippi to retain Digital America plans

\*\* Includes FREE Voice Mail, FREE 3-Feature Package, and FREE Text Messaging.

\*\* There is a one-time activation fee of \$25 per phone, and equipment pricing reflects a 12 month service agreement.

CONTACT Eric L. Cooley 408-2210 FOR MORE INFO.

EXPLANATION OF COSTS	
<b>ACTIVATION COSTS</b>	
Equipment	_____
Accessory Cost	_____
Activation Fee	_____
First Month Prorated Access Fee	_____
Tax*	_____
Total Cost of Activation	_____
<b>MONTHLY CHARGES</b>	
Monthly Access	24.95
Optional Service Enhancements	_____
State Mandated 911 Training Service Charge*	1.00
State Established 911 Service Charge*	0.50
Call Connect Fee	_____
State Taxes*	7.00
Federal Taxes*	3.00
Universal Service Fund*	3.70
MS Telecommunications Tax*	5.30
Local/Municipal Taxes*	1.00
Total Monthly Charges (including taxes)	30.50
<b>USAGE COSTS</b>	
Home Area	_____

EXHIBIT "C"

Cellular South Calling Plans - Digital

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calling plans

BY STATES FOR 5 BY  
DIGITAL FREE INCOMING  
DIGITAL SOUTH  
DIGITAL AMERICA

**Digital Free Incoming Calls**

No roaming, no long distance and all incoming calls are FREE when travelling within your home coverage area!

Digital 100	\$24.95	<ul style="list-style-type: none"> <li>• 100 FREE minutes included</li> <li>• 25¢/min after free minutes</li> <li>• FREE Incoming Calls<sup>1</sup></li> </ul>
Digital 300	\$39.95	<ul style="list-style-type: none"> <li>• 300 FREE minutes included</li> <li>• 25¢/min after free minutes</li> <li>• FREE Incoming Calls<sup>1</sup></li> </ul>
Digital 500+	\$49.95	<ul style="list-style-type: none"> <li>• 500 FREE minutes included</li> <li>• 25¢/min after free minutes</li> <li>• FREE Incoming Calls<sup>1</sup></li> <li>• FREE Three Feature Package<sup>2</sup></li> <li>• FREE Digital Long Distance<sup>3</sup></li> </ul>
Digital 850+	\$79.00	<ul style="list-style-type: none"> <li>• 850 FREE minutes included</li> <li>• 25¢/min after free minutes</li> <li>• FREE Incoming Calls<sup>1</sup></li> <li>• FREE Three Feature Package<sup>2</sup></li> <li>• FREE Digital Long Distance<sup>3</sup></li> <li>• FREE Unlimited Nights &amp; Weekends</li> </ul>
Digital 1500+	\$129.00	<ul style="list-style-type: none"> <li>• 1500 FREE minutes included</li> <li>• 25¢/min after free minutes</li> <li>• FREE Incoming Calls<sup>1</sup></li> <li>• FREE Three Feature Package<sup>2</sup></li> <li>• FREE Digital Long Distance<sup>3</sup></li> <li>• FREE Unlimited Nights &amp; Weekends</li> </ul>
Digital 2000+	\$149.00	<ul style="list-style-type: none"> <li>• 2000 FREE minutes included</li> <li>• 25¢/min after free minutes</li> <li>• FREE Incoming Calls<sup>1</sup></li> <li>• FREE Three Feature Package<sup>2</sup></li> <li>• FREE Digital Long Distance<sup>3</sup></li> </ul>

[http://www.cellularsouth.com/calling\\_plans/digital\\_free\\_incoming.html](http://www.cellularsouth.com/calling_plans/digital_free_incoming.html)

1/2/2002

0000

EXHIBIT "C"

01/02/2002 WED 11:32 FAX

Q 005

### Pooled Minute Calling Plans


Share minutes among multiple wireless phones and receive one bill! Choose the combination of minutes that best meets your needs. The total of all minutes will be shared between all Pooled Minute mobile users on a corporate account. Free Incoming Calls included with each of the Pooled Minute plans listed.

level	monthly access	included minutes per user
Level 1	\$25.00	125 Outgoing Minutes
Level 2	\$50.00	500 Outgoing Minutes
Level 3	\$100.00	1000 Outgoing Minutes
Level 4	\$200.00	2000 Outgoing Minutes
Level 5	\$300.00	3000 Outgoing Minutes

FREE FEATURES ON EVERY POOLED MINUTE PLAN: Free Incoming Calls, Group Messaging, Text Messaging, Call Waiting, Call Forwarding, Conference Calling, and Caller ID.

Choose the level of minutes that best meets your individual needs. Combine those minutes with the other Pooled Minute mobile users on your corporate account!

Airtime over the included outgoing minutes is 29¢/min.



See Randi McRaney 601-498-6759

**POOLED MINUTES**  
(revised)

(Estimated roll-out date – November 26<sup>th</sup>, 2001)

It is recommended that our Pooled Minutes plans be revised to include Free Incoming Calls. Furthermore, instead of levels based on number of users, introduce levels or "buckets" of minutes (see below), which will be applied to each user. The minimum number of users will remain five (5) but there will be no maximum number of users. Each user on a Pooled Minute account will be assigned his/her own level or "bucket" of minutes based on the needs of the user. The total number of minutes for a corporate account will be shared among all users.

This strategy puts the corporate account in charge of its own monthly access fee and number of minutes used. The per-minute charge will always be \$.10 except for Level 1 where the per-minute charge is \$.20. The overage for these plans will increase to 29¢. Current Pooled Minutes customers will be grandfathered on their existing plans.

	Monthly Access Fee	Number of Minutes	Overage
Level 1	\$25.00	125	29¢
Level 2	\$50.00	500	29¢
Level 3	\$100.00	1000	29¢
Level 4	\$200.00	2000	29¢
Level 5	\$300.00	3000	29¢

\* The following features would be free to all Pooled Minutes customers: Free Incoming Calls, Voice Mail Deluxe (promote broadcast voice mail capabilities), Caller ID, Call Waiting, Conference Calling, Call Forwarding and standard SMS.

EXHIBIT "D"

LIST OF BANK ACCOUNTS CLOSED AND MOVED

BANCORP SOUTH EMPLOYEE BENEFIT	<b>CLOSED</b>	BANCORP SOUTH GENERAL FUND	\$46,425.81
AMSOUTH METER DEPOSIT	<b>CLOSED</b>	HANCOCK BANK METER DEPOSIT	\$ 2,364.03
UNION PLANTERS BOND CONTINGENCY		TRUSTMARK BOND CONTINGENCY	\$5,328.63
UNION PLANTERS BOND CUSHION		TRUSTMARK BOND CUSHION	\$ 89,904.70
UNION PLANTERS BOND DEPRECIATION		TRUSTMARK BOND DEPRECIAT	\$ 5,327.57
UNION PLANTERS MULTI-PURPOSE	<b>CLOSED</b>	BANCORP SOUTH GENERAL FUND	\$ 662.00
UNION PLANTERS MCPPLAW	<b>CLOSED</b>	BANCORP SOUTH LAW ENFORCEMENT	\$ 24.42
UNION PLANTERS METER DEPOSIT		HANCOCK BANK METER DEPOSIT	\$7,471.44
UNION PLANTERS EMPLOYEE INS		HANCOCK BANK EMPLOYEE INS	\$15,735.78
UNION PLANTERS SOLID WASTE		BANCORP SOUTH SOLID WASTE	\$15,446.14
BANCORP SOUTH CDBG LOAN REPAY	<b>CLOSED</b>	BANCORP SOUTH GENERAL FUND	\$2,548.43

EXHIBIT "E"

**RESOLUTION AUTHORIZING AND APPROVING EXECUTION  
OF AN EQUIPMENT LEASE-PURCHASE AGREEMENT WITH FIRST  
CONTINENTAL LEASING, A DIVISION OF BANCORPSOUTH BANK  
FOR THE PURPOSE OF LEASE-PURCHASING CERTAIN EQUIPMENT**

WHEREAS, the Mayor and Board of Aldermen the Governing Body (the "Governing Body") of the city of Petal, Mississippi (the "Lessee"), acting for and on behalf of the Lessee hereby finds, determines and adjudicates as follows:

1. The Lessee desires to enter into an Equipment Lease-Purchase Agreement with the Exhibits attached thereto in substantially the same form as attached hereto as Exhibit "A" (the "Agreement") with First Continental Leasing, a division of BancorpSouth Bank (the "Lessor") for the purpose of presently purchasing the equipment as described therein for the total cost specified therein (collectively the "Equipment") and to purchase such other equipment from time to time in the future upon appropriate approval;
2. The Lessee is authorized pursuant to Section 31-7-13(e) of the Mississippi Code of 1972, as amended, to acquire equipment and furniture by Lease-Purchase agreement and pay interest thereon by contract for a term not to exceed 5 years.
3. It is in the best interest of the residents served by Lessee that the Lessee acquire the Equipment pursuant to and in accordance with the terms of the Agreement; and
4. It is necessary for the Lessee to approve and authorize the Agreement.
5. The Lessee desires to designate the Agreement as a qualified tax-exempt obligation of Lessee for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986 (the "Code").

NOW, THEREFORE, BE IT RESOLVED by this Governing Body for and on behalf of the Lessee as follows:

Section 1. The Agreement and Exhibits attached thereto in substantially the same form as attached hereto as Exhibit "A" by and between the Lessor and the Lessee is hereby approved and the Mayor (the "Authorized Officer") is hereby authorized and directed to execute said Agreement on behalf of the Lessee.

Section 2. The Agreement is being issued in calendar year 2002.

Section 3. Neither any portion of the gross proceeds of the Agreement nor the Equipment identified to the Agreement shall be used (directly or indirectly) in a trade or business carried on by any person other than a governmental unit, except for such use as a member of the general public.

Section 4. No portion of the rental payments identified in the Agreement (a) is secured, directly or indirectly, by property used or to be used in a trade or business carried on by a person other than a governmental unit, except for such use as a member of the general public, or by payments in respect of such property; or (b) is to be derived from payments (whether or not to Lessee) in respect of property or borrowed money used or to be used for a trade or business carried on by any person other than a governmental unit.

Section 5. No portion of the gross proceeds of the Agreement are used (directly or indirectly) to make or finance loans to persons other than governmental units.

Section 6. Lessee hereby designates the Agreement as a qualified tax-exempt obligation for purposes of Section 265(b) of the Code.

Section 7. In calendar year 2002, Lessee has designated \$ 18,963.36 of tax-exempt obligations (including the Agreement) as qualified tax-exempt obligations. Including the Agreement herein so designated, Lessee will not designate more than \$10,000,000 of obligations issued during calendar year 2002 as qualified tax-exempt obligations.

EXHIBIT "E"

Section 8. Lessee reasonably anticipates that the total amount of tax-exempt obligations (other than private activity bonds) to be issued by Lessee during calendar year 2002 will not exceed \$10,000,000.

Section 9. For purposes of this resolution, the amount of Tax-exempt obligations stated as either issued or designated as qualified tax-exempt obligations includes tax-exempt obligations issued by all entities deriving their issuing authority from Lessee or by an entity subject to substantial control by Lessee, as provided in Section 265(b)(3)(E) of the Code.

Section 10. The Authorized Officer is further authorized for and on behalf of the Governing Body and the Lessee to do all things necessary in furtherance of the obligations of the Lessee pursuant to the Agreement, including execution and delivery of all other documents necessary or appropriate to carry out the transactions contemplated thereby in accordance with the terms and provisions thereof.

Following the reading of the foregoing resolution, Alderman Hinton moved that the foregoing resolution be adopted, Alderman Stringer seconded the motion for its adoption. The Mayor put the question to a roll call vote and the result was as follows:

Alderman Michael W. Draughn	Voted: Aye
Alderman Willie W. Hinton	Voted: Aye
Alderman Joe C. McMurry, Sr.	Voted: Aye
Alderman Steve Stringer	Voted: Aye
Alderman William A. Travis	Voted: Aye

The motion having received the affirmative vote of all members present, the Mayor declared the motion carried and the resolution adopted this the 15<sup>th</sup> day of January, 2002.

  
\_\_\_\_\_  
Tony Phillips, Mayor

ATTEST:

  
\_\_\_\_\_  
Jean Ashee, City Clerk

(SEAL)