

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 JULY 2, 2002 AT 7:00 PM. IN THE BOARD ROOM OF SAID CITY.

THOSE PRESENT	MAYOR TONY PHILLIPS
CITY ATTORNEY	THOMAS W TYNER
ALDERMEN	MICHAEL W DRAUGHN WILLIE W HINTON JOE C MCMURRY, SR STEVE STRINGER WILLIAM A TRAVIS
OTHER PRESENT	CARL/MELISSA SCOTT CHIEF LEE SHELBOURN TAMMY MOORE DON SEALY TOMMY HILL DEBORAH REYNOLDS AND MANY OTHERS

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

THE INVOCATION WAS OFFERED BY MAYOR TONY PHILLIPS.

THE PLEDGE OF ALLEGIANCE WAS RECITED.

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

- VII. BIDS-QUOTES
  - 1. OPEN BIDS FOR JUDICIAL/POLICE DEPARTMENT
- VIII. OLD BUSINESS
  - 1. APPROVE THE POLICE DEPARTMENT TO AID IN THE FOOTBALL GAMES AT USM
- IX. GENERAL BUSINESS
  - 8. REQUEST APPROVAL FOR THE BACK PAY OF ERIC HARDING FOR THE PAY OF 3<sup>RD</sup> CLASS TO 2<sup>ND</sup> CLASS AT .41 PER HOUR FOR 4566.50 HOURS
  - 9. REQUEST FOR THE PETAL MOBILE HOME PARK TO GET THE SUMMER RATE ON THE WATER BILL
- X. ORDERS & ORDINANCES
  - 2. RECOMMENDATION TO HIRE CRAIG BOUNDS IN THE STREET DEPARTMENT AT A RATE OF \$6.25 PER HOUR
- XIV. LEGAL
  - 1. AUTHORIZE TO TAKE EMINENT DOMAIN ON FOUR PROPERTY'S LOCATED ON SOUTH MAIN STREET

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ADOPT THE AGENDA AS AMENDED. 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 MINUTES OF THE REGULAR MEETING OF JUNE 18, 2002.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF JUNE 18, 2002 OF THE MAYOR AND BOARD OF ALDERMEN BE ACCEPTED AS WRITTEN. 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 CALLED FOR PUBLIC COMMENTS.

THEREUPON, CARL SCOTT ADDRESSED THE BOARD TO UPDATE THEM WITH THE LIBRARY NEWS. THE DROP BOX AT THE LIBRARY HAD TERMITES AND HAD TO BE FIXED AND THE LIBRARY IS ASKING FOR A 3% INCREASE IN FEES. ALSO, THE LIBRARY WOULD LIKE TO EXTEND THE HOURS AT THE PETAL BRANCH.

THEREUPON, AL ROUTEN ADDRESSED THE BOARD ABOUT A LETTER THE NEW WESTERN ANNEXED AREA RECEIVED FROM THE PETAL GAS STORAGE ON CONSTRUCTING AND OPERATING A NEW SUBSURFACE NATURAL GAS STORAGE CAVERN, CONVERT AN EXISTING SUBSURFACE BRINE STORAGE CAVERN TO NATURAL GAS STORAGE, AND INSTALL NATURAL GAS LINES.

WHEREAS, THE HOUR OF 7:00 P.M. HAVING ARRIVED THE MAYOR AND BOARD OF ALDERMEN PROCEEDED TO PUBLICLY OPEN AND READ THE SEALED BIDS FOR THE JUDICIAL/POLICE DEPARTMENT. THE BIDS READ AS FOLLOWS TO-WIT:

DEWITT FALER CONTRACTOR 100 DEWITT FALER ROAD COLLINS, MS 39428	\$173,000.00
CASABLANCA CONSTRUCTION #9 THOMAS LANE HATTIESBURG, MS 39401	\$185,500.00
PIERCON, INC 23 LIBERTY PLACE HATTIESBURG, MS 39401	\$169,500.00

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ACCEPT THE LOWEST VALID BID SUBJECT TO THE APPROVAL OF THE ARCHITECT. 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 A REQUEST FROM THE PETAL POLICE DEPARTMENT TO HAVE AN AGREEMENT WITH USM AND THE CITY OF PETAL POLICE DEPARTMENT TO PROVIDE OFFICERS FOR THE FOOTBALL GAMES AND THE UNIVERSITY WILL REIMBURSE PAYMENT FOR THE SERVICE. THE MISSISSIPPI ATTORNEY GENERAL HAS APPROVED THIS CONTRACT AS AN "INTERLOCAL AGREEMENT."

THEREUPON, ALDERMAN MCMURRY MADE A MOTION FOR OFF DUTY OFFICERS TO PROVIDE ASSISTANCE AT THE USM FOOTBALL GAMES. 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 CLAIMS #67578-67946 OF THE CITY OF PETAL GENERAL FUNDS AND THE PETAL WATER SEWER FUNDS.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO PAY CLAIMS #67578-67946 OF THE CITY OF PETAL GENERAL FUNDS AND THE PETAL WATER AND SEWER FUNDS. 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 THE FOLLOWING PROOFS OF PUBLICATION TO THE BOARD:

- 1) NOTICE TO BIDDERS-BIDS FOR THE CONSTRUCTION OF THE JUDICIAL/POLICE ADDITION
- 2) CHANGING THE ZONING OF THE WESTERN ANNEXED AREA FROM R-1 TO I-1
- 3) CHANGING THE ZONING OF 200 E 8<sup>TH</sup> AVENUE FROM C-2 TO R-3

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION THAT THE FOREGOING PROOFS OF PUBLICATIONS BE ACCEPTED AND FILED. 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 A REQUEST FROM OFFICER TAMMY MOORE TO APPLY FOR THE DUI GRANT FOR FY 2003.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE SUBMISSION OF THE APPLICATION FOR THE DUI GRANT. 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 CHIEF LEE SHELBOURN TO SUBMIT AN APPLICATION FOR COPS GRANT.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO AUTHORIZE SUBMISSION OF AN APPLICATION FOR THE COPS GRANT. 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 A REQUEST FROM CHIEF LEE SHELBOURN TO TRANSFER THE ADMINISTRATIVE CONTROL OF ANIMAL CONTROL TO THE POLICE DEPARTMENT.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO TRANSFER ADMINISTRATIVE CONTROL OF ANIMAL CONTROL TO THE POLICE 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 THREE BIDS TO PURCHASE TWO CANINES FOR THE PETAL POLICE DEPARTMENT.

SEE EXHIBIT "A"

BIDS FOR CANINES

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ACCEPT THE BEST AND LOWEST BID FOR PURCHASING THE CANINES FROM SCOTT PAXSON FOR \$10,000.00. 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 TO ADVERTISE FOR THE FIRE CHIEF POSITION.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ADVERTISE FOR THE FIRE CHIEF POSITION. 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 TO APPROVE THE BACK PAY OF ERIC HARDING FOR THE FAILURE TO GIVE HIM 2<sup>ND</sup> CLASS PAY WHEN HE WAS APPROVED OCTOBER, 2000.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE TO PAY ERIC HARDING HIS BACK PAY OF \$1,872.27 FOR THE PAST TWO YEARS. 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

THEREUPON, TOMMY HILL OF THE PETAL MOBILE HOME PARK ADDRESSED THE BOARD ON BEHALF OF THE MOBILE HOME PARK TO RECEIVE THE SUMMER RATE FOR THE FOUR MONTHS THE CITY OFFERS.

WHEREAS, MAYOR PHILLIPS PRESENTED A TRAVEL REQUEST FROM DAN TOLBERT TO ATTEND THE ELECTRICAL CODE WORKSHOP JULY 28-AUGUST 31, 2002 IN BILOXI, MS.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE DAN TOLBERT TO ATTEND THE ELECTRICAL CODE WORKSHOP AND TO PAY HIS EXPENSES. 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 ORDER HIRING LEROY SCOTT AS A PART-TIME EMPLOYEE FOR SUPERVISOR IN THE WATER DEPARTMENT.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MS DO HEREBY DEEM IT NECESSARY TO HIRE A PART-TIME SUPERVISOR FOR THE WATER DEPARTMENT.

IT IS HEREBY ORDERED THAT LEROY SCOTT BE HIRED AS A PART-TIME SUPERVISOR IN THE WATER DEPARTMENT AT A RATE OF \$7,200.00 ANNUALLY EFFECTIVE JULY 8, 2002.

SO ORDERED ON THIS THE 2<sup>ND</sup> DAY OF JULY, AD, 2002.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ADOPT THE FOREGOING ORDER. 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 FOLLOWING ORDER HIRING CRAIG BOUNDS AS A LABORER IN THE STREET DEPARTMENT.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MS, DO HEREBY DEEM IT NECESSARY TO HIRE A LABORER

IN THE STREET DEPARTMENT

IT IS HEREBY ORDERED THAT CRAIG BOUNDS  
BE HIRED AS A LABORER IN THE STREET DEPARTMENT  
AT A RATE OF \$6.25 PER HOUR EFFECTIVE IMMEDIATELY.  
SO ORDERED ON THIS THE 2<sup>ND</sup> DAY OF JULY, AD,  
2002.

THEREUPON, ALDERMAN STRINGER 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

THEREUPON, ATTORNEY THOMAS W TYNER PRESENTED THE BOARD WITH A  
REQUEST TO AUTHORIZE HIM, ON BEHALF OF THE CITY, TO FILE EMINENT DOMAIN OF  
THE PROPERTY LISTED UNDER THE EMINENT DOMAIN LAWS OF THE STATE OF  
MISSISSIPPI, WITH APPRAISED DAMAGE LISTED.

DR A E KNIGHT RICHARD MCCARTHY 139 W 4 <sup>TH</sup> AVE PETAL, MS 39465	\$5,100.00
CECIL ANDERSON 820 S MAIN STREET PETAL, MS 39465	\$2,900.00
DR. RAMON NAPIER 316 S MAIN STREET PETAL, MS 39465	\$ 100.00
ROMANA SHOWS S MAIN STREET PETAL, MS 39465	\$ 150.00

THEREUPON, ALDERMAN HINTON MADE A MOTION TO AUTHORIZE THE CITY  
ATTORNEY TO PROCEED WITH FILING EMINENT DOMAIN AS TO FOREGOING PROPERTIES.  
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 A CERTIFICATE OF ATTENDANCE FROM  
SHAROLD FRANKLIN FOR HAVING ATTENDED THE MUNICIPAL COURT CLERK'S SUMMER  
SEMINAR, JUNE 24-25, 2002.

SEE EXHIBIT "B"

CERTIFICATE OF ATTENDANCE

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ACCEPT THE  
CERTIFICATION OF ATTENDANCE FROM JUNE 24-25, 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

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO RECESS THIS MEETING UNTIL 5:00 P.M., THURSDAY, JULY 11, 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

THEREBEING NO FURTHER BUSINESS OF THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI WAS RECESSED ON THIS THE 2<sup>ND</sup> DAY OF JULY, AD, 2002 UNTIL 5:00 P.M. ON JULY 11, 2002.

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

(SEAL)

ATTEST:

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

EXHIBIT "A"

**vom Haus Paxson  
German Shepherds  
Scott Paxson  
P.O. Box 2081  
Laurel, MS 39442  
(601)422-0966**

**Proposal**

**Quantity: 2**

**Item: German Shepherds, Dual purpose K-9's**

**Price per dog: \$5,000.00**

**Total Price: \$10,000.00**

**vom Drachenberg German Shepherds**

**4255 CTY TT  
Sun Prairie, WI 53590  
(608) 837-8026**

Proposal  
June 27, 2002

Quantity: Two

Item: Dual Purpose German Shepherds

Price Each: \$6000.00

Total: \$12,000.00

**Vom Haus Stronje German Shepherds**

**Steve Howse / Cindy Peterson  
P.O. Box 965  
Franklin, KY 42134**

Petal Police Department  
Petal, Mississippi

Quantity: Two (2)

Item: German Shepherd Dog, Dual purpose police canines.

Price Each: \$5,600.00

Total Price: \$11,200.00



EXHIBIT "B"



# Certificate of Attendance

The Mississippi Municipal Court Clerk's Association

Awards this Certificate to

Sharold Franklin

for having attended the

Municipal Court Clerk's Summer Seminar

June 24-25, 2002

Approved by the

Mississippi Judicial College

Darlene Sistrunk

Secretary

Lois H. Muller

President

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**INTENTIONALLY!**