

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 NOVEMBER 19, 2002 AT 7:00 P.M. IN THE BOARDROOM 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

OTHERS PRESENT

DAN TOLBERT  
ALLEN FLYNT  
C J SHOEMAKE  
TOMMY HILL  
JERRY WEST  
EDWARD KING  
AND MANY

OTHERS

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

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

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

- X. SEMINARS & TRAVEL
  - 2. REQUEST FOR DAN TOLBERT TO ATTEND BLDG INSPECTION SEMINAR IN VICKSBURG, MS ON DECEMBER 11-13, 2002
  
- XI. ORDERS & ORDINANCES
  - 3. OMIT
  - 4. OMIT
  - 6. RECOMMENDATION TO AMEND ORDINANCE 1979(42-A 71) MOBILE HOME ORDINANCE

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ADOPT THE AGENDA AS AMENDED. 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 MINUTES OF THE REGULAR MEETING OF NOVEMBER 5, 2002 AND THE MINUTES OF THE SPECIAL MEETING OF NOVEMBER 12, 2002.

THEREUPON, ALDERMAN STRINGER MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF NOVEMBER 5, 2002 AND THE SPECIAL MEETING OF NOVEMBER 12, 2002 BE ACCEPTED AS WRITTEN. ALDERMAN HINTON SECONDED THE MINUTES.

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 REQUEST FROM JIMMY DALE ODOM TO REPLACE THE MOBILE HOME ON MAPLE STREET.

THEREUPON, ALDERMAN HINTON MADE A MOTION FOR JIMMY DALE ODOM TO TAKE IT TO THE BOARD OF ZONING APPEALS TO REQUEST A VARIANCE. 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 SHOWS, DEARMAN, AND WAITS, INC FOR PAYMENT FOR \$540.00.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO PAY SHOWS DEARMAN AND WAITS \$540.00 FOR ATTENDING THE PLANNING COMMISSION MEETING AND REVIEWING HOLLOW RUN SUBDIVISION. 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 BIDS FOR A WATERLINE AND TAP ON HIGHWAY 42.

SEE EXHIBIT "A"

BIDS

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO ACCEPT THE BID FROM R D HERRING CONSTRUCTION FOR \$9,025.00 TO LAY 400 FT OF 6" WATER LINE, INSTALL ONE FIRE HYDRANT, ROAD BORE, CASING, TAPPING VALVE AND TO TAP LINE. 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 PROMOTING DAVID BASSETT.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO PROMOTE DAVID BASSETT TO DETECTIVE SERGEANT UPON THE RECOMMENDATION OF CHIEF LEE SHELBOURN.

IT IS HEREBY ORDERED THAT DAVID BASSETT BE PROMOTED TO DETECTIVE SERGEANT AT A RATE OF \$25,200.00 ANNUALLY EFFECTIVE NOVEMBER 28, 2002.

SO ORDDRED ON THIS THE 19<sup>TH</sup> DAY OF NOVEMBER, 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 WINDELL STOGNER TO GRANT A VARIANCE AT 106 BRENTWOOD AVENUE.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO GRANT A VARIANCE TO WINDELL STOGNER TO PARK HIS CAMPER TRAILER IN THE FRONT

YARD AT 106 BRENTWOOD AVENUE. ALDERMAN TRAVIS 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 W DRAUGHN  
ALDERMAN WILLIE W HINTON

THEREUPON, ALDERMAN HINTON MADE A MOTION FOR THE CAMPER/TRAILER ORDINANCE TO GO BACK TO THE PLANNING COMMISSION TO BE AMENDED. 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

THEREUPON, MARK FAIRCHILD ADDRESSED THE BOARD CONCERNING THE CAMPER/TRAILER ORDINANCE. HE WOULD LIKE FOR IT TO BE AMENDED TO PERMIT FOR OWNERS TO BE ABLE TO PUT CAMPER/TRAILERS IN THE FRONT YARD OR ON SIDE OF HOUSE.

THEREUPON, B C LEWIS REQUESTED TO ADDRESS THE BOARD ABOUT THE ORDINANCE OF GARGAGE SALES. HE STATED THAT ONE HOUSE ON STEVENS STREET IS HAVING THEM JUST ABOUT EVERY OTHER WEEKEND.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO TAKE UNDER ADVISEMENT. 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 REVENUES AND EXPENDITURE REPORT FOR THE MONTH OF OCTOBER 2002.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ACCEPT THE REVENUE AND EXPEDITURE REPORT FOR THE MONTH OF OCTOBER 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 PRIVILEGE LICENSE REPORT FOR THE MONTH OF OCTOBER 2002.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO ACCEPT THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF OCTOBER 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 THE FOLLOWING PROOFS OF PUBLICATIONS:

- A. ORDINANCE 1979 (42A-115)
- B. VARIANCE HEARING FOR WINDELL & JETTIE STOGNER
- C. ZONING HEARING FOR THE REEVES' AND EARNEST DAVIS
- D. ZONING HEARING FOR TROY COBB
- E. ZONING HEARING FOR EDWARD KING
- F. PUBLIC HEARING FOR PROPERTY VIOLATIONS NOVEMBER 5, 2002
- G. ORDINANCE 2002 (102) & 2002 (103)
- H. RESOLUTION FIXING THE AD VALOREM TAXC LEVY ON REAL AND PERSONAL PROPERTY FOR 2002

THEREUPON, ALDERMAN MCMURRY MADE A MOTION THAT THE FOREGOING PROOF 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 A REQUEST FROM CHIEF LEE SHELBOURN TO ADOPT A WRECKER POLICY FOR THE CITY OF PETAL.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ADOPT THE PROPOSED WRECKER POLICY AND FOR IT TO GO IN EFFECT IN 30 DAYS. ALDERMAN TRAVIS SECONDED THE MOTON.

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 RE-HIRE CARL GRIFFIN AS A SECOND CLASS POLICE OFFICER.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO HIRE CARL GRIFFIN AS PATROLMAN 2<sup>ND</sup> CLASS.

IT IS HEREBY ORDREED THAT CARL GRIFFIN BE HIRED AS A PATROLMAN 2<sup>ND</sup> CLASS AT A RATE OF \$22,600.00 ANNUALLY EFFECTIVE DECEMBER 4, 2002.

SO ORDERED ON THIS THE 19<sup>TH</sup> DAY OF NOVEMBER, 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 REQUESTED APPROVAL FROM THE BOARD TO ACCEPT INTO INVENTORY A 1992 CHEVY TRUCK, VIN #2GCEK19K8N1187686 AND A 1995 HONDA FOUR TRAX 4-WHEELER VIN #SHCY000G155197. ALSO, A DONATED UTILITY TRAILER VIN# 1T9BA10112B503734 TO ADDED TO INVENTORY.

SEE EXHIBIT "B"

DECLARATION OF FORFEITURE

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ACCEPT THE FOREGOING FORFEITURE INTO INVENTORY AND ADD TO THE INSURANCE. 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 RECOMMENDATION FROM THE PLANNING COMMISSION TO GRANT THE ZONING CHANGE REQUEST FROM ERNEST ALTON DAVIS TO CHANGE THE PROPERTY AT 473 CORINTH ROAD TO C-2.

SEE EXHIBIT "C"

ORDINANCE 1979 (42A-116)

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOLLOWING ORDINANCE AMENDING THE CITY OF PETAL'S ZONING ORDINANCE. 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 RECOMMENDATION FROM THE PLANNING COMMISSION TO GRANT THE ZONING CHANGE REQUEST FROM BOB AND JEANNIE REEVES' TO CHANGE THE PROPERTY LOCATED AT LOT 7 & 8, PARCEL 19 OF OAK TARA SUBDIVISION ON GADSBY ROAD.

SEE EXHIBIT "D"

ORDINANCE 1979 (42A-117)

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOLLOWING ORDINANCE AMENDING THE CITY OF PETAL'S ZONING ORDINANCE. 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 RECOMMENDATION FROM THE PLANNING COMMISSION TO DENY THE ZONING CHANGE FOR TROY COBB'S PROPERTY LOCATED AT 1208 CARTERVILLE ROAD.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO ACCEPT THE RECOMMENDATION FROM THE PLANNING COMMISSION TO DENY THE ZONING CHANGE FOR TROY COBB'S PROPERTY LOCATED AT 1208 CARTERVILLE ROAD. 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 RECOMMENDATION FROM THE PLANNING COMMISSION TO DENY THE REZONING OF EDWARD KING'S PROPERTY LOCATED AT 212 W 5<sup>TH</sup> AVENUE.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ACCEPT THE RECOMMENDATION FROM THE PLANNING COMMISSION TO DENY THE REZONING OF EDWARD KING'S PROPERTY LOCATED AT 212 W 5<sup>TH</sup> AVENUE. 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

THEREUPON, EDWARD KING ADDRESSED THE BOARD IN REFERENCE OF THE PLANNING COMMISSION RECOMMENDATION DENYING THE RE-ZONE OF THE PROPERTY LOCATED AT 212 W 5<sup>TH</sup> AVENUE.

THEREUPON, MR KING WAS TOLD TO TAKE HIS REQUEST TO THE VARIANCE COMMITTEE TO TRY AND OBTAIN A VARIANCE ON THE PROPERTY LOCATED AT 212 W 5<sup>TH</sup> AVENUE.

WHEREAS, MAYOR PHILLIPS PRESENTED THE HOLIDAYS AS PROCLAIMED BY THE GOVERNOR'S OFFICE.

SEE EXHIBIT "E"

STATE OF MISSISSIPPI  
THANKSGIVING THURSDAY, NOVEMBER 28, 2002  
FRIDAY, NOVEMBER 29, 2002

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ADOPT THE FOREGOING DAYS AS HOLIDAYS FOR THE ELIGIBLE CITY EMPLOYEES. ALDERMAN MCMURRY SECONDED THE MOTION.





WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM DAN TOLBERT TO ATTEND THE 2002 BOAM WINTER WORKSHOP IN VICKSBURG, MS ON DECEMBER 10-13, 2002.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE DAN TOLBERT TO ATTEND THE 2002 BOAM WINTER WORKSHOP IN VICKSBURG, MS DECEMBER 10-13, 2002 AND TO PAY HIS EXPENSES. 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 ORDER HIRING MICHEAL PALMER AS PATROLMAN 4<sup>TH</sup> CLASS EFFECTIVE NOVEMBER 27, 2002.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO HIRE A PATROLMAN 4<sup>TH</sup> CLASS.

IT IS HEREBY ORDERED THAT MICHAEL PALMER BE HIRED AS A 4<sup>TH</sup> CLASS PATROLMAN EFFECTIVE NOVEMBER 27, 2002 AT A RATE OF \$20,600.00 ANNUALLY.

SO ORDERED ON THIS THE 19<sup>TH</sup> DAY OF NOVEMBER 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 MIRANDA DAVENPORT AS RECRUIT DISPATCHER.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY, DUE TO THE RESIGNATION OF KENT WADE, TO HIRE MIRANDA DAVENPORT AS RECRUIT DISPATCHER.

IT IS HEREBY ORDERED THAT MIRANDA DAVENPORT BE HIRED AS A RECRUIT DISPATCHER

EFFECTIVE NOVEMBER 27, 2002 AT A RATE OF  
\$7.71 PER HOUR.

SO ORDERED ON THIS THE 19<sup>TH</sup> DAY OF  
NOVEMBER 2002.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ADOPT THE  
FOREGOING ORDER. 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 ORDER  
INCREASING THE PAY OF MARLON RICHARDSON.

ORDER

WHEREAS, THE MAYOR AND BOARD OF  
ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI  
DO HEREBY DEEM IT NECESSARY TO INCREASE  
THE PAY OF MARLON RICHARDSON ON HIS  
ANNIVERSARY DATE.

IT IS HEREBY ORDERED THAT MARLON  
RICHARDSON'S SALARY BE INCREASED TO \$6.74  
PER HOUR EFFECTIVE NOVEMBER 20, 2002.

SO ORDERED ON THIS THE 19<sup>TH</sup> DAY OF  
NOVEMBER 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

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST TO AMEND THE  
ORDINANCE 1979 (42-A71) MOBILE HOME.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO SEND THIS TO THE  
PLANNING COMMISSION FOR REVIEW OF AMENDING THE MOBILE HOME  
ORDINANCE 1979 (42A-71) TO ALLOW MOBILE HOMES TO BE UPDATED IN AREAS  
WHERE MOBILE HOMES EXIST. 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 RESOLUTION  
AUTHORIZING GRANTED THEREBY, THE ENDORSEMENT SIGNATURE OF SAID  
DESIGNATED OFFICIALS.

SEE EXHIBIT "G"

RESOLUTION

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 HAS STATED THAT CITY ATTORNEY THOMAS  
W TYNER HAS REQUESTED AN EXECUTIVE SESSION.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO CLEAR THE ROOM  
IN ORDER TO DETERMINE IF AN EXECUTIVE SESSION IS NEEDED. 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 REOPENED THE MEETING.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ENTER INTO  
EXECUTIVE SESSION TO DISCUSS LEGAL MATTERS. 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

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

NO OFFICIAL ACTION WAS TAKEN IN EXECUTIVE SESSION.

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

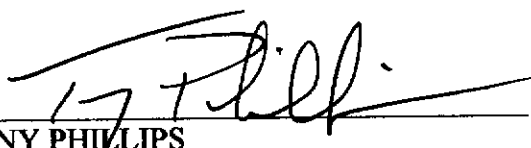
THOSE PRESENT AND VOTING "AYE"

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"

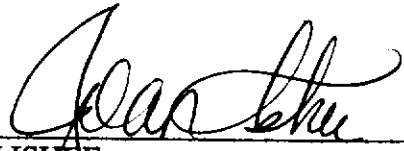
NONE

THEREBEING NO FURTHER BUSINESS, THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI WAS ADJOURNED ON THIS THE 19<sup>TH</sup> DAY OF NOVEMBER, AD, 2002.

  
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TONY PHILLIPS  
MAYOR

(SEAL)

ATTEST:



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JEAN ISHEE  
CITY CLERK

CITY OF PETAL  
MINUTE BOOK 22

55

EXHIBIT "A"

**C. J. MORGAN, INC.**

292 EATONVILLE ROAD - HATTIESBURG, MS 39401  
Phone 601-544-3192 - Fax 601-582-905

2002078PRO

PROPOSAL SUBMITTED TO: CITY OF PETAL  
ATTENTION: LEROY SCOTT

DATE: NOVEMBER 15, 2002  
PHONE: 545-6685

JOB NAME: LEEVILLE ROAD SEWER

We hereby submit specifications and estimates for:

INSTALLATION AS PER DISCUSSION  
SEWER LEEVILLE ROAD

LABOR AND MATERIALS	LS	\$17,710.40
LABOR ONLY (MATERIAL FURNISHED BY CITY)	LS	12,518.75
EXTRA MANHOLE LABOR AND MATERIALS	LS	1,400.00

NOTE: THIS QUOTE DOES NOT INCLUDE CONTRACTORS (SALES) TAX NOR BONDS. IF REQUIRED  
WILL BE ADDED AT INVOICING.

We propose hereby to furnish material and labor, complete in accordance with above specifications, for the sum  
of: AS PER ABOVE

Payment to be made as follows: UPON COMPLETION

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to  
standard practices. Any alteration or deviation from above specifications involving extra costs will be executed  
only upon written orders, and will become an extra charge over and above estimate.

AUTHORIZED SIGNATURE: *C. J. Morgan*

NOTE: This proposal may be withdrawn by us if not accepted within 15 days.

ACCEPTANCE OF PROPOSAL: \_\_\_\_\_

DATE OF ACCEPTANCE: \_\_\_\_\_

**R.D HERRING CONTRACTING CO, INC.**  
P.O. BOX 464  
PETAL, MS 39465  
(601) 584-6966

OCTOBER 15, 2002

QUOTE

CITY OF PETAL  
PETAL, MS 39465

WE PURPOSE TO FURNISH ALL LABOR AND EQUIPMENT TO LAY 400'  
OF 6" WATER LINE, INSTALL 1 FIRE HYDRANT, ROAD BORE, CASING,  
TAPPING VALVE, AND TO TAP LINE.

TOTAL LUMP SUM BID:

\$ 9,025.00

RESPECTFULLY SUBMITTED:

*Michael R. Herring*

MICHAEL R. HERRING/ VICE-PRESIDENT

*1 to Rehab*

EXHIBIT "B"

P  
P  
D

*City of Petal*  
*Department of Police*  
P.O. Box 583  
Petal, MS 39465  
Phone: (601) 544-5331  
Fax: (601) 544-5347

---

Date: 11-05-02

To: Mayor and Board of Aldermen

Fr: Lt. Ellis

Re: Adding three vehicles to the City property and insurance.

This letter is to inform the Mayor and the board of Alderman of the two seized vehicles ( 1992 chev. vin # 2GCEK19K8N1187686 and 1995 honda four trax 4 wheeler vin# SHCY000G155197.)

As well as the donated utility trailer vin# 1T9BA10112B503734. To be added to the City property, and Insurance.

Thank You,



Lt. Ellis  
Petal Police Dept. 

cc. Chief Shelbourn



EXHIBIT "C"

CITY OF PETAL  
ORDINANCE BOOK 2

ORDINANCE NUMBER 1979 (42-A116)

**AN ORDINANCE CHANGING AND AMENDING THE COMPREHENSIVE ZONING ORDINANCE NO. 1979 (42) OF THE CITY OF PETAL, MISSISSIPPI, AS AMENDED BY ORDINANCE NUMBERS 1979 (42-1) THROUGH 1979 (42-A115) SO AS TO CHANGE THE ZONING CLASSIFICATION OF SAID CITY FROM R-1 (LOW DENSITY RESIDENTIAL) TO C-2 (GENERAL COMMERCIAL DISTRICT)**

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI:

SECTION 1. That the Comprehensive Zoning District Map, adopted as part of the Comprehensive Zoning Ordinance Number 1979 (42) of the City of Petal, Mississippi, as amended by Ordinance Numbers 1979 (42-1) through 1979 (42-A115) and the same is hereby changed and amended as per petition filed in connection therewith so that the land described as listed below. Change of current zoning from R-1 (Low Density Residential) to C-2 (General Commercial District).

Said land being more particularly described as follows, to wit:

PARCEL #26, OAK TARA SUBDIVISION - PART OF THE SE ¼, SE ¼, SECTION 31  
AND SW ¼, SW ¼, SECTION 32, T5N, R12W, FORREST COUNTY, MS

as per map or plat thereof on file in the office of the Chancery Clerk of Forrest County, Mississippi, is hereby classified and placed in the C-2 (General Commercial District).

SECTION 2. Except as hereby expressly changed and amended, the aforesaid Comprehensive Zoning Ordinance No. 1979 (42) of the City of Petal, Mississippi, as amended by Ordinance Numbers 1979 (42-A115) shall be and remain in full force and form as adopted on November 19, 2002.

SECTION 3. That this Ordinance take effect and be in full force from and after its passage as provided by law.

The foregoing Ordinance having been reduced to writing, the same was introduced and read, and a vote was taken thereon, first section by section and then upon the Ordinance as a whole with the following results:

Those present and voting "AYE" and in favor of the passage, adoption and approval of Sections 1, 2, and 3 of the foregoing Ordinance:

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

EXHIBIT "C"

Those present and voting "NAY" or against the adoption of any section of the foregoing Ordinance:

NONE

Those present and voting "AYE" and in favor of the adoption of the foregoing Ordinance as a whole:

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" or against the adoption of the foregoing Ordinance as a whole:

NONE

WHEREUPON, the foregoing Ordinance be, and the same is hereby passed, adopted and approved on this the 19<sup>th</sup> day of November 2002.

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

(SEAL)

ATTEST:

  
\_\_\_\_\_  
JEAN ISHEE, CITY CLERK

PUBLISH 1 TIME: November 28, 2002

EXHIBIT "D"

CITY OF PETAL  
ORDINANCE BOOK 2

ORDINANCE NUMBER 1979 (42-A117)

**AN ORDINANCE CHANGING AND AMENDING THE COMPREHENSIVE ZONING ORDINANCE NO. 1979 (42) OF THE CITY OF PETAL, MISSISSIPPI, AS AMENDED BY ORDINANCE NUMBERS 1979 (42-1) THROUGH 1979 (42-A116) SO AS TO CHANGE THE ZONING CLASSIFICATION OF SAID CITY FROM R-1 (LOW DENSITY RESIDENTIAL) TO C-2 (GENERAL COMMERCIAL DISTRICT)**

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI:

SECTION 1. That the Comprehensive Zoning District Map, adopted as part of the Comprehensive Zoning Ordinance Number 1979 (42) of the City of Petal, Mississippi, as amended by Ordinance Numbers 1979 (42-1) through 1979 (42-A116) and the same is hereby changed and amended as per petition filed in connection therewith so that the land described as listed below. Change of current zoning from R-1 (Low Density Residential) to C-2 (General Commercial District).

Said land being more particularly described as follows, to wit:

LOTS NO. 7 & 8 IN OAK TARA SUBDIVISION COMMENCING AT THE  
SW CORNER SE ¼, SE ¼, SECTION 31, T5N, R12W,  
ALL IN FORREST COUNTY, MS

as per map or plat thereof on file in the office of the Chancery Clerk of Forrest County, Mississippi, is hereby classified and placed in the C-2 (General Commercial District).

SECTION 2. Except as hereby expressly changed and amended, the aforesaid Comprehensive Zoning Ordinance No. 1979 (42) of the City of Petal, Mississippi, as amended by Ordinance Numbers 1979 (42-A116) shall be and remain in full force and form as adopted on November 19, 2002.

SECTION 3. That this Ordinance take effect and be in full force from and after its passage as provided by law.

The foregoing Ordinance having been reduced to writing, the same was introduced and read, and a vote was taken thereon, first section by section and then upon the Ordinance as a whole with the following results:

Those present and voting "AYE" and in favor of the passage, adoption and approval of Sections 1, 2, and 3 of the foregoing Ordinance:

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

EXHIBIT "D"

Those present and voting "NAY" or against the adoption of any section of the foregoing Ordinance:

NONE

Those present and voting "AYE" and in favor of the adoption of the foregoing Ordinance as a whole:

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" or against the adoption of the foregoing Ordinance as a whole:

NONE

WHEREUPON, the foregoing Ordinance be, and the same is hereby passed, adopted and approved on this the 19<sup>th</sup> day of November 2002.

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

(SEAL)

ATTEST:

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

PUBLISH 1 TIME: November 28, 2002

EXHIBIT "E"

STATE OF MISSISSIPPI

*Office of the Governor*



A Proclamation  
by  
Governor Ronnie Musgrove

WHEREAS, under the provisions of Section 3-3-7, Mississippi Code of 1972, Thanksgiving Day is declared a legal holiday in the State of Mississippi; and

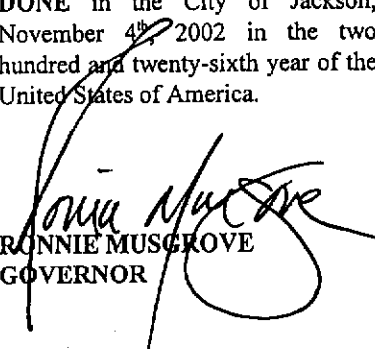
WHEREAS, during the Thanksgiving Holiday, many State employees will travel to spend time with their families in Mississippi and in other states;

NOW, THEREFORE, I, Ronnie Musgrove, Governor of the State of Mississippi, pursuant to Section 3-3-7, Mississippi Code of 1972, hereby authorize the closing of all offices of the State of Mississippi on Thursday, November 28, 2002, in observance of **THANKSGIVING DAY**.

IN ADDITION, I hereby authorize the closing of all offices of the State of Mississippi, in the discretion of the respective agency heads, on Friday, November 29, 2002, in further observance of the **THANKSGIVING HOLIDAY**.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE in the City of Jackson, November 4<sup>th</sup>, 2002 in the two hundred and twenty-sixth year of the United States of America.

  
RONNIE MUSGROVE  
GOVERNOR

BY THE GOVERNOR



SECRETARY OF STATE

EXHIBIT "F"

STATE OF MISSISSIPPI

Office of the Governor



A Proclamation  
by  
Governor Ronnie Musgrove

WHEREAS, under the provisions of Section 3-3-7, Mississippi Code of 1972, Christmas Day is declared a legal holiday in the State of Mississippi; and

WHEREAS, during the Christmas Season, many State employees will travel to spend time with their families in Mississippi and in other states; and

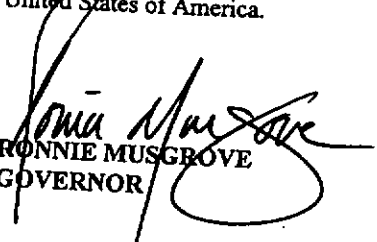
NOW, THEREFORE, I, Ronnie Musgrove, Governor of the State of Mississippi, pursuant to Section 3-3-7, Mississippi Code of 1972, hereby authorize the closing of all offices of the State of Mississippi on Wednesday, December 25, 2002, in observance of CHRISTMAS DAY.

IN ADDITION, I hereby authorize the closing of all offices of the State of Mississippi, in the discretion of the respective agency heads, on Tuesday, December 24, 2002, in further observance of the HOLIDAY SEASON.

FURTHERMORE, I hereby authorize, pursuant to Section 3-3-7, Mississippi Code of 1972, the closing of all offices of the State of Mississippi on Wednesday, January 1, 2003, in observance of NEW YEAR'S DAY.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE in the City of Jackson, November 4<sup>th</sup>, 2002 in the two hundred and twenty-sixth year of the United States of America.

  
RONNIE MUSGROVE  
GOVERNOR

BY THE GOVERNOR

  
ERIC CLARK  
SECRETARY OF STATE

EXHIBIT "G"

GENERAL DEPOSITORY AGREEMENT - MUNICIPALITIES

This Agreement made this the 25 day of October, 2002, by and between BANCORPSOUTH, a Mississippi banking corporation, at its branch in Petal, Mississippi, hereinafter referred to as "Depository," and the CITY OF Petal, hereinafter referred to as "Depositor."

Depository shall receive and safely keep all public funds of Depositor that may be offered or deposited with Depository pursuant to MISS. CODE ANN. §27-105-353 (1972). This Agreement shall be supplementary to any other resolutions or agreements, if any, applicable to the setting up of, granting, or establishing depositories according to law. The stated purpose of this Agreement is to govern the day to day operations and maintenance and servicing of any accounts set up pursuant to applicable law on depositories.

Depository shall honor the signature of the Clerk or other designated official of Depositor, being the named officer whose authorized signature appears below, or the successor in office or position to the person named below. Depository shall be responsible for verification that the signature on any transactions with said account is the authentic signature of said designated official, but Depositor shall be responsible to insure that the signature on file with Depository is current and accurate. BancorpSouth shall be fully protected in relying on such certification by Depositor and shall be indemnified and saved harmless from any claims, demands, expenses, loss or damage, including attorney's fees, court costs, and other costs of defense, resulting from, or growing out of honoring the signature of any such designated official, refusing to honor any signature not so certified, or any other actions associated with this Depository Agreement, and any and all accounts set up hereunder, either past, present, or future, and maintained in conformity herewith.

Pursuant to this Agreement, the following Resolution and/or this Agreement in full shall be adopted by Depositor and spread upon Depositor's minutes.

The following named designated official of the City of Petal, Mississippi, is hereby authorized and directed on behalf of the City, and in its name, to sign any and all checks, documents, remittances, drafts, renewals, or other orders for the payment of money; to endorse checks, notes, bills, drafts, certificates of deposit, or other instruments, owned, made payable to, or held by the City for deposit into said account, or collection or discount by BancorpSouth, or for the issuance of cashier's checks, certified checks or similar exchange in the name of the payee, to accept drafts, acceptances, or other instruments payable at said Bank; and to waive presentment, demand, protest, and notice of protest, or dishonor of any checks, notes, bills, drafts, or other instruments made, drawn or endorsed by

CITY OF PETAL  
MINUTE BOOK 22

EXHIBIT "G"

this City. Such signing shall be a sufficient and binding execution and authorization on behalf of the City of Petal, Mississippi, as authorized by Resolution of the Mayor and Board of Alderman of the City of Petal, Mississippi, dated the 25 day of October, 2002.

Jean Shu  
AUTHORIZED SIGNATURE OF CITY OFFICIAL

For purposes of the foregoing Resolution, and authorization granted thereby, the endorsement signature of said designated official or officials may be a facsimile signature; i.e., rubber ink stamp, or other commonly recognized facsimile, and the City's possession and use of one or more such stamps or facsimile signatures is hereby expressly authorized by said City and deemed binding on the City, without the actual physical handwritten signature of the above designated official(s).

The foregoing Resolution shall remain in full force and effect until written notice of its amendment or rescission shall have been received by BancorpSouth, and that receipt of such notice shall not affect any action taken by the bank prior thereto, including, but not limited to, any instrument not finally paid. It is further understood and agreed that any previous transaction(s), wherein checks, drafts, or other instruments payable to the City or otherwise handled by the City or handled by BancorpSouth, prior to, or contemporaneous with the furnishing of this Resolution, are hereby ratified and approved.

BancorpSouth is hereby authorized to honor, receive, certify, or pay all instruments signed in accordance with this Resolution, and said BancorpSouth shall not be required or be under any obligation to inquire as to the circumstances of the issuance or the use of any instrument signed in accordance with this Resolution, or the application or disposition of such instrument or the proceeds thereof.

This the 25 day of October, 2002.

CITY OF Petal, MISSISSIPPI  
BY: [Signature]  
MAYOR

ATTEST:  
Jean Shu

BANCORPSOUTH  
BY: \_\_\_\_\_

ATTEST:  
\_\_\_\_\_