

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 FEBRUARY 4, 2003 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	CARL & MELISSA SCOTT GEORGE & TAMMY MOORE JIMMY & SUE COSTON CHIEF RICHARD BRYANT CHIEF LEE SHELBOURN TOMMY HILL AND MANY OTHERS

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

THE INVOCATION WAS OFFERED BY MAYOR TONY PHILLIPS.

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

- IX. GENERAL BUSINESS
 - 12. ACCEPT THE RESIGNATION OF LAVADA GIBBS FROM THE VARIANCE COMMITTEE
 - 13. ACCEPT THE RESIGNATION OF JO DOHERTY FROM THE LIBRARY BOARD
 - 14. REQUEST TO REFUND TOMMY HILL FOR OVERPAYMENT OF JUDICIAL BOND
 - 15. REQUEST TO REFUND THIALIA PHILLIPS FOR OVERPAYMENT OF JUDICIAL BOND
 - 16. REQUEST TO PAY DAVID HEMETER FINAL PAYMENT ON THE ADDITION TO THE POLICE DEPARTMENT AND COURTROOM
- XI. ORDERS & ORDINANCES
 - 3. REQUEST TO HIRE LARRY NORRIS IN THE WATER DEPARTMENT AS METER READER PARTTIME
- XII. RESOLUTIONS & PROCLAMATIONS
 - 1. RESOLUTION OF FILING APPLICATION FOR THE HOME PROGRAM 2003
 - 2. RESOLUTION OF ESTABLISHING RESIDENTIAL ANTIDISPLACEMENT FOR THE HOME PROGRAM 2003

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 JANUARY 21, 2003.

THEREUPON, ALDERMAN STRINGER MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF JANUARY 21, 2003 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 COMMENT.

THEREUPON, SUE COSTON ADDRESSED THE BOARD ABOUT THE CONDITION OF THE BOBBY JOHNSON HOUSE, WHICH SITS NEXT TO HER HOUSE. SHE WOULD LIKE THE BOARD TO TAKE ACTION, AND TEAR THE HOUSE DOWN. SHE THINKS THE BOARD HAS GIVEN MR JOHNSON PLENTY OF TIME TO RESTORE THE HOME TO BE LIVABLE.

THEREUPON, BUILDING INSPECTOR DAN TOLBERT ADDRESSED THE BOARD ABOUT THE SITUATION. HE HAD TSI TO DO A TITLE OPINION ON THE PROPERTY AND IT HAS 12-14 LIEN HOLDERS ON THE PROPERTY. HE WILL SEND CERTIFIED LETTERS TO ALL LIEN HOLDERS ON THE PROPERTY. AFTER ALL HAS RECEIVED THE LETTERS, THEN THE CITY WILL GO FORWARD REQUESTING OFFICIAL ACTION PERMITTING TEARING DOWN THE HOUSE.

THEREUPON, CLAY RASCO, OWNER OF THE PETAL ROLLER DOME ADDRESSED THE BOARD ABOUT HIS GARBAGE PICK-UP. HE PAYS FOR A DUMPSTER TO PICK-UP HIS TRASH, INSTEAD OF USING THE CITY TRASH PICK-UP. MR RASCO WOULD LIKE FOR THE CITY TO STOP CHARGING HIM FOR THE GARBAGE PICK-UP. HE STATED THAT HE JUST HAS TOO MANY BAGS OF TRASH TO JUST SIT BY THE ROAD UNTIL THE GARBAGE TRUCK CAN PICK IT UP.

WHEREAS, MAYOR PHILLIPS PRESENTED CLAIMS #70942-71323 OF THE CITY OF PETAL GENERAL FUNDS AND THE CITY OF PETAL WATER AND SEWER FUNDS.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO PAY CLAIMS #70942-71323 FOR THE CITY OF PETAL GENERAL FUND AND CITY OF PETAL WATER AND SEWER FUNDS FOR THE MONTH OF JANUARY 2003. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

ALDERMAN MICHAEL W DRAUGHN

WHEREAS, MAYOR PHILLIPS STATED THAT THE CITY CLERK NEEDS TO ADVERTISE FOR THE POSITION OF ANIMAL WARDEN DUE TO THE RESIGNATION OF MICHELLE BULLOCK.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ADVERTISE FOR THE ANIMAL WARDEN. 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 ESTIMATE #5 FROM PIERCON, INC FOR JUDICIARY/POLICE ADDITION TO POLICE BUILDING IN THE AMOUNT OF \$46,263.00.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO APPROVE ESTIMATE #5 AFTER A 10% RETAINAGE FEE IN THE AMOUNT OF \$41636.70. 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 A REQUEST FROM PEARL RIVER COMMUNITY COLLEGE BASEBALL TEAM TO RENEW THE SIGN FOR THE BASEBALL FIELD AT THE COST OF \$400.00 PER YEAR.

MOTION DIED.

WHEREAS, MAYOR PHILLIPS PRESENTED REQUEST TO ACCEPT THE PROPOSAL FOR ADMINISTRATIVE SERVICES FOR THE 2003 HOME INVESTMENT GRANT.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ACCEPT THE PROPOSAL FOR THE ADMINISTRATIVE SERVICES FOR THE 2003 HOME INVESTMENT GRANT FROM BOWLING & CRUMBLY, INC. 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 THE PETAL PLANNING COMMISSION TO GRANT THE ZONING CHANGE REQUEST FROM THE CITY OF PETAL ON THE PROPERTY OF H C CLEARMAN'S LOCATED ON CARTERVILLE ROAD.

SEE EXHIBIT "A"

ORDINANCE 1979 (42A-119)

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOLLOWING ORDINANCE 1979 (42A-119) AMENDING AND CHANGING THE ZONING MAP OF THE CITY OF PETAL. 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 FROM THE STATE OF MISSISSIPPI GOVERNOR'S OFFICE PROCLAIMING FEBRUARY 17, 2003 BE OBSERVED AS A LEGAL HOLIDAY AS GEORGE WASHINGTON'S BIRTHDAY.

SEE EXHIBIT "B"

GEORGE WASHINGTON'S BIRTHDAY

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO APPROVE THE FOREGOING ORDER.

MOTION DIED DUE TO LACK OF A SECOND.

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM THE WATER DEPARTMENT TO REFUND DEBBIE PUCKETT \$10.00 FOR OVERPAYMENT ON WATER BILL.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO REIMBURSE DEBBIE PUCKETT \$10.00 FOR OVERPAYMENT ON WATER BILL. 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 WATER DEPARTMENT TO REFUND M J CAIN \$23.60 FOR OVERPAYMENT ON WATER BILL.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO REIMBURSE M J CAIN \$23.60 FOR OVERPAYMENT OF WATER BILL. 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 TO PAY INVOICE #1004 TO CAMCO UTILITIES FOR \$2,450.00 FOR WORK DONE ON 7TH STREET SEWER PUMP STATION.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO PAY CAMCO UTILITIES \$2,450.00. 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 THE RESIGNATION OF LAVADA GIBBS ON THE VARIANCE COMMITTEE EFFECTIVE IMMEDIATELY.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ACCEPT THE RESIGNATION OF LAVADA GIBBS EFFECTIVE JANUARY 27, 2003. 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 RESIGNATION OF JO DOHERTY WHO SERVES ON THE FORREST COUNTY LIBRARY BOARD.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ACCEPT THE RESIGNATION OF JO DOHERTY FROM THE FORREST COUNTY LIBRARY BOARD. 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 JUDICIAL DEPARTMENT TO REFUND TOMMY HILL \$128.00 FOR OVERPAYMENT.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO REFUND TOMMY HILL \$128.00 FOR OVERPAYMENT TO THE JUDICIAL DEPARTMENT. 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 JUDICIAL DEPARTMENT TO REFUND THALIA PHILLIPS \$31.00 FOR OVERPAYMENT.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO REFUND THALIA PHILLIPS \$31.00 FOR OVERPAYMENT TO THE JUDICIAL 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 A REQUEST TO PAY FINAL ESTIMATE TO DAVID HEMETER, ARCHITECT IN THE AMOUNT OF \$2,646.72 FOR THE JUDICIAL/POLICE ADDITION.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO PAY DAVID HEMETER, ARCHITECT IN THE AMOUNT OF \$2,646.72 FOR THE JUDICIAL/POLICE ADDITION. 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 REQUEST FOR OFFICER TAMMY MOORE TO ATTEND THE STANDARDIZED FIELD SOBRIETY TESTING INSTRUCTOR TRAINING PROGRAM IN VICKSBURG, FEBRUARY 24-28, 2003.

THEREUPON, ALDERMAN STRINGER MADE A MOTION AUTHORIZING OFFICER TAMMY MOORE TO ATTEND THE STANDARDIZED FIELD SOBRIETY TESTING INSTRUCTOR TRAINING PROGRAM IN VICKSBURG, FEBRUARY 24-28, 2003. 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 OFFICER CHRIS SMITH AND OFFICER JOHN SMITH TO ATTEND THE NATIONAL LIFE SAVER'S CONFERENCE MARCH 9-11, 2003 IN CHICAGO, IL.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION AUTHORIZING OFFICER CHRIS SMITH AND OFFICER JOHN SMITH TO ATTEND THE NATIONAL LIFE SAVER'S CONFERENCE MARCH 9-11, 2003 IN CHICAGO, IL AND TO PAY THEIR EXPENSES. 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 BUILDING INSPECTOR DAN TOLBERT TO ATTEND THE SPRING MEETING CODE SEMINAR OF THE MS CHAPTER OF THE IAEEI MARCH 9-11, 2003 IN MERIDIAN, MS.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION AUTHORIZING BUILDING INSPECTOR DAN TOLBERT TO ATTEND THE SPRING MEETING CODE SEMINAR OF THE MS CHAPTER OF THE IAEEI MARCH 9-11, 2003 IN MERIDIAN, MS AND TO PAY HIS EXPENSES. 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 POLICE CHIEF LEE SHELBOURN TO TERMINATE OFFICER BRIAN MORSE FOR VIOLATION OF POLICY AND PROCEDURE.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO TERMINATE OFFICER BRIAN MORSE IN THE POLICE DEPARTMENT FOR VIOLATION OF POLICY AND

PROCEDURES AS STATED BY CHIEF LEE SHELBOURN EFFECTIVE FEBRUARY 4, 2003.
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
JONATHAN MAY AS ANIMAL WARDEN.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT
NECESSARY TO HIRE AN ANIMAL WARDEN AFTER THE
RESIGNATION OF MICHELLE BULLOCK.

IT IS HEREBY ORDERED THAT JONATHAN MAY
BE HIRED AS AN ANIMAL WARDEN IN THE POLICE
DEPARTMENT AT A RATE OF \$7.96 PER HOUR EFFECTIVE
FEBRUARY 10, 2003.

SO ORDERED ON THIS THE 4TH DAY OF FEBRUARY
2003.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ADOPT THE FOREGOING
ORDER. 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 LARRY
NORRIS AS PART-TIME METER READER IN THE WATER DEPARTMENT.

ORDER

WHEREAS, THE MAYOR AND BOARD OF
ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI
DO HEREBY DEEM IT NECESSARY TO HIRE A
PART-TIME METER READER IN THE WATER
DEPARTMENT.

IT IS HEREBY ORDERED THAT LARRY NORRIS
BE HIRED AS A PART-TIME METER READER IN THE
WATER DEPARTMENT AT A RATE OF \$6.50 PER HOUR
EFFECTIVE FEBRUARY 10, 2003.

SO ORDERED ON THIS THE 4TH DAY OF FEBRUARY
2003.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOREGOING
ORDER. 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 RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE STATE OF MISSISSIPPI, MISSISSIPPI DEVELOPMENT AUTHORITY FOR A HOME INVESTMENT PARTNERSHIPS PROGRAM GRANT UNDER THE NATIONAL AFFORDABLE HOUSING ACT OF 1990.

SEE EXHIBIT "C"

RESOLUTION

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE STATE OF MISSISSIPPI. 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 RESOLUTION ESTABLISHING A RESIDENTIAL ANTIDISPLACEMENT AND RELOCATION ASSISTANCE PLAN UNDER SECTION 104(D) OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974.

SEE EXHIBIT "D"

RESOLUTION

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE RESOLUTION ESTABLISHING A RESIDENTIAL ANTIDISPLACEMENT AND RELOCATION ASSISTANCE PLAN UNDER SECTION 104(D) OF THE HOUSING AND COMMUNITY DEVELOPEMNT ACT OF 1974. 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, ALDERMAN MCMURRY MADE A MOTION TO ADJOURN. 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

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 4TH DAY OF FEBRUARY, 2003.



TONY PHILLIPS
MAYOR

(SEAL)

ATTEST



JEAN ISHEE
CITY CLERK

"EXHIBIT A"

CITY OF PETAL
ORDINANCE BOOK 2

ORDINANCE NUMBER 1979 (42-A119)

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-A118) SO AS TO CHANGE THE ZONING CLASSIFICATION OF SAID CITY FROM RF (RURAL FRINGE) TO R-1 (LOW DENSITY RESIDENTIAL)

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-A118) 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-F (Rural Fringe) to R-1 (Low Density Residential).

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

A PART OF THE SE ¼ OF THE NW ¼ OF SEC 12, T4N, R13W,
IN THE CITY OF PETAL, FORREST COUNTY, MS. BEG AT
THE NW CORNER OF SE ¼ OF NW ¼ RUN S 1050', E 420', N 1050',
W 420' TO THE POINT OF BEGINNING

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 R-1 (Low Density Residential).

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-A118) shall be and remain in full force and form as adopted on February 4, 2003.

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 A"

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 4th day of February 2003.



TONY PHILLIPS, MAYOR

(SEAL)

ATTEST:



JEAN JISHEE, CITY CLERK

PUBLISH 1 TIME: February 13, 2003.

"EXHIBIT B"

TO THE OFFICERS AND EMPLOYEES OF THE STATE OF MISSISSIPPI:

WHEREAS, the Legislature has designated the third Monday in February as the day for the observance of the birthday of **GEORGE WASHINGTON**, 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, FEBRUARY 17, 2003

GIVEN under my hand and seal of office at Jackson, Mississippi, this the 23rd day of January, 2003.



Eric Clark

ERIC CLARK
SECRETARY OF STATE
STATE OF MISSISSIPPI

"EXHIBIT C"

RESOLUTION

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE STATE OF MISSISSIPPI, MISSISSIPPI DEVELOPMENT AUTHORITY FOR A HOME INVESTMENT PARTNERSHIPS PROGRAM GRANT UNDER THE NATIONAL AFFORDABLE HOUSING ACT OF 1990, AS AMENDED.

WHEREAS, the State of Mississippi is authorized to make grants for Affordable Housing projects consistent with Mississippi's Consolidated Plan of 2003; and

WHEREAS, receipt by the applicant of such financial assistance will require the certification of certain assurances to the Act;

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

1. Mr. Tony Phillips, being the chief executive officer of the City of Petal is authorized to execute and file an application for a HOME Investment Partnerships Program Grant on behalf of the City of Petal, Mississippi with the State of Mississippi Development Authority to aid in the financing of housing improvements.
2. That Tony Phillips, Mayor of the City of Petal, Mississippi is authorized to furnish on behalf of the City, such additional information as the State of Mississippi Development Authority may require in connection with the grant application or the project.
3. That Tony Phillips, being the chief executive officer of the City of Petal is authorized to execute those documents and agreements that may be required to accept and implement this grant, if awarded.

The above and foregoing Resolution, after having been first reduced to writing, was introduced by Alderman Steve Stringer, seconded by Alderman Joe C. McMurry, Sr., and was adopted by the following vote, to-wit:

YEAS: <u>Alderman Michael W. Draughn</u>	NAYS: <u>NONE</u>
<u>Alderman Willie W. Hinton</u>	_____
<u>Alderman Joe C. McMurry, Sr.</u>	_____
<u>Alderman Steve Stringer</u>	_____
<u>Alderman William A. Travis</u>	_____

The Mayor thereby declared the motion carried and the Resolution adopted, on this the 4TH day of February, 2003.

ATTEST:

APPROVED:

Jean Stue
CITY CLERK

T. Phillips
MAYOR

(SEAL)

"EXHIBIT D"

**RESOLUTION ESTABLISHING A RESIDENTIAL ANTIDISPLACEMENT AND
RELOCATION ASSISTANCE PLAN UNDER SECTION 104(D) OF THE HOUSING
AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED**

WHEREAS, participation in the State of Mississippi HOME Investment Partnership Program requires that the City adopt and Antidisplacement and Relocation Assistance Plan; and,

WHEREAS, the City of Petal's Mayor and Board of Aldermen desires to comply with this requirement in respect to current and future grants received under the HOME Investment Partnership Program.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen that the following shall constitute the Antidisplacement and Relocation Assistance Plan for the City of Petal.

The City of Petal will replace all occupied and vacant occupiable low/moderate income dwelling units demolished or converted to a use other than as low/moderate income housing as a direct result of activities assisted with funds provided under the National Affordable Housing Act of 1990, as amended.

All replacement housing will be provided within three years of the commencement of the demolition or rehabilitation relating to conversion. Before obligating or expending funds that will directly result in such demolition or conversion, the City of Petal will make public and submit to the Mississippi Development Authority the following information in writing:

1. A description of the proposed assisted activity;
2. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be demolished or converted to a use other than as low/moderate income dwelling units as a direct result of the assisted activity;
3. A time schedule for the commencement and completion of the demolition or conversion;
4. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be provided as replacement dwelling units;
5. The source of funding and a time schedule for the provision of replacement dwelling units; and
6. The basis for concluding that each replacement dwelling unit will remain a low/moderate income dwelling unit for at least 10 years from the date of initial occupancy.

"EXHIBIT D"

The City of Petal will provide relocation assistance, as described in 570.606(2), to each low/moderate income household displaced by the demolition of housing or by the conversion of a low/moderate income dwelling to another use as a direct result of the project.

Consistent with the City of Petal goals and objectives of activities assisted under the Act, the City of Petal will take the following steps to minimize the displacement of persons from their homes:

1. Evaluation of activity to determine that no alternative solution/location exists that would allow the occupant to remain in their home (site change or relocation of proposed improvement converting public facilities improvements, right of ways, easements, etc.)
2. Determination that a dwelling considered under an Acquisition/Relocation Housing Program not be rehabilitable according to the City Representative.

The Residential Antidisplacement and Relocation Assistance Plan and supporting documents are on file and will be made public by posting and/or by publication in the local paper the notice as follows:

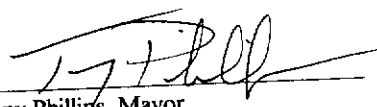
The City of Petal has on file for public viewing a Residential Antidisplacement and Relocation Assistance Plan under Section 104(d) of the Housing and Community Development Act of 1974, as amended. This plan affirms that the City of Petal will replace all occupied and vacant occupiable low/moderate-income housing as a result of activities assisted with funds provided under the National Affordable Housing Act of 1990, as amended. Individuals wishing to view this information may do so during regular office hours at the City Hall.

This notification is respectfully submitted by the City of Petal to affirm that the above requirements have been met and that obligating or expending funds that will result in such demolition or conversion of low/moderate income dwelling united to a use other than low/moderate income dwelling units and their replacement thereof shall now commence.

The aforesaid Residential Antidisplacement and Relocation Assistance Plan was moved for adoption by Alderman Steve Stringer And seconded by Alderman Joe McMurry, Sr. and the same being put to a roll call vote, the result as follows:

Ayes:	<u>Alderman Michael W. Draughn, Alderman Willie W. Hinton, Alderman Joe C. McMurry, Sr., Alderman Steve Stringer, Alderman William A. Travis</u>
Nays:	<u>NONE</u>
Abstaining:	<u>NONE</u>
Absent:	<u>NONE</u>

The motion having received an affirmative majority vote, the Mayor declared the motion carried and the plan adopted this the 4th of February, 2003.


Tony Phillips, Mayor

ATTEST:


Jean Ishee, City Clerk

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