

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 18, 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	ED SAULTERS B C LEWIS DAVID WILLIAMS STEPHEN FAIRLEY SAM WILSON JO DOHERTY BOY SCOUT TROOP 62 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:

- V. APPROVAL OF MINUTES RECESSED MEETING OF NOVEMBER 7, 2003.
- VI. OLD BUSINESS
  - 2. REQUEST FOR VARIANCE ON THE SUBDIVISION ORDINANCE FOR K & S INVESTMENTS, INC
- IX. GENERAL BUSINESS
  - 9. OMIT
  - 17. AUTHORIZATION TO EXECUTE CONTRACT WITH MDOT FOR HIGHWAY RIGHT OF WAY ACQUISITION
  - 18. REQUEST TO APPROVE PAYMENT TO MML FOR MISSISSIPPI OPTIONAL SALES TAX (M.O.S.T.)
  - 19. AUTHORIZATION TO EXECUTE CHANGE ORDER TO THE CONTRACT WITH LAMPKIN CONSTRUCTION TO ADD \$80,040.00 TO ERISION PROJECT.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE AGENDA AS 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

WHEREAS, MAYOR PHILLIPS PRESENTED THE MINUTES FOR THE REGULAR MEETING OF NOVEMBER 4, 2003 AND THE RECESSED MEETING OF NOVEMBER 7, 2003.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF NOVEMBER 4, 2003 AND THE RECESSED MEETING OF NOVEMBER 7, 2003 BE ACCEPTED AS WRITTEN. 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 CALLED FOR PUBLIC COMMENT. THERE WAS NONE.

WHEREAS, MAYOR PHILLIPS PRESENTED HIS LETTER VETOING THE ALDERMEN'S DECISION TO SUSPEND JAMES SCHUTTE FOR 3 DAY'S WITHOUT PAY NOVEMBER 18-20, 2003.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO OVERRIDE THE VETO FROM MAYOR PHILLIPS. ALDERMAN TRAVIS 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 PRESENTED A REQUEST FROM K & S INVESTMENTS, INC FOR A VARIANCE ON THE SUBDIVISION ORDINANCE.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ACCEPT THE VARIANCE ON THE SUBDIVISION TO REDUCE THE 50' RIGHT-OF-WAY FOR ROAD TO 40', REDUCE LOT AREA FROM MINIMUM 8,400 SQUARE FEET TO MINIMUM 6,800 SQUARE FEET, AND TO REDUCE SIDE SETBACKS TO 5' FROM 10' EXCEPT FOR LOT 1 AND LOT 12, THESE ARE TO HAVE SETBACKS OF 10'. 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 PROFESSOR SAMUEL E. WILSON, III TO PURCHASE LAND ON SPRINGFIELD ROAD FOR A HISTORICAL PARK.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO TAKE THE MATTER UNDER ADVISEMENT. 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, DAVID WILLIAMS ADDRESSED THE MAYOR AND BOARD OF ALDERMEN TO HAVE BUFFER ZONE REQUIREMENTS NEAR HIS HOME AND IN FUTURE COMMERCIAL DEVELOPMENTS ON HWY 42 IN THE ANNEXED AREA.

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM CHIEF LEE SHELBOURN TO PUT IN PLACE A SEATBELT POLICY FOR EMPLOYEES OF THE CITY THAT OPERATE CITY VEHICLES.

SEE EXHIBIT "A"

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ADOPT THE SEATBELT POLICY AND MAKE IT A PART OF THE POLICE DEPARTMENT SOP AND THE CITY OF PETAL PERSONNEL HANDBOOK. 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 CHIEF LEE SHELBOURN TO PURCHASE A 1995 HONDA ACCORD AND ADD IT TO OUR INVENTORY.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ACCEPT THE FOREGOING FORFEITURE INTO INVENTORY AND TO 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 RESIGNATION OF POLICE DISPATCHER QIMMAH DAILEY EFFECTIVE NOVEMBER 7, 2003.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ACCEPT THE RESIGNATION OF DISPATCHER QIMMAH DAILEY EFFECTIVE NOVEMBER 7, 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 PRESENTED THE FOLLOWING PROOFS OF PUBLICATION TO THE BOARD:

- A. PUBLIC NOTICE—ZONING CHANGE
- B. PUBLIC NOTICE- ZONING CHANGE

THEREUPON, ALDERMAN MCMURRY MADE A MOTION THAT THE FOREGOING PROOFS 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 REVENUE AND EXPENDITURE REPORT FOR THE MONTH OF OCTOBER 2003.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO ACCEPT THE REVENUE AND EXPENDITURE REPORT FOR THE MONTH OF OCTOBER 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 AN ESTIMATE IN THE AMOUNT OF \$45,512.00 FROM USDA NATIONAL RESOURCES CONSERVATION SERVICE FOR DRAINAGE IMPROVEMENTS.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO AUTHORIZE FOR PAYMENT OF ESTIMATE IN THE AMOUNT OF \$45,512.00 FOR DRAINAGE IMPROVEMENT FROM USDA NATIONAL RESOURCES CONSERVATION SERVICE. 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 RECOMMENDATION TO TERMINATE SAMMY GRAHAM IN THE STREET DEPARTMENT DUE TO EXCESSIVE ABSENCES.

THEREUPON, ALDERMAN HINTON MADE A MOTION FOR THE MAYOR TO REPRIMAND SAMMY GRAHAM ABOUT THE EXCESSIVE ABSENCES AND TO PUT A LETTER IN HIS FILE. 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 LETTER OF AGREEMENT FROM BRIDGE & SLAUGHTER, LLC FOR PLANNING AND CONSULTING SERVICES FOR REDISTRICTING.

SEE EXHIBIT "B"

BRIDGE & SLAUGHTER, LLC

THEREUPON, ALDERMAN HINTON MADE A MOTION TO EXECUTE THE LETTER OF AGREEMENT FROM BRIDGE & SLAUGHTER, LLC FOR PLANNING AND CONSULTING SERVICES FOR REDISTRICTING. ALDERMAN MCMURRY SECONDED THE MOTION.

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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, 2003.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ACCEPT THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF OCTOBER 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 A RECOMMENDATION FROM THE PLANNING COMMISSION TO GRANT THE ZONING CHANGE REQUEST FROM MICHAEL DAVIS ON THE PROPERTY LOCATED AT 909 HWY 42 FROM R-1 TO C-1.

SEE EXHIBIT "C"

ORDINANCE 1979 (42A-126)

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOREGOING ORDINANCE 1979(42A-126). 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 PLANNING COMMISSION TO GRANT THE ZONING CHANGE REQUEST FROM ISHEE REALTY ON THE PROPERTY LOCATED ON HWY 42 FROM R-1 TO C-1.

SEE EXHIBIT "D"

ORDINANCE 1979 (42A-125)

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOREGOING ORDINANCE 1979 (42A-125). 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 FOR A ZONING HEARING TO BE SET FOR L & A CONSTRUCTION COMPANY FOR PROPERTY LOCATED ON CITY BARN LOOP.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO SET THE ZONING HEARING FOR DECEMBER 9, 2003 AT 7:00 P.M. 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 ADOPT A NEW LANDSCAPING ORDINANCE.

THIS WAS TABLED.

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM MISSISSIPPI DEPARTMENT OF TRANSPORTATION TO PURCHASE HIGHWAY RIGHT OF WAY ON HIGHWAY 11 IN AMOUNT OF \$17,030.00 TO WIDEN THE HIGHWAY.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO AUTHORIZE THE MAYOR TO EXECUTE THE DOCUMENTS FOR MISSISSIPPI DEPARTMENT OF TRANSPORTATION TO PURCHASE HIGHWAY RIGHT OF WAY ON HIGHWAY 11 IN THE AMOUNT OF \$17,030.00. 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 CONTRIBUTE \$250.00 TO MISSISSIPPI MUNICIPAL LEAGUE IN SUPPORT OF THE MISSISSIPPI OPTIONAL SALES TAX.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO CONTRIBUTE \$250.00 TO THE MISSISSIPPI MUNICIPAL LEAGUE IN SUPPORT OF THE MISSISSIPPI OPTIONAL SALES TAX (M.O.S.T.). 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

THOSE PRESENT AND VOTING "NAY"

ALDERMAN WILLIAM A TRAVIS

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST TO AUTHORIZE A CHANGE ORDER TO THE CONTRACT WITH LAMPKIN CONSTRUCTION FOR EROSION PROJECT FOR ADDITIONAL WORK FOR \$80,040.00.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO AUTHORIZE THE MAYOR TO EXECUTE A CHANGE ORDER TO THE CONTRACT WITH LAMPKIN CONSTRUCTION FOR ADDITIONAL WORK FOR \$80,040.00. 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 FOR CAPTAIN SHAWN ELLIS TO ATTEND THE HOMELAND SECURITY CONFERENCE IN JACKSON, MS ON DECEMBER 1-3, 2003.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE CAPTAIN SHAWN ELLIS TO ATTEND THE HOMELAND SECURITY CONFERENCE IN JACKSON, MS ON DECEMBER 1-3, 2003 AND 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 REQUEST FOR DAN TOLBERT TO ATTEND THE 2003 WINTER WORKSHOP BUILDING OFFICIAL ASSOCIATION OF MISSISSIPPI IN VICKSBURG, MS ON DECEMBER 10-12, 2003.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE DAN TOLBERT TO ATTEND THE 2003 WINTER WORKSHOP BUILDING OFFICIAL ASSOCIATION OF MISSISSIPPI IN VICKSBURG, MS ON DECEMBER 10-12, 2003 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 THE FOLLOWING ORDER INCREASING STEVE THURMAN'S PAY.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO GIVE STEVE THURMAN HIS ANNUAL RAISE.

IT IS HEREBY ORDERED THAT STEVE THURMAN BE GIVEN A RAISE TO \$7.99 PER HOUR EFFECTIVE NOVEMBER 12, 2003.

SO ORDERED ON THIS THE 18<sup>TH</sup> DAY OF NOVEMBER, 2003.

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

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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  
STRINGER SECONDED THE MOTION.

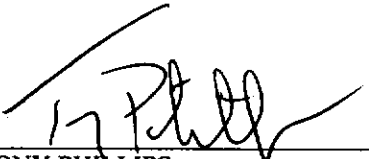
THOSE PRESENT AND VOTING "AYE"

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

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 18<sup>TH</sup> DAY OF NOVEMBER, 2003.

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

ATTEST:

(SEAL)

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



EXHIBIT "A"

P CITY OF PETAL  
P DEPARTMENT OF POLICE  
D 127 West 8<sup>th</sup> Ave.  
Petal, Ms. 39465  
Phone: (601) 544-5331  
Fax: (601) 544-5347

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To: All Petal Police Officer and Employee's

Subject: Seatbelt Policy

The Purpose of this General Order is to set forth policies regarding the use of restraint systems while operating City of Petal Vehicles.

In accordance with Mississippi State Statute 63-2-1 through 63-2-7, every operator and every passenger in the City of Petal vehicle. While traveling shall be restrained at all times. Every Officer and Employee's shall diligently adhere to the provisions of this order.

Failure to comply with the provisions of this General Order shall be cause for disciplinary actions. This Order also falls under the Petal Police Department rules and regulation manual.

62-2-01

(1) When a passenger of a motor vehicle is operated in a forward motion on a public road, street or highways within the state, every operator, every front seat passenger and every child who is at least (4) four years of age but under (8) eight years of age, regardless of the seat that such child occupies, shall wear a properly fastened safety belt system, required to be installed in the vehicle when manufactured pursuant to Federal Motor Vehicle Safety Standard 208. Children under the age of (4) four years shall be protected as required by section 63-7-103 through 63-7-313.

(2) "Passenger motor vehicles" for the purpose of this chapter means a motor vehicle designed to carry (15) fifteen or fewer passengers, including the driver, but does not include motorcycles, mopeds, all-terrain vehicles or trailers.

By Order Of:

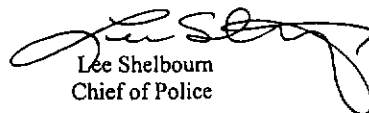
  
Lee Shelbourn  
Chief of Police

EXHIBIT "B"

**LETTER OF AGREEMENT FOR  
PLANNING AND CONSULTING SERVICES**

THIS AGREEMENT is entered into by and between BRIDGE & SLAUGHTER, LLC, hereinafter called the CONSULTANT and the CITY OF PETAL, MISSISSIPPI, hereinafter called the CITY.

1. The CITY does hereby employ the CONSULTANT to perform professional and technical services for: REDISTRICTING STUDY.
2. The CONSULTANT hereby agrees to perform the above services in a diligent and competent manner in accordance with the standards applicable to this work.
3. The CITY shall compensate the CONSULTANT for professional services as stated below plus direct reimbursement of out-of-pocket expenses including travel, per diem expenses for personnel, purchased information and services, copies, graphic materials and other necessary expenses. The CONSULTANT will submit to the CITY the following:
  - Prepare up to two (2) redistricting plans for the alderman's election districts, which include demographic profiles and maps, and will attend up to four (4) meetings throughout the preparation of the two (2) plans. The cost of preparing the aforementioned plans is estimated to range from ten thousand dollars to thirteen thousand dollars (\$10,000 - \$13,000) plus reimbursement for out-of-pocket expenses.

In the event that the aforementioned plans are prepared for less than the above estimated amount, the CITY will only be billed for work completed to date. In the event that the CITY desires to have more than two (2) alternates prepared, or conduct more than four (4) meetings, the CITY will be responsible for compensating the CONSULTANT at its hourly rate plus expenses for the additional alternates.

4. The CONSULTANT will submit monthly or periodic invoices to the CITY requesting payment. Such requests will be based upon the amount and value of work and services performed by the CONSULTANT and will be accompanied by an itemized statement of work performed. The CITY shall pay the CONSULTANT the total amount of the invoice within thirty (30) days after receipt of the invoice. Nonpayment or payment less than the amount of the invoice within the specified time shall be cause for suspension of work by the CONSULTANT. The invoices will be based on the following rate schedule:

Principal Planner	\$150.00/hr.
Associate Planner I:	\$125.00/hr.
Associate Planner II:	\$ 100.00/hr.
Assistant Planner I:	\$ 75.00/hr.
Assistant Planner II:	\$ 60.00/hr.
Planning Technician:	\$ 40.00/hr.
Office Technician:	\$ 30.00/hr.
Mileage:	\$ 0.35/mile

5. The CITY may terminate or re-negotiate this letter of agreement at any time with written notification to the CONSULTANT.
6. Any reports, information, data, etc., given to or prepared or assembled by the CONSULTANT under this Agreement which the CITY requests to be kept as confidential shall not be made available to any individual or organization by the CONSULTANT without written approval of the CITY.

IN WITNESS WHEREOF, the CITY and the CONSULTANT have executed this Agreement this the 19 day of November, 2003.

CITY: PETAL, MISSISSIPPI

BY: Tony Phillips  
Hon. Tony Phillips, Mayor

WITNESS: Jean Ishee  
Jean Ishee, City Clerk

CONSULTANT: BRIDGE & SLAUGHTER, LLC

BY: Mike Slaughter  
Mike Slaughter, P.E., AICP

WITNESS: Chris Watson  
Chris Watson, AICP

EXHIBIT "C"

CITY OF PETAL  
ORDINANCE BOOK 2

ORDINANCE NUMBER 1979 (42-A126)

**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-A125) SO AS TO CHANGE THE ZONING CLASSIFICATION OF SAID CITY FROM R-1 (LOW DENSITY RESIDENTIAL) TO C-1 (NEIGHBORHOOD 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-A125) 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-1 (Neighborhood Commercial District).

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

COM AT THE A POINT 50' NORTH OF THE SW/COR. OF  
NE ¼ OF SW ¼ 25' EAST OF THE CENTERLINE OF  
SPRINGFIELD RD. NORTH 630' EAST 210' TO POB,  
EAST 210' SOUTH 630' WEST 210' NORTH 630' TO POB,  
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-1 (Neighborhood 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 (42-1) through 1979 (42-A125) shall be and remain in full force and form as adopted on November 18, 2003.

SECTION 3. That this Ordinance shall 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

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 18<sup>th</sup> day of November 2003.

  
TONY PHILLIPS, MAYOR

(SEAL)

ATTEST:

  
JEANUSHEE, CITY CLERK

PUBLISH 1 TIME: November 25, 2003.

EXHIBIT "D"

CITY OF PETAL  
ORDINANCE BOOK 2

ORDINANCE NUMBER 1979 (42-A125)

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-A124) SO AS TO CHANGE THE ZONING CLASSIFICATION OF SAID CITY FROM R-1 (LOW DENSITY RESIDENTIAL) TO C-1 (NEIGHBORHOOD 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-A124) 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-1 (Neighborhood Commercial District).

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

W 1/2 NW 1/4 & N 1/2 SW 1/4 LESS PT TO RD & LESS PT TO CHURCH 578/1  
12/86 LESS PT SOLD TO BARRON HENDRY 602/576 8/1988 380/100 3/1973 554/665  
5/85 LESS TO FORREST CNTY 625/612 LESS PT SOLD 651/349 5/1991  
LESS 668/311 3/1992 LESS 668/235 3/1992 PREV #0634020

LESS 3.56 AC OUT LESS PT SOLD 710/208 4/94 LESS PT SOLD 708/367 3/94 LESS PT SOLD  
706/563 2/1994 LESS PT SOLD 719/6 9/94 LESS PT SOLD 719/503 10/94 LESS  
PT SOLD 719/47 9/94 LESS PT OUT FOR ROAD 726/644 2/95 LESS PT OUT 759/646  
9/96 LESS PT SOLD 795/77 5/1998 LESS PT FOR HWY 817/550 6/1999 LESS PT  
SOLD FOR RD 811/652 2/1999 LESS PT SOLD 816/468 5/1999 LESS PT SOLD  
8860 P359 3/2001

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-1 (Neighborhood 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 (42-1) through 1979 (42-A124) shall be and remain in full force and form as adopted on November 18, 2003.

SECTION 3. That this Ordinance shall 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

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 18<sup>th</sup> day of November 2003.

  
TONY PHILLIPS, MAYOR

(SEAL)

ATTEST:

  
JEAN SHEE, CITY CLERK

PUBLISH 1 TIME: November 25, 2003.