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 OCTOBE 21, 2003 AT 7:00 P.M. IN THE BOARDROOM OF SAID CITY.

THOSE PRESENT

MAYOR TONY PHILLIPS

ATTORNEY

THOMAS W TYNER

ALDERMEN

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

OTHER PRESENT

TRUMAN ROBERTS
CHIEF LEE SHELBOURN
DEBORAH REYNOLDS
JOSH MITCHELL
DUB CAMPBELL

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:

IX. GENERAL BUSINESS

- 18. REQUEST FOR EVA HORNSBY TO CONTINUE EXERCISE CLASSES WITH THE SENIOR CITIZENS AT THE CIVIC CENTER
- 19. REQUEST TO SUSPEND EMPLOYEE #12018 OCTOBER 23, 2003 WITH THE RECOMMENDATION OF TOM HARDGES

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE AGENDA AS AMENDED. 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 HILLIPS PRESNTED THE MINUTES OF THE REGULAR MEETING OF OCTOBER 7, 2003 AND SPECIAL MEETING OF OCTOBER 13, 2003.

SEE EXHIBIT "A"

NOTICE OF SPECIAL MEETING

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF OCTOBER 7, 2003 AND SPECIAL MEETING OF OCTOBER 22, 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. THERE WAS NONE.

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING PROOFS AS PUBLICATIONS:

- A. NOTICE TO BIDDERS-EQUIPMENT FOR 10 NEW PATROL VEHICLES
- B. PUBLIC NOTICE-ZONING CHANGE

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION THAT THE FOREGOING PROOFS OF PUBLICATION 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 DAVIS GLASS TO REFUND \$10.00 FOR OVERPAYMENT ON PRIVILEGE LICENSE.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO REFUND DAVIS GLASS \$10.00 FOR OVERPAYMENT OF PRIVILEGE LICENSE. 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 PHILLPS PRESENTED THE PRIVILEGE LICENSE FOR THE MONTH OF SEPTEMBER 2003.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ACCEPT THE PRIVILEGE LICENSE REPORT FOR SEPTEMBER 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 THE AGREEMENT BETWEEN THE CITY OF PETAL AND FORREST COUNTY FOR THE CUSTODY AND HOUSING OF CITY DETAINEES AND PRISONERS.

SEE EXHIBIT "B"

AGREEMENT

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO AUTHORIZE THE MAYOR TO EXECUTE THE FOREGOING AGREEMENT. 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 TO ACCEPT DONATION FROM WAL-MART FOR \$500.00 TO GO TOWARD THE PAVILLION.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ACCEPT THE DONATION FROM WAL-MART FOR THE PAVILLION. 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 FOR A ZONING HEARING TO BE SET FOR ISHEE REALTY LOCATED ON HWY 42.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO SET THE ZONING HEARING FOR NOVEMBER 6, 2003 AT 7:00 P.M. 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 FOR A ZONING HEARING TO BE SET FOR MICHAEL DAVIS'S LOCATED AT 909 HWY 42 E.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO SET THE ZONING HEARING FOR NOVEMBER 6, 2003 AT 7:20 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 FROM A COURT ORDER TO RETURN SEIZED CAR TO MICHAEL TAYLOR.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO RETURN CHEVY CORVETTE TO OWNER MICHAEL TAYLOR. 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 A COURT ORDER TO REURN SEIZED CAR TO PATRICIA STEVENS.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO RETURN 1986 OLDSMOBILE TO OWNER PATRICIA STEVENS. 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 ORDINANCE FOR AMENDING GARAGE SALES.

SEE EXHIBIT "C"

ORDINANCE 1987(69-A)

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

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

ALDERMAN WILLIE W HINTON ALDERMAN STEVE STRINGER

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING FROM THE STATE OF MISSISSIPPI GOVERNOR'S OFFICE PROCLAIMING NOVEMBER 11, 2003 BE OBSERVED AS A LEGAL HOLIDAY.

SEE EXHIBIT "D"

STATE OF MISSISSIPPI

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO APROVE THE HOLIDAY FOR NOVEMBER 11, 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 REQUEST FROM THE RECREATION DEPARTMENT TO CONTRCT FOR A CELL PHONE.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO AUTHORIZE THE CITY TO CONTRACT UP TO \$35.00 PER MONTH AND ANYTHING OVER THAT AMOUNT, THE

INDIVIDUAL USING THE PHONE WOULD HAVE TO PAY THE BALANCE. ALDERMAN TRAVIS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W DRAUGHN
ALDERMAN WILLIE W HINTON
ALDERMAN STEVE STRINGER
ALDERMAN WILLIAM A TRAVIS

THOSE PRESENT AND VOTING "NAY"

ALDERMAN JOE C MCMURRY, SR

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FOR THE CITY TO PROVIDE WATER AND SEWER SERVICES TO PROPERTIES ON CRABAPPLE DRIVE.

NO ACTION TAKEN.

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FOR THE CITY TO PROVIDE WATER AND SEWER SERVICES TO PROPERTIES ON PETAL VILLAGE DRIVE.

NO ACTION TAKEN.

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST TO PAY INVOICE #480 IN THE AMOUNT OF \$500.00 TO ATTORNEY MICHAEL V RATLIFF FOR WAL-MART TIF.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO PAY THE INVOICE TO MICHAEL V RATLIFF IN THE AMOUNT OF \$500.00. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST TO PAY INVOICE #M013955 TO PIERCE MANUFACTURING, INC IN THE AMOUNT OF \$199,838.00.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO PAY THE INVOICE TO PIERCE MANUFACTURING, INC IN THE AMOUNT OF \$199,838.00. 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 REVENUE AND EXPENDITURE REPORT FOR THE MONTH OF SEPTEMBER 2003.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ACCEPT THE REVENUE AND EXPENDITURE REPORT FOR SEPTEMBER 2003 AND ACCEPTED AND FILED. 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 EVA HORNSBY TO CONTINUE SENIOR AEROBICS CLASS AT THE CIVIC CENTER.

THEREUPON, ALDERMAN STRINGER MADE AMOTION TO HAVE EVA HORNSBY TO CONTINUE SENIOR AEROBICS CLASS AT THE CIVIC CENTER EFFECTIVE NOVEMBER 1, 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 REQUEST FROM TOM HARDGES, RECREATION DIRECTOR, TO SUSPEND EMPLOYEE VARETTA WYATT.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO SUSPEND VARETTA WYATT, WITH THE RECOMMENDATION OF THE RECREATION DIRECTOR, TOM HARDGES, FOR ONE DAY, OCTOBER 23, 2003 WITHOUT PAY. 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 SGT ROBIN KINSEY AND SGT MICHAEL BLOUNT TO ATTEND LEADERSHIP SUPERVISION AND MANAGEMENT FOR CHANGING TIMES IN GULFPORT, MS NOVEMBER 11-13, 2003.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE SGT KINSEY AND SGT BLOUNT TO ATTEND THE LEADERSHIP SUPERVISION AND MANAGEMENT FOR CHANGING TIMES IN GULFPORT, MS NOVEMBER 11-13, 2003 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 CHIEF RICHARD BRYANT TO ATTEND THE GRANT MONEY SEMINAR NOVEMBER 5-6, 2003 IN STARKSVILLE, MS.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE CHIEF BRYANT TO ATTEND THE GRANT MONEY SEMINAR NOVEMBER 5-6, 2003 IN STARKSVILLE, MS AND TO PAY HIS EXPENSES. ALDERMAN DRAUGHN SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING ORDER HIRING BRIAN PACE AS PART-TIME POLICE OFFICER.

ORDER

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

IT IS HEREBY ORDERED THAT BRIAN PACE BE HIRED AS A PART-TIME POLICE OFFICER IN THE POLICE DEPARTMENT AT A RATE OF \$9.66 PER HOUR EFFECTIVE OCTOBER 22, 2003.

SO ORDERED ON THIS THE 21ST DAY OF OCTOBER, AD, 2003.

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 THE FOLLOWING ORDER HIRING GARY WATTS AS LABORER IN THE WATER DEPARTMENT.

NO ACTION TAKEN.

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING ORDER INCREASING THE PAY OF JAMES LUCAS IN THE CIVIC CENTER.

ORDER

WHEREAS, THE MAYOR AND BOARD
OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI
DO HEREBY DEEM IT NECESSARY TO GIVE
JAMES LUCAS HIS ANNUAL RAISE.
IT IS HEREBY ORDERED THAT JAMES
LUCAS BE GIVEN A RAISE TO \$6.99 PER HOUR
EFFECTIVE OCTOBER 22, 2003.
SO ORDERED ON THIS THE 21ST DAY OF
OCTOBER 2003.

THEREUPON, ALDERMAN HINTON 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 THE FOLLOWING ODER INCREASING THE PAY OF AMY HEATH.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO GIVE AMY HEATH HER ANNUAL PAY RAISE.

IT IS HEREBY ORDERED THAT AMY HEATH BE GIVEN A RAISE OF \$20,500.00 ANNUALLY EFFECTIVE OCTOBER 15, 2003.

SO ORDERD ON THIS THE 21ST DAY OF OCTOBER, AD, 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

THEREUPON, ALDERMAN MCMURRY MADE A MITON 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 N O FURTHER BUDSINESS, THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI WAS ADJOURNED ON THIS THE 21ST DAY OF OCTOBER, AD, 2003.

TONY PHILLIPS MAYOR

(SEAL)

ATTEST:

JEAN ISHEE CITY CLERK **EXHIBIT "A"**

NOTICE OF SPECIAL MEETING

Please be advised that a special meeting of the Mayor and Board of Aldermen of the City of Petal, Mississippi, will be held Monday, October 13th, 2003 at 4:00 P.M. in the Board Room of said City for the purpose of:

1) Purchase of Police Cars and Equipment

Tony Phillips Mayor

Willie Hinton

HICKEN BYLLYCK

- Jus C. mst

Doe C. McMurry, Sr.

Steve Stringer

William Travis

CHIEF OF POLICE RETURN

I, Chief Lee Shelbourn, Police Chief of the City of Petal, Mississippi, do hereby certify that more than three hours prior to the time set for said special meeting, I did personally serve upon the foregoing Aldermen, a true and correct copy of this Notice of Special Meeting.

Lee Shelbourn, Chief of Police

EXHIBIT "B"

STATE OF MISSISSIPPI COUNTY OF FORREST

AGREEMENT

WHEREAS,heretolore the Governing Authorities of Forrest County and the City of tal wish to enter into a written agreement for the housing of Petal City prisoners in the Forness County Regional Jall and other community based correctional facilities: and NOW, THEREFORE, IT IS HEREBY AGREED by and between Forrest County and the City of Petal as follows:

Forrest County, through the Forrest County Sheriff's Department, shell continue to e, maintain and supervise all community based adult correctional facilities, which include at this time the Forrest County Regional Jail and the Forrest County Sheriff's ertment Work Center.

The City of Petal shall continue to incarcerate and house its adult pris more of the community based correctional facilities operated by Forrest County 3.

A "City Prisoner" is defined for the purposes of this Agree ctional facility operated by Forrest County, Mississippi, pursuant to an arrest by City of Petel police officers upon a misdemea charge or upon a felony charge pending the fitting of a Court Order binding the defendant over for action by the Grand Jury where the alleged offense occurred within the corporate mits of the City of Petal.

The classification, inter-facility assignment, and situs of detention, with respect to any "City Prisoner" shall be vasted solely in the Forrest County Sheriff's Department, but City prisoners who may be eligible for assignment to a prisoner work craw shall be ned solely to a City work crew.

5.

In the event of severe overcrowding or some other emergency, as determined by the Sherff of Fornet County or his representative, "City Prisoners" confined on minor, nonnt orimes may be released early, without bond, or on his/her own recognizance pending appearance in the Municipal Court of the City of Patal. When pract n prior to release will be made to the City Police Departm olled and received on a case by case basis as to why an individual should not be id due to overcrowding or other emergency, but the figual determin n will be made by the Sheriff of sess due to overcrowding or other emergency situat Formet County or his representative. Once release has been decided, the City Court

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County Forrest

October 8, 2003

BC/rc

ver to Forrest County Regional Jali any prisonars to be cerated and housed as a "City Prisoner" and such person so de received, incarcerated and housed in one of the Forrest County facilities as may be designated by the Sheriff or his representative, <u>providing</u> seid person is in an acc medical condition as determined by the Sheriff or his designee and has been pr charged. In the event of assignment to a detention fecility other than the Forrest County Jail after booking, the prisoner shall be transp

7.

The City of Petal shall pay all medical costs and exp al or dental services, pursuant to § 47-1-57 and §47-1-59 of the Mississippi Code of 1972, as amended. These medical/dental expenses shall be billed directly to the City of Petal. Other medical supplies furnished and dispensed by the Sheriff's Department to a City prisoner pursuant to the directions and authority of a licensed medical person or jail nurse shall be billed by the County with an Itemization of supplies and services

The City of Petal will provide transportation and security for any "City Prisoner" who requires medical/dental attention from a tocal hospital, dental office or clinic and will pay for the cost of emergency medical transportation (ambulance) when reasonable and necessary to protect the safety and well-being of such prisoner.

ration of the housing of "City Prisoners" in one or more of the co d correctional facilities operated by Forrest County, the City of Petal agrees:

- To pay monthly to Forrest County as billed by the Sheriff computed on a per prisoner per day basis, with the day of booking to be charged at the full day rate and with 12:00 o'clock noon being the daily head-count time for determining charges for any subsequent days. For purposes of computing charges for prisoner days, a day shall run from 12:00 noon to 12:00 noon the next day. The daily rate shall be as follows:
 - (1) For City prison ommitted in the City of Petal - \$20.00 per prisoner per day.
- To pay the medical costs of "City Prisoners" as set forth in Paragraphs 7 and 8 of this Agreement;

cution of this Agreement, the City of Petal does not assume any liab onal facility operated by Forrest County for the operation of any community based correct or the Forrest County Sheriff's Department with respect to any claims that anyone may have which arise solely out of the operation of a correctional facility rather than as a result of some action or inaction on the part of the City of Petal or its agents, servents or

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d in the future which may be mutually beneficial to the perties and uld further accomplish the goals and purposes of this Agreen

and by either Forrest County or the City of Petal by option of an appropriata Order by the governing authority more than 80 days prior to October 1 of the next year. In such event, this Agreement shall be of no further force and effect from the end of the flecal year in which the Order of termi unless both governing authorities agree on the earlier larm 13.

This Agreement shall take effect immediately upon the date finally approved and used by both parties, and shall continue in force for a period of one (1) year, unless d se hen altered or modified by agreement or unless earlier termin ment must be made by or before Beptember 1 for ations to this agreer Alteresions or modifi proper budgeting purposes for the next fiscal year.

red periodically during the year by the County as to This Agree Lurselity cost of housing prisoners and the average number of city prison righe whether the delly charge rate should be renegotiated for the remainder of the

WITHERS THE BIGNATURES of Forrest County and the City of Petal by and ugh their respective and duly authorized (

FORREST COUNTY, MISS

10/2/00

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NEW BOSS 7 NEW 363

EXHIBIT "B"

GENDA ITEM NO.	. All DATE October 6, 200	3
NTRODUCED BY	Jeffrey Hollimon, Board Attorney	
RIEFTITLE .	Agreement for Custody of Petal City Prisoners	
	CONTROL OF THE PROPERTY AND A STATE OF THE PROPERTY AND A	
	Y Copy of Agreement	
Pulai us (rai,		
ECOMOLENDATION	(exact wording for Agenda)	
e City of Petal for th	tion and extension of the existing stached agreement between the County, be existed and housing of City detainers and prisoners (previously approxi- ce of the County of the Agreement to continue from year to year until mer provided in the agreement.	
OARD ACTION	⊠ Approved ☐ Rejected	
	☐ Information only ☐ No Action	
	_	
mended to read as foll	ilows:	
	,	
	do	
	, the	
OTION MADE BY	, the	
OTTON MADE BY	Roderick Woullard SECONDED BY Charles Marshall	
OTION MADE BY E EMBERS VOTED: DAVID ALLEN	Roderick Woulland SECONDED BY Charles Marshall SECONDED BY Charles Marshall ABSENT	
OTION MADE BY E EMBLES VOTED: DAVID ALLEN EABLES MARSE	Roderick Woulland SECONDED BY Charles Marshall SECONDED BY Charles Marshall ABSENT	
OTION MADE BY E LMBLES VOTED: DAVID ALLEN CTABLES MARSE	Roderick Woulland SECONDED BY Charles Marshall BYES NO DABSTAIN DABSENT ALL BYES NO DABSTAIN DABSENT	
OTION MADE BY EXPENSES VOTED. PAYD ALLEN CHARLES MARSH	Roderick Woulland SECONDED BY Charles Marshall SECONDED BY Charles Marshall ABSENT ALL SYES ONO ABSTAIN ABSENT ALL SYES NO ABSTAIN ABSENT ABSENT	
OTION MADE BY E EMBERS VOTED: "RAYD ALLEN CHAPLES MARSH LYNN CARTLINGS RODERICK WOUL	Roderick Woulland SECONDED BY Charles Marshall SECONDED BY Charles Marshall ALL SYES ONO ABSTAIN ABSENT ALL SYES ONO ABSTAIN ABSENT LARD SYES ONO ABSTAIN ABSENT LARD SYES ONO ABSTAIN ABSENT	
OTION MADE BY E LEMBERS VOTED: "BAVID ALLEN "EARLIS MARSH. LYNN CARTLIDGY "RODERICK WOUL	Roderick Woulland BECONDED BY Charles Murshall ABSENT ALL BYES NO ABSTAIN ABSENT X MYES NO ABSTAIN ABSENT X MYES NO ABSTAIN ABSENT LARD MYES NO ABSTAIN ABSENT	
OTION MADE BY E EMBERS VOTED: "RAYD ALLEN CHAPLES MARSH LYNN CARTLINGS RODERICK WOUL	Roderick Woulland SECONDED BY Charles Marshall ABSENT ALL BYES NO ABSTAIN ABSENT E MYES NO ABSTAIN ABSENT LARD MYES NO ABSTAIN ABSENT DATE: NO ABSTAIN ABSENT ABSENT ABSENT ABSENT	
OTION MADE BY E EMBERS VOTED PAYD ALLEN CEARLIS MARSE LYNN CARTLIDGE RODERICK WOUL BILLY BUDSON	Roderick Woulland SECONDED BY Charles Marshall ALL MYES NO ABSTAIN ABSENT ALL MYES NO ABSTAIN ABSENT E MYES NO ABSTAIN ABSENT LARD MYES NO ABSTAIN ABSENT MYES NO ABSTAIN ABSENT	

EXHIBIT "C"

ORDINANCE NUMBER 1987(69-A)

AN ORDINANCE AMENDING SECTION 5 OF ORDINANCE 1984(69)
OR OTHER SIMILAR SALES OF USED OR SECOND HAND
MERCHANDISE WITHIN THE CITY OF PETAL, MISSISSIPPI
EXCEPT INCERTAIN CIRCUMSTANCES: ESTABLISHING PENALITIES
FOR VIOLATIONS: PROVIDING AN EFFECTIVE DATE AND FOR
RELATED PURPOSES.

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

1. SECTION 5. OF ORDINANCE 1987(69) IS HEREBY AMENDED AS FOLLOWS: SECTION 5: ADDITIONAL SALES

NO PERMIT FOR A GARAGE, CARPORT, YARD, RUMMAGE SALE, OR SIMILAR SALE, SHALL BE ISSUED FOR ANY ONE LOCATION IN THE CITY OF PETAL, NOT TO ANY ONE PERON, FIRM, CORPORATION, OR ORGANIZATION, REGARDLESS OF THE LOCATION FOR SUCH SALES DURING ANY TWELVE (12) MONTH PERIOD, EXCEPT BY APPLICATION OF A PERMIT. THE FEE FOR A PERMIT SHALL BE A SUM OF \$5.00 FOR EACH PERMIT. NO GARAGE, CARPORT, YARD, RUMMAGE SALE, OR SIMILAR SALE SHALL START BEPORE \$:00 A.M.

- THE ABOVE AND POREGOING AMENDMENT TO ORDINANCE 1947(69).
 SHALL TAKE EFFECT AND BE IN FORCE WITHIN THIRTY (30) DAYS OF TODAY'S DATE.
- EXCEPT AS AMENDED HEREIN, ORDINANCE 1987(69), REMAINS IN FULL FORCE AND EFFECT.

THE ABOVE AND FOREGOING ORDINANCE, HAVING BEEN REDUCED TO WRITING, THE SAME WAS INTRODUCED AND READ AND A VOTE WAS TAKEN THEREON, FIRST SECTION BY SECTION, THEN UPON THE ORDINANCE AS A WHOLE, WITH THE FOLLOWING RESULTS:

THOSE PRESENT AND VOTING "YEA" AND IN FAVOR OF THE PASSAGE, ADOPTION AND APPROVAL OF SECTIONS 1.2, AND 3 OF THE FOREGOING ORDINANCE:

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

THOSE PRESENT AND VOTING "NAY" OR AGAINST THE ADOPTION OF ANY SECTION OF THE FOREGOING ORDINANCE:

ALDERMAN WILLIE W HINTON ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "AYE" AND IN PAVOR OF THE ADOPTION OF THE FOREGOING ORDINANCE AS A WHOLE:

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

THOSE PRESENT AND VOTING "NAY" OR AGAINST THE POREGOING ORDINANCE AS A WHOLE:

ALDERMAN WILLIE W HINTON ALDERMAN STEVE STRINGER

Whereupon, the above and foregoing ordinance be and the same is hereby passed, adopted and approved on this the 21^{47} Day of october, a.d., 2003.

TONY PHILLIP

MAYOR

(SEAL)

ATTEST:

TEAN HERE

EXHIBIT "D"

TO THE OFFICERS AND EMPLOYEES OF THE STATE OF MISSISSIPPI:

WHEREAS, the Legislature has designated the eleventh day of November as the day for the observance of **ARMISTICE** or **VETERANS DAY**, 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

TUESDAY, NOVEMBER 11, 2003

GIVEN under my hand and seal of office at Jackson, Mississippi, this the 2nd day of October, 2003.



Eric Clark

ERIC CLARK SECRETARY OF STATE STATE OF MISSISSIPPI

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INTENTIONALLY!