

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 AUGUST 17, 2004 AT 7:00 P.M. IN THE BOARDROOM OF SAID CITY.

THOSE PRESENT	MAYOR TONY PHILLIPS
CITY ATTORNEY	THOMAS W TYNER
ALDERMEN	MICHAEL W DAUGHN WILLIE W HINTON JOE C MCMURRY, SR STEVE STRINGER WILLIAM A TRAVIS
OTHERS PRESENT	B C LEWIS JAMES WALLACE BUDDY REYNOLDS DR. BARBARA MAULDIN DR. CHUCK HARRELL JOHN JUSTICE BARRY FOIL JAMES WARREN AND MANY OTHERS

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

REV JAY SPILLER, FIRST BAPTIST CHURCH OF PETAL, OFFERED THE INVOCATION.

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

- VII. BIDS-QUOTES
  - 1. REQUEST TO OPEN BIDS FOR TRACTOR FOR THE STREET DEPARTMENT.
  
- IX. GENERAL BUSINESS
  - 1. OMIT
  - 19. REQUEST TO ACCEPT THE RECOMMENDATION FROM THE PLANNING COMMISSION FOR PROPERTY LOCATED ON HWY 42 FOR DR. MARTIN BAKER, REZONE FROM R-1 TO C-2
  - 20. REQUEST TO APPROVE THE PRELIMINARY PLAT FOR CONSTRUCTION PLANS FOR WILLIAMSBURG ESTATE WEST
  - 21. REQUEST TO HIRE FLYNT & ASSOCIATES TO SURVEY PROPOSED PROPERTY FOR NEW FIRE STATION ON HIGHWAY 42 IN AMOUNT OF \$1,038.75
  
- XI. ORDERS & ORDINANCES
  - 4. REQUEST TO INCREASE THE PAY OF JUDY WALTERS FOR ANNIVERSARY RAISE OF .15 PER HOUR

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 OF THE REGULAR MEETING OF AUGUST 3, 2004 AND THE SPECIAL MEETING OF AUGUST 4, 2004.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF AUGUST 3, 2004 AND THE SPECIAL MEETING OF AUGUST 4, 2004 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, JAMES WALLACE ADDRESSED THE MAYOR AND BOARD OF ALDERMEN WITH A RECOMMENDATION FOR CURBS, GUTTERS AND SIDEWALKS TO BE ADDED TO NEW SUBDIVISIONS AS A REQUIREMENT.

THEREUPON, ANN CLARKE ADDRESSED THE MAYOR AND BOARD OF ALDERMEN WITH RECOMMENDATION FOR THE BOARD TO REDO THE ZONING ORDINANCE TO HAVE ALL NEW SUBDIVISIONS REQUIRED TO HAVE PAVED STREETS, CURBS, GUTTERS, AND SIDEWALKS.

THEREUPON, JAMES MOORE ADDRESSED THE MAYOR AND BOARD OF ALDERMEN WITH RECOMMENDATION FOR ALL NEW SUBDIVISION TO PUT IN CURBS, GUTTERS AND SIDEWALKS. MR MOORE STATED THAT THE STATE OF MISSISSIPPI IS THE NUMBER ONE STATE WITH THE PROBLEM OF OBESITY IN KIDS. THIS WOULD HELP A LOT OF KIDS IF THEY COULD RIDE THEIR BIKES OR WALK TO SCHOOL IF THE CITY WOULD LOOK INTO ADDING SIDEWALKS TO AREAS AROUND THE SCHOOLS AND AROUND TOWN.

WHEREAS, THE HOUR OF 7:00 P.M. HAVING ARRIVED, THE MAYOR AND BOARD OF ALDERMEN PROCEEDED TO PUBLICLY OPEN AND READ THE SEALED BIDS FOR THE TRACTOR IN THE STREET DEPARTMENT. THE BIDS READ AS FOLLOWS:

CRAIN TRACTOR CO 508 HWY 98 BY PASS COLUMBIA, MS	\$35,375.00
MAULDIN CO 7355 U S HWY 49 HATTIESBURG, MS	\$35,498.00
LEE TRACTOR CO P O BOX 2803 GULFPORT, MS	\$36,580.00

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO TAKE ALL BIDS UNDER ADVISEMENT UNTIL THEY CAN STUDY THE SPECS. 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 CONTRACT WITH JAY ESTES OF ECO-SYSTEMS, INC FOR PLANNING PURPOSES.

SEE EXHIBIT "A"

CONTRACT

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO CONTRACT WITH JAY ESTES OF ECO-SYSTEMS, INC FOR PLANNING PURPOSES. 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 APPROVE FLOURIDATION IN THE WATER FOR THE CITY OF PETAL.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE THE MAYOR TO APPROVE MISSISSIPPI STATE DEPARTMENT OF HEALTH TO PUT THE FLOURIDATION IN THE WATER FOR THE CITY OF PETAL WATER SYSTEM. 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 NEW PREMIUM FROM UNITED HEALTHCARE WITH THE INCREASE OF 6.8%.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO ACCEPT THE NEW PREMIUM OF 6.8% INCREASE IN THE HEALTH INSURANCE FROM UNITED HEALTHCARE. 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 IMPACT TO PURCHASE A FOOTBALL AD.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO PURCHASE AN AD IN THE IMPACT 2004 HIGH SCHOOL FOOTBALL 1/8 PAGE FOR \$200.00. 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

THOSE PRESENT AND VOTING "NAY"

ALDERMAN WILLIAM A TRAVIS

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST TO SPONSOR THE AMERICAN HEART ASSOCIATION HEART WALK NOVEMBER 13, 2004.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO SPONSOR THE AMERICAN HEART ASSOCIATION HEART WALK IN THE AMOUNT OF \$250.00 ON NOVEMBER 13, 2004.

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 LIST OF SURPLUS PROPERTY TO BE AUCTIONED BY DURHAM ACUTION.

SEE EXHIBIT "B"

LIST FOR AUCTION

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE THE SALE OF THE SURPLUS PROPERTY BY DURHAM AUCTIONEERS. 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 JAMES SCHUTTE FROM THE STREET DEPARTMENT.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ACCEPT THE LETTER OF RESIGNATION OF JAMES SHUTTE FROM THE STREET DEPARTMENT EFFECTIVE AUGUST 9, 2004. 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 CONFIRMING THE RESOLUTION OF THE PETAL SCHOOL BOARD AND AGREEING TO APPLY AND ABIDE BY THE TERMS SET FORTH IN THE RESOLUTION.

SEE EXHIBIT "C"

RESOLUTION

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ADOPT THE FOREGOING RESOLUTION FROM THE PETAL SCHOOL DISTRICT AND AGREEING TO APPLY AND ABIDE BY THE TERMS SET FORTH IN THE RESOLUTION. 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 AMENDED LEASE AND OPERATION AGREEMENT.

SEE EXHIBIT "D"

INTERLOCAL AGREEMENT

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ADOPT THE FOREGOING INTERLOCAL AGREEMENT WITH THE PETAL SCHOOL DISTRICT WITH THE CHANGES OF THE CONCESSION STAND, THE MAINTENANCE TERMS AND EXCLUDING THE BASEBALL FIELD. 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 REVENUE AND EXPENDITURES FOR THE MONTH OF JULY 2004.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ACCEPT THE REVENUE AND EXPENDITURES REPORT FOR THE MONTH OF JULY 2004. 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 PRIVILEGE LICENSE REPORT FOR THE MONTH OF JULY 2004.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ACCEPT THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF JULY 2004. 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 IN THE AMOUNT OF \$221,210.96 FROM SHOWS, DEARMAN AND WAITS, INC FOR THE RECONSTRUCTION OF SOUTH MAIN STREET.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ACCEPT THE ESTIMATE #5 FOR RECONSTRUCTION OF SOUTH MAIN STREET PROJECT IN AMOUNT OF \$11,361.96 TO BE PAID TO SHOWS, DEARMAN, AND WAITS, INC AND \$209,849.00 TO BE PAID TO GULF EQUIPMENT. 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 SET A HEARING DATE FOR PERRY WILLIAMS' PROPERTY LOCATED AT 300 CEDAR STREET.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO SET THE HEARING DATE WITH THE VARIANCE COMMITTEE FOR PERRY WILLIAMS'S PROPERTY LOCATED AT 300 CEDAR STREET FOR AUGUST 31, 2004 AT 7:00 P.M. IN THE BOARDROOM. 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 SET A HEARING DATE FOR ADVANCED BUILDING SPECIALITIES, INC FOR PROPERTY LOCATED ON LEEVILLE ROAD.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO SET THE HEARING DATE WITH THE PLANNING COMMISSION FOR ADVANCED BUILDING SPECIALITIES, INC ON LEEVILLE ROAD FOR SEPTEMBER 14, 2004 AT 7:00 P.M. IN THE BOARDROOM. 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 PETAL PLANNING COMMISSION TO GRANT THE ZONING CHANGE FOR PROPERTY LOCATED ON HIGHWAY 42 FROM R-1 TO C-2

SEE EXHIBIT "E"

ORDINANCE NUMBER 1979 (42A-146)

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ADOPT THE FOREGOING ORDINANCE 1979 (42A-146) AMENDING AND CHANGING THE ZONING MAP FROM R-1 TO C-2 OF THE CITY OF PETAL. 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 REZONE WILLIAM THOMAS PROPERTY LOCATED AT 35 BEECH LANE FROM R-1 TO C-O.

SEE EXHIBIT "F"

ORDINANCE NUMBER 1979 (42A-147)

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO DENY THE C-O RECOMMENDATION FROM THE PLANNING COMMISSION AND TO GRANT WILLIAM THOMAS C-1 ZONING FOR 35 BEECH LANE AMENDING AND CHANGING THE ZONING MAP. 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 RECOMMENDATION FROM THE PLANNING COMMISSION FOR PROPERTY LOCATED AT 928 HIGHWAY 42 FOR JOSEPH BRADY FROM R-1 TO C-1.

SEE EXHIBIT "G"

ORDINANCE NUMBER 1979 (42A-148)

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ADOPT THE FOREGOING ORDINANCE 1979 (42A-148) CHANGING AND AMENDING THE ZONING MAP AS TO PROPERTY LOCATED AT 928 HIGHWAY 42 FROM R-1 TO C-1. 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 APPROVE A TEN (10) YEAR FLOOD FREQUENCY CROSSDRAIN FOR TRAILWOOD WEST PHASE II.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ACCEPT THE TEN (10) YEAR FLOOD FREQUENCY CROSSDRAIN FOR TRAILWOOD WEST PHASE II. 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 GRANT THE ZONING CHANGE FOR DR. MARTIN BAKER FROM R-1 TO C-2.

SEE EXHIBIT "H"

ORDINANCE NUMBER 1979 (42A-149)

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ADOPT THE FOREGOING ORDINANCE 1979(42A-149) AMENDING AND CHANGING THE ZONING MAP AS TO PROPERTY LOCATED ON HWY 42 AND HERRINGTON ROAD FROM R-1 TO C-2. ALDERMAN STRINGER 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 TO APPROVE THE PRELIMINARY PLAT FOR WILLIAMSBURG ESTATE WEST.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ACCEPT THE PRELIMINARY PLAT FOR WILLIAMSBURG ESTATE WEST TO BEGIN CONSTRUCTION. 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 HIRE FLYNT & ASSOCIATES TO DO SURVEY WORK FOR THE NEW FIRE STATION ON HIGHWAY 42.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO HIRE FLYNT & ASSOCIATES TO SURVEY THE LAND FOR THE NEW FIRE STATION ON HIGHWAY 42 IN THE AMOUNT OF \$1,038.75. 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 ATTEND THE MML BOARD OF DIRECTORS CONFERENCE IN TUPELO, MS SEPTEMBER 16-17,2004.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE TONY PHILLIPS TO ATTEND THE MML BOARD OF DIRECTORS CONFERENCE IN TUPELO, MS SEPTEMBER 16-17, 2004 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 A REQUEST TO ATTEND THE CMO  
ADVANCED CORE COURSE IN JACKSON, MS SEPTEMBER 10, 2004.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE TONY  
PHILLIPS TO ATTEND THE CMO ADVANCED CORE COURSE IN JACKSON, MS SEPTEMBER  
10, 2004 AND TO PAY HIS EXPENSES. 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 MICHAEL DRAUGHN TO  
ATTEND THE CMO ADVANCED CORE COURSE IN JACKSON, MS SEPTEMBER 10, 2004.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE MICHAEL  
DRAUGHN TO ATTEND THE CMO ADVANCED CORE COURSE IN JACKSON, MS SEPTEMBER  
10, 2004 AND TO PAY HIS EXPENSES. 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 DISPATCHER DANA  
ANDERSON TO ATTEND THE APCO CERTIFICATION COURSE SEPTEMBER 13-17, 2004 AT  
THE HATTIESBURG TRAINING ACADEMY.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO AUTHORIZE  
DISPATCHER DANA ANDERSON TO ATTEND THE APCO CERTIFICATION COURSE  
SEPTEMBER 13-17, 2004 AT THE HATTIESBURG TRAINING ACADEMY. 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 FOR JEAN ISHEE TO ATTEND  
THE MMCCA WORK SESSION IN LOUISVILLE, MS SEPTEMBER 29-OCTOBER 1, 2004.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE JEAN ISHEE  
TO ATTEND THE MMCCA WORK SESSION IN LOUISVILLE, MS SEPTEMBER 29-OCTOBER 1,  
2004 AND TO PAY HER 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 KEVIN CARPENTER 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 OFFICER IN THE POLICE DEPARTMENT.

IT IS HEREBY ORDERED THAT KEVIN CARPENTER BE HIRED AS A PART-TIME POLICE OFFICER IN THE POLICE DEPARTMENT AT A RATE OF \$9.66 PER HOUR EFFECTIVE AUGUST 23, 2004.

SO ORDERED ON THIS THE 17<sup>TH</sup> DAY OF AUGUST, 2004.

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 TO INCREASE THE PAY OF GARY HARTFIELD.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO PAY GARY HARTFIELD FOR MECHANIC WORK.

IT IS HEREBY ORDERED THAT GARY HARTFIELD OF THE FIRE DEPARTMENT BE PAID AN EXTRA \$115.00 PER PAY PERIOD FOR DIESEL MECHANIC WORK ON ALL FIRE DEPARTMENT VEHICLES. EFFECTIVE SEPTEMBER 1, 2004 TO SEPTEMBER 30, 2005.

SO ORDERED ON THIS THE 17<sup>TH</sup> DAY OF AUGUST, 2004.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO ADOPT THE FOREGOING ORDER. ALDERMAN HINTON 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 PRESENTED THE FOLLOWING ORDER PROMOTING OFFICER BRIAN TOWNSEND.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO PROMOTE BRIAN TOWNSEND TO BATTALION CHIEF.

IT IS HEREBY ORDERED THAT BRIAN TOWNSEND BE PROMOTED TO BATTALION CHIEF AT A RATE OF \$10.43 PER HOUR EFFECTIVE SEPTEMBER 2, 2004.

SO ORDERED ON THIS THE 17<sup>TH</sup> DAY OF AUGUST, 2004.

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 JOE C MCMURRY, SR  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

ALDERMAN WILLIE W HINTON  
ALDERMAN WILLIAM A TRAVIS

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST TO INCREASE THE PAY OF JUDY WALTERS IN THE RECREATION DEPARTMENT.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO INCREASE THE PAY OF JUDY WALTERS.

IT IS HEREBY ORDERED THAT JUDY WALTERS PAY BE INCREASED TO \$6.63 PER HOUR EFFECTIVE AUGUST 4, 2004.

SO ORDERED ON THIS THE 17<sup>TH</sup> DAY OF AUGUST, 2004.

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 PROCLAMATION FOR LABOR DAY HOLIDAY DAY BEING SEPTEMBER 6, 2004.

SEE EXHIBIT "I"

LABOR DAY

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ADOPT THE FOREGOING AS A LEGAL HOLIDAY FOR THE ELIGIBLE CITY EMPLOYEES. 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, ALDERMAN MCMURRY MADE A MOTION TO ADJOURN. ALDERMAN  
STRINGER SECONDED THE MOTION.

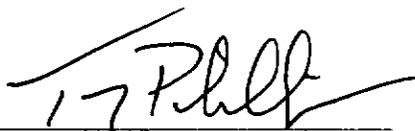
THOSE PRESENT AND VOTING "AYE"

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 17<sup>TH</sup> DAY OF AUGUST, 2004.



TONY PHILLIPS  
MAYOR

(SEAL)

ATTEST:

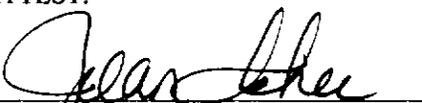
  
JEAN SHEE  
CITY CLERK

EXHIBIT "A"

**Eco-Systems, Inc.**  
Consultants, Engineers, and Scientists



July 15, 2004

Mayor Tony Phillips  
City of Petal  
119 W. 9<sup>th</sup> Avenue  
Petal, MS 39465

Dear Mayor Phillips,

Eco-Systems is pleased to present this proposal and scope of work for providing planning services to the City of Petal. We believe that you will find Eco-Systems to have the expertise and experience necessary to provide Petal with expert, professional planning services delivered in a timely manner.

In the following paragraphs you will find a detailed scope of work for planning services for the City of Petal. This scope of work is designed around knowledge of existing needs and current issues facing the City of Petal. While this scope of work is comprehensive in nature, it is not all encompassing. It is our desire to provide you with a range of services that are flexible to meet your changing needs.

1. **National Flood Insurance Program/Community Rating System**
  - a. The City of Petal would benefit from participation in the Community Rating System. This program provides for reductions in insurance premiums for property owners who maintain flood insurance through the National Flood Insurance Program. The rating system is similar to that of the fire rating system in that a community is awarded points based on current and projected programs, policies, and activities. The following is a schedule of premium reduction percentages based on a given CRS Rating.

Credit points earned, classification awarded, and premium reductions given for communities in the National Flood Insurance Program Community Rating System:

Credit Points	Class	Premium Reduction	
		SFHA*	Non-SFHA**
4,500+	1	45%	5%
4,000 - 4,499	2	40%	5%
3,500 - 3,999	3	35%	5%
3,000 - 3,499	4	30%	5%
2,500 - 2,999	5	25%	5%
2,000 - 2,499	6	20%	5%
1,500 - 1,999	7	15%	5%
1,000 - 1,499	8	10%	5%
500 - 999	9	5%	5%
0 - 499	10	0	0

\*Special Flood Hazard Areas  
\*\*Preferred Risk Policies are available only in B, C, and X Zones for properties that are shown in

301 West Pine Street • Hattiesburg, MS 39401 • Phone (601) 583-2182 • Fax (601) 583-1524



...have a minimal risk of flood damage. The Preferred Risk Policy does not receive premium rate credits under the CRS because it already has a lower premium than other policies. Although they are in SFHAs, Zones AR and AG are limited to a 5% discount. Premium reductions are subject to change.

The Community Rating System is organized through four general activities including:

1. Public Information
2. Mapping and Regulations
3. Flood Damage Reduction
4. Flood Preparedness

- b. To participate in the CRS, a community must fill out an application and submit documentation that its activities deserve at least 500 points. The documentation must be attached to the appropriate worksheet pages in the CRS Application. The application is submitted to a ISO/CRS Specialist who reviews the application and verifies the community's credit points.

2. **MPO Technical Committee Representation**

- a. The City of Petal is a member of the Hattiesburg, Petal, Forrest, Lamar Metropolitan Planning Organization. The MPO is charged with transportation planning and project implementation for the two-county metropolitan area. Activities associated with Technical Committee Representation would include:
  - i. Attendance at all regularly scheduled MPO Technical Committee Meetings.
  - ii. Coordination with City officials to determine and outline local transportation needs and priorities.
  - iii. Coordination with MPO Staff to ensure that the City's transportation needs and priorities are met through the MPO.

3. **Stormwater Best Management Practices Inspections to include construction and post-construction activities**

- a. The City of Petal is one of several communities throughout the State that are required to comply with EPA's Phase II Stormwater Regulations. Part of this compliance is to ensure that construction activities taking place within the City are conducted in a way that will minimize erosion and control the transfer of sediments and other pollutants from one property to the next. Services related to this activity will involve the following:
  - i. Pre-construction coordination with contractors, developers, and the City to ensure that an effective Stormwater Pollution Prevention Plan (SWPPP) is in place for the proposed project.
  - ii. Coordination and communication during construction to ensure that the SWPPP is being carried out accordingly.
  - iii. Post-Construction coordination with contractors, developers, and the City to ensure that post-construction best management practices are functioning effectively.

4. **Hazard Mitigation Plan Update**

- a. During 2003 and 2004, the City of Petal worked in conjunction with Forrest County, the City of Hattiesburg, the University of Southern Mississippi, and the Emergency Management District to develop a Multi-hazard Mitigation Plan to comply with Federal Emergency Management Agency policies and guidelines. The development and implementation of this plan ensures that the City of Petal continues to be eligible for Hazard Mitigation Project Funds and Post-Disaster Mitigation Funding. Activities associated with this task include:
  - i. Preparing and submitting annual plan updates to the State.
  - ii. Preparing and submitting 3-year revisions of the plan to the State.

5. **Technical Assistance on Ordinance Updates and Revisions**

- a. From time to time, the City of Petal finds it necessary to update its City Codes and Ordinances to maintain currency with existing and changing conditions. Activities associated with this task include providing technical assistance to the City Administration in the form of text change recommendations, mapping data, demographic data and other forms of information.

6. **Population Studies**

- a. The City of Petal frequently needs detailed demographic data to support economic development and other efforts. Activities associated with this task include:
  - i. Researching, compiling and analyzing census and other demographic and economic data.
  - ii. Putting the data into a presentable form.
  - iii. Mapping the data if applicable.

7. **Geographic Information Systems**

- a. The graphic representation of existing and proposed conditions is an important element in planning for growth in any community. Geographic Information Systems (GIS) provides a useful tool for geographical, statistical, and spatial analysis. Activities associated with this task include:
  - i. Assembly, creation, and presentation of GIS data on an as-needed basis.

8. **Grant Research, Application, and Administration**

- a. In today's climate of limited financial resources it is often necessary to rely on State and Federal grant funding for the successful realization of community goals and the successful implementation of community projects. The successful use of grants is often a complex and time

EXHIBIT "A"



consuming task that requires the involvement of a professional experienced in grant processes. Activities associated with this task include

- I. Researching potential grant sources and analysis of potential grant programs for compatibility with proposed projects and programs
- II. Coordination of the application process to include completion of the grant application and communication with the grantor to ensure completeness of granting requirements
- III. Post-funding grant administration to ensure that all implementation requirements are satisfied including grant closeout requirements

9. Recreation Planning

a. The City of Petal has received national recognition for its comprehensive and diverse recreational programs. Effective planning is necessary to ensure that the City maintains this high level of excellence by continuing to provide quality recreational services and facilities and by continuing to develop new and relevant services. Activities associated with this task include

- I. Coordination with the City Administration and recreation staff to determine goals and objectives for the recreation program
- II. The development of a comprehensive recreation development strategy

10. Community Visioning

a. For the City of Petal to maintain its competitiveness and community viability, it is often necessary to provide a forum for two-way communication with city residents to determine the community's priorities. This process can, at times, be more effective outside of the political arena. This can be accomplished by using a non-political moderator to facilitate discussion and communication. Activities associated with this task include

- i. Participation in public meetings outside of normally scheduled board meetings to gain citizen input on a variety of community issues
- ii. Collection and presentation of community priorities, goals and input to the city administration
- iii. Coordination with the City Administration to translate community priorities and goals into a workable strategic plan for implementation

Eco-Systems will perform the scope of work identified as general planning consultation in accordance with our 2004 fee schedule on an hourly fee basis not to exceed \$25,000 unless prior approval in writing is received from the City of Petal



Should you have any questions concerning the information contained in this proposal or if you need additional information, please do not hesitate to contact me

Sincerely,  
Eco-Systems, Inc.

  
M. C. Estes  
Senior Planner

Acknowledge and Approved on this the 17<sup>th</sup> Day of August, 2004

  
Mayor Tony Phillips

  
Attest

EXHIBIT "B"

LIST OF EQUIPMENT FROM THE FIRE DEPARTMENT TO GO TO THE NEXT  
AUCTION AT DURHAM'S

PA FEDERAL SIREN 150	NIA09162
PA FEDERAL SIREN 170	VIA01018
JEI TIME LOG & RECORDER	662/1812
CF-1979 MACK PUMPER	CF685F2119
27" COLOR TV	V1310256280285
PANASONIC VCR	F6SC11881
MOTOROLA RADIO PHONE	
FEDERAL SIREN BOX	
MOTOROLA SPEAKER	
FEDERAL TWIN SONIC LIGHT BAR	
HIGH BAND MOTOROLA RADIO	
MOTOROLA BASE STATION RADIO	447HH00287
2 1/2" ELKHEART IN LINE INDUCTER	
MOTOROLA PMR 2000 PAGER	Q668BNN7279
MOTOROLA PMR 2000 PAGER	
MOTOROLA PMR 2000 PAGER	O68BNN6805
MOTOROLA PMR 2000 PAGER	O68BNN6803
MOTOROLA PMR 2000 PAGER	Q68BNN7263
MOTOROLA PMR 2000 PAGER	Q68BNN6789
PA FEDERAL SIREN 70	3FC06524
MOTOROLA BASE STATION RADIO	T1L17R

EXHIBIT "C"

EXHIBIT "C"

EXHIBIT "C"

EXHIBIT "D"

EXHIBIT "D"

EXHIBIT "E"

ORDINANCE BOOK 3

ORDINANCE NUMBER 1979 (42-A146)  
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-A145) SO AS TO CHANGE THE ZONING  
CLASSIFICATION OF PROPERTY LOCATED ON HIGHWAY 42 EAST,  
PETAL, MS, OWNED BY VENNET MATHIS, 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-  
A145) 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:

1.926 ACRES MORE OR LESS; COMM AT A FOUND REBAR LOCATED 50' N OF THE  
SE COR OF THE NE 1/4 - SE 1/4, SEC 32, T8N, R12W, FORREST CO, MS. THENCE  
RUN S 89°54'34"W 419.96' AS PER A SOLAR OBSERVATION DATED 8-26-02 TO A FOUND  
PINCHED PIPE FOR THE POB. THENCE RUN N00°5'20"W 419.36' TO A FOUND PINCHED PIPE.  
THENCE RUN N89°49'34"E 200' TO A SET REBAR. THENCE RUN S00°5'20"W 419.65' TO A SET  
REBAR ON THE N ROW OF HWY 42. THENCE RUN S 89°49'35"W 200' ALG SAID ROW TO  
THE POB. ALL CONTAINING 1.926 ACRES MORE OR LESS.

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 (42-1) through 1979 (42-A145) shall  
be and remain in full force and form as adopted on August 17, 2004.

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

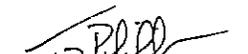
Those present and voting "AYE" and in favor of the adoption of the  
foregoing Ordinance as a whole:

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 17th day of August 2004.

  
TONY PHILLIPS, MAYOR

(SEAL)

ATTEST:

  
JEAN SHEE, CITY CLERK

PUBLISH 1 TIME: August 26, 2004.

EXHIBIT "F"

ORDINANCE BOOK 3

ORDINANCE NUMBER 1979 (42-A147)  
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-A146) SO AS TO CHANGE THE ZONING  
CLASSIFICATION OF PROPERTY LOCATED AT 35 BEECH LANE, PETAL,  
MS, 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-  
A146) 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:

LOT 5 FORREST ACRES 2ND B313 P438 & 400 7/88 B541 P384 7/84  
PREV # 2841007 DB 732 PG 77 6/95 LESS PT FOR HWY 8805 P340 11/9  
8816 P700 5-21-99 FORREST ACRES 2ND

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-A146) shall  
be and remain in full force and form as adopted on August 17, 2004.

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. McKurly, 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. McKurly, 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 17th day of August 2004.

  
TONY PHILLIPS, MAYOR

(SEAL)

ATTEST:

  
JEAN SHEE, CITY CLERK

PUBLISH TIME: August 26, 2004.

EXHIBIT "G"

ORDINANCE BOOK 3

ORDINANCE NUMBER 1979 (42-A148)  
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-A147) SO AS TO CHANGE THE ZONING  
CLASSIFICATION OF PROPERTY LOCATED AT 928 HIGHWAY 42,  
PETAL, MS, 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-  
A147) 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:

LOT 3 FORREST ACRES 2ND 8452 P145 3/78 PREV #2661005 LESS PT  
FOR HWY 810/590 2/1999 FORREST ACRES 2ND S/7R 32-05N-12W  
BLOCK 032 AND LOT 4 526-11. 6/83 PREV #2661006 FORREST  
ACRES 2ND S/7R 32-05N-12W BLOCK 032

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-A147) shall  
be and remain in full force and form as adopted on August 17, 2004.

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 17th day of August 2004.

  
TONY PHILLIPS, MAYOR

(SEAL)

ATTEST:

  
JEAN ISHER, CITY CLERK

PUBLISH 1 TIME: August 26, 2004.

EXHIBIT "H"

ORDINANCE BOOK 3

ORDINANCE NUMBER 1979 (42-A149)  
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-A148) SO AS TO CHANGE THE ZONING  
CLASSIFICATION OF PROPERTY LOCATED AT HIGHWAY 42 AND  
HERRINGTON ROAD, PETAL, MS, 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-  
A148) 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:

A PART OF THE NE 1/4 OF THE SW 1/4 OF THE NW 1/4 OF THE SW 1/4 OF S33, T-5-N, R-12-W,  
COMMENCING AT A CONCRETE MONUMENT AT THE NE COR OF THE NW 1/4 OF SAID SECTION,  
TOWNSHIP AND RANGE, THENCE RUN S 00°40'28"W ALG THE E LINE OF SAID NW 1/4 FOR  
2626.58' TO THE SE COR OF SAID NW 1/4, THENCE RUN S 89°47'23"E ALG THE S LINE OF SAID  
NW 1/4 FOR 859.91' TO THE NE COR OF THE W 1/2 OF THE NE 1/4 OF THE SW 1/4 OF S 33  
AND TO THE POB; THENCE RUN S 00°17'47"E FOR 426.01', THENCE RUN S 89°46'41"W FOR  
418.13'; THENCE RUN S00°12'15"E FOR 818.30' TO THE NORTH ROW LINE OF HWY 42, THENCE  
RUN S 89°49'39" W ALG SAID ROW FOR 1500.11' TO THE E ROW LINE OF HERRINGTON ROAD,  
THENCE RUN N 00°57'07"E ALG SAID ROW FOR 81.11', THENCE CONT ALG SAID ROW AND  
NORTHWY ALG AN ARC TO THE LT FOR 751.81'; SAID ARC HAS A CHORD LENGTH OF 751.67', A  
CHORD BEARING OF N00°41'48"E, AND A RADIUS OF 11440.54'; THENCE CONT ALG SAID ROW  
AND N00°56'52"W FOR 424.80' TO THE N LINE OF SAID SW 1/4, THENCE RUN N89°47'23"W  
ALG SAID N LINE FOR 1909.06' MORE OR LESS, TO THE POB, CONTAINING 46.91 ACRES,  
MORE OR LESS

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 (42-1) through 1979 (42-A148) shall  
be and remain in full force and form as adopted on August 17, 2004.

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 Steve Stringer  
Alderman William A. Travis

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

Alderman Joe C. McMurry, Sr.

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 Steve Stringer  
Alderman William A. Travis

Those present and voting "NAY" or against the adoption of the foregoing  
Ordinance as a whole:

Alderman Joe C. McMurry, Sr.

WHEREUPON, the foregoing Ordinance be, and the same is hereby  
passed, adopted and approved on this the 17th day of August 2004.

  
TONY PHILLIPS, MAYOR

(SEAL)

ATTEST:



EXHIBIT "T"

**TO THE OFFICERS AND EMPLOYEES OF THE STATE OF MISSISSIPPI:**

WHEREAS, the Legislature has designated the first Monday in September as the day for the observance of Labor 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

**MONDAY, SEPTEMBER 6, 2004**

GIVEN under my hand and seal of office at Jackson, Mississippi, this the 5th day of August, 2004.



A handwritten signature in cursive script that reads "Eric Clark".

ERIC CLARK  
SECRETARY OF STATE  
STATE OF MISSISSIPPI

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**INTENTIONALLY!**