

BE IT REMEMERED THAT THERE WAS BEGUN AND HELD THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI ON FEBRUARY 3, 2004 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
OTHERS PRESENT	ANNE CLARK JO DOHERTY ASST CHIEF DON SEALY JOHN ANDERSON DAN TOLBERT SHERRI SUNDEEN AND MANY OTHERS

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

THE INVOCATION WAS OFFERED BY ALDERMAN WILLIE W HINTON.

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

- IX. GENERAL BUSINESS
  - 10. OMIT
  - 13. OMIT
  - 16. REQUEST TO APPROVE CLOSING OF OFFICES IN OBSERVANCE OF GEORGE WASHINGTON'S BIRTHDAY MONDAY, FEBRUARY 16, 2004.

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 JANUARY 20, 2004.

THEREUPON, ALDERMAN HINTON MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF JANUARY 20, 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. THERE WAS NONE.

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM THE HATTIESBURG AMATEUR RADIO CLUB TO ERECT AN ANTENNA ON THE WATER TOWER ON FAIRCHILD DRIVE.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO TABLE THE REQUEST AND TO GET MORE INFORMATION ON THE ERECTING OF AN ANTENNA ON THE WATER TOWER LOCATED ON FAIRCHILD DRIVE. 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 QUOTE FROM WARREN PAVING IN THE AMOUNT OF \$5,187.50 TO PAVE CAMERON STREET.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO HAVE WARREN PAVING TO PAVE CAMERON STREET IN THE AMOUNT OF \$5,187.50. 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 AN INVOICE FROM CAMCO UTILITIES FOR \$10,107.60 FOR INSTALLATION OF SEWER LINES AND 2 MANHOLES ON CRABAPPLE.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO PAY INVOICE FROM CAMCO UTILITIES IN AMOUNT OF \$10,107.60 FOR SEWER LINE AND 2 MAN HOLES INSTALLED ON CRABAPPLE. 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 CHIEF RICHARD BRYANT TO CHANGE THE MILITARY LEAVE POLICY TO BE EXTENDED FROM 120 HOURS TO 180 HOURS.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO CHANGE THE MILITARY LEAVE POLICY TO BE EXTENDED FROM 120 HOURS TO 180 HOURS. 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 THE CITY TO PURCHASE A \$40.00 AD FOR THE PETAL KIWANIS CLUB PANCAKE DAY ON FEBRUARY 7, 2004.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO PURCHASE THE AD FOR \$40.00 FROM THE PETAL KIWANIS CLUB PANCAKE DAY PLACEMAT ON FEBRUARY 7, 2004. ALDERMAN HINTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM SHERRI SUNDEEN TO ALLOW FOR AN EXCEPTION FOR A CHILDCARE FACILITY TO BE LOCATED IN RURAL FRINGE AT 429 OLD CORINTH ROAD.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ALLOW SHERRI SUNDEEN AN EXCEPTION TO OPERATE A CHILDCARE CENTER AT 439 OLD CORINTH ROAD IN RURAL FRINGE, UNDER THE APPROPRIATE ZONING CODE SECTION 6.013 SUB 4, USES PERMITTED AS EXCEPTIONS FOR DAY CARE NURSERIES. 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 CLAIMS #75078-75404 OF THE CITY OF PETAL GENERAL FUNDS AND THE CITY OF PETAL WATER AND SEWER FUNDS FOR THE MONTH OF JANUARY 2004.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO PAY THE CLAIMS #750178-75404 FOR THE CITY OF PETAL GENERAL FUNDS AND THE CITY OF PETAL WATER AND SEWER FUNDS FOR THE MONTH OF JANUARY 2004. ALDERMAN HINTON SECONDED THE MOTION.

ALDERMAN DRAUGHN APPROVES THE CLAIMS DOCKET WITH THE EXCEPTION OF PAYING THE MAYOR AND CITY CLERK SALARIES.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST TO PAY INVOICE FROM BANCORP SOUTH FOR \$138,000 NOTE IN AMOUNT OF \$30,919.06.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO AUTHORIZE THE CITY CLERK TO PAY INVOICE TO BANCORP SOUTH IN THE AMOUNT OF \$30,919.06. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W DRAUGHN

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING PROOFS OF PUBLICATIONS:

1. PUBLIC NOTICE-ZONING CHANGE-EARL & HELEN BURKETT-905 HWY 42
2. PUBLIC NOTICE-ZONING CHANGE-FIRST FEDERAL BANK-HWY 42
3. PUBLIC NOTICE-ZONING CHANGE-JAMES JOHNSON & SARAH LOVATO-HWY 42E
4. PUBLIC NOTICE-ZONING CHANGE-FIRE R DEVELOPMENT-HWY 42 E

THEREUPON, ALDERMAN HINTON MADE A MOTION THAT THE FOREGOING PROOFS OF PUBLICATION BE 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 LIST OF SURPLUS PROPERTY TO BE AUCTIONED ON MARCH 6<sup>TH</sup> AND 13<sup>TH</sup>, 2004 BY DURHAM AUCTIONEERS.

SEE EXHIBIT "A"

LIST OF SURPLUS

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE THE SALE OF THE SURPLUS PROPERTY BY DURHAM AUCTIONEERS. 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 MISSISSIPPI DEPARTMENT OF TRANSPORTATION TO PURCHASE HIGHWAY RIGHT OF WAY ON HIGHWAY 11 IN AMOUNT OF \$100.00 TO WIDEN THE HIGHWAY.

THEREUPON, ALDERMAN MCMURRY 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 \$100.00. 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 A ZONING HEARING TO BE SET FOR FIVE R DEVELOPMENT LOCATED ON HWY 42 EAST.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO SET THE ZONING HEARING FOR FIVE R DEVELOPMENT PROPERTY FOR FEBRUARY 24, 2004 AT 7:00 P.M. IN THE BOARDROOM. 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 ZONING HEARING TO BE SET FOR ROY MOONEY'S PROPERTY LOCATED AT 1330 HWY 42.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO SET THE ZONING HEARING FOR ROY MOONEY'S PROPERTY LOCATED AT 1330 HWY 42 FOR FEBRUARY 24, 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 TRANSFER JAMES HOWARD FROM THE STREET DEPARTMENT TO THE RECREATION DEPARTMENT AS A FULL TIME EMPLOYEE.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO TRANSFER JAMES HOWARD FROM THE STREET DEPARTMENT TO THE RECREATION DEPARTMENT AS A FULLTIME EMPLOYEE. 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 GROUNDLEASE RENEW STATEMENT FROM MARTHA HAMILTON FOR THE PRACTICE FIELDS ON FAIRCHILD DRIVE.

SEE EXHIBIT "B"

GROUNDLEASE

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO PAY \$700.00 TO MARTHA HAMILTON FOR THE GROUNDLEASE ON THE PRACTICE FIELDS. 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

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM THE STATE OF MISSISSIPPI AUTHORIZING MONDAY, FEBRUARY 16, 2004 AS A LEGAL HOLIDAY.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ADOPT THE FOREGOING DAY 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, MAYOR PHILLIPS PRESENTED A REQUEST FOR TANYA CARTER TO ATTEND THE RE-CERTIFICATION CLASS FOR TELECOMMUNICATION IN LAUREL, MS FEBRUARY 12-13, 2004.

THEREUPON, ALDERMAN STRINGER MADE A MOTION FOR TANYA CARTER TO ATTEND THE RE-CERTIFICATION CLASS FOR TELECOMMUNICATION IN LAUREL, MS FEBRUARY 12-13, 2004 AND TO PAY HER EXPENSE WITH REIMBURSEMENT FROM THE STATE. 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 WESLEY HUGHES TO ATTEND THE MISSISSIPPI FIRE INVESTIGATORS CONFERENCE IN BILOXI, MS ON MARCH 9-12, 2004.

THEREUPON, ALDERMAN STRINGER MADE A MOTION FOR WESLEY HUGHES TO ATTEND THE MISSISSIPPI INVESTIGATORS CONFERENCE IN BILOXI, MS ON MARCH 9-12, 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 FROM CITY CLERK JEAN ISHEE TO ATTEND THE 2004 CERTIFICATION ELECTION TRAINING SESSION IN HATTIESBURG, MS APRIL 12, 2004.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION FOR CITY CLERK JEAN ISHEE TO ATTEND THE 2004 CERTIFICATION ELECTION TRAINING SESSION IN HATTIESBURG, MS APRIL 12, 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 A REQUEST FROM LYNN WHEAT TO ATTEND THE 2004 CERTIFICATION ELECTION TRAINING SESSION IN HATTIESBURG, MS APRIL 12, 2004.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION FOR LYNN WHEAT TO ATTEND THE 2004 CERTIFICATION ELECTION TRAINING SESSION IN HATTIESBURG, MS APRIL 12, 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 FOLLOWING ORDER INCREASING MICHELLE MITCHELL'S PAY.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY UPON THE RECOMMENDATION OF THE JUDGE TO INCREASE MICHELLE MITCHELL'S PAY.

IT IS HERBY ORDERD THAT MICHELL MITCHELL'S PAY BE INCREASED TO \$18,000.00 ANNUALLY EFFECTIVE JANUARY 27, 2004.

SO ORDERED ON THIS THE 3<sup>RD</sup> DAY OF FEBRUARY 2004.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ADOPT THE FOREGOING ORDER. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING ORDER TO HIRE A DISPATCHER.

ORDER

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

IT IS HEREBY ORDERED THAT DANA ANDERSON BE HIRED AS A RECRUIT DISPATCHER IN THE POLICE DEPARTMENT AT A RATE OF

\$7.855 PER HOUR EFFECTIVE FEBRUARY 9, 2004.  
SO ORDERED ON THIS THE 3<sup>RD</sup> DAY OF  
FEBRUARY 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 FOLLOWING ORDER INCREASING  
THE PAY OF JONATHAN MAY, ANIMAL WARDEN.

ORDER

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

IT IS HEREBY ORDERED THAT JONATHAN  
MAY'S RATE OF PAY BE INCREASED TO \$8.20  
PER HOUR EFFECTIVE FEBRUARY 10, 2004.

SO ORDERED ON THIS THE 3<sup>RD</sup> DAY OF  
FEBRUARY 2004.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ADOPT THE FOREGOING  
ORDER. ALDERMAN TRAVIS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING ORDER PROMOTING  
OFFICER DANIEL BENOIT TO PATROLMAN 1<sup>ST</sup> CLASS.

ORDER

WHEREAS, THE MAYOR AND BOARD  
OF ALDERMEN OF THE CITY OF PETAL,  
MISSISSIPPI DO HEREBY DEEM IT NECESSARY,  
UPON THE RECOMMENDATION OF POLICE  
CHIEF LEE SHELBOURN, TO PROMOTE OFFICER  
DANIEL BENOIT TO THE RANK OF 1<sup>ST</sup> CLASS.

IT IS HEREBY ORDERED THAT DANIEL  
BENOIT BE PROMOTED TO THE RANK OF 1<sup>ST</sup>  
CLASS AT A RATE OF \$23,850.00 ANNUALLY,  
EFFECTIVE FEBRUARY 12, 2004.

SO ORDERED ON THIS THE 3<sup>RD</sup> DAY OF  
FEBRUARY 2004.

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

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING ORDER HIRING KEVIN JONES IN THE RECREATION DEPARTMENT PART TIME.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO HIRE IN RECREATION DEPARTMENT PART-TIME FOR OPTIMIST PARK.

IT IS HEREBY ORDERED THAT KEVIN D. JONES BE HIRED AS A PART-TIME OPTIMIST PARK IN THE RECREATION DEPARTMENT AT A RATE OF \$6.25 PER HOUR EFFECTIVE FEBRUARY 9, 2004.

SO ORDERED ON THIS THE 3<sup>RD</sup> DAY OF FEBRUARY 2004.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOLLOWING 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 RESOLUTION ENDORSING MISSISSIPPI OPTIONAL SALES TAX (MOST).

SEE EXHIBIT "C"

RESOLUTION ENDORSING  
M.O.S.T.  
MISSISSIPPI OPTIONAL SALES TAX

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOREGOING RESOLUTION. ALDERMAN MCMURRY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN WILLIE W HINTON  
ALDERMAN JOE C MCMURRY, SR  
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

ALDERMAN MICHAEL W DRAUGHN  
ALDERMAN WILLIAM TRAVIS

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING PROCLAMATION SETTING FEBRUARY 13, 2004 AS ARBOR DAY.

SEE EXHIBIT "D"

PROCLAMATION

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOREGOING PROCLAMATION. 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, ALDERMAN TRAVIS MADE A MOTION TO ADJOURN. ALDERMAN STRINGER SECONDED THE MOTION.

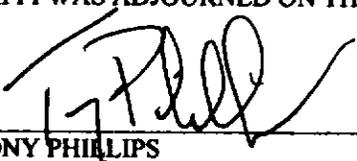
THOSE PRESENT AND VOTING "AYE"

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"

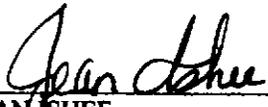
NONE

THEREBEING NO FURTHER BUSINESS, THE MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI WAS ADJOURNED ON THIS THE 3<sup>RD</sup> DAY OF FEBRUARY, AD, 2004.

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

(SEAL)

ATTEST:

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

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EXHIBIT "A"

CITY OF PETAL

AUCTION LIST

MARCH 6 & 11, 2004

STREET DEPARTMENT, HIGHWAY 11

BUSH HOG  
JOHN DEERE TRACTOR  
OLD TIGER DITCHER  
FRONT END LOADER  
D3 DOZIER  
85 RECREATION DEPARTMENT TRUCK

CITY HALL, 119 W 8<sup>TH</sup> AVENUE

CANON AP 350 TYPEWRITER  
EPSON STYLUS 1520  
OKIDATA MICROLINE 321  
OKIDATA MICROLINE 321 TURBO  
CANON BSC-1010  
HP DESKJET 697C  
HP DESKJET 841C  
HP FAX 200  
MONROE 2125 CALCULATOR

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STATE OF MISSISSIPPI  
COUNTY OF FORREST **EXHIBIT "B"**  
GROUND LEASE

FOR AND IN CONSIDERATION of the mutual promises,  
covenants, and conditions set forth herein the  
undersigned Martha McKenzie Hamilton, does hereby agree  
to let, demise, and lease the following described real  
property to the City of Petal, Mississippi, the legal  
description of which is as follows:

BEG 530 FT W NEC NE 1/4 SE 1/4 W 395 FT S 295 FT W  
295 FT TO RD SELLY ALG RD 956 FT TO CENTER CORAINTH RD  
NELY ALG RD 440 FT W 1026 FT TO BEG S .0367.DSM R 13 W  
FORREST COUNTY, MISSISSIPPI LESS AND EXCEPT THE 4.466  
ACRES DEEDED TO THE MISSISSIPPI DEPARTMENT OF  
TRANSPORTATION

TERM: The term of this Lease is for one year  
beginning January 1, 2004.

ANNUAL RENTAL: The rental payment required to be  
paid by the City of Petal, Lessee, to Martha Hamilton,  
Lessor, is the sum of Seven Hundred (\$700.00) per year,  
to be paid on or before January 1, 2004 and on a like  
date for any renewals or extensions thereof.

RENEWALS OR EXTENSIONS: Lessee, City of Petal, is  
hereby granted an option to renew this Lease on an  
annual basis, by giving to the Lessor, notice of thirty  
(30) days prior to the termination of any yearly term  
advising of its intention to renew the Lease.

CANCELLATION: Lessor, Martha McKenzie Hamilton,  
reserves the right to cancel the lease at any time  
during its original term or renewal term, by giving to  
the Lessee City of Petal, thirty (30) days written  
notice. Annual rentals on a prorate basis.

IMPROVEMENTS: Lessee, the City of Petal, has the  
right to construct on the leased premises any  
improvements, and to remove any improvement or  
structures from the leased premises upon the termination  
or cancellation of this Lease.

INDEMNITY: During the term of the original  
rental, and any subsequent renewals, the City of Petal,  
Mississippi, as occupier of the premises, will assume  
liability for the use and occupancy of said premises.

WITNESS THE SIGNATURES OF THE PARTIES ON THIS, THE  
2 DAY OF March, A.D., 2004.

*Martha McKenzie Hamilton*  
MARTHA MCKENZIE HAMILTON  
LESSOR  
*Jory Phillips*  
JORY PHILLIPS  
MAYOR CITY OF PETAL  
LESSEE

ATTEN:  
*Jean Fisher*  
JEAN FISHER  
City Clerk

STATE OF MISSISSIPPI  
COUNTY OF FORREST

Personally came and appeared before me, the  
undersigned authority, in and for the state and county  
aforesaid, Martha McKenzie Hamilton, who stated that she  
executed and delivered the above and foregoing  
instruments as her free and voluntary act and deed, on  
the day and date therein set forth.

THIS, the 2 day of March,  
A.D., 2004

*Jean Fisher*  
NOTARY PUBLIC

My Commission Expires:  
JEAN FISHER  
Mississippi Notarial Notary Public  
My Commission Expires August 31, 2006

SEAL

EXHIBIT "C"

**Resolution Endorsing Mississippi Optional Sales Tax (MOST)**

Whereas, Local governing units throughout Mississippi need additional financial resources to enable them to adequately serve their constituents, and

Whereas, approximately \$1 billion in capital funding needs have been identified in surveys by the Mississippi Municipal League and the Mississippi Chapter of the American Public Works Association, and

Whereas, the use of an optional sales tax could save local governments substantial amounts on bond project interest payments because projects could be paid off in a shorter period of time, and

Whereas, 95% of those responding to the Mississippi Municipal League survey indicated support for an optional sales tax, and

Whereas, optional sales taxes have been successfully used for many years in 32 other states for various purposes, and

Whereas, the proposed Mississippi Optional Sales Tax has strict statutory guidelines to protect the interest of the taxpayer, such as a maximum levy, usage of proceeds, duration of the tax, and a 60% "up front" referendum, and

Whereas, both counties and cities would be eligible to propose an optional sales tax to their citizens under MOST, and

Whereas, both the Mississippi Municipal League and the Mississippi Association of Supervisors have unanimously adopted the MOST proposal in 2003, and

Whereas, a project funded from an optional sales tax would represent the will of the people, and

Whereas, citizens presently vote for federal, state, and local officials, and periodic bond proposals for the schools and public works and should therefore be offered more ability to make decisions in their own communities.

Now Therefore, Be It Resolved, that the Mayor and Board of Aldermen of the City of Petal believe that the citizens should have the choice of voting on whether or not to levy an optional sales tax to fund critically needed projects in their area and hereby endorses the concept of a Mississippi Optional Sales Tax as an economic/community development tool for Mississippi.

Adopted this 3<sup>rd</sup> day of February 2004.

  
Tony Phillips  
Mayor, City of Petal

(SEAL)

ATTEST:

  
Jean Ishee  
City Clerk

EXHIBIT "D"

CITY OF PETAL  
MISSISSIPPI  
PROCLAMATION

WHEREAS, in 1872 Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, trees are a valuable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

WHEREAS, trees in our City increase property in values, enhance the economic vitality of business areas and beautify our community, and

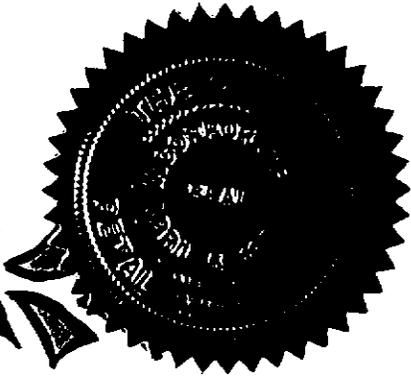
WHEREAS, trees, wherever they are planted are a source of joy and spiritual renewal, and

WHEREAS, Petal desires to continue its tree planting ways,

NOW, THEREFORE, the Board of Aldermen and I, Tony Phillips, Mayor of the City of Petal, Mississippi, do hereby proclaim February 13th, 2004 as

**ARBOR DAY**

in the City of Petal, and urge all citizens to support efforts to protect our trees and woodlands and to support our City's Urban Forestry Program.



Honorable Tony Phillips

Mayor, City of Petal