

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 JULY 20, 2004 AT 7:00 P.M. IN THE BOARDROOM OF SAID CITY.

THOSE PRESENT	MAYOR TONY PHILLIPS
CITY ATTORNEY	TOM TYNER
ALDERMEN	WILLIE W HINTON JOE C MCMURRY, SR STEVE STRINGER WILLIAM A TRAVIS
OTHERS PRESENT	BRENT CEDATOL ADAM WATKINS JOSEPH BRADY JOSH MITCHELL PARKER CHAPMAN DELORES FAIRLEY AND MANY OTHERS

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

THE INVOCATION WAS OFFERED BY MAYOR TONY PHILLIPS.

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

- IX. GENERAL BUSINESS
  - 18. REQUEST TO ACCEPT SR CITIZEN'S MEAL CONTRACT FOR FY 2004-2005 WITH PETAL SCHOOL DISTRICT
  - 19. REQUEST TO SET A HEARING ON AUGUST 10, 2004 AT 7:00 P.M. FOR BILL THOMAS FOR PROPERTY LOCATED AT 35 BEECH LANE.
- XI. ORDERS & ORDINANCES
  - 11. REQUEST TO TERMINATE RICKY WALLEY IN THE STREET DEPARTMENT EFFECTIVE JULY 20, 2004

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ADOPT THE AGENDA AS AMENDED. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE MINUTES OF THE REGULAR MEETING OF JULY 6, 2004, SPECIAL MEETING OF JULY 9, 2004 AND A SPECIAL MEETING OF JULY 13, 2004.

THEREUPON, ALDERMAN STRINGER MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF JULY 6, 2004, SPECIAL MEETING OF JULY 9, 2004 AND A SPECIAL MEETING OF JULY 13, 2004 BE ACCEPTED AS WRITTEN. ALDERMAN MCMURRY 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"

NONE

WHEREAS, MAYOR PHILLIPS CALLED FOR PUBLIC COMMENT. THERE WAS NONE.

WHEREAS, MAYOR PHILLIPS PRESENTED THE RECOMMENDATION FROM THE PLANNING COMMISSION TO REZONE TRUMAN ROBERTS PROPERTY LOCATED ON HWY 42.

SEE EXHIBIT "A"

ORDINANCE NUMBER 1979(42A-139)

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ADOPT THE FOREGOING ORDINANCE AND TO ACCEPT THE RECOMMENDATION FROM THE PLANNING COMMISSION TO REZONE PARCEL #2 FOR 12.46 ACRES FROM R-1 TO C-1 FOR TRUMAN ROBERTS LOCATED ON HWY 42 WITH THE STIPULATIONS THAT IT WILL BE SUBJECT TO THE BUFFER, LANDSCAPE, AND ALL THE NEW ZONING CLASSIFICATIONS. ALDERMAN TRAVIS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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 THE RECOMMENDATION FROM THE PLANNING COMMISSION TO REZONE TRUMAN ROBERTS PROPERTY LOCATED ON HWY 42.

SEE EXHIBIT "B"

ORDINANCE NUMBER 1979(42A-140)

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ADOPT THE FOREGOING ORDINANCE AND TO ACCEPT THE RECOMMENDATION FROM THE PLANNING COMMISSION TO REZONE PARCEL #5 FOR 4.38 ACRES FROM R-1 TO C-1 FOR TRUMAN ROBERTS LOCATED ON HWY 42 WITH THE STIPULATIONS THAT IT WILL BE SUBJECT TO THE BUFFER, LANDSCAPE, AND ALL THE NEW ZONING CLASSIFICATIONS. ALDERMAN TRAVIS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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 ZONING HEARING REQUEST FOR VENNIT MATHIS.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO SET THE HEARING DATE FOR AUGUST 10, 2004 AT 7:00 P.M. FOR VENNIT MATHIS PROPERTY LOCATED ON HWY 42. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED AN INVOICE FROM BANCORP SOUTH FOR \$15,107.50 ON INTEREST DUE BY JULY 29, 2004.

SEE EXHIBIT "C"

BANCORP SOUTH

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO PAY THE INVOICE TO BANCORP SOUTH FOR \$15,107.50. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED AN INVOICE FROM NEEL-SCHAFFER, INC IN AMOUNT OF \$1,019.81.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO PAY INVOICE TO NEEL-SCHAFFER, INC IN THE AMOUNT OF \$1,091.81 FOR PROFESSIONAL SERVICES. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED ESTIMATE #4 IN THE AMOUNT OF \$122,056.59 FROM SHOWS, DEARMAN AND WAITS, INC FOR ENGINEERING SERVICE FOR SOUTH MAIN STREET PROJECT.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO ACCEPT THE ESTIMATES FROM SHOWS, DEARMAN, AND WAITS, INC FOR \$122,056.29. ALDERMAN MCMURRY 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"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING PROOFS OF PUBLICATION TO THE BOARD:

A. ORDINANCE 1979 (42A-138)

THEREUPON, ALDERMAN MCMURRY MADE A MOTION THAT THE FOREGOING PROOFS OF PUBLICATION BE ACCEPTED AND FILED. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS REQUESTED APPROVAL FROM THE BOARD TO ACCEPT INTO INVENTORY A 1997 THUNDERBIRD VIN #1FALP6241V4117256, 1992 CHEVROLET Z-71 PICKUP VIN #2GCEK19K8N1187686, AND 2003 YAMAHA MOTORCYCLE VIN #JYARJ06E23A001295 AND ALL OTHER PROPERTY LISTED.

SEE EXHIBIT "D"

FORFEITURE OF PROPERTY

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ACCEPT THE FOREGOING LIST OF FORFEITURE INTO INVENTORY. ALDERMAN TRAVIS 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"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A LETTER OF RESIGNATION FROM SCHOOL CROSSING GUARD EUGENE SMITH.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ACCEPT EUGENE SMITH'S LETTER OF RESIGNATION EFFECTIVE JULY 20, 2004. ALDERMAN TRAVIS 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"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A LETTER OF RESIGNATION FROM MICHAEL HOGAN FROM THE ELECTION COMMISSION.

THEREUPON, ALDERMAN STRINGER MADE A MOTION, WITH REGRETS, TO ACCEPT THE LETTER OF RESIGNATION OF MICHAEL HOGAN FROM THE ELECTION COMMISSION EFFECTIVE MARCH 25 2004. ALDERMAN MCMURRY 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"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF JUNE 2004.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ACCEPT THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF JUNE 2004. ALDERMAN MCMURRY 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"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE REVENUES AND EXPENDITURE REPORT FOR THE MONTH OF JUNE, 2004.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ACCEPT THE REVENUE AND EXPENDITURE REPORT FOR THE MONTH OF JUNE 2004. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST TO SET ZONING HEARING FOR JOSEPH BRADY PROPERTY LOCATED ON HWY 42.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO SET THE HEARING DATE FOR AUGUST 10, 2004 AT 7:00 P.M. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE RECOMMENDATION FROM THE PLANNING COMMISSION FOR DONALD BUTLER'S PROPERTY LOCATED AT 367 CORINTH ROAD.

SEE EXHIBIT "E"

ORDINANCE NUMBER 1979 (42A-141)

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ADOPT THE FOREGOING ORDINANCE AND TO ACCEPT THE RECOMMENDATION FROM THE PLANNING COMMISSION TO REZONE DONALD BUTLER'S PROPERTY LOCATED AT 367 CORINTH ROAD. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE RECOMMENDATION FROM THE PLANNING COMMISSION FOR DONALD BUTLER'S PROPERTY LOCATED AT 357 CORINTH ROAD.

SEE EXHIBIT "F"

ORDINANCE NUMBER 1979(42A-142)

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

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE RECOMMENDATION FROM THE PLANNING COMMISSION FOR HUGH DRAUGHN'S PROPERTY LOCATED AT 1304 CARTERVILLE ROAD.

SEE EXHIBIT "G"

ORDINANCE 1979 (42A-143)

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

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE RECOMMENDATION FROM THE PLANNING COMMISSION TO REZONE TRUMAN ROBERTS PROPERTY LOCATED ON HWY 42.

SEE EXHIBIT "H"

ORDINANCE NUMBER 1979(42A-144)

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ADOPT THE FOREGOING ORDER AND TO ACCEPT THE RECOMMENDATION FROM THE PLANNING COMMISSION TO REZONE PARCEL #1 FOR 5.63 ACRES FROM R-1 TO C-1 FOR TRUMAN ROBERTS LOCATED ON HWY 42 WITH THE STIPULATIONS THAT IT WILL BE SUBJECT TO THE BUFFER, LANDSCAPE AND ALL THE NEW ZONING CLASSIFICATIONS. ALDERMAN TRAVIS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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 THE RECOMMENDATION FROM THE PLANNING COMMISSION TO REZONE TRUMAN ROBERTS PROPERTY LOCATED ON HWY 42.

SEE EXHIBIT "I"

ORDINANCE NUMBER 1979(42A-145)

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ADOPT THE FOREGOING ORDINANCE AND TO ACCEPT THE RECOMMENDATION FROM THE PLANNING COMMISSION TO REZONE PARCEL #4 FOR 5.07 ACRES FROM R-1 TO C-1 FOR TRUMAN ROBERTS LOCATED ON HWY 42 WITH THE STIPULATIONS THAT IT WILL BE SUBJECT TO THE BUFFER, LANDSCAPE AND ALL THE NEW ZONING CLASSIFICATIONS. ALDERMAN TRAVIS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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 THE FOLLOWING RESOLUTION  
AMENDING THE BUDGET FOR THE FISCAL YEAR 2003-2004.

SEE EXHIBIT "J"

RESOLUTION

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ADOPT THE  
RESOLUTION TO AMEND THE BUDGET FOR THE FISCAL YEAR 2003-2004. ALDERMAN  
STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST TO RESCIND THE ORDER  
HIRING TONNIE WATTS IN THE STREET DEPARTMENT.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO RESCIND THE ORDER  
HIRING TONNIE WATTS IN THE STREET DEPARTMENT DUE TO THE DRUG SCREEN AND  
PHYSICAL. ALDERMAN TRAVIS 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"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE CONTRACT BETWEEN THE CITY OF  
PETAL AND THE PETAL SCHOOL DISTRICT FOR THE SENIOR CITIZEN MEAL PROGRAM.

SEE EXHIBIT "K"

SR. CITIZEN MEAL CONTRACT

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE THE MAYOR  
TO EXECUTE THE FOREGOING CONTRACT. ALDERMAN MCMURRY 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"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A ZONING HEARING REQUEST FOR BILL  
THOMAS PROPERTY LOCATED AT 35 BEECH LANE.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO SET THE HEARING DATE  
FOR AUGUST 10, 2004 AT 7:00 P.M. ALDERMAN MCMURRY 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"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FOR WESLEY HUGHES TO ATTEND THE GRANT WORKSHOP IN JACKSON, MS AUGUST 24-25, 2004.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE WESLEY HUGHES TO ATTEND THE GRANT WORKSHOP IN JACKSON, MS AUGUST 24-25, 2004 AND TO PAY HIS EXPENSES. ALDERMAN MCMURRY 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"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FOR HEAD DISPATCHER TANYA CARTER TO ATTEND SUPERVISOR SCHOOL IN BILOXI, MS AUGUST 16-17, 2004.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE HEAD DISPATCHER TANYA CARTER TO ATTEND SUPERVISOR SCHOOL IN BILOXI, MS AUGUST 16-17, 2004 AND TO PAY HER EXPENSES. ALDERMAN MCMURRY 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"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FOR JONATHAN MAY, ANIMAL WARDEN, TO ATTEND PEARL TRAINING ACADEMY AUGUST 30-SEPTEMBER 2, 2004 IN PEARL, MS.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE ANIMAL WARDEN JONATHAN MAY TO ATTEND THE PEARL TRAINING ACADEMY AUGUST 30-SEPTEMBER 2, 2004 IN PEARL, MS AND TO PAY HIS EXPENSES. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING ORDER HIRING TERRY LAWSON AS PART-TIME FIREFIGHTER.

ORDER

WHEREAS, THE MAYOR AND BOARD  
OF ALDERMEN OF THE CITY OF PETAL,

MISSISSIPPI DO HEREBY DEEM IT NECESSARY  
TO HIRE A PART-TIME FIREFIGHTER IN THE  
FIRE DEPARTMENT.

IT IS HEREBY ORDERED THAT TERRY  
LAWSON BE HIRED AS A PART-TIME FIREFIGHTER  
IN THE FIRE DEPARTMENT AT A RATE OF \$8.50 PER  
HOUR EFFECTIVE AUGUST 2, 2004.

SO ORDERED ON THIS THE 20<sup>TH</sup> DAY OF  
JULY, 2004.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOREGOING  
ORDER. ALDERMAN MCMURRY 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"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING ORDER HIRING JOSEPH  
BARKER AS PART-TIME FIREFIGHTER.

ORDER

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

IT IS HEREBY ORDERED THAT JOSEPH  
BARKER BE HIRED AS A PART-TIME FIREFIGHTER  
IN THE FIRE DEPARTMENT AT A RATE OF \$8.50 PER  
HOUR EFFECTIVE AUGUST 2, 2004.

SO ORDERED ON THIS THE 20<sup>TH</sup> DAY OF  
JULY, 2004.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOREGOING  
ORDER. ALDERMAN MCMURRY 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"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING ORDER TO HIRE JASON  
WINDHAM AS FULL TIME FIREFIGHTER.

ORDER

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

IT IS HEREBY ORDERED THAT JASON  
WINDHAM BE HIRED AS A RECRUIT IN THE  
FIRE DEPARTMENT AT A RATE OF \$8.34 PER  
HOUR EFFECTIVE AUGUST 2, 2004.

SO ORDERED ON THIS THE 20<sup>TH</sup> DAY  
OF JULY, 2004.

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

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING ORDER TO HIRE RYAN EASLEY AS FULL TIME LABORER IN THE WATER DEPARTMENT.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO HIRE A LABORER IN THE WATER DEPARTMENT.

IT IS HEREBY ORDERED THAT RYAN EASLEY BE HIRED AS A LABORER IN THE WATER DEPARTMENT AT A RATE OF \$6.50 PER HOUR EFFECTIVE AUGUST 2, 2004.

SO ORDERED ON THIS THE 20<sup>TH</sup> DAY OF JULY, 2004.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOREGOING ORDER. ALDERMAN MCMURRY 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"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING ORDER TO HIRE LINDA GRAY AS PART TIME DISPATCHER IN THE POLICE DEPARTMENT.

ORDER

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

IT IS HEREBY ORDERED THAT LINDA GRAY BE HIRED AS A PART TIME DISPATCHER IN THE POLICE DEPARTMENT AT A RATE OF \$6.968 PER HOUR EFFECTIVE AUGUST 2, 2004.

SO ORDERED ON THIS THE 20<sup>TH</sup> DAY OF JULY, 2004.

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

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING ORDER TO HIRE FRANK ROGERS AS FULL TIME LABORER IN THE STREET DEPARTMENT.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO HIRE A LABORER IN THE STREET DEPARTMENT.

IT IS HEREBY ORDERED THAT FRANK ROGERS BE HIRED AS A LABORER IN THE STREET DEPARTMENT AT A RATE OF \$6.50 PER HOUR EFFECTIVE AUGUST 2, 2004.

SO ORDERED ON THIS THE 20<sup>TH</sup> DAY OF JULY, 2004.

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

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING ORDER PROMOTING OFFICER SAMMY BURCH TO PATROLMAN 1<sup>ST</sup> CLASS UPON THE RECOMMENDATION OF CHIEF LEE SHELBOURN.

ORDER

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

IT IS HEREBY ORDERED THAT OFFICER SAMMY BURCH BE PROMOTED TO PATROLMAN 1<sup>ST</sup> CLASS AT A RATE OF \$11.34 PER HOUR EFFECTIVE JULY 21, 2004.

SO ORDERED ON THIS THE 20<sup>TH</sup> DAY OF JULY, 2004.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOREGOING ORDER. ALDERMAN MCMURRY 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"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING ORDER INCREASING THE PAY OF LYNN WHEAT, ACCOUNTING CLERK.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO INCREASE THE PAY OF LYNN WHEAT, ACCOUNTING CLERK ON THE ANNIVERSARY DATE.

IT IS HEREBY ORDERED THAT  
LYNN WHEAT'S PAY BE INCREASED TO  
\$20,000.00 ANNUALLY EFFECTIVE AUGUST  
18, 2004.

SO ORDERED ON THIS THE 20<sup>TH</sup> DAY  
OF JULY, 2004.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOREGOING  
ORDER. ALDERMAN TRAVIS 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"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING ORDINANCE FOR  
PHASE II STORMWATER.

SEE EXHIBIT "L"

ORDINANCE 2004 (102)

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

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A RECOMMENDATION FROM LARRY  
BYRD, STREET SUPERVISOR, TO TERMINATE RICKY WALLEY.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO TERMINATE RICKY  
WALLEY'S EMPLOYMENT, FOR CAUSE, EFFECTIVE JULY 20, 2004. ALDERMAN MCMURRY  
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"

NONE

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ADJOURN. ALDERMAN  
TRAVIS SECONDED THE MOTION.

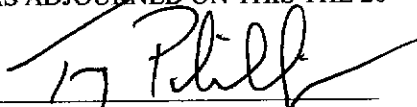
THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

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 20<sup>TH</sup> DAY OF JULY, AD, 2004.

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

(SEAL)

ATTEST:

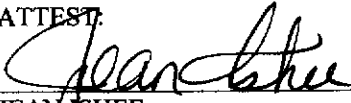
  
\_\_\_\_\_  
JEAN SHEE  
CITY CLERK

EXHIBIT "A"

CITY OF PETAL  
ORDINANCE BOOK 3

ORDINANCE NUMBER 1979 (42-A139)

(SEAL)

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-A138) SO AS TO CHANGE THE ZONING CLASSIFICATION OF A PARCEL CONTAINING 12.46 ACRES LOCATED ON HIGHWAY 42, PETAL, MS FROM R-1 (LOW DENSITY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL DISTRICT).

ATTEST:

  
JEAN THOE, CITY CLERK

PUBLISH TIME: August 12, 2004.

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-A138) 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) with the stipulations that the property will be subject to the buffer, landscape, and all the new zoning classifications.

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

CORN AT THE NMC OF THE NE 1/4 OF THE NW 1/4 OF S4, T4N, R22W, FOREST COUNTY, MS; THENCE N 1208.29'; THENCE E 2638.46' TO A PT ON THE S ROW LINE OF HWY 42, SAID PT ALSO KNOWN AS THE POB, SAID PT ALSO BEING THE PT OF CURVATURE OF A CURVE TO THE L. HAVING A CTR. ANGL. OF 1°, 23 MIN, 48 SEC. A RAD OF 34427.47'. A CHORD BEARING OF N 89°, 30 MIN, 33 SEC E AND A CHORD DISTANCE OF 839.37'; THENCE NE ALG SAID CURVE TO THE L AND SAID S ROW LINE, 839.39'; THENCE S 35°, 25 MIN, 52 SEC W, 265.81' TO A PT ON THE N BANK OF LAKE TRAILWOOD; THENCE N 70°, 24 MIN, 47 SEC W AND ALG SAID NORTH BANK, 41.07'; THENCE CONTINUE ALG SAID N BANK, S 89°, 52 MIN, 58 SEC W, 41.80'; THENCE CONTINUE ALG SAID N BANK, N 83°, 32 MIN, 19 SEC W, 21.21'; THENCE CONTINUE ALG SAID N BANK, S 39°, 28 MIN, 37 SEC W, 22.89'; THENCE CONTINUE ALONG SAID N BANK, S 3°, 34 MIN, 46 SEC W, 146.54'; THENCE CONTINUE ALG SAID N BANK, S 25°, 23 MIN, 44 SEC W, 71.47'; THENCE CONTINUE ALG SAID N BANK, S 63°, 30 MIN, 47 SEC W, 115.57'; CORN ALG N BANK, S 37°, 24 MIN, 57 SEC E, 211.55'; ALG N BANK, S 59°, 04 MIN, 41 SEC W, 139.09'; ALG N BANK, S 31°, 21 MIN, 41 SEC W, 126.14'; ALG N BANK, S 49°, 23 MIN, 55 SEC W, 74.31'; ALG N BANK, S 11°, 51 MIN, 36 SEC W, 82.93'; ALG N BANK, S 11°, 35 MIN, 42 SEC W, 285.71'; ALG N BANK, N 57°, 48 MIN, 55 SEC W, 222.24' TO THE PT OF CURVATURE OF A CURVE TO THE R HAVING A CENTRAL ANGLE OF 54°, 18 MIN, 17 SEC. A RADIUS OF 528.05'. A CHORD BEARING OF N 15°, 19 MIN, 53 SEC E AND A CHORD DISTANCE OF 481.96'; HE ALG SAID CURVE TO THE RIGHT, 500.49'; HE ALG SAID CURVE TO THE RIGHT, 500.49'; HE ALG SAID CURVE TO THE RIGHT, 500.49'; N 89°, 15 MIN, 24 SEC E, 58.54'; N 09°, 48 MIN, 25 SEC W, 102.98' TO THE POB, CONTAINING 12.46 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-1 (Neighborhood

Commercial District) with the stipulations that the property will be subject to the buffer, landscape, and all the new zoning classifications.

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-A138) shall be and remain in full force and form as adopted on July 20, 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 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 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 20th day of July 2004.

  
TONY PHILLIPS, MAYOR

EXHIBIT "B"

CITY OF PETAL  
ORDINANCE BOOK 3

ORDINANCE NUMBER 1979 (42-A140)

  
JEAN BHEE, CITY CLERK  
PUBLISH 1 TIME: August 12, 2004.

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-A139) SO AS TO CHANGE THE ZONING CLASSIFICATION OF A PARCEL CONTAINING 4.38 ACRES LOCATED ON 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-A139) 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) with the stipulations that the property will be subject to the buffer, landscape, and all the new zoning classifications.

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

COMM AT THE SEC OF THE NE ¼ OF THE SW ¼ OF S3, T4N, R12W, FORREST COUNTY MS; THENCE N 0°, 7 MIN, 59 SEC W, 4,801.24' TO THE POB; THENCE S 72°, 37 MIN, 32 SEC W, 221.30'; THENCE S 77°, 41 MIN, 39 SEC W, 215.36'; THENCE N 0°, 1 MIN, 17 SEC E, 694.96' TO PT ON S ROW LINE OF HWY 42; THENCE N 67°, 40 MIN, 46 SEC E & ALG S ROW LINE, 140.31'; THENCE S 0°, 7 MIN, 59 SEC E, 300'; THENCE N 67°, 40 MIN, 46 SEC E, 280'; THENCE S 0°, 7 MIN, 59 SEC E, 300' TO THE POB; CONTAINING 4.38 AC

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) with the stipulations that the property will be subject to the buffer, landscape, and all the new zoning classifications.

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-A139) shall be and remain in full force and form as adopted on July 20, 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 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 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 20th day of July 2004.

  
TONY PHILLIPS, MAYOR

(SEAL)

ATTEST:

EXHIBIT "C"

**Trust & Asset Management**

Post Office Box 1605  
Jackson, Mississippi 39215  
Telephone Number: 601-968-1577

July 07, 2004

City of Petal  
Attn: Jean Ishee  
P. O. Box 564

Petal, MS 39465

RE: Petal Ms Combined Wtr & Swr Rev Bd 1990

**BANCORPSOUTH BANK  
PAYMENT DUE ON THE ABOVE REFERENCED**

ACCOUNT #77-01-7004-18-3

**FEE BREAKDOWN**

Payment for: August 01, 2004

Principal	\$ 0.00
Interest	\$13,507.50
Paying/Transfer Fee	\$ 1,600.00
Escrow Fee	\$ 0.00
Trustee Fee	\$ 0.00
Other	\$ 0.00
<b>TOTAL DUE</b>	<b>\$15,107.50</b>

211  
1000 610 840

Please remit payment by: July 29, 2004

**By Check:** BancorpSouth Bank  
Corporate Trust Dept.  
P. O. Box 1605  
Jackson, MS 39215-1605  
Contact: Sharron Crump Phone: (601) 944-3629

**By Wire:** ABA# 065300486  
Attn: Trust #77-01-7004-18-3  
FFC: Name of Issue  
A/C: 0221961- Trust Checking

\*\*Payment by checks must be received three (3) days prior to July 29, 2004 to allow time to collect funds. Please remember all payments are due in collected funds July 29, 2004 to ensure timely payments are made to bondholders.



EXHIBIT "D"

07-06-04 13:44 FAX 545-6108

METRO NARCOTICS

T-B-D - M-1  
271 - M-

IN THE COUNTY COURT OF FORREST COUNTY, MISSISSIPPI

STATE OF MISSISSIPPI

PLAINTIFF

VERSUS

FILED

CAUSE NO. CO02-0852

JUL 02 2004

THREE HUNDRED SEVENTY FOUR DOLLARS  
(\$374.00) IN UNITED STATES CURRENCY  
ONE 1992 CHEVROLET SILVERADO Z71 BEARING  
VIN # 1GCEK19K8N1187686 AND ONE 1997  
THUNDERBIRD BEARING VIN # 1FALP6241V4117256

DEFENDANT

KIMBER LEE HARPER

CLAIMANT

AGREED ORDER FOR FORFEITURE OF PROPERTY

THIS DAY THERE CAME ON the Petition To Contest Forfeiture filed herein by the  
Claimant, Kimber Lee Harper, and the Court being advised that the said Kimber Lee Harper is  
the lawful owner of the subject property, which is as follows: Three Hundred Seventy-Four  
Dollars (\$374.00) in United States Currency, One (1) 1992 Chevrolet Silverado Z71 bearing VIN  
# 1GCEK19K8N1187686; and One (1) 1997 Thunderbird bearing VIN # 1FALP6241V4117256;  
and the Court being advised that the said Kimber Lee Harper has agreed to withdraw her contest  
to the forfeiture of said property, does hereby FIND that said Petition should be dismissed.

IT IS, THEREFORE, ORDERED AND ADJUDGED that aforementioned property shall  
be forfeited in the following manner, to-wit: One (1) 1992 Chevrolet Silverado Z71 bearing VIN  
# 1GCEK19K8N1187686 to the City of Petal; One (1) 1997 Thunderbird VIN #  
1FALP6241V4117256 to the Petal Police Department; \$168.30 to the Petal Police Department;  
\$37.40 to the Forrest/Perry County District Attorney's Office; \$168.30 to the Forrest/Perry Metro  
Narcotics Task Force, all to be distributed, used or disposed of according to law.

IN THE COUNTY COURT OF FORREST COUNTY, MISSISSIPPI

STATE OF MISSISSIPPI

VERSUS

CAUSE NO. CO04-0365

EX REL:

- One (1) Orion Color TV 19" Serial Number 065431264868
- One (1) Saoyo Color TV 27" Serial Number V3100570278267
- One (1) Phillips Color TV 27" Serial Number 77813904
- One (1) Playstation Two Serial Number PT576494265
- Three (3) Photo Albums containing Baseball cards
- One (1) Tubaware containing misc. baseball cards
- 5 in 1 Game Table (No Serial Number)
- Two Hundred Sixty-Four Dollars and Thirty-Five Cents in U.S. Currency
- Three Hundred Eighty-Eight Dollars in U.S. Currency
- One Hundred Eighty Dollars in U.S. Currency
- One (1) Pioneer Amplifier Serial Number A1P1035718UC
- One (1) PUNCH Amplifier Serial Number 9577698000-01
- One (1) PUNCH Amplifier Serial Number 2051077100-01
- One (1) Crossfire Amplifier Serial Number VR35402040386
- One (1) Crossfire Amplifier Serial Number 01066981
- One (1) Power Acoustic Amplifier Serial Number NQ202PAC0311
- One (1) Boss DVD Player Serial Number 2000308072628
- One (1) Emerson DVD/VHS Serial Number U51308594B
- One (1) Sony 6 CD Changer Serial Number 450903
- Two (2) Large Black Motorola Speakers No Serial Number
- Two (2) Xplod Speakers No Serial Number
- Two (2) Memphis Subwoofers No Serial Number 16661924
- Two (2) JVC Cigarette Speakers No Serial Number
- One (1) Set of Sony 6.5 Three Way Speakers No Serial Number
- One (1) Marantz Equalizer Serial Number MA8311A272
- One (1) Marantz Synthesized Tuner Serial Numberfa8314A214
- One (1) Palm Pilot Serial Number 60JK13010333
- Misc Music CDs and DVDs
- One (1) JVC Handheld Video Camera Serial Number 148T6692
- One (1) HP Pavilion Computer Main Frame Serial Number CNC3380WKK
- One (1) HP Monitor Serial Number CNR3370HZR
- One (1) HP Keyboard Serial Number BDR33433164
- One (1) 10" Table Saw Serial Number 33539232
- One (1) Emerson VHS Serial Number U45300635
- Daewood VHS Serial Number 4BF10062
- Computer Desk and Chair
- One (1) 2003 Yamaha 6RB RS
- VIN #JYARJ06E23A001295
- One (1) Jeweled Pendant and Chain

FILED

JUL 02 2004

FORREST COUNTY CLERK

07-06-04 13:44 FAX 545-6108

METRO NARCOTICS

4/0

SO ORDERED AND ADJUDGED on this the 30<sup>th</sup> day of July, 2004.

*Michael D. Pittman*  
COUNTY COURT JUDGE

CERTIFIED A TRUE COPY  
Forrest County, Mississippi  
Lou Eilon Adams, Circuit Clerk  
This 30<sup>th</sup> day of July, 2004  
By: *Lou Eilon Adams* D.C.

STATE OF MISSISSIPPI  
BY: *Patricia Pomchell*  
ASSISTANT DISTRICT ATTORNEY

*Ed Pittman*  
EDWIN PITTMAN, ESQ.  
Attorney for Kimber Lee Harper

EXHIBIT "D"

AGREED ORDER FOR FORFEITURE OF PROPERTY

THIS DAY THERE CAME ON the Petition To Contest Forfeiture filed herein by the Claimants, Robert Paul Patterson, Sr. and Robert Paul Patterson, Jr., and the Court being advised that the said Robert Paul Patterson, Sr. and Robert Paul Patterson, Jr. <sup>had a interest in the</sup> ~~are the lawful owners of the~~ subject property, which is as follows: One (1) Orion Color TV 19" Serial Number 065431264868; One (1) Sanyo Color TV 27" Serial Number V3100570278267; One (1) Phillips Color TV 27" Serial Number 77813904; One (1) Playstation Two Serial Number PT576494265; Three (3) Photo Albums containing Baseball cards; One (1) Tupperware containing miscellaneous baseball cards; 5 in 1 Game Table (No Serial Number); Two Hundred Sixty-Four Dollars and Thirty-Five Cents in U. S. Currency (\$264.35); Three Hundred Eighty-Eight Dollars in U.S. Currency (\$388.00); One Hundred Eighty Dollars in U.S. Currency (\$180.00); One (1) Pioneer Amplifier Serial Number A111035718UC; One (1) Punch Amplifier Serial Number 9577098900-01; One (1) Punch Amplifier Serial Number 2051077100-01; One (1) Crossfire Amplifier Serial Number VR35402040386; One (1) Crossfire Amplifier Serial Number 01066981; One (1) Power Aquatic Amplifier Serial Number NO202PAC0311; One (1) Koss DVD Player Serial Number 2000308072628; One (1) Emerson DVD/VHS Serial Number U51308594B; One (1) Sony 6 CD Changer Serial Number 450903; Two (2) Large Black Motorola Speakers No Serial Number; Two (2) Xplod Speakers No Serial Number; Two (2) Memphis Subwoofers No Serial Number; Two (2) JVC Cigarette Speakers Serial Number 16661924; One (1) Set of Sony 6.5 Three Way Speakers No Serial Number; One (1) Marantz Equalizer Serial Number MA8311A272; One (1) Marantz Synthesized Tuner Serial Number M314A214; One (1) Palm Pilot Serial Number 60JK13010333; Misc Music CDs and DVDs; One (1) JVC Handheld Video Camera Serial Number 148T6692; One (1) HP Pavilion Computer Main Frame Serial Number CNC3380WXX; One (1) HP Monitor Serial Number

CNR3370HZR; One (1) HP Keyboard Serial Number BD33433164; One (1) 10" Table Saw Serial Number 33539232; One (1) Emerson VHS Serial Number U45300635; Daewood VHS Serial Number 4BF10062; Computer Desk and Chair; One (1) 2003 Yamaha 6RB RS VDN #JYARJ06E23A001295; and One (1) Jeweled Pendant and Chain, and the Court being advised that the said Robert Paul Patterson, Sr. and Robert Paul Patterson, Jr. have agreed to withdraw their contest to the forfeiture of said property, does hereby FIND that said Petition should be dismissed. IT IS, THEREFORE, ORDERED AND ADJUDGED that aforementioned property shall be forfeited in the following manner, to-wit: \$83.24 to the Forrest/Perry County District Attorney's Office; \$83.24 to the Forrest County Sheriff's Department for supplemental pay of Asset Forfeiture officer, as per agreement of the Metro Board; \$332.93 to the Forrest/Perry Metro Narcotics Task Force; and \$332.94 along with the remaining abovementioned property to the Petal Police Department to be distributed, used or disposed of according to law, with the exception of One (1) JVC Handheld Video Camera Serial Number 148T6692 that was returned to RentWay 49 Place Shopping Center, Hattiesburg, MS.

SO ORDERED AND ADJUDGED on this the 25<sup>th</sup> day of June, 2004.

  
COUNTY COURT JUDGE

CERTIFIED A TRUE COPY  
Forrest County, Mississippi  
Lou Ellen Adams, Circuit Clerk  
This is the 6<sup>th</sup> day of July, 2004.  
or SET J Adams D.C.


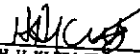
STATE OF MISSISSIPPI  
BY:   
ASSISTANT DISTRICT ATTORNEY  
  
H. H. KLEIN, III, ESQ.  
Attorney for Robert Paul Patterson, Sr.  
and Robert Paul Patterson, Jr.

EXHIBIT "E"

CITY OF PETAL  
ORDINANCE BOOK 3

ORDINANCE NUMBER 1979 (42-A141)

**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-A140) SO AS TO CHANGE THE ZONING CLASSIFICATION OF PROPERTY LOCATED AT 367 CORINTH ROAD, 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-A140) and the same is hereby changed and amended as per petition filed in connection therewith so that the land described as listed below. Change of current zoning from R-1 (Low Density Residential) to C-1 (Neighborhood Commercial District).

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

COM SW COR NE 1/4 & RUN N ALG W/L NE 1/4 1194.30FT TO  
POB TH N ALG W/L 265FT TH ELY 895.12FT TO W MAR OF RD TH SWLY ALG  
MARG 306.4FT TH WLY 828.71FT FOR POB CONT 5.24  
AC M/L B511 P547 8/B2 523-423 3/83 PREV #: 0506050-052

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-A140) shall be and remain in full force and form as adopted on July 20, 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 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 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 20th day of July 2004.

  
TONY PHILLIPS, MAYOR

(SEAL)

ATTEST:

  
JEAN ISHEE, CITY CLERK

PUBLISH 1 TIME: August 12, 2004.

EXHIBIT "F"

ORDINANCE BOOK 3

ORDINANCE NUMBER 1979 (42-A142)

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-A141) SO AS TO CHANGE THE ZONING CLASSIFICATION OF PROPERTY LOCATED AT 357 CORINTH ROAD, 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-A141) and the same is hereby changed and amended as per petition filed in connection therewith so that the land described as listed below. Change of current zoning from R-1 (Low Density Residential) to C-1 (Neighborhood Commercial District).

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

COM SW COR NE 1/4 & RUN N ALG W/L NE 1/4 992.3FT TO POB CONT N ALG W/L 272FT TH ELY 828.71FT WMARGIN OF RD TH SWLY ALG RD 303FT TH NWLY 196FT TH W 579.6FT TO POB CONT S. 13AC B509 P532 6/82 D8553 P599 5/85 PREV #: 0506050-050

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-A141) shall be and remain in full force and form as adopted on July 20, 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 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 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 20th day of July 2004.

  
TONY PHILLIPS, MAYOR

(SEAL)

ATTEST:

  
JEAN CARMEE, CITY CLERK

PUBLISH 1 TIME: August 12, 2004.

EXHIBIT "G"

CITY OF PETAL  
ORDINANCE BOOK 3

ORDINANCE NUMBER 1979 (42-A143)

**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-A142) SO AS TO CHANGE THE ZONING CLASSIFICATION OF PROPERTY LOCATED AT 1304 CARTERVILLE ROAD, PETAL, MS FROM R-1 (LOW DENSITY RESIDENTIAL) TO C-2 (GENERAL COMMERCIAL DISTRICT).**

ATTEST:

  
JEAN SHEE, CITY CLERK

PUBLISH 1 TIME: August 12, 2004.

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-A142) 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:

AT A 2-1/2" IRON PIPE AT THE SOUTHEAST CORNER OF 512, T4N, R13W, FORREST COUNTY, MS AND RUN W FOR 310'; THENCE RUN N 09°22'21"E FOR 642.54' TO THE POB. THENCE CONTINUE N 09°22'21"E FOR 245' TO THE SOUTHERLY MARGIN LINE OF CARTERVILLE PAVED PUBLIC ROAD, THENCE RUN S 45°02'48"E ON AND ALG SAID MARGIN LINE FOR 129.10'; THENCE RUN S 09°22'21"W FOR 169.88'; THENCE RUN N 80°37'39"W FOR 105' BACK TO THE POB. SAID PARCEL OF LAND IS PART OF THE SE 1/4 OF THE SE 1/4 OF 512, T4N, R13W, FORREST COUNTY, MS AND CONTAINS .50 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-A142) shall be and remain in full force and form as adopted on July 20, 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 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 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 20th day of July 2004.

  
TONY PHILLIPS, MAYOR

(SEAL)

EXHIBIT "H"

CITY OF PETAL  
ORDINANCE BOOK 3

ORDINANCE NUMBER 1979 (42-A144)

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-A143) SO AS TO CHANGE THE ZONING CLASSIFICATION OF A PARCEL CONTAINING 5.63 ACRES LOCATED ON HIGHWAY 42, PETAL, MS FROM R-1 (LOW DENSITY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL DISTRICT).

ATTEST:

  
JEAN SHEE, CITY CLERK

PUBLISH TIME: August 12, 2004.

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-A143) 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) with the stipulations that the property will be subject to the buffer, landscape, and all the new zoning classifications.

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

COMM AT THE NW CORNER OF THE NE ¼ OF THE NW ¼ OF S4, T4N, R12W, FORREST COUNTY, MS; N 1283.55'; E 1682.27' TO A PT ON THE S RIGHT-OF-WAY LINE OF US HWY 42, SAID PT ALSO KNOWN AS POB; N 89°, 50 MIN, 31 SEC E AND ALG THE SAID S RIGHT-OF-WAY LINE, 575.12' TO THE PT OF CURVATURE OF A CURVE TO THE L HAVING A CENTRAL ANGLE OF 00°, 13 MIN, 6 SEC, A RADIUS OF 34,427.47', A CHORD BEARING OF N 89°, 43 MIN, 58 SEC E AND A CHORD DISTANCE OF 131.12'; NE ALG SAID CURVE TO THE L AND SAID S RIGHT-OF-WAY LINE 131.12'; S 00°, 22 MIN, 35 SEC E, 110.39'; S 20°, 35 MIN, 20 SEC W, 415.91'; N 63°, 31 MIN, 57 SEC W, 626.56'; N 00°, 3 MIN, 2 SEC E, 218.29' TO THE POB; CONTAINING 5.63 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-1 (Neighborhood Commercial District) with the stipulations that the property will be subject to the buffer, landscape, and all the new zoning classifications.

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-A143) shall be and remain in full force and form as adopted on July 20, 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 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. McHurry, Sr.

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

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. McHurry, Sr.

WHEREUPON, the foregoing Ordinance be, and the same is hereby passed, adopted and approved on this the 20th day of July 2004.


  
TONY PHILLIPS, MAYOR

EXHIBIT "I"

CITY OF PETAL  
ORDINANCE BOOK 3

ORDINANCE NUMBER 1979 (42-A145)

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-A144) SO AS TO CHANGE THE ZONING CLASSIFICATION OF A PARCEL CONTAINING 5.07 ACRES LOCATED ON HIGHWAY 42, PETAL, MS FROM R-1 (LOW DENSITY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL DISTRICT).

ATTEST:

  
JEAN E. HEE, CITY CLERK

PUBLISH TIME: August 12, 2004.

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-A144) 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) with the stipulations that the property will be subject to the buffer, landscape, and all the new zoning classifications.

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

COMM AT THE SEC OF THE NE 1/4 OF THE SW 1/4 OF S3, T4N, R12W, FORREST COUNTY, MS; THENCE N 0°, 7 MIN, 59 SEC W, 4877.63'; THENCE W, 480' TO THE POB; THENCE S 89°, 52 MIN, 0 SEC W, 86.44' TO A PT OF CURVATURE OF A CURVE TO THE L HAVING A CENTRAL ANGLE OF 39°, 25 MIN, 2 SEC, A RAD OF 337.20', A CHORD BEARING OF S 70°, 9 MIN, 34 SEC W AND A CHORD DISTANCE OF 227.43'; THENCE CONTINUE SW ALG SAID CURVE TO THE L, 231.98'; THENCE N 50°, 23 MIN, 6 SEC W, 155.37'; THENCE N 2°, 20 MIN, 1 SEC W, 465.13' TO A PT ON THE S ROW LINE OS HWY 42; THENCE N 87°, 40 MIN, 46 SEC E, AND ALG SAID ROW LINE, 438.19'; THENCE S 0°, 7 MIN, 59 SEC E, 504.16' TO POB, CONTAINING 5.07 ACRES;

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) with the stipulations that the property will be subject to the buffer, landscape, and all the new zoning classifications.

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-A144) shall be and remain in full force and form as adopted on July 20, 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 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 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 20th day of July 2004.

  
TONY PHILLIPS, MAYOR

(SEAL)

CITY OF PETAL  
MINUTE BOOK 23

431

EXHIBIT "J"

BE IT RESOLVED AND ORDERED, by the Mayor and Board of Aldermen of the City of Petal, Mississippi as follows:

That pursuant to Section 21-35-25 of the Mississippi Code of 1972, annotated and amended, the year commencing October 1, 2003 and ending September 30, 2004 requires amending and:

WHEREAS, by Section 21-35-25, the Mayor and Board of Aldermen do hereby amend the 2003-2004 fiscal budget as follows:

FUND	INCREASE (DECREASE) BUDGET	REASON
REVENUE-GENERAL FUND		
LICENSES & PERMITS	102,000.00	INCREASE BUILDING PERMIT FRANCHISE CHARGES
STATE SHARED REVENUES	133,032.00	INCREASE IN SALES TAX
CULTURE & RECREATION	9,500.00	INCREASE CONCESSION FEES
FINES & FORFEITS	31,900.00	INCREASE IN COURT FINES
MISCELLANEOUS	74,240.00	INSURANCE PROCEEDS EROSION GRANT
EXPENDITURES-GENERAL FUND		
LEGISLATIVE	1,500.00	ADVERTISING
JUDICIAL	109,001.00	STATE ASSESSMENT/JAIL FEE
EXECUTIVE	5,321.00	SUBSCRIPTIONS SALARY INCREASE
FINANCIAL	24,531.13	PROFESSIONAL SERVICE
DATA PROCESSING	1,500.00	MAINTENANCE CONTRACT
POLICE	36,084.34	INSURANCE/GAS & OIL INCREASE IN SALARY
FIRE	50,404.01	PERSONNEL INCREASE GAS & OIL
STREET	68,431.30	EROSION IMPROVEMENT/ GAS/OIL/ UTILITIES
RECREATION	27,992.00	SALARIES/GAS & OIL INSURANCE & UTILITIES
CIVIC CENTER	5,905.00	UTILITIES/SALARY

WHEREAS, upon adoption, the City Clerk will cause this Resolution to be published as required by Section 21-35-25.

Those present and voting "AYE" and in favor of the Passage, adoption and approval of the Foregoing Resolution:

Alderman Willie W. Hinson  
Alderman Joe C. McMurry, SR.  
Alderman Steve Stringer  
Alderman William A. Travis

Those present and voting "NAY" or against the adoption of the Resolution:

NONE

WHEREAS, the foregoing Resolution was duly passed, adopted and approved on this the 20<sup>TH</sup> day of July, A. D., 2004.

CITY OF PETAL, MISSISSIPPI

  
TONY PHILLIPS  
MAYOR

(SEAL)

ATTEST:


  
JEAN ISHEE  
CITY CLERK

EXHIBIT "J"

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EXHIBIT "J"

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EXHIBIT "K"

## Petal School District

OFFICE OF SUPERINTENDENT  
P. O. DRAWER 523  
PETAL, MISSISSIPPI 39465  
PHONE (601) 545-3002  
FAX (601) 584-4700

CHILD NUTRITION DEPARTMENT  
PEGGY JAMES, DIRECTOR  
PHONE (601) 545-3020  
FAX 601-584-4700

July 14, 2004

Tony Phillips, Mayor  
City of Petal  
P.O. Box 564  
Petal, Mississippi 39465

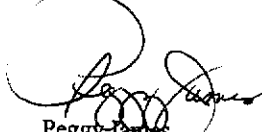
RE: Senior Citizen's contract 2004 - 2005 school year

Dear Mayor Phillips:

The Petal School District/Child Nutrition Department contracts for senior citizen's meals for the 2004 - 2005 school year are enclosed. The price of the meals served on Wednesdays and Fridays at W.L. Smith Elementary will remain Two Dollars and Fifty Cents (\$2.50) per plate.

Please return two (2) copies of the contract with original signatures to be submitted to the State Department of Education. If any additional information is needed please feel free to contact my office.

Sincerely,

  
Peggy James  
Child Nutrition Director

PJ/tlk  
Enclosures (3)

Cc: file copy

HEALTHY CHILDREN READY TO LEARN

EXHIBIT "K"

AGREEMENT FOR SENIOR CITIZEN MEALS

This agreement is made and entered into by and between:  
THE PETAL SCHOOL DISTRICT/CHILD NUTRITION DEPARTMENT  
AND  
THE CITY OF PETAL

The PETAL SCHOOL DISTRICT agrees to the following regulations for serving lunches to SENIOR CITIZENS of Petal, and the CITY OF PETAL further agrees to the following regulations for reimbursement and payment for said SENIOR CITIZENS lunches.

The aforementioned regulations are as follows:

SENIOR CITIZENS meals will be served on Wednesday and Friday of each school session week except on specified school holidays. Said meals will be served at W L Smith Elementary School by the cafeteria staff.

SENIOR CITIZENS meals will be served by the PETAL SCHOOL DISTRICT beginning promptly at 10:00 a.m. on said days and those SENIOR CITIZENS participating will be completed with their meals before student serving time at 10:40 a.m. SENIOR CITIZENS participating will be responsible for picking up their lunch trays at the service line and taking the lunch trays to the dish room window upon completion of their meals.

SENIOR CITIZENS menus will be the same as those served to the students of the PETAL SCHOOL DISTRICT. Said meals will meet the requirements as to nutritive value and content pursuant to the provisions of the Child and Adult Food Care Program Regulations.

SENIOR CITIZENS participating who wish to bring a guest (grandchildren, children, etc...) will be responsible for paying for said lunches directly to the Child Nutrition Cashier. These extra lunches will not be included in the total count for billing the CITY OF PETAL.

THE PETAL SCHOOL DISTRICT will submit a monthly billing to the CITY OF PETAL for the total number of SENIOR CITIZENS meals served during the specified month. A meal count will be conducted at the point of service of each meal. The rate for reimbursement to the PETAL SCHOOL DISTRICT is set at Two Dollars and Fifty cents (\$2.50) per SENIOR CITIZEN meal served. The CITY OF PETAL will pay one dollar and fifty cents (\$1.50) and each SENIOR CITIZEN will pay one dollar (1.00) per SENIOR CITIZEN meal. The CITY OF PETAL will reimburse the PETAL SCHOOL DISTRICT in accordance with said billed statement within ten (10) working days upon receipt of said statement of payment.

This agreement shall be effective from July 1, 2004 until May 20, 2005; it may be terminated by either party if at least 30 days notice is given in writing prior to the date of termination.

This agreement is witnessed and agreed upon by:

  
PETAL SCHOOL OFFICIAL

  
CITY OF PETAL OFFICIAL

Superintendent \_\_\_\_\_  
Title Date 7/9/02

Mayor \_\_\_\_\_  
Title Date

EXHIBIT "L"

58

CITY OF PETAL  
ORDINANCE BOOK 3

ORDINANCE NO. 2004 (102)  
AN ORDINANCE ESTABLISHING DESIGN GUIDELINES  
WITHIN THE CITY OF PETAL

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

SECTION 1. That the City of Petal is a growing and vital community  
experiencing unprecedented growth in both its residential and commercial  
corridors and aspires to encourage and enhance property development along its  
commercial corridors with distinguishable characteristics. The City of Petal wishes  
to establish its most heavily traveled traffic corridors as mixed-use commercial  
areas that create a vibrant and visually appealing atmosphere. The establishment  
of such an atmosphere can be accomplished through specific design guidelines  
along these most heavily traveled traffic corridors and the following additional  
goals can be met through the establishment of these design guidelines:

- ✓ Protection of adjacent residential land uses.
- ✓ Enhancement of the commercial status of the most heavily  
traveled traffic corridors.
- ✓ Reduction of the visual distraction
- ✓ Clustering of complementary uses.
- ✓ Provisions of architecture design guidelines.
- ✓ Installation of special landscape features at major intersections.
- ✓ Increase the property values within the area.

SECTION 2. Therefore, the following design guidelines have been established by  
the City of Petal:

1. As a part of this effort, non-single family residential buildings and  
structures locating within the city limits of Petal will be required to  
conform to certain standards that will promote overall design  
consistency through project review and permitting. These  
standards are provided below.
  - a. At least 70 percent of the exterior of each building and  
structure greater than 500 sq. ft. (excluding doors and  
windows) shall be comprised of masonry materials such as  
stone, brick, cast stone and colored fancy concrete masonry  
units (CMU) and other approved materials. The 500 sq. ft.  
exemption shall not apply to primary structure.
  - b. Corrugated sheet metal and smooth CMU shall only be used  
as an exterior material when complementary to the  
streetscape.
  - c. Mechanical equipment and piping shall be screened from  
view from public areas.
  - d. Trash receptacles and loading docks shall be screened from  
view by masonry walls that match the building's primary  
façade materials. Trash receptacles shall be placed at the  
rear of the building.
2. The City Zoning Official shall review development plans on a case  
by case basis to determine compliance with these design  
guidelines.
3. The City Zoning Official shall, in his sole discretion, have the  
authority to waive the material content required up to 10%. Any  
waiver or exception to these design standards exceeding the  
authority of the City Zoning Official shall be approved by the Board  
of Alderman.
4. These guidelines shall be called the "Petal Corridor Design  
Standards" and shall be considered an Appendix to the City of Petal  
Zoning Ordinance.

SECTION 3. All ordinances in conflict herewith, be and the same are hereby  
repealed.

SECTION 4. 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, 3, and 4 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 as a whole:

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 Travis

59

EXHIBIT "L"

60

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 2<sup>nd</sup> day of June 2004.

  
TONY PHILLIPS, MAYOR

(SEAL)

ATTEST:

  
JEAN SHEE, CITY CLERK

PUBLISH 1 TIME: June 23, 2004