

BE IT REMEMBERED THAT THERE WAS BEGUN AND HELD THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI ON NOVEMBER 2, 2004 AT 7:00 P.M. IN THE BOARDROOM OF SAID CITY.

THOSE PRESENT	MAYOR TONY PHILLIPS
CITY ATTORNEY	THOMAS W TYNER
ALDERMEN	MICHAEL W DRAUGHN WILLIE W HINTON JOE C MCMURRY, SR STEVE STRINGER WILLIAM A TRAVIS
OTHERS PRESENT	PARKER CHAPMAN BUDDY REYNOLDS ASST. CHIEF DON SEALY FIRE CHIEF RICHARD BRYANT JAMES WALLACE ISAC MCCOY AND MANY OTHERS

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

THE INVOCATION WAS OFFERED BY CITY ATTORNEY THOMAS W TYNER.

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

IX. GENERAL BUSINESS:

9. REQUEST TO SET THE HEARING DATE OF NOVEMBER 23, 2004 AT 7:00 P.M. FOR A ZONING CHANGE FOR THOMAS E CROSS FOR PROPERTY LOCATED AT 525 E. 5TH AVENUE FROM R-2 TO R-4.
10. REQUEST TO ACCEPT THE RESIGNATION OF JASON HIGGINS, POLICE DEPARTMENT, EFFECTIVE NOVEMBER 2, 2004.
11. REQUEST TO SHARE IN ADVERTISEMENT COST WITH PETAL CHAMBER OF COMMERCE FOR SHOP PETAL 1ST CAMPAIGN IN AMOUNT OF \$1,000.00.
12. REQUEST FOR THE CITY OF PETAL TO PURCHASE CHRISTMAS TREE FOR \$35.00 FOR "LIGHT UP RELAY PARK"

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

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE MINUTES OF THE REGULAR MEETING OF OCTOBER 19, 2004, THE SPECIAL MEETING OF OCTOBER 26, 2004 AND THE SPECIAL MEETING OF OCTOBER 28, 2004.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF OCTOBER 19, 2004, THE SPECIAL MEETING OF OCTOBER 26, 2004, AND THE SPECIAL MEETING OF OCTOBER 28, 2004 BE APPROVED AS WRITTEN. ALDERMAN DRAUGHN SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN MICHAEL W DRAUGHN
ALDERMAN WILLIE W HINTON
ALDERMAN JOE C MCMURRY, SR

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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 TO ADVERTISE FOR BIDS FOR FIRE STATION #3.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ADVERTISE FOR BIDS FOR NEW FIRE STATION #3 AND PURSUANT TO SPECIFICATIONS ATTACHED AS EXHIBIT "A". 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

THEREUPON, ROBERT BOUDREAUX ADDRESSED THE MAYOR AND BOARD OF ALDERMEN ON CONCERNS OF THE WATER DEPARTMENT POLICIES. MR BOUDREAUX WAS UPSET ABOUT BEING ACCUSED OF CUTTING THE LOCK ON HIS WATER METER WHEN THERE WAS NOT A LOCK ON THE METER. HE JUST WANTED THE MAYOR AND BOARD OF ALDERMEN TO KNOW HOW RUDE THE WATER DEPARTMENT PERSONAL ONE IN THE OFFICE.

WHEREAS, MAYOR PHILLIPS PRESENTED THE REQUEST TO APPOINT KATHY MOHAWK TO THE ELECTION COMMISSION.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO APPOINT KATHY MOHAWK TO THE ELECTION COMMISSION. 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 # 78672-79048 OF THE CITY OF PETAL GENERAL FUND AND THE CITY OF PETAL WATER AND SEWER FUNDS.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO PAY CLAIMS #78672-79048 OF THE CITY OF PETAL GENERAL FUNDS AND THE CITY OF PETAL WATER AND SEWER FUNDS. ALDERMAN MCMURRY SECONDED THE MOTION.

THEREUPON, ALDERMAN DRAUGHN APPROVES THE CLAIM DOCKET FOR THE MONTH OF OCTOBER 2004 WITH THE EXCEPTION OF PAYING THE MAYOR SALARY.

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 PURCHASE AN AD FOR LAUREN ANDERSON FOR THE PETAL JR. MISS PROGRAM LABONTE CLUB.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO PURCHASE AN AD IN THE PETAL JR MISS PROGRAM LABONTE CLUB FOR LAUREN ANDERSON IN THE AMOUNT OF \$75.00. 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 THE FOLLOWING PROOFS OF PUBLICATION:

- A. PUBLIC NOTICE-ZONING HEARING FOR H C CLEARMAN
- B. PUBLIC NOTICE-ZONING HEARING FOR RICHARD/DIANE TOLBERT
- C. PUBLIC NOTICE-ZONING HEARING FOR JAMES C BROWN
- D. RESOLUTION AUTHORIZING AN AMENDMENT TO THE INCORPORATION AGREEMENT OF THE PINE BELT SOLID WASTE AUTHORITY

THEREUPON, ALDERMAN MCMURRY 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 ESTIMATE #7 FROM SHOWS, DEARMAN, & WAITS, INC FOR PROJECT #STP-8790-00(04)/104089301000 FOR RECONSTRUCTION OF SOUTH MAIN STREET.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE THE PAYMENT OF ESTIMATE #7 IN THE AMOUNT OF \$203,970.00 TO GULF EQUIPMENT AND \$2,357.61 TO SHOWS, DEARMAN, AND WAITS, INC. 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 RESIGNATION OF JAMES KNIGHT FROM THE POLICE DEPARTMENT EFFECTIVE OCTOBER 19, 2004.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ACCEPT THE LETTER OF RESIGNATION OF JAMES KNIGHT FROM THE POLICE DEPARTMENT EFFECTIVE OCTOBER 19, 2004. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST TO PURCHASE THE
IMAGISTICS 3510 COPIER, WHICH IS UNDER STATE CONTRACT, FROM THE MACHINE
CENTER.

SEE EXHIBIT "A"

CONTRACT

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO PURCHASE THE
IMAGISTICS 3510 COPIER FROM THE MACHINE CENTER FOR THE FINANCIAL AND WATER
DEPARTMENT FOR \$8,000.00, UNDER STATE CONTRACT. 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 ZONING CHANGE REQUEST FROM
THOMAS E CROSS.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO SET THE ZONING
HEARING DATE FOR NOVEMBER 23, 2004 AT 7:00 P.M. FOR THOMAS E CROSS FROM R-2 TO
R-4. ALDERMAN MCMURRY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE RESIGNATION OF JASON HIGGINS,
POLICE DEPARTMENT EFFECTIVE NOVEMBER 2, 2004.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO ACCEPT THE LETTER OF
RESIGNATION FROM JASON HIGGINS OF THE POLICE DEPARTMENT EFFECTIVE
NOVEMBER 2, 2004. 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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST TO SHARE IN ADVERTISEMENT COST FOR SHOP PETAL 1ST WITH PETAL CHAMBER OF COMMERCE IN THE AMOUNT OF \$1,000.00.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO SHARE IN THE ADVERTISEMENT COST FOR "SHOP PETAL 1ST" IN THE AMOUNT OF \$1,000.00. 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 OF PETAL TO PURCHASE A CHRISTMAS TREE FOR "LIGHTING UP RELAY PARK" FROM PETAL CHAMBER OF COMMERCE.

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO PURCHASE A CHRISTMAS TREE FOR THE "LIGHTING UP RELAY PARK" IN AMOUNT OF \$35.00. ALDERMAN DRAUGHN SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, CITY ATTORNEY THOMAS W TYNER REQUESTED TO GO INTO EXECUTIVE SESSION TO DISCUSS LEGAL MATTERS.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO CLEAR THE ROOM IN ORDER TO DECIDE IF AN EXECUTIVE SESSION IS NEEDED. 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

MAYOR PHILLIPS REOPENED THE MEETING.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ENTER INTO AN EXECUTIVE SESSION TO DISCUSS LEGAL MATTERS. 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

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ALDERMAN WILLIAM A TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, ALDERMAN TRAVIS MADE A MOTION TO ADJOURN THE EXECUTIVE SESSION. 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

NO ACTION WAS TAKEN IN THE EXECUTIVE SESSION.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADJOURN. 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

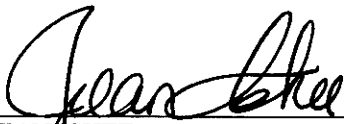
THERE BEING NO FURTHER BUSINESS, THE MEETING OF NOVEMBER 2, 2004 OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI WAS ADJOURNED ON THIS THE 2ND DAY OF NOVEMBER, AD, 2004.



TONY PHILLIPS
MAYOR

(SEAL)

ATTEST:



JEAN SHEE
CITY CLERK

EXHIBIT "A"

COPIER CONTRACT
1,2004 - APRIL 30,2005

Model IM3510	1 & 2 YEAR		3 YEAR		4 YEAR		5 YEAR		PURCHASE	
	Rental	Price	Rental	Price	Rental	Price	Rental	Price		
Copies/min	35		35		35		35		35	
Copies/mo										
Price/mo	\$ 158.09		\$ 105.28		\$ 84.57		\$ 71.11		3451.8	
Maintenance/mo	INCLUDED		INCLUDED		INCLUDED		INCLUDED		0.012	
Copies included	0		0		0		0		0	
Overage/copy	0.012		0.012		0.012		0.012		0.012	
Maintenance for Controller	0.004		0.004		0.004		0.004		0.004	
9240 DSPF Scanner Unit	\$ 85.09		\$ 56.66		\$ 45.52		\$ 38.27		1857.8	
9241 Scanner Rack	\$ 8.02		\$ 5.34		\$ 4.29		\$ 3.61		175	
9242 Desk-top Finisher	\$ 37.51		\$ 24.98		\$ 20.07		\$ 16.87		819	
9244 Booklet Finisher	\$ 96.18		\$ 64.05		\$ 51.45		\$ 43.26		2100	
9245 ADU	\$ 14.11		\$ 9.39		\$ 7.55		\$ 6.34		308	
9246 ADU + Bypass	\$ 13.85		\$ 9.22		\$ 7.41		\$ 6.23		302.4	
9248 LCC Stand	\$ 41.42		\$ 27.58		\$ 22.16		\$ 18.63		904.4	
9251 Upper Exit Tray	\$ 1.03		\$ 0.68		\$ 0.55		\$ 0.46		22.4	
92HD HDD	\$ 27.38		\$ 18.23		\$ 14.65		\$ 12.31		597.8	
92FK Fax Expansion Kit	\$ 33.47		\$ 22.29		\$ 17.90		\$ 15.05		730.8	
92FM 8MB Fax Memory	\$ 6.09		\$ 4.06		\$ 3.26		\$ 2.74		133	
PS3 Expansion Kit	\$ 11.49		\$ 7.65		\$ 6.15		\$ 5.17		250.9	
92NS Network Scanner Kit	\$ 21.49		\$ 14.31		\$ 11.50		\$ 9.67		469.3	
92NK NIC	\$ 17.27		\$ 11.50		\$ 9.24		\$ 7.77		377	
64MB Copier Memory	\$ 1.67		\$ 1.11		\$ 0.89		\$ 0.75		36.4	
128MB Copier Memory	\$ 2.26		\$ 1.51		\$ 1.21		\$ 1.02		49.4	
256MB Copier Memory	\$ 4.29		\$ 2.85		\$ 2.29		\$ 1.93		93.6	
DLDN CHARGE FOR 9681	\$ 23.82		\$ 15.86		\$ 12.74		\$ 10.71		520	
CHEMICAL SUPPLIES	INCLUDED		INCLUDED		INCLUDED		INCLUDED		INCLUDED	
INSTALL/REMOVAL	INCLUDED		INCLUDED		INCLUDED		INCLUDED		INCLUDED	

State Contract # 05-600-01345

Imagistics Inc.
Buyers Laboratory Inc. Copier Line of the Year

TERMS AND CONDITIONS - MAINTENANCE AGREEMENT

For the purpose of helping to maintain the equipment listed below in efficient operating condition, we hereby authorize the above party to furnish technical service including adjustments on said equipment, subject to the following terms:

Regular inspections for the purpose of cleaning and adjusting the equipment will be made as designated below.

Emergency service necessary between inspections will be furnished at no additional cost to user during regular business hours (Monday through Friday 8 a.m. to 5 p.m.). This contract includes all parts, labor, and supplies, excluding paper, imaging units and color supplies. Invoices will be rendered, and payment is to be made as specified below at the rates listed below. This agreement will remain in effect until cancelled by notice in writing of 30 days by either party. A rate increase may only apply at renewal time.

This agreement does not cover damage to the machine(s) by mis-use or by any act of nature, fire, sprinkler leakage, explosion, low voltage operation, improperly grounded, insufficient current, moving of the equipment, or use of improper manufactured supplies (toner etc.).

It is understood that any federal, state or local taxes applicable shall be added to each invoice for materials or service under this agreement.

Frequency of Service - AS NEEDED Effective Dates: 10/25/04
 Meter Reading: 322 Date: 10/25/04
 Billing Period: 10/25/04 - 10/27/05
 Model IM Serial Number 06090 Rate -0- Copies Allowed 0.009 Overages
3510 4020049
 Customer: Joe Scher Pitney Bowes
 Authorized Signature, Title: [Signature] Authorized Signature, Title
 Company: City of Petal (City Hall) Date: 10/25/04
 Address: 1020 8th Ave Comments
 City, State, Zip: Petal Ms 39465
 Telephone Number: 601 544 6981

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INTENTIONALLY