

BE IT REMEMBERED THAT THERE WAS BEGUN AND HELD THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI ON AUGUST 2, 2005 AT 7:00 P.M. IN THE BOARDROOM OF SAID CITY.

THOSE PRESENT	MAYOR CARL SCOTT
CITY ATTORNEY	THOMAS W TYNER
ALDERMEN	DAVID CLAYTON KAY FAIRLEY JAMES MOORE STEVE STRINGER LIESA WEAVER
OTHERS PRESENT	GRADY CROSBY DEBORAH REYNOLDS TOMMY HILL TOM HARDGES AND MANY MORE

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

THE INVOCATION WAS OFFERED BY MARK FARRIS.

WHEREAS, MAYOR SCOTT PRESENTED THE AGENDA WITH THE FOLLOWING AMENDMENTS:

- IX. GENERAL BUSINESS:
  - 1. OMIT
  - 9. OMIT
  - 13. OMIT
  - 19. REQUEST TO AMEND PERSONNEL HANDBOOK RULE XI.
  - 20. REQUEST TO PURCHASE AD IN THE 2005-2006 FOOTBALL PROGRAM IN AMOUNT OF \$125.00
  - 21. REQUEST TO APPOINT LARRY BYRD AS APPLICATION AGENT FOR FEMA REIMBURSEMENT FOR HURRICANE DENNIS.
  - 22. REQUEST FOR TOM TYNER TO DRAFT A LETTER TO MR & MRS ROBERT J REYNOLDS AT 202 W 7<sup>TH</sup> AVENUE.
- XI. ORDERS & ORDINANCES
  - 9. REQUEST TO PROMOTE PATROLMAN DANIEL BENOIT TO SGT AT SAME PAY RATE UNTIL OCTOBER 1, 2005.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE AGENDA WITH THE FOREGOING AMENDMENTS. ALDERMAN FAIRLEY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED THE MINUTES OF THE REGULAR MEETING OF JULY 19, 2005.

THEREUPON, ALDERMAN MOORE MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF JULY 19, 2005 BE ADOPTED AS WRITTEN. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT CALLED FOR PUBLIC COMMENT.

THEREUPON, SUE HINTZ ADDRESSED THE MAYOR AND BOARD OF ALDERMEN REGARDING HER CONCERNS ABOUT WHEN THE CITY WAS GOING TO FIX THE DRAINAGE PROBLEM ON FERNCREST LOOP AND ASHLYND.

THEREUPON, SYLVIA FORESTER, PINE BELT ASSOCIATION FOR FAMILIES, ADDRESSED THE MAYOR AND BOARD OF ALDERMEN ABOUT THE ELDERLY HAVING WEATHER RADIOS.

WHEREAS, MAYOR SCOTT PRESENTED A QUOTE FROM ESSCO AIR CONDITIONING & HEATING FOR REPAIR TO CITY HALL AIR CONDITIONER IN THE AMOUNT OF \$1,700.00.

SEE EXHIBIT "A"

ESSCO QUOTE

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO ACCEPT THE QUOTE FROM ESSCO AIR CONDITIONING AND HEATING IN THE AMOUNT OF \$1,700.00 FOR REPAIRS TO CITY HALL AIR CONDITIONER. ALDERMAN FAIRLEY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST TO ADVERTISE FOR NEW BIDS ON FERNCREST DRAINAGE IMPROVEMENTS.

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ADVERTISE FOR DRAINAGE IMPROVEMENTS ON FERNCREST. ALDERMAN MOORE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST TO REJECT THE BIDS THAT WERE RECEIVED FOR DRAINAGE IMPROVEMENTS ON FERNCREST FROM JUNE 21, 2005.

THEREUPON, ALDERMAN MOORE MADE A MOTION TO RESJECT THE BIDS THAT WERE RECEIVED ON JUNE 21, 2005 FOR DRAINAGE IMPROVEMENTS ON FERNCREST ALDERMAN WEAVER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A RQUEST TO REAPPOINT B.C. LEWIS TO THE PLANNING COMMISSION FOR A TERM OF 5 YEARS UNTIL JULY 2010.

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO REAPPOINT B C LEWIS TO THE PLANNING COMMISSION FOR A TERM OF 5 YEARS UNTIL JULY, 2010. ALDERMAN WEAVER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST TO REAPPOINT LINDA TISDALE TO THE PLANNING COMMISSION FOR A TERM OF 5 YEARS UNTIL JULY 2010.

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO REAPPOINT LINDA TISDALE TO THE PLANNING COMMISSION FOR A TERM OF 5 YEARS UNTIL JULY, 2010. ALDERMAN WEAVER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST FROM BILL THOMAS FOR AN EXTENSION OF VARIANCE ON ZONING RESTRICTIONS FOR 35 BEECH LANE.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO TAKE THE MATTER UNDER ADVISEMENT. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST TO PURCHASE AN AD IN THE PINE BELT FOOTBALL MAGAZINE.

DIED DUE TO A LACK OF A MOTION.

WHEREAS, MAYOR SCOTT PRESENTED THE LETTER OF RESIGNATION FROM JAMES WALLACE OF THE PLANNING COMMISSION EFFECTIVE AUGUST 2, 2005.

THREUPON, ALDERMAN STRINGER MADE A MOTION, WITH REGRETS, TO ACCEPT THE RESIGNATION OF JAMES WALLACE FROM THE PLANNING COMMISSION EFFECTIVE AUGUST 2, 2005. ALDERMAN MOORE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST TO APPOINT J R WREN TO THE PLANNING COMMISSION TO FINISH THE TERM OF JAMES WALLACE UNTIL JULY 2007.

THEREUPON, ALDERMAN MOORE MADE A MOTION TO APPOINT J R WREN TO THE PLANNING COMMISSION FOR A TERM UNTIL JULY 2007. ALDERMAN WEAVER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED INVOICE #13875 FROM SHOWS, DEARMAN, & WAITS, INC IN THE AMOUNT OF \$21,637.02 FOR SEWER EXTENSION TO ANNEXED AREA.

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO AUTHORIZE THE CITY CLERK TO PAY INVOICE #13875 FROM SHOWS, DEARMAN, & WAITS, INC IN AMOUNT OF \$21,637.02 FOR SEWER EXTENSION TO ANNEXED AREA. ALDERMAN WEAVER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST TO RESCIND ORDER HIRING MICHAEL NORMAN IN THE STREET DEPARTMENT.

THEREUPON, ALDERMAN FAIRLEY MADE A MOTION TO RESCIND THE ORDER HIRING MICHAEL NORMAN IN THE STREET DEPARTMENT. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST TO RESCIND ORDER HIRING JAMES COLE IN THE WATER DEPARTMENT.

THEREUPON, ALDERMAN FAIRLEY MADE A MOTION TO RESCIND THE ORDER HIRING JAMES COLE IN THE WATER DEPARTMENT. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A CONTRACT BETWEEN CITY OF PETAL AND ECO-SYSTEMS TO PROVIDE PROFESSIONAL SERVICE FOR THE CITY OF PETAL PLANNING COMMISSION AND THE STORMWATER PHASE II IMPLEMENTATION.

SEE EXHIBIT "B"

ECO-SYSTEMS

THEREUPON, ALDERMAN WEAVER MADE A MOTION TO ACCEPT THE CONTRACT BETWEEN ECO-SYSTEMS, INC AND CITY OF PETAL FOR IMPLEMENTATION OF STORMWATER PHASE II AND PROFESSIONAL SERVICE FOR THE PLANNING COMMISSION. ALDERMAN MOORE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED ESTIMATE #4 FROM SRS, INC IN AMOUNT OF \$177,444.27 FOR SEWER EXTENSION ON HWY 42.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE THE CITY CLERK TO PAY ESTIMATE #4 FROM SRS, INC IN AMOUNT OF \$177,444.27 FOR SEWER EXTENSION ON HWY 42. ALDERMAN WEAVER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST FROM ASSISTANT CHIEF DON SEALY TO PURCHASE EQUIPMENT FOR THE INTERACT SYSTEM AND DISPATCH.

SEE EXHIBIT "C"

LIST OF EQUIPMENT

THEREUPON, ALDERMAN FAIRLEY MADE A MOTION TO AUTHORIZE ASSISTANT CHIEF DON SEALY TO PURCHASE THE EQUIPMENT FOR THE INTERACT SYSTEM AND DISPATCH FROM THE WIRELESS COMMUNICATIONS. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST FROM TOM HARDGES, RECREATION DIRECTOR, TO PURCHASE A FAX MACHINE FOR THE RECREATION DEPARTMENT.

THEREUPON, ALDERMAN STRINGER MADE A MOTION FOR TOM HARDGES, RECREATION DIRECTOR, TO PURCHASE A FAX MACHINE FOR THE RECREATION DEPARTMENT. ALDERMAN WEAVER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED THE FOLLOWING PROOFS OF PUBLICATION:

- A. PUBLIC NOTICE-ZONING HEARING FOR PROPERTY ON CORNER OF HILLCREST & CARTERVILLE
- B. PUBLIC NOTICE-TEST OF AUTOMATIC TABULATING EQUIPMENT
- C. NOTICE TO BIDDERS-ASPHALT/ASPHALT OVERLAY

THEREUPON, ALDERMAN WEAVER MADE A MOTION THAT THE FOREGOING BE ACCEPTED AND FILED. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED THE CLAIMS DOCKET #82109-82520 OF THE CITY OF PETAL GENERAL FUND AND THE CITY OF PETAL WATER AND SEWER FUNDS.

THEREUPON, ALDERMAN WEAVER MADE A MOTION TO PAY CLAIMS #82109-82520 OF THE CITY OF PETAL GENERAL FUND AND THE CITY OF PETAL WATER AND SEWER FUNDS. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED THE LETTER OF RESIGNATION OF DENNIS HENDERSON IN THE RECREATION DEPARTMENT.

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO ACCEPT THE RESIGNATION OF DENNIS HENDERSON OF THE RECREATION DEPARTMENT EFFECTIVE JULY 15, 2005. ALDERMAN WEAVER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST FROM ALLEN FLYNT OF WILLIAMSBURG ESTATE SUBDIVISION, FOR A VARIANCE ON THE ROAD WIDTH TO ALLOW SIDEWALKS IN THE SUBDIVISION.

THEREUPON, ALDERMAN FAIRLY MADE A MOTION TO GRANT THE VARIANCE IN WILLIAMSBURG ESTATE SUBDIVISION TO REDUCE THE ROAD WIDTH FROM 20 FEET TO 18 FEET TO PERMIT CONSTRUCTION OF SIDEWALKS. ALDERMAN MOORE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST TO AMEND THE PERSONEL HANDBOOK, RULE XII, CONFIDENTIALITY AGREEMENT.

SEE EXHIBIT "D"

CONFIDENTIALITY AGREEMENT

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE CONFIDENTIALITY AGREEMENT IN THE PERSONEL HANDBOOK, RULE XII. ALDERMAN FAIRLEY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST TO PURCHASE AN AD IN THE 2005-2006 FOOTBALL PROGRAM.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO PURCHASE A FULL PAGE AD IN THE 2005-2006 FOOTBALL PROGRAM AT \$125.00. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST TO APPOINT LARRY BYRD, STREET SUPERVISOR, AS APPLICANT AGENT FOR FEMA.

SEE EXHIBIT "E"

APPLICATION

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO APPOINT LARRY BYRD, STREET SUPERVISOR, AS APPLICANT AGENT FOR FEMA. ALDERMAN FAIRLEY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST TO AUTHORIZE THOMAS W TYNER, CITY ATTORNEY, TO DRAFT A LETTER TO MR & MRS ROBERT J REYNOLDS, AT 202 W 7<sup>TH</sup> AVENUE, FOR APPLICATION OF VARIANCE.

SEE EXHIBIT "F"

LETTER TO REYNOLDS

THEREUPON, ALDERMAN MOORE MADE A MOTION TO AUTHORIZE THOMAS W TYNER, CITY ATTORNEY, TO DRAFT THE LETTER TO MR & MRS ROBERT J REYNOLDS, 202 W 7<sup>TH</sup> AVENUE, FOR VARIANCE. ALDERMAN WEAVER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST FOR FIREFIGHTER BARRY FOIL TO ATTEND DIVE RESCUE CLASS AT STATE FIRE ACADEMY, JACKSON, MS.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE FIRE FIGHTER BARRY FOIL TO ATTEND DIVE RESCUE CLASS AT STATE FIRE ACADEMY, JACKSON, MS. ALDERMAN FAIRLEY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST FOR FIREFIGHTER ERIC HARDING TO ATTEND DIVE RESCUE CLASS AT STATE FIRE ACADEMY, JACKSON, MS.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHOIRZE FIRE FIGHTER ERIC HARDING TO ATTEND DIVE RESCUE CLASS AT STATE FIRE ACADEMY, JACKSON, MS. ALDERMAN FAIRLEY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"



NONE

WHEREAS, MAYOR SCOTT PRESENTED THE FOLLOWING ORDER HIRING 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,  
UPON THE RECOMMENDATION OF STREET  
SUPERVISOR LARRY BYRD.

IT IS HEREBY ORDERED THAT JOHN  
ROBERTS BE HIRED AS A LABORER IN THE  
STREET DEPARTMENT AT A RATE OF \$6.50  
EFFECTIVE AUGUST 8, 2005.

SO ORDERED ON THIS THE 2<sup>ND</sup> DAY OF  
AUGUST, 2005.

THEREUPON, ALDERMAN FAIRLEY MADE A MOTION TO ADOPT THE FOREGOING  
ORDER. ALDERMAN WEAVER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED A REQUEST TO TRANSFER JOHN THOMSEN  
FROM PART TIME TO FULL TIME.

ORDER

WHEREAS, THE MAYOR AND BOARD  
OF ALDERMEN OF THE CITY OF PETAL,  
MISSISSIPPI DO HEREBY DEEM IT NECESSARY  
TO TRANSFER JOHN THOMSEN FROM PART-TIME  
TO FULL TIME CODE ENFORCER.

IT IS HEREBY ORDERED THAT CODE  
ENFORCER JOHN THOMSEN BE TRANSFERRED  
FROM PART TIME TO FULL TIME EFFECTIVE  
AUGUST 3, 2005 AT A RATE OF \$20,000.00  
ANNUALLY.

SO ORDERED ON THIS THE 2<sup>ND</sup> DAY OF  
AUGUST, 2005.

THEREUPON, ALDERMAN MOORE MADE A MOTION TO ADOPT THE FOREGOING  
ORDER. ALDERMAN WEAVER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED THE FOLLOWING ORDER HIRING A  
PROBATIONARY FIRE FIGHTER.

ORDER

WHEREAS, THE MAYOR AND

BOARD OF ALDERMEN OF THE CITY OF  
PETAL, MISSISSIPPI DO HEREBY DEEM  
IT NECESSARY TO HIRE A FIRE FIGHTER,  
UPON THE RECOMMENDATION OF FIRE  
CHIEF RICHARD BRYANT.

IT IS HEREBY ORDERED THAT  
LUKE FORDHAM BE HIRED AS PROBATIONARY  
FIRE FIGHTER AT A RATE OF \$8.34 PER HOUR  
EFFECTIVE AUGUST 3, 2005.

SO ORDERED ON THIS THE 2<sup>ND</sup> DAY OF  
AUGUST, 2005.

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED THE FOLLOWING ORDER HIRING A  
PROBATIONARY FIRE FIGHTER.

ORDER

WHEREAS, THE MAYOR AND  
BOARD OF ALDERMEN OF THE CITY OF  
PETAL, MISSISSIPPI DO HEREBY DEEM  
IT NECESSARY TO HIRE A FIRE FIGHTER,  
UPON THE RECOMMENDATION OF FIRE  
CHIEF RICHARD BRYANT.

IT IS HEREBY ORDERED THAT  
LONDON FORDHAM BE HIRED AS PROBATIONARY  
FIRE FIGHTER AT A RATE OF \$8.34 PER HOUR  
EFFECTIVE AUGUST 3, 2005.

SO ORDERED ON THIS THE 2<sup>ND</sup> DAY OF  
AUGUST, 2005.

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED THE FOLLOWING ORDER TRANSFERRING  
EDGAR MOORE IN THE RECREATION DEPARTMENT.

ORDER

WHEREAS, THE MAYOR AND BOARD  
OF ALDERMEN OF THE CITY OF PETAL,  
MISSISSIPPI DO HEREBY DEEM IT NECESSARY  
TO TRANSFER EDGAR MOORE FROM PART-TIME  
TO FULL-TIME.

IT IS HEREBY ORDERED THAT EDGAR  
MOORE BE TRANSFERRED FROM PART TIME TO  
FULL TIME IN THE RECREATION DEPARTMENT  
AT A RATE OF \$7.00 PER HOUR EFFECTIVE  
AUGUST 3, 2005.

SO ORDERED ON THIS THE 2<sup>ND</sup> DAY OF  
AUGUST, 2005.

THEREUPON, ALDERMAN FAIRLEY MADE A MOTION TO ADOPT THE FOREGOING  
ORDER. ALDERMAN WEAVER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED THE FOLLOWING ORDER PROMOTING  
GARY HARTFIELD IN THE FIRE DEPARTMENT.

ORDER

WHEREAS, THE MAYOR AND BOARD  
OF ALDERMEN OF THE CITY OF PETAL,  
MISSISSIPPI DO HEREBY DEEM IT NECESSARY  
TO PROMOTE GARY HARTFIELD, UPON THE  
RECOMMENDATION OF FIRE CHIEF RICHARD  
BYRANT.

IT IS HEREBY ORDERED THAT FIRE  
FIGHTER GARY HARTFIELD BE PROMOTED TO  
1<sup>ST</sup> CLASS AT A RATE OF \$9.49 PER HOUR  
EFFECTIVE AUGUST 3, 2005.

SO ORDERED ON THIS THE 2<sup>ND</sup> DAY OF  
AUGUST, 2005.

THEREUPON, ALDERMAN WEAVER MADE A MOTION TO ADOPT THE FOREGOING  
ORDER. ALDERMAN FAIRLEY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED THE FOLLOWING ORDINANCE AMENDING  
ORDINANCE 1979 (44-L).

SEE EXHIBIT "G"

ORDINANCE 1979 (44-L)

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED THE FOLLOWING ORDINANCE.

SEE EXHIBIT "H"

ORDINANCE 1986(65-E)

THEREUPON, ALDERMAN WEAVER MADE A MOTION TO ADOPT THE FOREGOING ORDINANCE. ALDERMAN FAIRLEY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED THE FOLLOWING ORDER PROMOTING DANIEL BENOIT.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO PROMOTE AN OFFICER TO SERGEANT, UPON THE RECOMMENDATION OF POLICE CHIEF LEE SHELBOURN.

IT IS HEREBY ORDERED THAT PATROLMAN 1<sup>ST</sup> CLASS OFFICER DANIEL BENOIT BE PROMOTED TO SERGEANT AT THE SAME RATE OF 1<sup>ST</sup> CLASS OFFICER UNTIL OCTOBER 1, 2005 EFFECTIVE AUGUST 3, 2005.

SO ORDERED ON THIS THE 2<sup>ND</sup> DAY OF AUGUST, 2005.

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO ADOPT THE FOREGOING ORDER. ALDERMAN MOORE SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR SCOTT PRESENTED THE FOLLOWING PROCLAMATION.

SEE EXHIBIT "I"

PROCLAMATION  
EAT WITH YOUR FAMILY DAY

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO ADJOURN. ALDERMAN  
WEAVER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON  
ALDERMAN KAY FAIRLEY  
ALDERMAN JAMES MOORE  
ALDERMAN STEVE STRINGER  
ALDERMAN LIESA WEAVER

THOSE PRESENT AND VOTING "NAY"

NONE

THEREBEING NO FURTHER BUSINESS, THE REGULAR MEETING OF THE MAYOR  
AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI WAS ADJOURNED ON  
THIS THE 2<sup>ND</sup> DAY OF AUGUST, 2005.

  
\_\_\_\_\_  
CARL SCOTT  
MAYOR

(SEAL)


ATTEST:   
\_\_\_\_\_  
JEAN ISHEE  
CITY CLERK

EXHIBIT "A"

**ESSCO Air Conditioning & Heating**  
1502 N. Main Street - PO Box 111  
Hattiesburg, MS 39403-0111  
(601) 545-1880

City of Petal		7/25/2005
	City Hall	
Petal, Ms 39465		

We hereby submit specifications and estimates for:

Furnish and install two new attic power ventilators to replace existing.  
Furnish and install electrical to serve new ventilators.  
Remove existing gas furnace, replace existing platform and seal return under platform.  
Re-install existing gas furnace.

Total Labor and Materials: \$1,700.00

*Called  
8/17/05*

This proposal may be withdrawn by us if not accepted within 30 days.

Environmental Systems Service Company, Inc.

By: 

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workmen's Compensation Insurance. If this proposal is not paid according to the terms stated above, purchaser agrees to pay 25% attorney's fees, plus a service charge of 1-1/2% per month (18% annual rate) will be added to amounts not paid within the terms of the sale.

ACCEPTANCE OF PROPOSAL - The above prices, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Date of Acceptance:

Signature:

July 27, 2005

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

**CITY OF PETAL**  
**MINUTE BOOK 24**

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**ESI**

Mayor Carl Scott  
City of Petal  
P.O. Box 564  
Petal, MS 39465

Reference: Proposal to provide professional planning services to the City of Petal Planning Commission

**Introduction**

Eco-Systems, Inc. (Eco-Systems) is pleased to present this proposed scope of services and cost estimate to the City of Petal for the purpose of providing professional planning services and technical assistance to the City of Petal's Planning Commission. This proposal is the result of a verbal request in a meeting held on July 12, 2005.

As we have discussed, you have a desire for the Planning Commission to evolve into an expanded role of conducting planning activities and providing specific policy recommendations to the city administration relative to land development, zoning, and community appearance issues. The purpose of this proposal and scope of work is to provide professional technical assistance in support of that expanded role.

o that end, Eco-Systems proposes the following scope of work designed to provide the necessary professional support for that effort.

**Scope of Work**

**Planning Assistance**

Eco-Systems will attend up to two Planning Commission planning sessions per month to provide training, guidance and general technical assistance.

Eco-Systems will provide administrative, research, writing, and technical support towards the goal of creating a new or significantly updated Zoning Ordinance and Subdivision Ordinance.

Eco-Systems will provide administrative, research, writing, and technical support to explore other ordinances, codes, and/or policies that will improve the city's ability to ensure that new developments taking place within the City of Petal are consistent with the Planning Commission and City Administrations goals and visions for the city.

**Phase II Stormwater Assistance**

Eco-Systems has assisted the City of Petal with the first three years of implementation of the stormwater management program, and we now propose to assist with the fourth year of implementation. We will serve as your stormwater program coordinator and will work closely with the city administration and staff to ensure that the program requirements of

301 West Pine Street • Hattiesburg, MS 39401 • Phone (601) 583-2182 • Fax (601) 583-2828

year four are met. The tasks associated with year four are identified in your Stormwater Management Program and are also included as an attachment to this proposal.

**Project Implementation Schedule**

Upon receipt of an authorization to proceed, Eco-Systems will begin working with the Planning Commission to provide the Scope of Work as described above. The first anticipated planning session is tentatively scheduled for August 9, 2005. We will begin work on the stormwater portion of this proposal on January 2006.

**Cost Estimate**

Eco-Systems will perform the scope of work as identified above on a monthly lump sum basis in accordance with our 2005 fee schedule for an estimated fee of \$2,900.00. This cost strictly covers the scope of work requested, and includes labor, expenses, and travel costs related to the performance of the above-described scope of work.

**Closing Comments**

We appreciate the opportunity to provide the City of Petal with this proposal and look forward to working with you in the near future. If this proposal is acceptable, please sign the project authorization and return by facsimile to (601) 583-2828. If you have any questions or comments regarding the information presented herein, please do not hesitate to contact me at (601) 583-2182.

Sincerely,  
Eco-Systems, Inc.

*[Signature]*  
Ray C. Estes AICP  
Senior Planner

**ESI**

**Authorization**

Please sign and date in the space provided below if this proposal is acceptable. The effective date of this project will be the authorization date below. Please return a signed copy to us upon authorization. You may fax the signed authorization back to us at (601) 583-2828.

Authorized by Carl L. Scott on this 30<sup>th</sup> day of August, 2005.

Signature: *[Signature]*

Title: Mayor

Attest: *[Signature]*

Signature: *[Signature]*

Title: City Clerk

**ESI**

**City of Petal, Mississippi  
NPDES Stormwater Program  
Year 4 Implementation Tasks**

**Public Education**

- Distribute stormwater education materials to 841 homeowners
- Continue the implementation of stormwater education programs at city schools
- Provide training to city officials and employees
- Distribute stormwater education materials to 25 targeted businesses
- Develop a 'best practices' recognition program and conduct one workshop
- Hold workshop to provide training on proper use and maintenance of erosion control techniques and proper disposal of construction site waste.

**Public Involvement and Participation**

- Continue to meet quarterly with the local stormwater committee
- Conduct one clean-up event that involves the use of local volunteers
- Continue to publicize and use the complaint hotline or website link for filing of public complaints
- Conduct one stakeholder meeting

**Illicit Discharge Detection and Elimination**

- Continue to work with the Mississippi Department of Environmental Quality and the Mississippi Department of Health to develop and implement a program that sets priorities for impaired waterbodies
- Conduct annual inspections of major outfalls and conveyance systems
- Continue to conduct inspections on non-stormwater discharges
- Conduct employee training specific to illicit discharge detection and elimination
- Continue to implement the ordinance as adopted in Year 2

**Construction Site Stormwater Runoff Control**

- Continue to implement the ordinance as adopted in Year 2

**Post-Construction Stormwater Management**

- Continue to implement the programs established in Years 1-3

**Pollution Prevention and Good Housekeeping for Municipal Operations**

- Continue inspections and cleaning of streets and conveyance systems
- Continue best management practices as established in Years 1-3
- Conduct inspections of municipal facilities as outlined in the SWPPP
- Continue to implement the provisions of the SWPPP

EXHIBIT "C"

P CITY OF PETAL  
P DEPARTMENT OF POLICE  
D 127 West 8<sup>th</sup> Ave.  
Petal, Ms. 39465  
Phone: (601) 544-5331  
Fax: (601) 544-5347

---

To: Mayor and Board of Alderman  
From: Assistant Chief Donald W. Sealy  
Reference: Equipment needed for the new Interact system and Dispatch  
Date: July 28, 2005

Honorable City Administration:

I am requesting to purchase six (6) new 15 watt 800 radios, eight (8) antennas with cable and connectors, 8 surge protectors, six (6) power packs, 8 ¼" Superflex jumper cable an installation.

Cost of the radios three thousand five hundred seventy dollars (\$3,570.00), cost of antennas two thousand dollars (\$2,000.00), cost of surge protectors five hundred thirty six dollars (\$536.00), power packs nine hundred sixty eight dollars (\$968.00), jumper cable seven hundred ninety two dollars (\$792.00) and installation four thousand dollars (\$4,000.00) this totals eleven thousand eight hundred sixty six dollars (\$11,866.00).

This will be taken from the wireless communication fund which already allocated to the Petal Police Department.

Your consideration in this matter will be greatly appreciated.

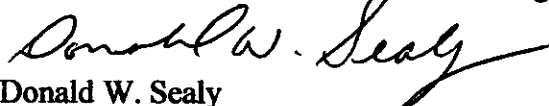
  
Donald W. Sealy  
Assistant Chief



EXHIBIT "D"

**CONFIDENTIALITY AGREEMENT**

As an employee working for the City of Petal, I understand that I may have access to various types of confidential and restricted information in the course of work. Examples are employee/customer personal information (social security number and directory release information), employee records (employment history, payroll, and address). This information may be contained on a hard copy (paper), electronically (computer program, e-mail or mainframe applications) or verbally (face-to-face or telephone).

It is my responsibility to safeguard any and all confidential information and ensure that it is used appropriately. I will not (i) use any confidential information except in my work for the City of Petal; (ii) copy any confidential information except as necessary to such permitted use; (iii) publish, disclose or provide access to any confidential information except in limited disclosure and access to another City employee who needs to know for the same permitted use or as otherwise directed by the City of Petal. Under no circumstances will I remove, or permit the removal of any materials containing confidential information from the City of Petal premises except in permitted activities. On the request of the City of Petal, I will return and relinquish access to and copies (original or duplicate) of any materials containing confidential information.

I am responsible for maintaining the integrity of the confidential information. Furthermore, I will not access another person's records for personal use.

\_\_\_\_\_  
Employee Name

\_\_\_\_\_  
Date

**VIOLATION OF THIS AGREEMENT WILL RESULT IN DISCIPLINARY ACTION UP TO AND INCLUDING TERMINATION.**

EXHIBIT "E"

DESIGNATION OF APPLICANT AGENT

BE IT RESOLVED BY: CITY OF PETAL OF: PETAL  
Governing Body City, County, Other Entity

THAT LARRY BYRD STREET SUPERVISOR  
Name of Designated Agent Official Position

ADDRESS: 119 W 8TH AVENUE, TELEPHONE (W) 601-545-1776 (H)  
PETAL, MS 39465

Is hereby authorized to execute for and in behalf of PETAL  
City, County, Other Entity

a public entity established under the laws of the State of Mississippi, applications for the purpose of obtaining and administering certain federal financial assistance under the Disaster Relief Act of 1974 (Public Law 93-228), amended by Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, (Public Law 100-707) and to file them with the Governor's Authorized Representative.

PASSED AND APPROVED THIS 2 DAY OF AUGUST 20 05

Kay Fairley Alderman at Large  
Name and Title  
Lisa M. Weaver Ward 3  
Name and Title  
[Signature] Ward 1  
Name and Title

[Signature] Ward I  
Name and Title  
[Signature] Ward II  
Name and Title  
[Signature]  
Name and Title

CERTIFICATION

I, CARL SCOTT, duty appointed MAYOR  
Title

of CITY OF PETAL, do hereby certify that the above is a true and

correct copy of a resolution passed and approved by the CITY OF PETAL  
Governing Body

of PETAL, MS on the 2ND day of AUGUST, 20 05

AUGUST 2, 2005  
DATE

[Signature]  
SIGNATURE



## CITY OF PETAL

POST OFFICE BOX 564  
PETAL, MISSISSIPPI 39465  
(601) 545-1776  
FAX NO. (601) 545-6685  
August 3, 2005

CARL SCOTT  
MAYOR

DAVID CLAYTON  
KAY FAIRLEY  
JAMES MOORE  
STEVE STRINGER  
LIESA WEAVER  
ALDERMEN

JEAN ISHEE  
CITY CLERK

THOMAS W. TYNER  
CITY ATTORNEY

Mr. Robert J. and Mrs. Barbara Reynolds  
202 West 7<sup>th</sup> Avenue  
Petal, Mississippi 39465

**RE: Application for Variance**

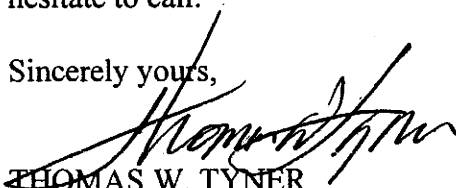
Dear Mr. and Mrs. Reynolds:

This letter is to officially advise you that your Application for Variance, permitting your daughter to occupy a one (1) bedroom, one (1) bathroom, living room and kitchen structure, adjacent to your property at 202 West 7<sup>th</sup> Avenue, Petal, Mississippi, has been approved.

The variance granted is personal to you, and will expire at such time as you sell the property, or at such time as your daughter no longer occupies the adjacent structure.

If you have any questions concerning the actions of the Mayor and Board of Aldermen of the City of Petal, Mississippi, and the limitations placed on the variance request, please do not hesitate to call.

Sincerely yours,

  
THOMAS W. TYNER  
City Attorney

TWT/alm

cc: Carl Scott, Mayor  
City of Petal, Mississippi

AN ORDINANCE TO AMEND ORDINANCE NUMBER 1979 (44-K)  
TO AMEND THE AMOUNTS TO BE CHARGED FOR COLLECTION  
AND DISPOSAL OF GARBAGE, TRASH AND FOR RELATED PURPOSES

EXHIBIT "G"

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

SECTION 1 of Ordinance 1979 (44-K) and other appropriate sections of the original  
ordinance 1979 as amended, are amended to read as follows, to wit:

SECTION A. The following fees are established for the collection, removal,  
and/or disposal of garbage and trash.

- a. For each residence within the City of Petal, the sum of twenty dollars and no cents (\$20.00) per month;
- b. For apartment complexes of two or more units, the sum of twenty dollars and no cents (\$20.00) per apartment, per month;
- c. For all apartment complexes of two or more units not using city garbage collection services, the sum of ten dollars and no cents (\$10.00) per apartment, per month for trash collection services.
- d. For mobile home parks the sum of twenty dollars and no cents (\$20.00) per mobile home unit, per month;
- e. For all other garbage collection customers, the sum of twenty dollars and no cents (\$20.00) per month provided a garbage pick up is not required to be made more than twice in any one week;
- f. For other collection services, other than residential (home/apartments/mobile home parks) such as businesses, small industries, or those requiring special handling, or more than two collections per week, a fee is to be determined by application of Section 1-12 of Ordinance 1979 (44), as amended.

SECTION 2. Section 1-12 is amended to read as follows

SECTION 1-12. SPECIAL COLLECTION SERVICES

The director may provide for the collection and removal of garbage and rubbish from any place or premises at times in addition to those when regular collection service is provided or in a manner different from the prescribed method of collection.

In the event the director establishes such special service, the director shall have authority to charge the users of such special services a charge based on the division of sanitation services best estimate of their actual cost providing such service, including labor and equipment used.

SECTION 3. That except as otherwise amended herein, Ordinance 1979 and Amendments A, B, C, D, E, F, G, H and I, shall remain in full force and effect.

SECTION 4. This Ordinance shall be in full force and effect from and after September 1, 2005.

The above and foregoing Ordinance having been presented to the Mayor and Board of Aldermen, first section by section, and then as a whole, the following were then taken:

Those present and voting "YEA" and in favor of the passage and adoption of said Ordinance, Section by Section:

- Alderman David Clayton
- Alderman Kay Fairley
- Alderman James Moore
- Alderman Steve Stringer
- Alderman Liesa Weaver

Those present and voting "YEA" and in favor of the passage, adoption and approval of the foregoing Ordinances as a whole:

- Alderman David Clayton
- Alderman Kay Fairley
- Alderman James Moore
- Alderman Steve Stringer
- Alderman Liesa Weaver

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

NONE

The above and foregoing Ordinance, having been approved, Section by Section, and then as a whole, the same was duly adopted on this the 2nd day of August, A. D., 2005.

CARL SCOTT, MAYOR

(SEAL)

ATTEST:

JEAN ISHEE, CITY CLERK

CITY OF PETAL  
MINUTE BOOK 24

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adopted, and approved on this the 2<sup>nd</sup> day of August, A. D., 2005.

ORDINANCE NUMBER 1986(65-E)

AN ORDINANCE AMENDING SECTION 2, PARAGRAPH 4 AND SECTION 9 OF  
ORDINANCE 1986(65-A,B,C,D) AND FOR RELATED PURPOSES

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

EXHIBIT "H"

Carl Scott  
Mayor

(SEAL)

Attest:

Jean Ishee  
City Clerk

Publish (1) time: August 9, 2005

SECTION 1: Section 2, Paragraph 4 and Section 9 of Ordinance 1986(65-  
A,B,C,D) is hereby amended as follows;

SECTION 2: Use of public sewers required:

- 4. The owners of all houses, buildings, or properties used for human occupancy, employment, recreation, or other purposes, situated within the City of Petal and abutting on any street, alley, or right of way, in which there is presently located a public sanitary and/or combined sewer system of the City of Petal, is hereby required at the property owner's expense, to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this Ordinance, within thirty (30) days after date of official notice to do so, provided that said public sewer is within one hundred (100) feet of the property line.

SECTION 9: PENALTIES:

- 1. Any person found to be violating any provisions of this Ordinance, shall be served by the City of Petal with written notice, stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.
- 2. Any person who shall continue any violation beyond the time limits set forth in Section 1 hereof, shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined in an amount not exceeding one-thousand (\$1,000.00) for each violation. Each day in which any such violation shall continue, shall be deemed a separate offence.
- 3. The City of Petal may, at its option, bring a civil action against any property owner in violation of the terms, provisions, and requirements of this Ordinance, in any court of competent jurisdiction, for specific

performance or for judgment in the amount of damages and penalties; in the event the City of Petal should deem it necessary, in its discretion, to bring such civil action, if the relief prayed for by the City of Petal, is granted by a court of competent jurisdiction, the owner of said property, and the Defendant therein, shall be liable to the City of Petal for all attorney's fees, costs, and expenses of the litigation.

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

SECTION 4. ORDINANCE 1986(65) thru 1986(65-D), except as amended herein, be and the same is hereby still in full force and effect.

The above and foregoing Ordinance amending Ordinance 1986(65) and for related purposes, 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 foregoing Ordinance as a whole, within 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 David Clayton  
Alderman Kay Fairley  
Alderman James Moore  
Alderman Steve Stringer  
Alderman Liesa Weaver

Those present and voting "NAY" or against the passage, adoption and approval of Sections 1, 2, 3, and 4 of the foregoing Ordinance:

None

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

Alderman David Clayton  
Alderman Kay Fairley  
Alderman James Moore  
Alderman Steve Stringer  
Alderman Liesa Weaver

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,

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