

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 FEBRUARY 15, 2005 AT 7:00 P.M. IN THE BOARDROOM OF SAID CITY.

THOSE PRESENT	MAYOR TONY PHILLIPS
CITY ATTORNEY	DAPHNE LANCASTER (FOR TOM TYNER)
ALDERMEN	MICHAEL W DRAUGHN WILLIE W HINTON JOE C MCMURRY, SR STEVE STRINGER WILLIAM A TRAVIS
OTHERS PRESENT	NORMAN SIMMONS PENNY LUCKEL JAMES MOORE B C LEWIS AUBRA EVANS DEBORAH REYNOLDS 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 TO THE BOARD WITH THE FOLLOWING AMENDMENTS:

- IX. GENERAL BUSINESS
 - 12. REQUEST TO TERMINATE JASON STOKES IN THE STREET DEPARTMENT
 - 13. REQUEST TO ADVERTISE FOR DISPATCHER FOR THE POLICE DEPARTMENT.
 - 14. REQUEST FOR WARREN PAVING TO PAVE SMITH STREET IN AMOUNT OF \$20,750.00
 - 15. REQUEST TO ACCEPT GRACELYNN HEIGHTS SUBDIVISION FINAL PLAT WITH LETTER WHERE THEY WILL MAINTAIN EROSION CONTROL FOR A YEAR
 - 16. REQUEST TO PROVIDE FIRST FEDERAL BANK A BUILDING PERMIT ON HWY 42.
- X. SEMINARS & TRAVEL
 - 5. REQUEST FOR RICHARD BRYANT TO ATTEND THE MML CONFERENCE JULY 10-JULY 14, 2005 IN BILOXI, MS.
- XII. RESOLUTION & PROCLAMATION
 - 2. REQUEST TO ACCEPT RESOLUTION SETTING ENFORCEMENT DATE FOR FLOW CONTROL ON APRIL 1, 2005.

THEREUPON, ALDERMAN STRINGER MADE A MOTION THAT THE AGENDA BE APPROVED WITH THE FOREGOING AMENDMENTS. 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 FEBRUARY 1, 2005.

THEREUPON, ALDERMAN STRINGER MADE A MOTION THAT THE MINUTES OF THE REGULAR MEETING OF FEBRUARY 1, 2005 BE ACCEPTED 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
ALDERMAN STEVE STRINGER
ALDERMAN WILLIAM A TRAVIS

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS CALLED FOR PUBLIC COMMENTS.

THEREUPON, PENNY LUCKEL ADDRESSED THE MAYOR AND BOARD OF ALDERMEN ABOUT THE SALE OF CARS ALONG HIGHWAY 42 AT BUSINESSES THAT DO NOT HAVE A PERMIT. SHE WOULD LIKE FOR THE CITY TO MAKE THEM MOVE THE CARS FROM THESE BUSINESSES. MS LUCKEL WOULD LIKE FOR CAR LOTS TO JUST SELL CARS. THE CITY IS NOT GETTING THE SALES TAX OFF OF THESE OTHER SALES BECAUSE THE OWNER LIVES OUTSIDE THE CITY LIMITS.

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM CHRIS MOORE WITH HOLLOW RUN SUBDIVISION TO CHANGE THE WIDTH OF THE STREETS.

THEREUPON, ALDERMAN HINTON MADE A MOTION FOR CHRIS MOORE TO CHANGE THE WIDTH OF PAVEMENT ON THE ROADS IN HOLLOW RUN SUBDIVISION FROM 26' TO 22' WIDE. ALDERMAN MCMURRY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF JANUARY 2005.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ACCEPT THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF JANUARY 2005. 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 REVENUES AND EXPENDITURE REPORT FOR THE MONTH OF JANUARY 2005.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ACCEPT THE REVENUE AND EXPENDITURE REPORT FOR THE MONTH OF JANUARY 2005. ALDERMAN MCMURRY SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING PROOFS OF PUBLICATION:

- A. ORDINANCE 1979(42A-161)
- B. PUBLIC NOTICE-ZONING VARIANCE 957 HWY 42

THEREUPON, ALDERMAN MCMURRY MADE A MOTION THAT THE FOREGOING BE ACCEPTED AND FILED. ALDERMAN DRAUGHN SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM CITY CLERK JEAN ISHEE TO ADOPT CAPITAL ASSESTS THRESHOLD FOR AUDITING PURPOSES FOR GASB 34 EFFECTIVE OCTOBER 1, 2003.

SEE EXHIBIT "A"

CAPITAL ASSEST THRESHOLD

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ADOPT THE CAPITAL ASSESTS THRESHOLD FOR AUDITING PURPOSES EFFECTIVE OCTOBER 1, 2003. ALDERMAN DRAUGHN SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM RECREATION DIRECTOR TOM HARDGES TO INSTALL A FAX LINE IN THE RECREATION DEPARTMENT.

DIED DUE TO LACK OF A MOTION.

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM THE POLICE DEPARTMENT TO PURCHASE A NEW COMPUTER AND HARDWARE FOR THE NCIC.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE THE POLICE DEPARTMENT TO PURCHASE A COMPUTER IN AMOUNT OF \$1,250.00 FROM J& J COMPUTERS AND FOR DATAMAXX TO INSTALL THE SOFTWARE FOR \$250.00. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST TO PAY INVOICE #13741 FROM SHOWS, DEARMAN, & WAITS, INC IN AMOUNT OF \$24,084.00 FOR DESIGN OF SEWER EXPANSION TO ANNEXED AREA.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE THE CITY CLERK TO PAY THE INVOICE TO SHOWS, DEARMAN, & WAITS, INC IN AMOUNT OF \$24,084.00 FOR DESIGN OF SEWER EXPANSION TO ANNEXED AREA. 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 LETTER OF RESIGNATION OF DANA ANDERSON, DISPATCHER FOR POLICE DEPARTMENT EFFECTIVE FEBRUARY 15, 2005.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO ACCEPT THE RESIGNATION OF DANA ANDERSON FROM THE POLICE DEPARTMENT AS A DISPATCHER. ALDERMAN DRAUGHN SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A LIST OF UNMARKED VEHICLES THAT ARE USED IN THE POLICE DEPARTMENT.

SEE EXHIBIT "B"

LIST OF UNMARKED CARS FOR
POLICE DEPARTMENT

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ACCEPT THE LIST OF UNMARKED CARS THAT ARE USED IN THE POLICE DEPARTMENT. ALDERMAN DRAUGHN SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM FIRE CHIEF RICHARD BRYANT TO ADOPT AN INCENTIVE PROGRAM FOR THE FIRE DEPARTMENT.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO TAKE THIS UNDER ADVISEMENT UNTIL THE BOARD DECIDES TO LOOK AT IT AGAIN AT A LATER DATE. 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 TERMINATE JASON STOKES IN THE STREET DEPARTMENT, EFFECTIVE FEBRUARY 15, 2005, UPON THE RECOMMENDATION OF LARRY BYRD, STREET SUPERVISOR.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO TERMINATE JASON STOKES IN THE STREET DEPARTMENT, EFFECTIVE FEBRUARY 15, 2005, UPON THE RECOMMENDATION OF LARRY BYRD, STREET SUPERVISOR. 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 FROM POLICE CHIEF LEE SHELBOURN TO ADVERTISE FOR DISPATCHER.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO AUTHORIZE THE CITY CLERK TO ADVERTISE FOR DISPATCHER FOR THE POLICE DEPARTMENT. 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 WARREN PAVING, INC TO PAVE SMITH STREET IN AMOUNT OF \$20,750.00.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE WARREN PAVING, INC TO PAVE SMITH STREET IN AMOUNT OF \$20,750.00. 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"

ALDERMAN MICHAEL W DRAUGHN

WHEREAS, MAYOR PHILLIPS PRESENTED THE REQUEST FROM DAN TOLBERT, BUILDING INSPECTOR, TO ACCEPT THE FINAL PLAT ON GRACELYNN HEIGHTS SUBDIVISION WITH LETTER RECEIVED TO MAINTAIN EROSION CONTROL FOR ONE YEAR.

SEE EXHIBIT "C"

LETTER

SHOWS, DEARMAN, & WAITS, INC
SEAN HANCOCK

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ACCEPT THE FINAL PLAT ON GRACELYNN HEIGHTS SUBDIVISION WITH THE LETTER STATING THAT SEAN HANCOCK WILL MAINTAIN THE EROSION CONTROL FOR ONE YEAR. ALDERMAN DRAUGHN SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST TO PROVIDE FIRST FEDERAL BANK, LOCATED ON HIGHWAY 42, A BUILDING PERMIT WITH THE EXCEPTION OF THE BUFFER ON THE BACK SIDE.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE DAN TOLBERT, BUILDING INSPECTOR, TO PROVIDE FIRST FEDERAL BANK A BUILDING PERMIT AND TO ELIMINATE THE BUFFER ZONE ON THE BACK SIDE OF THE BUILDING, BUT WILL HAVE TO PUT A FENCE IN THE REAR, AND MEET ALL OTHER BUFFER REQUIREMENTS. ALDERMAN DRAUGHN SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

THOSE PRESENT AND ABSTAINING

ALDERMAN WILLIE W HINTON

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FOR SGT KEN BULLOCK AND OFFICER HARRIS TAPP TO ATTEND FIELD SOBRIETY SCHOOL FEBRUARY 8-10, 2005 AT THE CIVIC CENTER.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE SGT KEN BULLOCK AND OFFICER HARRIS TAPP TO ATTEND THE FIELD SOBRIETY SCHOOL FEBRUARY 8-10, 2005 AT THE CIVIC CENTER. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FOR SGT DARIN MCCREARY, POLICE DEPARTMENT, TO ATTEND CANINE TRIALS IN ROAN OAK, TX ON FEBRUARY 19-26, 2005.

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO AUTHORIZE SGT DARIN MCCREARY TO ATTEND CANINE TRIALS IN ROAN OAK, TX FEBRUARY 19-26, 2005 AND TO PAY HIS EXPENSES. 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 MAJOR SHAWN ELLIS TO ATTEND HOMELAND SECURITY TRAINING IN GULFPORT, MS MARCH 13-16, 2005.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHOIZE MAJOR SHAWN ELLIS TO ATTEND THE HOMELAND SECURITY TRAINING IN GULFPORT, MS MARCH 13-16, 2005 AND TO PAY HIS EXPENSES. ALDERMAN DRAUGHN SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FOR DAN TOLBERT TO ATTEND THE IAEI SPRING CONFERENCE MARCH 13-15, 2005 IN MERIDIAN, MS.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE DAN TOLBERT, BUILDING INSPECTOR, TO ATTEND THE IAEI SPRING CONFERENCE MARCH 13-15, 2005 IN MERIDIAN, MS AND TO PAY HIS EXPENSES. ALDERMAN DRAUGHN SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED A REQUEST FROM FIRE CHIEF, RICHARD BRYANT, TO ATTEND THE MML CONFERENCE IN BILOXI, MS JULY 10-14, 2005.

THEREUPON, ALDERMAN MCMURRY MADE A MOTION TO AUTHORIZE FIRE CHIEF RICHARD BRYANT TO ATTEND THE MML CONFERENCE IN BILOXI, MS JULY 10-14, 2005 AND TO PAY HIS EXPENSES. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

WILLIAM A TRAVIS

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING ORDER HIRING A FULL TIME GROUNDSKEEPER.

ORDER

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

IT IS HEREBY ORDERED THAT TERRY ROBERTSON BE HIRED AS A FULL TIME GROUNDS KEEPER AT A RATE OF \$6.50 PER HOUR EFFECTIVE FEBRUARY 16, 2005.

SO ORDERED ON THIS THE 15TH DAY OF FEBRUARY 2005.

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

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING ORDER PROMOTING 2ND CLASS POLICE OFFICER DAVID WARD.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI DO HEREBY DEEM IT NECESSARY TO PROMOTE 2ND CLASS OFFICER DAVID WARD, UPON THE RECOMMENDATION OF ASST CHIEF DON SEALY, TO 1ST CLASS OFFICER.

IT IS HEREBY ORDERED THAT 2ND CLASS OFFICER DAVID WARD BE PROMOTED TO 1ST CLASS OFFICER AT A RATE OF \$11.61 PER HOUR EFFECTIVE MARCH 16, 2005.

SO ORDERED ON THIS THE 15TH DAY OF FEBRUARY 2005.

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

THOSE PRESENT AND VOTING "AYE"

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

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR PHILLIPS PRESENTED THE FOLLOWING PROCLAMATION TO APPROVE PRESIDENT'S DAY AS A HOLIDAY.

SEE EXHIBIT "D"

PROCLAMATION

THEREUPON, ALDERMAN DRAUGHN MADE A MOTION TO ADOPT THE FOREGOING PROCLAMATION. 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 RESOLUTION SETTING ENFORCEMENT
DATE OF APRIL 1, 2005 FOR FLOW CONTROL WITH PINE BELT REGIONAL SOLID WASTE.

SEE EXHIBIT "E"

RESOLUTION SETTING ENFORCEMENT
DATE FOR FLOW CONTROL ORDINANCE

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOREGOING
RESOLUTION AND TO PUBLISH THE RESOLUTION THREE (3) TIMES IN THE NEWSPAPER.
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

THEREUPON, ALDEMAN MCMURRY 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

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 15TH DAY OF FEBRUARY 2005.


TONY PHILLIPS
MAYOR

(SEAL)

ATTEST:



JEAN SHEE
CITY CLERK

EXHIBIT "A"

Recommended Thresholds, Useful Lives, and Salvage Values for Financial Reporting

This office recommends the following capital asset thresholds, useful lives and salvage values for financial reporting purposes.

Capital Asset Thresholds:

Land	N/A
Infrastructure	N/A
Furniture, Vehicles, and Equipment	\$ 5,000
Improvements other than Buildings	\$25,000
Buildings	\$50,000

Useful Lives:

Computer Equipment and Peripherals	3 years
Vehicles and Equipment	5 years
Heavy Equipment (backhoes, dozers, front-end loaders, tractors, etc)	10 years
Furniture and Fixtures	7 years
Improvements other than Buildings	20 years
Buildings	40 years
Infrastructure:	
Roads	20 years
Concrete bridges	50 years
Timber bridges	30 years

Salvage Values:

Computer Equipment	1 %
Furniture	10%
Vehicles and Heavy Equipment	10%
Improvements other than Buildings	20%
Buildings	20%
Roads	30%
Bridges	0%

Request to adopt capital assets threshold for auditing purposes for GASB 34 effective Oct 1, 2003.

EXHIBIT "B"

CITY OF PETAL
DEPARTMENT OF POLICE
127 WEST 8TH Ave.
Petal, Ms. 39465
Phone: (601) 544-5331
Fax: (601) 544-5347

To: Mayor Tony Phillips and Board of Alderman

From: Lee Shelbourn

Ref: Unmarked Vehicles

Please consider this a formal request to approve the following vehicles to be designated as unmarked vehicles of the Petal Police Department.

1. 1999 Ford Truck (M-6) Investigator Sammy Burch
Vin#1FTYR10C9XUA24129
2. 1992 Chevrolet Truck Z-71 (M-7) Sgt. Inv. David Bassett
Vin#2GCEK19K8N1187686
3. 1995 Honda (M-10) Investigator Brian Aust
Vin#1HGCD5656SA066682
4. 1995 Nissan (M-11) Sgt. Inv. Tammy Moore
Vin#JN1CAZ1D6ST049117
5. 1997 Ford (M-12) Narcotics Inv. Carla McMahan
Vin#1FALP6241V4117256
6. 1996 Chevrolet (M-14) Administrator Officer Major Shawn Ellis
Vin#2G1FP22K7T2105744
7. 1997 Ford (Unit 38) Assistant Chief Don Sealy
Vin#1FALP52UXVA238290
8. 2004 Dodge (Unit 52) Chief Lee Shelbourn
Vin#2B3HD46V24H593137

Thanks you for your consideration in this matter.


Lee Shelbourn

CITY OF PETAL
MINUTE BOOK 24

184

EXHIBIT "C"


SHOWS, DEARMAN & WAITS, INC.
CONSULTING ENGINEERS
P.O. BOX 1711, 200 SECOND AVENUE
HATTIESBURG, MISSISSIPPI, 39401-1711
P. 601-844-1881 F. 601-844-0881
HTTP://WWW.SD-W.COM

ARMAND H. DEARMAN, P.E., R.L.S.
MICHAEL T. WAITS, P.E., R.L.S.
MICHAEL G. CORWELL, P.E.
WALE G. WALLACE, P.E.
DUSTY E. DEARMAN, G.I.
PAUL J. DEARMAN (1988)

February 11, 2005

City of Petal
P.O. Box 564
Petal, MS 39465

Attn: Mayor Tony Phillips

RE: GraceLynn Heights Subdivision
Petal, Mississippi

Dear Mayor Phillips:

I re-inspected the above reference subdivision with Mr. Larry Byrd, the Developer, and the Developer's Engineer. I found it in much better condition than in my previous visit. The major concern is the erosion control. The Developer states he will furnish the City a letter wherein he will maintain the erosion for one year. Based on this I would recommend the City accept the final plat of the subdivision.

Should you have any questions or comments, please do not hesitate to call. With kindest regards, I remain

Sincerely,



Michael T. Waits, F.E., R.L.S.

MTW/bs

F:\PROJECTS\Petal_City\4704-1470C - GraceLynn Heights Subdivision\Control\Mayor-requested-answers.rpt

Sean Hancock
108 Larwood Point
Petal, Mississippi 39462

February 15, 2005

Mayor Tony Phillips
The City of Petal, Mississippi
Post Office Box 564
Petal, Mississippi 39465

Reference: GraceLynn Heights Subdivision
Petal, Mississippi

Dear Mayor Phillips:

This letter is to certify that I, Sean Hancock, agree to provide erosion control measures as conditions warrant for a period of one year at GraceLynn Heights Subdivision. Under this condition, I respectfully request that the City accept the final plat for the development so that further stages of the development can be initiated.

Please call if you have any questions or need any additional information.

Sincerely,

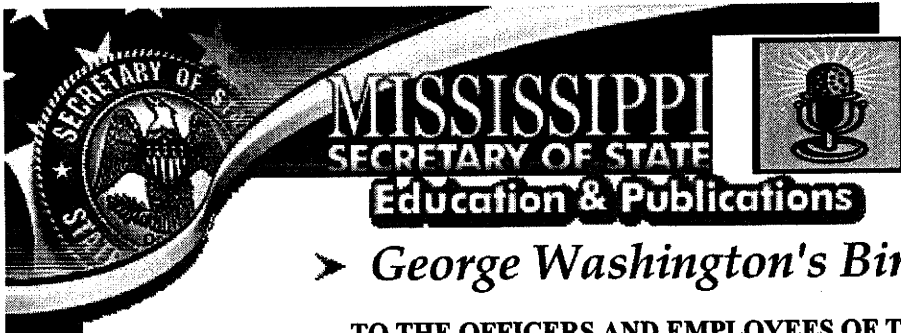


Sean Hancock
Developer, GraceLynn Heights Subdivision

EXHIBIT "D"

George Washington's Birthday

Page 1 of 1



➤ *George Washington's Birthday*

TO THE OFFICERS AND EMPLOYEES OF THE STATE OF MISSISSIPPI:

WHEREAS, the Legislature has designated the third Monday of February as the day for the observance of the birthday of **GEORGE WASHINGTON**, and under the provisions of Section 3-3-7, Mississippi Code of 1972, is a legal holiday in the State of Mississippi;

THEREFORE, all officers and employees of the State of Mississippi are authorized and empowered, at the discretion of the executive head of the department or agency, to close their respective offices in observance of the holiday on

MONDAY, FEBRUARY 21, 2005

GIVEN under my hand and seal of office at Jackson, Mississippi, this the 25th day of January, 2005.



Eric Clark
Secretary of State
State of Mississippi

State Holiday
Proclamations

- New Year's Day
- Martin Luther King's Birthday / Robert E. Lee's Birthday
- George Washington's Birthday
- Confederate Memorial Day
- National Memorial Day / Jefferson Davis' Birthday
- Independence Day
- Labor Day
- Armistice Day
- Thanksgiving Holiday
- Christmas Holiday.pdf

● State Holidays In Mississippi

Ed. & Pubs

Home

[Home](#) | [Accessibility Policy](#) | [Contact Us](#) | [E-mail Us](#) | [Links](#) | [Search](#)

EXHIBIT "E"

**RESOLUTION SETTING ENFORCEMENT
DATE FOR FLOW CONTROL ORDINANCE**

WHEREAS, the Mayor and board of Aldermen of the City of Petal, Mississippi (herein "the City") adopted Ordinance No. 2002 (101), which required the mandatory flow of municipal solid waste generated within the geographic boundaries of the City be transported to, stored in, and managed at the Pine Belt Regional Solid Waste Management Authority's (herein "the Authority") landfill in Perry County, Mississippi, or at a transfer station owned by the Authority;

WHEREAS, the Ordinance had an effective date of June 10, 2002;

WHEREAS, a similar ordinance was adopted by all members of the Authority;

WHEREAS, because of litigation between the Authority (and its member cities and counties, including the City of Petal), being one party, and the National Solid Waste Management Association, BFI Waste Systems, BFI Waste Systems of Mississippi, LLC, and Waste Management of Mississippi, Inc. (herein "the Plaintiffs"), the other party (herein "the litigation"), the Ordinance was not enforced by the Authority or its members, pending the outcome of the litigation;

WHEREAS, on October 29, 2004, the United States Court of Appeals for the Fifth Circuit in Case No. 03-60470 upheld the Ordinance, reversing a United States District Court for the Southern District of Mississippi ruling to the contrary; and

WHEREAS, the United States Court of Appeals for the Fifth Circuit issued its Mandate on Wednesday, January 12, 2005, following that Court's decision to deny the Petitions for Rehearing filed by the Plaintiffs in the litigation;

WHEREAS, the Authority and the members, including the City, desire to begin enforcement of said Ordinance.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Petal, Mississippi, that enforcement of said Ordinance should commence on April 1, 2005; that the Mayor and Board of Aldermen are authorized to give public notice of said enforcement date and actual notice to the known waste haulers

in this area of this enforcement date by letter and by publishing notice in the *Hattiesburg American* for three consecutive weeks; and, that the City of Petal, Mississippi, is authorized to do all acts necessary to enforce said Ordinance from and after April 1, 2005.

SO RESOLVED on this, the 15th day of February, A.D., 2005.

Motion was made by Alderman Steve Stringer, seconded by Alderman Joe McMurry, Sr., that the foregoing Resolution be adopted.

Upon roll call vote, the result was as follows:

THOSE VOTING YEA:

ALDERMAN MICHAEL W. DBAUBORN
ALDERMAN WILLE W. HINTON
ALDERMAN JOE C. MCMURRY, SR.
ALDERMAN STEVE STRINGER
ALDERMAN WILLIAM A. TRAVIS

THOSE VOTING NAY:
NONE

The Mayor thereupon declared the motion carried and the Resolution adopted, this the 15th day of February, 2005.


MAYOR

ATTEST:


CITY CLERK