

BE IT REMEMBERED THAT THERE WAS BEGUN AND HELD A REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI ON SEPTEMBER 21, 2010 AT 6:00 P.M. IN THE BOARDROOM OF SAID CITY.

THOSE PRESENT	MAYOR HAL MARX
CITY ATTORNEY	TOM TYNER
ALDERMEN	DAVID CLAYTON TONY DUCKER WILLIE HINTON JAMES RUNNELS STEVE STRINGER
OTHERS	ADA MADISON BUBBA NOBLES ALLEN FLYNT JOHN WEEKS AND MANY OTHERS

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

THE INVOCATION WAS OFFERED BY CHARLES KENDRICK.

THE PLEDGE OF ALLEGIANCE WAS RECITED.

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

GENERAL BUSINESS

1. OMIT
15. OMIT
19. REQUEST TO ADJUST WATER BILL AT 48 COUNTRY PARK CIRCLE
20. REQUEST TO RE-APPOINT BUBBA NOBLES AS WARD 2 PARKS AND RECREATION COMMISSIONER FOR A TERM TO EXPIRE SEPTEMBER 2012.
21. REQUEST TO RE-APPOINT KAY FAIRLEY AS WARD 3 PARKS AND RECREATION COMMISSIONER FOR A TERM TO EXPIRE SEPTEMBER 2012.

SEMINARS & TRAVEL

8. OMIT

RESOLUTIONS & PROCLAMATIONS

1. REQUEST TO ADOPT RESOLUTION AMENDING 2009 – 2010 BUDGET.

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE MINUTES OF THE REGULAR MEETING AND THE PUBLIC HEARING OF SEPTEMBER 7, 2010.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO APPROVE THE MINUTES OF THE REGULAR MEETING AND THE PUBLIC HEARING OF SEPTEMBER 7, 2010 AS WRITTEN. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS

ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX CALLED FOR PUBLIC COMMENT.

THERE WAS NONE.

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING ORDER PROMOTING TANYA CARTER IN THE WATER DEPT.

EXHIBIT "A"

ORDER

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST FOR AN ADJUSTMENT TO THE WATER BILL AT 116 S GEORGE ST FOR STEPHEN FAIRLEY.

THEREUPON, ALDERMAN STRINGER NOTED EVIDENCE OF A REPAIRED LEAK AND MADE A MOTION TO AUTHORIZE AN ADJUSTMENT IN THE AMOUNT OF \$31.00. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST FOR AN ADJUSTMENT TO THE WATER BILL AT 113 McAULEY DR FOR LINDA SMALL.

THEREUPON, ALDERMAN STRINGER NOTED EVIDENCE OF A REPAIRED LEAK AND MADE A MOTION TO AUTHORIZE AN ADJUSTMENT IN THE AMOUNT OF \$35.00. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST FOR AN ADJUSTMENT TO THE WATER BILL AT 268 CORINTH RD FOR GLORIA WEBB.

THEREUPON, ALDERMAN STRINGER NOTED EVIDENCE OF A REPAIRED LEAK AND MADE A MOTION TO AUTHORIZE AN ADJUSTMENT IN THE AMOUNT OF \$249.00. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST FOR AN ADJUSTMENT TO THE WATER BILL AT 709 CARTERVILLE RD FOR GENE DYE.

THEREUPON, ALDERMAN DUCKER NOTED EVIDENCE OF A REPAIRED LEAK AND MADE A MOTION TO AUTHORIZE AN ADJUSTMENT IN THE AMOUNT OF \$121.00. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST FOR AN ADJUSTMENT TO THE WATER BILL AT 302 W CENTRAL AVENUE FOR SAMMY LOVETT.

THEREUPON, ALDERMAN STRINGER NOTED EVIDENCE OF A REPAIRED LEAK AND MADE A MOTION TO AUTHORIZE AN ADJUSTMENT IN THE AMOUNT OF \$373.00. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO PAY LTD OBLIGATION BOND 2002 TO BANCORP SOUTH IN THE AMOUNT OF \$71,787.50.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO AUTHORIZE THE CITY CLERK TO PAY THE LTD OBLIGATION BOND 2002 TO BANCORP SOUTH IN THE AMOUNT OF \$71,787.50, ALDERMAN DUCKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO PAY 5.0 GENERAL OBLIGATION BOND SERIES 2006 IN THE AMOUNT OF \$88,697.71 TO BNA BANK .

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE THE CITY CLERK TO PAY THE 5.0 GENERAL OBLIGATION BOND SERIES 2006 IN THE AMOUNT OF \$88,697.71 TO BNA BANK. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO ACCEPT THE PLANNING COMMISSION RECOMMENDATIONS REGARDING THE PROPERTY ON HWY 42 NEXT TO 1ST SOUTHERN BANK. (ROSE RENEE SALON)

EXHIBIT "B"

PLANNING COMMISSION MINUTES

- REZONE FROM R-1 TO C-1
- GRANT VARIANCE ON SIDE SETBACK
- GRANT VARIANCE ON BUFFER ZONE

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ACCEPT THE PLANNING COMMISSION RECOMMENDATIONS ON THE PROPERTY ON HWY 42 NEXT TO 1ST SOUTHERN BANK (ROSE RENEE SALON). ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO ACCEPT SUPPLEMENTAL AGREEMENT #2 WITH BUSH CONSTRUCTION FOR THE 2007 CDBG SEWER SYSTEM EXPANSION PER SHOWS, DEARMAN & WAITS RECOMMENDATION.

EXHIBIT "C"

SUPPLEMENTAL AGREEMENT #2

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ACCEPT SUPPLEMENTAL AGREEMENT #2 WITH BUSH CONSTRUCTION FOR THE 2007 CDBG SEWER SYSTEM EXPANSION PER SHOWS, DEARMAN & WAITS RECOMMENDATION. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO ACCEPT CLOSEOUT PAPERWORK ON THE 2007 CDBG PROJECT PER SHOWS, DEARMAN & WAITS RECOMMENDATION.

EXHIBIT "D"

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO ACCEPT THE CLOSEOUT PAPERWORK ON THE 2007 CDBG PROJECT PER SHOWS, DEARMAN & WAITS RECOMMENDATION. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO AUTHORIZE JOHN WEEKS WITH SHOWS, DEARMAN & WAITS TO ACQUIRE EASEMENTS FOR SUNRISE ROAD SEWER PROJECT.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE JOHN WEEKS WITH SHOWS, DEARMAN & WAITS TO ACQUIRE EASEMENTS FOR SUNRISE ROAD SEWER PROJECT. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING PROOFS OF PUBLICATION.

AD FOR BIDS – GENERATOR INSTALLATION PHASE III

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO ACCEPT THE FOREGOING PROOFS OF PUBLICATION FOR FILING. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE REVENUE & EXPENDITURES REPORT FOR THE MONTH OF AUGUST 2010.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ACCEPT THE REVENUE & EXPENDITURES REPORT FOR THE MONTH OF AUGUST 2010. ALDERMAN DUCKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE MUNICIPAL COMPLIANCE QUESTIONNAIRE FOR FY 2009-2010.

EXHIBIT "E"

MUNICIPAL COMPLIANCE QUESTIONNAIRE

THEREUPON, ALDERMAN DUCKER MADE A MOTION TO ACCEPT THE MUNICIPAL COMPLIANCE QUESTIONNAIRE. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST FOR AN ADJUSTMENT TO THE WATER BILL AT 48 COUNTRY PARK CIRCLE FOR J E HARRINGTON.

THEREUPON, ALDERMAN RUNNELS NOTED EVIDENCE OF A REPAIRED LEAK AND MADE A MOTION TO AUTHORIZE AN ADJUSTMENT IN THE AMOUNT OF \$138.00. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO APPOINT A WARD 2 PARKS AND RECREATION COMMISSIONER FOR A TERM TO EXPIRE SEPTEMBER 2012.

THEREUPON, ALDERMAN STEVE STRINGER MADE A MOTION TO RE-APPOINT BUBBA NOBLES AS WARD 2 PARKS AND RECREATION COMMISSIONER FOR A TERM TO EXPIRE SEPTEMBER 2012. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO APPOINT A WARD 3 PARKS AND RECREATION COMMISSIONER FOR A TERM TO EXPIRE SEPTEMBER 2012.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO RE-APPOINT KAY FAIRLEY AS WARD 3 PARKS AND RECREATION COMMISSIONER FOR A TERM TO EXPIRE SEPTEMBER 2012. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER

ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST FOR ANGELA HOEFLICH TO ATTEND INTENSIVE DISPATCH TRAINING IN MENDENHALL, MS ON SEPTEMBER 28, 2010.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE ANGELA HOEFLICH TO ATTEND INTENSIVE DISPATCH TRAINING IN MENDENHALL, MS ON SEPTEMBER 28, 2010 AND TO PAY EXPENSES. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST FOR CARL JOHNSTON TO ATTEND 2006 RESIDENTIAL BUILDING CODE AND 2006 IRC FIELD INSPECTIONS IN HATTIESBURG, MS ON 11/29 – 11/30/2010 AND 12/01-12/02/2010.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE CARL JOHNSTON TO ATTEND 2006 RESIDENTIAL BUILDING CODE AND 2006 IRC FIELD INSPECTIONS IN HATTIESBURG, MS ON 11/29 – 11/30/2010 AND 12/01-12/02/2010 AND TO PAY EXPENSES. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST FOR JOE HENDRY TO ATTEND 2006 RESIDENTIAL BUILDING CODE AND 2006 IRC FIELD INSPECTIONS IN HATTIESBURG, MS ON 11/29 – 11/30/2010 AND 12/01-12/02/2010.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE JOE HENDRY TO ATTEND 2006 RESIDENTIAL BUILDING CODE AND 2006 IRC FIELD INSPECTIONS IN HATTIESBURG, MS ON 11/29 – 11/30/2010 AND 12/01-12/02/2010 AND TO PAY EXPENSES. ALDERMAN HINTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST FOR CARL JOHNSTON TO ATTEND 2006 CODE CHANGE CLASS IN HATTIESBURG, MS ON 10/08/2010.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE CARL JOHNSTON TO ATTEND 2006 CODE CHANGE CALSS IN HATTIESBURG, MS ON 10/08/2010 AND TO PAY EXPENSES. ALDERMAN HINTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST FOR JOE HENDRY TO ATTEND 2006 CODE CHANGE CLASS IN HATTIESBURG, MS ON 10/08/2010.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE JOE HENDRY TO ATTEND 2006 CODE CHANGE CALSS IN HATTIESBURG, MS ON 10/08/2010 AND TO PAY EXPENSES. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST FOR BRIAN WELLS TO ATTEND SMOKE DIVER COURSE AT MSFA ON 10/18 – 10/21/2010.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE BRIAN WELLS TO ATTEND SMOKE DIVER COURSE AT MSFA ON 10/18 – 10/21/2010 AND TO PAY EXPENSES. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST FOR TIMOTHY DYE TO ATTEND SMOKE DIVER COURSE AT MSFA ON 10/18-10/21/2010.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE TIMOTHY DYE TO ATTEND SMOKE DIVER COURSE AT MSFA ON 10/18-10/21/2010 AND TO PAY EXPENSES. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING ORDER PROMOTING TIMOTHY DYE TO ENGINEER.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN
DEEM IT NECESSARY TO PROMOTE TIMOTHY
DYE IN THE FIRE DEPT

IT IS HEREBY ORDERED THAT TIMOTHY DYE
BE PROMOTED TO ENGINEER AT A RATE OF
\$12.09 PER HOUR EFFECTIVE 09/22/2010

SO ORDERED THIS THE 21ST DAY OF SEPTEMBER 2010

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING ORDER PROMOTING DESMOND ESCOBAR TO ENGINEER.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN
DEEM IT NECESSARY TO PROMOTE
DESMOND ESCOBAR IN THE FIRE DEPT

IT IS HEREBY ORDERED THAT DESMOND ESCOBAR
BE PROMOTED TO ENGINEER AT A RATE OF
\$12.09 PER HOUR EFFECTIVE 09/22/2010

SO ORDERED THIS THE 21ST DAY OF SEPTEMBER 2010

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING ORDER PROMOTING T J BURKHALTER TO ENGINEER.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN
DEEM IT NECESSARY TO PROMOTE
T J BURKHALTER IN THE FIRE DEPT

IT IS HEREBY ORDERED THAT T J BURKHALTER
BE PROMOTED TO ENGINEER AT A RATE OF
\$12.09 PER HOUR EFFECTIVE 09/22/2010

SO ORDERED THIS THE 21ST DAY OF SEPTEMBER 2010

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING ORDER PROMOTING JEREMIAH HILL TO ENGINEER.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN
DEEM IT NECESSARY TO PROMOTE JEREMIAH
HILL IN THE FIRE DEPT

IT IS HEREBY ORDERED THAT JEREMIAH HILL
BE PROMOTED TO ENGINEER AT A RATE OF
\$12.09 PER HOUR EFFECTIVE 09/22/2010

SO ORDERED THIS THE 21ST DAY OF SEPTEMBER 2010

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING ORDER APPOINTING LARRY CARRAWAY AS PUBLIC WORKS DIRECTOR.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN
DEEM IT NECESSARY TO APPOINT A PUBLIC
WORKS DIRECTOR

IT IS HEREBY ORDERED THAT LARRY CARRAWAY
BE APPOINTED AS PUBLIC WORKS DIRECTOR
AT A SALARY OF \$45,500.00 ANNUALLY
EFFECTIVE SEPTEMBER 22, 2010

SO ORDERED THIS THE 21ST DAY OF SEPTEMBER 2010

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS

ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING ORDER APPOINTING DALE NUTTING AS ASST. PUBLIC WORKS DIRECTOR.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN
DEEM IT NECESSARY TO APPOINT AN ASST.
PUBLIC WORKS DIRECTOR

IT IS HEREBY ORDERED THAT DALE NUTTING
BE APPOINTED AS ASST PUBLIC WORKS DIRECTOR
AT A SALARY OF \$42,000.00 ANNUALLY EFFECTIVE
SEPTEMBER 22, 2010

SO ORDERED THIS THE 21ST DAY OF SEPTEMBER 2010

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING ORDER ADJUSTING THE PAY SCALE FOR WATER DEPT EMPLOYEES.

EXHIBIT "F"

ORDER

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING ORDER ADJUSTING THE PAY SCALE FOR SANITATION DEPT EMPLOYEES.

EXHIBIT "G"

ORDER

THEREUPON, ALDERMAN DUCKER MADE A MOTION TO ADOPT THE FOREGOING ORDER.
ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON

ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING ORDINANCE 1982 (54-A4)
RESTRICTING THE SALE OF ALCOHOL

EXHIBIT "H"

ORDINANCE 1982 (54-A4)

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

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED THE FOLLOWING RESOLUTION AMENDING THE FY
2009-2010 BUDGET.

EXHIBIT "I"

RESOLUTION

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ADOPT THE FOREGOING
RESOLUTION. ALDERMAN CLAYTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO CLEAR THE ROOM TO DETERMINE
THE NEED FOR AN EXECUTIVE SESSION.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO CLEAR THE ROOM TO
DETERMINE THE NEED FOR AN EXECUTIVE SESSION. ALDERMAN DUCKER SECONDED
THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, ALDERMAN DUCKER MADE A MOTION TO ENTER INTO EXECUTIVE SESSION.
ALDERMAN RUNNELS SECONDED THE MOTION TO DISCUSS PERSONNEL MATTERS.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADJOURN THE EXECUTIVE SESSION. ALDERMAN DUCKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

NO OFFICIAL ACTION WAS TAKEN IN EXECUTIVE SESSION.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADJOURN THE REGULAR MEETING OF SEPTEMBER 21, 2010. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

THERE BEING NO FURTHER BUSINESS, THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI WAS ADJOURNED ON SEPTEMBER 21, 2010


MAYOR HAL MARX

SEAL

ATTEST


MELISSA MARTIN, CITY CLERK

ORDER

WHEREAS, THE MAYOR AND ALDERMEN
~~DO HEREBY DEEM IT NECESSARY TO PROMOTE~~
EXHIBIT "A"
TANYA CARTER,
IT IS HEREBY ORDERED THAT TANYA CARTER
BE PROMOTED TO OFFICE MANAGER IN THE
WATER DEPT AT A RATE OF \$14.42 PER HOUR
EFFECTIVE SEPTEMBER 7, 2010
SO ORDERED THIS THE 21ST DAY OF SEPTEMBER 2010

BE IT REMEMBERED THAT THERE WAS BEGUN AND HELD THE REGULAR MEETING OF THE PLANNING COMMISSION OF THE CITY OF PETAL, MISSISSIPPI ON SEPTEMBER 14, 2010 AT 6:00 P.M. IN THE BOARDROOM OF SAID CITY.

COMMISSIONERS PRESENT JOSEPH BARKER
 CHARLES BLACKWELL
 CHRIS CONN
 TOMMYE CORLEY
 JO DAVIS
 ADAM JOHNSON
 CHARLES KENDRICK
 PATRICK MCGUIEE

COMMISSIONERS ABSENT JEFFREY GINN

OTHERS PRESENT ALLEN FLYNT
 MARCH PIGFORD
 MORIA PIGFORD
 KENNETH TEMPLE
 PAUL MANNING
 KATHY MANNING
 ALDERMAN JAMES RUNNELS
 AND OTHERS

THE CHAIRMAN DECLARED A QUORUM PRESENT AND DECLARED THE PLANNING COMMISSION IN SESSION

WHEREAS, CHARLES KENDRICK PRESENTED THE AGENDA:

- I. GENERAL BUSINESS
 - A. REQUEST FOR A ZONING CHANGE FROM R-1 (LOW DENSITY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL DISTRICT) FOR PROPERTY CONTAINING 0.413 ACRES 1/4- ON HIGHWAY 42 NEXT TO FIRST SOUTHERN BANK. (FLYNT & ASSOCIATES, AGENT)
 - B. REQUEST FOR VARIANCES FOR PROPERTY CONTAINING 0.413 ACRES 1/4- ON HIGHWAY 42 NEXT TO FIRST SOUTHERN BANK. (FLYNT & ASSOCIATES, AGENT)
 - 1. REDUCE SIDE SETBACK ON EAST SIDE OF BUILDING AND ADJACENT TO FIRST SOUTHERN BANK FROM 10 FEET TO 5 FEET.
 - 2. REDUCE BUFFER ZONE ALONG WEST SIDE OF PROPERTY AND PARKING LOT FROM 20 FEET TO 5 FEET WITH THE 20 FOOT BUFFER ZONE REMAINING IN PLACE ALONG AND ADJACENT TO THE THREE SOUTHERLY PROPERTY LINES.

THEREUPON, COMMISSIONER BLACKWELL MADE THE MOTION TO APPROVE THE AGENDA. COMMISSIONER BARKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

JOSEPH BARKER
CHARLES BLACKWELL
CHRIS CONN
TOMMYE CORLEY
JO DAVIS
ADAM JOHNSON
PATRICK MCGUIEE

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, COMMISSIONER CORLEY MADE THE MOTION TO ADOPT THE

NONE

THEREUPON, COMMISSIONER BARKER MADE THE MOTION TO GRANT A VARIANCE FOR THE PROPERTY ON HIGHWAY 42 NEXT TO FIRST SOUTHERN BANK, CONTAINING 0.413 ACRES 1/4- PARCEL # 021P-32-053.00. THE VARIANCE WOULD REDUCE THE SIDE SETBACK ON THE EAST SIDE OF THE BUILDING AND ADJACENT TO FIRST SOUTHERN BANK FROM 10 FEET TO 5 FEET.

THOSE PRESENT AND VOTING "AYE"

JOSEPH BARKER
CHARLES BLACKWELL
CHRIS CONN
TOMMYE CORLEY
JO DAVIS
ADAM JOHNSON

THOSE PRESENT AND VOTING "NAY"

PATRICK MCGUIEE

THEREUPON, COMMISSIONER BARKER MADE THE MOTION TO GRANT A VARIANCE FOR THE PROPERTY ON HIGHWAY 42 NEXT TO FIRST SOUTHERN BANK, CONTAINING 0.413 ACRES 1/4- PARCEL # 021P-32-053.00. THE VARIANCE WOULD REDUCE THE BUFFER ZONE ALONG THE WEST SIDE OF THE PROPERTY AND PARKING LOT FROM 20 FEET TO 5 FEET WITH THE 20 FOOT BUFFER ZONE REMAINING IN PLACE ALONG AND ADJACENT TO THE THREE SOUTHERLY PROPERTY LINES.

EXHIBIT "A"
ROSE RENEE PROPOSED PLAN

THOSE PRESENT AND VOTING "AYE"

JOSEPH BARKER
CHARLES BLACKWELL
CHRIS CONN
TOMMYE CORLEY
JO DAVIS
ADAM JOHNSON

THOSE PRESENT AND VOTING "NAY"

PATRICK MCGUIEE

WHEREBEEING NO FURTHER BUSINESS OF THE REGULAR MEETING OF THE PLANNING COMMISSION OF THE CITY OF PETAL, MISSISSIPPI WAS ADJOURNED ON THIS THE 14TH DAY OF SEPTEMBER 2010

CHARLES KENDRICK
CHAIRMAN

ATTEST:

AMY HEATH
SECRETARY

EXHIBIT "B"

THOSE PRESENT AND VOTING "AYE"

JOSEPH BARKER
CHARLES BLACKWELL
CHRIS CONN
TOMMYE CORLEY
JO DAVIS
ADAM JOHNSON
PATRICK MCGUIEE

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, CHAIRMAN KENDRICK OPENED THE FLOOR FOR PUBLIC COMMENT. THERE WAS NONE.

THEREUPON, CHAIRMAN KENDRICK PRESENTED NEW BUSINESS ITEM A.

THEREUPON, CHAIRMAN KENDRICK YIELDED THE FLOOR TO ALLEN FLYNT, AGENT FOR THE PIGFORD'S. MR. FLYNT STATED THAT THE ADJOINING PROPERTY OWNED BY FIRST SOUTHERN BANK IS C-1 AND WAS REZONED SEVERAL YEARS AGO. MR. FLYNT DISPLAYED A MAP OF THE PROPERTY SHOWING THE PROPOSED BUILDING, PARKING, ETC. MR. FLYNT STATED THAT DUE TO THE LAYOUT OF THE PROPERTY AND THE DRAINAGE ISSUES, THE BUILDING FOR THE SALON WOULD HAVE TO BE CONSTRUCTED CLOSER TO THE BANK WITH THE PARKING ON THE REST OF THE LOT. THE STORMWATER DETENTION WILL BE CAPTURED UNDER THE PARKING LOT THROUGH CULVERTS. THE PROPERTY OWNER DESIRES TO REZONE TO C-1 TO MATCH THE BANK'S ZONING. THE LOT HAS APPROXIMATELY 114 FEET OF FRONTAGE. MR. FLYNT STATED THAT HE HAS SPOKEN WITH THE RESIDENTS WHO ADJOIN THE PROPERTY, SPECIFICALLY MRS. KATHY MANNING, AND THAT THEY ARE INTERESTED IN REZONING THEIR PROPERTY TO COMMERCIAL AS WELL AND HAVE NO ISSUES WITH THE CHANGE IN THE BUFFER ADJOINING THEIR PROPERTY. HE STATED THAT HE HAS ALSO TALKED TO MCKEY SHOEMAKE WITH FIRST SOUTHERN AND THEY DO NOT HAVE A PROBLEM WITH THE VARIANCES EITHER. THE PROPOSED ROSE RENEE SALON WOULD HAVE RETAIL SALES OF MAKEUP, JEWELRY AND A FULL SERVICE HAIR SALON. THERE ARE EIGHT REQUIRED PARKING SPACES BY THE CITY'S ORDINANCE BUT THEY HAVE PUT MORE ON THEIR SITE PLAN TO ACCOMMODATE THEIR CUSTOMERS. ALSO, NOTED ON THEIR PRELIMINARY SITE PLAN THEY HAVE A DUMPSTER CAGE ON THE REAR OF THE PROPERTY.

THEREUPON, CHAIRMAN KENDRICK ASKED FOR DISCUSSION FROM THE COMMISSIONERS. COMMISSIONER MCGUIEE ASKED IF THE OWNERS COULD CUT BACK ON THE NUMBER OF PARKING SPACES SO THAT THEY WOULD NOT HAVE TO GET A VARIANCE ON THE BUFFER AND SETBACKS. MR. FLYNT STATED THAT THE OWNERS WOULD NEED THAT NUMBER OF PARKING SPACES TO ACCOMMODATE ALL OF THEIR CLIENTS THAT WOULD BE IN THE SALON AT ONE TIME, SO THEY WOULD PREFER TO KEEP THE NUMBER OF SPACES AS DESIGNED ON THE PRELIMINARY SITE PLAN.

THEREUPON, CHAIRMAN KENDRICK ASKED FOR PUBLIC COMMENT REGARDING THIS CASE. PAUL & KATHY MANNING, RESIDENTS ADJOINING THE PROPERTY AT 1038 HIGHWAY 42, WERE PRESENT AND STATED THAT THEY ARE NOT OPPOSED TO THE CHANGES ON THE PROPERTY OR THE CHANGE IN SETBACKS/BUFFER ALONG THEIR PROPERTY.

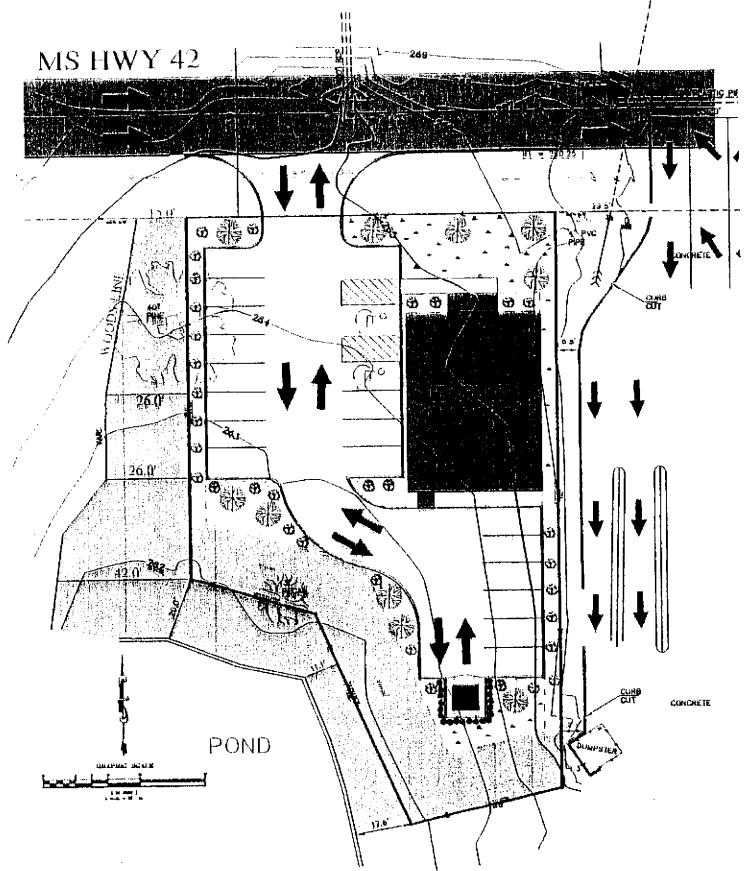
THEREUPON, COMMISSIONER JOHNSON MADE THE MOTION TO REZONE THE PROPERTY ON HIGHWAY 42 NEXT TO FIRST SOUTHERN BANK, CONTAINING 0.413 ACRES 1/4- PARCEL # 021P-32-053.00 TO C-1 (LOW DENSITY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL DISTRICT). COMMISSIONER BARKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

JOSEPH BARKER
CHARLES BLACKWELL
CHRIS CONN
TOMMYE CORLEY
JO DAVIS
ADAM JOHNSON
PATRICK MCGUIEE

THOSE PRESENT AND VOTING "NAY"

EXHIBIT "A"
ROSE RENEE
PROPERTY PLOT
MS HWY 42
PETAL, MS



POWER OF ATTORNEY

Direct Inquiries/Claims to:
THE HARTFORD
 BOND, T-4
 P.O. BOX 2103, 690 ASYLUM AVENUE
 HARTFORD, CONNECTICUT 06115
 call 888-266-3488 or fax: 860-757-8835
 Agency Code: 43-230670 & 43-238190

CITY OF PETAL
 MINUTE BOOK 31

KNOW ALL PERSONS BY THESE PRESENTS THAT:

- Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Illinois
- Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
- Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

SUPPLEMENTAL AGREEMENT NO. 2

CITY OF PETAL, MISSISSIPPI

WHEREAS, We, Bush Construction Company, Inc., Contractor and Hartford Fire Insurance Company, Surety entered into a contract with the City of Petal on the 2nd Day of June, 2009 for the 2007 CDBG Sewer System Expansion in the Springfield Road Area.

WHEREAS: Unforeseen field conditions require the establishment of additional pay items to complete the construction of the project.

WHEREAS: The unit cost for materials, labor and installation of crushed limestone to create a roadbed shall be \$66.73 per cubic yard with a quantity of 456.78 cubic yards.

WHEREAS: The pay items shall be adjusted to match the over/underrun statement attached hereto.

Original Contract Amount	\$827,945.45
Per Change Order #1	\$ 12,895.89
Per Change Order #2	\$ 30,480.93
Revised Contract Amount	\$871,322.27
Project Underrun	\$ 17,286.35
Final Project Total	\$854,035.92

This agreement in no way modifies or changes the original contract of which it becomes a part, except as specifically stated herein.

NOW, THEREFORE, We, Bush Construction Company, Inc., Contractor and Hartford Fire Insurance Company, Surety, hereby agree that said Supplemental Agreement is hereby made a part of the Original Contract to be performed under the specifications thereof, and that the Original Contract is in full force and effect, except insofar as it might be modified by this Supplement Agreement.

DATED, this 24th day of August, 2010

Bush Construction Company, Inc. Hartford Fire Insurance Company

By: [Signature] Contractor
 By: [Signature] Surety Kathleen Scarborough Attorney-In-Fact

Witness: [Signature]
 Witness: [Signature]

City of Petal

By: [Signature]
 Owner

Witness: [Signature]

EXHIBIT A

Having first been duly sworn, Hartford, Connecticut (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint:

- Troy P. Magner, Jim Eley, Brasher, Noma J. McMahon, Loren R. Howell, Jr., Kathleen B. Scarborough of Bloom, MS
- Chris Boone, John R. Pittman, Sharon Tison of Jackson, MS
- Richard Ted Jones, David Robin Fortenberry, Mary J. Nunn, Kimberly B. Barlow of Hattiesburg, MS
- John B. Sneed, Leo Wayne Tidale, Wayne Scott Naugle of Gulfport, MS

their true and lawful Attorney(s) in Fact, each in their separate capacity if more than one is named above, to sign his name as surety(ies) only as delineated above by [X] and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the future which on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on January 22, 2004 the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereunto affixed, duly attested by its Assistant Secretary. Further pursuant to Resolution of the Board of Directors of the Companies the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.

[Signature]
 Paul A. Bergeron, Assistant Secretary

[Signature]
 M. Ross Fisher, Assistant Vice President

STATE OF CONNECTICUT }
 COUNTY OF HARTFORD } ss Hartford

On this 3rd day of March, 2008, before me personally came M. Ross Fisher, to the known, who being by me duly sworn, did depose and say that he resides in the County of Hartford, State of Connecticut, that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument, that he knows the seals of the said corporations, that the seals affixed to the said instrument are such corporate seals, that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by the authority

[Signature]
 Scott E. Paska
 Notary Public
 My Commission Expires October 31, 2012

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of August 24, 2010. Signed and sealed at the City of Hartford.

[Signature]
 Gary W. Sturmer, Assistant Vice President

September 13, 2010

City of Petal
 P.O. Box 564
 Petal, MS 39463

Attn: Mayor Hal Marx

Re: 2007 CDBG Springfield Road Sewer
 City of Petal

Dear Mayor Marx:

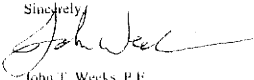
This is to certify the above referenced project has been completed in accordance with the previously approved plans and specification. As you are aware, the Board has previously approved final payment based on a recommendation from Sample and Associates.

ed please find the following documents:

1. Contractor's affidavit of release of liens and payment of debts
2. Consent of Surety to release of final payment
3. Contractor's warranty letter.
4. Supplemental Agreement #2

Please execute and return two copies to our office for further processing of the items marked for signature.

Should you have any questions and/or comments, please, do not hesitate to contact me.

Sincerely,


John T. Weeks, P.E.
 Project Engineer

/s/

Enclosures

F:\PROJECTS\30 Petal City\2010\2007 CDBG Project\CDBG_01_2010\paperwork.docx

August 16, 2010

Mr. John Weeks, P.E.
 Shows, Dearman & Waits, Inc
 2007 CDBG
 Hattiesburg, MS 39401

EXHIBIT "D"

Re: Sewer System Expansion in the Springfield Road Area, City of Petal, CDBG Project No. 1123-06-295-PF-01 – Certification of Payment

Dear John:

We are, by means of this correspondence advising Shows, Dearman and Waits and the City of Petal, MS that all monies owed to vendors and subcontractors listed below and utilized on the above project have been paid in full.

The material and equipment vendors utilized on the project were:

- Design Precast & Pipe, Inc of 15215 Deleaux Rd., Gulfport, MS 39503
- Southern Waterworks Supply, Inc. of 497 Cole Road, Hattiesburg, MS 39402-9702
- ICM (Improved Construction Methods) of 7727A Theodore Dawes Road, Theodore, AL 36582
- MMC Materials, Inc. P.O. Box 16474, Hattiesburg, MS 39404
- Southern Fence Builders, 134 Hines Road, Laurel, MS 39443
- Taylor Power Systems, 120 Interstate Drive, Richland, MS 39218
- General Pump and Equipment Co., 5320 Lyach Street Ext, Jackson, MS 39209-5735
- Dunn Roadbuilders, L.L.C, P.O. Drawer 6560, Laurel, MS 39441-6560

Double Diamond Contractors, Inc. was utilized on the project installing the lift station and also laying a portion of the gravity sewer line. Their address is:
 Double Diamond Contractors, Inc. of P.O. Drawer 1019, Waynesboro, MS 39367

Darrin Pittman, L.L.C performed the bore installations of the gravity sewer line and sewer force main. Their address is:
 Darrin Pittman, L.L.C of 1197 Moselle Road, Moselle, MS 39459

Walters Construction Co., Inc., laid the hotmix asphalt leveling, surface overlay, and placed the shoulder material on Springfield Road. Their address is:
 2051 U.S. Highway 84 East, Laurel, MS 39443

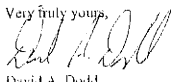
P. O. BOX 8327 • LAUREL, MISSISSIPPI 39441-8327

FINAL WAIVER OF LIEN

STATE OF MISSISSIPPI)
 COUNTY OF JONES)

August 16, 2010

The remaining work was performed by Bush Construction Company, Inc., utilizing our own forces.

Very truly yours,

 David A. Dodd
 Project Manager

WHEREAS, the undersigned, Bush Construction Company, Inc. has been employed by The City of Petal, Mississippi to furnish labor, equipment, and materials for the 2007 CDBG-Sewer System Expansion in the Springfield Road Area, City of Petal, CDBG Project No. 1123-06-295-PF-01, located in the city of Petal, Forest County Mississippi.

NOW THEREFORE, for and in consideration of ~~\$854,035.00~~ and other valuable (total earned work) considerations, the receipt whereof is hereby acknowledged, the undersigned do(es) hereby waive and release any and all lien or claim or right of lien on the above described premises and the improvements thereon, under the Statutes of the State in which the aforesaid project is located relating to mechanics' liens, and on the monies or other consideration due or to become due from the owner, and on account of labor, equipment, or materials or all, or which may be furnished by the undersigned to or on account of the said individual or firm therein named for the said premises or improvements.

Subscribed and sworn to before me this 16th day of August, 2010.

Wanda P. Myrick Bush Construction Company, Inc.
 Notary Public Contractor
 My Commission Expires: 7/11/11 By: [Signature]
 Title: Vice President



Construction
Company, Inc.

CONSENT OF SURETY COMPANY TO FINAL PAYMENT
AIA DOCUMENT G707
CITY OF PETAL
MINUTE BOOK 31

OWNER
ARCHITECT
CONTRACTOR
SURETY
OTHER

Bond # 43UCSUW9255

318

Miles of Construction for Over 60 Years

August 10, 2010

Mr. John Weeks, P.E.
Shows, Deatman & Waits, Inc.
P.O. Box 1711
Hattiesburg, MS 39403

Re: Sewer System Expansion in the Springfield Road Area, City of Petal, CDBG Project No 1123-06-295-PF-01 - Statement of Warranty

Dear John:

Bush Construction Company, Inc. hereby warrants the above project against defects in material and workmanship for a period of 1 year as required in the contract documents. We have completed the final punch list on the project and hereby start the warranty period on the project.

According to our records, the final inspection of the project was held on June 9, 2010 for the lift station and sewer system. We hereby warranty this portion of the project for one (1) year from this date, against any defects due to material and / or workmanship, said warranty period to expire on June 9, 2011.

The startup test on the lift station generator was delayed due to natural gas supply problems and wiring changes in the control panel. All was corrected and the generator test was performed and accepted on August 9, 2010. We hereby warranty the generator and related systems against defects due to material and / or workmanship, said warranty period to expire on August 9, 2011.

We hope that this meets with your approval, and with the approval of the City of Petal, Mississippi.

Very truly yours,

David A. Dodd
David A. Dodd
Project Manager

PROJECT 2007 CDBG Sewer System Expansion in the Springfield Road Area
(owner address) CDBG Project No 1123-06-295-PF-01
City of Petal, Forrest County, Mississippi

TO (OWNER) CITY OF PETAL
P.O. BOX 361
LAUREL, MISSISSIPPI 39403

ARCHITECT'S PROJECT NO. 1123-06-295-PF-01
CONTRACT FOR CONSTRUCTION

CONTRACT DATE: June 2, 2009

EXHIBIT "D"

CONTRACTOR BUSH CONSTRUCTION COMPANY, INC.
P.O. BOX 8327
LAUREL, MISSISSIPPI 39411-8327

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the Surety Company has heretofore set its hand this 24th day of AUGUST, 2010.

HARTFORD FIRE INSURANCE COMPANY, SURETY COMPANY,
ONE HARTFORD PLAZA, HARTFORD, CT 06115

on bond of (name and address of Contractor) CITY OF PETAL, MISSISSIPPI 39403, CONTRACT

hereby approves of the final payment to the Contractor, and agrees that final payment to the Contractor shall not relieve the Surety Company of any of its obligations to (name and address of Owner)

BUSH CONSTRUCTION COMPANY, INC., OWNER,
P.O. BOX 8327 LAUREL, MISSISSIPPI 39411-8327

as set forth in the said Surety Company's bond

IN WITNESS WHEREOF, the Surety Company has heretofore set its hand this 24th day of AUGUST, 2010.

HARTFORD FIRE INSURANCE COMPANY
Surety Company

Kathleen B. Scarborough
Signature of Authorized Representative
Kathleen B. Scarborough, Attorney-in-Fact
Title

John Weeks
Architect
(Date)

NOTE: This form is to be used as a companion document to AIA DOCUMENT G706, CONTRACTOR'S AFFIDAVIT OF PAYMENT OF DEBTS AND CLAIMS, Current Edition.

AIA DOCUMENT G707, CONSENT OF SURETY COMPANY TO FINAL PAYMENT, APRIL 1976 EDITION, AIA® 1976, THE AMERICAN INSTITUTE OF ARCHITECTS, 1735 NEW YORK AVE., N.W. WASHINGTON, D.C. 20008

ONE PAGE

P.O. BOX 8327 • LAUREL, MISSISSIPPI 39411-8327

POWER OF ATTORNEY

Direct Inquiries/Claims to:

THE HARTFORD BOND, L.A.
P.O. BOX 2103 690 ASYLUM AVENUE
HARTFORD, CONNECTICUT 06115
Tel 866-266-3488 or fax 860-757-5835
Agency Code: 62 230870 8-42 238190

KNOW ALL PERSONS BY THESE PRESENTS THAT:

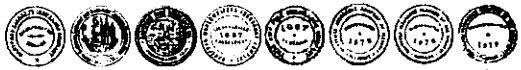
- Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
 Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Connecticut
 Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
 Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
 Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Illinois
 Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
 Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Illinois
 Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint up to the amount of unlimited:

- Toy P. Wagener, Jim Eley, Brandon, Rutina J. McMahon, Loren H. Howell, Jr., Kathleen B. Scarborough of Bristol, MS
Chita Boone, John R. Pittman, Sharon Tuten of Jackson, MS,
Richard Ted-Jones, David Rubin Fultenberg, Mary J. Norval, Kimberly B. Barham of Hattiesburg, MS,
John B. Sneed, Leo Wayne Tisdale, Wayne Scott Naugle of Gulfport, MS

their true and lawful Attorney-in-Fact, each in their separate capacity if more than one is named above, to sign its name as fully(ies) only as delineated above by (S) and to execute, seal and acknowledge any and all bonds, underlinings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the liability of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and underlinings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on January 22, 2004 the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Paul A. Burgenholz Paul A. Burgenholz, Assistant Secretary
M. Russ Fisher M. Russ Fisher, Assistant Vice President

STATE OF CONNECTICUT } ss. Hartford
COUNTY OF HARTFORD }

On this 27 day of March, 2010, before me personally, with M. Russ Fisher, to me known, who being by the duty sworn, did depose and say that he resides in the County of Hartford, State of Connecticut, that he is the Assistant Vice President of the Companies, the corporations descended in and which executed the above instrument; that he knows the seals of the said corporations, that the seals affixed to the said instrument are such corporate seals, that they were so affixed by authority of the Boards of Directors of said corporations, and that he signed his name thereto by like authority.



Notary Public
Notary Public
My Commission Expires October 31, 2012

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of August 24, 2010. Signed and sealed at the City of Hartford.



Gayle W. Sluiper Gayle W. Sluiper, Assistant Vice President

CONSENT OF SURETY COMPANY TO FINAL PAYMENT
AIA DOCUMENT G707

OWNER
ARCHITECT
CONTRACTOR
SURETY
OTHER

Bond # 43UCSUW9255

PROJECT 2007 CDBG Sewer System Expansion in the Springfield Road Area
(owner address) CDBG Project No 1123-06-295-PF-01
City of Petal, Forrest County, Mississippi

TO (OWNER) CITY OF PETAL
P.O. BOX 361
LAUREL, MISSISSIPPI 39403

ARCHITECT'S PROJECT NO. 1123-06-295-PF-01
CONTRACT FOR CONSTRUCTION

CONTRACT DATE: June 2, 2009

CONTRACTOR BUSH CONSTRUCTION COMPANY, INC.
P.O. BOX 8327
LAUREL, MISSISSIPPI 39411-8327

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the Surety Company has heretofore set its hand this 24th day of AUGUST, 2010.

HARTFORD FIRE INSURANCE COMPANY, SURETY COMPANY,
ONE HARTFORD PLAZA, HARTFORD, CT 06115

on bond of (name and address of Contractor) CITY OF PETAL, MISSISSIPPI 39403, CONTRACTOR,

hereby approves of the final payment to the Contractor, and agrees that final payment to the Contractor shall not relieve the Surety Company of any of its obligations to (name and address of Owner)

BUSH CONSTRUCTION COMPANY, INC., OWNER,
P.O. BOX 8327 LAUREL, MISSISSIPPI 39411-8327

as set forth in the said Surety Company's bond

IN WITNESS WHEREOF, the Surety Company has heretofore set its hand this 24th day of AUGUST, 2010.

HARTFORD FIRE INSURANCE COMPANY
Surety Company

Kathleen B. Scarborough
Signature of Authorized Representative
Kathleen B. Scarborough, Attorney-in-Fact
Title

John Weeks
Architect
(Date)

NOTE: This form is to be used as a companion document to AIA DOCUMENT G706, CONTRACTOR'S AFFIDAVIT OF PAYMENT OF DEBTS AND CLAIMS, Current Edition.

AIA DOCUMENT G707, CONSENT OF SURETY COMPANY TO FINAL PAYMENT, APRIL 1976 EDITION, AIA® 1976, THE AMERICAN INSTITUTE OF ARCHITECTS, 1735 NEW YORK AVE., N.W. WASHINGTON, D.C. 20008

ONE PAGE

POWER OF ATTORNEY

Direct inquiries/Claims to:
THE HARTFORD
 BOND, T-4
 P.O. BOX 2163, 850 ASYLUM AVENUE
 HARTFORD, CONNECTICUT 06115
 call: 888-266-3488 or fax: 860 757-9835
 Agency Code: 43-230970 & 43-239114

CITY OF PETAL
MINUTE BOOK 31

KNOW ALL PERSONS BY THESE PRESENTS THAT:

- Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
- Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint up to the amount of unlimited:

EXHIBIT "D"

Troy P. Wagener, Jim Eley Brashier, Norma J. McMahon, Loren R. Howell, Jr., Kathleen B. Scarborough of Biloxi, MS
 Chris Boone, John R. Pittman, Sharon Tufot of Jackson, MS;
 Richard Tab Jones, David Robin Fortenberry, Mary J. Narval, Kimberly B. Barham of Hattiesburg, MS;
 John B. Sneed, Leo Wayne Tisdale, Wayne Scott Naugle of Gulfport, MS

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the name thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on January 22, 2004 the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Paul A. Bergenholz
 Paul A. Bergenholz, Assistant Secretary

M. Ross Fisher
 M. Ross Fisher, Assistant Vice President

STATE OF CONNECTICUT } ss. Hartford
 COUNTY OF HARTFORD }

On this 3rd day of March, 2010, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say that he resides in the County of Hartford, State of Connecticut, that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals, that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by the authority



Scott E. Paska
 Scott E. Paska
 Notary Public
 My Commission Expires October 31, 2012

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of August 24, 2010
 Signed and sealed at the City of Hartford



Gay W. Stumper
 Gay W. Stumper, Assistant Vice President

Municipal Compliance Questionnaire

As part of the municipality's audit, the governing authorities of the municipality must make certain assertions with regard to legal compliance. The municipal compliance questionnaire was developed for this purpose.

The following questionnaire and related certification must be completed at the end of the municipality's fiscal year and entered into the official minutes of the governing authorities at their next regular meeting.

The governing authorities should take care to answer these questions accurately. Incorrect answers could reduce the auditor's reliance on the questionnaire responses, resulting in the need to perform additional audit procedures at added cost.

Information

Note: Due to the size of some municipalities, some of the questions may not be applicable. If so, mark N/A in answer blanks. Answers to other questions may require more than "yes" or "no," and, as a result, more information on this questionnaire may be required and/or separate work papers may be needed.

1. Name and address of municipality:
CITY OF PETAL, P.O. BOX 564, PETAL, MS 39265
2. List the date and population of the latest official U.S. Census or most recent official census:
2000, POP. 9816
3. Names, addresses and telephone numbers of officials (include elected officials, chief administrative officer, and attorney):
SEE ATTACHED
4. Period of time covered by this questionnaire:
From: 10/01/2009 To: 09/30/2010
5. Expiration date of current elected officials' term: 0226 30, 2013

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12. Has the municipality published a synopsis or notice of the annual audit within 30 days of acceptance? (Section 21-35-31 or 21-17-19) Y

PART II - Cash and Related Records

1. Where required, is a claims docket maintained? (Section 21-39-7) Y
2. Are all claims paid to the order of their entry in the claims docket? (Section 21-39-9) Y
3. Does the claims docket identify the claimant, claim number, amount and fund from which each warrant will be issued? (Section 21-39-7) Y
4. Are all warrants approved by the board, signed by the mayor or majority of the board, attested to by the clerk, and bearing the municipal seal? (Section 21-39-13) Y
5. Are warrants for approved claims held until sufficient cash is available in the fund from which it is drawn? (Section 21-39-13) Y
6. Has the municipality adopted and entered on its minutes a budget in the format prescribed by the Office of the State Auditor? (Sections 21-35-5, 21-35-7 and 21-35-9) Y
7. Does the municipality operate on a cash basis budget, except for expenditures paid within 30 days of fiscal year end or for construction in progress? (Section 21-35-23) Y
8. Has the municipality held a public hearing and published its adopted budget? (Sections 21-35-5, 27-39-203, & 27-39-205) Y
9. Has the municipality complied with legal publication requirements when budgetary changes of 10% or more are made to a department's budget? (Section 21-35-25) Y
10. If revenues are less than estimated and a deficit is anticipated, did the board revise the budget by its regular July meeting? (Section 21-35-25) N/A

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Answer All Questions: Y - YES, N - NO, N/A - NOT APPLICABLE

PART I - General

1. Have all ordinances been entered into the ordinance book and included in the minutes? (Section 21-13-13) Y
2. Do all municipal vehicles have public license plates and proper markings? (Sections 25-1-87 and 27-19-27) Y
3. Are municipal records open to the public? (Section 25-61-5) Y
4. Are meetings of the board open to the public? (Section 25-41-5) Y
5. Are notices of special or recess meetings posted? (Section 25-41-13) Y
6. Are all required personnel covered by appropriate surety bonds?
 - Board or council members (Sec. 21-17-5) Y
 - Appointed officers and those handling money, see statutes governing the form of government (i.e., Section 21-3-5 for Code Charter) Y
 - Municipal clerk (Section 21-15-38) Y
 - Deputy clerk (Section 21-15-23) Y
 - Chief of police (Section 21-21-1) Y
 - Deputy police (Section 45-5-9) (if hired under this law) N/A
7. Are minutes of board meetings prepared to properly reflect the actions of the board? (Sections 21-15-17 and 21-15-19) Y
8. Are minutes of board meetings signed by the mayor or majority of the board within 30 days of the meeting? (Section 21-15-33) Y
9. Has the municipality complied with the nepotism law in its employment practices? (Section 25-1-53) Y
10. Did all officers, employees of the municipality, or their relatives avoid any personal interest in any contracts with the municipality during their term or within one year after their terms of office or employment? (Section 25-4-105) Y
11. Does the municipality contract with a Certified Public Accountant or an auditor approved by the State Auditor for its annual audit within twelve months of the end of each fiscal year? (Section 21-35-31) Y

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11. Have financial records been maintained in accordance with the chart of accounts prescribed by the State Auditor? (Section 21-35-11) Y
12. Does the municipal clerk submit to the board a monthly report of expenditures against each budget item for the preceding month and fiscal year to date and the unexpended balances of each budget item? (Section 21-35-13) Y
13. Does the board avoid approving claims and the city clerk not issue any warrants which would be in excess of budgeted amounts, except for court-ordered or emergency expenditures? (Section 21-35-17) Y
14. Has the municipality commissioned municipal depositories? (Sections 27-105-353 and 27-105-363) Y
15. Have investments of funds been restricted to those instruments authorized by law? (Section 21-33-323) Y
16. Are donations restricted to those specifically authorized by law? (Section 21-17-5 (Section 66, Miss. Constitution) -- Sections 21-19-45 through 21-19-59, etc.) Y
17. Are fixed assets properly tagged and accounted for? (Section II - Municipal Audit and Accounting Guide) Y
18. Is all travel authorized in advance and reimbursements made in accordance with Section 25-3-41? Y
19. Are all travel advances made in accordance with the State Auditor's regulations? (Section 25-3-41) Y

PART III - Purchasing and Receiving

1. Are bids solicited for purchases, when required by law (written bids and advertising)? (Section 31-7-13(b) and (c)) Y
2. Are all lowest and best bid decisions properly documented? (Section 31-7-13(d)) Y
3. Are all one-source item and emergency purchases documented on the board's minutes? (Section 31-7-13(m) and (k)) Y
4. Do all officers and employees understand and refrain from accepting gifts or kickbacks from suppliers? (Section 31-7-23) Y

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CITY OF PETAL
MINUTE BOOK 31

mill for fire protection and certified to the county it provides its own fire protection or allowed the county to levy such tax? (Sections 83-1-37 and 83-1-39)

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PART IV - Bonds and Other Debt

1. Has the municipality complied with the percentage of taxable property limitation on bonds and other debt issued during the year? (Section 21-33-303) Y
2. Has the municipality levied and collected taxes, in a sufficient amount for the retirement of general obligation debt principal and interest? (Section 21-33-87) Y
3. Have the required trust funds been established for utility revenue bonds? (Section 21-27-63) Y
4. Have expenditures of bond proceeds been strictly limited to the purposes for which the bonds were issued? (Section 21-33-317) Y
5. Has the municipality refrained from borrowing, except where it had specific authority? (Section 21-17-5) Y

10. Are state-imposed court assessments collected and settled monthly? (Section 99-19-73, 83-39-31, etc.) Y
11. Are all fines and forfeitures collected when due and settled immediately to the municipal treasury? (Section 21-15-21) Y

EXHIBIT "D"

12. Are appraisals obtained by advertisement or, under special circumstances, three appraisals obtained when real property is sold? (Section 21-17-1) N/A
13. Has the municipality determined the full and complete cost for solid waste for the previous fiscal year? (Section 17-17-347) Y
14. Has the municipality published an itemized report of all revenues, costs and expenses incurred by the municipality during the immediately preceding fiscal year in operating the garbage or rubbish collection or disposal system? (Section 17-17-348) Y
15. Has the municipality conducted an annual inventory of its assets in accordance with guidelines established by the Office of the State Auditor? (MMAAG) N

PART V - Taxes and Other Receipts

1. Has the municipality adopted the county ad valorem tax rolls? (Section 27-35-167) Y
Are interest and penalties being collected on delinquent ad valorem taxes? (Section 21-33-53) Y (COUNTY)
3. Has the municipality conducted an annual land sale for delinquent ad valorem taxes? (Section 21-33-63) Y (COUNTY)
4. Have the various ad valorem tax collections been deposited into the appropriate funds? (Separate Funds for Each Tax Levy) (Section 21-33-53) Y
5. Has the increase in ad valorem taxes, if any, been limited to amounts allowed by law? (Sections 27-39-320 and 27-39-321) Y
6. Are local privilege taxes collected from all businesses located within the municipality, except those exempted? (Section 27-17-5) Y
7. Are transient vendor taxes collected from all transient vendors within the municipality, except those exempted? (Section 75-85-1) Y
8. Is money received from the state's "Municipal Fire Protection Fund" spent only to improve municipal fire departments? (Section 83-1-37) Y
9. Has the municipality levied or appropriated not less than 1/4

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IV-B10

(MUNICIPAL NAME)

Certification to Municipal Compliance Questionnaire

Year Ended September 30, 20 10

We have reviewed all questions and responses as contained in this Municipal Compliance Questionnaire for the Municipality of PETAL, MS, and, to the best of our knowledge and belief, all responses are accurate.

M. L. ...
(City Clerk's Signature)

Hal Maye
(Mayor's Signature)

9/21/2010
(Date)

9/21/2010
(Date)

Minute Book References:

Book Number 31

Page _____

(Clerk is to enter minute book references when questionnaire is accepted by board.)

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EXHIBIT "F"
ORDER

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, deem it necessary to increase the pay scale for the following employees in the Water Department.

IT IS THEREFORE ORDERED that the new pay scale for the Water Department employees shall read as follows, to wit:

JERRY BESTER	\$12.22 PER HOUR
BURCH, JOHN	\$9.67 PER HOUR
DICKERSON, JESSIE	\$16.30 PER HOUR
PEARCE, ROBERT	\$14.26 PER HOUR
WAGERS, DONALD	\$11.20 PER HOUR
WOODS, TIM	\$10.20 PER HOUR
CARTER, TANYA	\$14.92 PER HOUR
EDDLEMON, RALPH	\$45,000 ANNUALLY

IT IS FURTHER ORDERED that this pay scale shall become effective September 22, 2010, until further orders of the Mayor and Board of Aldermen.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi on this the 21st day of September, 2010.

EXHIBIT "G"
ORDER

WHEREAS, the Mayor and Board of Aldermen of the City of Petal, Mississippi, deem it necessary to increase the pay scale for the following employees in the Sanitation Department.

IT IS THEREFORE ORDERED that the new pay scale for the Sanitation Department employees shall read as follows, to wit:

SHOWERS, JASON	\$13.50 PER HOUR
BROWN, DERRICK	\$13.00 PER HOUR
HAVARD, JAMES	\$13.00 PER HOUR
MCLENDON, TONY	\$11.50 PER HOUR
DAVISON, PERRY	\$11.50 PER HOUR
HENNIS, CHRIS	\$11.50 PER HOUR
EASLEY, TROY	\$10.00 PER HOUR
SORRENTINO, RYAN	\$10.00 PER HOUR
PETERSEN, TODD	\$10.00 PER HOUR
WATTS, ANTHONY	\$10.00 PER HOUR

IT IS FURTHER ORDERED that this pay scale shall become effective September 22, 2010, until further orders of the Mayor and Board of Aldermen.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi on this the 21st day of September, 2010.

AN ORDINANCE AMENDING ORDINANCE 1982 (54-A3) RESTRICTING SALE OR CONSUMPTION OF ALCOHOLIC BEVERAGES, LIMITING TIMES FOR SALE, PROVIDING PENALTIES FOR VIOLATIONS THEREOF, PROVIDING A METHOD OF MEASUREMENT AND FOR RELATED PURPOSES

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

SECTION 1. SECTION 4 OF ORDINANCE 1982 (54) AMENDED:

SECTION 4 of Ordinance 1982 (54) presently reads as follows:

The sale of all alcoholic beverages, beer and light wines, is hereby prohibited from 12:00 A.M. until 7:00 A.M., on all days of the week except Sunday; on Sunday sale of alcoholic beverages, beer or light wines, is hereby prohibited from 12:00 A.M. until 12:00 P.M. In the event that the laws of the State of Mississippi establish more restrictive limitations on the sale of alcoholic beverages, beer or light wines, if any, then State law shall supersede this provision of the Ordinance.

SECTION 4 of Ordinance 1982 (54) is amended to read as follows:

The sale of all alcoholic beverages, beer and light wines, is hereby prohibited from 2:00 A.M. until 7:00 A.M., on all days of the week except Sunday; on Sunday sale of alcoholic beverages, beer or light wines, is hereby prohibited from 2:00 A.M. until 12:00 P.M. In the event that the laws of the State of Mississippi establish more restrictive limitations on the sale of alcoholic beverages, beer or light wines, if any, then State law shall supersede this provision of the Ordinance.

SECTION II. ORDINANCE 1982 (54), EXCEPT AS AMENDED TO BE IN FULL FORCE AND EFFECT.

Ordinance 1982 (54), Ordinance 1982 (54-A), Ordinance 1982 (54-A1) and Ordinance 1982 (54-A2) as adopted by the Mayor and Board of Aldermen of the City of Petal except as amended shall be in full force and effect.

The above and foregoing Ordinance shall take effect and be in force from and after October 21, 2010.

The above and foregoing Ordinance, having been reduced to writing, the same was introduced and read and a vote was taken thereon, first section by section, 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 Section 1 and Section 2 of the foregoing Ordinance:

- Alderman David Clayton
- Alderman Tony Ducker
- Alderman Willie Hinton
- Alderman James Rumlals
- Alderman Steve Stringer

Those present and voting "Nay" or against any of said Sections of the foregoing Ordinance:

None

Those present and voting "Aye" and in favor of the passage, adoption and approval of the Ordinance as a whole:

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

None

EXHIBIT "H"

WHEREFORE, the foregoing Ordinance was duly passed, adopted, and approved on this the 21st day of September 2010.

Tal Marx
Tal Marx, Mayor

(SEAL)

Attest:

Melissa Martin
Melissa Martin, City Clerk

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, 2009 and ending September 30, 2010 requires amending and,

WHEREAS, by Section 21-35-25, the Mayor and Board of Aldermen do hereby amend the 2009-2010 fiscal budget as follows:

FUND	INCREASE (DECREASE) BUDGET	REASON
EXPENDITURES-GENERAL FUND		
BUILDING	(10,000.00)	PERSONNEL
SENIOR CENTER	10,000.00	SUPPLIES, OTHER SERVICES
TOTAL EXPENSES	0.00	

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:

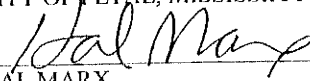
Alderman David Clayton
Alderman Tony Ducker
Alderman Willie Hinton
Alderman James Runnels
Alderman Steve Stringer

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 21ST day of September A. D., 2010.

CITY OF PETAL, MISSISSIPPI


HAL MARX
MAYOR

(SEAL)

ATTEST:

MELISSA MARTIN
CITY CLERK

THIS

PAGE

INTENTIONALLY

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