

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 FEBRUARY 15, 2011 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 ALLEN FLYNT KEN TEMPLE J P STEPHENS AND MANY OTHERS

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

THE INVOCATION WAS OFFERED BY TOM TYNER.

THE PLEDGE OF ALLEGIANCE WAS RECITED.

WHEREAS, THE MAYOR PRESENTED THE AGENDA WITH THE FOLLOWING AMENDMENTS

GENERAL BUSINESS

19. REQUEST TO SET HEARING DATE OF 3/22/2011 AT 6:00 P.M. FOR THE FOLLOWING

- 4.988 ACRES +/- LOCATED ON LEEVILLE/LYNN RAY RD. ZONING CHANGE AND CONDITIONAL USE HEARING.
- CONDITIONAL USE HEARING FOR 367 CORINTH RD
- CONDITIONAL USE HEARING FOR 405 W CENTRAL AVE

20. REQUEST FOR AMY HEATH TO BECOME A NOTARY PUBLIC AT A COST OF \$101.50.

ORDERS & ORDINANCES

7. REQUEST TO ADOPT ORDER RAISING THE PAY RATE FOR LYNN CAMPFIELD TO \$16.35 PER HOUR EFFECTIVE FEBRUARY 23, 2011.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE AGENDA AS AMENDED. 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 MINUTES OF THE REGULAR MEETING OF FEBRUARY 1, 2011.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO APPROVE THE MINUTES OF THE REGULAR MEETING OF FEBRUARY 1, 2011 AS WRITTEN. 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 CALLED FOR PUBLIC COMMENT.

THEREUPON, J P STEPHENS ADDRESSED THE BOARD. MR. STEPHENS SENIOR PROJECT IS ON THE NEGATIVE EFFECTS OF OPEN BURNING ESPECIALLY TO YOUNG CHILDREN. MR. STEPHENS PROPOSED THAT THE BOARD ADOPT AN ORDINANCE BANNING BURNING WITHIN 1500 FT OF A SCHOOL DURING SCHOOL HOURS.

THEREUPON, MAYOR MARX COMMENDED MR. STEPHENS ON TAKING ON A PROJECT THAT EFFECTS THE ENTIRE COMMUNITY. THE BOARD WILL TAKE HIS PROPOSAL UNDER ADVISEMENT.

THEREUPON, TAMMIE FARRIS OF CHATEUA DRIVE ADDRESSED THE BOARD CONCERNING HYDRAULIC FLUID LEAKING FROM THE SANITATION TRUCKS ONTO HER STREET. DALE NUTTING STATED THAT THE LEAKS SHOULD BE FIXED FOR NOW. TRUCKS WILL HAVE DRY SWEEP ON THEM AND ARE TO CORRECT THE SPILLS AS THEY HAPPEN.

THEREUPON, DON DEWING ADDRESSED THE BOARD REGARDING DISCONTINUING HIS GARBAGE SERVICE. MAYOR MARX STATED THAT CITIZENS CANNOT OPT OUT OF GARBAGE SERVICE.

THEREUPON, BERNARD JACKSON ADDRESSED THE BOARD CONCERNING PERMANENT CERTIFICATE OF OCCUPANCY FOR HIS HOME AT 66 SPRINGFIELD RD. MR. JACKSON STATED THAT THE PREVIOUS BOARD HAD GIVEN HIM AN EXTENSION ON HAVING A ROAD BUILT TO HIS HOME THAT WOULD SUPPORT EMERGENCY VEHICLES AND HE HAS COMPLETED THAT ROAD.

ALDERMAN STRINGER MADE A MOTION TO APPROVE A PERMANENT CERTIFICATE OF OCCUPANCY CONTINGENT UPON CHIEF HENDRY CONFIRMING THAT CITY EMERGENCY VEHICLES ARE ABLE TO TRAVEL THE ROAD TO HIS HOME AT 66 SPRINGFIELD RD. 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

THEREUPON, MR. JACKSON ALSO ASKED ABOUT THE PROTOCOL FOR APPOINTING A SCHOOL BOARD MEMBER. MAYOR MARX STATED THAT ALL APPLICANTS WERE INTERVIEWED. THE APPLICANTS WERE THEN NARROWED DOWN TO THREE WHO WERE CALLED BACK FOR SECOND INTERVIEWS.

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO PURCHASE A SIGN AT THE PETAL BASEBALL FIELD IN THE AMOUNT OF \$200.00.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO PURCHASE THE SIGN AT THE PETAL BASEBALL FIELD IN THE AMOUNT OF \$200.00 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 SCHOOL BOARD MEMBER FOR A TERM TO EXPIRE MARCH 2016.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO APPOINT LAURIE PORCIELLO TO THE PETAL MUNICIPAL SEPARATE SCHOOL DISTRICT BOARD OF TRUSTEES FOR A TERM TO EXPIRE MARCH 2016. 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 AN AGREEMENT WITH THE PETAL OPTIMIST CLUB FOR FIELD MAINTENANCE AT THE OPTIMIST PARK.

EXHIBIT "A"

AGREEMENT WITH PETAL OPTIMIST

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO ACCEPT THE FOREGOING AGREEMENT WITH THE PETAL OPTIMIST CLUB FOR FIELD MAINTENANCE. 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 PURCHASE (2) TWO TRACTORS FROM CRANE TRACTOR & EQUIPMENT AT A STATE CONTRACT PRICE OF \$26,498.84 EACH.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE THE PURCHASE OF (2) TWO TRACTORS FROM CRANE TRACTOR & EQUIPMENT AT A STATE CONTRACT PRICE OF \$26,498.84 EACH. 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 PURCHASE A 1 ¼ TON TRUCK FROM MS FORESTRY COMMISSION WITH STATE REBATE MONEY.

THEREUPON, ALDERMAN HINTON MADE A MOTION TO AUTHORIZE THE PURCHASE OF A 1 ¼ TON TRUCK FROM THE MS FORESTRY COMMISSION IN THE AMOUNT OF \$100.00 WITH STATE REBATE MONEY. 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 DISPOSE OF THE FOLLOWING INOPERABLE EQUIPMENT IN THE FIRE DEPT.

- A. RCA TV – SN: D393C2OTQ
- B. WEIGHT BENCH & PLASTIC WEIGHTS
- C. ILO TV – SN: BEH612201553T2

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE THE DISPOSAL OF THE FOREGOING INOPERABLE EQUIPMENT IN THE FIRE DEPT. 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 PURCHASE (1) ONE TIGER 60" SIDE MOWER FROM CRANE TRACTOR & EQUIPMENT AT A STATE CONTRACT PRICE OF \$17,507.00.

THEREUPON, ALDERMAN DUCKER MADE A MOTION TO AUTHORIZE THE PURCHASE OF (1) ONE TIGER 60" SIDE MOWER FROM CRANE TRACTOR & EQUIPMENT AT A STATE CONTRACT PRICE OF \$17,507.00. 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 TO PURCHASE (1) ONE RHINO ROTARY CUTTER FROM CRANE TRACTOR & EQUIPMENT AT A STATE CONTRACT PRICE OF \$3270.00.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE THE PURCHASE OF (1) ONE RHINO ROTARY CUTTER FROM CRANE TRACTOR & EQUIPMENT AT A STATE CONTRACT PRICE OF \$3270.00. 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 THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF JANUARY 2011.

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO ACCEPT THE PRIVILEGE LICENSE REPORT FOR THE MONTH OF JANUARY 2011. 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 REIMBURSE RYAN EASLEY MILEAGE FOR TRAVEL TO "GROUND WATER SAMPLING" CLASS IN LAUREL, MS.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO REIMBURSE RYAN EASLEY MILEAGE IN THE AMOUNT OF \$30.80 FOR TRAVEL TO "GROUND WATER SAMPLING" CLASS IN LAUREL, MS. 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 TRANSFER (1) ONE FIRE CABINET FROM THE CENTRAL FUELING STATION TO THE STREET DEPT.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE THE TRANSFER OF (1) ONE FIRE CABINET FROM THE CENTRAL FUELING STATION TO THE STREET DEPT. 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 RECOMMENDATION TO ACCEPT THE SITE PLAN FOR SPIRITUAL LIFE CENTER ON HWY 42 CONTINGENT UPON APPROVAL OF VARIANCE AND CONDITIONAL USE REQUESTS.

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO ACCEPT THE PLANNING COMMISSION RECOMMENDATION TO ACCEPT THE SITE PLAN FOR SPIRITUAL LIFE CENTER ON HWY 42 CONTINGENT UPON APPROVAL OF VARIANCE AND CONDITIONAL USE REQUESTS. 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 ACCEPT THE PLANNING COMMISSION RECOMMENDATION TO GRANT A CONDITIONAL USE TO ENTERPRISE PRODUCTS.

THEREUPON, ALDERMAN DUCKER MADE A MOTION TO ACCEPT THE PLANNING COMMISSION RECOMMENDATION TO GRANT A CONDITIONAL USE TO ENTERPRISE PRODUCTS ALLOWING THE PLACEMENT OF A MODULAR BUILDING FOR ADMINISTRATIVE OFFICES. 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 A PROPOSAL FROM HATCH MOTT MCDONALD AS THE CITY'S STORM WATER COMPLIANCE AND PERMITTING AGENT.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ACCEPT THE PROPOSAL FROM HATCH MOTT MCDONALD AS THE CITY'S STORM WATER COMPLIANCE AND PERMITTING AGENT. 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 WATER AND SEWER SERVICES BILLED TO PETAL SCHOOL DISTRICT ACCT #02-0286101.

THEREUPON, ALDERMAN HINTON NOTED EVIDENCE OF A REPAIRED LEAK AND FINDING THAT THE CUSTOMER RECEIVED NO BENEFIT FROM THE WATER USAGE MADE A MOTION TO AUTHORIZE AN ADJUSTMENT IN THE AMOUNT OF \$2000.00 FOR WATER AND SEWER SERVICES BILLED TO PETAL SCHOOL DISTRICT ACCT #02-0286101. 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 WATER SERVICES BILLED TO 402 N MAIN ST.

THEREUPON, ALDERMAN STRINGER NOTED EVIDENCE OF A REPAIRED LEAK AND FINDING THAT THE CUSTOMER RECEIVED NO BENEFIT FROM THE WATER USAGE MADE A MOTION TO AUTHORIZE AN ADJUSTMENT IN THE AMOUNT OF \$216.00 FOR WATER SERVICES BILLED TO 402 N MAIN ST. 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 REVENUE & EXPENDITURES REPORT FOR THE MONTH OF JANUARY 2011.

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO ACCEPT THE REVENUE & EXPENDITURES REPORT FOR THE MONTH OF JANUARY 2011. 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 SET A HEARING DATE FOR THE FOLLOWING:

- ZONING CHANGE & CONDITIONAL USE HEARING FOR 4.988 ACRES +/- LOCATED ON LEEVILLE/LYNN RAY RD
- CONDITIONAL USE HEARING FOR 367 CORINTH RD
- CONDITIONAL USE HEARING FOR 405 W CENTRAL AVE

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO SET A HEARING DATE OF MARCH 22, 2011 AT 6:00 P.M. FOR THE FOREGOING PROPERTIES. 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 AMY HEATH TO BECOME A NOTARY PUBLIC AT A COST OF \$101.50.

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO AUTHORIZE AMY HEATH AS A NOTARY PUBLIC FOR THE CITY AT A COST OF \$101.50. 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 DARRIN MCCREARY TO ATTEND "SELECT FIRE INSTRUCTOR" SCHOOL IN TUPELO, MS ON FEB. 28 – MARCH 4, 2011.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE DARRIN MCCREARY TO ATTEND "SELECT FIRE INSTRUCTOR" SCHOOL IN TUPELO, MS ON FEB. 28 – MARCH 4, 2011 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 MICHAEL CRAWFORD TO ATTEND "STANDARDIZED FIELD SOBRIETY INSTRUCTOR" SCHOOL IN VICKSBURG, MS ON FEB 21 – FEB 25, 2011.

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO AUTHORIZE MICHAEL CRAWFORD TO ATTEND "STANDARDIZED FIELD SOBRIETY INSTRUCTOR" SCHOOL IN VICKSBURG, MS ON FEB. 21 – FEB. 25, 2011 IN VICKSBURG, MS 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 ANGELA HOEFLICH TO ATTEND "ARMS" TRAINING IN NEW ORLEANS, LA ON MARCH 16 – MARCH 18, 2011.

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO AUTHORIZE ANGELA HOEFLICH TO ATTEND "ARMS" TRAINING IN NEW ORLEANS, LA ON MARCH 16 – MARCH 18, 2011 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 INCREASING THE PAY RATE OF RICKY KELLY IN THE WATER DEPT.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN  
OF THE CITY OF PETAL DEEM IT NECESSARY TO  
RAISE THE PAY RATE FOR RICKY KELLY

IT IS HEREBY ORDERED THAT RICKY KELLY  
BE RAISED TO A RATE OF \$11.00 PER HOUR  
EFFECTIVE FEBRUARY 9, 2011

SO ORDERED THIS THE 15<sup>TH</sup> DAY OF FEBRUARY 2011



THEREUPON, ALDERMAN CLAYTON 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 RAISING THE PAY RATE OF  
DONALD WAGERS.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN  
OF THE CITY OF PETAL DEEM IT NECESSARY  
TO RAISE THE PAY RATE OF DONALD WAGERS

IT IS HEREBY ORDERED THAT DONALD WAGERS  
BE RAISED TO A RATE OF \$14.00 PER HOUR  
EFFECTIVE FEBRUARY 9, 2011

SO ORDERED THIS THE 15<sup>TH</sup> DAY OF FEBRUARY 2011

THEREUPON, ALDERMAN CLAYTON 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 TRANSFERRING LYNN KNIGHT  
FROM THE WATER DEPT TO THE EXECUTIVE DEPT

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN  
OF THE CITY OF PETAL DEEM IT NECESSARY  
TO TRANSFER LYNN KNIGHT

IT IS HEREBY ORDERED THAT LYNN KNIGHT  
BE TRANSFERRED TO THE EXECUTIVE DEPT  
AT A RATE OF \$12.00 PER HOUR EFFECTIVE  
FEBRUARY 9, 2011

SO ORDERED THIS THE 15<sup>TH</sup> DAY OF FEBRUARY 2011

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 TRANSFERRING JOY DEVLIN FROM THE EXECUTIVE DEPT TO THE WATER DEPT.

ORDER

WHEREAS, THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL DEEM IT NECESSARY TO TRANSFER JOY DEVLIN

IT IS HEREBY ORDERED THAT JOY DEVLIN BE TRANSFERRED FROM THE EXECUTIVE DEPT TO THE WATER DEPT AT A RATE OF \$13.46 PER HOUR EFFECTIVE FEBRUARY 9, 2011

SO ORDERED THIS THE 15<sup>TH</sup> DAY OF FEBRUARY 2011 THEREUPON, ALDERMAN CLAYTON 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 ORDINANCE AMENDING PROCEDURES FOR RETURNED CHECKS AND ILLEGAL CONNECTIONS TO THE WATER SYSTEM.

EXHIBIT "B"

ORDINANCE 1984 (57-R)

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADOPT THE FOREGOING ORDINANCE. 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 HIRING BRANDON BEAMAN FULL TIME IN THE RECREATION DEPT.

ORDER

WHEREAS THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL DEEM IT NECESSARY TO HIRE A FULL TIME EMPLOYEE IN THE RECREATION DEPT

IT IS HEREBY ORDERED THAT BRANDON BEAMAN BE HIRED FULL TIME IN THE RECREATION DEPT AT \$9.00 PER HOUR EFFECTIVE FEBRUARY 16, 2011

SO ORDERED THIS THE 15<sup>TH</sup> DAY OF FEBRUARY 2011

THEREUPON, ALDERMAN CLAYTON 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 RAISING THE RATE OF PAY FOR  
LYNN CAMPFIELD.

ORDER

WHEREAS THE MAYOR AND BOARD OF ALDERMEN  
DEEM IT NECESSARY TO RAISE THE RATE OF PAY  
FOR DEPUTY CITY CLERK LYNN CAMPFIELD

IT IS HEREBY ORDERED THAT LYNN CAMPFIELD  
BE RAISED TO A RATE OF \$16.35 PER HOUR  
EFFECTIVE FEBRUARY 23, 2011

SO ORDERED THIS THE 15<sup>TH</sup> DAY OF FEBRUARY 2011

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 RESOLUTION IN SUPPORT OF MS GULF  
COAST HONOR FLIGHT FOR WORLD WAR II VETERANS

EXHIBIT "C"

RESOLUTION

THEREUPON, ALDERMAN CLAYTON MADE A MOTION TO ADOPT THE FOREGOING RESOLUTION.  
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 REPORTED THAT NEEL SCHAFFER, ON BEHALF OF CELLULAR SOUTH,  
IS ASKING FOR COMMENT ON THE POTENTIAL IMPACT OF A CELL TOWER WITHIN ½ MILE RADIUS  
OF 757 S MAIN ST. ANY INFORMATION SHOULD BE REPORTED TO NEEL SCHAFFER BY MARCH 2,  
2011.

WHEREAS, MAYOR MARX CALLED FOR FURTHER PUBLIC COMMENT.

THEREUPON, ALLEN FLYNT COMMENDED THE POLICE AND FIRE DEPTS ON THEIR QUICK RESPONSE TIME TO A VEHICLE ACCIDENT HE WITNESSED OVER THE WEEKEND.

THEREUPON, MAYOR MARX ALSO COMMENDED THE POLICE DEPT ON THEIR ARREST OF SUSPECTS FOR VANDALIZING PETAL HIGH SCHOOL IN OCTOBER OF 2010.

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

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ENTER INTO EXECUTIVE SESSION TO DISCUSS PERSONNEL ISSUES. 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

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

NO OFFICIAL ACTION WAS TAKEN IN EXECUTIVE SESSION.

WHEREAS, MAYOR MARX PRESENTED A REQUEST TO TERMINATE CHRIS ROGERS IN THE RECREATION DEPT

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO TERMINATE CHRIS ROGERS IN THE RECREATION DEPT EFFECTIVE FEBRUARY 15, 2011. 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

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO ADJOURN THE REGULAR MEETING OF FEBRUARY 15, 2011. 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

THERE BEING NO FURTHER BUSINESS, THE REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI WAS ADJOURNED ON FEBRUARY 15, 2011

  
MAYOR HAL MARX

SEAL

ATTEST

  
MELISSA MARTIN, CITY CLERK

“ Exhibit A”

**Agreement**

The Petal Optimist Club and the City of Petal has entered into discussion with view of the Optimist Club developing and promoting Dixie Youth Baseball for Petal area residents.

The Optimist Club shall be responsible for operating the baseball program, including but not limited to, organization of leagues, obtaining coaches and officials, collection of fees, setting schedules and other related duties and responsibilities.

It is understood between these two parties that this Agreement may be terminated by either party for any reason upon (30) Thirty days written notice of their intention to terminate this Agreement.

The Petal Optimist Club, being an independent organization, does agree that it will hold harmless and indemnify the City of Petal from any and all liability and damages of any kind whatsoever resulting from the operation of this recreation program.

**Maintenance Policy**

The Petal Recreation Department would be responsible for;

1. All work will be performed Monday thru Friday.
2. Fields Preparation- Monday, Tuesday, Thursday and Friday.
3. Mow Fields- (2) small and (1) big field as needed.

The City of Petal reserves the right to increase or decrease the amount of and/or type of maintenance.

There are inherent risks and recognized hazards associated with participation in sports and recreational activities. By participation in these programs, the participant assumes those risks and liabilities. The City of Petal assumes no liability nor does it afford coverage for injuries caused by participation of individuals, groups, teams, etc., in sports and recreational programs.

This agreement was approved by the Mayor and Board of Alderman of the City of Petal, Mississippi, this the 15 day of February, 2011.

Petal Optimist Club

By: Dan Strane

City of Petal

By: Hal Maye

**ORDINANCE 1984 (57-R)**

AN ORDINANCE AMENDING SECTION 15 (C) AND SECTIONS 18 AND 19 OF ORDINANCE 1984 (57), CHANGING THE FEE CHARGED FOR A RETURNED CHECK IN THE WATER DEPARTMENT AND CHANGING THE PENALTIES FOR MAKING ILLEGAL CONNECTIONS TO CITY WATER LINES AND FOR RELATED PURPOSES

BE IT ORDAINED by the Mayor and Board of Aldermen of the City of Petal, Mississippi:

SECTION 1. Section 15(C) of Ordinance Number 1984(57) as originally

adopted on May 17, 1984 is hereby amended to read as follows: To-wit:

In the event payment for any water, sewer, or sanitation services provided, is made by check, which returns for insufficient funds, the closing of the account, or any other reason, will subject the customer to an additional charge of \$40 for the handling of said returned check.

SECTION 2: Section 18 of said Ordinance is hereby amended to read:

If any person tampers with or in any way makes or attempts to make any improper use or adjustment of any water meter, stop-cock, service pipe, or attempts in any way to avoid payment of the proper amount due or to become due for the water bill, he or she shall be liable for the cost of the water meter, stop-cock, service pipe, or other equipment obtained or to be obtained or used by such person or for his benefit, then in any of said events the superintendent of the water department shall have the right, without notice, to immediately discontinue the water service of such person and/or charge costs for all resulting damages and costs to be reflected on the following month's water bill. Charges for unauthorized use of the water and sewer system of the city shall be a minimum of \$100 per occurrence, plus cost of water used, plus an additional sum for damages.

SECTION 3: Section 19 of said Ordinance is hereby amended to read:

Any person willfully violating any of the prohibitions or provisions of this Ordinance shall be guilty of a misdemeanor and shall, on conviction, be fined not less than \$100 and not exceeding \$1,000.

SECTION 4. All Ordinances in conflict herewith, be, and are hereby repealed.

SECTION 5. That this ordinance shall take effect and be in force (30) days from and after its passage.

The above and foregoing ordinance having been reduced to writing, the same was read and voted upon, section by section, and then as a whole.

Those present and voting "YEA" and in favor of the passage, adoption and

approval of Sections 1, 2, 3, 4 & 5 of the foregoing ordinance:

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

Those present and voting "NAY" or against the passage, adoption and approval of

Sections 1, 2, 3, 4 & 5 of the foregoing ordinance:

None

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

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

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

None

WHEREFORE the foregoing ordinance was duly passed, adopted and approved on this the 15th day of February A.D., 2011.

*Hal Marx*  
Hal Marx  
Mayor

ATTEST:  
*Melissa Martin*  
Melissa Martin  
City Clerk

“ Exhibit C”

**ANNOUNCEMENT FOR THE CITY OF PETAL MEETING**

**Notice of Proposed Cell Tower Site**

**Tower Type: 150 to 199-Foot Monopole**

**Nearest Site Address: 757 South Main Street, Forrest County, MS**

**Requestor: Neel-Schaffer, Inc. on behalf of Cellular South**

Comments are requested regarding the potential impact of the tower on significant historic properties within a ½-mile radius of the site. A search of historic site files maintained by the Mississippi Department of Archives and History has been conducted on historic properties located within a ½-mile radius of the proposed site. The available data does not, however, indicate if there are any unrecognized or unrecorded historic properties in the area that may be negatively impacted by the tower. Any comments or information you provide will be forwarded to the State Historic Preservation Officer for consideration in their review of this proposed tower. Any information on sites within a ½-mile radius of this property should be forwarded by **March 2, 2011**, to Neel-Schaffer, Inc., 1022 Highland Colony Parkway, Suite 202, Ridgeland, MS 39157.