

City of Hattiesburg, MS

*200 Forrest St.
P.O. Box 1898
Hattiesburg, MS 39401*



Meeting Agenda - Final

Tuesday, March 26, 2019

5:30 PM

Council Chambers

City Council - Special Called Meeting

*City Council
Special Called Meeting*

I. Call to Order

1. [2019-264](#) Adopt a Resolution setting the date for a Special Election to be held in the City of Hattiesburg on Tuesday, April 23, 2019, for the purpose of submitting to the qualified electors of the City, the approval or disapproval of a proposed tax levy of one percent (1%) of the gross proceeds from hotel/motel overnight room rental and restaurant sales for the purpose of funding parks and recreation and tourism projects in the City of Hattiesburg.

Attachments: [Resolution-April 23rd Special Election as Revised \(003\)](#)
[Executed Resolution-April 23rd Special Election as Revised, RES#2019-103](#)

II. Adjourned



City of Hattiesburg, MS

200 Forrest St.
P.O. Box 1898
Hattiesburg, MS 39401

Master

File Number: 2019-264

File ID: 2019-264

Type: Regular Agenda Item

Status: Passed

Version: 1

Reference:

In Control: City Council

Requester: Ann Jones

File Created: 03/26/2019

Brief Title: Resolution setting the date for a Special Election to be held on Tuesday, April 23, 2019

Final Action: 03/26/2019

Minute Book Number:

Title:

Adopt a Resolution setting the date for a Special Election to be held in the City of Hattiesburg on Tuesday, April 23, 2019, for the purpose of submitting to the qualified electors of the City, the approval or disapproval of a proposed tax levy of one percent (1%) of the gross proceeds from hotel/motel overnight room rental and restaurant sales for the purpose of funding parks and recreation and tourism projects in the City of Hattiesburg.

Notes:

Agenda Date: 03/26/2019

Indexes:

Agenda Number: 1.

Sponsors:

Enactment Date:

Attachments: Resolution-April 23rd Special Election as Revised (003), Executed Resolution-April 23rd Special Election as Revised, RES#2019-103

Enactment Number:

Contact:

Meeting Date: 03/26/2019

Drafter: Ann Jones

Effective Date:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	City Council - Special Called Meeting	03/26/2019	Adopt				Pass

Action Text: A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Adopt a Resolution (#2019-103) setting the date for a Special Election to be held in the City of Hattiesburg on Tuesday, April 23, 2019, for the purpose of submitting to the qualified electors of the City, the approval or disapproval of a proposed tax levy of one percent (1%) of the gross proceeds from hotel/motel overnight room rental and restaurant sales for the purpose of funding parks and recreation and tourism projects in the City of Hattiesburg.

Following no discussion, the Motion received the affirmative vote of the Council as follows:

Yeas: 5 - George, Delgado, Carroll, Dryden and Brown (via teleconference)

Nays: 0

Yea: 5 Delgado
 Carroll
 Dryden
 George
 Brown

Text of Legislative File 2019-264

Title

Adopt a Resolution setting the date for a Special Election to be held in the City of Hattiesburg on Tuesday, April 23, 2019, for the purpose of submitting to the qualified electors of the City, the approval or disapproval of a proposed tax levy of one percent (1%) of the gross proceeds from hotel/motel overnight room rental and restaurant sales for the purpose of funding parks and recreation and tourism projects in the City of Hattiesburg.

Summary

Resolution

Budget Information

Expenditure Type

Purchasing Item

Publication Information

RESOLUTION

RESOLUTION CALLING FOR A SPECIAL ELECTION TO BE HELD IN THE CITY OF HATTIESBURG, MISSISSIPPI, ON TUESDAY, THE 23rd DAY OF APRIL, 2019, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY OF HATTIESBURG, MISSISSIPPI, THE APPROVAL OR DISAPPROVAL OF THE PROPOSED TAX LEVY FOR THE PURPOSE OF PROMOTING TOURISM AND PARKS AND RECREATION IN THE CITY OF HATTIESBURG AND FUNDING IMPROVEMENTS TO THE ATHLETIC FACILITIES OF THE UNIVERSITY OF SOUTHERN MISSISSIPPI.

WHEREAS, on March 2, 2018, the Council adopted a resolution requesting Local and Private Legislation to authorize the City of Hattiesburg, Mississippi, to impose a special tax levy on the gross proceeds from hotel/motel overnight room rental (exclusive of charges for food, telephone, laundry, beverages and similar charges) and restaurant sales (exclusive of restaurants with gross sales less than \$100,000.00 annually) pursuant to the provisions of the proposed act; and

WHEREAS, on March 24, 2018, Senate Bill No. 3069 was approved by the Mississippi Legislature and approved by the Governor on April 12, 2018, authorizing the City of Hattiesburg, Mississippi, to levy an additional tax on hotels, motels, and restaurants; to provide that proceeds of the tax shall be used by the City to promote tourism and parks and recreation; to authorize the city to distribute a portion of the tax to the University of Southern Mississippi to be used by the University for improvements to its athletic facilities; to authorize the City to receive and expend revenues from any source for the purposes authorized in this act; and for related purposes; and

WHEREAS, before the tax as herein defined is imposed, a special election will be held on April 23, 2019, for the purpose of submitting to the qualified electors of the City of Hattiesburg, the approval or disapproval to the proposed tax levy to fund the promotion of tourism and parks and recreation in the City and for improvements to the athletic facilities at the University of Southern Mississippi; and

WHEREAS, a tax which shall be in the amount of one per cent (1%) of the gross proceeds from overnight room rental (exclusive of charges for food, telephone, laundry, beverages, and similar charges) shall hereby be levied, assessed and shall be collected from every person, firm or corporation operating hotels and motels in the City of Hattiesburg; and

WHEREAS, a tax which shall be in the amount of one percent (1%) of the gross proceeds from restaurants (exclusive of restaurants with gross sales of less than One Hundred Thousand Dollars \$100,000.00 annually) shall hereby be levied, assessed and collected on every person, firm or corporation operating a restaurant in the City of Hattiesburg; and

WHEREAS, notice of the special election shall be published in the *Pinebelt News* for four (4) consecutive weeks preceding the date of election, with the first notice published at least thirty (30) days before the date of the special election, and those publish dates shall be March 28, 2019; April 4, 2019; April 11, 2019, and April 18, 2019; and

WHEREAS, if approved by the voters, the effective date of the levy, assessment and collection of said tax shall be June 1, 2019.

NOW, THEREFORE BE IT RESOLVED that the governing authorities of the City of Hattiesburg declares their intention to levy taxes, as defined and authorized by Senate Bill No. 3069, passed on March 24, 2018, by the Mississippi Legislature and approved by the Governor on April 12, 2018, and that a special election will be held on April 23, 2019, for the purpose of submitting to the qualified electors of the City of Hattiesburg, the approval or disapproval to the Proposed Tax Levy.

That public interest and necessity requiring the same, this Resolution shall become effective immediately from and after passage.

The above and foregoing Resolution, after having been first reduced to writing was introduced by Council person _____, seconded by Council person _____, and was adopted by the following vote, to-wit:

YEAS:

NAYS:

The President thereby declared the motion carried and the Resolution adopted, this the 26^h day of March, 2019.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF COUNCIL

PRESIDENT

The above and foregoing Resolution having been submitted to and approved by the Mayor, this the 26th day of March, 2019.

ATTEST:

APPROVED:

CITY CLERK

MAYOR

There came on for consideration at a duly constituted meeting of the Mayor and Members of the City Council of the City of Hattiesburg, Mississippi, held on the 26th day of **March, 2019**, the following Resolution:

RESOLUTION 2019-103

RESOLUTION CALLING FOR A SPECIAL ELECTION TO BE HELD IN THE CITY OF HATTIESBURG, MISSISSIPPI, ON TUESDAY, THE 23rd DAY OF APRIL, 2019, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY OF HATTIESBURG, MISSISSIPPI, THE APPROVAL OR DISAPPROVAL OF THE PROPOSED TAX LEVY FOR THE PURPOSE OF PROMOTING TOURISM AND PARKS AND RECREATION IN THE CITY OF HATTIESBURG AND FUNDING IMPROVEMENTS TO THE ATHLETIC FACILITIES OF THE UNIVERSITY OF SOUTHERN MISSISSIPPI.

WHEREAS, on March 2, 2018, the Council adopted a resolution requesting Local and Private Legislation to authorize the City of Hattiesburg, Mississippi, to impose a special tax levy on the gross proceeds from hotel/motel overnight room rental (exclusive of charges for food, telephone, laundry, beverages and similar charges) and restaurant sales (exclusive of restaurants with gross sales less than \$100,000.00 annually) pursuant to the provisions of the proposed act; and

WHEREAS, on March 24, 2018, Senate Bill No. 3069 was approved by the Mississippi Legislature and approved by the Governor on April 12, 2018, authorizing the City of Hattiesburg, Mississippi, to levy an additional tax on hotels, motels, and restaurants; to provide that proceeds of the tax shall be used by the City to promote tourism and parks and recreation; to authorize the city to distribute a portion of the tax to the University of Southern Mississippi to be used by the University for improvements to its athletic facilities; to authorize the City to receive and expend revenues from any source for the purposes authorized in this act; and for related purposes; and

WHEREAS, before the tax as herein defined is imposed, a special election will be held on April 23, 2019, for the purpose of submitting to the qualified electors of the City of Hattiesburg, the approval or disapproval to the proposed tax levy to fund the promotion of tourism and parks and recreation in the City and for improvements to the athletic facilities at the University of Southern Mississippi; and

WHEREAS, a tax which shall be in the amount of one per cent (1%) of the gross proceeds from overnight room rental (exclusive of charges for food, telephone, laundry, beverages, and similar charges) shall hereby be levied, assessed and shall be collected from every person, firm or corporation operating hotels and motels in the City of Hattiesburg; and

WHEREAS, a tax which shall be in the amount of one percent (1%) of the gross proceeds from restaurants (exclusive of restaurants with gross sales of less than One Hundred Thousand Dollars \$100,000.00 annually) shall hereby be levied, assessed and collected on every person, firm or corporation operating a restaurant in the City of Hattiesburg; and

WHEREAS, notice of the special election shall be published in the *Pinebelt News* for four (4) consecutive weeks preceding the date of election, with the first notice published at least thirty (30) days before the date of the special election, and those publish dates shall be March 28, 2019; April 4, 2019; April 11, 2019, and April 18, 2019; and

WHEREAS, if approved by the voters, the effective date of the levy, assessment and collection of said tax shall be June 1, 2019.

NOW, THEREFORE BE IT RESOLVED that the governing authorities of the City of Hattiesburg declares their intention to levy taxes, as defined and authorized by Senate Bill No. 3069, passed on March 24, 2018, by the Mississippi Legislature and approved by the Governor on April 12, 2018, and that a special election will be held on April 23, 2019, for the purpose of submitting to the qualified electors of the City of Hattiesburg, the approval or disapproval to the Proposed Tax Levy.

That public interest and necessity requiring the same, this Resolution shall become effective immediately from and after passage.

The above and foregoing Resolution, after having been first reduced to writing, was introduced by Council Member George, seconded by Council Vice President Dryden, and was adopted by the following, to wit;

<u>YEAS:</u>	<u>NAYS:</u>	<u>ABSENT:</u>
George	None	None
Delgado		
Carroll		
Dryden		
Brown (via teleconference)		

The President thereby declared the motion carried and the Resolution adopted and approved, this the 26th day of **March, 2019**.



(SEAL)

ATTEST:

ADOPTED:

Roderic S. Cole
CLERK OF COUNCIL

David
COUNCIL PRESIDENT

The above and foregoing Resolution having been submitted to and approved by the Mayor, this the 26th day of **March, 2019**.

ATTEST:

ADOPTED:

K. S. D.
CITY CLERK

David
MAYOR