

Call to Order

BE IT REMEMBERED that the **regular meeting of the Hattiesburg City Council was held at 4:00 p.m. Tuesday, May 19, 2020**, in the Jackie Dole Community Center Auditorium.

Those present included Mayor Toby Barker and members of the City Council Jeffrey George, Ward 1; Deborah Delgado, Ward 2; Carter Carroll, Ward 3; Mary Dryden, Ward 4; and Nicholas Brown, Ward 5. Others in attendance included Director of Administration/City Clerk, Kermas Eaton; City Attorney, Randy Pope; Clerk of Council, Ronda S. Cole; Deputy Clerk of Council, Lisa Luu; City staff members; media; and the public.

Council President Carroll Called the meeting to order.

Call to Prayer and Pledge of Allegiance

The prayer was given by Kermas Eaton, City Clerk.

The Pledge of Allegiance was led by Council President Carroll.

Presentation Agenda

The PRESENTATION AGENDA came before the Council.

There were no presentations at this time.

Citizens' Forum

Council Vice President Dryden proceeded with the Citizens' Forum.

She stated the procedures and invited members of the public to speak.

The following citizens addressed the Council:

- Roslyn Connor, 905 Railroad St.

There were no other citizens present who wished to address the Council.

Council Vice President Dryden closed the Citizen Forum.

Agenda Adjustments

A MOTION was made by Council Member George and seconded by Council Member Brown to Add Routine Item #6 at the request of the Administration as follows:

1. **2020-338** Acknowledge receipt of a permanent sidewalk and water meter easement from 100 Huevos De Raton, LLC(Raising Canes) for a portion of Forrest County Parcel No. 2-028L-07-162.00.

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

Yeas: 5 - George, Delgado, Carroll, Dryden and Brown

Nays: 0

POLICY AGENDA

The POLICY AGENDA came before the Council.

1. **2020-317** Approve the minutes for the May 5, 2020 meeting of the City Council.

Attachments: 5-5-2020 Mins.

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Approve the minutes for the May 5, 2020 meeting of the City Council.

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

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

2. **2020-316** Adopt Resolutions adjudicating and directing the placement as an assessment for the cleanup costs and applicable penalties, not to exceed the values prescribed by State law, against the following properties.

Attachments: Request for Adjudication 5 19 2020
 1. 902 Louise Street
 2. 1708 Louise Street
 3. 119 W. 8th Street
 4. 508 Buschman Street
 5. 2203 Quinn Street
 6. 702 S. 22nd Avenue
 7. 201 S. 23rd Avenue
 8. 1002 Butler Avenue
 9. 100 Claiborne Avenue

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Adopt Resolutions (#2020-61-69) adjudicating and directing the placement as an assessment for the cleanup costs and applicable penalties, not to exceed the values prescribed by State law, against the following properties.

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

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

3. **2020-335** Adopt a Resolution to temporarily forego agenda review meetings and to also hold regular and special called council meetings as may be necessary at the Jackie Dole Sherrill Community Center and for related purposes.

Attachments: Resolution of City Council to hold council meetings at Jackie Dole

A MOTION was made by Council Vice President Dryden and seconded by Council Member Brown to Adopt a Resolution (#2020-70) to temporarily forego agenda review meetings and to also hold regular and special called council meetings as may be necessary at the Jackie Dole Sherrill Community Center and for related purposes.

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

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

4. **2020-332** Adopt Resolution directing the sale and award of a taxable negotiable note, Series 2020, of the City of Hattiesburg, Mississippi, to be dated the date of delivery thereof, in the principal amount of Four Hundred Ninety-Four Thousand Dollars (\$494,000)

Attachments: Resolution Series 2020 Note Sale

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Adopt Resolution (#2020-71) directing the sale and award of a taxable negotiable note, Series 2020, of the City of Hattiesburg, Mississippi, to be dated the date of delivery thereof, in the principal amount of Four Hundred Ninety-Four Thousand Dollars (\$494,000).

Following discussion, the Motion received the affirmative vote of the Council as follows:

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

5. **2020-334** Adopt a Resolution approving the issuance of a Free Port Warehouse License to Wis-Pak Inc. and granting the appropriate exemption pursuant to Section 27-31-51, et. seq., of the Mississippi Code.

Attachments: Wis PAK 2020 FP Res
Wis-Pak Filing Fee
Wis Pak Freeport App 2020

A MOTION was made by Council Member George and seconded by Council Member Brown to Adopt a Resolution (#2020-72) approving the issuance of a Free Port Warehouse License to Wis-Pak Inc. and granting the appropriate exemption pursuant to Section 27-31-51, et. seq., of the Mississippi Code.

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

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

6. **2020-330** Adopt a Resolution authorizing Requisition No. 64 from the Project Fund Construction Account in connection with a certain loan agreement dated August 18, 2016, by and between the Mississippi Development Bank and the City of Hattiesburg.

Attachments: Project Resolution Requisition 2016 Bonds No. 64
2016 Bond Resolution No. 64

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Adopt a Resolution (#2020-73) authorizing Requisition No. 64 from the Project Fund Construction Account in connection with a certain loan agreement dated August 18, 2016, by and between the Mississippi Development Bank and the City of Hattiesburg.

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

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

7. **2020-323** Approve Supplemental Agreement No. 1 to the contract with Shows, Dearman and Waits, Inc. for Engineering Services on the Infrastructure Improvements Along Lamar Boulevard Project approved at MB 2017-164; Authorize Mayor to execute in duplicate.

Attachments: SDW Supplemental Agreement No. 1

A MOTION was made by Council Member George and seconded by Council Member Brown to Approve Supplemental Agreement No. 1 to the contract with Shows, Dearman and Waits, Inc. for Engineering Services on the Infrastructure Improvements Along Lamar Boulevard Project approved at MB 2017-164; Authorize Mayor to execute in duplicate.

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

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

8. **2020-319** Approve lighting agreement with Mississippi Power for additional lighting at 220/223 Dossett Avenue for a monthly increase of \$19.83; Authorize Mayor to execute.

Attachments: MS Power-220-223 Dossett Ave

A MOTION was made by Council Member Brown and seconded by Council Member George to Approve lighting agreement with Mississippi Power for additional lighting at 220/223 Dossett Avenue for a monthly increase of \$19.83; Authorize Mayor to execute.

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

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

9. **2020-325** Approve and authorize issuance of manual checks for CDBG/HOME Program Claims per attached Memorandum. {Entitlement CDBG/HOME}

Attachments: Manual Check Memo 05192020
LuMar Development 05192020
Hollimon Construction 051972020
BCS 104 Donald Bathroom 05192020
BCS 104 Donald Testing 05192020

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Approve and authorize issuance of manual checks for CDBG/HOME Program Claims per attached Memorandum. {Entitlement CDBG/HOME}.

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

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

10. **2020-320** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-037D-14-128-00 (PPIN 22074) for the Hall Avenue Overpass Project; Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$620.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$620.00; Authorize Mayor to execute any and all documents required to complete the transaction.

Attachments: Bethley - 1215 Hall Ave - ppin 022074

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-037D-14-128-00 (PPIN 22074) for the Hall Avenue Overpass Project; Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$620.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize

Mayor to make a Fair Market Value Offer for the property of \$620.00; Authorize Mayor to execute any and all documents required to complete the transaction.

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

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

- 11. 2020-321** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-037D-14-127-00 (PPIN 22051) for the Hall Avenue Overpass Project; Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$310.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$310.00; Authorize Mayor to execute any and all documents required to complete the transaction.

Attachments: Alfreda J Lindsey - 1301 Hall Ave - ppin 022051

A MOTION was made by Council Vice President Dryden and seconded by Council Member Delgado to Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-037D-14-127-00 (PPIN 22051) for the Hall Avenue Overpass Project; Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$310.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$310.00; Authorize Mayor to execute any and all documents required to complete the transaction.

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

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

- 12. 2020-333** Authorize the submission of a grant application to Mississippi Department of Wildlife, Fisheries and Parks-Land Water Conservation Fund grant program for park development in the City of Hattiesburg in the Midtown area.

Attachments: Resolution-Midtown Park-LWCF Grant May 2020

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Authorize the submission of a grant application to Mississippi Department of Wildlife, Fisheries and Parks-Land Water Conservation Fund grant program for park development in the City of Hattiesburg in the Midtown area (RES#2020-74).

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

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

- 13. 2020-324** Acknowledge receipt of FAA offer for a Cares Act Airport Grant in the amount of \$30,000.00, grant no. 3-28-0031-028-2020, and authorize Mayor to accept grant; authorize Mayor to execute associated grant agreement and any other documents required by FAA in association with this grant, using the FAA's electronic signature process.

Attachments: HBG-SOG-3-28-0031-028-2020-Grant Agreement – unsigned

A MOTION was made by Council Member Brown and seconded by Council Member George to Acknowledge receipt of FAA offer for a Cares Act Airport Grant in the amount of \$30,000.00, grant no. 3-28-0031-028-2020, and authorize Mayor to accept grant; authorize Mayor to execute associated grant agreement and

any other documents required by FAA in association with this grant, using the FAA's electronic signature process.

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

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

14. **2020-329** Acknowledge bids received April 30, 2020 for the Weathersby Road Overlay project and accept the bid from Dunn Roadbuilders, LLC in the amount of \$351,068.20; Authorize Mayor to execute contracts upon preparation.

Attachments: Recommendation Ltr
 Certified Bid Tab

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Acknowledge bids received April 30, 2020 for the Weathersby Road Overlay project and accept the bid from Dunn Roadbuilders, LLC in the amount of \$351,068.20; Authorize Mayor to execute contracts upon preparation.

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

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

15. **2020-322** Acknowledge bids received May 7, 2020 for the Hattiesburg Public Safety Complex Smoke Evacuation Project and accept the bid from Pat L. McKenzie, Inc. in the amount of \$105,000.00; Authorize Mayor to execute contracts upon preparation.

Attachments: 15025.02 Smoke Evac Recommendation Letter 11MAY20

A MOTION was made by Council Member Delgado and seconded by Council Vice President Dryden to Acknowledge bids received May 7, 2020 for the Hattiesburg Public Safety Complex Smoke Evacuation Project and accept the bid from Pat L. McKenzie, Inc. in the amount of \$105,000.00; Authorize Mayor to execute contracts upon preparation.

Following discussion, the Motion received the affirmative vote of the Council as follows:

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

16. **2020-315** Declare the purchase of disposable surgical medical mask in the amount of \$15,000.00 from Next Level Consultants Inc. as an Emergency Purchase per Mississippi Code 31-7-13(k): due to a declared pandemic (COVID-19) that took place on or about March 13, 2020.

Attachments: MEMO- Emergency Purchase-Mask COVID-19
 Invoice & PO-Mask

A MOTION was made by Council Member Delgado and seconded by Council Member George to Declare the purchase of disposable surgical medical mask in the amount of \$15,000.00 from Next Level Consultants Inc. as an Emergency Purchase per Mississippi Code 31-7-13(k): due to a declared pandemic (COVID-19) that took place on or about March 13, 2020.

Following discussion, the Motion received the affirmative vote of the Council as follows:

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

17. **2020-336** Extend state of emergency for an additional 30 days resulting from the pandemic event (COVID_19) that occurred on or about March 13, 2020.

A MOTION was made by Council Vice President Dryden and seconded by Council Member Brown to Extend state of emergency for an additional 30 days resulting from the pandemic event (COVID_19) that occurred on or about March 13, 2020.

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

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

18. **2020-318** Set a public hearing for Tuesday, June 9, 2020 at 4:00 p.m. at the Jackie Dole Sherrill Community Center Auditorium to hear public comments related to the City of Hattiesburg Drinking Water System Improvements Revolving Loan Fund loan.

Attachments: 1273-W015_Notice of Public Hearing

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Set a public hearing for Tuesday, June 9, 2020 at 4:00 p.m. at the Jackie Dole Sherrill Community Center Auditorium to hear public comments related to the City of Hattiesburg Drinking Water System Improvements Revolving Loan Fund loan.

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

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

ROUTINE AGENDA

THE ROUTINE AGENDA came before the Council.

A MOTION was made by Council Member George and seconded by Council Vice President Mary Dryden to approve the Routine Agenda.

Following discussion, the Motion received the affirmative vote of the Council as follows:

Yeas: 5- George, Delgado, Carroll, Dryden and Brown

Nays: 0

1. **2020-331** Acknowledge receipt of audit for the Library of Hattiesburg, Petal and Forrest County for the fiscal year ended September 30, 2019 from Herzog CPA Company, PLLC

Attachments: Library Audit 2019

2. **2020-327** Acknowledge Proof of Publications for the month of April 2020.

Attachments: Proof of Publication Hub City Spokes April 2020

3. **2020-328** Approve plans and specifications for the Sullivan Park Splash Pad project; Authorize advertisement for bids.

Attachments: 15629_Plans_FINAL
15629_OPC_SullivanSplash_5-13-20
15629_SullivanSplash_ContractDocs_FINAL

4. **2020-293** Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds.

Attachments: Memo's (05-19-2020)
Receipts (05-19-2020)
Deeds (05-19-2020)

5. 2020-273 Approve claims docket for the period ending May 15, 2020.

Attachments: Docket 5-15-20
 Addendum to the claims docket - 5-19-2020

6. 2020-338 Acknowledge receipt of a permanent sidewalk and water meter easement from 100 Huevos De Raton, LLC(Raising Canes) for a portion of Forrest County Parcel No. 2-028L-07-162.00

Attachments: Permanent Access Easement

In Memoriam:

A MOTION was made by Council Vice President Dryden to Adjourn the meeting in memory of:

- Mr. Harvey Lee Carter
- Mr. Ezra Lee Young
- Ms. Winter Young
- Mr. Larry Campbell
- Mr. Joey McWilliams
- Mr. Ahmaud Arbery
- Mrs. Louise Ridgeway
- Ms. Annie B Crowther
- Mr. Otha Sullivan
- Ms. Mary Ross Daniels
- Ms. Marilyn Lightsey
- Dr. William Scarborough

Meeting Adjourn

By unanimous consent, Council President Carroll declared the **meeting adjourned at 4:19 p.m., this 19th day of May, 2020.**

ATTEST:

APPROVE:


Clerk of Council


Council President

ATTEST AND CERTIFY:

APPROVE:


City Clerk


Mayor