

Published Agenda

**Tuesday, August 18, 2020
5:00 PM**

**City Council
Tuesday Meeting Agenda**

**Jackie Dole Community Center
220 W. Front Street**

Call to Order**Call to Prayer and Pledge of Allegiance****Presentation Agenda****POLICY AGENDA**

1. **2020-562** Ordinance for review on the petition filed by The City of Hattiesburg to amend the Land Development Code Section 7 Standards of Design and Section 13 Definitions. More specifically, for the purpose of amending language as it relates to the design standards for parking and driveways. The Planning Commission recommended to Approve on August 5, 2020.
2. **2020-561** Approve or Deny a petition filed by Karnella Myers, Representative and Mark Gibson, Owner, to request a Conditional Use as "Multi-Family Residential" in B-1 (Professional Business) District for a certain property located at 257 McLeod Street (Parcel 2-029J-10.137.00, PPIN 21836; Ward 4). The Planning Commission recommended to Approve on August 5, 2020 with conditions: A barrier should be installed along the creek and substantial fencing should be installed along the western and southern property boundaries.
3. **2020-563** Approve or Deny a petition filed by Stephens Daniel, Architect, and The Betty Green Chain Bank Property Trust, Bobby L. Chain, Jr., Successor Trustee, Owner, to request a variance from Section 6, Table 6.1 "Maximum Front Setback" for B-2, "10 feet", and instead allow a setback of seventy-six (76) feet for a variance of sixty-six (66) feet along N 31st Avenue for a proposed building to be located at 3101 Hardy Street (Parcel 2-028K-07-052.00, PPIN 23016; 2-028K-07-053.00, PPIN 230151; Ward 1). The Board of Adjustment recommended to Approve on August 5, 2020.
4. **2020-557** 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.
5. **2020-573** Adopt the August 18, 2020 Amendments to the budget for the City of Hattiesburg for fiscal year ending September 30, 2020 and Adopt Resolution authorizing publication of amendments for funds in excess of 10% of the originally appropriated fund balance.
6. **2020-565** Adopt a Resolution approving the adoption and implementation of the Regional Hazard Mitigation Plan including the counties of Covington, Forrest, Jefferson Davis, Jones, Marion, Perry, and Wayne. Prepared for the MEMA District 8 Regional Hazard Mitigation Council (RHMC).
7. **2020-548** Adopt a Resolution declaring equipment surplus and authorize the disposal of said equipment and authorize removal of equipment from the City inventory of the Hattiesburg Police Department.
8. **2020-549** Adopt a Resolution declaring certain vehicles as surplus (per attached memo) and authorize sale of said vehicles and remove from the City's inventory of the Hattiesburg Police Department.
9. **2020-556** Adopt a Resolution authorizing Requisition No. 70 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.
10. **2020-554** Approve Letter Agreement with Neel-Schaffer, Inc. for Engineering Services related to the Lincoln Road and Mobile Street Paving Project and authorize the Mayor to execute in duplicate.
11. **2020-570** Approve Agreement with the Natural Resources Conservation Services for an Emergency Watershed Protection (EWP) Project at Campbell Loop #3, Ocala McCarty Park, McLeod @ Gordon Creek, Forrest to McCleod & Hi-Fi Crusin for a total cost of \$1,523,250.00 of which \$1,142,437.50 is Federally funded and \$380,812.50 is City funded and authorize the Mayor to execute any and all documents required for the project pre-application, application, and other required documents.
12. **2020-546** Approve Lighting Agreement with Mississippi Power Company for additional lighting on Graymont Avenue for a monthly increase of \$42.96 and authorize the Mayor to execute the same.
13. **2020-547** Approve Lighting Agreement with Mississippi Power Company for additional lighting on Butler Avenue for a monthly increase of \$35.06 and authorize the Mayor to execute the same.
14. **2020-591** Approve Agreement with Mississippi Power Company to use property located at Tatum Park in the event of emergency restoration efforts related to disaster recovery and authorize the Mayor to execute

the same.

15. **2020-564** Approve Change Order No. 2 with Hanco Corporation for the Public Safety Complex and authorize the Mayor to execute in triplicate.
16. **2020-567** Approve Alcohol Grant Agreement with MS Department of Public Safety, Office of Highway Safety FY2021, in the amount of \$49,499.20 and authorize the Mayor to execute in duplicate.
17. **2020-588** Approve contract with Topp McWhorter Harvey PLLC to audit the financial statements of the City of Hattiesburg for the fiscal year ending September 30, 2020 and authorize the Council President to execute in duplicate.
18. **2020-593** Approve contract with the Hattiesburg Convention Commission for the management, operations and upkeep of the Hattiesburg Zoo, beginning October 1, 2020 and authorize the Mayor to execute the same.
19. **- Deleted -**
20. **2020-568** Approve and authorize issuance of manual checks for CDBG Program Claims for 213 S 11th Avenue - C. White; 207 W 5th Street - S. Brister; 735 Longstreet Drive - B. Booth; 303 J.C. Killingsworth Drive - H. O'Neal.
21. **2020-552** Acknowledge receipt of grant offer from the Mississippi Transportation Commission for the Bobby L. Chain Municipal Airport Project No. 3-28-0031-027-2020 in the amount of \$216,750.00 and authorize the Mayor to execute Airport Federal Matching Grant Agreement in triplicate.
22. **2020-553** Authorize the Mayor to execute an Authority to cancel Resolution of Adjudication for property located at 202 N. 23rd Avenue; authorize recording of the same.
23. **2020-580** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-278.00 (PPIN 022501) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$3,900.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$3,900.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of transaction.
24. **2020-581** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-279.00 (PPIN 022502) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$7,925.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$7,925.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of transaction.
25. **2020-582** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-247.00 (PPIN 022489) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$330.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$330.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of transaction.
26. **2020-583** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-037D-14-105.00 (PPIN 022050) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$650.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$650.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of transaction.
27. **2020-584** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-037D-14-104.00 (PPIN 022033) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$825.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$825.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of transaction.
28. **2020-585** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-029P-10-302.00 (PPIN 019192) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$1,350.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$1,350.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of transaction.
29. **2020-586** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-018.00 (PPIN 026749) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$3,300.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$3,300.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of transaction.
30. **2020-587** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-023.00 (PPIN 021192) for the Hall Avenue Overpass Project: Acknowledge receipt of

Appraisal Report; Determine the appraisal valuation of \$250.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$250.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of transaction.

31. **2020-590** Extend state of emergency for an additional 30 days resulting from the pandemic event (COVID-19) that occurred on or about March 13, 2020.

ROUTINE AGENDA

1. **2020-571** Set a public hearing on the proposed budget and proposed tax levies for fiscal year 2021 for 5:30 p.m. on Tuesday, September 8, 2020, at the Jackie Dole Sherrill Community Center; authorize advertisement of Notice of Public Hearing.
2. **2020-555** Acknowledge receipt of and approve the budget of the Hattiesburg Convention Commission for the fiscal year ending 2021 and amended budget for fiscal year ending 2020.
3. **2020-594** Acknowledge receipt of the FYE 2019 Annual Report of the Hattiesburg Convention Commission.
4. **2020-589** Acknowledge receipt of the Audited Financial Statements of the City of Hattiesburg Combined Water and Sewer System for the Fiscal year ending September 30, 2019, from Topp McWhorter Harvey PLLC.
5. **2020-558** Acknowledge Federal Transit Administration award amendment MS-2016-007-03, incorporating an additional \$10,022 in Section 5339 federal funds for bus shelters and bus stop access improvements.
6. **2020-566** Acknowledge receipt of a warranty deed from Forrest County for a parcel of land being part of the Northeast 1/4 of Section 15, and the Southeast 1/4 of Section 10 Township 4 North, Range 13 West, Forrest County, Mississippi, and further described in the attached deed, as required for the Hall Avenue Overpass Project.
7. **2020-572** Acknowledge receipt of corrected Certified Bid Tabulation from Neel-Schaffer, Inc. for the Hardy Street and Concart Street Drainage and Sidewalk Improvements project.
8. **2020-551** Authorize and approve publication setting a Public Comment Period for the City's 2019 Hazard Mitigation Grant Program application.
9. **2020-544** Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds.
10. **2020-569** Approve claims docket for the period ending August 14, 2020.

In Memoriam:

- Mr. Norman Trowell**
- Mr. Robert Lee Friend**
- Mr. Melvin Buckley, Sr.**
- Ms. Maggie Gilbert**

Meeting Adjourn

Call to Order

BE IT REMEMBERED that the **regular meeting of the Hattiesburg City Council was held at 5:00 p.m. Tuesday, August 18, 2020**, in the Jackie Dole Community Center Auditorium; same being a recessed meeting from August 17, 2020.

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 Council Member Brown.

The Pledge of Allegiance was led by Council President Carroll.

Presentation Agenda

The PRESENTATION AGENDA came before the Council.

Mayor Barker presented a Certificate of Recognition to Haskel Burns for serving ten years in local news reporting.

The Mayor also read aloud a proclamation for the 19th Amendment, celebrating the 100th anniversary of women's suffrage and honoring women's right to vote.

There were no other presentations at this time.

POLICY AGENDA

The POLICY AGENDA came before the Council.

1. **2020-562** Ordinance for review on the petition filed by The City of Hattiesburg to amend the Land Development Code Section 7 Standards of Design and Section 13 Definitions. More specifically, for the purpose of amending language as it relates to the design standards for parking and driveways. The Planning Commission recommended to Approve on August 5, 2020.

Attachments: HPC item B AUG 2020
Ordinance - LDC Amendment as amended August 2020
AUG HPC MINUTES

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Authorize review of Ordinance on the petition filed by The City of Hattiesburg to amend the Land Development Code Section 7 Standards of Design and Section 13 Definitions. More specifically, for the purpose of amending language as it relates to the design standards for parking and driveways. The Planning Commission recommended to Approve on August 5, 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

2. **2020-561** Approve or Deny a petition filed by Karnella Myers, Representative and Mark Gibson, Owner, to request a Conditional Use as "Multi-Family Residential" in B-1 (Professional Business) District for a certain property located at 257 McLeod Street (Parcel 2-029J-10.137.00, PPIN 21836; Ward 4). The Planning Commission recommended to Approve on August 5, 2020 with conditions: A barrier should be installed along the creek and substantial fencing should be installed along the western and southern property boundaries.

Attachments: HPC item A AUG 2020
AUG HPC MINUTES

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to TABLE the petition filed by Karnella Myers, Representative and Mark Gibson, Owner, to request a Conditional Use as "Multi-Family Residential" in B-1 (Professional Business) District for a certain property located at 257 McLeod Street (Parcel 2-029J-10.137.00, PPIN 21836; Ward 4).

There being no discussion, the Motion failed, receiving the negative vote of the Council as follows:

Yeas: 0

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

Attorney Jeff Hall and Karnella Myers, representatives of Mark Gibson, Owner, appeared before the Council to speak on behalf of Mr. Gibson.

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to TABLE the petition so that the Council could receive more specific plans on the property.

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

Yeas: 4 – George, Delgado, Carroll and Dryden

Nays: 1 – Brown

* Since Council Member Delgado did not vote or abstain, her vote is recorded in the majority, which would be "yea".

*Council President Carroll stated that the petition was TABLED until the next Council meeting (September 8, 2020).

3. **2020-563** Approve or Deny a petition filed by Stephens Daniel, Architect, and The Betty Green Chain Bank Property Trust, Bobby L. Chain, Jr., Successor Trustee, Owner, to request a variance from Section 6, Table 6.1 "Maximum Front Setback" for B-2, "10 feet", and instead allow a setback of seventy-six (76) feet for a variance of sixty-six (66) feet along N 31st Avenue for a proposed building to be located at 3101 Hardy Street (Parcel 2-028K-07-052.00, PPIN 23016; 2-028K-07-053.00, PPIN 230151; Ward 1). The Board of Adjustment recommended to Approve on August 5, 2020.

Attachments: Robert St. John Letter
 BOA ITEM A AUG 2020_Updated
 AUGUST BOA Minutes

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Approve a petition filed by Stephens Daniel, Architect, and The Betty Green Chain Bank Property Trust, Bobby L. Chain, Jr., Successor Trustee, Owner, to request a variance from Section 6, Table 6.1 "Maximum Front Setback" for B-2, "10 feet", and instead allow a setback of seventy-six (76) feet for a variance of sixty-six (66) feet along N 31st Avenue for a proposed building to be located at 3101 Hardy Street (Parcel 2-028K-07-052.00, PPIN 23016; 2-028K-07-053.00, PPIN 230151; Ward 1) with the following stipulations:

- 8 ft. sidewalk on Hardy Street
- 5 ft. sidewalk N. 31st Ave.
- Match the brick and mortar of the Midtown Development project

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

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

Nays: 0

4. **2020-557** 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 Adjudications memo
 #1 Adjudication Resolution 212 Timothy Lane 8 18 2020
 #2 Adjudication Resolution 250 Dauphine Street 8 18 2020

A MOTION was made by Council Member Brown and seconded by Council Vice President Dryden to Adopt Resolutions (#2020-223-224) 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

5. **2020-573** Adopt the August 18, 2020 Amendments to the budget for the City of Hattiesburg for fiscal year ending September 30, 2020 and Adopt Resolution authorizing publication of amendments for funds in excess of 10% of the originally appropriated fund balance.

Attachments: August 2020 Budget Amendments

A MOTION was made by Council Member George and seconded by Council Member Brown to Adopt the August 18, 2020 Amendments to the budget for the City of Hattiesburg for fiscal year ending September 30, 2020 and Adopt Resolution (#2020-225) authorizing publication of amendments for funds in excess of 10% of the originally appropriated fund balance.

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. **2020-565** Adopt a Resolution approving the adoption and implementation of the Regional Hazard Mitigation Plan including the counties of Covington, Forrest, Jefferson Davis, Jones, Marion, Perry, and Wayne. Prepared for the MEMA District 8 Regional Hazard Mitigation Council (RHMC).

Attachments: Resolution - Hattiesburg REGIONAL PLAN
 MEMA-D8-Hazard-Mitigation-Plan-05.20201

A MOTION was made by Council Member George and seconded by Council Member Brown to Adopt a Resolution (#2020-226) approving the adoption and implementation of the Regional Hazard Mitigation Plan including the counties of Covington, Forrest, Jefferson Davis, Jones, Marion, Perry, and Wayne. Prepared for the MEMA District 8 Regional Hazard Mitigation Council (RHMC)..

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. **2020-548** Adopt a Resolution declaring equipment surplus and authorize the disposal of said equipment and authorize removal of equipment from the City inventory of the Hattiesburg Police Department.

Attachments: HPD Surplus List August 2020
 Surplus Resolution

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Adopt a Resolution (#2020-227) declaring equipment surplus and authorize the disposal of said equipment and authorize removal of equipment from the City inventory of the Hattiesburg Police Department.

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. **2020-549** Adopt a Resolution declaring certain vehicles as surplus (per attached memo) and authorize sale of said vehicles and remove from the City's inventory of the Hattiesburg Police Department.

Attachments: HPD surplus vehicle memo
Resolution Surplus Vehicles - August 2020

A MOTION was made by Council Member George and seconded by Council Member Brown to Adopt a Resolution (#2020-228) declaring certain vehicles as surplus (per attached memo) and authorize sale of said vehicles and remove from the City's inventory of the Hattiesburg Police Department.

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. **2020-556** Adopt a Resolution authorizing Requisition No. 70 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: 2016 Bond Resolution No. 70
Project Resolution Requisition 2016 Bonds No. 70

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Adopt a Resolution (#2020-229) authorizing Requisition No. 70 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

10. **2020-554** Approve Letter Agreement with Neel-Schaffer, Inc. for Engineering Services related to the Lincoln Road and Mobile Street Paving Project and authorize the Mayor to execute in duplicate.

Attachments: Mobile St and Lincoln Rd Agreement

A MOTION was made by Council Vice President Dryden and seconded by Council Member Brown to Approve Letter Agreement with Neel-Schaffer, Inc. for Engineering Services related to the Lincoln Road and Mobile Street Paving Project and authorize the Mayor to execute in duplicate.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Abstain: 1 - Delgado

11. **2020-570** Approve Agreement with the Natural Resources Conservation Services for an Emergency Watershed Protection (EWP) Project at Campbell Loop #3, Ocoola McCarty Park, McLeod @ Gordon Creek, Forrest to McCleod & Hi-Fi Crusin for a total cost of \$1,523,250.00 of which \$1,142,437.50 is Federally funded and \$380,812.50 is City funded and authorize the Mayor to execute any and all documents required for the project pre-application, application, and other required documents.

Attachments: Point of Contact Info
Ltr from City of Hattiesburg 5294 Pre-Award Package
City of Hattiesburg 5294 Pre-Award Package
Agreement w/ NRCS for Emergency Watershed Protection Project Campbell
Lp.OcoolaMcCarty Park,McLeod at Gordon Creek,Forrest to McCleod & Hi-Fi

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Approve Agreement with the Natural Resources Conservation Services for an Emergency Watershed Protection (EWP) Project at Campbell Loop #3, Ocoala McCarty Park, McLeod @ Gordon Creek, Forrest to McCleod & Hi-Fi Crusin for a total cost of \$1,523,250.00 of which \$1,142,437.50 is Federally funded and \$380,812.50 is City funded and authorize the Mayor to execute any and all documents required for the project pre-application, application, and other required documents.

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. 2020-546** Approve Lighting Agreement with Mississippi Power Company for additional lighting on Graymont Avenue for a monthly increase of \$42.96 and authorize the Mayor to execute the same.

Attachments: Street Light Request and Authorization - Graymont Avenue

A MOTION was made by Council Vice President Dryden and seconded by Council Member Brown to Approve Lighting Agreement with Mississippi Power Company for additional lighting on Graymont Avenue for a monthly increase of \$42.96 and authorize the Mayor to execute the same.

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. 2020-547** Approve Lighting Agreement with Mississippi Power Company for additional lighting on Butler Avenue for a monthly increase of \$35.06 and authorize the Mayor to execute the same.

Attachments: Street Light Request and Authorization - Butler Avenue

A MOTION was made by Council Member Brown and seconded by Council Vice President Dryden to Approve Lighting Agreement with Mississippi Power Company for additional lighting on Butler Avenue for a monthly increase of \$35.06 and authorize the Mayor to execute the same.

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. 2020-591** Approve Agreement with Mississippi Power Company to use property located at Tatum Park in the event of emergency restoration efforts related to disaster recovery and authorize the Mayor to execute the same.

Attachments: MPC Tatum Park Staging Site Hold Harmless 2020-Final copy

A MOTION was made by Council Member Brown and seconded by Council Member George to Approve Agreement with Mississippi Power Company to use property located at Tatum Park in the event of emergency restoration efforts related to disaster recovery and authorize the Mayor to execute the same.

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. **2020-564** Approve Change Order No. 2 with Hanco Corporation for the Public Safety Complex and authorize the Mayor to execute in triplicate.

Attachments: Change Order No. 2

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Approve Change Order No. 2 with Hanco Corporation for the Public Safety Complex and authorize the Mayor to execute in triplicate.

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

16. **2020-567** Approve Alcohol Grant Agreement with MS Department of Public Safety, Office of Highway Safety FY2021, in the amount of \$49,499.20 and authorize the Mayor to execute in duplicate.

Attachments: Hattiesburg 154AL FY21 Award Letter
Hattiesburg 154AL Conditional Status Letter
1 - FY21 Fiscal Control and Fund Accounting Procedures
HATTIESBURG 154AL - FY21 Grant Agreement

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Approve Alcohol Grant Agreement with MS Department of Public Safety, Office of Highway Safety FY2021, in the amount of \$49,499.20 and authorize the 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

17. **2020-588** Approve contract with Topp McWhorter Harvey PLLC to audit the financial statements of the City of Hattiesburg for the fiscal year ending September 30, 2020 and authorize the Council President to execute in duplicate.

Attachments: TMH- Single Audit Engagement Letter

A MOTION was made by Council Member George and seconded by Council Vice President Mary Dryden to Approve contract with Topp McWhorter Harvey PLLC to audit the financial statements of the City of Hattiesburg for the fiscal year ending September 30, 2020 and authorize the Council President 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

18. **2020-593** Approve contract with the Hattiesburg Convention Commission for the management, operations and upkeep of the Hattiesburg Zoo, beginning October 1, 2020 and authorize the Mayor to execute the same.

Attachments: Zoo Contract 2020 and beyond

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Approve contract with the Hattiesburg Convention Commission for the management, operations and upkeep of the Hattiesburg Zoo, beginning October 1, 2020 and authorize the Mayor to execute the same.

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

19. 2020-592 - Deleted -

20. 2020-568 Approve and authorize issuance of manual checks for CDBG Program Claims for 213 S 11th Avenue - C. White; 207 W 5th Street - S. Brister; 735 Longstreet Drive - B. Booth; 303 J.C. Killingsworth Drive - H. O'Neal.

Attachments: Bonner 213 S 11th Clearance 1
Bonner 213 S 11th Clearance 2
LuMar Development 08182020
Bonner JC Killingsworth lead test
Bonner Longstreet lead test

A MOTION was made by Council Member George and seconded by Council Member Nicholas Brown to Approve and authorize issuance of manual checks for CDBG Program Claims for 213 S 11th Avenue - C. White; 207 W 5th Street - S. Brister; 735 Longstreet Drive - B. Booth; 303 J.C. Killingsworth Drive - H. O'Neal.

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

21. 2020-552 Acknowledge receipt of grant offer from the Mississippi Transportation Commission for the Bobby L. Chain Municipal Airport Project No. 3-28-0031-027-2020 in the amount of \$216,750.00 and authorize the Mayor to execute Airport Federal Matching Grant Agreement in triplicate.

Attachments: MDOT Grant Offer 027-2020

A MOTION was made by Council Member Brown and seconded by Council Vice President Dryden to Acknowledge receipt of grant offer from the Mississippi Transportation Commission for the Bobby L. Chain Municipal Airport Project No. 3-28-0031-027-2020 in the amount of \$216,750.00 and authorize the Mayor to execute Airport Federal Matching Grant Agreement in triplicate.

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

22. 2020-553 Authorize the Mayor to execute an Authority to cancel Resolution of Adjudication for property located at 202 N. 23rd Avenue; authorize recording of the same.

Attachments: Release Form 2019-217 - 202 N 23rd Ave

A MOTION was made by Council Member George and seconded by Council Member Brown to Authorize the Mayor to execute an Authority to cancel Resolution of Adjudication for property located at 202 N. 23rd Avenue; authorize recording of the same.

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

23. 2020-580 Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-278.00 (PPIN 022501) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$3,900.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the

property of \$3,900.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of transaction.

Attachments: Title - Roxie Lewis
Roxie Lewis - Klondyke St - ppin 022501

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-278.00 (PPIN 022501) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$3,900.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$3,900.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of 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

24.

2020-581

Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-279.00 (PPIN 022502) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$7,925.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$7,925.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of transaction.

Attachments: Title - Curtis G. Hinton and Sarah Hinton
Curtis and Sarah Hinton - Hall Ave - ppin 022502

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. 2-030M-11-279.00 (PPIN 022502) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$7,925.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$7,925.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of 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

25.

2020-582

Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-247.00 (PPIN 022489) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$330.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$330.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of transaction.

Attachments: Title - Samuel M. Mack
Samuel M Mack - 1404 Putnam Ave - ppin 022489

A MOTION was made by Council Member George and seconded by Council Member Brown to Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-247.00 (PPIN 022489) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$330.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$330.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of 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

- 26. 2020-583** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-037D-14-105.00 (PPIN 022050) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$650.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$650.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of transaction.

Attachments: Title - Curtis R. Gates
Curtis R Gates - 1307 Hall Ave - ppin 022050 REVISED 4-9-2020

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-14-105.00 (PPIN 022050) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$650.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$650.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of 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

- 27. 2020-584** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-037D-14-104.00 (PPIN 022033) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$825.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$825.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of transaction.

Attachments: Title - Ruth Hyde
Ruth Hyde - 1317 Hall Ave - ppin 022033

A MOTION was made by Council Member George and seconded by Council Member Brown to Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-037D-14-104.00 (PPIN 022033) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$825.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$825.00; Authorize Mayor to

execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of 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

- 28. 2020-585** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-029P-10-302.00 (PPIN 019192) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$1,350.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$1,350.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of transaction.

Attachments: Title - Ronnie T. Smith and Sarah N. Smith
Sarah Smith - 612 Bay St - ppin 019192

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. 2-029P-10-302.00 (PPIN 019192) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$1,350.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$1,350.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of 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

- 29. 2020-586** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-018.00 (PPIN 026749) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$3,300.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$3,300.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of transaction.

Attachments: Title- East Hardy Magnolia
East Hardy

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. 2-030M-11-018.00 (PPIN 026749) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$3,300.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$3,300.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of 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

30. **2020-587** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-023.00 (PPIN 021192) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$250.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$250.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of transaction.

Attachments: Title - Harvell Harris, Jr. and Belinda F. Harris revised
Harvel and Belinda Harris - 1405 East Hardy - ppin 21192

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. 2-030M-11-023.00 (PPIN 021192) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$250.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$250.00; Authorize Mayor to execute any and all documents required to complete the transaction; Authorize issuance of a manual check in payment thereof upon closing of 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

31. **2020-590** 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

ROUTINE AGENDA

THE ROUTINE AGENDA came before the Council.

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

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

1. **2020-571** Set a public hearing on the proposed budget and proposed tax levies for fiscal year 2021 for 5:30 p.m. on Tuesday, September 8, 2020, at the Jackie Dole Sherrill Community Center; authorize advertisement of Notice of Public Hearing.

Attachments: Notice of Public Hearing on Budget Tax Levy (002)

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- Mr. Norman Trowell
- Mr. Robert Lee Friend
- Mr. Melvin Buckley, Sr.
- Ms. Maggie Gilbert

Meeting Adjourned

By unanimous consent, Council President Carroll declared the **meeting adjourned at 5:51 p.m., this 18th day of August, 2020**, by unanimous consent, until the 1st day of September, 2020.

ATTEST:


Clerk of Council

APPROVE:


Council President

ATTEST AND CERTIFY:


City Clerk

APPROVE:


Mayor