



**Tuesday, December 22, 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. **2020-949** Approve the minutes for the December 7 & 8, 2020 meetings of the City Council.
2. **2020-905** Adopt Resolutions condemning the following properties as unclean and a menace to the health and safety of the community.
3. **2020-953** Adopt an Ordinance amending Chapter 3 of the Code of Ordinances to amend Ordinance No. 3265, adopted November 5, 2019, Section 1 (D) which defines Cigar Bar and the provisions for operating a Cigar Bar.
4. **2020-933** Adopt an Ordinance for the petition filed by Scott Pipkins and Brian Saffle, Owners, to change the zoning classification for a certain property located at 236 Mobile Street (Parcel 2-029J-10-290.00, PPIN 15690, Ward 4) from Section 4.5.12, B-5 (Regional Business) District to Section 4.5.11, B-4 (Downtown Business) District. The Planning Commission recommended to Approve on December 2, 2020.
5. **2020-930** Approve or Deny a petition filed by Edward E. Ruffin, Jr., Representative, to request a variance from 40 feet for I-1, and instead allow a setback of ten (10) feet for a variance of thirty (30) feet along Highway 42 for a building located at 5116 Hwy 42 (Parcel 2-024P-32-014.00, PPIN 24603; Ward 1). The Board of Adjustment recommended to Approve on December 2, 2020.
6. **2020-932** Adopt a Resolution to amend the City's Comprehensive Plan 2008-2028, Chapter – 7 Land Use and Development, Map 2. Future Land Use, changing the designated “Future Land Use” of Bay Street from the intersection of Hall Avenue to Gordon’s Creek from “Neighborhood Business” to “Neighborhood Conservation District 1”, filed by Joseph Lanford, President, HHNA and Seth M. Hunter, Attorney. The Planning Commission recommended to Approve on December 2, 2020.

7. **2020-952** Adopt Resolution creating an Emerging Business Enterprise Program for the City of Hattiesburg.
8. **2020-942** Adopt a Resolution declaring a portion of property identified as Forrest County Parcel No. 2-030M-11-249.00 (PPIN 022495) necessary for public use and authorizing any and all proceedings necessary to acquire the aforementioned property pursuant to *Miss. Code Ann. 21-37-47*, as amended.
9. **2020-943** Adopt a Resolution declaring a portion of property identified as Forrest County Parcel No. 2-030M-11-248.00 (PPIN 022496) necessary for public use and authorizing any and all proceedings necessary to acquire the aforementioned property pursuant to *Miss. Code Ann. 21-37-47*, as amended.
10. **2020-944** Adopt a Resolution declaring a portion of property identified as Forrest County Parcel No. 2-030M-11-281.00 (PPIN 022497) necessary for public use and authorizing any and all proceedings necessary to acquire the aforementioned property pursuant to *Miss. Code Ann. 21-37-47*, as amended.
11. **2020-945** Adopt a Resolution declaring a portion of property identified as Forrest County Parcel No. 2-030M-11-280.00 (PPIN 022498) necessary for public use and authorizing any and all proceedings necessary to acquire the aforementioned property pursuant to *Miss. Code Ann. 21-37-47*, as amended.
12. **2020-902** Approve Lighting Agreement with Mississippi Power Company for additional lighting at 314 Herrin Street for a monthly cost increase of \$10.61, and authorize the Mayor to execute the same.
13. **2020-906** Approve Lighting Agreement with Mississippi Power Company for additional lighting at the Ben McNair Center and Sigler Center Parking Lot and Streets for a monthly cost increase of \$23.51, and authorize Mayor to execute the same.
14. **2020-908** Approve Lighting Agreement with Mississippi Power Company for additional lighting in alley behind 208 S 15th Avenue for a monthly cost increase of \$36.22, and authorize Mayor to execute the same.
15. **2020-921** Approve Lighting Agreement with Mississippi Power Company for additional lighting at S 15th Avenue between Adeline and Mamie Streets for a monthly cost increase of \$2.55, and authorize Mayor to execute the same.
16. **2020-928** Approve Letter of Engagement with Erik Lowrey, Lowrey & Fortner PA, to provide legal counsel to the Hattiesburg Police Citizen Review Board and authorize the Mayor to execute the same.
17. **2020-950** Approve Agreement with Tyler Technologies for the implementation of the Human Capital Management portal for the Department of Administration and authorize the Mayor to execute the same.
18. **2020-920** Approve Memorandum of Agreement with the Mississippi Transportation Commission for a grant in the amount of \$13,223,900.00 related to the Hall Avenue Improvements Project and authorize the Mayor to execute in duplicate.

19. **2020-910** Approve amended Agreement with Christian Services, Inc. in an amount not to exceed \$71,000 to provide subsistence payments to low to moderate income eligible clientele due to COVID-19 (CARES Act) and authorize the Mayor to execute in triplicate.
20. **2020-909** Approve amended Agreement with Breakthrough Community Services, Inc. in an amount not to exceed \$50,000 to provide subsistence payments to low to moderate income eligible clientele due to COVID-19 (CARES Act) and authorize the Mayor to execute in triplicate.
21. **2020-915** Approve amended Subrecipient Agreement with Breakthrough Community Services to provide Emergency Repairs in connection with the City's CDBG/HOME Housing Rehabilitation/Reconstruction and Repair Grant Program and authorize the Mayor to execute the same.
22. **2020-914** Approve amended HOME Grant Agreement between Breakthrough Community Services, Inc. and the City of Hattiesburg for the rehabilitation of a home at 104 Donald Street as an affordable housing unit, utilizing HOME CHDO Set-aside funds in an amount not to exceed \$60,000 and authorize the Mayor to execute the same.
23. **2020-916** Approve the Hub City Transit Public Transportation Agency Safety Plan (HCT-PTASP).
24. **2020-913** Approve an order to authorizing the sale of a personal service weapon to retired Police Chief Anthony Parker pursuant to Mississippi Code Annotated 45-9-131.
25. **2020-911** Approve MS Department of Environmental Quality (MDEQ) Solid Waste Assistance Grant Agreement in the amount of \$75,000.00 to fund a Household Hazardous Waste "Right Way to Throw Away Day." with a \$25,000 in matching city funds and authorize the Mayor to execute the same.
26. **2020-935** Approve conveyance of certain rights of way to Forrest County for their Leaf River Bridge Replacement project described as a portion of Forrest County Tax Parcel No. 2-030L-11-260.00 & Parcel No. 2-030L-11-261.00 and further described in the attached surveys; Authorize Mayor to execute warranty deed conveying said property.
27. **2020-936** Approve conveyance of certain rights of way to Forrest County for their Leaf River Bridge Replacement project described as a portion of Forrest County Tax Parcel No. 2-030K-11-030.00 & Parcel No. 2-030K-11-033.00 and further described in the attached surveys; Authorize Mayor to execute warranty deed conveying said property.
28. **2020-937** Approve conveyance of certain right of way to Forrest County for their Leaf River Bridge Replacement project described as a portion of Forrest County Tax Parcel No. 2-030M-11-005.00 and further described in the attached surveys; Authorize Mayor to execute warranty deed conveying said property.
29. **2020-912** Authorize submission of a continuation grant application to the Substance Abuse and Mental Health Services Administration (SAMHSA) to fund the third year of the program Hattiesburg Behavioral Court Treatment Expansion, in partnership with Pine Belt Mental Healthcare Resources, in the amount of \$385,230.
30. **2020-923** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-038A-15-018.00 (PPIN 012839) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$12,850.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair

Market Value Offer for the property of \$12,850.00; 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. **2020-924** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-029P-10-300.00 (PPIN 019194) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$119,000.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$119,000.00; 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.
32. **2020-925** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-038A-15-016.00 (PPIN 039336) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$1,700.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$1,700.00; 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.
33. **2020-938** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-249.00 (PPIN 022495) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$6,900.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$6,900.00; 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.
34. **2020-939** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-248.00 (PPIN 022496) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$6,950.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$6,950.00; 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.
35. **2020-940** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-281.00 (PPIN 022497) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$7,000.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$7,000.00; 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.
36. **2020-941** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-280.00 (PPIN 022498) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$6,900.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$6,900.00; 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.

37. **2020-926** Acknowledge receipt of a Drainage Easement from Powe Investment Company, Inc. for a portion of Lamar County Tax Parcel No. 056H-13-094.000 (PPIN 29369).
38. **2020-917** Acknowledge receipt of Closing Documents for the Tatum Park Tennis Court Lighting project, approve final acceptance of project, and authorize payment of final pay application to contractor.
39. **2020-907** Acknowledge receipt of term bids for Lot Clearing/Grass Cutting Services on December 11, 2020 and award bid to Arthur Cohen DBA Sunshine Construction for the term of January 1, 2021 through December 31, 2021.
40. **2020-919** Acknowledge bids received December 10, 2020 for the Sullivan Park Splash Pad project and accept the bid from Great Southern Recreation in the amount of \$183,488.10 as the lowest and best bid; Authorize Mayor to execute contracts upon preparation.
41. **2020-931** Acknowledge bids received December 10, 2020 for the Hattiesburg American Building Reroof Phase II project and accept the bid from Rowell Roofing, Inc. in the amount of \$173,000.00; Authorize Mayor to execute contracts upon preparation.
42. **2020-951** 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. **2020-934** Acknowledge receipt of request filed by Tracy Parker, Owner, to appeal the Planning Commission's recommendation to change the zoning classification for a certain property located at 512 North Washington Avenue (Parcel 2-042E-26-212.00, PPIN 12551, Ward 5) from Section 4.5.5, R-1C (Single Family Residential) District to Section 4.5.2, A-2 (Agricultural Residential) District; (Hattiesburg Planning Commission recommended to Deny on December 2, 2020); Set a public hearing before City Council on January 19, 2021 at 4:00 p.m. and authorize publication of Public Notice setting an Appeal Public Hearing.
2. **2020-901** Acknowledge the setting of a public comment period by the Hattiesburg-Petal-Forrest-Lamar MPO for the proposed amendments to the FY 2021-2024 Transportation Improvement Plan (TIP)
3. **2020-899** Acknowledge receipt of Privilege Tax License Monthly Report for November 2020.
4. **2020-900** Acknowledge Proof of Publications for the month of November 2020.
5. **2020-918** Approve and authorize issuance of manual checks for CDBG-CV Program Claims per attached Memorandum. {Entitlement CDBG-CV}
6. **2020-922** Approve and authorize issuance of manual checks for CDBG Program Claims per attached Memorandum. {Entitlement CDBG}
7. **2020-948** Approve specifications and Authorize publication of Notice to Bidder for ten (10) Motorcycles with a 12 month lease for the Hattiesburg Police Department.

8. **2020-903** Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds.
9. **2020-954** Approve claims docket for the period ending December 18, 2020.

In Memoriam:

- Mr. Billy Slay
- Dr. Arthur Dean Cromartie
- Ms. Mildred Hong
- Mr. Howard Stroud

Meeting Adjourn



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Ronda Cole, Clerk of Council

cc:

Date: Tuesday, December 22, 2020

Re: Approve the minutes for the December 7 & 8, 2020 meetings of the City Council.
File Number: 2020-949
Minute Book #

Summary

According to Miss. Code Ann. § 21-15-33, "the minutes of every municipality must be adopted and approved by a majority of all the members of the governing body of the municipality at the next regular meeting or within thirty (30) days of the meeting thereof, whichever occurs first....."

Recommendation Statement

I recommend approval of the minutes.

Please place this on the December 22, 2020 City Council meeting for consideration.



Memorandum

To: Mayor Toby Barker and Members of City Council
From: Andrew Ellard, Director
cc: Wiley Quinn, Code Enforcement Division Manager
Date: Tuesday, December 22, 2020
Re: Adopt Resolutions condemning the following properties as unclean and a menace to the health and safety of the community.
File Number: 2020-905
Minute Book #

Summary

Adopt Resolutions of Condemnation 12 14 2020

Recommendation Statement

I recommend the adoption of resolutions determining that the properties listed in the following attachments are in such a state of uncleanliness so as to be a menace to the health and safety of the community.

Please place this on the December 22, 2020 City Council meeting for consideration.



MAYOR
Toby Barker

COUNCIL - WARD ONE
Jeffrey George

COUNCIL - WARD TWO
Deborah Denard Delgado

COUNCIL - WARD THREE
Carter Carroll

COUNCIL - WARD FOUR
Mary Dryden

COUNCIL - WARD FIVE
Nicholas Brown

MEMORANDUM

TO: Mayor and City Council

FROM: Wiley Quinn, Code Enforcement Division Manager

DATE: December 14, 2020

RE: Adopt Condemnation Resolutions

I recommend the adoption of resolutions determining the following properties are in such a state of uncleanliness so as to be a menace to the health and safety of the community.

	Address	PPIN	Ward	Violations	Proposed Actions	Estimated Cost	Estimated Penalty
1.	6563 Highway 49	27502	1	DS, 2018 IPMC 108.1.5(3) AS, 2018 IPMC 108.1.5(7)	Demo	\$200,000	\$100,000

Garbage & Rubbish=GAR/RUB
Dilapidated Building=DB
Dangerous Structure=DS
Imminent Danger=ID
Overgrown Lot=OGL
Open Storage=OS
Unsafe Structure=US
Abandoned Vehicle=AV
Abandoned Structure=AS
Vacant Structure=VS
Owner Responsibility=OR

Prepared by:
City of Hattiesburg
Code Enforcement Division
P.O. Box 1898
Hattiesburg, Mississippi 39403-1898

Return to:
City of Hattiesburg
City Clerk's Office
P.O. Box 1898
Hattiesburg, Mississippi 39403-1898

**RESOLUTION
CONDEMNATION OF UNSAFE AND DILAPIDATED PROPERTY**

6563 Highway 49 (Magnuson Hotel)

WHEREAS, on the 14th day of December, 2020, the Council of the City of Hattiesburg, Mississippi, passed a resolution announcing the intention of the City Council to hold a hearing on the 14th day of December, 2020, in the Jackie Dole Sherrill Community Center in Hattiesburg, Mississippi, as provided by Section 21-19-11 of the Mississippi Code of 1972, as annotated and amended, to determine whether or not the following described property is in such a state of uncleanliness as to be a menace to the health and safety of the community, to-wit:

PARCEL: 2-024M-31-006.00, 6563 Hwy 49 N, Hattiesburg, MS, 39401 and better described as Commencing at the Southwest Corner of the Northeast ¼ of the Southwest ¼ of Section 31, Township 5 North, Range 13 West, Forrest County, Mississippi; run thence North 250.6 feet; thence North 68 degrees 51 minutes East a distance of 812.94 feet; thence South 43 degrees 21 minutes East a distance of 40.4 feet along the Southwest right-of-way line U.S. Highway 49; thence North 46 degrees 39 minutes East along said right-of-way line a distance of 20.0 feet; thence run Southeasterly and along said right-of-way line a distance of 377.6 feet to the Point of Beginning; thence continue Southeasterly and along said Southwest right-of-way line a distance of 250 feet; thence South 43 degrees West a distance of 928 feet; thence North 43 degrees East a distance of 654.7 feet to the Point of Beginning. Being a part of the East ½ of the Southwest ¼ of Section 31, Township 5 North, Range 13 West, Forrest County, Mississippi; together with all improvements thereon and appurtenances thereunto belonging.

WHEREAS, the owner of the property is Prospera Growth Fund LLC, 126 W Sego Lily Dr. STE 270, Sandy, UT, 84070, Prospera Growth Fund LLC, Attn: Luke Loveless, 2600 West Executive Parkway, STE 120, Lehi, UT 84043

WHEREAS, proper and timely notice of said hearing was given to said parties more than two weeks prior to the date of the hearing; and

WHEREAS, at said hearing it was determined that the aforementioned property is in such a state of uncleanliness as to be a menace to the health and safety of the community and should be condemned.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hattiesburg, Mississippi, as follows:

1. A period of fifteen (15) days shall be extended to the property owner for removal of the violations listed:

**Dangerous Structure or premises (International Property Maintenance Code 108.1.5.3),
Abandoned and Unsafe Structure (International Property Maintenance Code 108.1.5.7)**

2. If the property owners do not take corrective action within fifteen (15) days to remove the violations, then after a complete and final legal review of the property conducted by the City Attorney, the City will take action to remove all violations listed, said work to be legally contracted with a private contractor or City crews, and the cost of same plus penalty to be certified to the City Clerk for further legal Disposition.

3. A copy of this Resolution will be certified and recorded in the Chancery Clerk's Office of Forrest County, Mississippi.

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

YEAS:

NAYS:

ABSENT:

The motion having received the affirmative vote of a majority of the Council members present, the President declared the motion carried and the resolution adopted, on this the 22nd day of December, 2020.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF COUNCIL

PRESIDENT

The above and foregoing Resolution having been submitted to and approved by the Mayor, this the 22nd day of December, 2020.

ATTEST:

APPROVED:

CITY CLERK

MAYOR

ORDINANCE_____

AN ORDINANCE AMENDING CHAPTER 3 OF THE CODE OF ORDINANCES WHICH REGULATES ALCOHOLIC BEVERAGES AND TABACCO IN THE CITY OF HATTIESBURG; TO AMEND ORDINANCE NUMBER 3265, ADOPTED NOVEMBER 5, 2019, SECTION 1 (D) DEFINITIONS;

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI:

Section 1 (D). That Section 1 (D) of Ordinance Number 3265, adopted November 5, 2019, which defines Cigar Bar and the provisions for operating a Cigar Bar, be and the same is hereby amended to read as follows, to wit:

“Cigar Bar means a bar, as defined in this section, legally in operation, that generates forty (40) percent or more of its total annual gross income from the on-site sale of premium cigars and the rental of humidors, not including sales from vending machines. A Cigar Bar does not permit the smoking of cigarettes or vaping and shall not knowingly sell to or permit entrance to any person less than 21 years of age. A Cigar Bar shall only operate in a stand-alone building. A Cigar Bar shall be equipped with ventilation equipment that provides for 8-10 air changes per hour or one (1) smoke eater ventilation unit per 500 square foot. A Cigar Bar shall not permit consumption of alcoholic beverages on premises without the appropriate license from the Department of Revenue Alcohol Beverage Control. A Cigar Bar shall not be permitted to hold a dance hall permit. A Cigar Bar shall close no later than 12:00pm (Midnight).

The foregoing Ordinance having been reduced to writing, the same was introduced by Council Member _____, seconded by Council member _____, and was adopted by the following vote to wit:

YEAS:

NAYS:

The President thereby declared the motion carried and the foregoing Ordinance adopted and approved, this the 22nd day of December, 2020.

(SEAL)
ATTEST:

ADOPTED:

CLERK OF COUNCIL

PRESIDENT

The above foregoing Ordinance having been submitted to and approved by the Mayor, this the 22nd day of December, 2022.

ATTEST:

APPROVED:

CITY CLERK

MAYOR



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Ginger Lowrey, Planning Administrator

cc: Andrew Ellard, Director

Date: Tuesday, December 22, 2020

Re: Adopt an Ordinance for the petition filed by Scott Pipkins and Brian Saffle, Owners, to change the zoning classification for a certain property located at 236 Mobile Street (Parcel 2-029J-10-290.00, PPIN 15690, Ward 4) from Section 4.5.12, B-5 (Regional Business) District to Section 4.5.11, B-4 (Downtown Business) District. The Planning Commission recommended to Approve on December 2, 2020.
File Number: 2020-933
Minute Book #

Summary

Adopt an Ordinance to Rezone 236 Mobile Street, Ward 4

Recommendation Statement

Adopt an Ordinance to Rezone 236 Mobile Street, Ward 4

Please place this on the December 22, 2020 City Council meeting for consideration.

**MINUTES OF THE
REGULAR MEETING OF THE
HATTIESBURG PLANNING COMMISSION
December 2, 2020**

The Hattiesburg Planning Commission did meet in a regular session on December 2, 2020, at 1:00 p.m. at the Jackie Dole Community Center, 220 West Front Street, Hattiesburg, Mississippi. Mark Miller, Chair, presided over the meeting. Due to the ongoing COVID-19 pandemic, CDC recommended social distancing guidelines were observed. Staff utilized GoToMeeting, an online meeting, desktop sharing, and telephone/video conferencing platform to allow Commissioners and petitioners to participate remotely. A quorum was indicated and the attendance was as follows:

Commissioners Present: Dick Conville (via GoToMeeting)
Michael Dickerson
Amy Hinton, Vice-Chair (via GoToMeeting)
Elayne Lockett
Mark Miller, Chair (via GoToMeeting)
Rhoda A. Pickett (via GoToMeeting)
Kenneth Waites

Commissioners Absent: Ricardo Bryant
Charles Dawe
Jeff Keyseear
Rebekah Ray

Also Present: Ginger Maddox Lowrey, AICP, Planning Division Manager
Jim Gladden, Esq.
Caroline Miles, Planner

Chair Miller declared the meeting of the Hattiesburg Planning Commission open and in session at 1:05 PM.

AGENDA REVIEW

There came the matter of the December 2020 Agenda. Staff requested an amendment to the agenda, as Item A had been formally withdrawn by the applicant, Marcella Strong. A request was made by Chair Miller for a motion to approve the December 2020 Agenda as amended. A motion to approve was made by Commissioner Conville and seconded by Commissioner Pickett.

Commissioners voting aye: Dick Conville (via GoToMeeting)

Michael Dickerson
Amy Hinton, Vice-Chair (via GoToMeeting)
Elayne Lockett
Mark Miller, Chair (via GoToMeeting)
Rhoda A. Pickett (via GoToMeeting)
Kenneth Waites

Commissioners voting nay: None

MINUTES REVIEW

There came the matter of the October 7, 2020 minutes. A motion was made by Commissioner Conville to approve the October 7, 2020 minutes and seconded by Commissioner Hinton.

Commissioners voting aye: Dick Conville (via GoToMeeting)
Michael Dickerson
Amy Hinton, Vice-Chair (via GoToMeeting)
Elayne Lockett
Mark Miller, Chair (via GoToMeeting)
Rhoda A. Pickett (via GoToMeeting)
Kenneth Waites

Commissioners voting nay: None

REPORTS

BUILDING REPORT

No building report was provided. Staff stated they will email the Commission copies of the building permit report when the Building Official provides the report.

PLANNING REPORT

There came the matter of the Planning Report by Ginger Maddox Lowrey, AICP. Mrs. Lowrey introduced the newest member of the Commission, Mr. Michael G. Dickerson, Ward 5. On October 20, 2020, City Council approved the Conditional Use for a single-family detached dwelling at 8 Dixie Pine Rd. with the stipulation that it meets adjacent R-1C setbacks (HPC approval upheld).

CHAIR'S REPORT

There came the matter of the Chair's Report by Chair Miller. He stated that he wanted to express his thanks to the Commissioners and Planning Staff and wished everyone happy holidays.

INTRODUCTIONS

The Commissioners introduced themselves.

PUBLIC HEARING – PLANNING COMMISSION

There came the matter of Item B (Text Amendment to Comprehensive Plan), to consider a request that has been filed by Joseph Lanford, President, HHNA, and Seth M. Hunter, Attorney, as required in the Land Development Code, Ord. No. 3209, to amend the City’s Comprehensive Plan 2008-2028, Chapter – 7 Land Use and Development, Map 2. Future Land Use, to change the designated “Future Land Use” of Bay Street from the intersection of Hall Avenue to Gordon’s Creek from “Neighborhood Business” to “Neighborhood Conservation District 1”.

	<u>Name</u>	<u>Address</u>	<u>City/State</u>
<u>Presented by:</u>	Seth Hunter	22 W Pine Street	Hattiesburg, MS
<u>Proponents:</u>	Joseph Lanford	408 Court Street	Hattiesburg, MS
<u>Opponents:</u>	None		

Seth Hunter presented the request. Mr. Hunter stated that the Historic Hattiesburg Neighborhood Association was created in the 1970s to preserve and protect the Historic Hattiesburg Neighborhood. He stated the HHNA has worked over the past decades to maintain the neighborhood’s residential nature. Ahead of the future Hall Avenue improvements, which will are to include a traffic circle at the intersection of Bay Street and Hall Avenue and a nearby overpass, the HHNA has concerns that there will be an attempted creep of business into the neighborhood after project completion. By changing the future land use designation from Neighborhood Business to Neighborhood Conservation District, it will help protect the neighborhood with future land use. Chair Miller asked Mr. Hunter why the HHNA believes that City Council will be amenable to their application now when it was previously denied in 2017. Mr. Hunter stated that there was an issue with competing applications at that point in time. Now that the issue of competing applications has settled down, it can be reviewed without being seen as a competition between a landowner and the neighborhood association. Commissioner Waites asked Mr. Hunter how strong is the neighborhood association. Mr. Hunter stated that the HHNA has extremely high resident involvement. Commissioner Pickett asked the status of the closed gas station (314 Bay Street). Staff stated that there are no current reviews or applications for the gas station.

Chair Miller declared the Public Hearing closed and the Business Meeting open for voting on the request (Item B). Commissioner Hinton stated that she could vouch for the extreme residential nature of the neighborhood. She stated that in looking at other arterial corridors that are designated as Neighborhood Business corridors on the Future Land Use Map, such as W. Pine St., Hardy St., and Main St., the Commissioners will see that those areas are much more commercial in nature than Bay Street. Commissioner Pickett stated that she had concerns about the item due to the fact that she does not see the gas station (314 Bay Street) issue as resolved. She stated she was not certain that this was not an attempt to block a landowner from developing the gas station property. Commissioner Hinton stated that regardless of a change to the Comprehensive Plan, that property has lost its legal nonconforming status, and any commercial development at that location would have to be approved by City Council. Chair Miller stated that he was of the same mind as Commissioner Pickett, but he could not imagine a viable answer to the gas station issue due to the fierce opposition from the HHNA. Commissioner Hinton made a motion to approve the request to amend the City's Comprehensive Plan 2008-2028, Chapter – 7 Land Use and Development, Map 2. Future Land Use, to change the designated "Future Land Use" of Bay Street from the intersection of Hall Avenue to Gordon's Creek from "Neighborhood Business" to "Neighborhood Conservation District 1". Commissioner Lockett seconded the motion. Commissioners attending in person submitted physical voting sheets.

Commissioners voting aye: Dick Conville (via GoToMeeting)
 Michael Dickerson
 Amy Hinton, Vice-Chair (via GoToMeeting)
 Elayne Lockett
 Mark Miller, Chair (via GoToMeeting)
 Rhoda A. Pickett (via GoToMeeting)
 Kenneth Waites

Commissioners voting nay: None

Planning Division Manager, Ginger M. Lowrey, recused herself from Item C.

There came the matter of Item C (Zoning Change), to consider a request that has been filed by Scott Pipkins and Brian Saffle, Owners, as required in the Land Development Code, Ord. No. 3209, to change the zoning classification for a certain property located at 236 Mobile Street (Parcel 2-029J-10-290.00, PPIN 15690, Ward 4) from Section 4.5.12, B-5 (Regional Business) District to Section 4.5.11, B-4 (Downtown Business) District.

Name

Address

City/State

Presented by: Scott Pipkins 706 Rebecca Ave. Hattiesburg, MS
Proponents: None
Opponents: None

Scott Pipkins presented the request. Mr. Pipkins proposed renovating the existing historic building on site for use as a small venue. The rezone to B-4 would allow the project to utilize nearby off-site parking; there is no parking on the site, and the current B-5 zoning requires on-site parking. The building will require heavy renovations. Mr. Pipkins provided a one-year approximate timeline to completion.

Chair Miller declared the Public Hearing closed and the Business Meeting open for voting on the request (Item C). Commissioners Hinton, Conville, Dickerson, and Pickett stated they were very much for the renovation and use of historic buildings. Commissioner Conville made a motion to approve the request on the basis that the character of the neighborhood has changed substantially so that rezoning is clearly justified [Ongoing improvements in the Downtown area, expansion of the Sixth Street Museum District, establishment of the Downtown Entertainment District] and there is a public need for the rezoning [need for renovation of Downtown business spaces]. Commissioner Hinton seconded the motion. Commissioners attending in person submitted physical voting sheets.

Commissioners voting aye: Dick Conville (via GoToMeeting)
Michael Dickerson
Amy Hinton, Vice-Chair (via GoToMeeting)
Elayne Lockett
Mark Miller, Chair (via GoToMeeting)
Rhoda A. Pickett (via GoToMeeting)
Kenneth Waites

Commissioners voting nay: None

There came the matter of Item D (Zoning Change), to consider a request that has been filed by Tracy Parker, Owner, as required in the Land Development Code, Ord. No. 3209, to change the zoning classification for a certain property located at 512 North Washington Avenue (Parcel 2-042E-26-212.00, PPIN 12551, Ward 5) from Section 4.5.5, R-1C (Single Family Residential) District to Section 4.5.2, A-2 (Agricultural Residential) District.

	<u>Name</u>	<u>Address</u>	<u>City/State</u>
<u>Presented by:</u>	Tracy Parker	P.O. Box 1261	Hattiesburg, MS
<u>Proponents:</u>	None		

Opponents: None

Chair Miller thanked Tracy Parker for the personal letter that she provided in her rezoning application.

Chair Miller declared the Public Hearing closed and the Business Meeting open for voting on the request (Item D). Chair Miller stated that this request was clearly spot zoning, as no agricultural zoning was adjacent to the parcel, and that the precedent that might be set for all of Hattiesburg should be considered. Commissioner Hinton agreed with Chair Miller and stated that the future land use beyond Ms. Parker's ownership of the land needed to be considered. Commissioner Conville stated that the Commission might consider that Palmer's Crossing needs more properties with people living on them, rather than just vacant lots. Commissioner Hinton made a motion to deny the request on the basis that the character of the neighborhood has not changed substantially so that rezoning is clearly justified and there is not a public need for the rezoning. The Commission stated that while they are sensitive to the needs of Ms. Parker as an individual, they have to look beyond this application and into the future. Commissioner Waites seconded the motion. Commissioners attending in person submitted physical voting sheets.

Commissioners voting aye: Dick Conville (via GoToMeeting)
 Michael Dickerson
 Amy Hinton, Vice-Chair (via GoToMeeting)
 Mark Miller, Chair (via GoToMeeting)
 Rhoda A. Pickett (via GoToMeeting)
 Kenneth Waites

Commissioners voting nay: None

Commissioner abstaining: Elayne Lockett

BUSINESS MEETING

Having no further business, Commissioner Conville made a motion to adjourn the meeting. The motion was seconded by Commissioner Hinton. The meeting was adjourned at 2:36 PM.

Mark Miller, Chair

Ginger Maddox Lowrey, AICP, CFM, Planning Division Manager

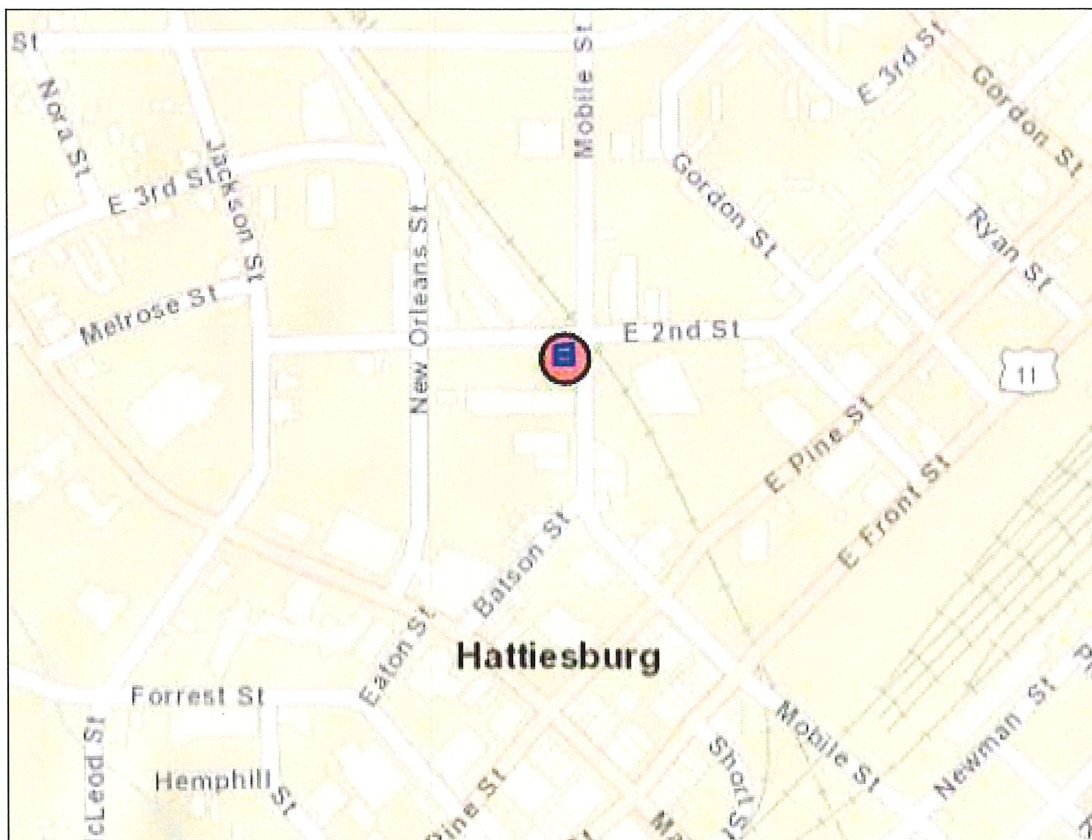
SUBJECT PARCEL: 236 Mobile Street

Scott Pipkins and Brian Saffle, Owners and Andrea Saffle, Representative

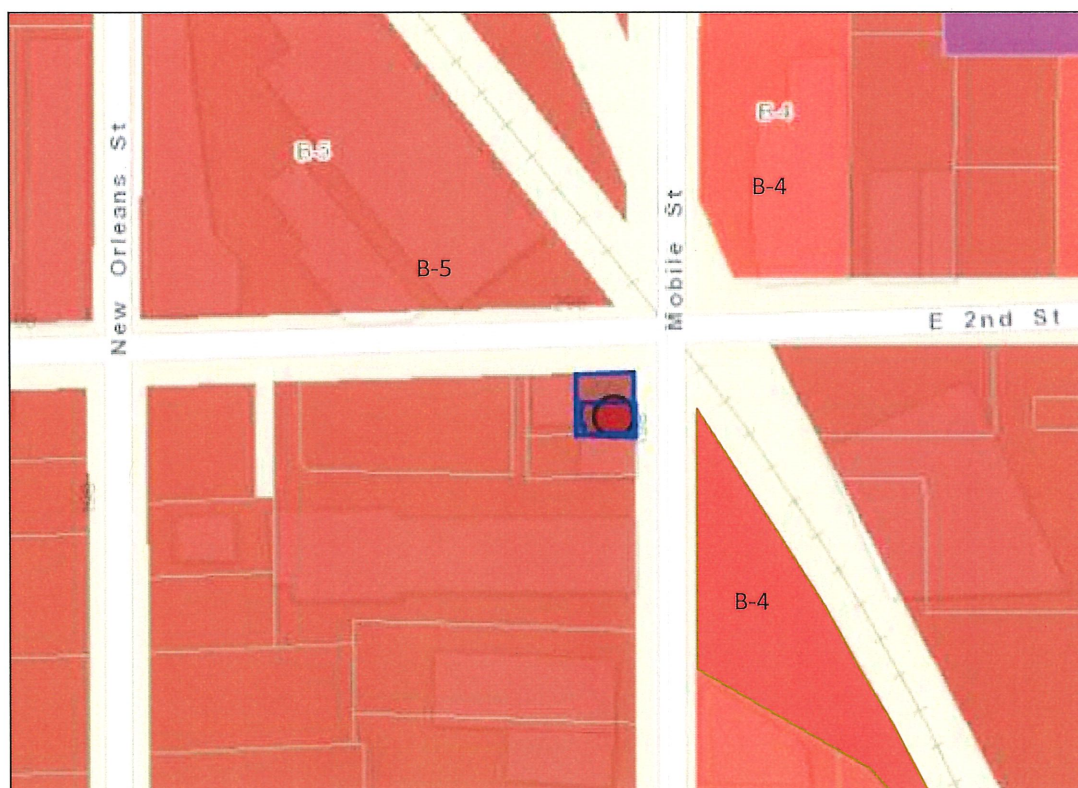
The petitioner request to change the zoning classification for a certain property located at 236 Mobile Street (Parcel 2-029J-10-290.00, PPIN 15690, Ward 4) from Section 4.5.12, B-5 (Regional Business) District to Section 4.5.11, B-4 (Downtown Business) District.



Vicinity Map—Ward 4



Zoning—B-5



Site Aerial



SURROUNDING AREA

Northern Direction: B-5 (Regional Business) District/Building Supply



Southern Direction: B-5 (Regional Business) District/Vacant Lot



Eastern Direction: B-4 (Downtown Business) District/Vacant Lot

Western Direction: B-5 (Regional Business) District/Vacant Building





**Planning Commission
Case Fact Sheet**

Name of Petitioner: Scott Pipkins and Brian Saffle, Owners and Andrea Saffle, Representative

Address of Property:
236 Mobile Street

Tax Parcel
2-029J-10-290.00

PPIN:
15690

Ward:
4

Request: **Zoning Change**

Purpose of Request: To consider an application to change the zoning classification for a certain property located at 236 Mobile Street (Parcel 2-029J-10-290.00, PPIN 15690, Ward 4) from Section 4.5.12, B-5 (Regional Business) District to Section 4.5.11, B-4 (Downtown Business) District.

Applicant Summary: See Attached

Applicable Regulations:

SECTION 4

Zoning Districts Established

4.5.11 B-4 Downtown Business District: The Downtown Business District is intended to promote the concentration and vitality of commercial and business uses in the historic central business area of the City and as such, encourages a mixture of complementary uses with a pedestrian orientation. This district is characterized by wall-to-wall and lot-line-to-lot-line development, pedestrian walkways, a vertical mix of uses, upper floor residential uses, and off-street public parking lots.

4.5.12 B-5 Regional Business District: The purpose of the B-5 District is to provide for retail, personal and business services, offices, and financial services in locations with convenient access to the region's population consistent with comprehensive planning policies. This district is consistent with the Regional Business District in the Comprehensive Plan.

Present Zoning:	This parcel is currently zoned B-5 (Regional Business) District.
Present Use:	Vacant building
Future Land Use:	Downtown District
Surrounding Zoning and Land Use:	North: B-5 (Regional Business) District/Building Supply South: B-5 (Regional Business) District/Vacant Lot East: B-4 (Downtown Business) District/Vacant Lot West: B-5 (Regional Business) District/Vacant Building
Most Nearly Bounded By (streets):	The parcel is most nearly bounded to the north by E 2 nd Street, to the west by New Orleans Street, to the south by Baston Street, and to the east by Mobile Street. It is accessible by Mobile Street.
Letters or Concerns stated:	The Planning Division Office has not received any letters or other written communications relative to this case, as of November 18, 2020. An adjacent property owner did call for more information about the nature of the request and B-4 zoning requirements in general.
History / Background:	The petitioner met with Staff in Pre-Application to discuss a proposed event space in the existing historic building on the site. Due to lack of parking on the site, the petitioners are requesting a rezone to B-4 to allow for no on-site parking requirements. Per the LDC 7.12.7: Parking in the B-4, Downtown Business District. No off-site parking shall be required, except that adequate on-street and off-street parking and unloading spaced must be demonstrated by the applicant for places of assembly, daycare centers, schools, and residences. An adjacent parcel, 221 Mobile Street, was rezoned from B-5 to B-4 in March 2018. Additionally, 301 Mobile Street and 100 Evans Street, which are in the vicinity, were respectively rezoned from B-5 to B-4 in October 2015 and April 2020. The site is located in the Hub City Downtown Historic District. Historic Hattiesburg Conservation Commission review is required for exterior renovations.
Option:	Basis for approval: I. There was a mistake in the original zoning II. The character of the neighborhood has changed substantially so that rezoning is clearly justified and there is a public need for the rezoning III. Annexation

Rezoning Information (1 page)

One of the following conditions must be met before a rezoning can be recommended.
Check the condition(s) most applicable to your request and explain in writing.

- A. There is a mistake in the original zoning.
- ☒ B. The character of the neighborhood has changed substantially so that rezoning is clearly justified and there is a public need for the rezoning.
- C. Annexation

Detailed explanation of condition(s) most applicable to your request: (Please print or type.)

Due to the rezoning of surrounding property
+ busshemer - 121 Mobile St. and Southern
Prohibition Brewery, it is appropriate to
request a change on this property to allow
for future development that is appropriate
in a B-4 zone.

**MINUTES OF THE
REGULAR MEETING OF THE
HATTIESBURG BOARD OF ADJUSTMENT
December 2, 2020**

The Hattiesburg Board of Adjustment did meet in regular session on December 2, 2020 at 3:30 PM at the Jackie Dole Community Center, 220 West Front Street, Hattiesburg, Mississippi. Shawn Harris, Chair, presided over the meeting. A quorum was indicated and the attendance was as follows:

Board Members Present: Bruce Betts, Vice-Chair
Victoria Bolls
Dick Conville (via GoToMeeting)
Bernard Green
Shawn Harris, Chair
Jan Lacy (via GoToMeeting)
Lucy Parkman
Stacy Ready
James Trussell (via GoToMeeting)
Kenneth Waites

Board Members Absent: James Hughes

Also Present: Ginger Maddox Lowrey, AICP, Planning Division Manager
Caroline Miles, Planner
Jim Gladden, Esq.

Shawn Harris, Chair, declared the meeting of the Hattiesburg Board of Adjustment open and in session at 3:30 PM.

AGENDA REVIEW

There came the matter of the December 2020 Agenda. A motion was made to approve the December 2020 Agenda by Lucy Parkman and seconded by Kenneth Waites.

Board Members voting aye: Bruce Betts, Vice-Chair
Victoria Bolls
Dick Conville (via GoToMeeting)
Shawn Harris, Chair
Jan Lacy (via GoToMeeting)
Lucy Parkman
Stacy Ready
James Trussell (via GoToMeeting)
Kenneth Waites

Board Members voting nay: None

Board Members absent for vote: Bernard Green

MINUTES REVIEW

There came the matter of the August 5, 2020 minutes. A motion was made to approve the minutes by Lucy Parkman and seconded by Bruce Betts.

Board Members voting aye: Bruce Betts, Vice-Chair
Victoria Bolls
Dick Conville (via GoToMeeting)
Shawn Harris, Chair
Jan Lacy (via GoToMeeting)
Lucy Parkman
Stacy Ready
James Trussell (via GoToMeeting)
Kenneth Waites

Board Members voting nay: None
Board Members absent for vote: Bernard Green

REPORTS

PLANNING REPORT

Ginger Maddox Lowrey, AICP, Planning Division Manager, provided the Planning Report. Mrs. Lowrey introduced Mr. Bernard Green (Ward 3), Stacey Calloway Ready (Ward 4), Victoria Bolls (Ward 2) and Jan Lacy (Ward 1) as all new members of the Board of Adjustment. Mrs. Lowrey also offered details on an online training opportunity for the Board through the Mississippi/Alabama Chapters of the American Planning Association. Additionally, on August 18, 2020, City Council approved a front setback variance at 3101 Hardy Street (BOA approval upheld).

CHAIR’S REPORT

No report provided.

INTRODUCTIONS

Board members introduced themselves.

PUBLIC HEARING – BOARD OF ADJUSTMENT

Shawn Harris, Chair, declared the Public Hearing for the Board of Adjustment open at 3:44 PM.

There came the matter of Item A (Front Setback Variance), Edward Ruffin, Jr., Representative, as required in the Land Development Code, Ord. No. 3209, to request a variance from Section 6, Table 6.1 “Minimum/Maximum Front Setback” for I-1, “40 feet”, and instead allow a setback of ten (10) feet for a variance of thirty (30) feet along Highway 42 for a building located at 5116 Hwy 42 (Parcel 2-024P-32-014.00, PPIN 24603; Ward 1).

	<u>Name</u>	<u>Address</u>	<u>City/State</u>
<u>Presented by:</u>	Edward Ruffin	5035 Lincoln Rd Ext.	Hattiesburg, MS
	Jerry Arrington		Hattiesburg, MS
<u>Proponents:</u>	Joyce McKay	attended via GoToMeeting	
<u>Opponents:</u>	Willene Carson	106 Saratoga Circle	Hattiesburg, MS
	Deloris Evans	118 Midway Ave	Hattiesburg, MS
	Otanell Molette	2415 Plymouth St	Hattiesburg, MS

Pastor Edward Ruffin and Jerry Arrington presented the application. Lucy Parkman requested the applicants explain their site flow. The applicants explained that the flow would bring parishioners from Midway Avenue, around the rear of the church, to exit back onto Hwy 42. Lucy Parkman, Stacy Ready, and James Trussell asked why the ADA access was not covered. Mr. Trussell wanted clarification as to why the applicants would make major site changes to allow for ADA access, provide covered stair access, but fail to provide covered access for ADA individuals. Mr. Arrington stated he could provide covered ADA access if they needed him to do that. Pastor Ruffin noted that the covered drive was not just for ADA access. Lucy Parkman asked what the covered drive would look like and if they could provide a rendering of the awning. Mr. Arrington said it may be possible to get that information, but a rendering is not available at this time.

Joyce McKay, secretary at Plymouth Rock, spoke in favor of the petition. She stated that

she is for the project because it will uplift the community.

Willene Carson spoke against the petition. She stated she had been a member of the Church for over 50 years. She stated that she was against the project because she views it as unnecessary, and the Pastor had not provided sufficient information to the members about the project.

Deloris Evan, a church member, spoke against the petition. She stated that the church had previously had ADA access, so the church had not needed to change their ADA access. The building had also previously had a covered walkway into the building, but recent site changes had removed the enclosed walkway. She stated that she had come to the public hearing because it was the only way she was able to get information about the project because the pastor failed to hold adequate meetings with the church members prior to commencement of the project. Additionally, she stated that the changes are not fair if the whole church is not involved in the decision to improve the site since it is the members who will have to pay for the project. She stated that she may not actually be against the variance request itself, but she had never been given adequate information about it prior to the public hearing.

Otanell Mollette signed in on the speaker's roster, but did not speak. Staff received a call from Otanell Mollette the morning of the meeting stating that she did not approve of the project because of financial concerns. She had stated that she was not sure if she would make the meeting.

Pastor Ruffin rebutted, stating he had come to request a variance for the covered drive.

Shawn Harris declared the Public Hearing closed and the Business Meeting open to vote on the request. Lucy Parkman stated she would like a rendering of the proposed awning. Victoria Bolls stated that they do not need a rendering for the setback request, and that they had all of the information needed make a recommendation on the request. Bernard Green made a motion to approve the front setback variance. The approval is based on the following criteria: Hardship, the hardship is unique to the property and is not or will not be caused by the action or inactions of the applicant and there are exceptional conditions creating an undue hardship applicable only to the property involved or intended use which do not generally to the other land areas or uses with in the same zoning district; Reasonable Use, the applicant cannot make reasonable use of the property without the requested variance; Minimum Required, the granting of a variance is the minimum variance that will make possible the reasonable use of the land or structure. Bruce Betts seconded the motion.

Board Members voting aye: Bruce Betts, Vice-Chair

Victoria Bolls
Dick Conville (via GoToMeeting)
Bernard Green
Shawn Harris, Chair
Jan Lacy (via GoToMeeting)
Stacy Ready
James Trussell (via GoToMeeting)
Kenneth Waites

Board Members voting nay: Lucy Parkman

BUSINESS MEETING

There being no further business, Stacy Ready made a motion to adjourn the meeting. The motion was seconded by Bruce Betts. The meeting was adjourned at 4:58 PM.

Shawn Harris, Chair

Ginger Maddox Lowrey, AICP, CFM, Planning Division Manager

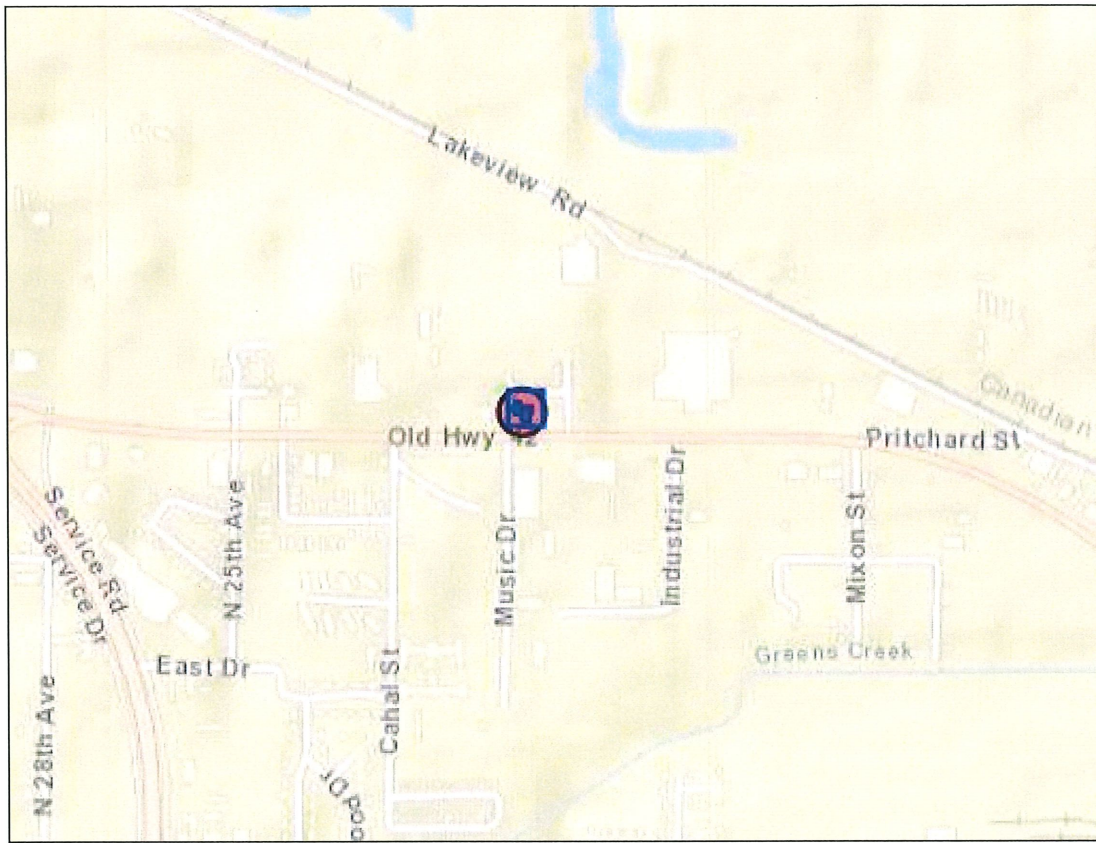
SUBJECT PARCEL: 5116 HWY 42

Pastor Edward Ruffin, Jr. , Petitioner

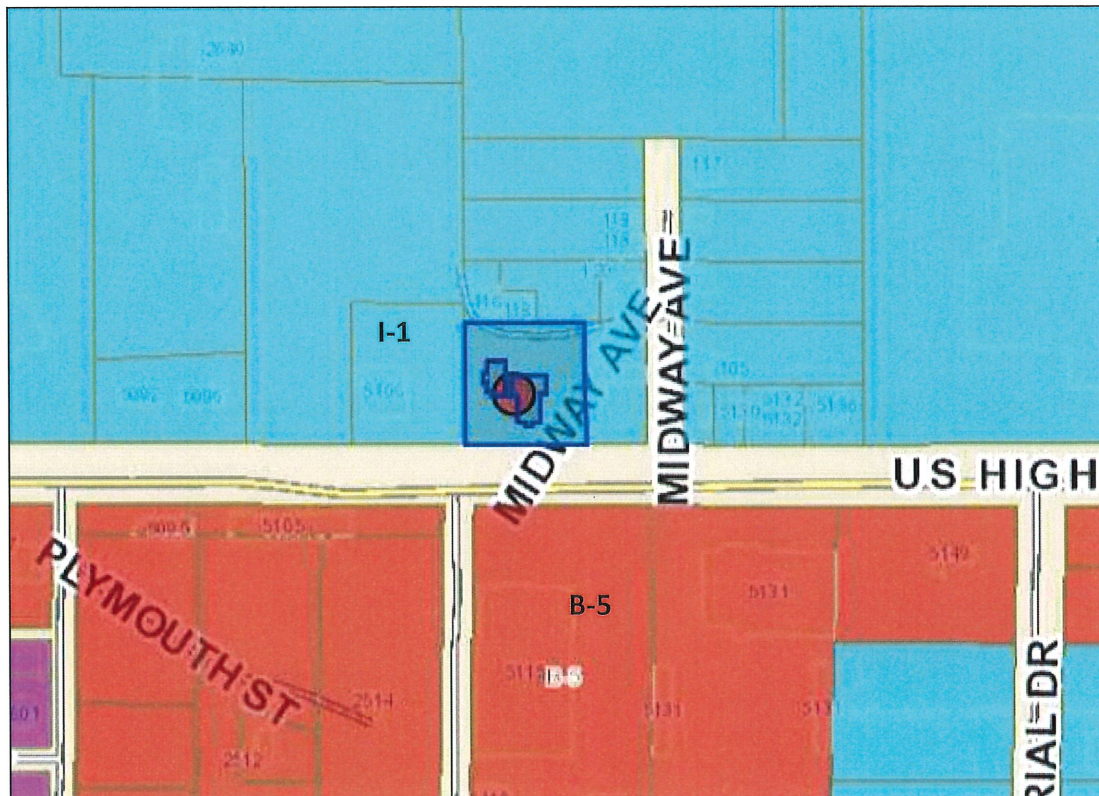
The petitioner requests to vary from Section 6, Table 6.1 “Minimum/Maximum Front Setback” for I-1, “40 feet”, and instead allow a setback of ten (10) feet for a variance of thirty (30) feet along Highway 42 for building located at 5116 Hwy 42 (Parcel 2-024P-32-014.00, PPIN 24603; Ward 1).



Vicinity Map—Ward 1



Zoning—I-1



Site Aerial



SURROUNDING AREA

Northern Direction: I-1 (Light Industrial) District/ Residential



Southern Direction: B-5 (Regional Business) District/ Building supply retail



Eastern Direction: I-1 (Light Industrial) District/ Auto sales

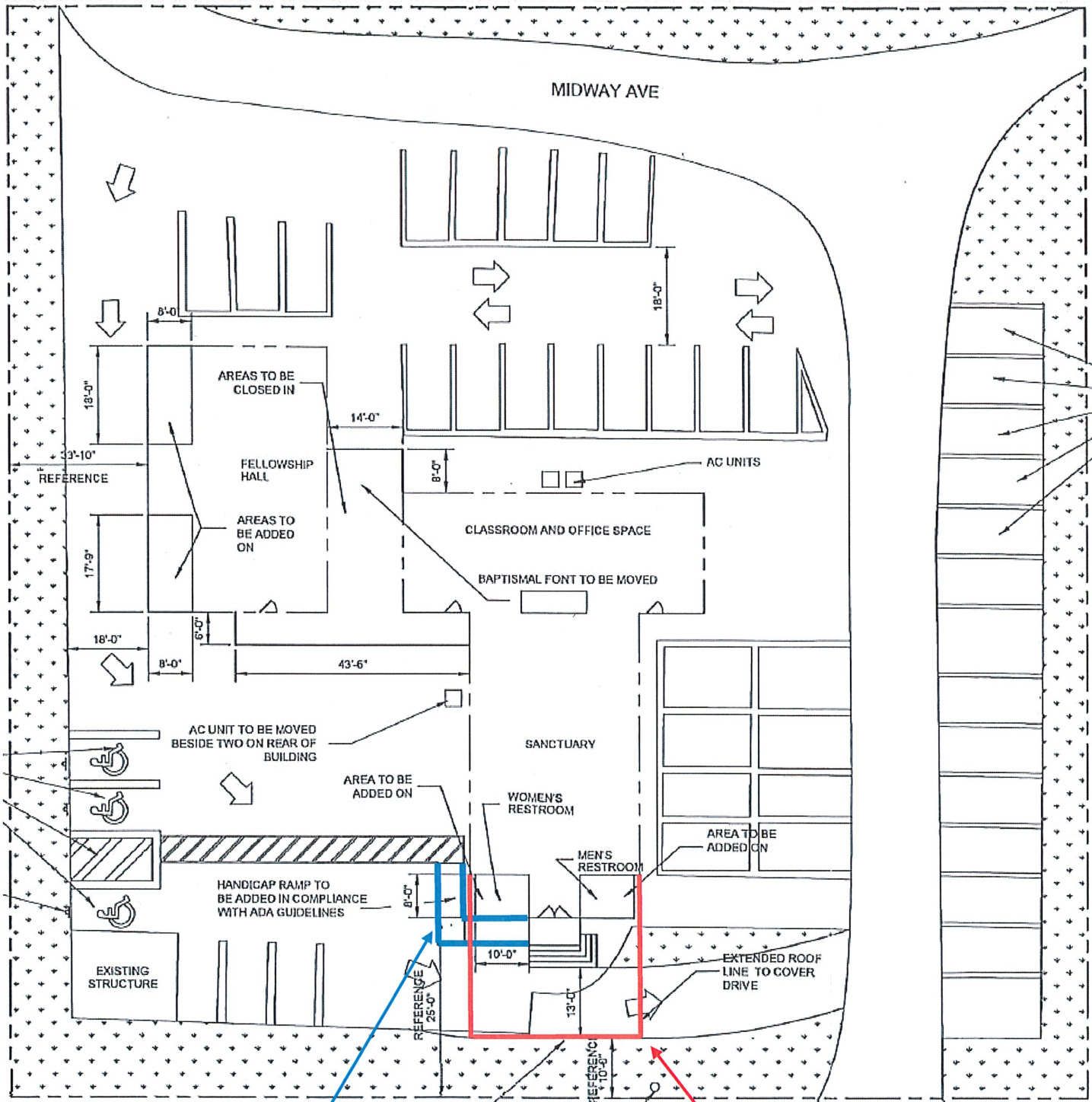


Western Direction: I-1 (Light Industrial) District/ Office

Additional Site Photos



Site Plan with notes



**Approved
ADA Ramp**

Outline of proposed Portecochere



**Board of Adjustment
Case Fact Sheet**

Names of Petitioners: Pastor Edward Ruffin, Jr., Representative

Address of Property: 5116 Hwy 42
Tax Parcel: 2-024P-32-014.00
PPIN: 24603
Ward: 1

Request: Setback variance

Purpose of Request: To consider an application to vary from Section 6 Table 6.1 "Maximum Front Setback" for I-1, "40 feet", and instead allow a setback of ten (10) feet for a variance of thirty (30) feet along Highway 42 for building to located at 5116 Hwy 42 (Parcel 2-024P-32-014.00, PPIN 24603; Ward 1).

Applicant Summary: See Attached Variance Information sheet.

Applicable Regulations:

Table 6.1 Dimensional Standards										
District	Minimum Lot Size in SF/ Width at Setback	Max. Dwelling Units	Max. Floor Area Ratio	Setbacks in feet				Max. Height*	Max. Impervious Surface Lot Coverage	Buffer in Feet
				Min. Front	Max. Front	Min. Side	Min. Rear			
I-1	No minimum/ 100	-	0.75	40	40	0 or 10	0	75 feet	60%	60

Present Zoning: I-1 (Light Industrial)

Present Use: Church

**Surrounding Zoning
and Land Use:**

North: I-1 (Light Industrial) District/ Residential
South: B-5 (Regional Business) District/ Building supply retail/wholesale

East: I-1 (Light Industrial) District/ Auto sales
West: I-1 (Light Industrial) District/ Office

Future Land Use: Regional Business A

Most Nearly Bounded By (streets): It is bounded to the south and accessible Hwy 42. It is bounded to the east by Midway Ave.

Letters or Concerns stated: The Planning Division has received two calls from concerned citizens. It was unclear if they were specifically supportive of the request but were concerned about the project in general. No letters have been received as of November 18, 2020.

The Applicant submitted letters of support from the neighboring businesses.

History / Background: The applicant met with Planning Staff to discuss expansion on the site. The property is zoned I-1, Light Industrial, and has a required minimum/maximum setback of forty (40) feet. The current front setback of the structure is twenty-five (25) feet, making the existing building front setbacks legal nonconforming.

The Site and Design Review Committee reviewed and approved a portion of the proposed expansion on the site including the addition of two bathrooms and an ADA ramp accessing the front of the church, which did not increase setback nonconformities. LDC 6.2.5 permits encroachments into setbacks for uncovered decks, patios, steps, ramps, stoops, driveways and similar features. However, Staff was not able to approve a proposed building enclosure on the front elevation or a porte-cochere in front of the church, as they increase the setback nonconformity because they are roofed expansions. Per the LDC 2.4.7.1, increases in nonconforming features are prohibited.

Additions and site changes elsewhere on the structure which meet code were approved by SDRC and permitted. However, the project is currently under additional review, as a portion of the construction on the west wing does not adhere to the approved site plan.

Non-conforming Use Expansion: The use as a "place of assembly not otherwise listed" [church] in I-1 zoning is considered legal nonconforming. This use is, however, a Conditional Use in I-1 zone under the LDC, Table 5.1. The expansion of a non-conforming use is allowed under LDC Section 2.4.4.1, which allows for a one-time 25% expansion. Subsequent expansions will require further hearings. Previously, the church requested an expansion of use to add "adult daycare". The request was reviewed by staff on August

27, 2019. At that time the expansion of use would have accounted for the one time expansion allowance in LDC 2.4.4.1. However, this expansion of use was not implemented.

This item was initially on the November Board of Adjustment agenda but was not reviewed due to a lack of quorum.

Basis for Approval (12.4.1.1):

I. Hardship.

- The hardship is unique to the property and is not or will not be caused by the actions or inactions of the applicant.
- There are exceptional conditions creating an undue hardship applicable only to the property involved or the intended use which do not apply generally to the other land areas or uses within the same zoning district.

II. Special Privilege. A variance shall not confer any special privilege that is denied to other lands or structures in the same zoning district.

III. Literal Interpretation. The literal interpretation of the provisions of the regulations would deprive the applicant of rights commonly enjoyed by other properties in the same zoning district and would cause unnecessary and undue hardship on the applicant.

IV. Reasonable Use. The applicant cannot make reasonable use of the property without the requested variance.

V. Minimum Required. The granting of a variance is the minimum variance that will make possible the reasonable use of the land or structure.

VI. Conformance with the Purposes of this Code. The granting of a variance will not conflict with the purposes and intent expressed or implied in the Land Development Code.

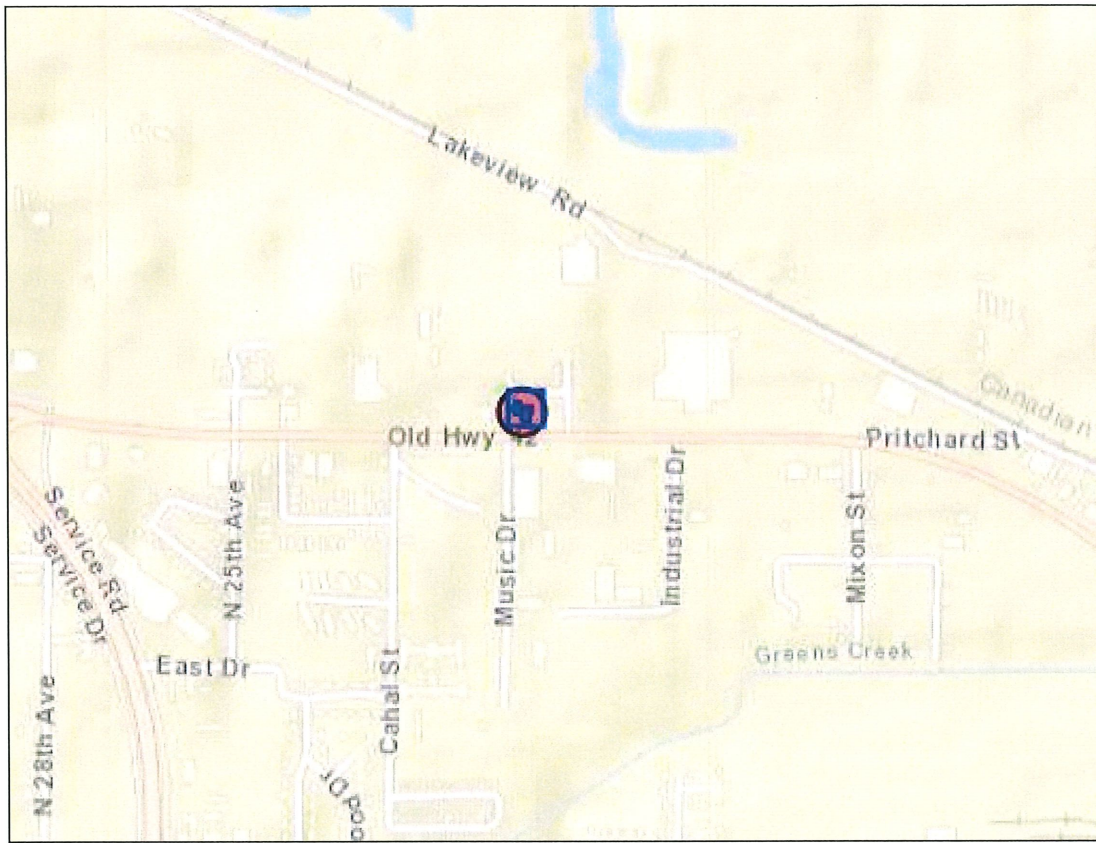
SUBJECT PARCEL: 5116 HWY 42

Pastor Edward Ruffin, Jr. , Petitioner

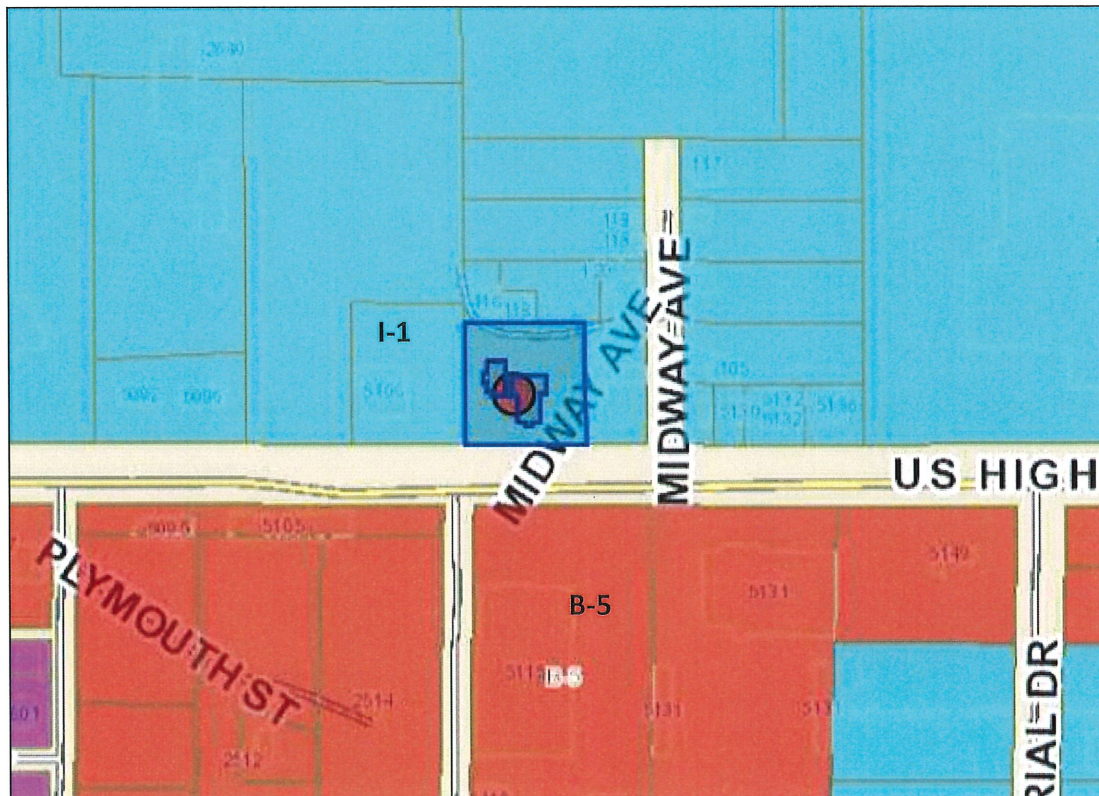
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Vicinity Map—Ward 1



Zoning—I-1



Site Aerial



SURROUNDING AREA

Northern Direction: I-1 (Light Industrial) District/ Residential



Southern Direction: B-5 (Regional Business) District/ Building supply retail



Eastern Direction: I-1 (Light Industrial) District/ Auto sales

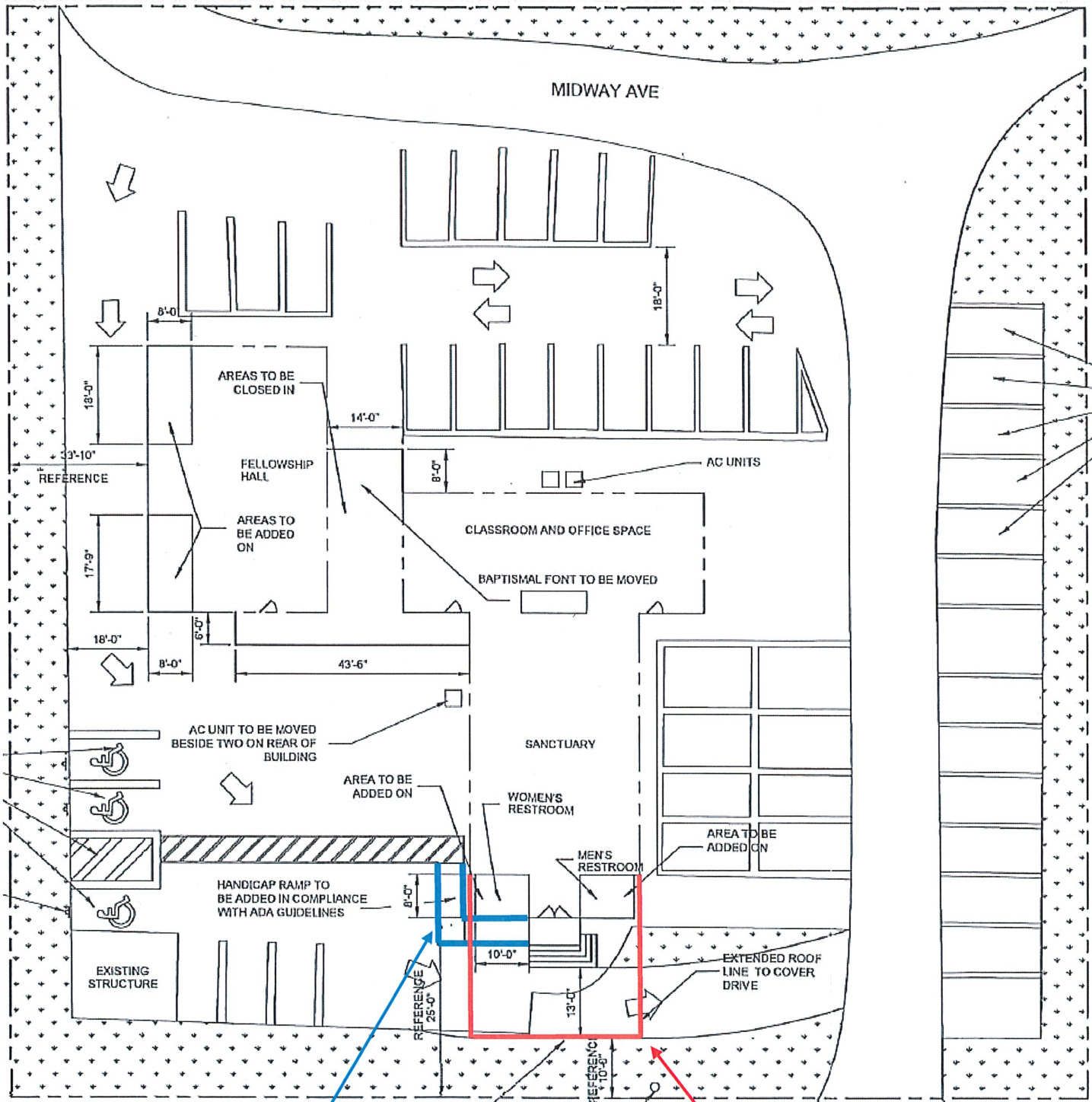


Western Direction: I-1 (Light Industrial) District/ Office

Additional Site Photos



Site Plan with notes



**Approved
ADA Ramp**

**Outline of proposed Porte-
cochere**



**Board of Adjustment
Case Fact Sheet**

Names of Petitioners: Pastor Edward Ruffin, Jr., Representative

Address of Property: 5116 Hwy 42
Tax Parcel: 2-024P-32-014.00
PPIN: 24603
Ward: 1

Request: Setback variance

Purpose of Request: To consider an application to vary from Section 6 Table 6.1 "Maximum Front Setback" for I-1, "40 feet", and instead allow a setback of ten (10) feet for a variance of thirty (30) feet along Highway 42 for building to located at 5116 Hwy 42 (Parcel 2-024P-32-014.00, PPIN 24603; Ward 1).

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Present Zoning: I-1 (Light Industrial)

Present Use: Church

**Surrounding Zoning
and Land Use:**

North: I-1 (Light Industrial) District/ Residential
South: B-5 (Regional Business) District/ Building supply retail/wholesale

East: I-1 (Light Industrial) District/ Auto sales
West: I-1 (Light Industrial) District/ Office

Future Land Use: Regional Business A

Most Nearly Bounded By (streets): It is bounded to the south and accessible Hwy 42. It is bounded to the east by Midway Ave.

Letters or Concerns stated: The Planning Division has received two calls from concerned citizens. It was unclear if they were specifically supportive of the request but were concerned about the project in general. No letters have been received as of November 18, 2020.

The Applicant submitted letters of support from the neighboring businesses.

History / Background: The applicant met with Planning Staff to discuss expansion on the site. The property is zoned I-1, Light Industrial, and has a required minimum/maximum setback of forty (40) feet. The current front setback of the structure is twenty-five (25) feet, making the existing building front setbacks legal nonconforming.

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27, 2019. At that time the expansion of use would have accounted for the one time expansion allowance in LDC 2.4.4.1. However, this expansion of use was not implemented.

This item was initially on the November Board of Adjustment agenda but was not reviewed due to a lack of quorum.

Basis for Approval (12.4.1.1):

I. Hardship.

- The hardship is unique to the property and is not or will not be caused by the actions or inactions of the applicant.
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III. Literal Interpretation. The literal interpretation of the provisions of the regulations would deprive the applicant of rights commonly enjoyed by other properties in the same zoning district and would cause unnecessary and undue hardship on the applicant.

IV. Reasonable Use. The applicant cannot make reasonable use of the property without the requested variance.

V. Minimum Required. The granting of a variance is the minimum variance that will make possible the reasonable use of the land or structure.

VI. Conformance with the Purposes of this Code. The granting of a variance will not conflict with the purposes and intent expressed or implied in the Land Development Code.



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Ginger Lowrey, Planning Administrator

cc: Andrew Ellard, Director

Date: Tuesday, December 22, 2020

Re: Adopt a Resolution to amend the City's Comprehensive Plan 2008-2028, Chapter – 7 Land Use and Development, Map 2. Future Land Use, changing the designated “Future Land Use” of Bay Street from the intersection of Hall Avenue to Gordon’s Creek from “Neighborhood Business” to “Neighborhood Conservation District 1”, filed by Joseph Lanford, President, HHNA and Seth M. Hunter, Attorney. The Planning Commission recommended to Approve on December 2, 2020.
File Number: 2020-932
Minute Book #

Summary

Adopt a resolution to amend Comprehensive Plan 2008-2028 Future Land Use Map

Recommendation Statement

Adopt a resolution to amend Comprehensive Plan 2008-2028 Future Land Use Map

Please place this on the December 22, 2020 City Council meeting for consideration.

**MINUTES OF THE
REGULAR MEETING OF THE
HATTIESBURG PLANNING COMMISSION
December 2, 2020**

The Hattiesburg Planning Commission did meet in a regular session on December 2, 2020, at 1:00 p.m. at the Jackie Dole Community Center, 220 West Front Street, Hattiesburg, Mississippi. Mark Miller, Chair, presided over the meeting. Due to the ongoing COVID-19 pandemic, CDC recommended social distancing guidelines were observed. Staff utilized GoToMeeting, an online meeting, desktop sharing, and telephone/video conferencing platform to allow Commissioners and petitioners to participate remotely. A quorum was indicated and the attendance was as follows:

Commissioners Present: Dick Conville (via GoToMeeting)
Michael Dickerson
Amy Hinton, Vice-Chair (via GoToMeeting)
Elayne Lockett
Mark Miller, Chair (via GoToMeeting)
Rhoda A. Pickett (via GoToMeeting)
Kenneth Waites

Commissioners Absent: Ricardo Bryant
Charles Dawe
Jeff Keyseear
Rebekah Ray

Also Present: Ginger Maddox Lowrey, AICP, Planning Division Manager
Jim Gladden, Esq.
Caroline Miles, Planner

Chair Miller declared the meeting of the Hattiesburg Planning Commission open and in session at 1:05 PM.

AGENDA REVIEW

There came the matter of the December 2020 Agenda. Staff requested an amendment to the agenda, as Item A had been formally withdrawn by the applicant, Marcella Strong. A request was made by Chair Miller for a motion to approve the December 2020 Agenda as amended. A motion to approve was made by Commissioner Conville and seconded by Commissioner Pickett.

Commissioners voting aye: Dick Conville (via GoToMeeting)

Michael Dickerson
Amy Hinton, Vice-Chair (via GoToMeeting)
Elayne Lockett
Mark Miller, Chair (via GoToMeeting)
Rhoda A. Pickett (via GoToMeeting)
Kenneth Waites

Commissioners voting nay: None

MINUTES REVIEW

There came the matter of the October 7, 2020 minutes. A motion was made by Commissioner Conville to approve the October 7, 2020 minutes and seconded by Commissioner Hinton.

Commissioners voting aye: Dick Conville (via GoToMeeting)
Michael Dickerson
Amy Hinton, Vice-Chair (via GoToMeeting)
Elayne Lockett
Mark Miller, Chair (via GoToMeeting)
Rhoda A. Pickett (via GoToMeeting)
Kenneth Waites

Commissioners voting nay: None

REPORTS

BUILDING REPORT

No building report was provided. Staff stated they will email the Commission copies of the building permit report when the Building Official provides the report.

PLANNING REPORT

There came the matter of the Planning Report by Ginger Maddox Lowrey, AICP. Mrs. Lowrey introduced the newest member of the Commission, Mr. Michael G. Dickerson, Ward 5. On October 20, 2020, City Council approved the Conditional Use for a single-family detached dwelling at 8 Dixie Pine Rd. with the stipulation that it meets adjacent R-1C setbacks (HPC approval upheld).

CHAIR'S REPORT

There came the matter of the Chair's Report by Chair Miller. He stated that he wanted to express his thanks to the Commissioners and Planning Staff and wished everyone happy holidays.

INTRODUCTIONS

The Commissioners introduced themselves.

PUBLIC HEARING – PLANNING COMMISSION

There came the matter of Item B (Text Amendment to Comprehensive Plan), to consider a request that has been filed by Joseph Lanford, President, HHNA, and Seth M. Hunter, Attorney, as required in the Land Development Code, Ord. No. 3209, to amend the City’s Comprehensive Plan 2008-2028, Chapter – 7 Land Use and Development, Map 2. Future Land Use, to change the designated “Future Land Use” of Bay Street from the intersection of Hall Avenue to Gordon’s Creek from “Neighborhood Business” to “Neighborhood Conservation District 1”.

	<u>Name</u>	<u>Address</u>	<u>City/State</u>
<u>Presented by:</u>	Seth Hunter	22 W Pine Street	Hattiesburg, MS
<u>Proponents:</u>	Joseph Lanford	408 Court Street	Hattiesburg, MS
<u>Opponents:</u>	None		

Seth Hunter presented the request. Mr. Hunter stated that the Historic Hattiesburg Neighborhood Association was created in the 1970s to preserve and protect the Historic Hattiesburg Neighborhood. He stated the HHNA has worked over the past decades to maintain the neighborhood’s residential nature. Ahead of the future Hall Avenue improvements, which will are to include a traffic circle at the intersection of Bay Street and Hall Avenue and a nearby overpass, the HHNA has concerns that there will be an attempted creep of business into the neighborhood after project completion. By changing the future land use designation from Neighborhood Business to Neighborhood Conservation District, it will help protect the neighborhood with future land use. Chair Miller asked Mr. Hunter why the HHNA believes that City Council will be amenable to their application now when it was previously denied in 2017. Mr. Hunter stated that there was an issue with competing applications at that point in time. Now that the issue of competing applications has settled down, it can be reviewed without being seen as a competition between a landowner and the neighborhood association. Commissioner Waites asked Mr. Hunter how strong is the neighborhood association. Mr. Hunter stated that the HHNA has extremely high resident involvement. Commissioner Pickett asked the status of the closed gas station (314 Bay Street). Staff stated that there are no current reviews or applications for the gas station.

Chair Miller declared the Public Hearing closed and the Business Meeting open for voting on the request (Item B). Commissioner Hinton stated that she could vouch for the extreme residential nature of the neighborhood. She stated that in looking at other arterial corridors that are designated as Neighborhood Business corridors on the Future Land Use Map, such as W. Pine St., Hardy St., and Main St., the Commissioners will see that those areas are much more commercial in nature than Bay Street. Commissioner Pickett stated that she had concerns about the item due to the fact that she does not see the gas station (314 Bay Street) issue as resolved. She stated she was not certain that this was not an attempt to block a landowner from developing the gas station property. Commissioner Hinton stated that regardless of a change to the Comprehensive Plan, that property has lost its legal nonconforming status, and any commercial development at that location would have to be approved by City Council. Chair Miller stated that he was of the same mind as Commissioner Pickett, but he could not imagine a viable answer to the gas station issue due to the fierce opposition from the HHNA. Commissioner Hinton made a motion to approve the request to amend the City's Comprehensive Plan 2008-2028, Chapter – 7 Land Use and Development, Map 2. Future Land Use, to change the designated "Future Land Use" of Bay Street from the intersection of Hall Avenue to Gordon's Creek from "Neighborhood Business" to "Neighborhood Conservation District 1". Commissioner Lockett seconded the motion. Commissioners attending in person submitted physical voting sheets.

Commissioners voting aye: Dick Conville (via GoToMeeting)
 Michael Dickerson
 Amy Hinton, Vice-Chair (via GoToMeeting)
 Elayne Lockett
 Mark Miller, Chair (via GoToMeeting)
 Rhoda A. Pickett (via GoToMeeting)
 Kenneth Waites

Commissioners voting nay: None

Planning Division Manager, Ginger M. Lowrey, recused herself from Item C.

There came the matter of Item C (Zoning Change), to consider a request that has been filed by Scott Pipkins and Brian Saffle, Owners, as required in the Land Development Code, Ord. No. 3209, to change the zoning classification for a certain property located at 236 Mobile Street (Parcel 2-029J-10-290.00, PPIN 15690, Ward 4) from Section 4.5.12, B-5 (Regional Business) District to Section 4.5.11, B-4 (Downtown Business) District.

Name

Address

City/State

<u>Presented by:</u>	Scott Pipkins	706 Rebecca Ave.	Hattiesburg, MS
<u>Proponents:</u>	None		
<u>Opponents:</u>	None		

Scott Pipkins presented the request. Mr. Pipkins proposed renovating the existing historic building on site for use as a small venue. The rezone to B-4 would allow the project to utilize nearby off-site parking; there is no parking on the site, and the current B-5 zoning requires on-site parking. The building will require heavy renovations. Mr. Pipkins provided a one-year approximate timeline to completion.

Chair Miller declared the Public Hearing closed and the Business Meeting open for voting on the request (Item C). Commissioners Hinton, Conville, Dickerson, and Pickett stated they were very much for the renovation and use of historic buildings. Commissioner Conville made a motion to approve the request on the basis that the character of the neighborhood has changed substantially so that rezoning is clearly justified [Ongoing improvements in the Downtown area, expansion of the Sixth Street Museum District, establishment of the Downtown Entertainment District] and there is a public need for the rezoning [need for renovation of Downtown business spaces]. Commissioner Hinton seconded the motion. Commissioners attending in person submitted physical voting sheets.

Commissioners voting aye: Dick Conville (via GoToMeeting)
Michael Dickerson
Amy Hinton, Vice-Chair (via GoToMeeting)
Elayne Lockett
Mark Miller, Chair (via GoToMeeting)
Rhoda A. Pickett (via GoToMeeting)
Kenneth Waites

Commissioners voting nay: None

There came the matter of Item D (Zoning Change), to consider a request that has been filed by Tracy Parker, Owner, as required in the Land Development Code, Ord. No. 3209, to change the zoning classification for a certain property located at 512 North Washington Avenue (Parcel 2-042E-26-212.00, PPIN 12551, Ward 5) from Section 4.5.5, R-1C (Single Family Residential) District to Section 4.5.2, A-2 (Agricultural Residential) District.

	<u>Name</u>	<u>Address</u>	<u>City/State</u>
<u>Presented by:</u>	Tracy Parker	P.O. Box 1261	Hattiesburg, MS
<u>Proponents:</u>	None		

Opponents: None

Chair Miller thanked Tracy Parker for the personal letter that she provided in her rezoning application.

Chair Miller declared the Public Hearing closed and the Business Meeting open for voting on the request (Item D). Chair Miller stated that this request was clearly spot zoning, as no agricultural zoning was adjacent to the parcel, and that the precedent that might be set for all of Hattiesburg should be considered. Commissioner Hinton agreed with Chair Miller and stated that the future land use beyond Ms. Parker's ownership of the land needed to be considered. Commissioner Conville stated that the Commission might consider that Palmer's Crossing needs more properties with people living on them, rather than just vacant lots. Commissioner Hinton made a motion to deny the request on the basis that the character of the neighborhood has not changed substantially so that rezoning is clearly justified and there is not a public need for the rezoning. The Commission stated that while they are sensitive to the needs of Ms. Parker as an individual, they have to look beyond this application and into the future. Commissioner Waites seconded the motion. Commissioners attending in person submitted physical voting sheets.

Commissioners voting aye: Dick Conville (via GoToMeeting)
 Michael Dickerson
 Amy Hinton, Vice-Chair (via GoToMeeting)
 Mark Miller, Chair (via GoToMeeting)
 Rhoda A. Pickett (via GoToMeeting)
 Kenneth Waites

Commissioners voting nay: None

Commissioner abstaining: Elayne Lockett

BUSINESS MEETING

Having no further business, Commissioner Conville made a motion to adjourn the meeting. The motion was seconded by Commissioner Hinton. The meeting was adjourned at 2:36 PM.

Mark Miller, Chair

Ginger Maddox Lowrey, AICP, CFM, Planning Division Manager

SUBJECT AREA:

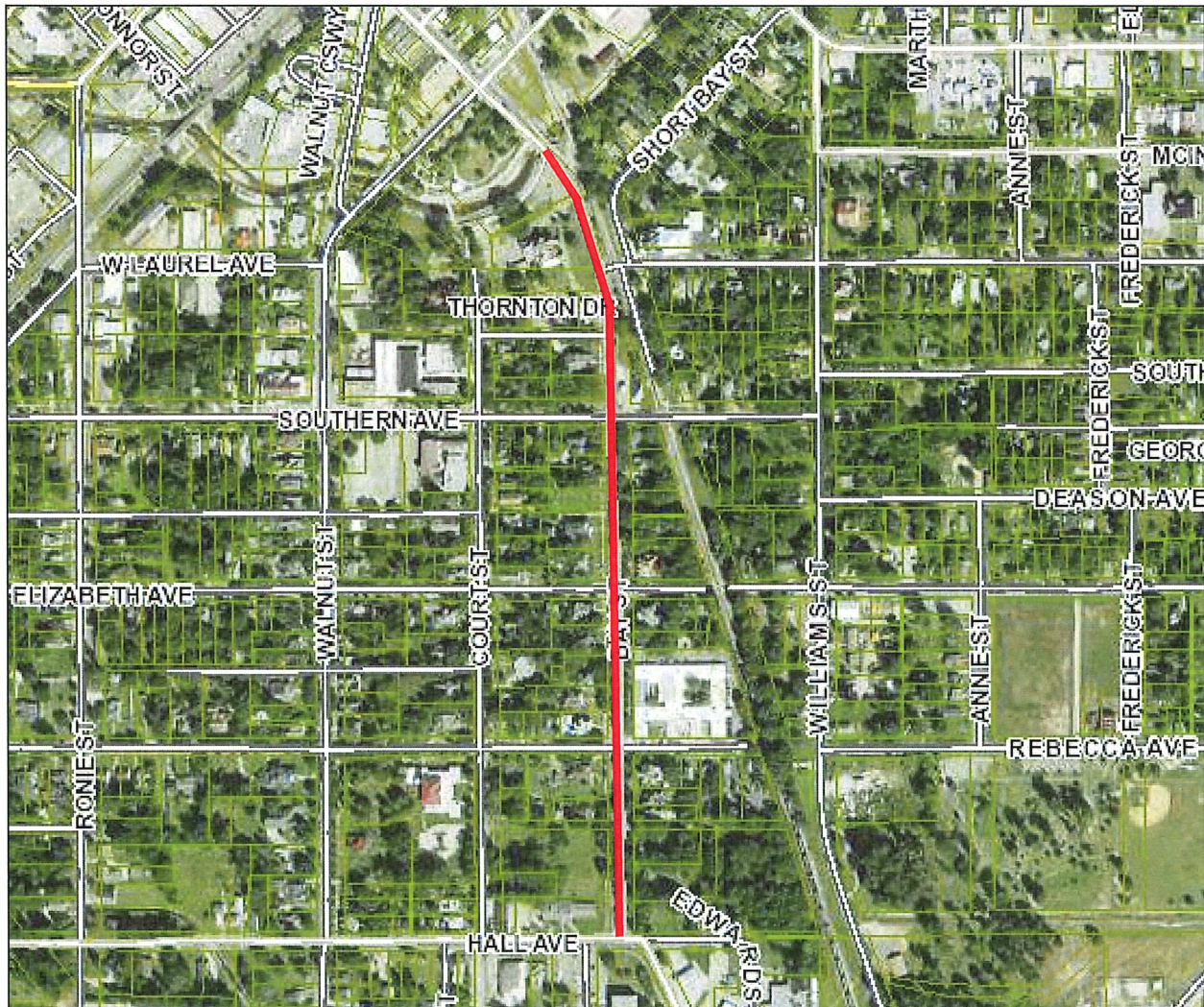
Bay Street from Hall Ave to Gordon's Creek

Joseph Lanford, President, HHNA and Seth Hunter, Attorney

The applicants request to amend the City's Comprehensive Plan 2008-2028, Chapter – 7 Land Use and Development, Map 2. Future Land Use, to change the designated "Future Land Use" of Bay Street from the intersection of Hall Avenue to Gordon's Creek from "Neighborhood Business" to "Neighborhood Conservation District 1."

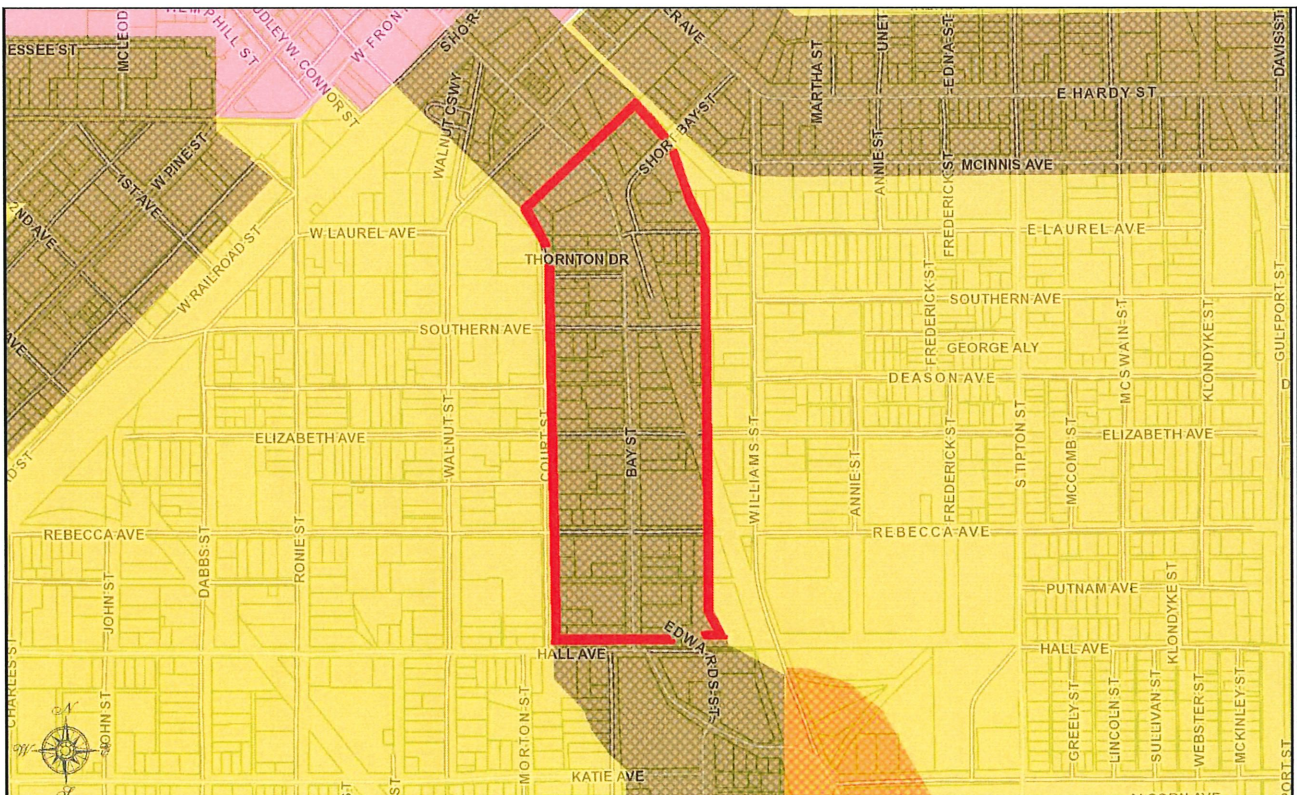
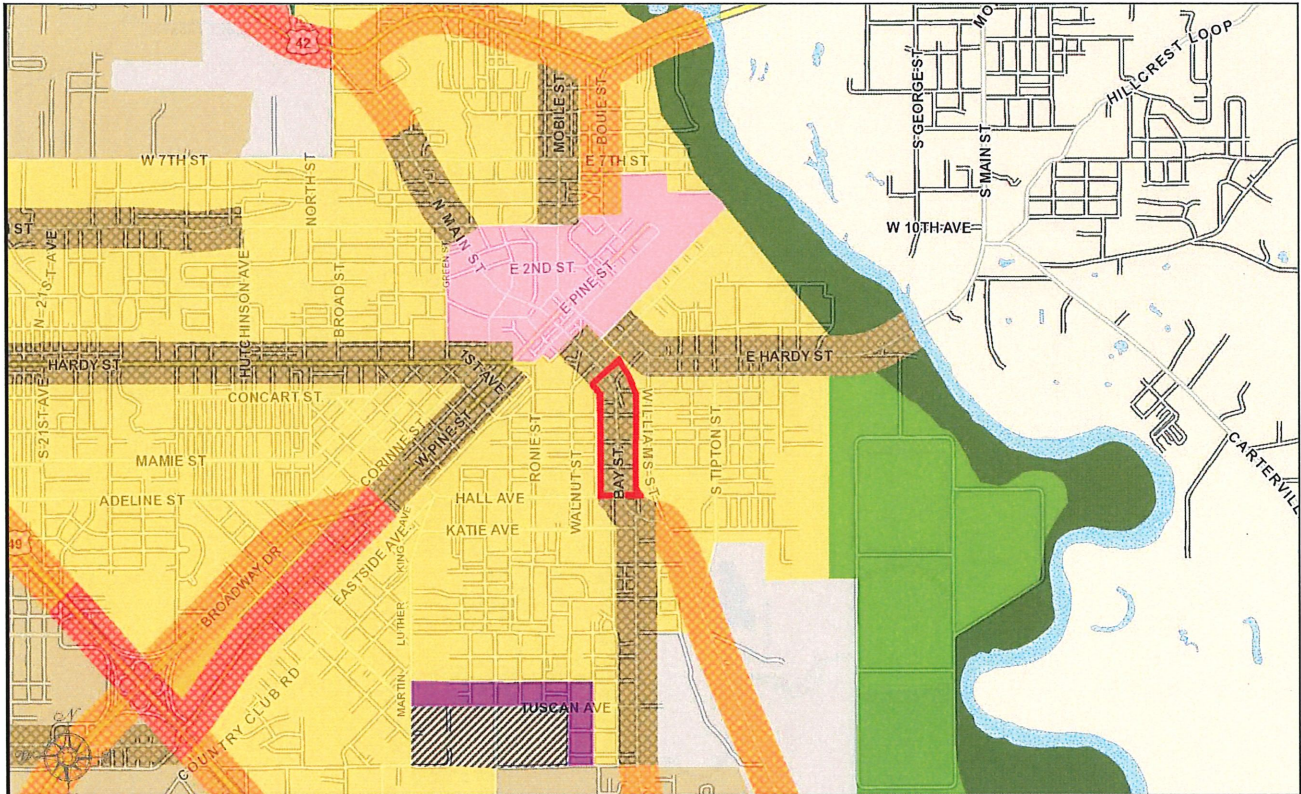


Site Aerial



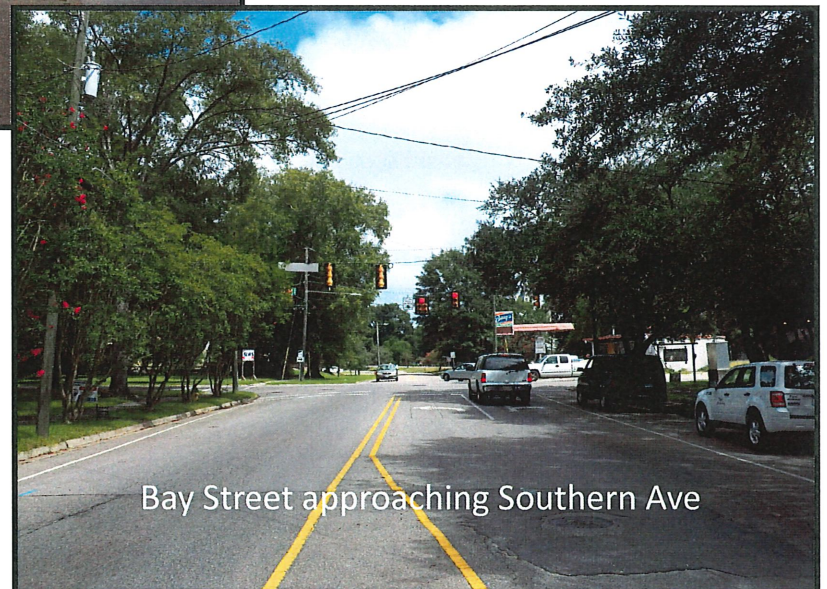
Future Land Use Map

The area outlined in red shows the location of the proposed Future Land Use change from “Neighborhood Business” to “Neighborhood Conservation District 1”. The proposed change is consistent with the surrounding neighborhood Future Land Use.



SURROUNDING AREA

Northern end of proposed Future Land Use Map change



SURROUNDING AREA

Southern end of proposed Future Land Use Map change





**Planning Commission
Case Fact Sheet**

Applicant: Joseph Lanford, President, HHNA
Seth Hunter, Attorney

Request: To consider an application to amend the City's Comprehensive Plan 2008-2028, Chapter – 7 Land Use and Development, Map 2. Future Land Use, to change the designated "Future Land Use" of Bay Street from the intersection of Hall Avenue to Gordon's Creek from "Neighborhood Business" to "Neighborhood Conservation District 1".

Applicant Summary: See Attached letter from Joseph Lanford, President, HHNA, dated October 12, 2020.

Applicable Regulations: **What is the Future Land-Use Map?** (Comp Plan p. 93)
A future land-use map depicts the long-range plan for the desirable use of land within the city. The map designates how land should be used or re-used and should serve as a guide for decision-making by property owners, developers, appointed boards (Land Development Code Board of Adjustments and Hattiesburg Planning Commission), and the Hattiesburg City Council. The future land use plan, including the narrative and map, should be the reference used to update the current land development code and the existing zoning map in order to provide the regulations needed to implement the goals and objectives of the 20 year plan.
Upon adoption of the comprehensive plan by the Hattiesburg City Council, the map and narrative become the city's guiding land-use policy. If any petitions (zoning changes, use or development permits, subdivisions, ordinance amendments, etc.) are approved by the city that are not consistent with the future land use plan, an amendment to reflect the change(s) to the future land use plan and future land use map should be adopted by the city.

Special Residential Districts (Comp Plan p. 95)

Neighborhood Conservation District 1 – Downtown/Historic Neighborhoods

- This Neighborhood Conservation District is primarily a residential district located adjacent to Downtown Hattiesburg and in older, established neighborhoods east of U.S. Highway 49. In this district, predominantly-residential land uses may be found that exhibit certain types of development patterns.

District Characteristics - The characteristics of this district include the following: moderate-density single-family residences or residential lands along the city's original street system; certain two-family and multi-family uses constructed to the character of the surrounding neighborhood; buildings with shallow front and side yards; certain neighborhood business land uses that are compatible in design to the surrounding residential areas; and a higher overall density of development than modern or suburban neighborhoods.

District Land Uses - The following land uses should be found in this district: single-family residential uses; certain two-family and multi-family residences, subject to use, density, and design guidelines; public and quasi-public uses, such as churches and schools; and small offices and retail uses clustered along collector streets or at the edges of neighborhoods and constructed to the same character as the surrounding residences.

Commercial Land Uses (Comp Plan p. 96)

Neighborhood Business District - The Neighborhood Business District is primarily a residential district located along the city's collector, minor arterial, and certain local streets. In this district, certain residential and low-intensity business uses may be found that exhibit development patterns that complement the residential, pedestrian-oriented character of surrounding neighborhoods.

District Characteristics - The characteristics of this district include the following: moderate-density single-family residences and certain two-family and multi-family uses; mixed-use buildings and developments; smaller, lower-intensity business developments that provide services to the neighborhood and community; and less-intensive commercial uses than are found in the Community Business District. Site development standards should include maximum building sizes, maximum residential densities, minimum and maximum building setbacks, building and site design elements, and provisions for pedestrian comfort and accessibility.

District Land Uses - The following land uses should be found in this district: single-family residential uses; two-family and multi-family residences, subject to use, density, and design guidelines; public and quasi-public uses, such as general indoor retail, specialty retail, service and office land uses that do not require the outdoor storage of goods or equipment.

**Letters or
Concerns stated:**

The Planning Division Office has not received any letters or other

Item: B

Hattiesburg Historic Neighborhood Association
Request for **Comprehensive Plan Amendment**

written communications relative to this case as of November 20, 2020.

History / Background:

No portion of Bay Street is individually listed as a business corridor or as a gateway within the Comprehensive Plan. The change to "Neighborhood Conservation District 1" is consistent with the surrounding neighborhood Future Land Use. This request is consistent with the Neighborhood's intent, as required by the Comprehensive Plan, Page 92, Implementation Actions under Chapter 7 Land Use and Development.

On September 19, 2017, the City Council voted to Deny the HHNA the same type of Comprehensive Plan amendment request for the same subject area. The request was resubmitted for the September 4, 2019 HPC public hearing agenda, but the request was formally withdrawn prior to the hearing date.

Basis for Approval:

Recommend **APPROVAL** or **DENIAL** of the request to amend the City's Comprehensive Plan 2008-2028, Chapter – 7 Land Use and Development, Map 2. Future Land Use, to change the designated "Future Land Use" of Bay Street from the intersection of Hall Avenue to Gordon's Creek from "Neighborhood Business" to "Neighborhood Conservation District 1".



Hattiesburg Historic Neighborhood Association
www.hattiesburghistoricneighborhood.com

October 12, 2020

Mr. Andrew Ellard
Director of Urban Development
200 Forrest St.
Hattiesburg, MS 39401

RE: *Hattiesburg Historic Neighborhood Association/Bay Street*

Dear Mr. Ellard:

In 2008, Hattiesburg adopted a Comprehensive Plan. As part of that plan, Bay Street, from Hall Avenue into Downtown Hattiesburg, was designated as a "Neighborhood Business Corridor." However, the 1989 Land Development Code zoned all of Bay Street/Main Street from Hall Avenue into Downtown Hattiesburg (to Front Street) as R-1B Single Family Residential, to which any non-conforming use owners would revert under certain conditions and guidelines, per City of Hattiesburg Ordinance Number 2230 Section 12.03 Page 46.

At this time, the Hattiesburg Historic Neighborhood Association ("HHNA") respectfully requests that the Comprehensive Plan be amended to change the subject Bay Street/Main Street portion of the HHNA (Hall Avenue to Gordon Creek) from a potential future land use of "Neighborhood Business Corridor" designation to "Neighborhood Conservation District 1," as it should have been in 2008.

Please let me and Seth M. Hunter (counsel for the HHNA) know if and when a hearing on this matter will occur before the Planning Commission, the City Council, or any other body, and what else HHNA needs to do to facilitate the above-referenced change of designation.

I am attaching hereto HHNA's formal application and look forward to working with you on this project. Please contact me should you have any questions.

Sincerely,

Joseph Lanford
President, HHNA

JL/jw

cc: Seth M. Hunter, Esq.

For Planning Purposes Only.



COMPREHENSIVE PLAN 2008-2028

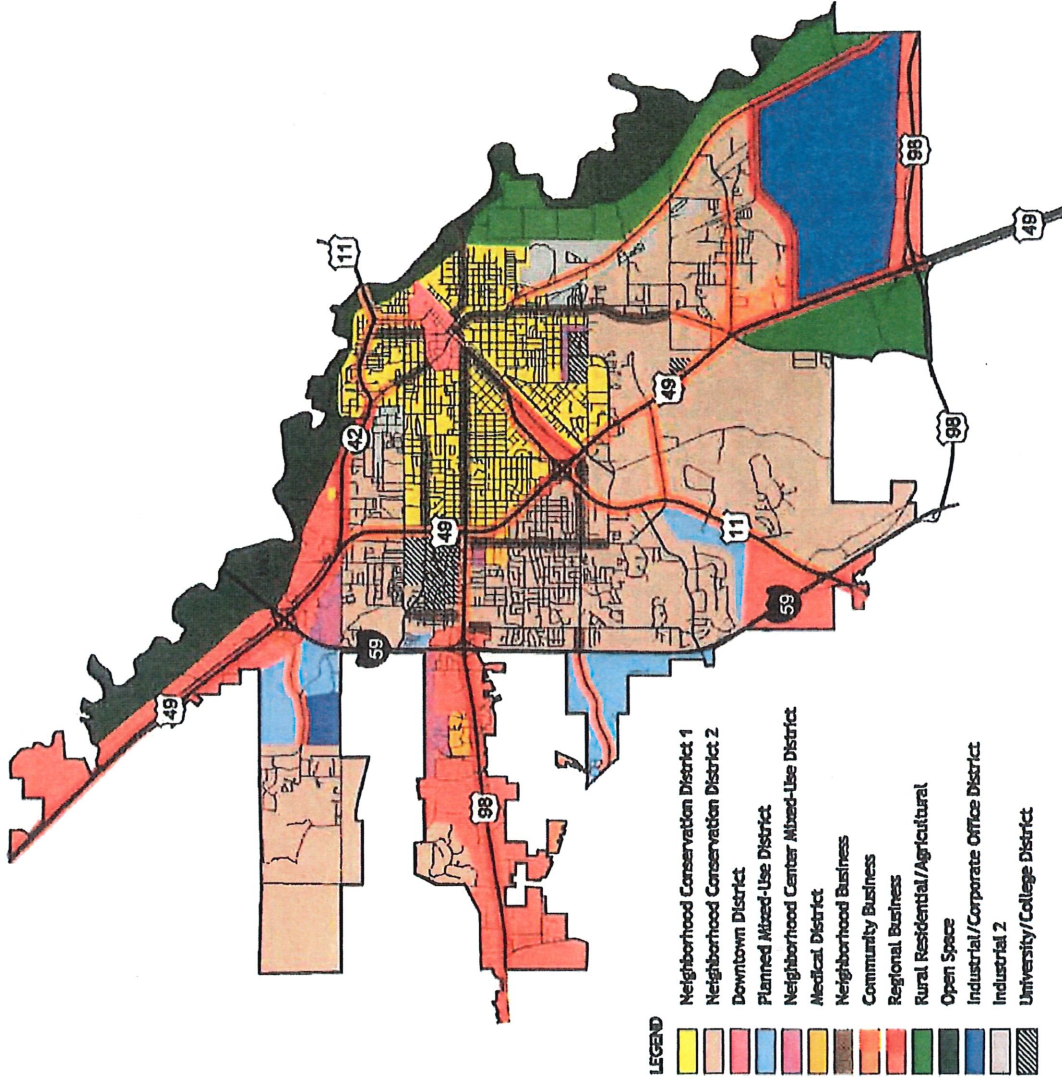
Future Land Use

Date: April 1, 2008
Revised: October 8, 2008
Revised: December 16, 2008



Post Office Box 1487
Hattiesburg, MS 39403-1487
601.545.1565

Future Land Use Plan C-6



COMPREHENSIVE PLAN 2008-2028

Local Historic Conservation Districts

Legend

- Streets
Hattiesburg Historic Neighborhood
Newman-Buschman Railroad Historic District
North Main Historic District
Oaks Historic District

Map Data Source:

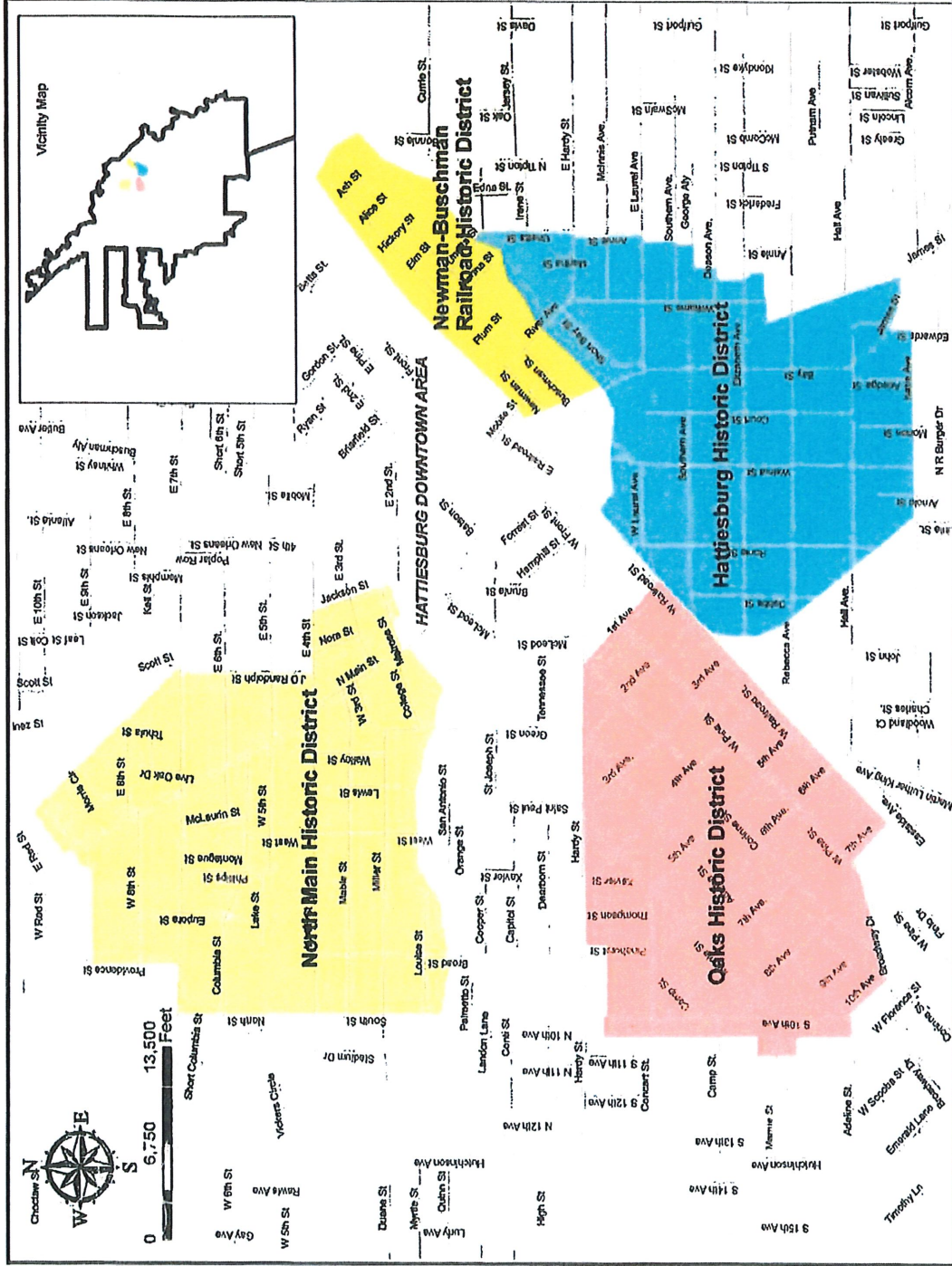
**City of Hattiesburg
Department of Urban Development
Geographic Information Systems**

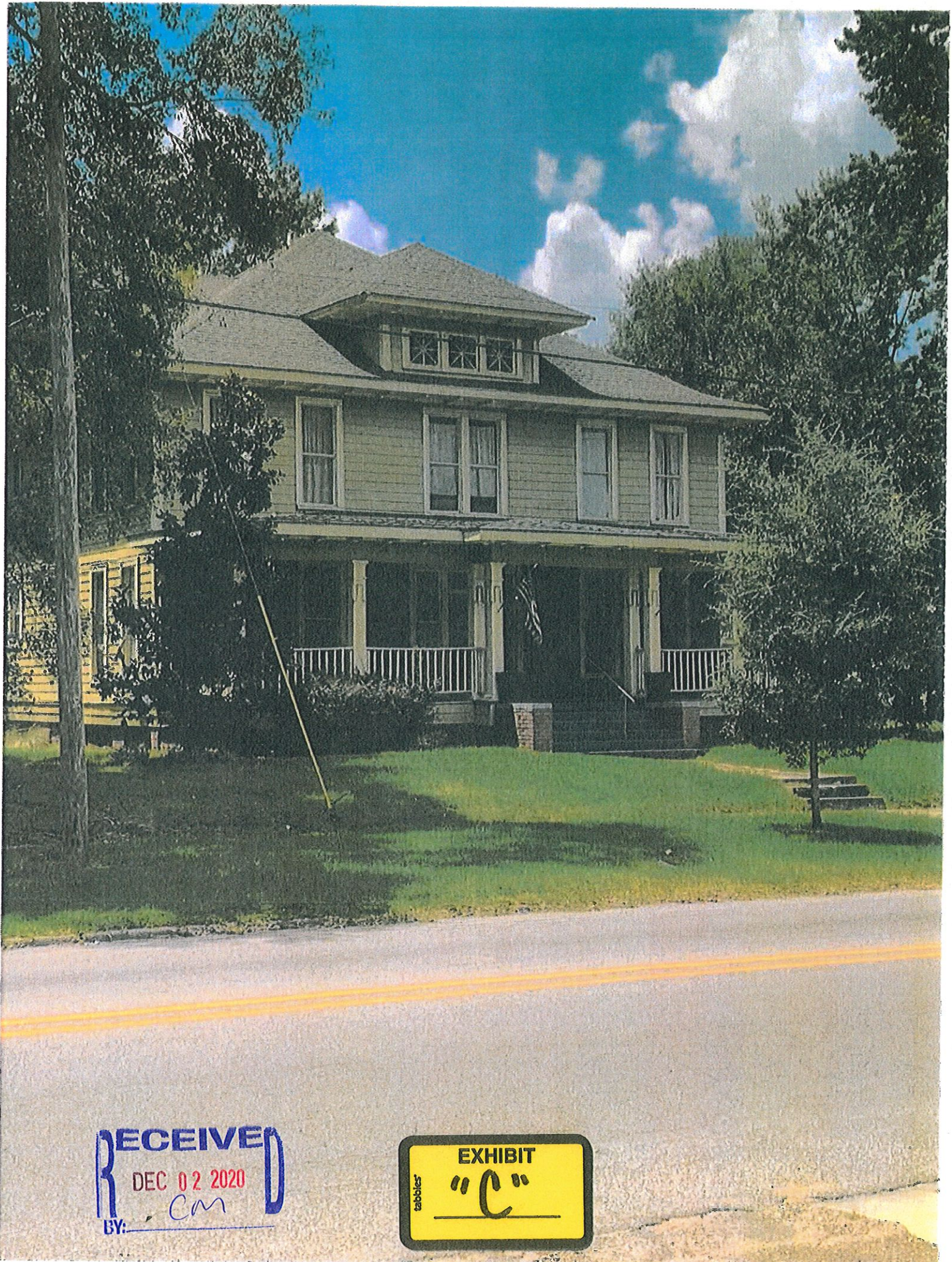
Date: April 1, 2008



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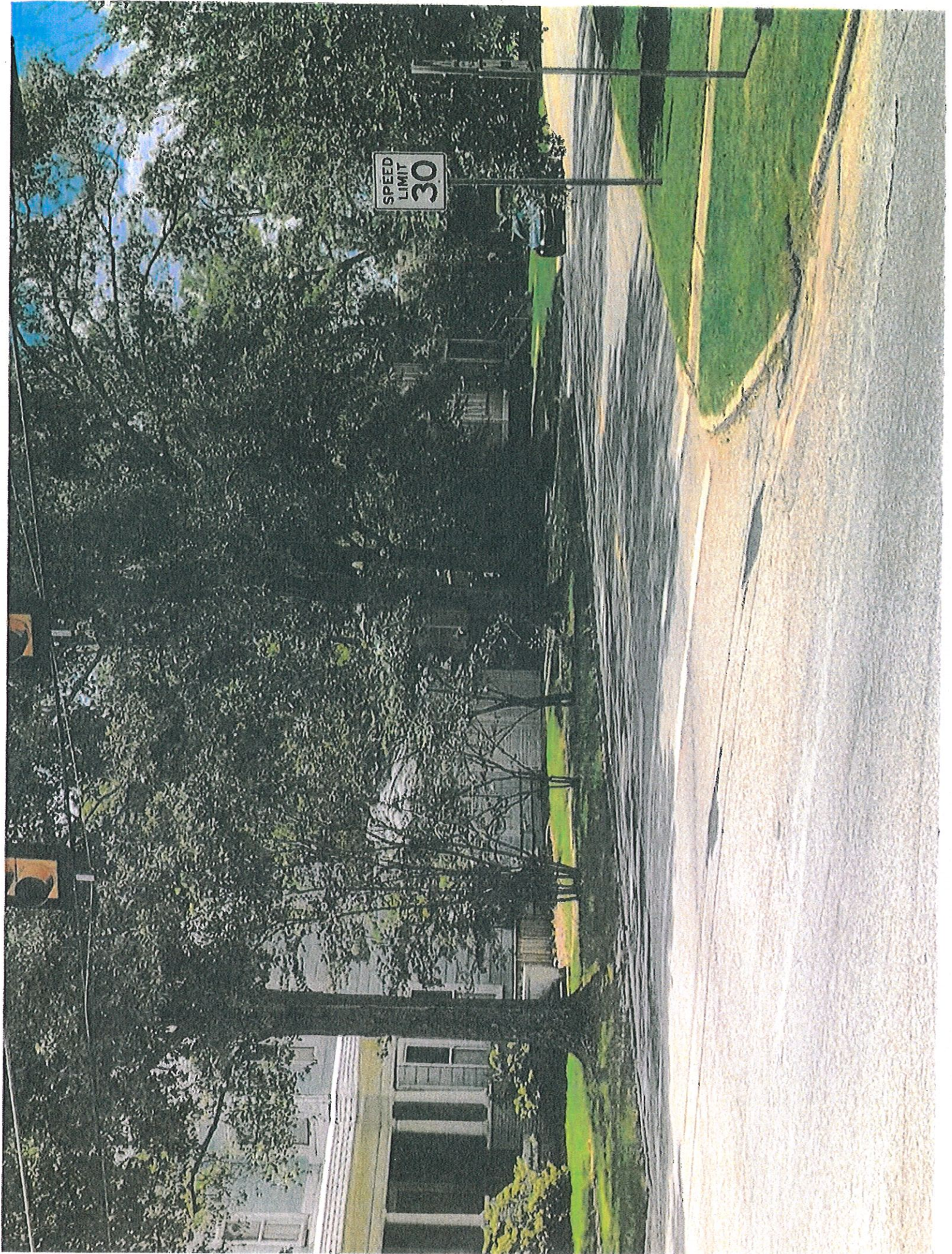




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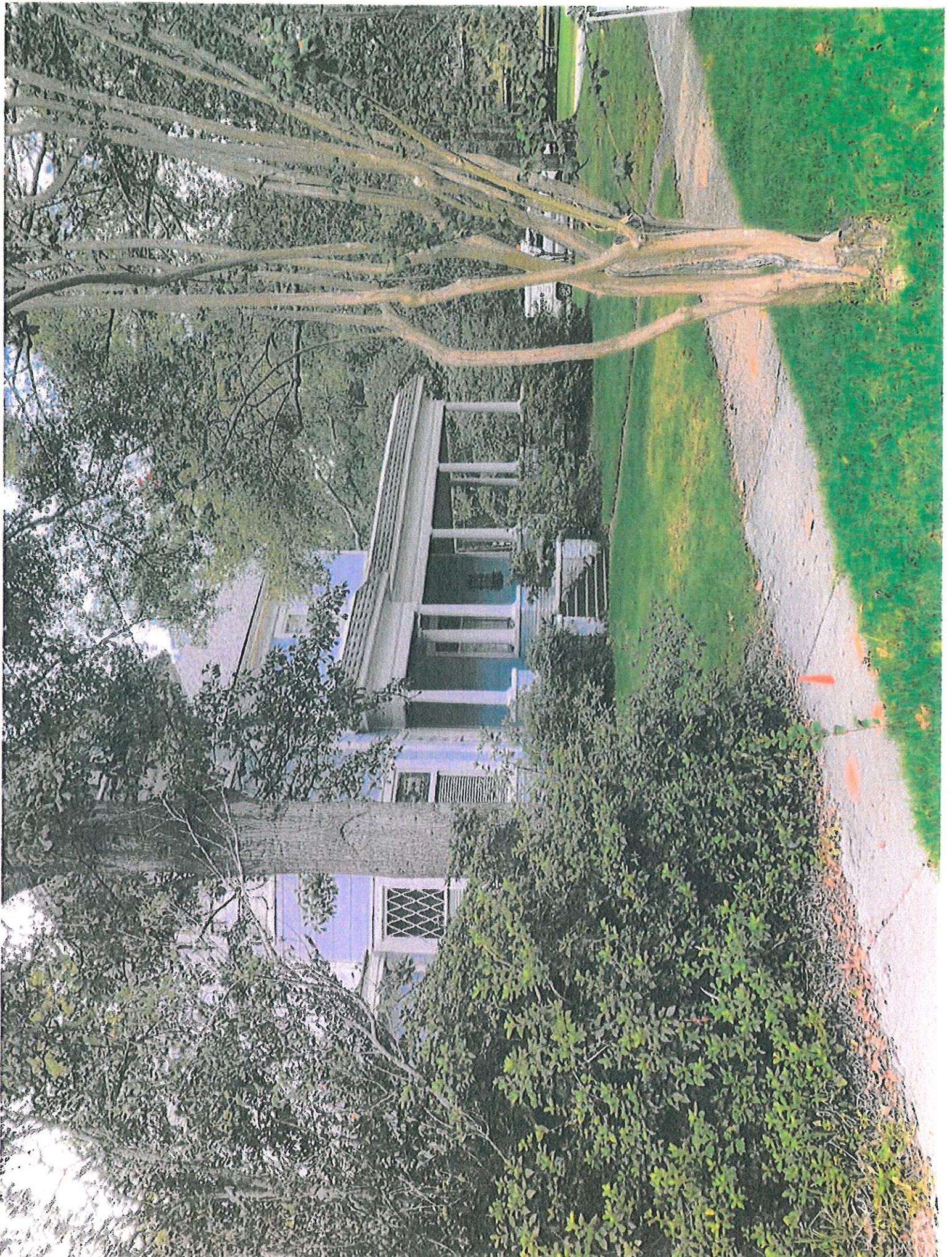




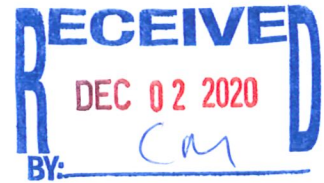








STATE OF UTAH
COUNTY OF SALT LAKE



CORRECTED AFFIDAVIT OF DAVID DUNCAN WHITE

APPEARED BEFORE ME, the undersigned authority for this State and County, DAVID DUNCAN WHITE, and, having first been duly sworn, states on oath that the matters and facts set forth in the Corrected Affidavit are true and correct as follows:

1. I am an adult resident of Salt Lake County, Utah, of sound mind, not a felon, and competent to swear oaths. My address is 1070 E. 300 S., Apt. 410, Salt Lake City, Utah 84102, and my telephone number is (801) 381-8505. The information in this Affidavit is given to the best of my knowledge and memory.

2. In December, 1980, I became employed as a planner in the City of Hattiesburg's Planning Department. In November, 1985 I was promoted to Senior Planner. In June, 1988 I was promoted to Director of Planning and Community Development, and served in that position until I left the City of Hattiesburg in September, 1990.

3. The City of Hattiesburg undertook to institute a new a comprehensive zoning ordinance during the time that I was employed in the Planning Department. I was the project manager and intimately involved in its development and adoption as a result of my positions within the City of Hattiesburg Planning Department. I have specialized knowledge of the facts and the process itself. The eventual outcome of the process was the 1989 Land Development Code (hereinafter the "LDC"), of which I was the author, and that was first approved by the Planning Commission and subsequently enacted by the City Council.

4. I remember with particularity the zoning issues relating to the Hattiesburg Historic Neighborhood, and the Bay Street corridor that is included therein, at the time of the development and adoption of the 1989 LDC. It was important during the process that the Hattiesburg Historic Neighborhood be preserved and enhanced by the adoption of the 1989 LDC.

5. Bay Street had existing and operating businesses on it during the 1989 LDC's development, including a convenience store at 314 Bay Street, a flower shop at 400 Bay Street, and a nursing home at 514 Bay Street. However, one of the intentions for Bay Street, and the entirety of the Hattiesburg Historic Neighborhood during the development of the 1989 LDC, was to preserve the neighborhood and its historic uniqueness, and revert any properties that had become businesses to residential properties once they ceased operating. This was discussed at legally noticed public hearings in front of the Planning Commission and the City Council, and at public meetings at the Walthall School in the Hattiesburg Historic Neighborhood, where citizens were invited to provide input during the development of the 1989 LDC.

6. The Bay Street businesses at 314, 400 and 514 Bay Street were taken into account during the development of the 1989 LDC, and, though the Bay Street corridor, and these parcels, were zoned as R-1B in the 1989 LDC, they were allowed a non-conforming use exemption that would let them continue to operate in the same fashion in which they had been operating, unless



they went out of business for six (6) months. If the businesses did cease operation for six (6) months, than any use of the property would have to conform to the R-1B zoning specifications, as set forth in the 1989 LDC. Further evidence of the intent of the City of Hattiesburg and the 1989 LDC to maintain Bay Street as a residential corridor, and to maintain and increase the integrity of the Hattiesburg Historic Neighborhood as a historic, residential neighborhood, was the conversion of Bay Street, from Hall Avenue to Southern Avenue, to a divided, landscaped, residential boulevard

7. To be perfectly clear: the zoning of the parcels of land at 314 Bay Street (the northeast corner of Bay Street and Southern Avenue) and 400 Bay Street (the southeast corner of Bay Street and Southern Avenue), and all other properties that were zoned R-1B on the Bay Street corridor in the 1989 LDC, was a thoughtful, conscious decision of the Planning Department, the Planning Commission and the City Council. It was not a mistake. I colored the zoning map and the 314 Bay Street and 400 Bay Street properties were properly indicated as zoned R-1B on the map. I was the Director of Planning and Community Development, the author of the 1989 LDC, and present at the meetings of the Planning Commission and the City Council, when the 1989 LDC was voted upon by both bodies and duly enacted, and hereby attest to it as a reasoned, thoughtful and considered decision by both bodies.

8. The historic nature and character of the Hattiesburg Historic Neighborhood cannot be emphasized and underscored enough. It is a nationally recognized and registered historic neighborhood and within its bounds has the highest concentration of varied historic styles of architecture in the South. The economic and cultural loss that would result from the dilution, or failure to maintain and enhance, the historic aspect and quality of the neighborhood would be irreplaceable. These considerations were paramount when the 1989 LDC was drafted and enacted and as it relates to the Hattiesburg Historic Neighborhood.

9. In a previous affidavit I indicated that the zoning classification for the properties was R-1A. They are actually R-1B, as was adopted in the 1989 LDC. This correction has been made throughout this affidavit.

FURTHER AFFIANT SAITH NOT.



DAVID DUNCAN WHITE

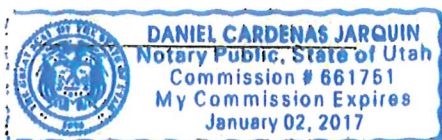
SWORN TO AND SUBSCRIBED BEFORE ME, this 16 day of MARCH, 2015.



NOTARY PUBLIC

(SEAL)

My commission expires:





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Hattiesburg Historic Neighborhood: Hattiesburg, Mississippi



GREAT PLACES IN AMERICA.
NEIGHBORHOODS

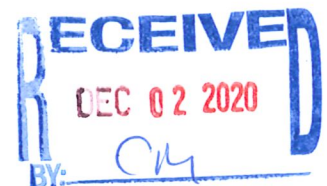
The American Planning Association's Great Places in America program

Summary

Recognized for its Southern charm, the picturesque Hattiesburg Historic Neighborhood retains many of the bucolic features that helped shape this urban treasure 127 years ago. Streets are lined with mature oaks and crape myrtles, sidewalks connect houses, and porch sitters wave to children on their way to school and engage passersby in conversation.

DESIGNATED AREA

Neighborhood is bordered by Gordon's Creek to the north, Williams Street and the abandoned Kansas City Southern rail line to the east, Hall Avenue to the south, and the Illinois Central and Norfolk Southern rail lines to the west.





Mature oaks line many of the streets of Hattiesburg. The neighborhood has worked closely with the city to maintain and protect the trees, replacing dead or damaged trees, sustaining the neighborhood urban forest. Photo courtesy of Andrea Saffie.

PLANNING EXCELLENCE

The neighborhood has one of the best collections of Victorian-era houses in Mississippi. It was founded just a few years after Captain William H. Hardy, sent by a rail company to survey the area, was struck by the region's lush forests. He established Hattiesburg as a timber harvesting and shipping center. Originally part of the 1884 Kamper-Whinery Subdivision, the neighborhood was expanded when the E. Katzenstein and Maria Mars subdivisions were platted in 1896 and 1897.

While a sense of neighborliness has long distinguished this community, today it is known also for its activism. The Hattiesburg Historic Neighborhood Association (HHNA), in an attempt to stabilize the neighborhood, has purchased and renovated several properties, including a former school that is now a condominium. Efforts to protect the neighborhood's character have led HHNA to seek redress both at city hall and in the courts.

While Hurricane Katrina devastated much of Hattiesburg's tree cover, this neighborhood fared better. The regular replacement of aging trees left the canopy in Hattiesburg Historic Neighborhood largely intact. Water oaks, initially planted along every street and right-of-way, were afforded protection, along with all other trees on private property, when the area was declared a local historic district in 1986.

The neighborhood's esprit de corps was never more evident than in the aftermath of Katrina. Residents — some of who worked in or owned downtown restaurants — opened freezers to their neighbors. Others transformed patios and porches into open-air dining halls.



The Bay Street Median is a feature distinguishing Hattiesburg from other residential neighborhoods in the area. The original boulevard hosted a trolley with a double row of watermelon colored crape myrtle trees. These trees once again line Bay Street. Photo courtesy of Andrea Saffie.

DEFINING CHARACTERISTICS, FEATURES

Emphasis on natural environment

- First homebuilders plant water oaks along streets and rights-of-way and on private property
- Bay Street, designed as wide boulevard with double rows of watermelon-colored crape myrtles, restored in 1997; modified median is abundant with flowering trees, planted by HHNA
- Local historic district status (1986) prohibits homeowners from removing or altering trees without evaluation by city arborist and review by Historic Conservation Commission
- The 3.2-mile-long Gordon's Creek Linear Park, under development, will connect neighborhood to Leaf River, large city park, zoo, and Longleaf Trace, a 43-mile rails-to-trails project
- Walthall Grounds, site of school repurposed as condos, named state landmark (1988); dedicated as permanent green space. HHNA develops, implements landscape plan (1998)

Planning and preservation

- Neighborhood's 450 structures sited across 23 blocks (115 acres); city's first neighborhood added to National Register of Historic Places (1980); slightly larger area receives local historic district designation (1986)
- More than 90 percent of houses substantially renovated or continuously maintained
- HHNA sues city to require public notice of zoning change requests (1981); settlement calls for posting of conspicuous signs on properties when zoning modifications proposed
- HHNA partners with city to update zoning (1989), eliminating inappropriate multi-family zoning of large, significant houses to prevent intrusion of misplaced commercial and businesses uses
- Residents participate in Hattiesburg Comprehensive Plan 2020 initiative (1998-2000) to ensure inclusion of neighborhood's goals, objectives

Architecture

- Colonial and Classical Revivals dominate district, along with Queen Anne cottages. Italianate, Mission, Tudor, Late Gothic Revival, International Style, and Art Moderne
- Bungalows, found throughout, used to fill in early open spaces. Juxtaposition of large and small houses enhances district's continuity, character and range of pricing options (sale and rent)
- Most houses on raised piers, feature wide covered porches — some that wrap the entire house — and tall windows and doors; original houses constructed from irreplaceable virgin pine timber



The picturesque tree-lined streets and welcoming sidewalks make historic Hattiesburg a walkable neighborhood and create the atmosphere of days gone by. Neighbors sit on their porches and talk, and residents take leisurely walks in the evening. Photo courtesy of Andrea Saffie.

Walkable, close to downtown

- Developed on flat terrain using a traditional grid (1884), neighborhood within easy walk of downtown and train depot
- Wide, well-maintained sidewalks throughout neighborhood
- Traffic calming circles on Walnut Street (1997) and reduction in lanes from four to two on Bay Street (1997) enhance pedestrian safety, encourage foot traffic
- Town Square Park connects neighborhood to historic downtown; hosts events, farmers market

Engaged residents, institutions

- HHNA formed and hosted city's first neighborhood public event — Victorian Candlelit Christmas — to draw attention to home renovations (1976). Neighborhood hosts annual Thanksgiving Potluck, Downtown Crawfish Jam, Night Out Against Crime
- System adopted to report housing code violations; code officer meets periodically with HHNA.
- HHNA purchases and restores properties to stabilize neighborhood; instrumental in redevelopment of former Walthall Elementary School as condominiums (2010)
- Sacred Heart Catholic School, first desegregated school in city, purchased abandoned property (2010) in neighborhood for high school expansion



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American Planning Association
1030 15th St., NW Suite 750 West
Washington, DC 20005-1503

Phone: 202-349-1016

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**A RESOLUTION OF THE CITY OF HATTIESBURG AMENDING CHAPTER 7
OF THE COMPREHENSIVE PLAN 2008-2028, ADOPTED 12-16-08, TO CHANGE THE
DESIGNATED FUTURE LAND USE OF BAY STREET FROM THE INTERSECTION
OF HALL AVENUE TO GORDON’S CREEK FROM “NEIGHBORHOOD BUSINESS”
TO “NEIGHBORHOOD CONSERVATION DISTRICT 1”**

WHEREAS, the City Council adopted Resolution #2008-192 December 16, 2008, to adopt the Comprehensive Plan 2008-2028 for the City of Hattiesburg; and,

WHEREAS, the Comprehensive Plan’s future land-use map depicts long-range plans for the desirable use of land within the city, designates how land should be used or re-used, and serves as a guide for decision-making by property owners, developers, members of appointed boards and the City Council; and,

WHEREAS, the Comprehensive Plan’s combined future land use narrative and map serve as the city’s guiding land-use policy, and also as the primary reference for updating the current land development code and the existing zoning map in providing regulations as needed to implement the goals and objectives of the 20-year plan; and,

WHEREAS, the Planning Commission has determined that it is in the best interests of the City of Hattiesburg to change the future land use of Bay Street from the intersection of Hall Avenue to Gordon’s Creek from “Neighborhood Business” to “Neighborhood Conservation District 1”;

NOW THEREFORE BE IT RESOLVED that the City’s Comprehensive Plan 2008-2028, Chapter – 7 Land Use and Development, Map 2. Future Land Use, shall be changed to designate the future land use of Bay Street from the intersection of Hall Avenue to Gordon’s Creek as “Neighborhood Conservation District 1”.

The foregoing resolution, having first been reduced to writing, was introduced by Council member _____, seconded by Council member _____ and adopted by the following vote, to wit:

YEAS:

NAYS:

ABSENT:

The President thereby declared the motion carried and the foregoing Resolution adopted and approved, this the 22nd day of December, A.D., 2020.

(S E A L)

ATTEST:

ADOPTED:

CLERK OF COUNCIL

PRESIDENT

The above and foregoing Resolution having been submitted to and approved by the Mayor, this the 22nd day of December, A.D., 2020.

ATTEST:

APPROVED:

CITY CLERK

MAYOR

RESOLUTION NO. _____

CREATING THE EMERGING BUSINESS ENTERPRISE PROGRAM

WHEREAS the City of Hattiesburg is committed to providing opportunities to local businesses owned and controlled by socially and economically disadvantaged persons and is charged with ensuring their meaningful participation in the contracting activities of the city that involve public spending or private projects utilizing public funding;

WHEREAS this city is facing a regional and local shortage of certified ready, willing and able underutilized business enterprises (UBE);

WHEREAS the current relative availability of socially and economically disadvantaged business enterprises across all relevant industries within a 90-mile radius of the city of Hattiesburg is only 1.7 percent;

WHEREAS the shortage of these types of enterprises is detrimental to our efforts to set and achieve meaningful and significant participation from UBEs for future contracts;

WHEREAS, to remedy this, it is necessary to create a less cumbersome local registration process to provide increased and immediate opportunities for eligible minority firms, and thereby increase the pool of ready, willing and able socially and economically disadvantaged business enterprises within our relevant markets;

WHEREAS it is the City of Hattiesburg’s policy to practice nondiscrimination based on social and economic disadvantage, race, color, gender, sexual orientation, disability, and national origin in the award and performance of contracts.

NOW, THEREFORE, BE IT RESOLVED, that the City shall enact measures and adopt rules and regulations to create the Emerging Business Enterprise (“EBE”) Program;

RESOLVED that the city shall grant provisional EBE designation to local minority businesses identified as African American, Hispanic American, Native American, Asian-Pacific American, Subcontinent Asian American, Female, Armed Forces Veteran, LGBTQ+, or Disabled and businesses which are certified by the Mississippi Department of Transportation’s Unified Certification Program for Disadvantaged Business Enterprises (“DBE”), the Mississippi Development Authority’s Minority and Woman-owned Business Enterprise (“MBE/WBE”) Program, the U.S. Small Business Administration’s 8(a) Program, and other federal- or state-recognized minority certification programs as deemed eligible by the appropriate staff or committee;

RESOLVED that such provisional designation shall entitle a business to be considered a valid EBE by the City of Hattiesburg, with all the rights associated with such designation. Such program should be inclusive of a registration program; EBE list publication; EBE bid notifications; and contractor reporting of EBE utilization within applications to bid, requests for proposals, or requests for qualifications.

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

YEAS:

NAYS:

ABSENT:

The President thereby declared the motion carried and the resolution adopted, this the 22nd day of December, 2020.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF COUNCIL

PRESIDENT

The above and foregoing Resolution, having been submitted to and approved by the Mayor, this the 22nd day of December, 2020.

ATTEST:

APPROVED:

CITY CLERK

MAYOR



CITY OF HATTIESBURG EMERGING BUSINESS ENTERPRISE APPLICATION

EBE-2020

SECTION 1: CERTIFICATION INFORMATION

A. CONTACT INFORMATION

(1) Contact person and title: _____ (2) Legal name of firm: _____

(3) Phone Number: (____)____ - _____ (4) Other phone: (____)____ - _____ (5) Fax: (____)____ - _____

(6) Email: _____ (7) Firm website(s): _____

(8) Street address of firm *(No P.O. Box)*: City: _____ County: _____ State: _____ Zip: _____

(9) Mailing address of firm *(if different)*: City: _____ County: _____ State: _____ Zip: _____

SECTION 2: MAJORITY OWNER INFORMATION

A. IDENTIFY THE MAJORITY OWNER OF THE FIRM HOLDING 51% OR MORE

(1) Full Name: _____	(2) Title: _____	(3) Home Phone #: (____) ____ - _____
(4) Home Address <i>Street & number</i> : _____	City: _____	State: _____ Zip: _____
(5) Gender: ☐ Male ☐ Female	(7) U.S. Citizenship: ☐ U.S. Citizen ☐ Lawfully Admitted Permanent Resident	(8) Armed forces? ☐ No ☐ Yes If yes, which branch? _____
(6) Ethnic group membership: ☐ Black ☐ Hispanic ☐ Asian Pacific ☐ Native American ☐ Subcontinent Asian ☐ Other <i>(Specify)</i> _____	(8) Number of years as owner: _____ (9) Percentage owned: _____%	☐ Veteran

Attach additional pages if necessary.

SECTION 3: MINORITY OWNER INFORMATION

A. IDENTIFY OWNERS OF THE FIRM HOLDING LESS THAN 51%

(1) Full Name: _____ (4) Home Address <i>Street and number:</i> _____ (5) Gender: ☐ Male ☐ Female (6) Ethnic group membership: ☐ Black ☐ Hispanic ☐ Asian Pacific ☐ Native American ☐ Subcontinent Asian ☐ Other <i>(Specify)</i> _____	(2) Title: _____ City: _____ (7) U.S. Citizenship: ☐ U.S. Citizen ☐ Lawfully Admitted Permanent Resident (8) Number of years as owner: ____ (9) Percentage owned: _____%	(3) Home Phone #: (____) ____ - ____ State: _____ Zip: _____ (8) Armed forces? ☐ No ☐ Yes If yes, which branch? _____ ☐ Veteran
--	--	--

Attach additional pages if necessary.

SECTION 4: GENERAL INFORMATION

A. BUSINESS PROFILE

(1) Business ID# _____	(2) Federal Tax ID# _____								
(3) Applicable NAICS Codes for this line of work include: _____ _____									
(4) Business Structure: <table style="width: 100%;"> <tr> <td>☐ Sole Proprietorship</td> <td>☐ Corporation</td> <td>☐ Limited Liability Company</td> <td>☐ Other: _____</td> </tr> <tr> <td>☐ Partnership</td> <td>☐ Joint Venture</td> <td>☐ Limited Liability Partnership</td> <td>_____</td> </tr> </table>		☐ Sole Proprietorship	☐ Corporation	☐ Limited Liability Company	☐ Other: _____	☐ Partnership	☐ Joint Venture	☐ Limited Liability Partnership	_____
☐ Sole Proprietorship	☐ Corporation	☐ Limited Liability Company	☐ Other: _____						
☐ Partnership	☐ Joint Venture	☐ Limited Liability Partnership	_____						
(5) Number of Employees <table style="width: 100%;"> <tr> <td>Full-time _____</td> <td>Part-time _____</td> <td>Seasonal _____</td> <td>Total _____</td> </tr> </table>		Full-time _____	Part-time _____	Seasonal _____	Total _____				
Full-time _____	Part-time _____	Seasonal _____	Total _____						

SECTION 4: GENERAL INFORMATION, CONT'D

B. CURRENT CERTIFICATIONS

(1) Does your firm currently hold one or more of the following certificates? *Check all that apply.*

- ☐ MDOT Disadvantaged Business Enterprise (DBE)
 ☐ U.S. Small Business Administration 8(a)
- ☐ MDA Minority Business Enterprise (MBE)
 ☐ Other _____
- ☐ MDA Woman-owned Business Enterprise (WBE)

C. CONNECTIONS AND DEALINGS WITH OTHER BUSINESSES

If you answer yes to any of the questions in items (1) or (2), you may be asked to provide further details and explain whether the arrangement continues.

(1) Has your firm ever:

- ☐ Existed under different ownership, a different type of ownership or a different name?
- ☐ Existed as a subsidiary of any other firm?
- ☐ Existed as a partnership in which one or more of the partners are/were other firms?
- ☐ Owned any percentage of any other firm?
- ☐ Had any subsidiaries?
- ☐ Served as a subcontractor with another firm constituting more than 25 % of your firm's receipts?

(2) Has any other firm had an ownership interest in your firm at present or at any time in the past?

☐ Yes ☐ No If Yes, explain. _____

D. FINANCIAL/BANKING INFORMATION

Provide bank authorization and signature cards.

Name of bank: _____ City and State: _____

The following individuals are able to sign checks on this account: _____

Name of bank: _____ City and State: _____

The following individuals are able to sign checks on this account: _____

Bonding Information: If you have bonding capacity, identify the firm's bonding aggregate and project limits:

Aggregate limit \$ _____ Project limit \$ _____

SECTION 5: CONTROL

A. OFFICERS & BOARD OF DIRECTORS

(1) Identify your firm's officers and board of directors.

	Name	Title	Date Appointed	Ethnicity	Gender
(a) Officers of the company	(1)				
	(2)				
	(3)				
	(4)				
(b) Board of directors	(1)				
	(2)				
	(3)				
	(4)				

(2) Do any of the persons listed above perform a management or supervisory function for any other business?

☐ Yes ☐ No If yes, identify for each:

Person: _____ Title: _____

Business: _____ Function: _____

Person: _____ Title: _____

Business: _____ Function: _____

(3) Do any of the persons listed above own or work for any other firm(s) that has a relationship with this firm?

☐ Yes ☐ No If yes, identify for each:

Firm Name: _____ Person: _____

Nature of Businesses Relationship: _____

SECTION 6: AFFIDAVIT OF CERTIFICATION

I _____ (full name printed) affirm under penalty of law that I am _____ (title) of the applicant firm _____ and that I have read and understood all of the questions in this application, that all its attachments and supporting documents are true and correct to the best of my knowledge, and that all responses to the questions are full and complete, omitting no material information. The responses include all material information necessary to fully and accurately identify and explain the operations, capabilities and pertinent history of the named firm as well as the ownership, control and affiliations thereof.

I recognize that the information submitted in this application is for the purpose of inducing certification approval by a government agency. I understand that a government agency may, by means it deems appropriate, determine the accuracy and truth of the statements in the application, and I authorize such agency to contact any entity named in the application, and the named firm's bonding companies, banking institutions, credit agencies, contractors, clients and other certifying agencies for the purpose of verifying the information supplied and determining the firm's eligibility.

I agree to submit to government audit, examination and review of books, records, documents and files, in whatever form they exist, of the named firm and its affiliates, inspection of its place(s) of business and equipment, and to permit interviews of its principals, agents, and employees. I understand that refusal to permit such inquiries shall be grounds for denial of certification.

If awarded a contract or subcontract, I agree to promptly and directly provide the prime contractor, if any, and the City accurate information regarding (1) work performed on the project; (2) payments; and (3) proposed changes, if any, to the foregoing arrangements.

I agree to provide written notice to the City of any material change in the information contained in the original application within 30 calendar days of such change (e.g., ownership changes, address/telephone number, personal net worth exceeding \$1.32 million, etc.).

I acknowledge and agree that any misrepresentations in this application or in records pertaining to a contract or subcontract will be grounds for terminating any contract or subcontract which may be awarded; denial or revocation of certification; suspension and debarment; and for initiating action under federal and/or state law concerning false statement, fraud or other applicable offenses.

I certify that I am a socially and economically disadvantaged individual who is an owner of the above-referenced firm seeking certification as an Emerging Business Enterprise. In support of my application, I certify that I am a member of one or more of the following groups, and that I have held myself out as a member of the group(s):

☐ Female

 ☐ African American

 ☐ Hispanic American

 ☐ Native American

 ☐ Asian-Pacific American
☐ Subcontinent Asian American

 ☐ Armed forces veteran

 ☐ LGBTQ+

 ☐ Disabled

 ☐ Other (specify) _____

I certify that I am socially disadvantaged because I have been subjected to racial or ethnic prejudice or cultural bias, or have suffered the effects of discrimination, because of my identity.

I further certify that my personal net worth does not exceed \$1.32 million, and that I am economically disadvantaged because my ability to compete in the free enterprise system has been impaired due to diminished capital and credit opportunities as compared to others in the same or similar line of business who are not socially and economically disadvantaged.

I declare under penalty of perjury that the information provide in this application and supporting documents is true and correct.

EBE Applicant

Date

Notary Public

Commission Exp



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Adopt a Resolution declaring a portion of property identified as Forrest County Parcel No. 2-030M-11-249.00 (PPIN 022495) necessary for public use and authorizing any and all proceedings necessary to acquire the aforementioned property pursuant to *Miss. Code Ann. 21-37-47*, as amended.
File Number: 2020-942
Minute Book #

Summary

Adopt a Resolution declaring a portion of property identified as Forrest County Parcel No. 2-030M-11-249.00 (PPIN 022495) necessary for public use and authorizing any and all proceedings necessary to acquire the aforementioned property pursuant to *Miss. Code Ann. 21-37-47*, as amended.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

RESOLUTION AND ORDER TO CONDEMN

WHEREAS, upon careful consideration, the City of Hattiesburg, Mississippi (hereinafter “City”), acting by and through the City Council, has determined it to be in the best interests of the citizens of the City to construct and widen streets as a part of the Hall Avenue Overpass Project, located within the City limits; and

WHEREAS, to accomplish this project, the City finds it necessary to acquire for public use certain property belonging to the following landowners or their successors in title and/or other parties interested in said property as is more particularly described above and in the construction plans for said project, which plans are made a part hereof by reference; and

WHEREAS, the appraisal of said property was approved by the City Council on December 22, 2020 and a Fair Market Value Offer in this amount was made, which has not been accepted.

State of Mississippi
Forrest County Parcel No. 2-030M-11-249.00
PPIN 022495

NOW, THEREFORE, LET IT BE KNOWN THAT City does hereby declare said property necessary for public use and orders that it be condemned if an agreement is not reached, and further that the City authorizes and requests that its attorney and/or other necessary professionals institute any and all proceedings necessary to acquire the above-described property for public use.

In support of this Resolution and Order to Condemn, the City acknowledges and declares its eligibility to obtain the necessary right of way through eminent domain by virtue of the authority granted it in *Miss. Code Ann.* § 21-37-47, as amended.

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

YEAS:

NAYS:

The President thereby declared the motion carried and the Resolution adopted, this the 22nd day of December 2020.

(S E A L)

ATTEST:

ADOPTED:

CLERK OF COUNCIL

PRESIDENT

The above and foregoing Resolution having been submitted to and approved by the Mayor,
this the 22nd day of December 2020.

ATTEST:

APPROVED:

CITY CLERK

MAYOR

RESOLUTION AND ORDER TO CONDEMN

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State of Mississippi
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YEAS:

NAYS:

The President thereby declared the motion carried and the Resolution adopted, this the 22nd day of December 2020.

(S E A L)

ATTEST:

ADOPTED:

CLERK OF COUNCIL

PRESIDENT

The above and foregoing Resolution having been submitted to and approved by the Mayor,
this the 22nd day of December 2020.

ATTEST:

APPROVED:

CITY CLERK

MAYOR

APPRAISAL OF PROPERTY AT

PUTNAM AVENUE

PIN # 022495

HATTIESBURG, MS

LIGHTSEY & ASSOCIATES

P.O. Box 15489
Hattiesburg, MS 39404
(601) 584-6260

December 3, 2020

Mr. Lamar Rutland
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403

RE: Appraisal of property at Putnam Avenue,
Hattiesburg, MS

Dear Mr. Rutland:

In accordance with the your request, I have made an inspection and investigation of the property located on Putnam Avenue, Hattiesburg, Mississippi, for the purpose of forming an opinion of the Market Value, in fee simple, as of November 25, 2020, the effective date of the appraisal being the date the subject property was last inspected. The value opinion is both before and after the taking of an 2,645 square foot parcel (.06 acre) in conjunction with the Hall Avenue railroad overpass by the City of Hattiesburg. The remainder property of 5,958 square feet will be an uneconomic remnant due to shape and being too small to conform with zoning laws. This property will be considered a full taking of 8,603 square feet.

Market Value is defined as the most probable price in cash, terms equivalent to cash, or in other precisely revealed terms, for which the property will sell in an open and competitive market under all conditions requisite to a fair sale, with the buyer and seller each acting prudently, knowledgeably, and for self interest, and assuming that neither is under undue

duress.

NEIGHBORHOOD DESCRIPTION

The subject area lies to the southeast of downtown Hattiesburg and is located east of Williams Street and the Canadian National Railway right of way. The general area contains a wide age range of properties that range from commercial/retail uses to single-family dwellings and multi-family dwellings. The subject is in relative close proximity to public schools, shopping and employment centers, and medical facilities. The new Hattiesburg Law Enforcement Complex is under construction on Hall Avenue at the southern end of Bay Street. The majority of properties in the area are in excess of fifty years old.

SITE DESCRIPTION

The subject site is located on the southerly side of Putnam Avenue, east of Klondyke Street and west of the abandoned ICGR right of way. It has a frontage of 70 feet on Putnam Avenue and extends to a depth of 122.73 feet on the westerly side and 122.85 feet on the easterly side. The rear line extends for 70 feet. The site is rectangular in shape and contains approximately 8,603 square feet. The site is at or above street grade, and appears to have adequate utility for use a single unit dwelling site. The property does appear to lie in a designated flood area, though this is subject to certification by a professional engineer or surveyor. All public utilities area connected or available to the site. A survey and plat map are included in the addenda of this report in order to assist the reader in visualizing the property. There were no adverse soil or subsoil conditions observed; however, no soil tests have been made as a part of this report. The property is zoned R-1B, Single Unit Residential, by the zoning authorities of the City of Hattiesburg. The City of Hattiesburg intends to take the entire parcel. Following the taking, the remainder parcel will be an uneconomic remnant. It is recommended that the City of Hattiesburg purchase the entire parcel, thus there will be no remainder parcel.

IMPROVEMENTS DESCRIPTIONS

There are no known improvements on the subject property.

PROPERTY HISTORY

The subject property has been under ownership of Joseph Gabriel Cothen since July 1 2019. He was granted the property by tax deed from the State of Mississippi. Prior to the deed, the State of Mississippi had owned the property since 1991.

TAXES

The taxes for the subject property for 2020 have not yet been assessed.

HIGHEST AND BEST USE

In order to estimate the Highest and Best Use of the subject, the surrounding property uses as well as the four tests of Highest and Best Use were considered. These are 1)physically possible, 2)legally permissible, 3)financially feasible, and 4)maximally productive. After considering these factors, the Highest and Best Use of the site as vacant is estimated to be for a single unit house site, in both the before condition.

INTENDED USE AND SCOPE OF THE APPRAISAL

This appraisal is intended to assist the client, Mr. Lamar Rutland of the City of Hattiesburg, in forming an opinion of value of the subject property both before and after the taking of an 8,603 square foot parcel by the City for road widening. In preparing this appraisal, the appraiser inspected the subject site; gathered information on comparable land sales and listings, confirmed and analyzed the data and applied the Sales Comparison Approach to value. As only the land was considered in this appraisal, this was the only approach deemed applicable to the subject's valuation.

APPRAISAL PROCESS

In good appraisal practice, three approaches to value are normally used to arrive at a value conclusion for a given property. These approaches are the Sales Comparison Approach, the Cost Approach, and the Income Approach. The Sales Comparison Approach is based on deriving a value indication by comparing properties that have been sold recently to the subject property and adjusting the sales price of the comparables for any basic differences. The Income Approach considers the present value of the future benefits of income and ownership. To estimate the income potential of the subject, comparable rents are obtained and reconciled to the subject, then a deduction is made for anticipated expenses. The resulting net income is then capitalized into value using a rate supported by market data. The Cost Approach provides a value indicator based on the cost to reproduce the improvements less any observed depreciation. The value estimate of the land developed through the Sales Comparison Approach is then added to the depreciated value estimate of the Improvements. As noted above, the appraiser has utilized the Sales Comparison Approach only as the land only is considered in this appraisal report.

LAND SALES

The following vacant land sales were utilized to arrive at opinion of value for the subject site.

LAND SALE NO. 1

Location: Walnut Street, Hattiesburg
Date: 04/07/2016
Price: \$20,000
Size: 18,270 sq ft
Price/SF: \$1.09
Zoning: R-1A, Single Unit Residential
Confirmation: MLS # 103560/Re/Max Real Estate
Comments: Located just south of Southern Avenue on Walnut Street.
Generally level vacant site.

LAND SALE NO. 2

Location: North 24th Avenue., Hattiesburg
Date: 04/07/2017
Price: \$22,000
Size: 36,940 sq ft
Price/SF: \$.60
Zoning: R-1B, Single Unit Residential
Confirmation: MLS # 107417/Coldwell Banker
Comments: Corner of North 24th and Quinn Street.
Vacant site purchased for future development.

LAND SALE NO. 3

Location: South 21st Avenue , Hattiesburg

Date: 06/30/2015

Price: \$10,000

Size: 15,000 sq ft

Price/SF: \$.67

Zoning: R-1A, Single Unit Residential

Confirmation: MLS # 101179/Realty Executives

Comments: Located just south of Hardy Street. Vacant site purchased for future development.

The above lot sales indicate an unadjusted range in value from \$.60 to \$1.09 per square foot. All are in the subject market segment. The subject area is virtually fully developed and there are very few vacant sites that are available for sale. Research of the market found these sales to be the most recent and relevant to the subject's valuation. Sale 1 was given the most reliance due to time and location. After considering time, size, location, topography, the subject's location in a flood zone, and other pertinent factors, the value opinion of the subject site is \$.80 per square foot. Thus the value of the subject is:

BEFORE VALUE

8,603 sf @ \$.80 = \$6,882.00

AFTER VALUE

No remainder

Value Before Taking	\$6,882.00
Value After Taking	\$ -0-
Damages	\$ -0-
Just Compensation Due Owner	\$6,882.00
Rounded	\$6,900.00

I appreciate the opportunity to prepare this appraisal report for you. Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely

Stan Lightsey

Stan Lightsey
RA-16

ADDENDA

APPRAISER'S CERTIFICATION

I certify that, to the best of my knowledge and belief:

- the statements contained in this report are true and correct.**
- the reported analyses, opinions, and conclusions are limited only by the reporting assumptions and limiting conditions and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions.**
- I have no present or prospective interest in the property that is the subject of this report, and I have no personal interest with respect to the parties involved unless otherwise stated.**
- I have no bias with respect to the property that is the subject of this report or to the parties involved with this assignment.**
- my engagement in this assignment was not contingent upon developing or reporting predetermined results.**
- My compensation for completing this assignment is not contingent upon the developing or reporting of a predetermined value or a direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.**
- no one provided significant appraisal assistance to the person signing this appraisal unless otherwise noted.**
- unless otherwise noted, the person signing this report has not performed an appraisal or rendered any other service regarding the subject property in the past three years.**
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Stan Lightsey

**Stan Lightsey
RA-16**

UNDERLYING ASSUMPTIONS AND LIMITING CONDITIONS

This appraisal is subject to the following limiting conditions:

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The appraiser believes to be accurate the information provided by others; but assumes no responsibility for its accuracy.

Possession of this report, or a copy thereof, does not carry with it the right of publication, and neither all nor any part of the contents of this report may be disseminated to the public through media of any type nor may be used for any other purpose other than that specified in the engagement by the client without the previous written consent of the appraiser and client particularly as to the value conclusions, the identity of the appraiser or the firm with which he is employed, or to the SRA designation of The Appraisal Institute.

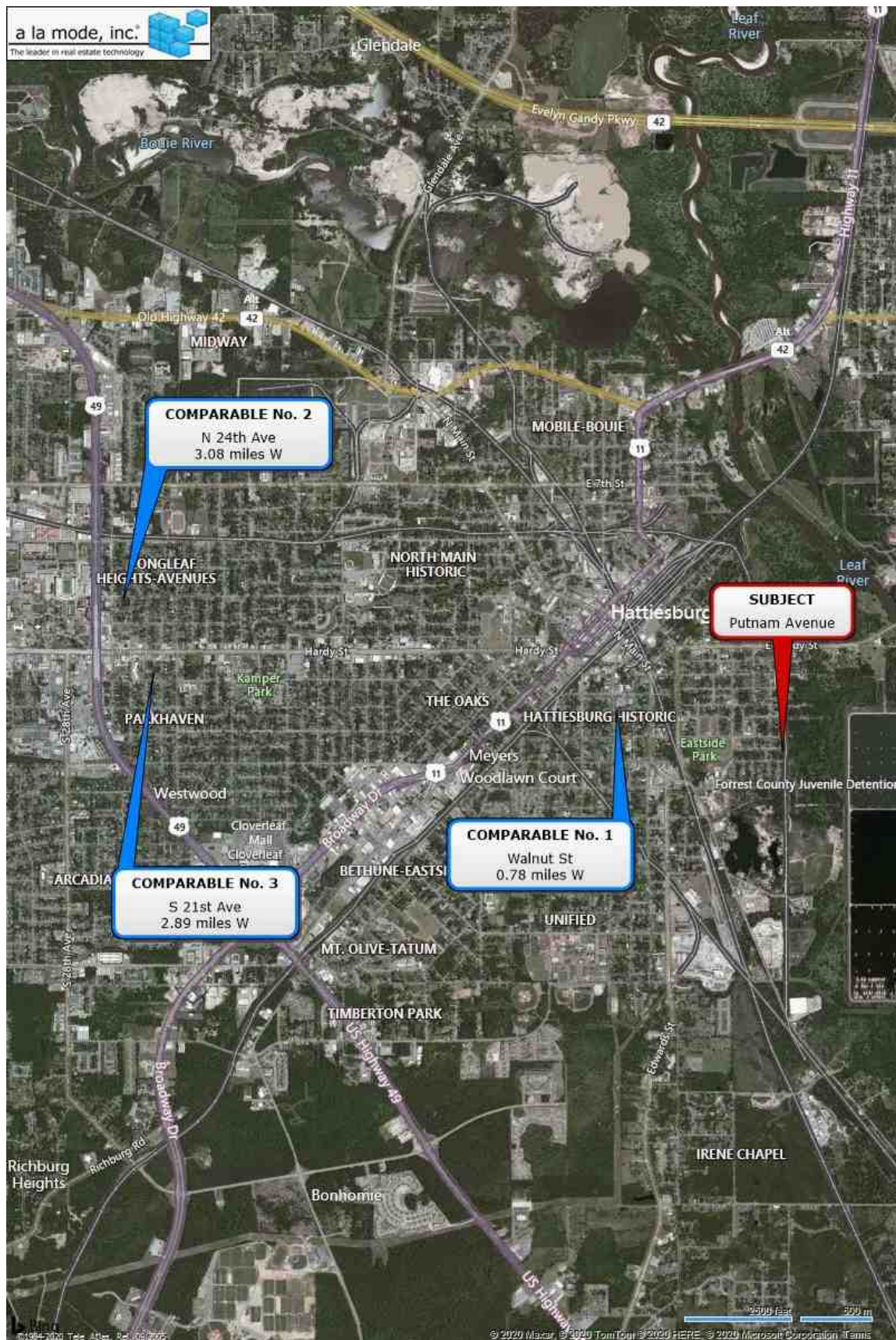
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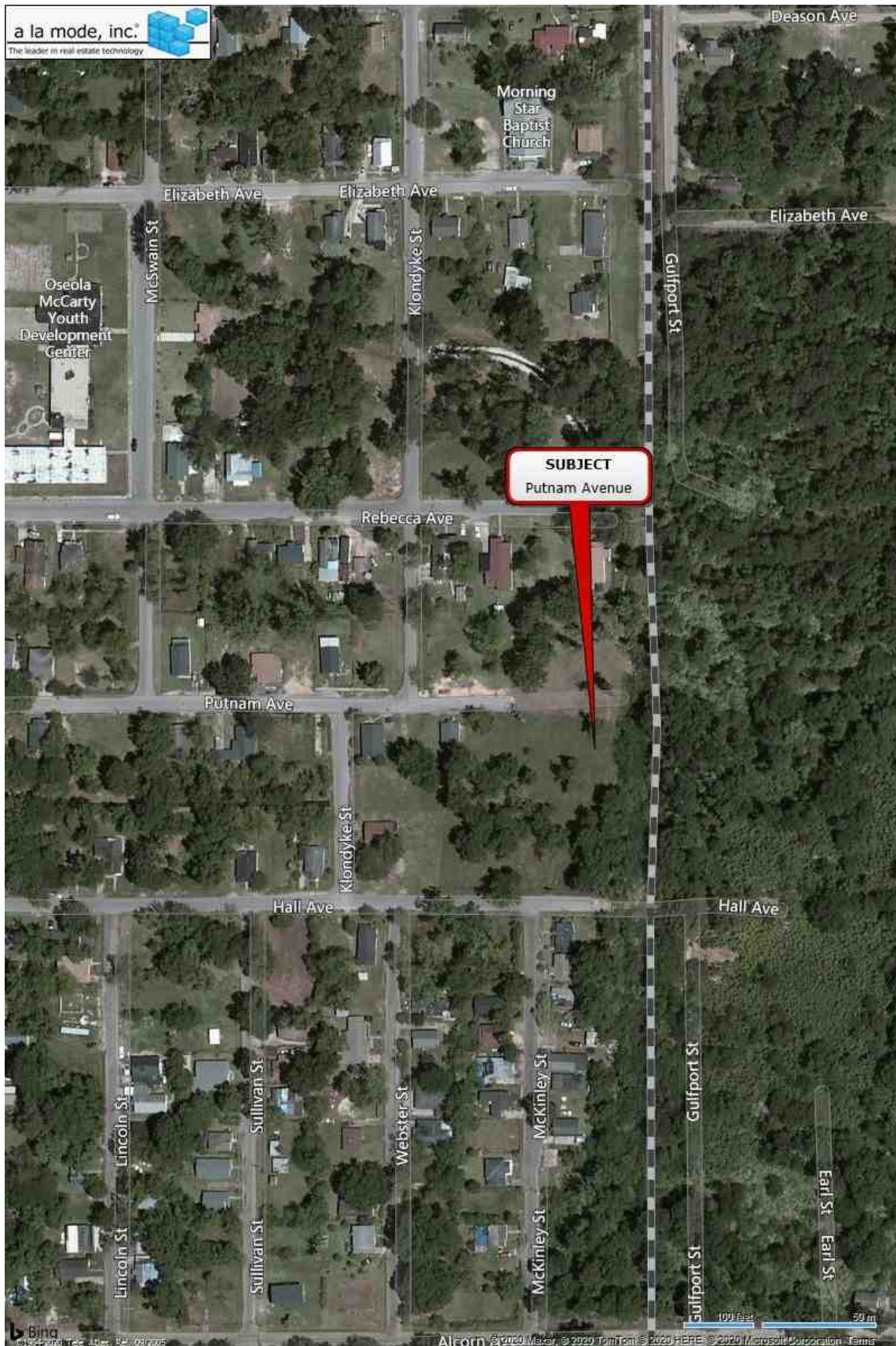
Location Map

Owner	Joseph Gabriel Cothen					
Property Address	Putnam Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



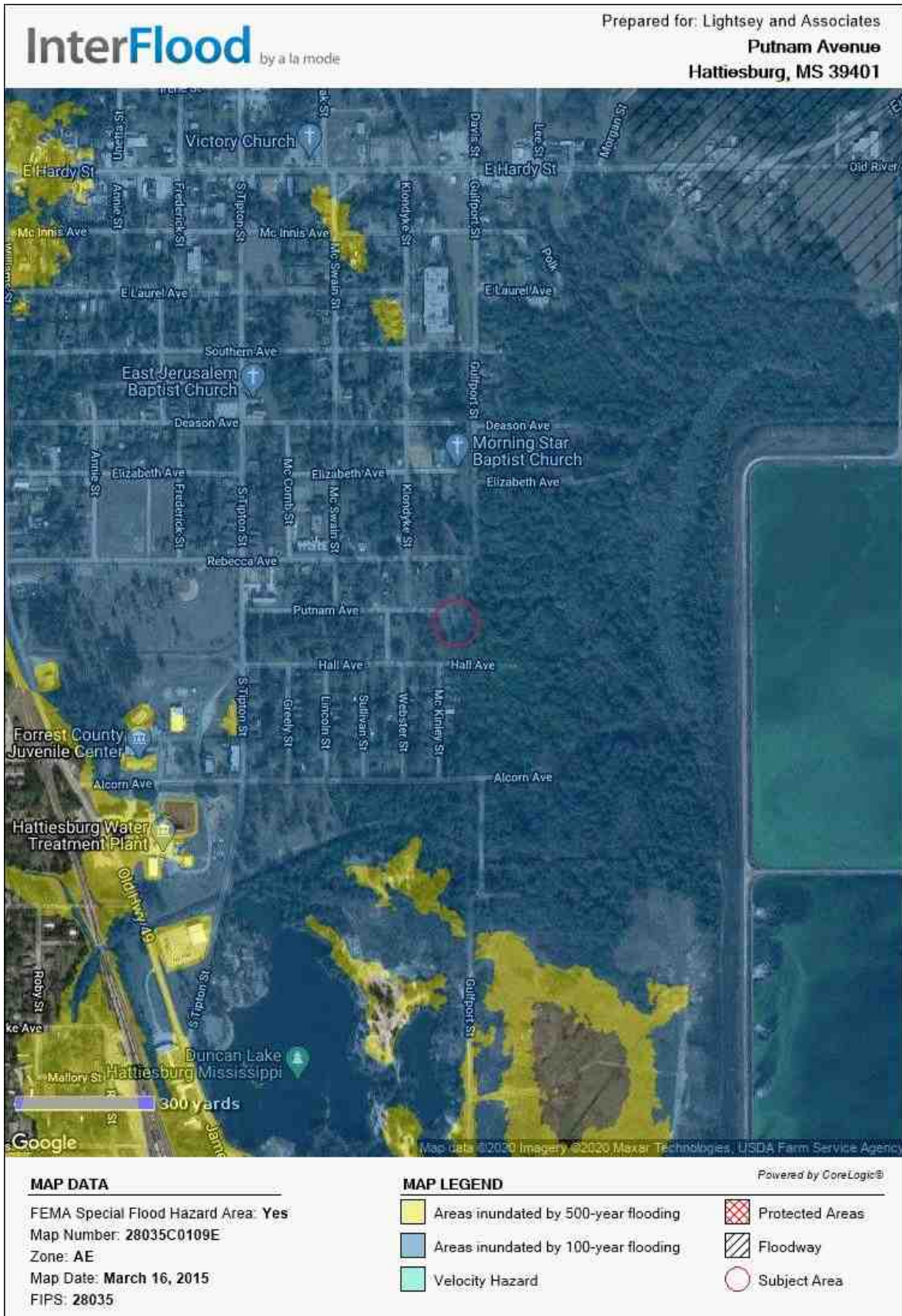
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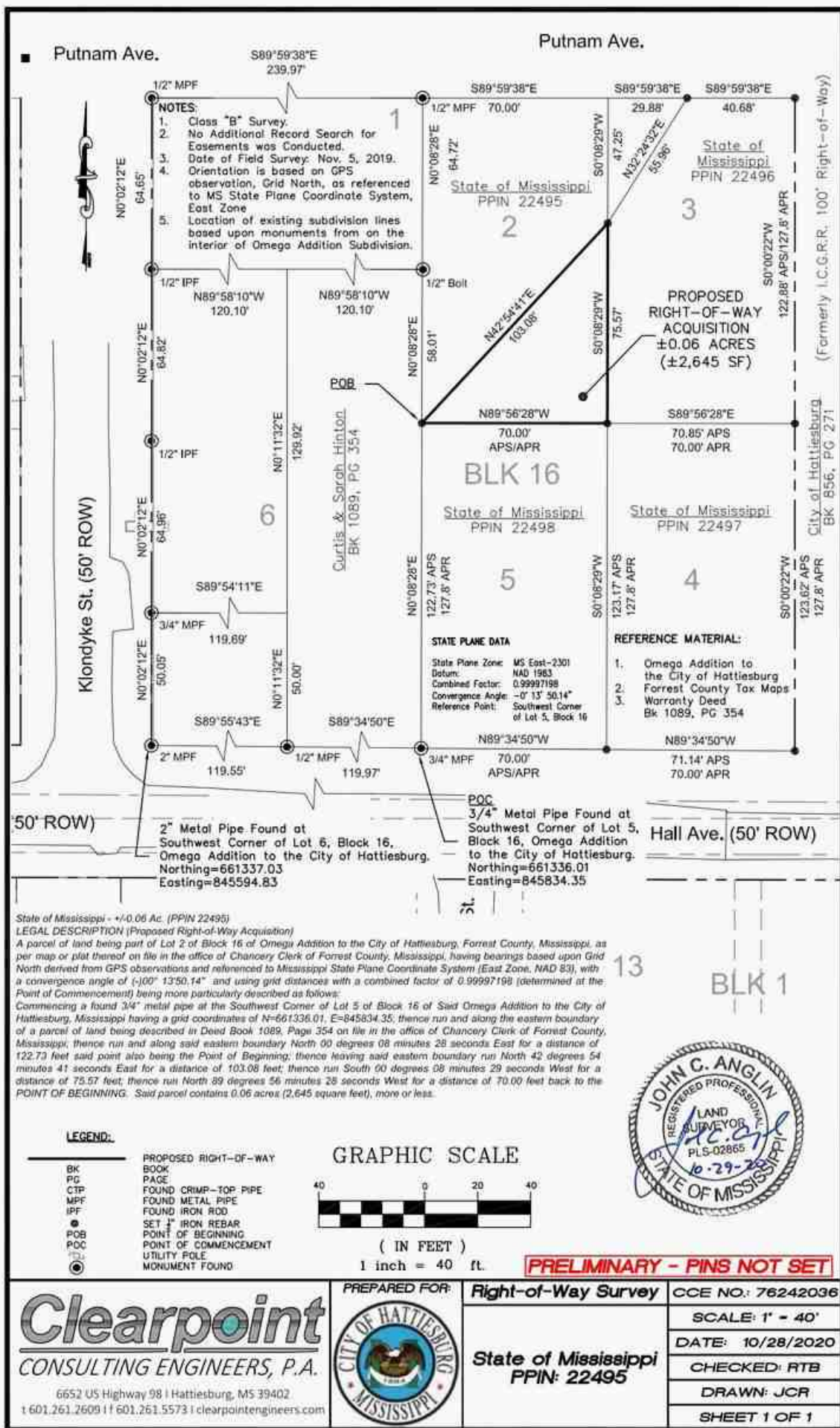


Flood Map

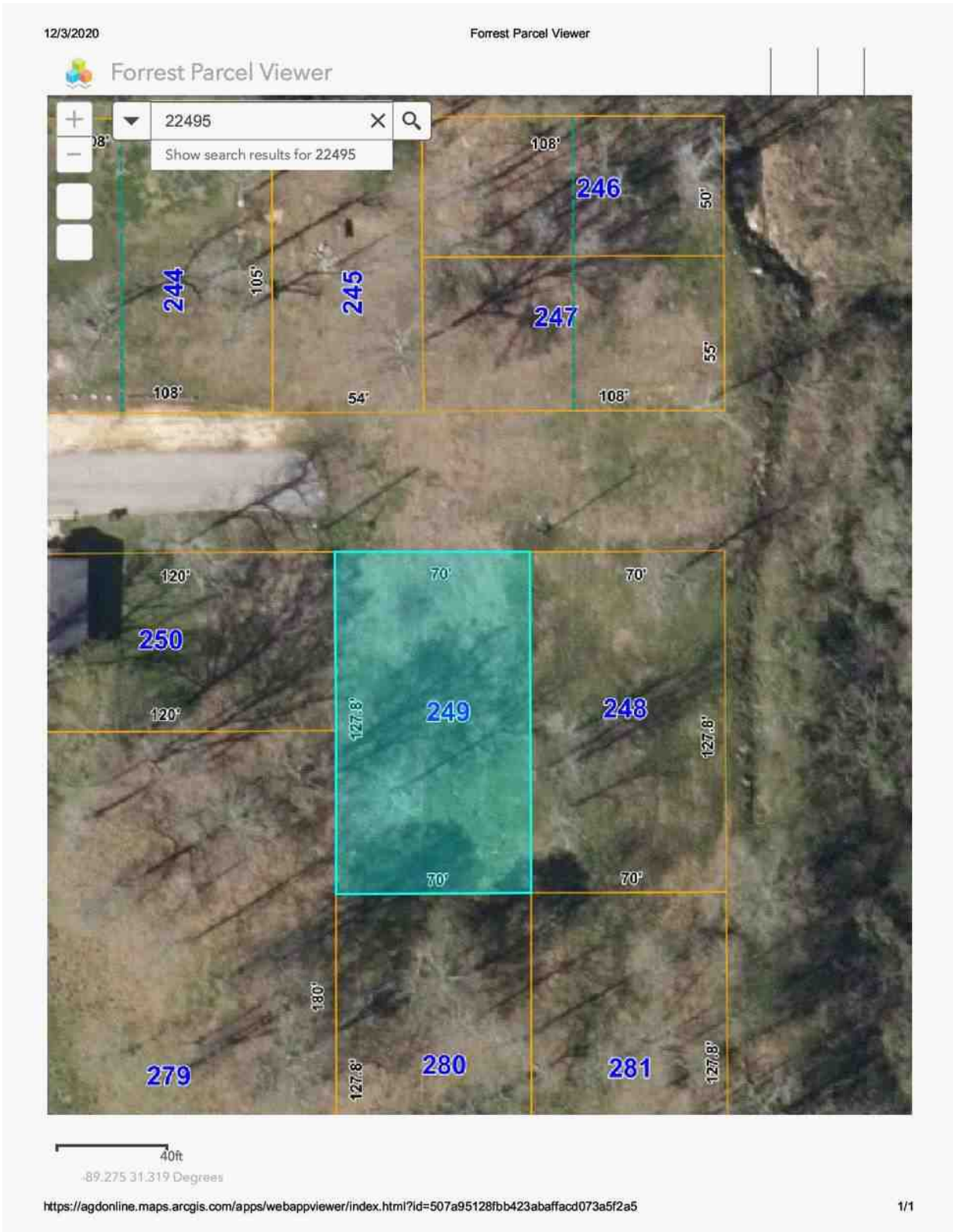
Owner	Joseph Gabriel Cothen					
Property Address	Putnam Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



Survey



Plat Map



Tax Data

12/3/2020

Delta Computer Systems

Forrest County Mississippi



Delta Computer Systems, Inc.

Property Appraisal Link

FORREST COUNTY, MS

Current Date 12/ 3/2020

Tax Year 2019

APPRaisal INQUIRY
PARCEL 2-030M-11-249.00 **ALT PARCEL NUMBER** 243 -0696-016-003.00
PPIN 022495 **SKETCH** 1
OWNER NAME STATE OF MISSISSIPPI
PROPERTY ADDRESS 1411 PUTNAM AVENUE
PROPERTY IS VACANT (Y/N) Y
FIELD WORK BY CH DATE: 1/ 1/1982
CLASSIFIED BY CH DATE: 1/ 1/1982
REVIEWED BY SB DATE: 3/20/2009
REALTOR CODE

LEGAL DESCRIPTION

1 LT 2 BLK 16
2 BK 625 PG 414 11/27/1989
3 PREV #:H0696-16-003

Block 016 Section 10 Township 04N Range 13W

LOT INFORMATION

LOT CODE 0696 **LOT SIZE** 70.0 X 128 **LOT VALUE** 1660

CODE	FRONT FT	DEPTH	PRICE	DEPTH TABLE	DEPTH %	ADJ. %	DESCRIPTION	ADJ PRICE	APPRAISED	CLASS
0696	70.00	128	25.00	9	.95	1.00		23.75	1660	1

ACRE INFORMATION

ACRES TYPE QUAL CLASS PRICE CODE **UNCULTIVATED CODE PRICE ADJ. % DESCRIPTION APPRAISED MARKET**
*** NO ACREAGE INFO ***

ACREAGE VALUE **OVERALL VALUE** 1660

LAND USE CODE CLASS 1 9110 VACANT LAND SUITABLE FOR

LAND USE CODE CLASS 2 9110 VACANT LAND SUITABLE FOR

BUILDING DESCRIPTIONS

NUMBER	CODE	BUILDING DESCRIPTION	VALUE	ELIGIBLE CLASS 1
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*** NO BUILDING INFO ***

TOTAL PARCEL VALUE 1660



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Photograph Addendum

Owner	Joseph Gabriel Cothen					
Property Address	Putnam Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



View of Putnam Avenue

Photograph Addendum

Owner	Joseph Gabriel Cothen					
Property Address	Putnam Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Adopt a Resolution declaring a portion of property identified as Forrest County Parcel No. 2-030M-11-248.00 (PPIN 022496) necessary for public use and authorizing any and all proceedings necessary to acquire the aforementioned property pursuant to *Miss. Code Ann. 21-37-47*, as amended.
File Number: 2020-943
Minute Book #

Summary

Adopt a Resolution declaring a portion of property identified as Forrest County Parcel No. 2-030M-11-248.00 (PPIN 022496) necessary for public use and authorizing any and all proceedings necessary to acquire the aforementioned property pursuant to *Miss. Code Ann. 21-37-47*, as amended.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

RESOLUTION AND ORDER TO CONDEMN

WHEREAS, upon careful consideration, the City of Hattiesburg, Mississippi (hereinafter “City”), acting by and through the City Council, has determined it to be in the best interests of the citizens of the City to construct and widen streets as a part of the Hall Avenue Overpass Project, located within the City limits; and

WHEREAS, to accomplish this project, the City finds it necessary to acquire for public use certain property belonging to the following landowners or their successors in title and/or other parties interested in said property as is more particularly described above and in the construction plans for said project, which plans are made a part hereof by reference; and

WHEREAS, the appraisal of said property was approved by the City Council on December 22, 2020 and a Fair Market Value Offer in this amount was made, which has not been accepted.

State of Mississippi
Forrest County Parcel No. 2-030M-11-248.00
PPIN 022496

NOW, THEREFORE, LET IT BE KNOWN THAT City does hereby declare said property necessary for public use and orders that it be condemned if an agreement is not reached, and further that the City authorizes and requests that its attorney and/or other necessary professionals institute any and all proceedings necessary to acquire the above-described property for public use.

In support of this Resolution and Order to Condemn, the City acknowledges and declares its eligibility to obtain the necessary right of way through eminent domain by virtue of the authority granted it in *Miss. Code Ann.* § 21-37-47, as amended.

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

YEAS:

NAYS:

The President thereby declared the motion carried and the Resolution adopted, this the 22nd day of December 2020.

(S E A L)

ATTEST:

ADOPTED:

CLERK OF COUNCIL

PRESIDENT

The above and foregoing Resolution having been submitted to and approved by the Mayor,
this the 22nd day of December 2020.

ATTEST:

APPROVED:

CITY CLERK

MAYOR

RESOLUTION AND ORDER TO CONDEMN

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CLERK OF COUNCIL

PRESIDENT

The above and foregoing Resolution having been submitted to and approved by the Mayor,
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ATTEST:

APPROVED:

CITY CLERK

MAYOR

APPRAISAL OF PROPERTY AT

PUTNAM AVENUE

PIN # 022496

HATTIESBURG, MS

LIGHTSEY & ASSOCIATES

P.O. Box 15489
Hattiesburg, MS 39404
(601) 584-6260

December 2, 2020

Mr. Lamar Rutland
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403

RE: Appraisal of property at Putnam Avenue,
Hattiesburg, MS

Dear Mr. Rutland:

In accordance with the your request, I have made an inspection and investigation of the property located on Hall Avenue, Hattiesburg, Mississippi, for the purpose of forming an opinion of the Market Value, in fee simple, as of November 25, 2020, the effective date of the appraisal being the date the subject property was last inspected. The value opinion is both before and after the taking of an 7,980 square foot parcel (.18 acre) in conjunction with the Hall Avenue railroad overpass by the City of Hattiesburg. The remainder property of 707 square feet will be an uneconomic remnant. This property will be considered a full taking of 8,687 square feet.

Market Value is defined as the most probable price in cash, terms equivalent to cash, or in other precisely revealed terms, for which the property will sell in an open and competitive market under all conditions requisite to a fair sale, with the buyer and seller each acting prudently, knowledgeably, and for self interest, and assuming that neither is under undue duress.

NEIGHBORHOOD DESCRIPTION

The subject area lies to the southeast of downtown Hattiesburg and is located east of Williams Street and the Canadian National Railway right of way. The general area contains a wide age range of properties that range from commercial/retail uses to single-family dwellings and multi-family dwellings. The subject is in relative close proximity to public schools, shopping and employment centers, and medical facilities. The new Hattiesburg Law Enforcement Complex is under construction on Hall Avenue at the southern end of Bay Street. The majority of properties in the area are in excess of fifty years old.

SITE DESCRIPTION

The subject site is located on the southerly side of Putnam Avenue, east of Klondyke Street and west of the abandoned ICGRR right of way. It has a frontage of 70.56 feet on Putnam Avenue and extends to a depth of 122.82 feet on the westerly side and 122.88 feet on the easterly side. The rear line extends for 70.85 feet. The site is rectangular in shape and contains approximately 8,687 square feet. The site is at or above street grade, and appears to have adequate utility for use a single unit dwelling site. The property does appear to lie in a designated flood area, though this is subject to certification by a professional engineer or surveyor. All public utilities area connected or available to the site. A survey and plat map are included in the addenda of this report in order to assist the reader in visualizing the property. There were no adverse soil or subsoil conditions observed; however, no soil tests have been made as a part of this report. The property is zoned R-1B, Single Unit Residential, by the zoning authorities of the City of Hattiesburg. The City of Hattiesburg intends to take the entire parcel. Following the taking, the remainder parcel will be an uneconomic remnant. It is recommended that the City of Hattiesburg purchase the entire parcel, thus there will be no remainder parcel.

IMPROVEMENTS DESCRIPTIONS

There are no known improvements on the subject property.

PROPERTY HISTORY

The subject property has been under ownership of Joseph Gabriel Cothen since July 1 2019. He was granted the property by tax deed from the State of Mississippi. Prior to the deed, the State of Mississippi had owned the property since 1991.

TAXES

The taxes for the subject property for 2020 have not yet been assessed.

HIGHEST AND BEST USE

In order to estimate the Highest and Best Use of the subject, the surrounding property uses as well as the four tests of Highest and Best Use were considered. These are 1)physically possible, 2)legally permissible, 3)financially feasible, and 4)maximally productive. After considering these factors, the Highest and Best Use of the site as vacant is estimated to be for a single unit house site, in both the before condition.

INTENDED USE AND SCOPE OF THE APPRAISAL

This appraisal is intended to assist the client, Mr. Lamar Rutland of the City of Hattiesburg, in forming an opinion of value of the subject property both before and after the taking of an 8,687 square foot parcel by the City for road widening. In preparing this appraisal, the appraiser inspected the subject site; gathered information on comparable land sales and listings, confirmed and analyzed the data and applied the Sales Comparison Approach to value. As only the land was considered in this appraisal, this was the only approach deemed applicable to the subject's valuation.

APPRAISAL PROCESS

In good appraisal practice, three approaches to value are normally used to arrive at a value conclusion for a given property. These approaches are the Sales Comparison Approach, the Cost Approach, and the Income Approach. The Sales Comparison Approach is based on deriving a value indication by comparing properties that have been sold recently to the subject property and adjusting the sales price of the comparables for any basic differences. The Income Approach considers the present value of the future benefits of income and ownership. To estimate the income potential of the subject, comparable rents are obtained and reconciled to the subject, then a deduction is made for anticipated expenses. The resulting net income is then capitalized into value using a rate supported by market data. The Cost Approach provides a value indicator based on the cost to reproduce the improvements less any observed depreciation. The value estimate of the land developed through the Sales Comparison Approach is then added to the depreciated value estimate of the Improvements. As noted above, the appraiser has utilized the Sales Comparison Approach only as the land only is considered in this appraisal report.

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Price: \$10,000

Size: 15,000 sq ft

Price/SF: \$.67

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Comments: Located just south of Hardy Street. Vacant site purchased for future development.

The above lot sales indicate an unadjusted range in value from \$.60 to \$1.09 per square foot. All are in the subject market segment. The subject area is virtually fully developed and there are very few vacant sites that are available for sale. Research of the market found these sales to be the most recent and relevant to the subject's valuation. Sale 1 was given the most reliance due to time and location. After considering time, size, location, topography, the subject's location in a flood zone, and other pertinent factors, the value opinion of the subject site is \$.80 per square foot. Thus the value of the subject is:

BEFORE VALUE

8,687 sf @ \$.80 = \$6,950.00

AFTER VALUE

No remainder

Value Before Taking	\$6,950.00
Value After Taking	\$ -0-
Damages	\$ -0-
Just Compensation Due Owner	\$6,950.00
Rounded	\$6,950.00

I appreciate the opportunity to prepare this appraisal report for you. Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely

Stan Lightsey

Stan Lightsey
RA-16

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Stan Lightsey

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RA-16**

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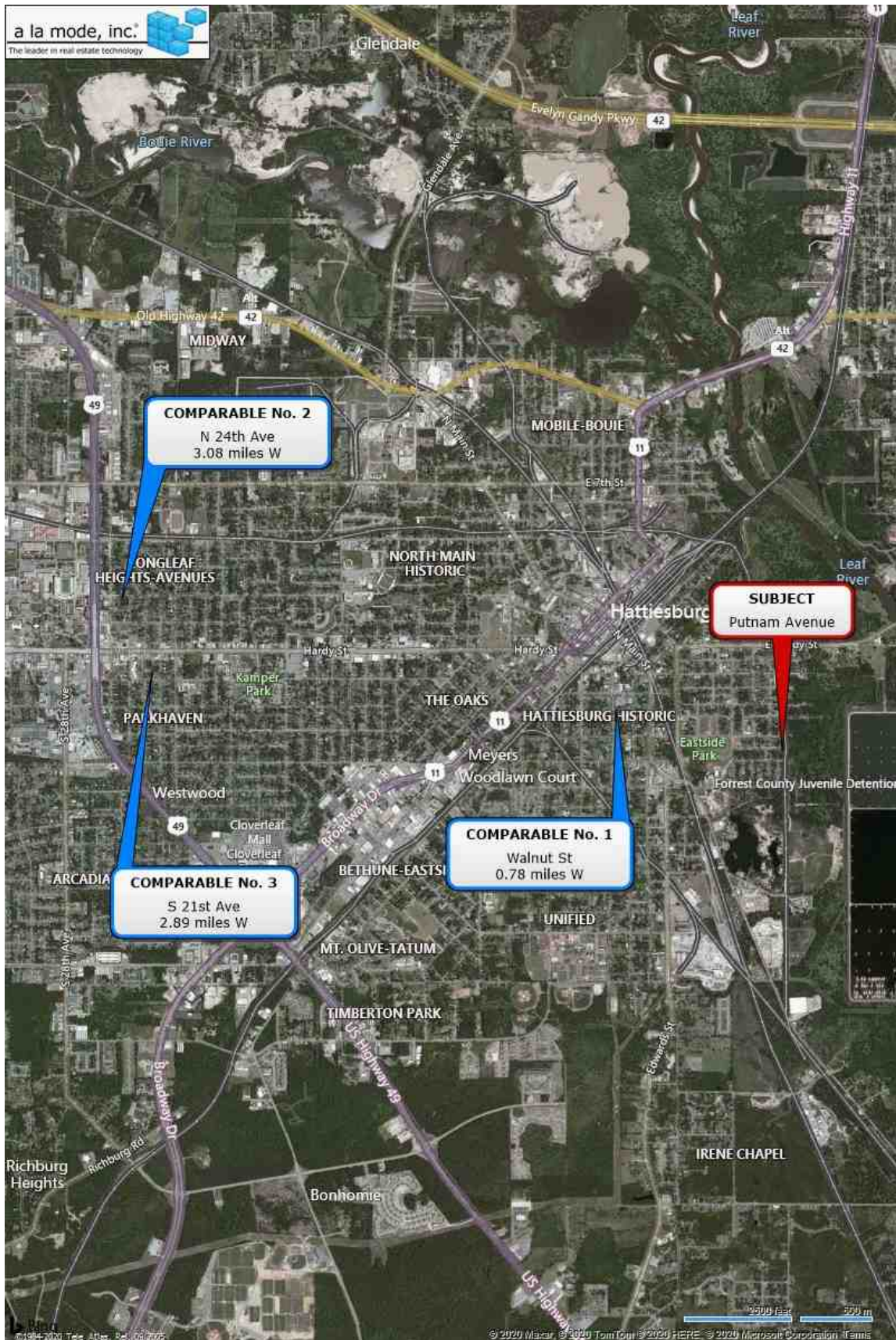
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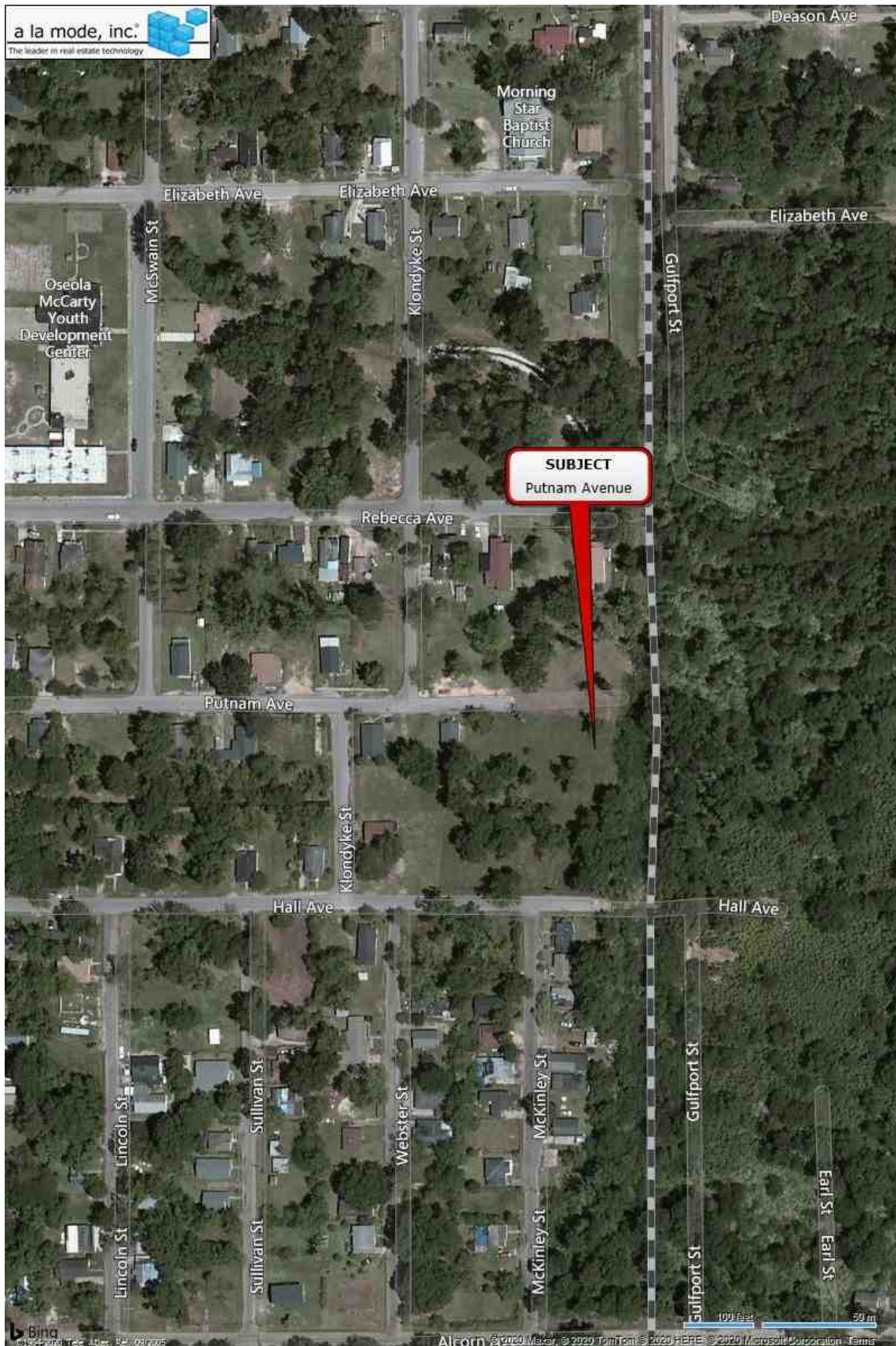
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Property Address	Putnam Avenue					
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Client	City of Hattiesburg					



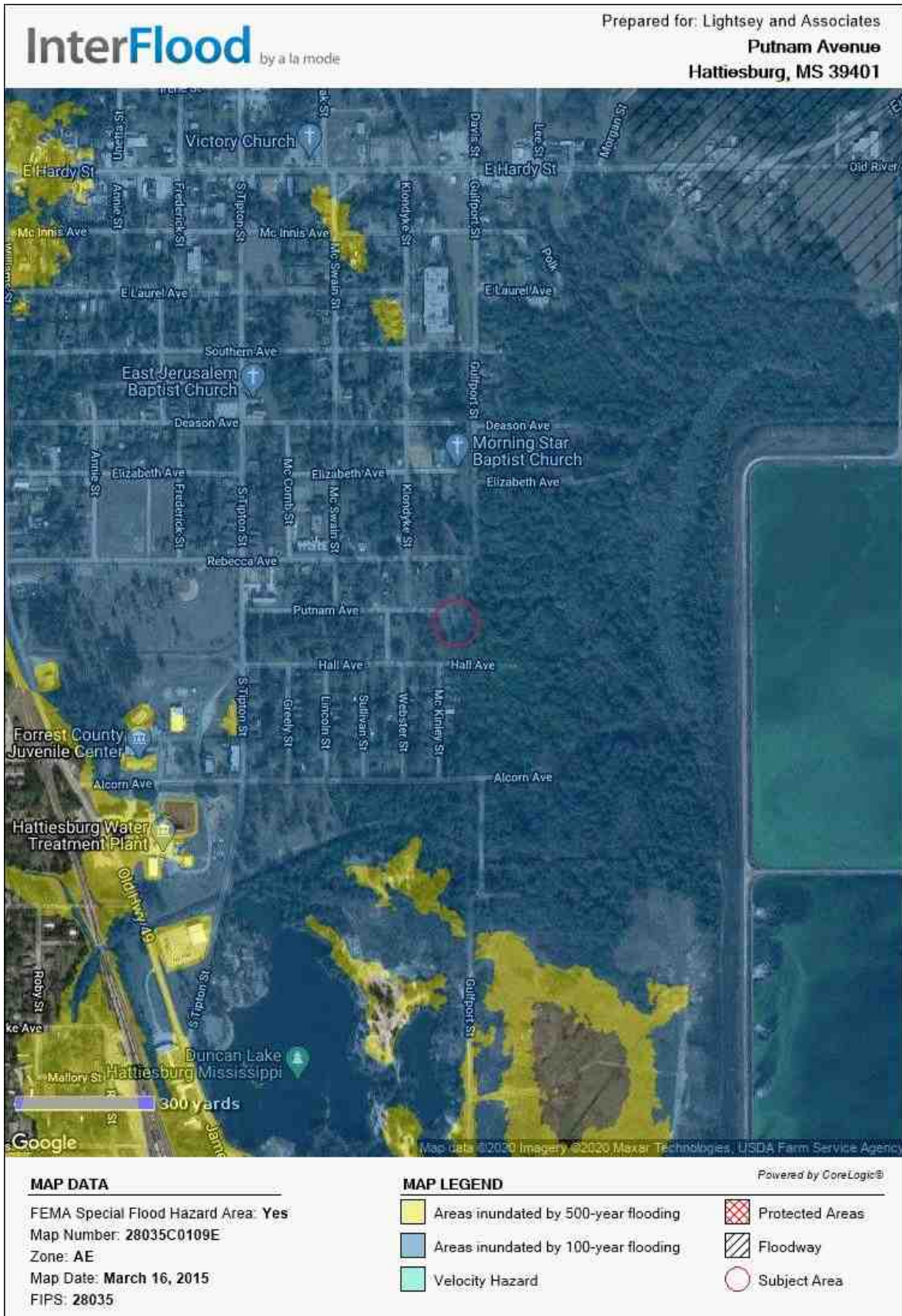
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Flood Map

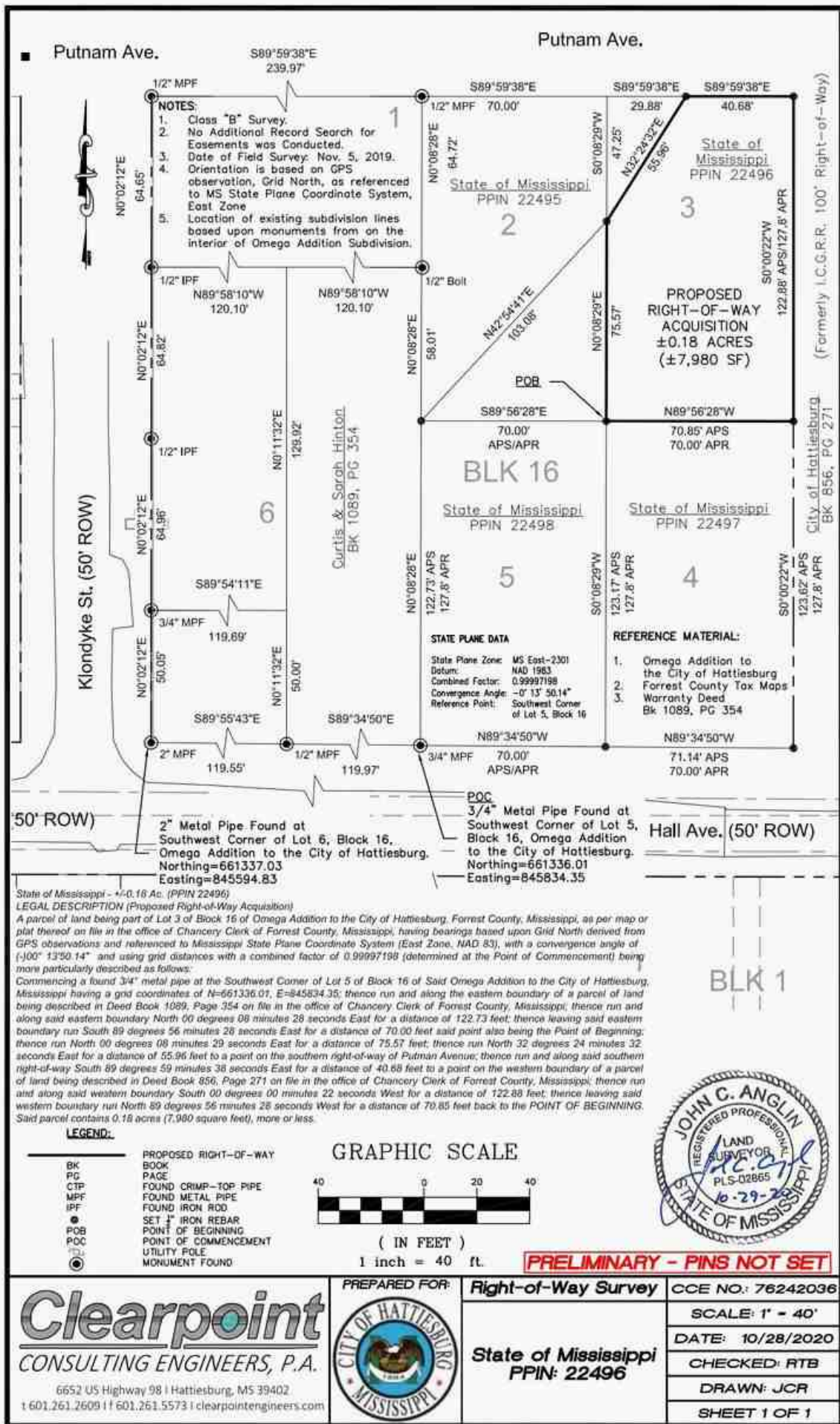
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Client	City of Hattiesburg					



Plat Map



Survey



Tax Data

12/2/2020

Delta Computer Systems

Forrest County Mississippi



Delta Computer Systems, Inc.

Property Appraisal Link

FORREST COUNTY, MS

Current Date 12/ 2/2020

Tax Year 2019

APPRaisal INQUIRY
PARCEL 2-030M-11-248.00 **ALT PARCEL NUMBER** 243 -0696-016-004.00
PPIN 022496 **SKETCH** 1
OWNER NAME STATE OF MISSISSIPPI
PROPERTY ADDRESS 1413 PUTNAM AVENUE
PROPERTY IS VACANT (Y/N) Y
FIELD WORK BY CH DATE: 1/ 1/1982
CLASSIFIED BY CH DATE: 1/ 1/1982
REVIEWED BY SB DATE: 3/20/2009
REALTOR CODE

LEGAL DESCRIPTION
1 LOT 3 BLK 16
2 PREV #:H0696-16-004
3 TAX DEED 663/221 12/91
4 B663 P607 12/10/91
Block 016 Section 10 Township 04N Range 13W

LOT INFORMATION
LOT CODE 0696 **LOT SIZE** 70.0 X 128 **LOT VALUE** 1660

CODE	FRONT FT	DEPTH	PRICE	DEPTH TABLE	DEPTH %	ADJ. %	DESCRIPTION	ADJ PRICE	APPRAISED	CLASS
0696	70.00	128	25.00	9	.95	1.00		23.75	1660	1

ACRE INFORMATION
ACRES TYPE QUAL CLASS PRICE CODE UNCULTIVATED CODE PRICE ADJ. % DESCRIPTION APPRAISED MARKET
*** NO ACREAGE INFO ***

ACREAGE VALUE **OVERALL VALUE** 1660
LAND USE CODE CLASS 1 9110 VACANT LAND SUITABLE FOR
LAND USE CODE CLASS 2 9110 VACANT LAND SUITABLE FOR

BUILDING DESCRIPTIONS
NUMBER CODE BUILDING DESCRIPTION VALUE ELIGIBLE CLASS 1
*** NO BUILDING INFO ***

TOTAL PARCEL VALUE 1660



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Photograph Addendum

Owner	Joseph Gabriel Cothen					
Property Address	Putnam Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



View of Putnam Avenue

Photograph Addendum

Owner	Joseph Gabriel Cothen					
Property Address	Putnam Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Adopt a Resolution declaring a portion of property identified as Forrest County Parcel No. 2-030M-11-281.00 (PPIN 022497) necessary for public use and authorizing any and all proceedings necessary to acquire the aforementioned property pursuant to *Miss. Code Ann. 21-37-47*, as amended.
File Number: 2020-944
Minute Book #

Summary

Adopt a Resolution declaring a portion of property identified as Forrest County Parcel No. 2-030M-11-281.00 (PPIN 022497) necessary for public use and authorizing any and all proceedings necessary to acquire the aforementioned property pursuant to *Miss. Code Ann. 21-37-47*, as amended.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

RESOLUTION AND ORDER TO CONDEMN

WHEREAS, upon careful consideration, the City of Hattiesburg, Mississippi (hereinafter “City”), acting by and through the City Council, has determined it to be in the best interests of the citizens of the City to construct and widen streets as a part of the Hall Avenue Overpass Project, located within the City limits; and

WHEREAS, to accomplish this project, the City finds it necessary to acquire for public use certain property belonging to the following landowners or their successors in title and/or other parties interested in said property as is more particularly described above and in the construction plans for said project, which plans are made a part hereof by reference; and

WHEREAS, the appraisal of said property was approved by the City Council on December 22, 2020 and a Fair Market Value Offer in this amount was made, which has not been accepted.

State of Mississippi
Forrest County Parcel No. 2-030M-11-281.00
PPIN 022497

NOW, THEREFORE, LET IT BE KNOWN THAT City does hereby declare said property necessary for public use and orders that it be condemned if an agreement is not reached, and further that the City authorizes and requests that its attorney and/or other necessary professionals institute any and all proceedings necessary to acquire the above-described property for public use.

In support of this Resolution and Order to Condemn, the City acknowledges and declares its eligibility to obtain the necessary right of way through eminent domain by virtue of the authority granted it in *Miss. Code Ann.* § 21-37-47, as amended.

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

YEAS:

NAYS:

The President thereby declared the motion carried and the Resolution adopted, this the 22nd day of December 2020.

(S E A L)

ATTEST:

ADOPTED:

CLERK OF COUNCIL

PRESIDENT

The above and foregoing Resolution having been submitted to and approved by the Mayor,
this the 22nd day of December 2020.

ATTEST:

APPROVED:

CITY CLERK

MAYOR

RESOLUTION AND ORDER TO CONDEMN

WHEREAS, upon careful consideration, the City of Hattiesburg, Mississippi (hereinafter “City”), acting by and through the City Council, has determined it to be in the best interests of the citizens of the City to construct and widen streets as a part of the Hall Avenue Overpass Project, located within the City limits; and

WHEREAS, to accomplish this project, the City finds it necessary to acquire for public use certain property belonging to the following landowners or their successors in title and/or other parties interested in said property as is more particularly described above and in the construction plans for said project, which plans are made a part hereof by reference; and

WHEREAS, the appraisal of said property was approved by the City Council on December 22, 2020 and a Fair Market Value Offer in this amount was made, which has not been accepted.

State of Mississippi
Forrest County Parcel No. 2-030M-11-281.00
PPIN 022497

NOW, THEREFORE, LET IT BE KNOWN THAT City does hereby declare said property necessary for public use and orders that it be condemned if an agreement is not reached, and further that the City authorizes and requests that its attorney and/or other necessary professionals institute any and all proceedings necessary to acquire the above-described property for public use.

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The President thereby declared the motion carried and the Resolution adopted, this the 22nd day of December 2020.

(S E A L)

ATTEST:

ADOPTED:

CLERK OF COUNCIL

PRESIDENT

The above and foregoing Resolution having been submitted to and approved by the Mayor,
this the 22nd day of December 2020.

ATTEST:

APPROVED:

CITY CLERK

MAYOR

APPRAISAL OF PROPERTY AT

HALL AVENUE

PIN # 022497

HATTIESBURG, MS

LIGHTSEY & ASSOCIATES

P.O. Box 15489
Hattiesburg, MS 39404
(601) 584-6260

December 1, 2020

Mr. Lamar Rutland
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403

RE: Appraisal of property at Hall Avenue,
Hattiesburg, MS

Dear Mr. Rutland:

In accordance with the your request, I have made an inspection and investigation of the property located on Hall Avenue, Hattiesburg, Mississippi, for the purpose of forming an opinion of the Market Value, in fee simple, as of November 25, 2020, the effective date of the appraisal being the date the subject property was last inspected. The value opinion is both before and after the taking of an 8,760 square foot parcel (.20 acre) in conjunction with the Hall Avenue railroad overpass by the City of Hattiesburg. This is a complete take and there will be no remainder parcel.

Market Value is defined as the most probable price in cash, terms equivalent to cash, or in other precisely revealed terms, for which the property will sell in an open and competitive market under all conditions requisite to a fair sale, with the buyer and seller each acting prudently, knowledgeably, and for self interest, and assuming that neither is under undue duress.

NEIGHBORHOOD DESCRIPTION

The subject area lies to the southeast of downtown Hattiesburg and is located east of Williams Street and the Canadian National Railway right of way. The general area contains a wide age range of properties that range from commercial/retail uses to single-family dwellings and multi-family dwellings. The subject is in relative close proximity to public schools, shopping and employment centers, and medical facilities. The new Hattiesburg Law Enforcement Complex is under construction on Hall Avenue at the southern end of Bay Street. The majority of properties in the area are in excess of fifty years old.

SITE DESCRIPTION

The subject site is located on the northerly side of Hall Avenue, east of Klondyke Street and west of the abandoned ICGRR right of way. It has a frontage of 71.14 feet on Hall Avenue and extends to a depth of 123.17 feet on the westerly side and 123.62 feet on the easterly side. The rear line extends for 70.85 feet. The site is rectangular in shape and contains approximately 8,760 square feet. The site is at or above street grade, and appears to have adequate utility for use a single unit dwelling site. The property does appear to lie in a designated flood area, though this is subject to certification by a professional engineer or surveyor. All public utilities area connected or available to the site. A survey and plat map are included in the addenda of this report in order to assist the reader in visualizing the property. There were no adverse soil or subsoil conditions observed; however, no soil tests have been made as a part of this report. The property is zoned R-1B, Single Unit Residential, by the zoning authorities of the City of Hattiesburg. The City of Hattiesburg intends to take the entire parcel. Following the taking, there will be no remainder parcel.

IMPROVEMENTS DESCRIPTIONS

There are no known improvements on the subject property.

PROPERTY HISTORY

The subject property has been under ownership of Joseph Gabriel Cothen since July 1 2019. He was granted the property by tax deed from the State of Mississippi. Prior to the deed, the State of Mississippi had owned the property since 1991.

TAXES

The taxes for the subject property for 2020 Have not yet been assessed.

HIGHEST AND BEST USE

In order to estimate the Highest and Best Use of the subject, the surrounding property uses as well as the four tests of Highest and Best Use were considered. These are 1)physically possible, 2)legally permissible, 3)financially feasible, and 4)maximally productive. After considering these factors, the Highest and Best Use of the site as vacant is estimated to be for a single unit house site, in both the before condition.

INTENDED USE AND SCOPE OF THE APPRAISAL

This appraisal is intended to assist the client, Mr. Lamar Rutland of the City of Hattiesburg, in forming an opinion of value of the subject property both before and after the taking of a 8,760 square foot parcel by the City for road widening. In preparing this appraisal, the appraiser inspected the subject site; gathered information on comparable land sales and listings, confirmed and analyzed the data and applied the Sales Comparison Approach to value. As only the land was considered in this appraisal, this was the only approach deemed applicable to the subject's valuation.

APPRAISAL PROCESS

In good appraisal practice, three approaches to value are normally used to arrive at a value conclusion for a given property. These approaches are the Sales Comparison Approach, the Cost Approach, and the Income Approach. The Sales Comparison Approach is based on deriving a value indication by comparing properties that have been sold recently to the subject property and adjusting the sales price of the comparables for any basic differences. The Income Approach considers the present value of the future benefits of income and ownership. To estimate the income potential of the subject, comparable rents are obtained and reconciled to the subject, then a deduction is made for anticipated expenses. The resulting net income is then capitalized into value using a rate supported by market data. The Cost Approach provides a value indicator based on the cost to reproduce the improvements less any observed depreciation. The value estimate of the land developed through the Sales Comparison Approach is then added to the depreciated value estimate of the Improvements. As noted above, the appraiser has utilized the Sales Comparison Approach only as the land only is considered in this appraisal report.

LAND SALES

The following vacant land sales were utilized to arrive at opinion of value for the subject site.

LAND SALE NO. 1

Location: Walnut Street, Hattiesburg
Date: 04/07/2016
Price: \$20,000
Size: 18,270 sq ft
Price/SF: \$1.09
Zoning: R-1A, Single Unit Residential
Confirmation: MLS # 103560/Re/Max Real Estate
Comments: Located just south of Southern Avenue on Walnut Street.
Generally level vacant site.

LAND SALE NO. 2

Location: North 24th Avenue., Hattiesburg
Date: 04/07/2017
Price: \$22,000
Size: 36,940 sq ft
Price/SF: \$.60
Zoning: R-1B, Single Unit Residential
Confirmation: MLS # 107417/Coldwell Banker
Comments: Corner of North 24th and Quinn Street.
Vacant site purchased for future development.

LAND SALE NO. 3

Location: South 21st Avenue , Hattiesburg

Date: 06/30/2015

Price: \$10,000

Size: 15,000 sq ft

Price/SF: \$.67

Zoning: R-1A, Single Unit Residential

Confirmation: MLS # 101179/Realty Executives

Comments: Located just south of Hardy Street. Vacant site purchased for future development.

The above lot sales indicate an unadjusted range in value from \$.60 to \$1.09 per square foot. All are in the subject market segment. The subject area is virtually fully developed and there are very few vacant sites that are available for sale. Research of the market found these sales to be the most recent and relevant to the subject's valuation. Sale 1 was given the most reliance due to time and location. After considering time, size, location, topography, the subject's location in a flood zone, and other pertinent factors, the value opinion of the subject site is \$.80 per square foot. Thus the value of the subject is:

BEFORE VALUE

8,760 sf @ \$.80 = \$7,008.00

AFTER VALUE

No remainder

Value Before Taking	\$7,008.00
Value After Taking	\$ -0-
Damages	\$ -0-
Just Compensation Due Owner	\$7,008.00
Rounded	\$7,000.00

I appreciate the opportunity to prepare this appraisal report for you. Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely

Stan Lightsey

Stan Lightsey
RA-16

ADDENDA

APPRAISER'S CERTIFICATION

I certify that, to the best of my knowledge and belief:

- the statements contained in this report are true and correct.**
- the reported analyses, opinions, and conclusions are limited only by the reporting assumptions and limiting conditions and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions.**
- I have no present or prospective interest in the property that is the subject of this report, and I have no personal interest with respect to the parties involved unless otherwise stated.**
- I have no bias with respect to the property that is the subject of this report or to the parties involved with this assignment.**
- my engagement in this assignment was not contingent upon developing or reporting predetermined results.**
- My compensation for completing this assignment is not contingent upon the developing or reporting of a predetermined value or a direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.**
- no one provided significant appraisal assistance to the person signing this appraisal unless otherwise noted.**
- unless otherwise noted, the person signing this report has not performed an appraisal or rendered any other service regarding the subject property in the past three years.**
- The Appraisal Institute conducts a voluntary re-certification process for its designated members. I am currently certified under this program.**

Stan Lightsey

**Stan Lightsey
RA-16**

UNDERLYING ASSUMPTIONS AND LIMITING CONDITIONS

This appraisal is subject to the following limiting conditions:

The legal description furnished is assumed to be correct.

No responsibility is assumed for matters of a legal character nor does the appraiser render any opinion as to title which is assumed to be good. All existing liens and encumbrances have been disregarded unless otherwise noted and the property is appraised as though free and clear and under responsible ownership and competent management.

The appraiser believes to be accurate the information provided by others; but assumes no responsibility for its accuracy.

Possession of this report, or a copy thereof, does not carry with it the right of publication, and neither all nor any part of the contents of this report may be disseminated to the public through media of any type nor may be used for any other purpose other than that specified in the engagement by the client without the previous written consent of the appraiser and client particularly as to the value conclusions, the identity of the appraiser or the firm with which he is employed, or to the SRA designation of The Appraisal Institute.

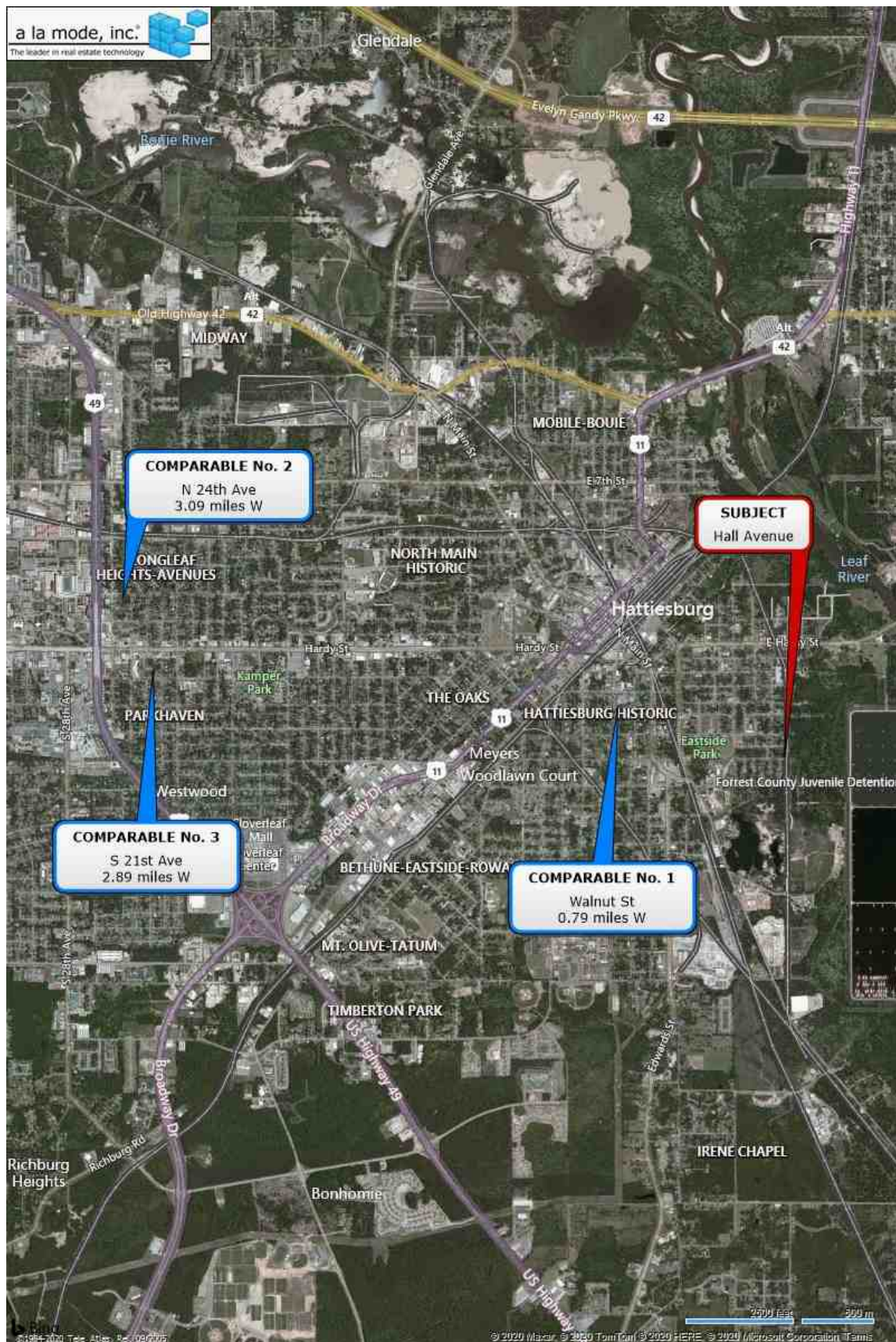
The appraiser will not be required to give testimony or appear in court by reason of this appraisal, with reference to the property in question, unless prior arrangements have been made.

The distribution of the total valuation in this report between land and improvements applies only under the existing program of utilization. The separate valuations for land and improvements must not be used in conjunction with any other appraisal and are invalid if so used.

Unless otherwise stated in this report, the existence of hazardous substances, including but not limited to asbestos, poly-chlorinated biphenyls, petroleum leakage, mold, or agricultural chemicals; which may or may not be present on the property, or other environmental conditions; were not called to the attention of nor did the appraiser become aware of such during the inspection of the property. The appraiser has no knowledge of the existence of such materials on or in the property unless otherwise stated. The appraiser is not an expert in the environmental field and is not qualified to test for such substances or conditions. If the presence of hazardous substances or environmental conditions may affect the value of the property, the value opinion is predicated on the assumption that there is no such condition in or on the property or in such proximity thereto that it would cause a loss in value. No responsibility is assumed for such conditions; nor for any expertise or knowledge required to discover them. The client is advised to retain an expert in the field of environmental impact on real estate if such conditions are suspected.

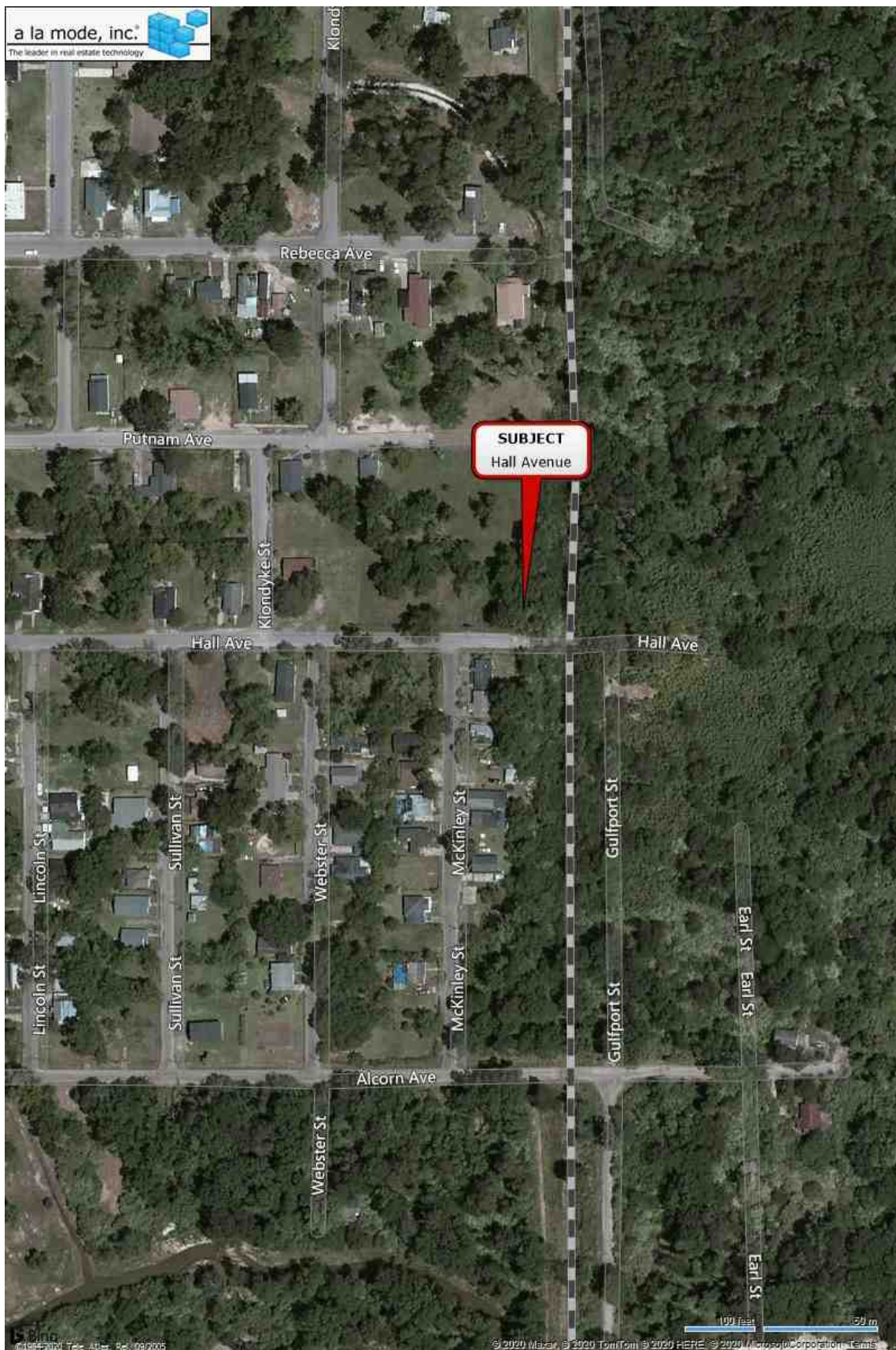
Location Map

Owner	Joseph Gabriel Cothen						
Property Address	Hall Avenue						
City	Hattiesburg	County	Forrest	State	MS	Zip Code	39401
Client	City of Hattiesburg						



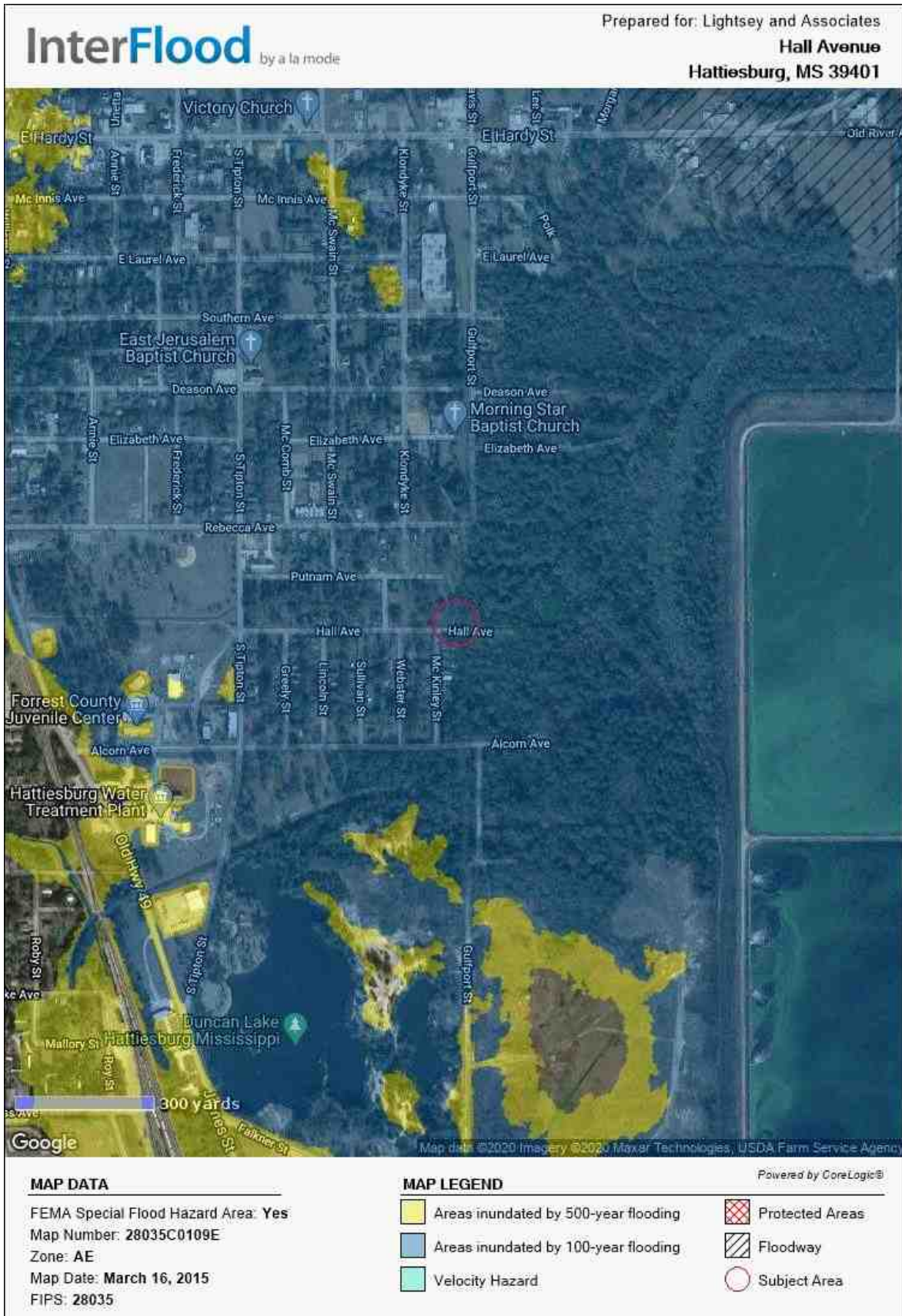
Location Map

Owner	Joseph Gabriel Cothen					
Property Address	Hall Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



Flood Map

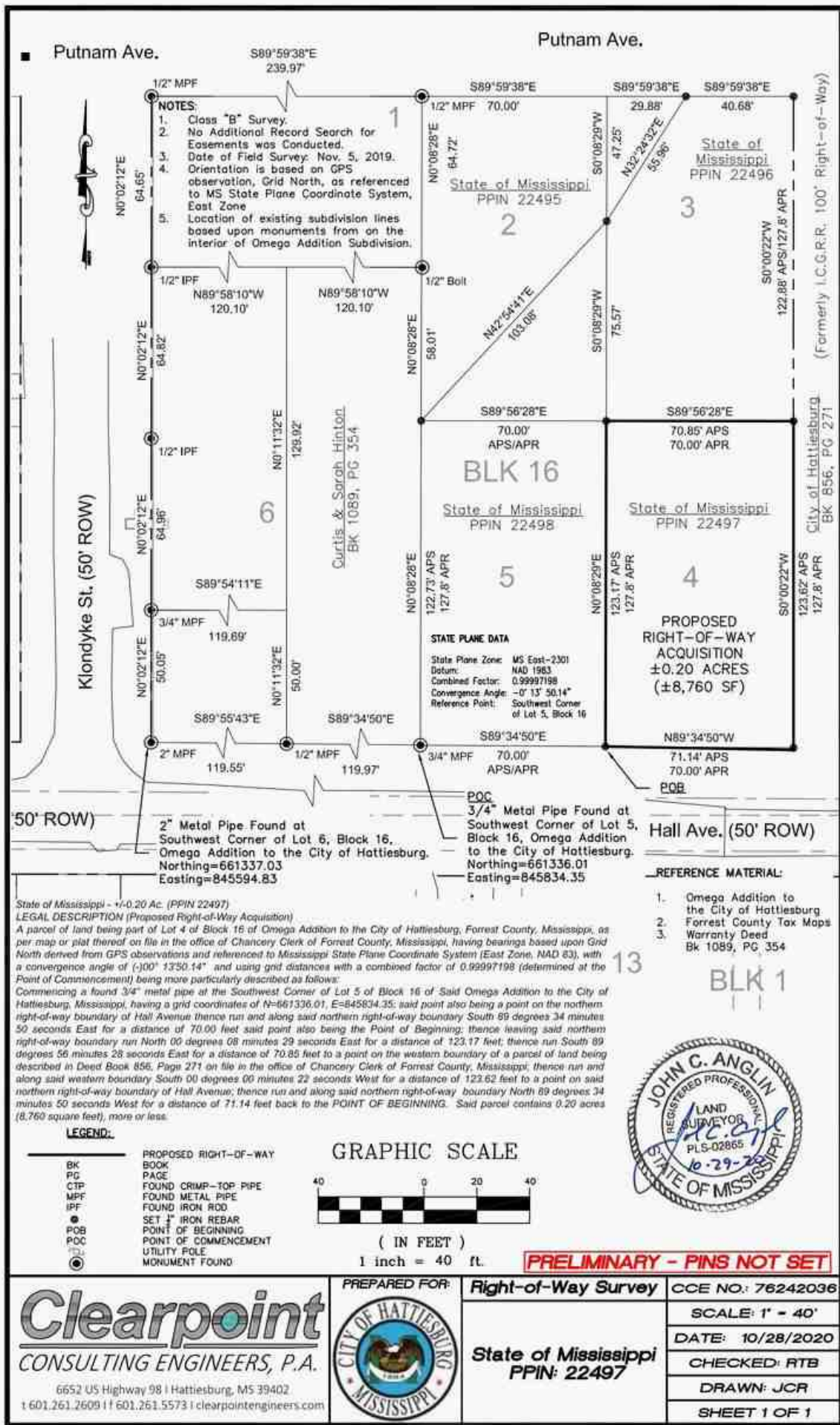
Owner	Joseph Gabriel Cothen					
Property Address	Hall Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



Plat Map



Survey



Tax Data

12/1/2020

Delta Computer Systems

Forrest County Mississippi



Delta Computer Systems, Inc.

Property Appraisal Link

FORREST COUNTY, MS

Current Date 12/ 1/2020

Tax Year 2019

APPRaisal INQUIRY
PARCEL 2-030M-11-281.00 **ALT PARCEL NUMBER** 243 -0696-016-005.00
PPIN 022497 **SKETCH** 1
OWNER NAME STATE OF MISSISSIPPI
PROPERTY ADDRESS HALL AVENUE
PROPERTY IS VACANT (Y/N) Y
FIELD WORK BY CH DATE: 1/ 1/1982
CLASSSED BY CH DATE: 1/ 1/1982
REVIEWED BY SB DATE: 3/20/2009
REALTOR CODE

LEGAL DESCRIPTION
1 LOT 4 BLK 16
2 BK 625 PG 107 11/15/1989
3 PREV #:H0696-16-005
4 TAX DEED 663/222 12/91
5 TAX DEED 663/608 12/91

Block 016 Section 10 Township 04N Range 13W

LOT INFORMATION
LOT CODE 0696 **LOT SIZE** 70.0 X 128 **LOT VALUE** 1660

CODE	FRONT FT	DEPTH	PRICE	DEPTH TABLE	DEPTH %	ADJ. %	DESCRIPTION	ADJ PRICE	APPRAISED	CLASS
0696	70.00	128	25.00	9	.95	1.00		23.75	1660	1

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*** NO ACREAGE INFO ***

ACREAGE VALUE **OVERALL VALUE** 1660
LAND USE CODE CLASS 1 9110 VACANT LAND SUITABLE FOR
LAND USE CODE CLASS 2 9110 VACANT LAND SUITABLE FOR

BUILDING DESCRIPTIONS
NUMBER CODE BUILDING DESCRIPTION VALUE ELIGIBLE CLASS 1
*** NO BUILDING INFO ***

TOTAL PARCEL VALUE 1660



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Photograph Addendum

Owner	Joseph Gabriel Cothen					
Property Address	Hall Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



View of Hall Avenue

Photograph Addendum

Owner	Joseph Gabriel Cothen					
Property Address	Hall Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Adopt a Resolution declaring a portion of property identified as Forrest County Parcel No. 2-030M-11-280.00 (PPIN 022498) necessary for public use and authorizing any and all proceedings necessary to acquire the aforementioned property pursuant to *Miss. Code Ann. 21-37-47*, as amended.
File Number: 2020-945
Minute Book #

Summary

Adopt a Resolution declaring a portion of property identified as Forrest County Parcel No. 2-030M-11-280.00 (PPIN 022498) necessary for public use and authorizing any and all proceedings necessary to acquire the aforementioned property pursuant to *Miss. Code Ann. 21-37-47*, as amended.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

RESOLUTION AND ORDER TO CONDEMN

WHEREAS, upon careful consideration, the City of Hattiesburg, Mississippi (hereinafter “City”), acting by and through the City Council, has determined it to be in the best interests of the citizens of the City to construct and widen streets as a part of the Hall Avenue Overpass Project, located within the City limits; and

WHEREAS, to accomplish this project, the City finds it necessary to acquire for public use certain property belonging to the following landowners or their successors in title and/or other parties interested in said property as is more particularly described above and in the construction plans for said project, which plans are made a part hereof by reference; and

WHEREAS, the appraisal of said property was approved by the City Council on December 22, 2020 and a Fair Market Value Offer in this amount was made, which has not been accepted.

State of Mississippi
Forrest County Parcel No. 2-030M-11-280.00
PPIN 022498

NOW, THEREFORE, LET IT BE KNOWN THAT City does hereby declare said property necessary for public use and orders that it be condemned if an agreement is not reached, and further that the City authorizes and requests that its attorney and/or other necessary professionals institute any and all proceedings necessary to acquire the above-described property for public use.

In support of this Resolution and Order to Condemn, the City acknowledges and declares its eligibility to obtain the necessary right of way through eminent domain by virtue of the authority granted it in *Miss. Code Ann.* § 21-37-47, as amended.

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

YEAS:

NAYS:

The President thereby declared the motion carried and the Resolution adopted, this the 22nd day of December 2020.

(S E A L)

ATTEST:

ADOPTED:

CLERK OF COUNCIL

PRESIDENT

The above and foregoing Resolution having been submitted to and approved by the Mayor,
this the 22nd day of December 2020.

ATTEST:

APPROVED:

CITY CLERK

MAYOR

RESOLUTION AND ORDER TO CONDEMN

WHEREAS, upon careful consideration, the City of Hattiesburg, Mississippi (hereinafter “City”), acting by and through the City Council, has determined it to be in the best interests of the citizens of the City to construct and widen streets as a part of the Hall Avenue Overpass Project, located within the City limits; and

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(S E A L)

ATTEST:

ADOPTED:

CLERK OF COUNCIL

PRESIDENT

The above and foregoing Resolution having been submitted to and approved by the Mayor,
this the 22nd day of December 2020.

ATTEST:

APPROVED:

CITY CLERK

MAYOR

APPRAISAL OF PROPERTY AT

HALL AVENUE

PIN # 022498

HATTIESBURG, MS

LIGHTSEY & ASSOCIATES

P.O. Box 15489
Hattiesburg, MS 39404
(601) 584-6260

December 2, 2020

Mr. Lamar Rutland
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403

RE: Appraisal of property at Hall Avenue,
Hattiesburg, MS

Dear Mr. Rutland:

In accordance with the your request, I have made an inspection and investigation of the property located on Hall Avenue, Hattiesburg, Mississippi, for the purpose of forming an opinion of the Market Value, in fee simple, as of November 25, 2020, the effective date of the appraisal being the date the subject property was last inspected. The value opinion is both before and after the taking of an 8,606 square foot parcel (.20 acre) in conjunction with the Hall Avenue railroad overpass by the City of Hattiesburg. This is a complete take and there will be no remainder parcel.

Market Value is defined as the most probable price in cash, terms equivalent to cash, or in other precisely revealed terms, for which the property will sell in an open and competitive market under all conditions requisite to a fair sale, with the buyer and seller each acting prudently, knowledgeably, and for self interest, and assuming that neither is under undue duress.

NEIGHBORHOOD DESCRIPTION

The subject area lies to the southeast of downtown Hattiesburg and is located east of Williams Street and the Canadian National Railway right of way. The general area contains a wide age range of properties that range from commercial/retail uses to single-family dwellings and multi-family dwellings. The subject is in relative close proximity to public schools, shopping and employment centers, and medical facilities. The new Hattiesburg Law Enforcement Complex is under construction on Hall Avenue at the southern end of Bay Street. The majority of properties in the area are in excess of fifty years old.

SITE DESCRIPTION

The subject site is located on the northerly side of Hall Avenue, east of Klondyke Street and west of the abandoned ICGRR right of way. It has a frontage of 70 feet on Hall Avenue and extends to a depth of 122.73 feet on the westerly side and 123.17 feet on the easterly side. The rear line extends for 70 feet. The site is rectangular in shape and contains approximately 8,606 square feet. The site is at or above street grade, and appears to have adequate utility for use a single unit dwelling site. The property does appear to lie in a designated flood area, though this is subject to certification by a professional engineer or surveyor. All public utilities area connected or available to the site. A survey and plat map are included in the addenda of this report in order to assist the reader in visualizing the property. There were no adverse soil or subsoil conditions observed; however, no soil tests have been made as a part of this report. The property is zoned R-1B, Single Unit Residential, by the zoning authorities of the City of Hattiesburg. The City of Hattiesburg intends to take the entire parcel. Following the taking, there will be no remainder parcel.

IMPROVEMENTS DESCRIPTIONS

There are no known improvements on the subject property.

PROPERTY HISTORY

The subject property has been under ownership of Joseph Gabriel Cothen since July 1 2019. He was granted the property by tax deed from the State of Mississippi. Prior to the deed, the State of Mississippi had owned the property since 1991.

TAXES

The taxes for the subject property for 2020 have not yet been assessed.

HIGHEST AND BEST USE

In order to estimate the Highest and Best Use of the subject, the surrounding property uses as well as the four tests of Highest and Best Use were considered. These are 1)physically possible, 2)legally permissible, 3)financially feasible, and 4)maximally productive. After considering these factors, the Highest and Best Use of the site as vacant is estimated to be for a single unit house site, in both the before condition.

INTENDED USE AND SCOPE OF THE APPRAISAL

This appraisal is intended to assist the client, Mr. Lamar Rutland of the City of Hattiesburg, in forming an opinion of value of the subject property both before and after the taking of an 8,606 square foot parcel by the City for road widening. In preparing this appraisal, the appraiser inspected the subject site; gathered information on comparable land sales and listings, confirmed and analyzed the data and applied the Sales Comparison Approach to value. As only the land was considered in this appraisal, this was the only approach deemed applicable to the subject's valuation.

APPRAISAL PROCESS

In good appraisal practice, three approaches to value are normally used to arrive at a value conclusion for a given property. These approaches are the Sales Comparison Approach, the Cost Approach, and the Income Approach. The Sales Comparison Approach is based on deriving a value indication by comparing properties that have been sold recently to the subject property and adjusting the sales price of the comparables for any basic differences. The Income Approach considers the present value of the future benefits of income and ownership. To estimate the income potential of the subject, comparable rents are obtained and reconciled to the subject, then a deduction is made for anticipated expenses. The resulting net income is then capitalized into value using a rate supported by market data. The Cost Approach provides a value indicator based on the cost to reproduce the improvements less any observed depreciation. The value estimate of the land developed through the Sales Comparison Approach is then added to the depreciated value estimate of the Improvements. As noted above, the appraiser has utilized the Sales Comparison Approach only as the land only is considered in this appraisal report.

LAND SALES

The following vacant land sales were utilized to arrive at opinion of value for the subject site.

LAND SALE NO. 1

Location: Walnut Street, Hattiesburg
Date: 04/07/2016
Price: \$20,000
Size: 18,270 sq ft
Price/SF: \$1.09
Zoning: R-1A, Single Unit Residential
Confirmation: MLS # 103560/Re/Max Real Estate
Comments: Located just south of Southern Avenue on Walnut Street.
Generally level vacant site.

LAND SALE NO. 2

Location: North 24th Avenue., Hattiesburg
Date: 04/07/2017
Price: \$22,000
Size: 36,940 sq ft
Price/SF: \$.60
Zoning: R-1B, Single Unit Residential
Confirmation: MLS # 107417/Coldwell Banker
Comments: Corner of North 24th and Quinn Street.
Vacant site purchased for future development.

LAND SALE NO. 3

Location: South 21st Avenue , Hattiesburg

Date: 06/30/2015

Price: \$10,000

Size: 15,000 sq ft

Price/SF: \$.67

Zoning: R-1A, Single Unit Residential

Confirmation: MLS # 101179/Realty Executives

Comments: Located just south of Hardy Street. Vacant site purchased for future development.

The above lot sales indicate an unadjusted range in value from \$.60 to \$1.09 per square foot. All are in the subject market segment. The subject area is virtually fully developed and there are very few vacant sites that are available for sale. Research of the market found these sales to be the most recent and relevant to the subject's valuation. Sale 1 was given the most reliance due to time and location. After considering time, size, location, topography, the subject's location in a flood zone, and other pertinent factors, the value opinion of the subject site is \$.80 per square foot. Thus the value of the subject is:

BEFORE VALUE

8,606 sf @ \$.80 = \$6,884.00

AFTER VALUE

No remainder

Value Before Taking	\$6,884.00
Value After Taking	\$ -0-
Damages	\$ -0-
Just Compensation Due Owner	\$6,884.00
Rounded	\$6,900.00

I appreciate the opportunity to prepare this appraisal report for you. Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely

Stan Lightsey

Stan Lightsey
RA-16

ADDENDA

APPRAISER'S CERTIFICATION

I certify that, to the best of my knowledge and belief:

- the statements contained in this report are true and correct.**
- the reported analyses, opinions, and conclusions are limited only by the reporting assumptions and limiting conditions and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions.**
- I have no present or prospective interest in the property that is the subject of this report, and I have no personal interest with respect to the parties involved unless otherwise stated.**
- I have no bias with respect to the property that is the subject of this report or to the parties involved with this assignment.**
- my engagement in this assignment was not contingent upon developing or reporting predetermined results.**
- My compensation for completing this assignment is not contingent upon the developing or reporting of a predetermined value or a direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.**
- no one provided significant appraisal assistance to the person signing this appraisal unless otherwise noted.**
- unless otherwise noted, the person signing this report has not performed an appraisal or rendered any other service regarding the subject property in the past three years.**
- The Appraisal Institute conducts a voluntary re-certification process for its designated members. I am currently certified under this program.**

Stan Lightsey

**Stan Lightsey
RA-16**

UNDERLYING ASSUMPTIONS AND LIMITING CONDITIONS

This appraisal is subject to the following limiting conditions:

The legal description furnished is assumed to be correct.

No responsibility is assumed for matters of a legal character nor does the appraiser render any opinion as to title which is assumed to be good. All existing liens and encumbrances have been disregarded unless otherwise noted and the property is appraised as though free and clear and under responsible ownership and competent management.

The appraiser believes to be accurate the information provided by others; but assumes no responsibility for its accuracy.

Possession of this report, or a copy thereof, does not carry with it the right of publication, and neither all nor any part of the contents of this report may be disseminated to the public through media of any type nor may be used for any other purpose other than that specified in the engagement by the client without the previous written consent of the appraiser and client particularly as to the value conclusions, the identity of the appraiser or the firm with which he is employed, or to the SRA designation of The Appraisal Institute.

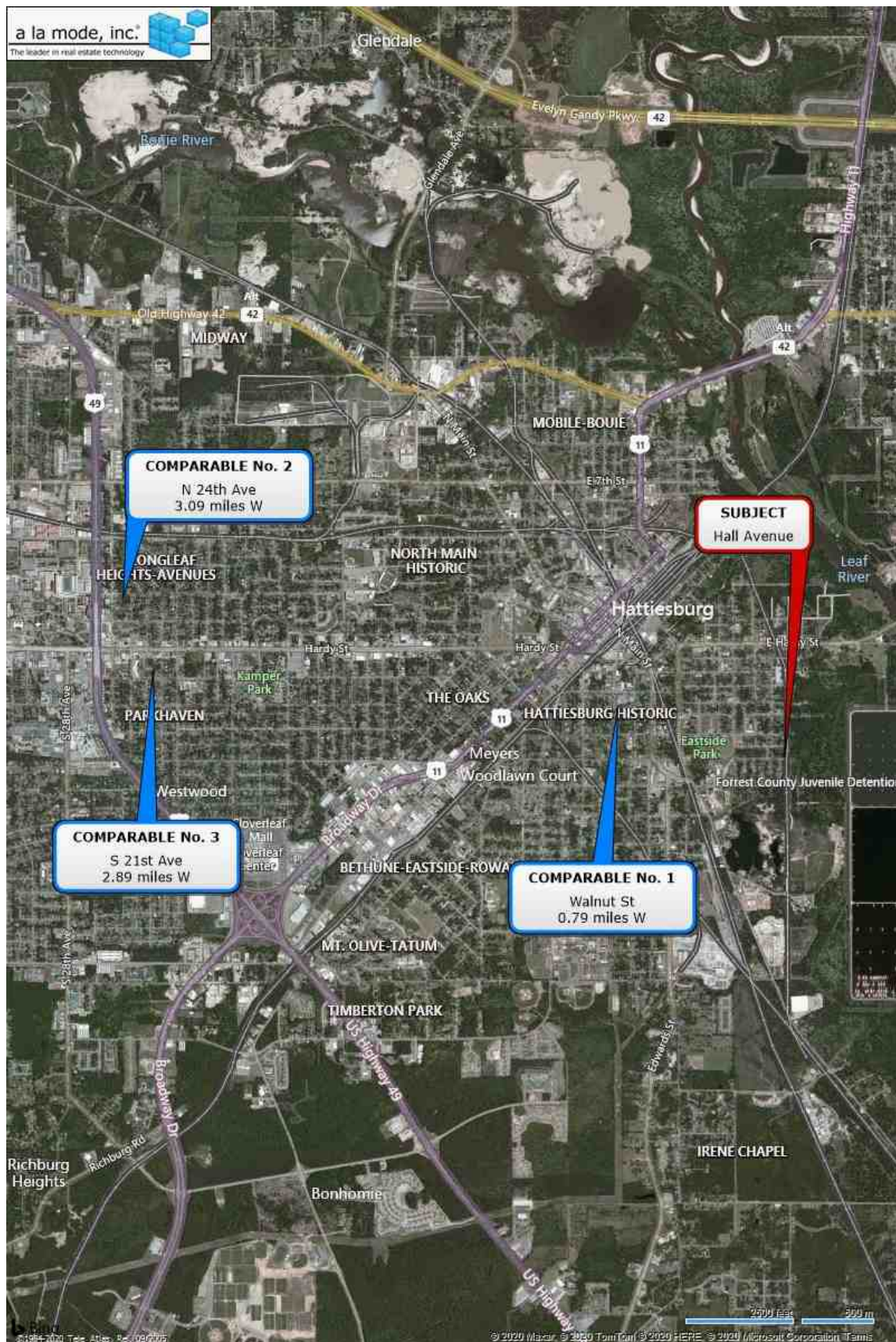
The appraiser will not be required to give testimony or appear in court by reason of this appraisal, with reference to the property in question, unless prior arrangements have been made.

The distribution of the total valuation in this report between land and improvements applies only under the existing program of utilization. The separate valuations for land and improvements must not be used in conjunction with any other appraisal and are invalid if so used.

Unless otherwise stated in this report, the existence of hazardous substances, including but not limited to asbestos, poly-chlorinated biphenyls, petroleum leakage, mold, or agricultural chemicals; which may or may not be present on the property, or other environmental conditions; were not called to the attention of nor did the appraiser become aware of such during the inspection of the property. The appraiser has no knowledge of the existence of such materials on or in the property unless otherwise stated. The appraiser is not an expert in the environmental field and is not qualified to test for such substances or conditions. If the presence of hazardous substances or environmental conditions may affect the value of the property, the value opinion is predicated on the assumption that there is no such condition in or on the property or in such proximity thereto that it would cause a loss in value. No responsibility is assumed for such conditions; nor for any expertise or knowledge required to discover them. The client is advised to retain an expert in the field of environmental impact on real estate if such conditions are suspected.

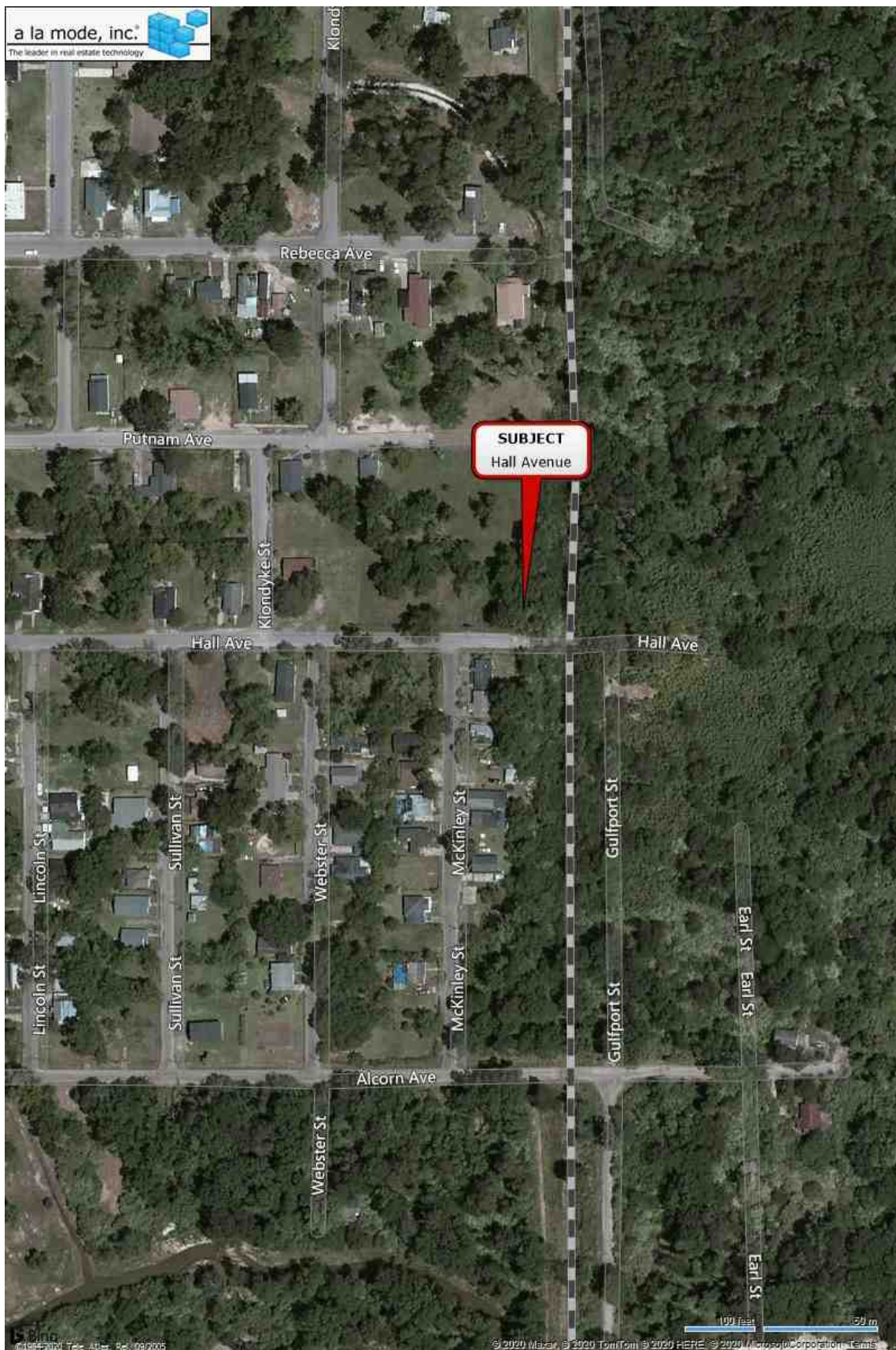
Location Map

Owner	Joseph Gabriel Cothen						
Property Address	Hall Avenue						
City	Hattiesburg	County	Forrest	State	MS	Zip Code	39401
Client	City of Hattiesburg						



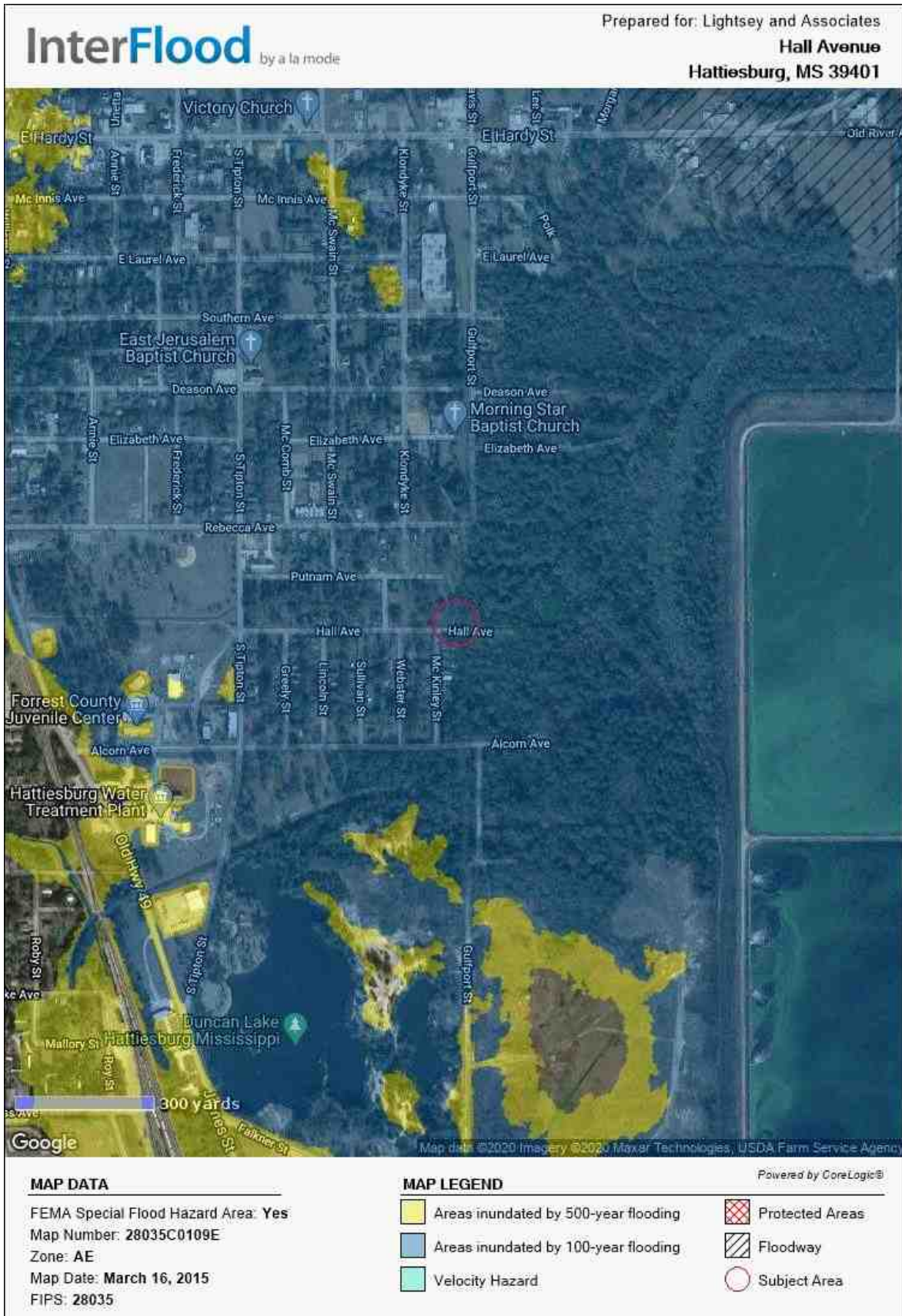
Location Map

Owner	Joseph Gabriel Cothen					
Property Address	Hall Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					

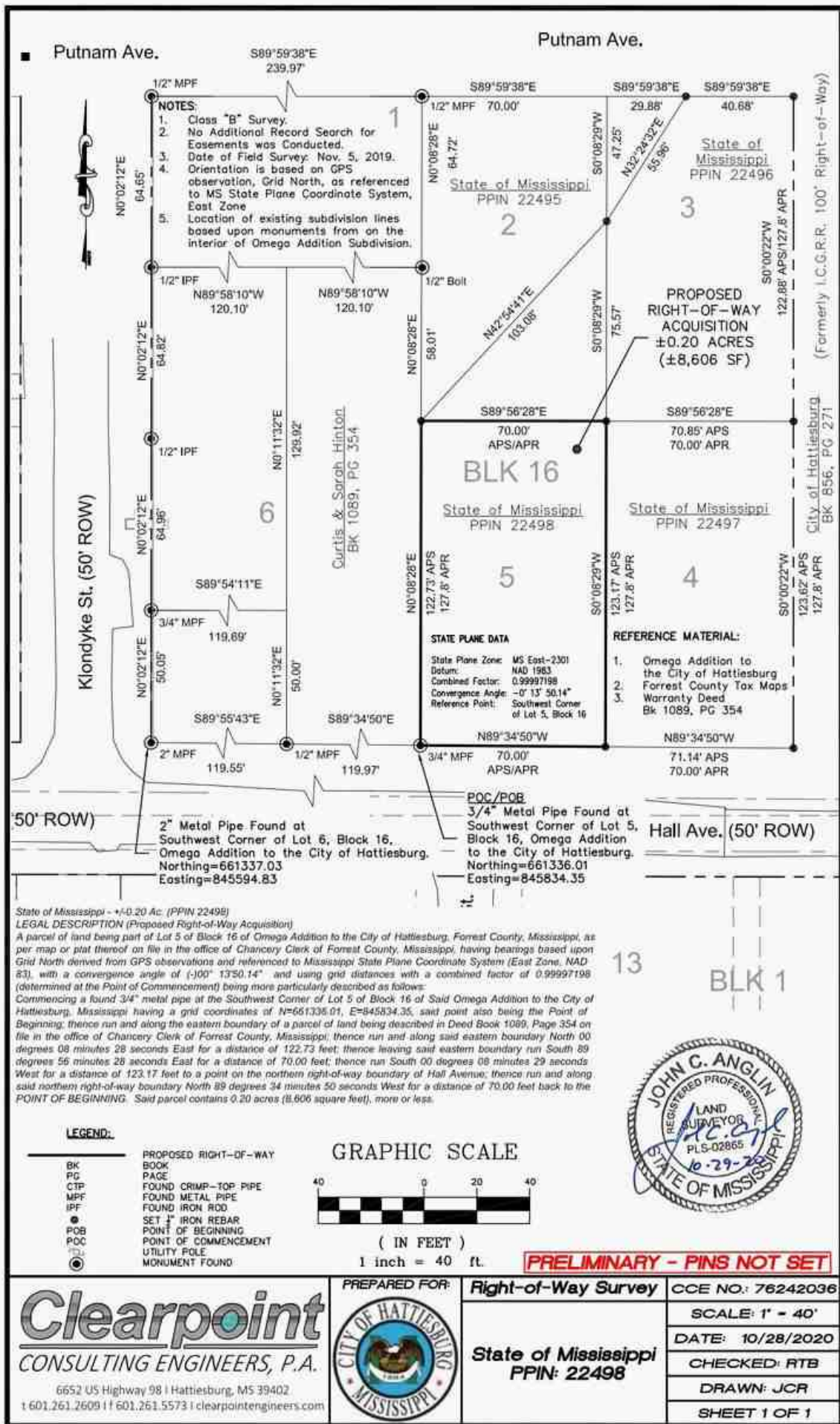


Flood Map

Owner	Joseph Gabriel Cothen					
Property Address	Hall Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



Survey



Plat Map



12/2/2020

Delta Computer Systems

Forrest County Mississippi



Delta Computer Systems, Inc.

Property Appraisal Link

FORREST COUNTY, MS

Current Date 12/ 2/2020

Tax Year 2019

APPRaisal INQUIRY
PARCEL 2-030M-11-280.00 **ALT PARCEL NUMBER** 243 -0696-016-006.00
PPIN 022498 **SKETCH** 1
OWNER NAME STATE OF MISSISSIPPI
P O BOX 892
CLEVELAND MS38732
PROPERTY ADDRESS 1412 HALL AVENUE
PROPERTY IS VACANT (Y/N) N
FIELD WORK BY CH DATE: 1/ 1/1982
CLASS BY CH DATE: 1/ 1/1982
REVIEWED BY SB DATE: 3/20/2009
REALTOR CODE

LEGAL DESCRIPTION
1 LOT 5 BLK 16 B553-P102 4/85
2 PREV #:H0696-16-006
Block 016 Section 10 Township 04N Range 13W

LOT INFORMATION
LOT CODE 0696 **LOT SIZE** 70.0 X 128 **LOT VALUE** 1660

CODE	FRONT FT	DEPTH	PRICE	DEPTH TABLE	DEPTH %	ADJ. %	DESCRIPTION	ADJ PRICE	APPRAISED	CLASS
0696	70.00	128	25.00	9	.95	1.00		23.75	1660	1

ACRE INFORMATION
ACRES TYPE QUAL CLASS PRICE CODE UNCULTIVATED CODE PRICE ADJ. % DESCRIPTION APPRAISED MARKET
*** NO ACREAGE INFO ***

ACREAGE VALUE **OVERALL VALUE** 1660
LAND USE CODE CLASS 1 1110 ONE FAMILY UNIT
LAND USE CODE CLASS 2 1110 ONE FAMILY UNIT

BUILDING DESCRIPTIONS
NUMBER CODE BUILDING DESCRIPTION VALUE ELIGIBLE CLASS 1
*** NO BUILDING INFO ***

TOTAL PARCEL VALUE 1660



View Tax

Back

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[Privacy Policy](#) | [Terms of Use](#) | [Contact Us](#) | [Help](#)

Photograph Addendum

Owner	Joseph Gabriel Cothen					
Property Address	Hall Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



View of Hall Avenue

Photograph Addendum

Owner	Joseph Gabriel Cothen					
Property Address	Hall Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Approve Lighting Agreement with Mississippi Power Company for additional lighting at 314 Herrin Street for a monthly cost increase of \$10.61, and authorize the Mayor to execute the same.
File Number: 2020-902
Minute Book #

Summary

Approve Lighting Agreement with Mississippi Power Company for additional lighting at 314 Herrin Street for a monthly cost increase of \$10.61, and authorize the Mayor to execute the same.

Recommendation Statement

I am recommending approval of lighting agreement for 314 Herrin Street.

Please place this on the December 22, 2020 City Council meeting for consideration.

DATE: 12/7/20

RE: STREET LIGHT REQUEST AND AUTHORIZATION LETTER

FROM: CITY/TOWN OF Hattiesburg PHONE: _____

AUTHORIZED SIGNATURE _____ DATE: _____

DEVELOPER NAME _____ ACCOUNT # 59841-82000

DEVELOPER SIGNATURE _____ DATE: _____

DATE GOVERNMENTAL AUTHORITY TO TAKE OWNERSHIP OF PAYMENT: _____

Attach a plat for development.

TO: MISSISSIPPI POWER COMPANY, ATTN. :(MPC LIGHTING SERVICES) P.O. Box 4079,

Gulfport, MS 39502 or Email: (G2MPCLSVC@southernco.com)

DATE MAIL/EMAIL RECEIVED _____

INSTRUCTIONS: INSTALL STREET LIGHTS AS NOTED IN THE SCHEDULE BELOW. CONSIDER THIS YOUR AUTHORIZATION TO BILL THE NEW LIGHTS UNDER THE TERMS OF THE CURRENTLY APPLICABLE STREET LIGHT RATE (SL) AS APPROVED BY THE MISSISSIPPI PUBLIC SERVICE COMMISSION.

PLEASE TAKE NOTICE: By and through Developer's request and execution hereof, Developer acknowledges and agrees that any electric lighting service for outdoor lighting is subject to MPC's Rules Governing Electric Service and MPC's Outdoor Lighting Electric Rate Schedule (OL). Developer understands and agrees that OL provides for a three (3) year minimum term for lighting (other than special lighting) and Developer shall be liable to MPC for all service under the rate schedule until termination, provided however that Developer shall, in no event, be excused from liability for service during the applicable minimum term. MPC shall be entitled to pursue any and all available legal remedies in the event Developer, or Developer's successors or assigns, fails to make any and all payments as and when due during the term of service.

TYPE LIGHT	NUMBER TO INSTALL (I) NUMBER TO REMOVE (R)	LOCATION AND COMMENTS
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COBRA HEAD FIXTURES

100 WATT HPS	_____	_____
150 WATT HPS	_____	_____
250 WATT HPS	_____	_____
400 WATT HPS	_____	_____
1000 WATT HPS	_____	_____
350 WATT MH	_____	_____

LED FIXTURES

90 WATT LED	IN: 1	314 Herrin St Monthly Increase \$10.61
110 WATT LED	_____	_____
190 WATT LED	_____	_____
280 WATT LED	_____	_____

OTHER FIXTURES

_____	_____	_____
_____	_____	_____
_____	_____	_____

NOTE: FOR NON ROUTINE INSTALLATIONS REQUIRING POLES, UNDERGROUND WIRING OR OTHER SPECIAL CONDITIONS PLEASE CONTACT YOUR MARKET SPECIALIST AND SPECIFIC CONTRACTS WILL BE PREPARED.

PLEASE MAIL OR EMAIL THIS FULLY COMPLETED FORM TO MPC'S LIGHTING SERVICES DEPT.

AND WE WILL INSTALL THE LIGHTING INSTALLATIONS THAT YOU REQUEST. YOU MAY ALSO USE THIS FORM TO REPORT LIGHTS NOT BURNING BY LISTING THE ESTIMATED SIZE AND LOCATION ON THE FORM AND FAXING TO US.



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Approve Lighting Agreement with Mississippi Power Company for additional lighting at the Ben McNair Center and Sigler Center Parking Lot and Streets for a monthly cost increase of \$23.51, and authorize Mayor to execute the same.
File Number: 2020-906
Minute Book #

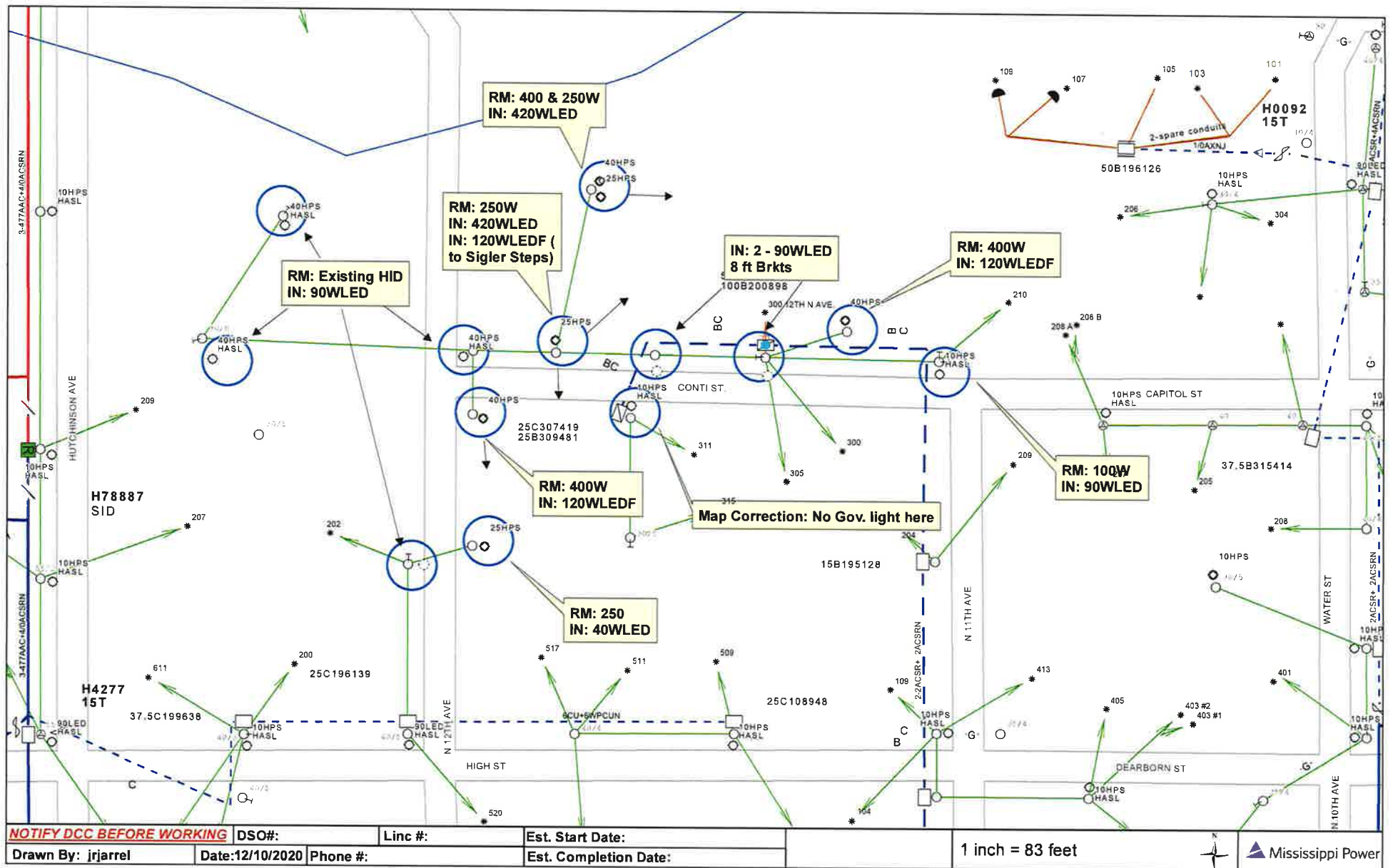
Summary

Approve Lighting Agreement with Mississippi Power Company for additional lighting at the Ben McNair Center and Sigler Center Parking Lot and Streets for a monthly cost increase of \$23.51, and authorize Mayor to execute the same.

Recommendation Statement

I am recommending approval of lighting agreement.

Please place this on the December 22, 2020 City Council meeting for consideration.



DATE: 12/10/20

RE: STREET LIGHT REQUEST AND AUTHORIZATION LETTER

FROM: CITY/TOWN OF Hattiesburg PHONE: _____

AUTHORIZED SIGNATURE _____ DATE: _____

DEVELOPER NAME _____ ACCOUNT # 59841-82000

DEVELOPER SIGNATURE _____ DATE: _____

DATE GOVERNMENTAL AUTHORITY TO TAKE OWNERSHIP OF PAYMENT: _____

Attach a plat for development.

TO: MISSISSIPPI POWER COMPANY, ATTN. : (MPC LIGHTING SERVICES) P.O. Box 4079,

Gulfport, MS 39502 or Email: (G2MPCLSV@southernco.com)

DATE MAIL/EMAIL RECEIVED _____

INSTRUCTIONS: INSTALL STREET LIGHTS AS NOTED IN THE SCHEDULE BELOW. CONSIDER THIS YOUR AUTHORIZATION TO BILL THE NEW LIGHTS UNDER THE TERMS OF THE CURRENTLY APPLICABLE STREET LIGHT RATE (SL) AS APPROVED BY THE MISSISSIPPI PUBLIC SERVICE COMMISSION.

PLEASE TAKE NOTICE: By and through Developer's request and execution hereof, Developer acknowledges and agrees that any electric lighting service for outdoor lighting is subject to MPC's Rules Governing Electric Service and MPC's Outdoor Lighting Electric Rate Schedule (OL). Developer understands and agrees that OL provides for a three (3) year minimum term for lighting (other than special lighting) and Developer shall be liable to MPC for all service under the rate schedule until termination, provided however that Developer shall, in no event, be excused from liability for service during the applicable minimum term. MPC shall be entitled to pursue any and all available legal remedies in the event Developer, or Developer's successors or assigns, fails to make any and all payments as and when due during the term of service.

TYPE LIGHT	NUMBER TO INSTALL (I) NUMBER TO REMOVE (R)	LOCATION AND COMMENTS
COBRA HEAD FIXTURES		
100 WATT HPS	RM: 1	
150 WATT HPS		
250 WATT HPS	Rm: 3	
400 WATT HPS	RM: 6	
1000 WATT HPS		
350 WATT MH		
LED FIXTURES		
90 WATT LED	IN: 7	
110 WATT LED		
190 WATT LED		
280 WATT LED		
OTHER FIXTURES		
40WLED	IN: 1	Ben McNair Center and Sigler Center Parking Lot & Streets
120WLEDF	IN: 3	Monthly Increase \$23.51
420WLEDF	IN: 2	

NOTE: FOR NON ROUTINE INSTALLATIONS REQUIRING POLES, UNDERGROUND WIRING OR OTHER SPECIAL CONDITIONS PLEASE CONTACT YOUR MARKET SPECIALIST AND SPECIFIC CONTRACTS WILL BE PREPARED.

PLEASE MAIL OR EMAIL THIS FULLY COMPLETED FORM TO MPC'S LIGHTING SERVICES DEPT. AND WE WILL INSTALL THE LIGHTING INSTALLATIONS THAT YOU REQUEST. YOU MAY ALSO USE THIS FORM TO REPORT LIGHTS NOT BURNING BY LISTING THE ESTIMATED SIZE AND LOCATION ON THE FORM AND FAXING TO US.



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Approve Lighting Agreement with Mississippi Power Company for additional lighting in alley behind 208 S 15th Avenue for a monthly cost increase of \$36.22, and authorize Mayor to execute the same.
File Number: 2020-908
Minute Book #

Summary

Approve Lighting Agreement with Mississippi Power Company for additional lighting in alley behind 208 S 15th Avenue for a monthly cost increase of \$36.22, and authorize Mayor to execute the same.

Recommendation Statement

I am recommending approval of lighting agreement.

Please place this on the December 22, 2020 City Council meeting for consideration.

DATE: 12/9/20

RE: STREET LIGHT REQUEST AND AUTHORIZATION LETTER

FROM: CITY/TOWN OF Hattiesburg PHONE: _____

AUTHORIZED SIGNATURE _____ DATE: _____

DEVELOPER NAME _____ ACCOUNT # 59841-82000

DEVELOPER SIGNATURE _____ DATE: _____

DATE GOVERNMENTAL AUTHORITY TO TAKE OWNERSHIP OF PAYMENT: _____

Attach a plat for development.

TO: MISSISSIPPI POWER COMPANY, ATTN. :(MPC LIGHTING SERVICES) P.O. Box 4079,

Gulfport, MS 39502 or Email: (G2MPCLSVC@southernco.com)

DATE MAIL/EMAIL RECEIVED _____

INSTRUCTIONS: INSTALL STREET LIGHTS AS NOTED IN THE SCHEDULE BELOW. CONSIDER THIS YOUR AUTHORIZATION TO BILL THE NEW LIGHTS UNDER THE TERMS OF THE CURRENTLY APPLICABLE STREET LIGHT RATE (SL) AS APPROVED BY THE MISSISSIPPI PUBLIC SERVICE COMMISSION.

PLEASE TAKE NOTICE: By and through Developer's request and execution hereof, Developer acknowledges and agrees that any electric lighting service for outdoor lighting is subject to MPC's Rules Governing Electric Service and MPC's Outdoor Lighting Electric Rate Schedule (OL). Developer understands and agrees that OL provides for a three (3) year minimum term for lighting (other than special lighting) and Developer shall be liable to MPC for all service under the rate schedule until termination, provided however that Developer shall, in no event, be excused from liability for service during the applicable minimum term. MPC shall be entitled to pursue any and all available legal remedies in the event Developer, or Developer's successors or assigns, fails to make any and all payments as and when due during the term of service.

TYPE LIGHT	NUMBER TO INSTALL (I) NUMBER TO REMOVE (R)	LOCATION AND COMMENTS
COBRA HEAD FIXTURES		
100 WATT HPS	_____	_____
150 WATT HPS	_____	_____
250 WATT HPS	_____	_____
400 WATT HPS	_____	_____
1000 WATT HPS	_____	_____
350 WATT MH	_____	_____
LED FIXTURES		
90 WATT LED	In: 2 _____	_____
110 WATT LED	_____	_____
190 WATT LED	_____	_____
280 WATT LED	_____	_____
OTHER FIXTURES		
<u>Wood Pole</u>	In: 2 _____	<u>Alley east of S 15th 200 block. One light exist on alley now.</u>
_____	_____	<u>Monthly increase \$36.22</u>
_____	_____	_____

NOTE: FOR NON ROUTINE INSTALLATIONS REQUIRING POLES, UNDERGROUND WIRING OR OTHER SPECIAL CONDITIONS PLEASE CONTACT YOUR MARKET SPECIALIST AND SPECIFIC CONTRACTS WILL BE PREPARED.

PLEASE MAIL OR EMAIL THIS FULLY COMPLETED FORM TO MPC'S LIGHTING SERVICES DEPT.

AND WE WILL INSTALL THE LIGHTING INSTALLATIONS THAT YOU REQUEST. YOU MAY ALSO USE THIS FORM TO REPORT LIGHTS NOT BURNING BY LISTING THE ESTIMATED SIZE AND LOCATION ON THE FORM AND FAXING TO US.

DATE: 12/7/20

RE: STREET LIGHT REQUEST AND AUTHORIZATION LETTER

FROM: CITY/TOWN OF Hattiesburg PHONE: _____

AUTHORIZED SIGNATURE _____ DATE: _____

DEVELOPER NAME _____ ACCOUNT # 59841-82000

DEVELOPER SIGNATURE _____ DATE: _____

DATE GOVERNMENTAL AUTHORITY TO TAKE OWNERSHIP OF PAYMENT: _____

Attach a plat for development.

TO: MISSISSIPPI POWER COMPANY, ATTN. :(MPC LIGHTING SERVICES) P.O. Box 4079,

Gulfport, MS 39502 or Email: (G2MPCLSVC@southernco.com)

DATE MAIL/EMAIL RECEIVED _____

INSTRUCTIONS: INSTALL STREET LIGHTS AS NOTED IN THE SCHEDULE BELOW. CONSIDER THIS YOUR AUTHORIZATION TO BILL THE NEW LIGHTS UNDER THE TERMS OF THE CURRENTLY APPLICABLE STREET LIGHT RATE (SL) AS APPROVED BY THE MISSISSIPPI PUBLIC SERVICE COMMISSION.

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TYPE LIGHT	NUMBER TO INSTALL (I) NUMBER TO REMOVE (R)	LOCATION AND COMMENTS
COBRA HEAD FIXTURES		
100 WATT HPS	<u>RM - 3</u>	_____
150 WATT HPS	_____	_____
250 WATT HPS	_____	_____
400 WATT HPS	_____	_____
1000 WATT HPS	_____	_____
350 WATT MH	_____	_____
LED FIXTURES		
90 WATT LED	_____	_____
110 WATT LED	_____	_____
190 WATT LED	_____	_____
280 WATT LED	_____	_____
OTHER FIXTURES		
<u>50WLED</u>	<u>IN: 3</u>	<u>S 15th between Adeline & Mamie St</u>
_____	_____	<u>Monthly savings \$2.55</u>
_____	_____	_____

NOTE: FOR NON ROUTINE INSTALLATIONS REQUIRING POLES, UNDERGROUND WIRING OR OTHER SPECIAL CONDITIONS PLEASE CONTACT YOUR MARKET SPECIALIST AND SPECIFIC CONTRACTS WILL BE PREPARED.

PLEASE MAIL OR EMAIL THIS FULLY COMPLETED FORM TO MPC'S LIGHTING SERVICES DEPT.

AND WE WILL INSTALL THE LIGHTING INSTALLATIONS THAT YOU REQUEST. YOU MAY ALSO USE THIS FORM TO REPORT LIGHTS NOT BURNING BY LISTING THE ESTIMATED SIZE AND LOCATION ON THE FORM AND FAXING TO US.



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Ann Jones

cc:

Date: Tuesday, December 22, 2020

Re: Approve Letter of Engagement with Erik Lowrey, Lowrey & Fortner PA, to provide legal counsel to the Hattiesburg Police Citizen Review Board and authorize the Mayor to execute the same.
File Number: 2020-928
Minute Book #

Summary

Approve Letter of Engagement with Erik Lowrey, Lowrey & Fortner PA, to provide legal counsel to the Hattiesburg Police Citizen Review Board and authorize the Mayor to execute the same.

Recommendation Statement

I recommend the engagement of Erik Lowrey as legal counsel for the Hattiesburg Police Citizen Review Board.

Please place this on the December 22, 2020 City Council meeting for consideration.

LOWREY & FORTNER PA

Attorneys at Law

525 Corinne Street • Hattiesburg, MS 39401
601.582.5015 –Telephone • 601.582.5046 – Facsimile
www.lowreyandfortnerlaw.com

Attorneys

Erik M. Lowrey
Thomas M. Fortner
Shawn M. Lowrey
Richard Filce
Kimberly-Joy Miri
Jennifer Rogers

Certified Mediators

Shawn M. Lowrey

December 10, 2020

Ann Jones
City of Hattiesburg
Hattiesburg, MS 39401

RE: Hattiesburg Police Citizen Review Board

Dear Ann:

Having met with you and Randy, I accept the offer as the Attorney advising the Hattiesburg Police Citizen Review Board subject to approval of the City Council.

Additionally, I understand that compensation will be \$1,000.00 per month and will be payable to the Firm of Lowrey & Fortner, PA.

I appreciate the consideration and with that,

I remain,

Respectfully yours,



Erik M. Lowrey

**CURRICULUM VITAE
OF
ERIK MARTIN LOWREY**

198 Trussell Road
Petal, MS 39465
(601) 582-5015 (Office)

PERSONAL HISTORY

Birth Date: April 16, 1949

MARITAL STATUS:

Divorced. One son born of the marriage, Shawn Martin, March 1977

EMPLOYMENT:

December 1980 – Present

Private Practice of law which was opened in December of 1980. I have practiced exclusively in civil law litigation since my admittance to the bar. In 1987, Robert R. Marshall, Esquire joined my firm. Dave Pumford, Esquire joined the firm in May of 2000. Richard Filce joined the firm in March of 2002 and my son, Shawn M. Lowrey joined the firm in March of 2003. We practice in all Mississippi State Courts and Federal Courts, as well as being admitted to the Fifth Circuit Court of Appeals. The firm is primarily a litigation firm, exclusively in the civil litigation arena. Thomas Fortner joined the firm in 2010 who practices only criminal law in both the Federal and State venues. In May, 2016 Kimberly Joy (Lockley) Miri joined the firm exclusively in Family, Estate and Equity Law. Jennifer Rogers joined the Firm in August 2020. Tom and Shawn are full partners.

December 1980 to December 1990

County Administrator for Forrest County; duties consisted of Court appointment in Probate matters, Conservatorships, and Guardianships.

June 1986 to June 1988

Member of Bi-racial Committee for the City of Hattiesburg Public Schools upon approval of the Federal Court to insure implementation of the Court-ordered School Plan.

February 1982 to May 1982

Special Youth Court Judge, Forrest County; sat as the Youth Court Judge for three months pending the appointment of a County Court Judge by the Governor; duties were hearing and presiding over all Forrest County Youth Court matters and the

administrative functions of the Court.

May 1982 to April 1985

Forrest County Youth Court Referee; duties were hearing all cases when the Judge had a conflict or was absent from the area.

September 1978 to December 1980

Staff Attorney, Southeast Mississippi Legal Services, Hattiesburg, MS.

April 1977 to September 1978

County Court Administrator, Deputy Circuit Clerk, Law Clerk with Hinds County. Duties included, but were not limited to, setting the County Court Docket, qualifying jurors, law clerk and administrator for the Circuit and County Court Judges.

December 1976 to April 1977

Law clerk for Calswell, Lee and Richardson, Jackson, MS. Duties included, but were not limited to, research and development of legal issues for the firm, preparation of pleadings.

December 1968 to February 1973

United States Navy Submarine Force. Duties included, but were not limited to, creating, establishing and administering covert operational plans for the U.S. Submarine Fleets, Pacific and Atlantic. Upon completion of operations, debriefing and developing the official Operations Report.

EDUCATION:

Doctor of Jurisprudence

MISSISSIPPI COLLEGE OF LAW

Graduated May 1973

Bachelor of Science in Philosophy

UNIVERSITY OF SOUTHERN MISSISSIPPI

Hattiesburg, MS

Graduated 1975

SOPHIA UNIVERSITY

Tokyo, Japan

197-1971

General High School Diploma

HATTIESBURG HIGH SCHOOL

Hattiesburg, MS
Graduated 1967

CONTINUING EDUCATION:

DIPLOMAT OF COURT PRACTICE INSTITUTE, SCIENCE OF TRIAL ADVOCACY PROGRAM

MINIMUM OF 12 HOURS PER YEAR SINCE 1980 IN VARIOUS FIELDS OF LAW

CERTIFIED MEDIATOR
SINCE 1995

HONORS:

- AV® PREEMINENT™ 5.0 OUT OF 5 PEER REVIEW RATING MARTINDALE-HUBBELL
- FELLOW OF THE MISSISSIPPI BAR FOUNDATION SINCE 2004
- LEADER IN LAW, MISSISSIPPI BUSINESS JOURNAL, 2014.
- MISSISSIPPI STATE BAR COMPLAINTS COUNSEL (1985-1988)
- ABA, YOUNG LAWYERS DIVISION CERTIFICATE OF RECOGNITION, CHILD WELFARE AND PROTECTION FIELD (1989)
- ALTERNATE MEMBER, MISSISSIPPI COMMISSION ON JUDICIAL PERFORMANCE (1990--1992)
- MEMBER, MISSISSIPPI COMMISSION JUDICIAL PERFORMANCE (1993-1998)
VICE CHAIRMAN, (1993-1996), CHAIRMAN, (1997, 1998)
RE-APPOINTED TO FULL MEMBER IN AUGUST, 2001 - 2004.

HOBBIES:

Reading, Music, Fishing and Traveling



Memorandum

To: Mayor Toby Barker and Members of City Council

From:

cc:

Date: Tuesday, December 22, 2020

Re: Approve Agreement with Tyler Technologies for the implementation of the Human Capital Management portal for the Department of Administration and authorize the Mayor to execute the same.
File Number: 2020-950
Minute Book #

Summary

Recommendation Statement

Please place this on the December 22, 2020 City Council meeting for consideration.



Quoted By: David Regnery
 Date: 10/22/2020
 Quote Expiration: 4/19/2021
 Quote Name: City of Hattiesburg-ERP-Recruiting
 Quote Number: 2020-118194
 Quote Description: Recruiting

Sales Quotation For

City of Hattiesburg
 PO Box 1898
 Hattiesburg, MS 39403-1898
 Phone +1 (601) 545-4966

SaaS			One Time Fees		
Description	# Years	Annual Fee	Impl. Hours	Impl. Cost	Data Conversion
Human Capital Management:					
Recruiting	2.0	\$2,406.00	32	\$6,120.00	\$0.00
		Sub-Total:		\$6,120.00	\$0.00
		<u>Less Discount:</u>		<u>\$0.00</u>	<u>\$0.00</u>
		TOTAL:	32	\$6,120.00	\$0.00

Other Services

Description	Quantity	Unit Price	Unit Discount	Extended Price
Project Management	4	\$185.00	\$0.00	\$740.00
		TOTAL:		\$740.00

Summary

	One Time Fees	Recurring Fees
Total Tyler Software	\$0.00	\$0.00
Total SaaS	\$0.00	\$2,238.00
Total Tyler Services	\$6,860.00	\$0.00
Total 3rd Party Hardware, Software and Services	\$0.00	\$0.00

Summary	One Time Fees	Recurring Fees
Summary Total	\$6,860.00	\$2,238.00
Contract Total	\$11,336.00	

Unless otherwise indicated in the contract or amendment thereto, pricing for optional items will be held for six (6) months from the Quote date or the Effective Date of the contract, whichever is later.

Customer Approval: _____ Date: _____
 Print Name: _____ P.O. #: _____

All primary values quoted in US Dollars

Comments

Client agrees that items in this sales quotation are, upon Client's signature or approval of same, hereby added to the existing agreement ("Agreement") between the parties and subject to its terms. Additionally, payment for said items, as applicable but subject to any listed assumptions herein, shall conform to the following terms:

- License fees for Tyler and third party software are invoiced upon the earlier of (i) deliver of the license key or (ii) when Tyler makes such software available for download by the Client;
- Fees for hardware are invoiced upon delivery;
- Fees for year one of hardware maintenance are invoiced upon delivery of the hardware;
- Annual Maintenance and Support fees, SaaS fees, Hosting fees, and Subscription fees are first payable when Tyler makes the software available for download by the Client (for Maintenance) or on the first day of the month following the date this quotation was signed (for SaaS, Hosting, and Subscription), and any such fees are prorated to align with the applicable term under the Agreement, with renewals invoiced annually thereafter in accord with the Agreement.
- Fees for services included in this sales quotation shall be invoiced as indicated below.
 - Implementation and other professional services fees shall be invoiced as delivered.
 - Fixed-fee Business Process Consulting services shall be invoiced 50% upon delivery of the Best Practice Recommendations, by module, and 50% upon delivery of custom desktop procedures, by module.
 - Fixed-fee conversions are invoiced 50% upon initial delivery of the converted data, by conversion option, and 50% upon Client acceptance to load the converted data into Live/Production environment, by conversion option. Where conversions are quoted as estimated, Tyler will invoice Client the actual services delivered on a time and materials basis.
 - Except as otherwise provided, other fixed price services are invoiced upon complete delivery of the service. For the avoidance of doubt, where "Project Planning Services" are provided, payment shall be invoiced upon delivery of the Implementation Planning document. Dedicated Project Management services, if any, will be invoiced monthly in arrears, beginning on the first day of the month immediately following initiation of project planning.
 - If Client has purchased any change management services, those services will be invoiced in accordance with the Agreement.
 - Notwithstanding anything to the contrary stated above, the following payment terms shall apply to services fees specifically for migrations: Tyler will invoice Client 50% of any Migration Fees listed above upon Client approval of the product suite migration schedule. The remaining 50%, by line item, will be billed upon the go-live of the applicable product suite. Tyler will invoice Client for any Project Management Fees listed above upon the go-live of the first product suite. Unless otherwise indicated on this Sales quotation, annual services will be invoiced in advance, for annual terms commencing on the date this sales quotation is signed by the Client. If listed annual service(s) is an addition to the same service presently existing under the Agreement, the first term of the added annual service will be prorated to expire coterminous with the existing annual term for the service, with renewals to occur as indicated in the Agreement.
- Expenses associated with onsite services are invoiced as incurred.

Tyler's quote contains estimates of the amount of services needed, based on our preliminary understanding of the size and scope of your project. The actual amount of services depends on such factors as your level of involvement in the project and the speed of knowledge transfer.

Unless otherwise noted, prices submitted in the quote do not include travel expenses incurred in accordance with Tyler's then-current Business Travel Policy.

Tyler's prices do not include applicable local, city or federal sales, use excise, personal property or other similar taxes or duties, which you are responsible for determining and

Comments

remitting. Installations are completed remotely, but can be done onsite upon request at an additional cost.

In the event Client cancels services less than two (2) weeks in advance, Client is liable to Tyler for (i) all non-refundable expenses incurred by Tyler on Client's behalf; and (ii) daily fees associated with the cancelled services if Tyler is unable to re-assign its personnel.

Implementation hours are scheduled and delivered in four (4) or eight (8) hour increments.

Tyler provides onsite training for a maximum of 12 people per class. In the event that more than 12 users wish to participate in a training class or more than one occurrence of a class is needed, Tyler will either provide additional days at then-current rates for training or Tyler will utilize a Train-the-Trainer approach whereby the client designated attendees of the initial training can thereafter train the remaining users.

Project Management includes project planning, kickoff meeting, status calls, task monitoring, verification and transition to support.

Tyler's pricing is based on the scope of proposed products and services being obtained from Tyler. Should portions of the scope of products or services be removed by the Client, Tyler reserves the right to adjust prices for the remaining scope accordingly.

The Munis SaaS fees are based on 50 concurrent users. Should the number of concurrent users be exceeded, Tyler reserves the right to re-negotiate the SaaS fees based upon any resulting changes in the pricing categories.

Development modifications, interfaces and services, where applicable, shall be invoiced to the client in the following manner: 50% of total upon authorized signature to proceed on program specifications and the remaining 50% of total upon delivery of modifications, interface and services.

Billing Dates: 3/01/21 - 2/28/23 - two years.



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Approve Memorandum of Agreement with the Mississippi Transportation Commission for a grant in the amount of \$13,223,900.00 related to the Hall Avenue Improvements Project and authorize the Mayor to execute in duplicate.
File Number: 2020-920
Minute Book #

Summary

Approve Memorandum of Agreement with the Mississippi Transportation Commission for a grant in the amount of \$13,223,900.00 related to the Hall Avenue Improvements Project and Authorize the Mayor to execute in duplicate.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

Tom King
Southern District Commissioner
Kelly R. Castleberry
District 6 Engineer

P. O. Box 551
Hattiesburg, MS 39403-0551
Telephone (601) 544-6511
FAX (601) 544-0227



Melinda L. McGrath
Executive Director

James A. Williams, III
Deputy Executive Director/Chief Engineer

Lisa M. Hancock
Deputy Executive Director/Administration

GoMDOT.com

16499-B Highway 49, Saucier, MS 39574-9740
December 8, 2020

Mr. Toby Barker
Mayor
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403-1898

RE: Memorandum of Agreement, MOA
Hall Avenue BUILD Grant
FBLD-8769-00(001) / 108639-801000

Dear Mayor Barker,

The above referenced federal aid project has been assigned a project number:
FBLD-8769-00(001) / 108639-801000. This number should be used in its entirety on all
correspondence for this project.

Attached are the duplicate copies of the Memorandum of Agreement, MOA, for the above
referenced project for your review and processing. The MOA outlines responsibilities and
funding as required by the MDOT project development manual, PDM, for federal funding.
Please execute the MOA in duplicate and return with governing council or board minutes
signifying approval. Please mail to:

Mississippi Department of Transportation
Attn: David Seyfarth
16499-B Highway 49
Saucier, MS 39574-9740

In accordance with the MOA, please remember to include the MDOT in any public relations
activities or press release for this project. The MDOT public relations liaison for District VI is
Jas N. Smith, telephone number 601-359-9822. Should you need additional information, contact
my office at 228-832-0682.

Sincerely,

A handwritten signature in blue ink that reads "Chuck Starita".

Chuck Starita, PE
Asst. District LPA Engineer

cc: Project File 16-10 w/ attachments

MEMORANDUM OF AGREEMENT

FBLD-8769-00(001) / 108639-801000
Hall Avenue BUILD Grant
Hattiesburg, Mississippi

This Agreement is made between the Mississippi Transportation Commission, a body Corporate of the State of Mississippi (hereinafter referred to as the "Commission"), acting by and through the duly authorized Executive Director of the Mississippi Department of Transportation ("MDOT") and City of Hattiesburg (hereinafter referred to as the "LPA"), for the purpose of establishing the terms under which the LPA may utilize federal funds to complete the proposed project as described below, effective as of the date of the last execution by the Commission.

WHEREAS, the Commission has oversight responsibility and authority over funds that are available for local public agency projects; and

WHEREAS, the LPA intends to develop and construct Hall Avenue Improvements; (hereinafter referred to as the "Project"), and the Commission intends to allow the LPA access to available federal funds and manage the Project under the terms and provisions of this Memorandum of Agreement; and

WHEREAS, it is anticipated that approximately \$13,223,900.00 in federal funds are available for the construction of the Project, and that the above mentioned federal funds may be rescinded if they are not obligated on or before N/A, and that the above funds are subject to normal rescissions and obligational limitations;

WHEREAS, the LPA will be responsible for all Project costs over and above the maximum amount of federal funds allocated to the Project by the Commission, and the MDOT requires the LPA to provide the local share (local match) previously stated; and

WHEREAS, the Commission and the LPA desire to set forth, by this Agreement, more fully, the agreements of the parties by which the Project will be developed and completed; and

NOW, THEREFORE, for and in consideration of the premises and agreements of the parties as hereinafter contained, the LPA and the Commission enter into this Memorandum of Agreement for the use of the currently available federal funds and any future federal funds that may be allocated to this Project, agree and covenant as follows:

ARTICLE I. DUTIES AND RESPONSIBILITIES

A. The LPA, which is hereby designated as the Local Sponsor for the purposes herein, hereby contracts, covenants and binds itself to the following responsibilities, duties, terms and conditions:

1. The LPA shall immediately designate a full time employee of the LPA as the Project Director, who will serve as the person responsible for completion of all phases of the Project and will coordinate all Project activities with the MDOT District LPA Engineer.

2. The LPA shall promptly follow the procedures set out in the latest online version of the Project Development Manual (PDM) for Local Public Agencies that are necessary for the Project including, but not limited to, project activation, consultant selection, necessary permits, environmental process, preliminary design, right-of-way acquisition, advertisement for and selection of a contractor, construction oversight, and project close out activities. For this segment, the LPA shall use the 2017 Mississippi Standard Specifications for Road and Bridge Construction in the design and construction of the second segment.

3. The LPA shall submit to MDOT four (4) complete sets of as-built plans in printed form and the original electronic files in a format that is compatible with Microstation prior to MDOT acceptance. Upon request, MDOT may waive this requirement.

4. The LPA shall be responsible for all maintenance and operation of the Project during and after completion so that the federal investment in the Project is preserved. If maintenance is not performed, as appropriate, future federal funds may be withheld for any projects in the jurisdiction of the local agency, or the Commission may seek recovery of federal funds through all available legal actions.

5. The LPA shall follow and abide by any and all federal requirements, specifically, but not limited to, the provisions that no retainage shall be withheld from installment payments to the construction contractor.

6. The LPA agrees that if any act or omission on the part of the LPA causes loss of Federal funding from FHWA or any other source, or any penalty being imposed by the United States of America under the Clean Water Act, 33 U.S.C. § 1251, et seq. or any other provision of law, the LPA will be solely responsible for all additional costs.

7. In compliance with State Law, the LPA shall pay all payments owed to Contractors and Consultants according to the terms of the contract, and in all instances payments shall be made within forty-five (45) days from the day they were due and payable. MDOT reserves the right to withhold reimbursement until adequate proof of payment has been produced by the LPA.

Excepted from this requirement are payments to railroads for any work included in the Project. Payments to railroads, their consultants or contractors, for work included in the Project, may be made by MDOT, at its sole discretion. Payments made by MDOT to railroads, their consultants or contractors shall come from the funds obligated for the Project.

8. The LPA shall be solely responsible for payment of any and all funds required to complete the Project, over and above the available federal funds for the Project.

9. All contracts and subcontracts shall include a provision for compliance with Senate Bill 2988 from the 2008 Session of the Mississippi Legislature entitled "The Mississippi Employment Protection Act," as published in the General Laws of 2008 and codified in the Mississippi Code of 1972, as amended (Sections 71-11-1 and 71-11-3), and any rules or regulations promulgated by the Commission, the Department of Employment Security, the Department of Revenue, the Secretary of State, or the Department of Human Services in accordance with the Mississippi Administrative Procedures Law (Section 25-43-1, et seq., Mississippi Code of 1972, as amended) regarding compliance with the Act. Under this Act, the LPA and every sub-recipient or subcontractor shall register with and participate in a federal work authorization program operated by the United States Department of Homeland Security to electronically verify information of newly hired employees pursuant to the Illegal Immigration Reform and Immigration Responsibility Act of 1996, Public Law 104-208., Division C, Section 403(a); 8 USC, Section 1324a.

10. The LPA will be required to acknowledge MDOT and FHWA in all public relations efforts for the Project including press releases, materials for groundbreakings, ribbon cuttings or other public events and any other public information or media resources by notifying the MDOT Public Affairs Division, via telephone at 601-359-7074 or by electronic mail at comments@mdot.ms.gov. At a minimum, the following example sentence should be included:

"This project was funded (partially) by the Mississippi Department of Transportation and the Federal Highway Administration."

When appropriate, an invitation should be extended to MDOT Public Affairs for the Transportation Commissioner, MDOT Executive Director or other designee to speak at any official public ceremony for this Project.

11. The LPA agrees that if the Project is not kept upon a schedule that meets MDOT guidelines, then the funds allocated to the Project may be rescinded. If the Project funds are rescinded, then the LPA may be required to refund any amounts paid unto the LPA by MDOT. The MDOT guidelines are derived from Title 23, United States Code, Section 102(b) and Title 23, Code of Federal Regulations, Part 630.112(c)(2).

12. The LPA will be required to submit to the District LPA Engineer monthly progress reports through the Notice to Proceed for construction, which shall include, but not be limited to, the work that has been completed that month and the planned work for the upcoming month. The LPA will also provide a project progress schedule that will report project milestones and the target date for the LPA's request for Ad Authority. These project milestones are to be updated once any milestones are missed.

13. The LPA agrees to maintain, and make available to Commission, a sufficient accounting system with proper internal controls and safeguards to prevent fraud and overpayments. The accounting system and its controls should at all times maintain adequate recording and reporting of federal funds received by the LPA. If sufficient internal controls over the LPA's federal funding are not maintained, federal funds may be withheld and future transportation projects will not be considered.

14. The LPA agrees that any planning studies prepared or produced, as part of, or in conjunction with, this Project, shall in no way obligate the Commission to any other terms or conditions other than those stated herein.

15. The LPA, being classified as a lower tier participant in federal funding, certifies, by execution of this agreement, that neither it nor those individuals or entities with which it contracts are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

16. The LPA agrees that it will require that engineering plans prepared for the construction of the Project be signed and sealed by the professional engineer assigned to the Project by the consulting engineering firm. Further, the LPA agrees that it is solely responsible for errors and omissions that occur during Project development or during construction, regardless of any review or oversight activity on the part of MTC/MDOT.

17. The LPA agrees that once construction of the Project has commenced, the LPA is responsible for the Project being completed according to the plans and specifications, addenda or supplemental agreement as amended. The LPA acknowledges and agrees that this responsibility continues after the public funds provided through MDOT are exhausted.

B. THE COMMISSION WILL:

1. Allow the LPA to design and construct the proposed transportation improvements provided that the design meets with MTC/MDOT and FHWA approval.

2. Permit applications that meet with MDOT standards that are necessary to allow the LPA access to the property of the Commission for the purposes of constructing the proposed transportation improvements. The Commission may enter into an appropriate agreement in its discretion.

3. Work with the LPA, through the District LPA Engineer, during the various phases of the work with the goal of producing a project that will be acceptable to the Commission upon completion.

4. Review all submittals in a timely manner, in accordance with the PDM, to allow the Project to progress in an orderly fashion. The review and oversight conducted by MTC does not relieve the LPA from its full responsibility for the proper design and construction of the Project.

5. During the progress of the Project, assist the LPA in obtaining reimbursements of federal funding for any project cost that is eligible for reimbursement.

6. Submit all documents to the Federal Highway Administration (FHWA) when required or requested by the FHWA.

7. At its discretion, make payments directly to railroad companies, their consultants or contractors for work on railroads included in the Project. The payments made shall come from Project funds obligated for the Project.

ARTICLE II. GENERAL PROVISIONS

A. The Commission shall have the right to audit all accounts associated with the Project, and should there be any overpayment by the Commission to the LPA, the LPA agrees to refund any such overpayment within thirty (30) days of written notification. Should the LPA fail to reimburse the Commission, the Commission shall have the right to offset the amount due from any other funds in its possession that are due the LPA on this or any other project, current or future.

B. This Memorandum of Agreement shall be subject to termination at any time upon thirty (30) days written notice by either party. Such notice given by the LPA, shall not, however, cancel any contract made by the LPA that is to further the purpose of this agreement and that is underway at the time of termination. Any construction contract underway shall be allowed to conclude under its own terms. The LPA agrees to bear complete and total, legal and financial responsibility for any such contract. Additionally, funds may be suspended or terminated under the provisions of Section E of this Article.

C. It is understood that this is a Memorandum of Agreement and that more specific requirements for the development and construction of the transportation improvement Project are contained in the Federal Statutes, the Code of Federal Regulations, the Mississippi Code, and the Standard Operating Procedures for MDOT, and other related regulatory authorities. The LPA agrees that it will abide by all such applicable authority.

D. Should the LPA miss the obligation deadline set in this MOA, the Commission reserves the right to refuse to obligate funds for the Project.

E. The Executive Director of MDOT is authorized to withhold federal funds for the Project for failure of the LPA, its consultants, or its contractor to follow the requirements of the latest online LPA Project Development Manual, or the Mississippi Standard Specifications for Road and Bridge Construction, 2017 edition (the Redbook).

F. Before federal funds are terminated, the LPA will be notified in writing by the Executive Director of the conditions that make termination of funds imminent. If no effective effort has been made by the LPA, its agents, employees, contractors or subcontractors, to correct the conditions set forth in the Director's notice, within fifteen (15) calendar days after notice is given, the Executive Director may declare the federal funds suspended for the Project and notify the LPA accordingly. The LPA will then have forty-five (45) days in which to correct all conditions of which complaint is made. If all conditions are not corrected within forty-five (45) days, the Executive Director may declare the federal funds for the Project terminated and notify the LPA accordingly. If all conditions are corrected, within the forty-five (45) day period, the LPA will be reimbursed under the terms of this agreement, for all work satisfactorily completed during the forty-five day period.

G. In the event that circumstances call for MDOT to expend staff time and other resources to address issues on the Project, then MDOT time may be charged to the Project. Assessing charges to a project is within the sole discretion of MDOT. Any charges made will impact the amount of funds available to reimburse the LPA, and therefore the LPA's contribution to the Project may increase.

ARTICLE III. NOTICE & DESIGNATED AGENTS

A. For purposes of implementing this section and all other sections of this Agreement with regard to notice, the following individuals are herewith designated as agents for the respective parties unless otherwise indentured in the addenda hereto:

For Contractual Administrative Matters:

COMMISSION:
Executive Director
MDOT
P.O. Box 1850
Jackson, MS 39215-1850
Phone: (601) 359-7002
Fax: (601) 359-7110

LPA:
Toby Barker, Mayor
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403-1898
Phone: 601-545-4501

For Technical Matters:

COMMISSION:
District LPA Engineer – District Six
MDOT
16499-B Highway 49
Saucier, MS 39574-9740
Phone: 228-832-0682

LPA:
Lamar Rutland, Engineering Director
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403-1898
Phone: 601-545-4540

B. All notices given hereunder shall be by U.S. Certified Mail, return receipt requested, or by facsimile and shall be effective only upon receipt by the addressee at the above addresses or telephone numbers.

ARTICLE IV. RELATIONSHIP OF THE PARTIES

A. The relationship of the LPA to the Commission is that of an independent contractor, and said LPA, in accordance with its status as an independent contractor, covenants and agrees that it will conduct itself consistent with such status, that it will neither hold itself out as, nor claim to be, an officer or employee of the Commission by reason hereof. The LPA will not by reason hereof, make any claim, demand or application or for any right or privilege applicable to an officer or employee of the Commission, including, but not limited to, workers' compensation coverage, unemployment insurance benefits, social security coverage, retirement membership or credit, or any form of tax withholding whatsoever.

B. The Commission executes all directives and orders through the MDOT. The LPA executes all directives and orders pursuant to applicable law, policies, procedures and regulations. All notices, communications, and correspondence between the Commission and the LPA shall be directed to the designated agent shown above in Article III.

ARTICLE V. RESPONSIBILITIES FOR CLAIMS AND LIABILITY

To the extent permitted by law, the Commission and the LPA agree that neither party nor their agents, employees, contractors or subcontractors, will be held liable for any claim, loss, damage, cost, charge or expenditure arising out of any negligent act, actions, neglect or omission caused solely by the other party, its agents, employees, contractors or subcontractors.

ARTICLE VI. MISCELLANEOUS

No modification of this Memorandum of Agreement shall be binding unless such modification shall be in writing and signed by all parties. If any provision of this Memorandum of Agreement shall be held to be invalid or unenforceable for any reason, the remaining provisions shall continue to be valid and enforceable. If a court finds that any provision of this Memorandum of Understanding is invalid or unenforceable, but that by limiting such provision it would become valid and enforceable, then such provision shall be deemed to be written, construed, and enforced as so limited.

THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK

ARTICLE VII. AUTHORITY TO CONTRACT

Both parties hereto represent that they have authority to enter into this Memorandum of Agreement.

This Agreement may be executed in one or more counterparts (facsimile transmission, email or otherwise), each of which shall be an original Agreement, and all of which shall together constitute but one Agreement.

So agreed on this the _____ day of _____, 20____.

City of Hattiesburg

Toby Barker, Mayor

Attested:

(Appropriate clerk etc)

So agreed this the _____ day of _____, 20____.

MISSISSIPPI TRANSPORTATION COMMISSION
By and through the duly authorized
Executive Director

Melinda L. McGrath, PE
Executive Director
Mississippi Department of Transportation

Book _____, Page _____,

MEMORANDUM OF AGREEMENT

FBLD-8769-00(001) / 108639-801000
Hall Avenue BUILD Grant
Hattiesburg, Mississippi

This Agreement is made between the Mississippi Transportation Commission, a body Corporate of the State of Mississippi (hereinafter referred to as the "Commission"), acting by and through the duly authorized Executive Director of the Mississippi Department of Transportation ("MDOT") and City of Hattiesburg (hereinafter referred to as the "LPA"), for the purpose of establishing the terms under which the LPA may utilize federal funds to complete the proposed project as described below, effective as of the date of the last execution by the Commission.

WHEREAS, the Commission has oversight responsibility and authority over funds that are available for local public agency projects; and

WHEREAS, the LPA intends to develop and construct Hall Avenue Improvements; (hereinafter referred to as the "Project"), and the Commission intends to allow the LPA access to available federal funds and manage the Project under the terms and provisions of this Memorandum of Agreement; and

WHEREAS, it is anticipated that approximately \$13,223,900.00 in federal funds are available for the construction of the Project, and that the above mentioned federal funds may be rescinded if they are not obligated on or before N/A, and that the above funds are subject to normal rescissions and obligational limitations;

WHEREAS, the LPA will be responsible for all Project costs over and above the maximum amount of federal funds allocated to the Project by the Commission, and the MDOT requires the LPA to provide the local share (local match) previously stated; and

WHEREAS, the Commission and the LPA desire to set forth, by this Agreement, more fully, the agreements of the parties by which the Project will be developed and completed; and

NOW, THEREFORE, for and in consideration of the premises and agreements of the parties as hereinafter contained, the LPA and the Commission enter into this Memorandum of Agreement for the use of the currently available federal funds and any future federal funds that may be allocated to this Project, agree and covenant as follows:

ARTICLE I. DUTIES AND RESPONSIBILITIES

A. The LPA, which is hereby designated as the Local Sponsor for the purposes herein, hereby contracts, covenants and binds itself to the following responsibilities, duties, terms and conditions:

1. The LPA shall immediately designate a full time employee of the LPA as the Project Director, who will serve as the person responsible for completion of all phases of the Project and will coordinate all Project activities with the MDOT District LPA Engineer.

2. The LPA shall promptly follow the procedures set out in the latest online version of the Project Development Manual (PDM) for Local Public Agencies that are necessary for the Project including, but not limited to, project activation, consultant selection, necessary permits, environmental process, preliminary design, right-of-way acquisition, advertisement for and selection of a contractor, construction oversight, and project close out activities. For this segment, the LPA shall use the 2017 Mississippi Standard Specifications for Road and Bridge Construction in the design and construction of the second segment.

3. The LPA shall submit to MDOT four (4) complete sets of as-built plans in printed form and the original electronic files in a format that is compatible with Microstation prior to MDOT acceptance. Upon request, MDOT may waive this requirement.

4. The LPA shall be responsible for all maintenance and operation of the Project during and after completion so that the federal investment in the Project is preserved. If maintenance is not performed, as appropriate, future federal funds may be withheld for any projects in the jurisdiction of the local agency, or the Commission may seek recovery of federal funds through all available legal actions.

5. The LPA shall follow and abide by any and all federal requirements, specifically, but not limited to, the provisions that no retainage shall be withheld from installment payments to the construction contractor.

6. The LPA agrees that if any act or omission on the part of the LPA causes loss of Federal funding from FHWA or any other source, or any penalty being imposed by the United States of America under the Clean Water Act, 33 U.S.C. § 1251, et seq. or any other provision of law, the LPA will be solely responsible for all additional costs.

7. In compliance with State Law, the LPA shall pay all payments owed to Contractors and Consultants according to the terms of the contract, and in all instances payments shall be made within forty-five (45) days from the day they were due and payable. MDOT reserves the right to withhold reimbursement until adequate proof of payment has been produced by the LPA.

Excepted from this requirement are payments to railroads for any work included in the Project. Payments to railroads, their consultants or contractors, for work included in the Project, may be made by MDOT, at its sole discretion. Payments made by MDOT to railroads, their consultants or contractors shall come from the funds obligated for the Project.

8. The LPA shall be solely responsible for payment of any and all funds required to complete the Project, over and above the available federal funds for the Project.

9. All contracts and subcontracts shall include a provision for compliance with Senate Bill 2988 from the 2008 Session of the Mississippi Legislature entitled "The Mississippi Employment Protection Act," as published in the General Laws of 2008 and codified in the Mississippi Code of 1972, as amended (Sections 71-11-1 and 71-11-3), and any rules or regulations promulgated by the Commission, the Department of Employment Security, the Department of Revenue, the Secretary of State, or the Department of Human Services in accordance with the Mississippi Administrative Procedures Law (Section 25-43-1, et seq., Mississippi Code of 1972, as amended) regarding compliance with the Act. Under this Act, the LPA and every sub-recipient or subcontractor shall register with and participate in a federal work authorization program operated by the United States Department of Homeland Security to electronically verify information of newly hired employees pursuant to the Illegal Immigration Reform and Immigration Responsibility Act of 1996, Public Law 104-208., Division C, Section 403(a); 8 USC, Section 1324a.

10. The LPA will be required to acknowledge MDOT and FHWA in all public relations efforts for the Project including press releases, materials for groundbreakings, ribbon cuttings or other public events and any other public information or media resources by notifying the MDOT Public Affairs Division, via telephone at 601-359-7074 or by electronic mail at comments@mdot.ms.gov. At a minimum, the following example sentence should be included:

"This project was funded (partially) by the Mississippi Department of Transportation and the Federal Highway Administration."

When appropriate, an invitation should be extended to MDOT Public Affairs for the Transportation Commissioner, MDOT Executive Director or other designee to speak at any official public ceremony for this Project.

11. The LPA agrees that if the Project is not kept upon a schedule that meets MDOT guidelines, then the funds allocated to the Project may be rescinded. If the Project funds are rescinded, then the LPA may be required to refund any amounts paid unto the LPA by MDOT. The MDOT guidelines are derived from Title 23, United States Code, Section 102(b) and Title 23, Code of Federal Regulations, Part 630.112(c)(2).

12. The LPA will be required to submit to the District LPA Engineer monthly progress reports through the Notice to Proceed for construction, which shall include, but not be limited to, the work that has been completed that month and the planned work for the upcoming month. The LPA will also provide a project progress schedule that will report project milestones and the target date for the LPA's request for Ad Authority. These project milestones are to be updated once any milestones are missed.

13. The LPA agrees to maintain, and make available to Commission, a sufficient accounting system with proper internal controls and safeguards to prevent fraud and overpayments. The accounting system and its controls should at all times maintain adequate recording and reporting of federal funds received by the LPA. If sufficient internal controls over the LPA's federal funding are not maintained, federal funds may be withheld and future transportation projects will not be considered.

14. The LPA agrees that any planning studies prepared or produced, as part of, or in conjunction with, this Project, shall in no way obligate the Commission to any other terms or conditions other than those stated herein.

15. The LPA, being classified as a lower tier participant in federal funding, certifies, by execution of this agreement, that neither it nor those individuals or entities with which it contracts are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

16. The LPA agrees that it will require that engineering plans prepared for the construction of the Project be signed and sealed by the professional engineer assigned to the Project by the consulting engineering firm. Further, the LPA agrees that it is solely responsible for errors and omissions that occur during Project development or during construction, regardless of any review or oversight activity on the part of MTC/MDOT.

17. The LPA agrees that once construction of the Project has commenced, the LPA is responsible for the Project being completed according to the plans and specifications, addenda or supplemental agreement as amended. The LPA acknowledges and agrees that this responsibility continues after the public funds provided through MDOT are exhausted.

B. THE COMMISSION WILL:

1. Allow the LPA to design and construct the proposed transportation improvements provided that the design meets with MTC/MDOT and FHWA approval.

2. Permit applications that meet with MDOT standards that are necessary to allow the LPA access to the property of the Commission for the purposes of constructing the proposed transportation improvements. The Commission may enter into an appropriate agreement in its discretion.

3. Work with the LPA, through the District LPA Engineer, during the various phases of the work with the goal of producing a project that will be acceptable to the Commission upon completion.

4. Review all submittals in a timely manner, in accordance with the PDM, to allow the Project to progress in an orderly fashion. The review and oversight conducted by MTC does not relieve the LPA from its full responsibility for the proper design and construction of the Project.

5. During the progress of the Project, assist the LPA in obtaining reimbursements of federal funding for any project cost that is eligible for reimbursement.

6. Submit all documents to the Federal Highway Administration (FHWA) when required or requested by the FHWA.

7. At its discretion, make payments directly to railroad companies, their consultants or contractors for work on railroads included in the Project. The payments made shall come from Project funds obligated for the Project.

ARTICLE II. GENERAL PROVISIONS

A. The Commission shall have the right to audit all accounts associated with the Project, and should there be any overpayment by the Commission to the LPA, the LPA agrees to refund any such overpayment within thirty (30) days of written notification. Should the LPA fail to reimburse the Commission, the Commission shall have the right to offset the amount due from any other funds in its possession that are due the LPA on this or any other project, current or future.

B. This Memorandum of Agreement shall be subject to termination at any time upon thirty (30) days written notice by either party. Such notice given by the LPA, shall not, however, cancel any contract made by the LPA that is to further the purpose of this agreement and that is underway at the time of termination. Any construction contract underway shall be allowed to conclude under its own terms. The LPA agrees to bear complete and total, legal and financial responsibility for any such contract. Additionally, funds may be suspended or terminated under the provisions of Section E of this Article.

C. It is understood that this is a Memorandum of Agreement and that more specific requirements for the development and construction of the transportation improvement Project are contained in the Federal Statutes, the Code of Federal Regulations, the Mississippi Code, and the Standard Operating Procedures for MDOT, and other related regulatory authorities. The LPA agrees that it will abide by all such applicable authority.

D. Should the LPA miss the obligation deadline set in this MOA, the Commission reserves the right to refuse to obligate funds for the Project.

E. The Executive Director of MDOT is authorized to withhold federal funds for the Project for failure of the LPA, its consultants, or its contractor to follow the requirements of the latest online LPA Project Development Manual, or the Mississippi Standard Specifications for Road and Bridge Construction, 2017 edition (the Redbook).

F. Before federal funds are terminated, the LPA will be notified in writing by the Executive Director of the conditions that make termination of funds imminent. If no effective effort has been made by the LPA, its agents, employees, contractors or subcontractors, to correct the conditions set forth in the Director's notice, within fifteen (15) calendar days after notice is given, the Executive Director may declare the federal funds suspended for the Project and notify the LPA accordingly. The LPA will then have forty-five (45) days in which to correct all conditions of which complaint is made. If all conditions are not corrected within forty-five (45) days, the Executive Director may declare the federal funds for the Project terminated and notify the LPA accordingly. If all conditions are corrected, within the forty-five (45) day period, the LPA will be reimbursed under the terms of this agreement, for all work satisfactorily completed during the forty-five day period.

G. In the event that circumstances call for MDOT to expend staff time and other resources to address issues on the Project, then MDOT time may be charged to the Project. Assessing charges to a project is within the sole discretion of MDOT. Any charges made will impact the amount of funds available to reimburse the LPA, and therefore the LPA's contribution to the Project may increase.

ARTICLE III. NOTICE & DESIGNATED AGENTS

A. For purposes of implementing this section and all other sections of this Agreement with regard to notice, the following individuals are herewith designated as agents for the respective parties unless otherwise indentured in the addenda hereto:

For Contractual Administrative Matters:

COMMISSION:
Executive Director
MDOT
P.O. Box 1850
Jackson, MS 39215-1850
Phone: (601) 359-7002
Fax: (601) 359-7110

LPA:
Toby Barker, Mayor
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403-1898
Phone: 601-545-4501

For Technical Matters:

COMMISSION:
District LPA Engineer – District Six
MDOT
16499-B Highway 49
Saucier, MS 39574-9740
Phone: 228-832-0682

LPA:
Lamar Rutland, Engineering Director
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403-1898
Phone: 601-545-4540

B. All notices given hereunder shall be by U.S. Certified Mail, return receipt requested, or by facsimile and shall be effective only upon receipt by the addressee at the above addresses or telephone numbers.

ARTICLE IV. RELATIONSHIP OF THE PARTIES

A. The relationship of the LPA to the Commission is that of an independent contractor, and said LPA, in accordance with its status as an independent contractor, covenants and agrees that it will conduct itself consistent with such status, that it will neither hold itself out as, nor claim to be, an officer or employee of the Commission by reason hereof. The LPA will not by reason hereof, make any claim, demand or application or for any right or privilege applicable to an officer or employee of the Commission, including, but not limited to, workers' compensation coverage, unemployment insurance benefits, social security coverage, retirement membership or credit, or any form of tax withholding whatsoever.

B. The Commission executes all directives and orders through the MDOT. The LPA executes all directives and orders pursuant to applicable law, policies, procedures and regulations. All notices, communications, and correspondence between the Commission and the LPA shall be directed to the designated agent shown above in Article III.

ARTICLE V. RESPONSIBILITIES FOR CLAIMS AND LIABILITY

To the extent permitted by law, the Commission and the LPA agree that neither party nor their agents, employees, contractors or subcontractors, will be held liable for any claim, loss, damage, cost, charge or expenditure arising out of any negligent act, actions, neglect or omission caused solely by the other party, its agents, employees, contractors or subcontractors.

ARTICLE VI. MISCELLANEOUS

No modification of this Memorandum of Agreement shall be binding unless such modification shall be in writing and signed by all parties. If any provision of this Memorandum of Agreement shall be held to be invalid or unenforceable for any reason, the remaining provisions shall continue to be valid and enforceable. If a court finds that any provision of this Memorandum of Understanding is invalid or unenforceable, but that by limiting such provision it would become valid and enforceable, then such provision shall be deemed to be written, construed, and enforced as so limited.

THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK

ARTICLE VII. AUTHORITY TO CONTRACT

Both parties hereto represent that they have authority to enter into this Memorandum of Agreement.

This Agreement may be executed in one or more counterparts (facsimile transmission, email or otherwise), each of which shall be an original Agreement, and all of which shall together constitute but one Agreement.

So agreed on this the _____ day of _____, 20____.

City of Hattiesburg

Toby Barker, Mayor

Attested:

(Appropriate clerk etc)

So agreed this the _____ day of _____, 20____.

MISSISSIPPI TRANSPORTATION COMMISSION
By and through the duly authorized
Executive Director

Melinda L. McGrath, PE
Executive Director
Mississippi Department of Transportation

Book _____, Page _____,



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Andrew Ellard, Director

cc: Kermas Eaton, City Clerk

Date: Tuesday, December 22, 2020

Re: Approve amended Agreement with Christian Services, Inc. in an amount not to exceed \$71,000 to provide subsistence payments to low to moderate income eligible clientele due to COVID-19 (CARES Act) and authorize the Mayor to execute in triplicate.
File Number: 2020-910
Minute Book #

Summary

Amend agreement with Christian Services, Inc. in an amount not to exceed \$71,000 to provide subsistence payments to low to moderate income eligible clientele whose income was negatively impacted due to COVID-19 (CARES Act) and authorize the Mayor to execute in triplicate.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

**CONTRACT AMENDMENT
BETWEEN THE CITY OF HATTIESBURG, MISSISSIPPI
and
Christian Services, Inc.
COMMUNITY DEVELOPEMENT BLOCK GRANT
PUBLIC SERVICES
SUBRECIPIENT AGREEMENT**

THIS contract (hereinafter the “AGREEMENT”), having been made and entered into on the **7th day of July, 2020** (MB 2020-158) by and between the CITY OF HATTIESBURG, MISSISSIPPI, (hereinafter called the “Grantee”), located at 200 Forrest Street, Hattiesburg, Mississippi 39401 and **Christian Services, Inc.** (hereinafter called the “Subrecipient”), located in the City of Hattiesburg (301 E. 2nd Street, Hattiesburg, MS 39401) for an amount not to exceed **\$71,000.00** is hereby amended to terminate on or before the **31st day of December 2021**, unless further amended by written instrument as provided for herein.

WHEREAS, the Grantee wishes to engage the Subrecipient in the support of **the Subrecipient’s “Rent and Utility Assistance” program – an initiative intended to provide Subsistence Payments (within CDBG guidelines) to pay certain utilities for low to moderate income limited clientele whose income was negatively impacted due to COVID-19 – that are at risk of homelessness and/or utility shut-off.**

WHEREAS, the funding utilized in this agreement is specific to the special allocation of **Community Development Block Grant (CDBG) funding made available through the CARES Act and that all activities referenced herein are to comply with both traditional CDBG requirements as well as those specific to the CARES Act.**

Page 2 C. Implementation Schedule

Unless amended by mutual written agreement by the Subrecipient and the Grantee, the Subrecipient will perform the described tasks in conformance with the schedule below.

TASK/ PROGRAM GOAL	DATE
Periodic report submitted	January 25, 2021
Periodic report submitted	February 25, 2021
Periodic report submitted	March 25, 2021
Periodic report submitted	April 25, 2021
Periodic report submitted	May 25, 2021
Periodic report submitted	June 25, 2021
Periodic report submitted	July 25, 2021
Periodic report submitted	August 25, 2021

Periodic report submitted	September 25, 2021
Periodic report submitted	October 25, 2021
Periodic report submitted	November 25, 2021
Final report submitted	December 27, 2021
Final CDBG related information entered into IDIS	December 27, 2021

Page 2 Time of Performance

Services of the Subrecipient shall start on the **7th day of July, 2020**, and end on the **31st day of December, 2021**. The term of this Agreement and the provisions shall be terminated, unless amended by written instrument.

IN WITNESS WHEREOF, the Parties have executed and dates this amendment to the contract.

City of Hattiesburg, Mississippi

By: _____
Toby Barker, Mayor

Date: _____

Attest: _____
Kermas Eaton, City Clerk

Date: _____

Christian Services, Inc.

By: _____

Date: _____

Attest: _____

Date: _____



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Andrew Ellard, Director

cc: Kermas Eaton, City Clerk

Date: Tuesday, December 22, 2020

Re: Approve amended Agreement with Breakthrough Community Services, Inc. in an amount not to exceed \$50,000 to provide subsistence payments to low to moderate income eligible clientele due to COVID-19 (CARES Act) and authorize the Mayor to execute in triplicate.
File Number: 2020-909
Minute Book #

Summary

Amend agreement with Breakthrough Community Services, Inc. in an amount not to exceed \$50,000 to provide subsistence payments to low to moderate income eligible clientele whose income was negatively impacted due to COVID-19 (CARES Act) and authorize the Mayor to execute in triplicate.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

**CONTRACT AMENDMENT
BETWEEN THE CITY OF HATTIESBURG, MISSISSIPPI
and
Breakthrough Community Services
COMMUNITY DEVELOPEMENT BLOCK GRANT
PUBLIC SERVICES
SUBRECIPIENT AGREEMENT**

THIS contract (hereinafter the “AGREEMENT”), having been made and entered into on the **7th day of July, 2020** (MB 2020-158-159) by and between the CITY OF HATTIESBURG, MISSISSIPPI, (hereinafter called the “Grantee”), located at 200 Forrest Street, Hattiesburg, Mississippi 39401 and **Breakthrough Community Services** (hereinafter called the “Subrecipient”), located in the City of Hattiesburg (1313 Country Road, Hattiesburg, MS 39401) for an amount not to exceed **\$50,000.00** is hereby amended to terminate on or before the **31st day of December 2021**, unless further amended by written instrument as provided for herein.

WHEREAS, the Grantee wishes to engage the Subrecipient in the support of **the Subrecipient’s “Rent and Utility Assistance” program – an initiative intended to provide Subsistence Payments (within CDBG guidelines) to pay certain utilities for low to moderate income limited clientele whose income was negatively impacted due to COVID-19 – that are at risk of homelessness and/or utility shut-off.**

WHEREAS, the funding utilized in this agreement is specific to the special allocation of **Community Development Block Grant (CDBG) funding made available through the CARES Act and that all activities referenced herein are to comply with both traditional CDBG requirements as well as those specific to the CARES Act.**

Page 2 Section I C. Implementation Schedule

Unless amended by mutual written agreement by the Subrecipient and the Grantee, the Subrecipient will perform the described tasks in conformance with the schedule below.

TASK/ PROGRAM GOAL	DATE
Periodic report submitted	January 25, 2021
Periodic report submitted	February 25, 2021
Periodic report submitted	March 25, 2021
Periodic report submitted	April 25, 2021
Periodic report submitted	May 25, 2021
Periodic report submitted	June 25, 2021
Periodic report submitted	July 25, 2021
Periodic report submitted	August 25, 2021

Periodic report submitted	September 25, 2021
Periodic report submitted	October 25, 2021
Periodic report submitted	November 25, 2021
Final report submitted	December 27, 2021
Final CDBG related information entered into IDIS	December 27, 2021

Page 2 D. Section II – Time of Performance

Services of the Subrecipient shall start on the **7th day of July, 2020**, and end on the **31st day of December, 2021**. The term of this Agreement and the provisions shall be terminated, unless amended by written instrument.

IN WITNESS WHEREOF, the Parties have executed and dates this amendment to the contract.

City of Hattiesburg, Mississippi

Breakthrough Community Services, Inc.

By: _____
Toby Barker, Mayor

By: _____
Rev. Arthur L. Siggers, Executive Director

Date: _____

Date: _____

Attest: _____
Kermas Eaton, City Clerk

Attest: _____

Date: _____

Date: _____



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Andrew Ellard, Director

cc: Kermas Eaton, City Clerk

Date: Tuesday, December 22, 2020

Re: Approve amended Subrecipient Agreement with Breakthrough Community Services to provide Emergency Repairs in connection with the City's CDBG/HOME Housing Rehabilitation/Reconstruction and Repair Grant Program and authorize the Mayor to execute the same.
File Number: 2020-915
Minute Book #

Summary

Amend Subrecipient Agreement with Breakthrough Community Services to provide Emergency Repairs in connection with the City's CDBG/HOME Housing Rehabilitation/Reconstruction and Repair Grant Program. {Entitlement}

Recommendation Statement

I recommend approval of this item

Please place this on the December 22, 2020 City Council meeting for consideration.

**CONTRACT AMENDMENT
BETWEEN THE CITY OF HATTIESBURG, MISSISSIPPI
and
Breakthrough Community Services
COMMUNITY DEVELOPEMENT BLOCK GRANT
EMERGENCY REPAIR PROGRAM (HOUSING)
SUBRECIPIENT AGREEMENT**

THIS contract (hereinafter the “AGREEMENT”), having been made and entered into on **the 21ST day of January, 2020** by and between the CITY OF HATTIESBURG, MISSISSIPPI, (hereinafter called the “Grantee”), located at 200 Forrest Street, Hattiesburg, Mississippi 39401 Breakthrough Community Services (hereinafter called the “Subrecipient”), located in the City of Hattiesburg (1313 Country Club Road) for an amount not to exceed **\$10,000.00 per project for a minimum of three (3) projects, and not to exceed a total amount of \$30,000 for the period covered in this agreement. For the purposes of this agreement, project is defined as an emergency repair as defined by the City of Hattiesburg’s CDBG/HOME Housing Rehabilitation/Reconstruction and Repair Program Manual (Section III, (C)), and performed on a single-family owner-occupied dwelling.** This agreement is hereby amended to terminate on or before the **31st day of December 2021**, unless further amended by written instrument as provided for herein.

WHEREAS, the Grantee wishes to engage the Subrecipient to assist the Grantee in utilizing such funds for: The City’s Emergency Repair Program {Entitlement}

Page 2 C. Implementation Schedule

Unless amended by mutual written agreement by the Subrecipient and the Grantee, the Subrecipient will perform the described tasks in conformance with the schedule below.

TASK/ PROGRAM GOAL	DATE
<i>Completion of 1st Emergency Repair</i>	<i>October 9, 2020</i>
Completion of 2 nd Emergency Repair	February 28, 2021
Completion of 3 rd Emergency Repair	April 30, 2021

Page 3 D. Section II – Time of Performance

Services of the Subrecipient shall start on the **21st day of January, 2020**, and end on the **31st day of December 2021**. The term of this Agreement and the provisions shall be terminated, unless amended by written instrument.

IN WITNESS WHEREOF, the Parties have executed and dates this amendment to the contract.

City of Hattiesburg, Mississippi

By: _____
Toby Barker, Mayor

Date: _____

Attest: _____
Kermas Eaton, City Clerk

Date: _____

Breakthrough Community Services

By: _____
Rev. Arthur L. Siggers, Executive Director

Date: _____

Attest: _____

Date: _____



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Andrew Ellard, Director

cc: Kermas Eaton, City Clerk

Date: Tuesday, December 22, 2020

Re: Approve amended HOME Grant Agreement between Breakthrough Community Services, Inc. and the City of Hattiesburg for the rehabilitation of a home at 104 Donald Street as an affordable housing unit, utilizing HOME CHDO Set-aside funds in an amount not to exceed \$60,000 and authorize the Mayor to execute the same.
File Number: 2020-914
Minute Book #

Summary

Amend agreement for CHDO project and authorize the Mayor to execute, in triplicate, HOME Grant Agreement between Breakthrough Community Services, Inc. and the City of Hattiesburg for the rehabilitation of a home at 104 Donald Street as an affordable housing unit, utilizing HOME CHDO Set-aside funds in an amount not to exceed \$60,000. {Entitlement}

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

CONTRACT ADDENDUM
BETWEEN THE CITY OF HATTIESBURG, MISSISSIPPI
and
Breakthrough Community Services, Inc.

THIS AGREEMENT, having been entered the **22nd day of December 2020**, by and between the City of Hattiesburg (herein called the “City”) and Breakthrough Community Services, Inc. (herein called the “CHDO”) is hereby amended.

Page 2-Section II: Term of Agreement

The term of this Agreement shall commence on the **1st of January, 2021** and shall end on or before the Project Completion deadline of **June 30, 2021**. The term of the Agreement shall expire at the fulfillment of the affordability period, herein defined as **fifteen (15) years**, which is **June 30, 2036**, unless terminated earlier as provided for herein.

The CITY shall provide HOME funds in an amount not to exceed \$60,000.

Interim Milestones/Deadlines (list below):

Milestone		Deadline
<i>Construction financing secured/Loan closed</i>	<i>01/06/2020</i>	<i>03/01/2020</i>
<i>Permitting secured</i>	<i>01/06/2020</i>	<i>03/01/2020</i>
<i>Construction/rehabilitation started</i>	<i>01/27/2020</i>	<i>03/01/2020*</i>
Electrical and Plumbing rough-in complete	03/02/2021	05/01/2021
Construction estimated at 50% complete	03/02/2021	05/01/2021*
Interior and exterior finishing complete	04/06/2021	06/01/2021
Landscaping complete (if applicable)	04/06/2021	06/01/2021
Construction complete w/ Final Inspection	05/04/2021	07/06/2021*
Marketing begins	08/01/2021	09/01/2021*
Renter occupies home	09/05/2021	10/30/2021

*Marked deadline dates indicate deadlines that, if missed, will result in either the cancellation of the project, partial or full loss of the developer fee available, and/or required conversion of the project from Homebuyer to Rental as determined by this agreement and the City of Hattiesburg’s CHDO Program Policies & Procedures.

IN WITNESS WHEREOF, the Parties have executed and dated this amendment to the contract.

City of Hattiesburg, Mississippi

Breakthrough Community Services, Inc.

By: _____
Toby Barker, Mayor

By: _____
Rev. Arthur L. Siggers, Executive Director

Date: _____

Date: _____

Attest: _____
Kermas Eaton, City Clerk

Attest: _____

Date: _____

Date: _____



Memorandum

To: Mayor Toby Barker and Members of City Council
From: Andrew Ellard, Director
cc: Calvin Russell, HCT Division Manager, Armendia Esters, Division Manager/MPO
Date: Tuesday, December 22, 2020
Re: Approve the Hub City Transit Public Transportation Agency Safety Plan (HCT-PTASP).
File Number: 2020-916
Minute Book #

Summary

Adopt the Hub City Transit Public Transportation Agency Safety Plan (HCT-PTASP) and acknowledge that this plan meets the requirements of the Federal Transit Administration regulation 49 CFR Part 673, which mandates all transit agencies to develop and implement a PTASP.

The HCT-PTASP establishes a Safety Management System framework to enable a proactive, formalized, and data-driven approach to safety risk management to increase safety performance.

Recommendation Statement

I recommend the adoption of the Hub City Transit Public Transportation Agency Safety Plan (HCT-PTASP), as required by the Federal Transportation Administration. (49 CFR Part 673)

Please place this on the December 22, 2020 City Council meeting for consideration.



Public Transportation Agency Safety Plan

The New Framework for Public Safety

The Moving Ahead for Progress in the 21st Century (MAP-21) Act grants the Federal Transit Administration (FTA) the authority to establish and enforce a comprehensive regulatory framework to oversee the safety of public transportation throughout the United States. As a component of this safety oversight framework, MAP-21 requires certain recipients of FTA Chapter 53 funding to develop and implement a Public Transportation Agency Safety Plan (PTASP).

In addition to greater safety oversight responsibilities, MAP-21's grant of expanded regulatory authority puts FTA in a position to provide guidance to transit agencies that strengthens the use of safety data to support management decisions, improves the commitment of transit leadership to safety, and fosters a culture of safety that promotes awareness and responsiveness to safety risks. The framework to this approach is called a safety management system (SMS), which moves the transit industry towards a more holistic, performance-based approach to safety. The SMS framework has been adopted by FTA in its National Public Transportation Safety Plan ("national safety plan").

The Public Transportation Agency Safety Plan for Hub City Transit (HCT-PTASP) supports and is consistent with an SMS approach to safety risk management. SMS is an integrated collection of policies, processes, and behaviors meant to ensure a formalized, proactive, and data-driven approach to safety risk management. The aim of an SMS is to increase the safety performance of transit systems by proactively identifying, assessing, and controlling safety risks. The approach is meant to be flexible and scalable, so that transit agencies of all types and sizes can efficiently meet the basic requirements of MAP-21.

Statewide Agency Safety Plans: The "Opt-Out" choice for local Transit Agencies

49 CFR B 673.11(d)

A State must draft and certify a Public Transportation Agency Safety Plan on behalf of any small public transportation provider that is located in that State. A State is not required to draft a Public Transportation Agency Safety Plan for a small public transportation provider if that agency notifies the State that it will draft its own plan. In each instance, the transit agency must carry out the plan. If a State drafts and certifies a Public Transportation Agency Safety Plan on behalf of a transit agency, and the transit agency later opts to draft and certify its own Public Transportation Agency Safety Plan, then the transit agency must notify the State.

The transit agency has one year from the date of the notification to draft and certify a Public Transportation Agency Safety Plan that is compliant with this part. The Public Transportation Agency Safety Plan drafted by the State will remain in effect until the transit agency drafts its own Public Transportation Agency Safety Plan.

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TRANSIT AGENCY INFORMATION

Transit Agency	NAME	ADDRESS
	Hub City Transit	1001 South Tipton Street Hattiesburg, MS 39401
Accountable Executive	NAME	TITLE
	Andrew Ellard	Director of the Department of Urban Development
Chief Safety Officer	NAME	TITLE
	Calvin Russell	Hub City Transit Division Manager
Modes of Service Covered by this Plan	Fixed and Non-Fixed Route	
FTA funding types	5307, 5339	
Does the Agency provide transit services on behalf of another agency?	NO	
Transit Agency or Entity for which service is provided	City of Hattiesburg	

Plan Development, Approval, and Updates

1. Annual Review of the Safety Plan

The HCT Safety Division Safety Plan Administrator (SPA) will review the PTASP annually, update the document as necessary, and implement the changes within a timeframe that will allow the agency to timely submit to any annual or other periodic reviews, including its annual self-certification of compliance. At minimum, annual self-certification will consist of both the Accountable Executive and the Mayor/City Council signing and dating an acknowledgment of receipt of this updated document in the City Council meeting minutes.

Annual review of the PTASP will be conducted by the SPA by **July 1** of each calendar year. Necessary updates outside the annual update window may be handled as PTASP addenda.

March 1	April 1	May 1	June 1	July 1
SPA notifies the HCT Safety Division Team that they must review the PTASP sections applicable to their function	HCT Safety Division Work Session on PTASP and Safety Objectives change recommendations	Draft of the PTASP with changes is submitted by the SPA to the CSO for review and update	SPA completes the final edits to the PTASP and submits to the Director of Urban Development for approval	Upon approval by the Director of Urban Development, the updated PTASP is submitted to the City Council Agenda

2. Activity Log

Reviews of the PTASP and any subsequent updates, addenda, adoption, and distribution activities will be documented in the Activity Log.

A physical and an electronic archive of the PTASP will be maintained and provided for examination by the SPA in the Hattiesburg-Petal-Forrest-Lamar Metropolitan Planning Organization office.

Name of Person who drafted this Plan	Armendia Esters Safety Plan Administrator/MPO Division Manager	
Signature by the Accountable Executive	Andrew Ellard Director Department of Urban Development	_____ DATE: _____
Adoption by the City of Hattiesburg	December 22, 2020	Minute Book # _____

HCT-PTASP Activity Log

Version Number and Updates			
<i>Complete history of successive versions of this plan</i>			
Version No.	Section/Pages Affected	Reason for Change	Date Issued
1		New Document	12/22/2020

Safety Performance Targets

The Hub City Transit (HCT) established safety performance targets for 2021 based upon the review of the last five (5) years of HCT's safety performance data and vehicle revenue miles (VRM) which were reported to the National Transit Database (NTD), and also data from the internal safety occurrence reports.

Mode of Transit Service	Fatalities (Total)	Fatalities (per 50,000 VRM)	Injuries (total)	Injuries (per 50,000 VRM)	Safety Events (total)	Safety Events (per 50,000 VRM)	System Reliability (VRM/failures)
Fixed Route Bus	1	.05	1	.05	0	0	10,000
Paratransit	0	0	0	0	0	0	25,000

HCT's Accountable Executive shares the PTASP, including safety performance targets, with the Hattiesburg-Petal-Forrest-Lamar Metropolitan Planning Organization (HPFL-MPO) each year for re-adoption after the City's Adoption of the HCT-PTASP and also provides a copy of the HCT-PTASP to the Mississippi Department of Transportation (MDOT). In addition, HCT coordinates with both of these entities in the selection of the safety performance targets.

Targets Transmitted to the State	Mississippi Department of Transportation	Date Targets Transmitted 12/22/2020
Targets Transmitted to the MPO	Hattiesburg-Petal-Forrest-Lamar Metropolitan Planning Organization	Date Targets Transmitted 1/27/2021

HCT SMS Policy Statement

HCT commits to the establishment and continuous improvement of a comprehensive and preemptive system of Safety Management which will encompass the Safety Management System (SMS) components of a cohesive Safety Policy, a standardized method of Safety Risk Management, a robust set of procedures of Safety Assurance, and an effective program of Safety Promotion. This Safety Management System will be appropriately scaled to the size, scope, and complexity of the agency and will begin with the completion of the Public Transportation Agency Safety Plan (PTASP) and the formation of the Hub City Transit Safety Division (HCT Safety Division).

Moreover, HCT commits to promoting an organizational culture that encourages and supports safe practices and empowers both employees and contractors to fully participate in the Hub City Transit employee safety reporting program.

The HCT Safety Division leadership team, as directed by the Urban Development Department Director of the City of Hattiesburg, will be accountable for developing, implementing, maintaining, and improving processes to ensure the safety of the HCT employees and customers, in addition to the general public, and will provide all appropriate resources to fulfill this commitment.

The HCT Safety Division leadership team, as directed by the Urban Development Department Director of the City of Hattiesburg, will hold the executives, managers, supervisors, employees, and contractors accountable for safety performance.

The HCT Safety Division leadership team, as directed by the Urban Development Department Director of the City of Hattiesburg, will be accountable for the agency's compliance to Federal Transit Administration (FTA) requirements, and has developed this Public Transportation Agency Safety Plan (PTASP) to comply with 49 CFR Part 673, the FTA regulation established by Section 5329(d) of the Moving Ahead for Progress in the 21st Century (MAP-21) Act.

The City of Hattiesburg has adopted the HCT's PTASP and acknowledges that its content meets the requirements of Part 673 and Section 5329(d) of MAP-21 through the establishment of a comprehensive SMS framework.

The HCT Vision

HCT is committed to Vision Zero (Zero Accidents and Zero Incident). HCT is will approach safety management as a systematic and comprehensive approach to identifying safety hazards and risks associated with transit system operations and related maintenance activities.

HCT has adopted a safety program framework as a component of the agency's responsibility to: establish a new safety policy; create a system of identifying hazards and controlling risks; and engage in goal-setting, planning, and measuring performance. Furthermore, HCT has adopted a safety program framework as means by which to foster agency-wide support for transit safety by establishing a culture where everyone is held accountable for safety in the organization and takes an active role in securing transit safety.

The HCT Safety Objectives

1. HCT's safety objectives are as follows:

- Zero Fatalities
- Reduce the number of serious injuries
- Reduce the number of safety events
- Increase system reliability score

2. Quarterly Progress Report

Each quarter, the HCT Safety Division will report to the entire agency and to the Accountable Executive regarding how well the agency is meeting the Safety Objectives. In addition to reviewing the PTASP annually, the HCT Safety Division will also review and update these objectives, as needed, each year.

3. Signatures

As required by 49 CFR Part 673, the HCT-PTASP, which describes the agency's commitment to continuously monitoring, measuring, and improving safety performance, has been adopted by the City of Hattiesburg and endorsed by the Director of Urban Development (Accountable Executive).

_____ Accountable Executive Signature

Date_____

The HCT Safety Division: Authorities, Accountabilities, and Responsibilities

The HCT Safety Division is a permanent addition to the Hub City Transit agency that is committed to ensuring the safe operations of the agency and to forming an organizational culture that values a proactive management of safety risks. The HCT Safety Division's Executive Management and Leadership team includes the following positions:

1. The accountable executive of the HCT Safety Division is the Director of the Urban Development Department, who is ultimately responsible for carrying out the HCT Public Transportation Agency Safety Plan (HCT-PTASP). The specific responsibilities of the Director are described in the HCT Safety Division Position Description Supplement.
2. The Director designates the HCT Safety Division's Chief Safety Officer (CSO). The Chief Safety Officer is the Division Manager of HCT. The CSO reports directly to the Director of the Urban Development Department and is responsible for ensuring and overseeing the day-to-day implementation and operation of HCT's Safety Management System. The specific responsibilities of the CSO are described in the HCT Safety Division Position Description Supplement.
3. The Director designates the HCT Safety Division's Safety Plan Administrator (SPA). The Safety Plan Administrator is the Division Manager of the Hattiesburg-Petal-Forrest-Lamar Metropolitan Planning Organization (HPFL-MPO). The SPA reports directly to the Director of the Urban Development Department and is responsible for ensuring the development and delivery of the HCT Public Transportation Safety Plan (HCT-PTASP) for adoption by the City of Hattiesburg. The SPA is also responsible for all HCT-PTASP implementation planning tasks and HCT-PTASP document control. The specific responsibilities of the SPA are described in the HCT Safety Division Position Description Supplement. (see Appendix A)

In addition to the HCT Safety Division Executive Management and Leadership team, the HCT Safety Division is comprised of the following positions:

1. The Safety Division Inspector is designated by the CSO and is responsible for assisting the CSO with the implementation of the HCT-PTASP. The specific responsibilities of the Safety Inspector are described in the HCT Safety Division Position Description Supplement.
2. The Safety Division Coordinator is designated by the SPA and is responsible for creating and delivering reports and documents from the Safety Program to the SPA. The specific responsibilities of the Safety Coordinator are described in the HCT Safety Division Position Description Supplement.

Safety Management Policy Communication and The HCT Safety Handbook

HCT has established organizational accountabilities and responsibilities for its SMS, and the Accountable Executive has issued a written Safety Management Policy (SMP) statement that includes HCT's safety objectives.

The Chief Safety Officer, who leads HCT's SMS activities, ensures the SMP statement is distributed via electronic and hard copy to all employees and contractors. HCT conducts an annual safety meeting to discuss safety issues and considerations. HCT will begin this annual activity by reviewing the SMP statement and management's commitment to the safety of our system.

The Chief Safety Officer also ensures the SMP statement is readily available to all executives, managers, supervisors, administrative and frontline employees, and transit service contractors for additional posting and mail outs. The Chief Safety Officer prepares and disseminates quarterly reports documenting how HCT is meeting the safety objectives set forth in the SMP statement. The results of these reports are documented in the quarterly Safety Meeting minutes.

HCT posts copies of the SMP statement and the quarterly Safety Meeting minutes on the communication board at the HCT operations facility. The SMP statement is distributed during the new hire training and orientation, and policy points are reviewed at least quarterly at Safety Meetings.

In the event that changes occur to the SMP statement during the year, the Chief Safety Officer will redistribute it throughout the agency following the same protocols to ensure it is provided to all employees and contractors.

HCT also communicates organizational accountabilities and responsibilities, described in the HCT-PTSA, in the HCT Position Description Supplement that contains detailed job descriptions of the HCT Safety Division.

In addition, the HCT Safety Handbook is a comprehensive Safety policies and procedures information source that will be created for dissemination to all HCT employees and contractors. The HCT Safety Handbook will include the SMS Statement.

The HCT Employee Safety Reporting Program (ESRP)

HCT employees who work on the frontline are a critical source of safety information. In order to encourage the sharing of safety concerns, HCT will establish an Employee Safety Reporting Program (ESRP).

1. **Voluntary Program**

HCT encourages employees to report any safety concern in good faith to their supervisor or to senior management without fear of discipline, reprisal, or penalty. HCT offers employees several methods for reporting and reporting can be made anonymously.

2. **Protection for Employees and Contractors that report a safety concern**

The person who reports a safety concern will remain confidential and there will be no punitive action taken by HCT for the report. **EXCEPTION:** the protection will not apply to anyone that engages in NON-protected behaviors. NON-protected behaviors may result in discipline up to and possibly including termination.

3. **NON-Protection:** applies to any HCT employee or any Transportation Service Contractor employee that reports their own behavior which has violated the law, endangered themselves or others, or has been an infraction of the policies of the City of Hattiesburg or the HCT Safety Management Policy. Non-Protection also applies to any HCT employee or any Transportation Service Contractor employee that has been the subject of a safety concern report of their behavior that has violated the law, endangered themselves or others, or has been an infraction of the policies of the City of Hattiesburg or the HCT Safety Management Policy.

4. **Methods of Reporting**

- Via comment placed in the Physical Drop Box in the HCT operations facility
- Direct telephone call to the CSO
- Direct email to the CSO
- Report to HCT Dispatch

5. **Receipt of Report-**The CSO receives the report and an ESRP case is created in a confidential log. If requested, a response will be sent to the reporter that an ESRP case has been created. All communication with the reporter will be documented in the ESRP confidential case log.

6. **Follow up-**A follow-up review of the case is conducted to determine if the situation requires immediate action or further investigation.

- 7. If hazards are identified in the case, then the hazard will be assessed and recorded on the HCT's Hazard Identification and Risk Assessment Registry. The case will proceed to the Risk Assessment process.**
- 8. If employee non-compliance with rules or deficient operation is identified in the case, then the matter will be addressed by management for resolution through the Safety Assurance process.**
- 9. The number of ESRP cases will be reported on the quarterly Safety Meeting agenda**
- 10. The response to reported safety concerns will be communicated in the quarterly Safety Meeting and through training meetings when doing so does not violate confidentiality.**
- 11. Upon adoption of the HCT-PTASP, all future contracts for transit services will be subject to HCT safety standards and ESRP participation.**

Safety Risk Management (SRM)

HCT's Safety Risk Management (SRM) process includes the activities and tools needed to identify and analyze hazards and assess safety risk. HCT uses its SRM process to proactively manage safety hazards and their associated safety risk, with the intent to significantly mitigate the safety risk in the transit system.

Previous systems of safety included an approach of Hazard Management. This approach was focused on preventing system failures and the mishaps associated with the failures. The unforeseen hazards were addressed, however, the new Safety Risk Management (SRM) approach focuses on the routine, ongoing capture and analysis of safety information to address both unforeseen and foreseen hazards by assessing the risk of potential consequences of hazards.

Transit agencies must develop and implement a Safety Risk Management process for all elements of their transit system. (49 CFR B 673.25) HCT's safety risk process has five (5) steps.

1. **Collecting Information**
2. **Assessing Severity**
3. **Assessing Likelihood**
4. **Determining the Safety Risk Index**
5. **Documenting Results**

The results of HCT's SRM process are documented in the Hazard Identification and Risk Assessment Register module of HCT's safety information system and are maintained for a minimum of three (3) years.

1. Key Terms

- Hazard-A hazard is defined as a real or potential condition that can cause injury, illness, or death; damage to or loss of the facilities, equipment, rolling stock, or infrastructure of a public transportation system; or damage to the environment. This condition may lead to consequences (occurrence or safety event).
- Event-Any accident, incident, or occurrence.
- Risk-The combination of predicted severity and likelihood of the potential effect of a hazard.
- Risk mitigation-Method (s) to eliminate or reduce the effects of hazards.
- Consequence-An effect of a hazard involving injury, illness, death or damage to HCT's property of the environment.

2. Hazard Identification (Collecting Information)

The HCT agency has developed a hazard identification program as an integral part of the SMS.

The hazard identification program includes reactive methods of identification, such as the safety event reporting and incident investigation. However, the program also includes proactive methods of hazard identification through data collection and day-to-day operations analysis. Common sources of hazard identification include:

- Safety Inspections
- Training and evaluation records
- Voluntary ESRP reporting
- Hazard and safety event reporting (with causal factor analysis)
- Operation compliance audits
- Evaluating customer suggestions and complaints
- Action Review after an emergency event
- Fleet Maintenance meetings
- Information from the Transit Asset Management (TAM) assessments
- Information from the National Transportation Safety Board
- Information from the FTA, including safety directives, bulletins, alerts, and technical assistance, as well as regulations and recommended practices
- Reports from HCT's Safety Assurance activities such as
 - 1) Ride checks
 - 2) Workplace observations by management personnel

Common hazards include the categories of functional hazards, electrical hazards, fueling hazards, mechanical hazards, height and fall hazards, roadway and other operating environment hazards, etc.

3. Safety Risk Assessment Part 1 (Assessing Severity)

The CSO, working with the Safety Inspector, will assess the *severity of impact* of the worst possible consequence(s) of the hazard (if one were to occur) while considering existing mitigations for the hazard in question. The CSO will include possible impact to people, systems, equipment, and the environment. The assessment must be credible and follow the criteria in the Safety Risk Severity Table based on MIL-STD 882E (see Appendix B, Table I). This table uses four severity levels:

- Catastrophic
- Critical
- Marginal
- Negligible

4. Safety Risk Assessment Part 2 (Assessing Likelihood)

The CSO, working with the Safety Inspector, will assess the *likelihood* of the worst credible potential consequence (s) of the hazard considering existing mitigations. HCT follows the criteria in the Safety Risk Likelihood table adapted from MIL-STD 882E (see Appendix B, Table II). This table includes six likelihood levels:

- Frequent
- Probable
- Occasional
- Remote
- Improbable
- Eliminated

5. Safety Risk Matrix Tool (Determining the Safety Risk Index)

The CSO, working with the Safety Inspector, will combine the assessed severity and likelihood into a *safety risk index*. HCT uses a Safety Risk Assessment Matrix adapted from MIL-STD 882E that assigns an alphanumeric rating for each potential consequence to prioritize safety risk (see Appendix B, Table III). This step assists HCT's SRM assessor in rating the tolerability of the safety risk as:

- Low-Acceptable without Review
- Medium-Acceptable with Existing Mitigations
- Serious-Acceptable with Monitoring and Management Review (Management Review Required)
- High-Unacceptable; Management Approval Required (Action Required-suspension of services or activities until risk is mitigated)

6. HCT Hazard Identification and Assessment Registry (Documenting Results)

The CSO will enter the identified condition into the Hazard Identification and Risk Assessment Register. The Register will include:

- Hazard
- Hazard type
- Identification source and date
- Hazard's consequences
- Existing mitigations that address the worst credible potential consequence (s)
- Assessments regarding severity and likelihood of the worst credible potential consequence
- Any related or supporting documentation
- Required management reviews and documented

The Safety Division maintains the policies, procedures, checklists, and forms that support safety risk assessment activities. The CSO records the results of the safety risk assessment process in the Hazard Identification and Risk Assessment Register. Completed safety risk assessments and supporting attachments will be periodically reviewed by the Director of the Urban Development Department.

7. Safety Mitigation

Some of the risks posed by HCT's identified hazards may require mitigation. Mitigation is the method (s) to eliminate or reduce the effects of hazards. HCT's safety risk intervention process is to eliminate the hazard if possible. However, mitigation actions may require a more appropriate response. The method of mitigation that is chosen may:

- Reduce the likelihood of the potential consequences of a hazard; and/or
- Reduce the severity of the potential consequences of a hazard.
- Eliminate the potential consequences of a hazard.
- Examples of mitigating actions may include:
 - 1) **Physical Defenses:**
These include objects and technologies that are engineered to discourage, or warn against, or prevent inappropriate action or mitigate the consequences of events (e.g. traffic control devices, fences, safety restraining systems, transit controls/signals, transit monitoring systems, etc.)
 - 2) **Administrative Defenses:**
These include procedures and practices that mitigate the likelihood of accident/incident (e.g. safety regulations, standard operating procedures, personnel proficiency, supervision inspection, training, etc.)
 - 3) **Behavioral Defenses:**
These include behavioral interventions through education and public awareness campaigns aimed at reducing risky and reckless behavior of motorists, passengers and pedestrians; factors outside the control of the agency

HCT will reduce the associated risk to the lowest acceptable level within the constraints of cost, schedule, and performance by applying the design order of precedence specified in MIL-STD 882E:

- Eliminate hazards through design selection;
- Reduce risk through design alteration;
- Incorporate engineered features or devices;
- Provide warning devices; and
- Incorporate signage, procedures, training, and personal protective equipment.

The CSO will develop mitigations, supported by any consultation with subject matter experts. The CSO will approve the safety risk mitigation and prioritize the action based upon the Safety Risk Index rating, and the constraints of cost, schedule, and other factors that impact the overall agency investment to implement the mitigation. Depending on the

nature of the safety risk or mitigation, additional approvals may be required from the Director of the Urban Development Department.

Safety mitigation actions must be entered into the Prioritized Mitigation Log. This log includes a schedule, budget, and the name of the party responsible for implementation. HCT will monitor its operations to identify any safety risk mitigations that may be ineffective, inappropriate, or were not properly implemented as intended. This activity may include the use of mitigation monitoring plans.

The person that developed the mitigation will be responsible for inputting the mitigation information into the Prioritized Mitigation Log. The CSO will review the status of the mitigations and report any concerns to the Director of the Urban Development Department, including a re-assignment request of an ineffective mitigation method that may require expertise that must be acquired through external consultation services.

The Safety Division will include the information on the development and implementation of safety risk mitigations in the quarterly Safety Meeting agenda.

Safety Assurance

HCT's forward-focused actions for managing safety risk are verified by the ongoing monitoring of the operation system. This continuous evaluation is part of the Safety Assurance module of the SMS.

Safety Assurance is the set of processes within the transit agency's SMS that function to ensure the implementation and effectiveness of safety risk mitigation and that the transit agency meets or exceeds its safety objectives through collection, analysis, and assessment of information.

The execution of the Safety Assurance processes requires a clear understanding of how safety performance will be evaluated and must provide a consistent set of techniques to:

- 1. Monitor the HCT system for compliance with, and sufficiency of, the agency's procedures for operations and maintenance;**
- 2. Monitor its operations to identify any safety risk mitigations that may be ineffective, inappropriate, or were not implemented as intended;**
- 3. Conduct investigations of safety events to identify causal factors; and**
- 4. Monitor information reported through any internal safety reporting programs.**

- **Monitoring HCT operations and maintenance procedure**

The CSO and the Safety Inspector of HCT will complete quarterly operations and maintenance review on the results/outcomes of policies and procedures that include:

- 1) Rules compliance activities including training, coaching, or discipline for unsafe acts;
- 2) Inspections of the department's equipment and infrastructure elements;
- 3) Transit Asset Management activities review
- 4) Quality control and quality assurance assessments and reviews in the department, and
- 5) Supervisor observations of activities performed in the department.

A complete itemization of the areas that are to be monitored is documented in the *HCT Operations and Maintenance Monitoring Plan*. The monthly monitoring activities procedures and report forms are also included in the plan.

Compliance monitoring helps agencies determine if employees are carrying out their work as intended and demonstrates whether the procedures have resulted in the intended outcomes.

Monitoring the level of compliance to operation procedures can lead to discovering discrepancies and changes that may reveal underlying weaknesses in procedure, poor training, or other vulnerabilities that may be difficult to identify by other methods. Some examples of the monitoring activities include:

- 1) Safety Audits
- 2) Informal inspections
- 3) Regular review of onboard camera footage to assess drivers and specific incidents
- 4) Safety Surveys
- 5) ESPR case processing
- 6) Review of investigation reports
- 7) Safety review prior to the launch or modification of any facet of service
- 8) Daily data gathering and monitoring of data related to the delivery of service, and
- 9) Regular vehicle inspections and preventative maintenance.

Results of the above processes are compared against recent performance trends quarterly and annually by the CSO to determine where action needs to be taken. The CSO enters any identified non-compliant or ineffective activities, including mitigations, back into the SRM process for reevaluation.

- **Monitoring mitigation activities**

HCT monitors safety risk mitigations each quarter to determine if they may be ineffective, inappropriate, or not implemented as intended. The HCT Safety Division CSO, Safety Inspector, and the Director of the Urban Development Department, along with assigned subject matter experts working with the Safety Division, develop mitigation monitoring plans and track the cases through the Prioritized Mitigation Log. The monitoring mechanisms for evaluating the mitigation cases are established by the CSO and assigned by the CSO for completion. Examples of these monitoring mechanisms are tracking a specific metric on a daily, weekly, or monthly basis; conducting job performance observations; or other activities. The CSO will endeavor to make use of existing HCT processes and activities before assigning new information collection activities.

- 1) The *HCT Mitigation Monitoring Plan* is the standard operating procedure for monitoring mitigations.
- 2) The Director of the Urban Development Department must approve all mitigations deemed no longer necessary or ineffective.
- 3) All mitigations deemed as ineffective must be added as a new Safety Risk assessment item.

- **Safety Event Investigations**

HCT will maintain documented standard operating procedures for conducting investigations of safety events to find causal and contributing factors and review the existing mitigations in place at the time of the event. HCT's *Safety Event Investigation Procedures Manual* contains specific procedures for this activity. Each quarter, Safety Event Investigation Reports are reviewed by the Director of the Urban Development Department.

- 1) Operations and maintenance management are responsible for immediately notifying the Safety Division of any safety event that meets HCT's safety thresholds. The Safety Division notifies the Director of the Urban Development Department of any events that result in fatality, serious injury, or property damage to HCT vehicles or private vehicles that may exceed \$5,000.
- 2) The Safety Division ensures that all safety events are recorded and tracked in an electronic Safety Event Log.
- 3) The Safety Division ensures compliance with reporting thresholds, requirements, and processes defined in the FTA's Safety and Security Policy Manual and with notification thresholds established by the National Transportation Safety Board and the Mississippi Department of Transportation.
- 4) The *Primary Investigation Activities Table* (see Appendix C) describes the fundamental phases of the safety event investigation procedures.

- **Monitoring reports regarding safety concerns**

The CSO and the Director of the Urban Development Department will review the following safety data sources every quarter:

- 1) ESRP cases
- 2) Safety Meeting minutes
- 3) Quality control/Quality assurance assessments
- 4) Inspection Reports/Summaries
- 5) Customer Complaints
- 6) Safety Audit Reports
- 7) Safety Risk Mitigation case information
- 8) External and internal reviews

Safety Performance Measurements

Setting Safety goals and objectives is part of HCT's strategic planning and safety policy creation. Clearly defining safety goals is the first part in creating a safety performance measurement system.

1. Safety goals are general descriptions of desirable long-term impacts. HCT's Safety Goals are:
 - **Vision Zero-prevent fatalities and serious injury to the public and HCT employees and contractors**
 - **Safe Journeys-increase the safety and security of the passengers and the operators of HCT**
 - **Dependable Service-Increase system reliability**
2. Safety objectives or outcomes are more specific statements that define measurable results. HCT's Safety Objectives are:
 - **Zero Fatalities**
 - **Reduce the number of serious injuries**
 - **Reduce the number of safety events**
 - **Increase the system reliability score**
3. Each quarter, HCT's Safety Division will evaluate the progress of the stated Safety Objectives, however, in order to ensure an accurate evaluations HCT must develop ways of ascertaining gains in levels of achievement. In other words, HCT must develop a system of performance measurement.
4. Performance measurement is the regular systematic collection, analysis, and reporting of data that track resources used, work produced, and whether specific outcomes were achieved; it is a tool to quantify and improve performance, and engage and communicate with HCT staff and external stakeholders.
5. The two core functions of performance measurement include monitoring and evaluating progress. Performance can be measured in terms of inputs, outputs, outcomes, and efficiency, among many other criteria.
6. HCT will utilize basic principles of performance measurement:
 - Focus on agency goals
 - Aim for clarity and precision
 - Use a variety of measures

- Use numerical measures
 - Present a hierarchy of measures
 - Use forward-looking measures
 - Integrate information into agency decision-making
 - Practice timely reporting
 - Demonstrate realism of goals and targets
7. System safety data can be collected from a variety of sources:
- Near miss information
 - Accident investigation reports (with causal factor analysis)
 - Internal safety audits
 - Safety Division meeting minutes
 - Injury reports (including occupational injury)
 - Safety event reports
 - System monitoring
 - SRM program information
8. When the data is collected, the CSO will analyze and use this data to develop key safety performance indicators and targets.
9. HCT Safety Performance Targets are based on data delivered to the National Transit Database (NTD), and are as follows:
- **Fatalities**
 - 1) Total number of reportable fatalities
 - 2) Rate of reportable fatalities per total vehicle revenue miles
 - **Injuries**
 - 1) Total number of reportable injuries
 - 2) Rate of reportable injuries per total vehicle revenue miles
 - **Safety Events**
 - 1) Total number of reportable safety events
 - 2) Rate of reportable safety events per total vehicle revenue miles
 - **System Reliability**-Mean distance between major mechanical failures
10. These safety performance metrics are used to create improvement targets for these four measures and for each mode of transit, in order to encourage improvements and monitor the safety performance of delivering transit services.
11. HCT will make its safety performance improvement targets available to applicable state agencies and metropolitan planning organizations (MPOs), and, to the maximum extent practicable, will coordinate with both in the selection of safety performance targets.

Targets will be adopted into local Transportation Improvement Plans (TIP) or TIP amendment.

12. The safety data that is collected from the above sources will be analyzed for potential safety impacts. Identified areas of concern are reported to appropriate personnel in the form of specific project reports, memos, and recommendations from the CSO.
13. Records of the safety system data are maintained for a minimum of three years. Certain information, such as safety certification backup documentation is maintained by HCT. In addition to safety data, HCT's Safety Division Safety Plan Administrator (SPA) maintains data and documentation of activities required by the PTASP.
14. Once the Safety Objectives and metrics have been defined, they can be organized into a *Safety Performance Matrix*. This tool will allow HCT to continuously monitor safety performance and to evaluate the results. HCT will evaluate safety performance and update documentation each quarter.
15. **Safety Performance Indicators (SPI)**-HCT's chosen Safety Targets will be divided into items to track regularly to ascertain the level of success experienced in achieving the Safety Target. These items are the Safety Performance Indicators. For example, the Safety Target of reducing serious injury will receive a Safety Performance Indicator of "reducing serious injuries on vehicles per revenue mile by .02 over the next 12 months".
16. HCT will subsequently use the information from this performance evaluation to:
 - Focus attention on performance gaps and trigger in-depth investigations of what performance problems exist
 - Help make informed resource allocation decisions
 - Identify needs for staff training or technical assistance
 - Help motivate employees to continue making program improvements
 - Support strategic planning efforts by providing baseline information for tracking progress
 - Identify best practices through benchmarking
 - Respond to elected officials and the public's demand for accountability

Safety Promotion

HCT values safety promotion as a critical component of the success of the SMS. The HCT Safety Division works to ensure that the entire organization fully understands its safety policies, procedures, and structure. Moreover, safety promotion involves establishing an organizational and workplace culture that recognizes safety as a core value, that successfully trains employees in safety principles, and that allows opportunities for the open communications of safety issues.

HCT holds all HCT employees and future contractors directly responsible for safety including:

1. Bus vehicle operators
2. Dispatchers
3. Maintenance Technicians
4. Administrative Support Team Members
5. The HCT Safety Division
6. The Chief Safety Officer, and the
7. Director of the Urban Development Department

HCT assigns resources to conduct a comprehensive safety training program, as well as training on SMS roles and responsibilities. The scope of the safety training, including annual refresher training, is appropriate to each employee's individual safety-related job responsibilities and their role in the SMS.

Basic training requirements, including annual refresher training, are documented in the *HCT Safety Training Registry*.

Operations safety-related skill training includes the following:

- New-hire bus vehicle operator classroom and hands-on skill training,
- Bus vehicle operator refresher training,
- Bus vehicle operator retraining (recertification or return to work)
- Classroom and on-the-job training for dispatchers,
- Classroom and on-the-job training for operations supervisors,
- Accident investigation training for operations supervisors.

Vehicle maintenance safety-related skill training includes the following:

- Ongoing vehicle maintenance technician skill training,
- Ongoing skill training for vehicle maintenance supervisors,

- Accident investigation training for vehicle maintenance supervisors, including the *Transportation Safety Institute (TSI) Fundamentals of Bus Collision Investigation* and on-the-job training,
- Ongoing fire prevention training for vehicle maintenance technicians and supervisors
- Ongoing hazardous material training for vehicle maintenance technicians and supervisors,
- Training provided by vendors

HCT Safety Division staff members participate in the Voluntary Bus Safety Training Program that is outlined in the FTA's Public Transportation Safety Certification Program regulation, 49 CFR Part 672. HCT's designated Safety Division personnel will complete the following curricula, in accordance with the Program's specifications:

- SMS awareness (e-learning)
- Safety Assurance (virtual instructor-led)
- SMS Principles of Transit (classroom)
- Transit Safety and Security program managed by TSI:
 - 1) Effectively Managing Transit Emergencies,
 - 2) Transit Bus System Safety, and
 - 3) Fundamentals of Bus Collision Investigation
- Following the conclusion of this training, designated personnel will complete refresher training that includes, at a minimum, one hour of safety oversight training.

HCT also conducts SMS initial and refresher training on basic SMS principles and the mandatory and voluntary ESRP for frontline and supervisory operations and maintenance employees.

HCT will monitor future transit service provider contractors' safety skill training and SMS training, including refresher training, to ensure the contractor is supporting HCT's safety standards and safety management.

Safety Communication

In accordance with HCT's SMP statement, HCT actively encourages the open sharing of information regarding all safety issues throughout the organization. The communication information follows a top-down, agency-wide model of the agency's SMS. The Chief Safety Officer is responsible for reporting on the agency's safety performance to the Director of the Urban Development Department. These reports may include performance relative to the agency's safety performance targets, updates related to mitigation monitoring plans, and unusual events, etc.

The HCT quarterly Safety Meeting for all HCT staff will have a permanent agenda item dedicated to ESRP information, safety performance target progress reports, and SMS policy items training. Minutes from the quarterly meetings will be retained for records.

HCT will also hold monthly bus vehicle operators' monthly meetings. Typically, the information conveyed at these meetings will include Safety performance statistics, lessons learned from recent occurrences, and upcoming events that may impact HCT's service or safety performance. HCT also may request information at these meetings, or conduct surveys, which are recorded in the meeting minutes.

The HCT Safety Coordinator will post safety information, quarterly and monthly minutes, bulletins, and the SMS Policy Statement each month on the HCT operations facility communication board.

As a part of new-hire training, HCT distributes the *HCT Safety Handbook*, which includes the SMS policies, ESRP information and other safety information.

HCT will continue to provide training on these policies and procedures and may schedule group talks on pertinent/urgent safety topics.

HCT employees will be informed about the number of ESRP cases that have been received and new actions or procedures that have been implemented as the result of ESRP reporting. This information will be given at every quarterly Safety Meeting.

Supporting Documentation

HCT and its future contractors will maintain documentation related to its SMS, and the programs, policies, and procedures used to carry out this PTASP, in addition to the results from its SMS processes and activities for three (3) years after creation. This documentation will be available to the Federal Transit Administration or other oversight entities upon request.

Acronyms and Definitions

CFR	-	Code of Federal Regulations
CSO	-	Chief Safety Officer
FTA	-	Federal Transit Administration
MAP-21	-	Moving Ahead for Progress in the 21st Century
NTD	-	National Transit Database
PTASP	-	Public Transportation Agency Safety Plan
SA	-	Safety Assurance
SPA	-	Safety Plan Administrator
SMS	-	Safety Management System
SOP	-	Standard Operating Procedure
SRM	-	Safety Risk Management
TAM	-	Transit Asset Management
U.S.C.	-	United States Code

The following definitions may be used throughout this document, and correspond to the definitions provided in 49 CFR 673.5.

Accident means an “event”, as defined below, that involves any of the following:

1. A loss of life,
2. A report of a serious injury to a person,
3. A collision of public transportation vehicles,
4. A runaway train,
5. An evacuation for life safety reasons, or
6. Any derailment of a rail transit vehicle (any location, any time, any cause).

Accountable Executive means a single, identifiable individual who has ultimate responsibility for carrying out the Public Transportation Agency Safety Plan (as defined below) of a public transportation agency; responsibility for carrying out the agency’s Transit Asset Management Plan (as defined below), and control or direction over the human and capital resources needed to develop and maintain both the agency’s Public Transportation Agency Safety Plan, in accordance with 49 U.S.C. 5329(d), and the agency’s Transit Asset Management Plan in accordance with 49 U.S.C. 5326.

Chief Safety Officer means an adequately trained individual who has responsibility for safety and reports directly to a transit agency’s chief executive officer, general manager, president, or equivalent officer. A Chief Safety Officer may not serve in other operational or maintenance capacities, unless the Chief Safety Officer is employed by a transit agency that is a small public transportation provider as defined in this part, or a public transportation provider that does not operate a rail fixed guideway public transportation system.

Equivalent Authority means an entity that carries out duties similar to that of a Board of Directors, for a recipient or subrecipient of FTA funds under 49 U.S.C. Chapter 53, including sufficient authority to review and approve a recipient or subrecipient's Public Transportation Agency Safety Plan.

Event means an “accident”, as defined above, or “incident” or “occurrence” (each as defined below).

FTA means the Federal Transit Administration, an agency within the United States Department of Transportation.

Hazard means any real or potential condition that can cause injury, illness, or death; damage to or loss of the facilities, equipment, rolling stock, or infrastructure of a public transportation system; or damage to the environment (as defined below).

Incident means an “event” (as defined above), that involves any of the following:

1. A personal injury that is not a serious injury,
2. One or more injuries requiring medical transport, or
3. Damage to facilities, equipment, rolling stock, or infrastructure that disrupts the operations of a transit agency.

Investigation means the process of determining the causal and contributing factors of an “accident”, “incident”, or “hazard” (each as defined here), for the purpose of preventing recurrence and mitigating risk.

National Public Transportation Safety Plan means the plan to improve the safety of all public transportation systems that receive federal financial assistance under 49 U.S.C. Chapter 53.

Occurrence means an “event” (as defined above), without any personal injury in which any damage to facilities, equipment, rolling stock, or infrastructure does not disrupt the operations of a transit agency.

Operator of a public transportation system means a provider of public transportation as defined under 49 U.S.C. 5302(14).

Performance measure means an expression based on a quantifiable indicator of performance or condition that is used to establish targets and to assess progress toward meeting the established targets.

Performance target means a quantifiable level of performance or condition, expressed as a value for the measure, to be achieved within a time period required by the Federal Transit Administration (FTA).

Public Transportation Agency Safety Plan means the documented comprehensive agency safety plan for a transit agency that is required by 49 U.S.C. 5329 and this part.

Risk means the composite of predicted severity and likelihood of the potential effect of a hazard.

Risk mitigation means a method or methods to eliminate or reduce the effects of hazards.

Safety Assurance means processes within a transit agency's Safety Management System that functions to ensure the implementation and effectiveness of safety risk mitigation, and to ensure that the transit agency meets or exceeds its safety objectives through the collection, analysis, and assessment of information.

Safety Management Policy means a transit agency's documented commitment to safety, which defines the transit agency's safety objectives and the accountabilities and responsibilities of its employees in regard to safety.

Safety Management System (SMS) means the formal, top-down, organization-wide approach to managing safety risk and assuring the effectiveness of a transit agency's safety risk mitigation. SMS includes systematic procedures, practices, and policies for managing risks and hazards.

Safety performance target means a Performance Target related to safety management activities.

Safety Promotion means a combination of training and communication of safety information to support SMS as applied to the transit agency's public transportation system.

Safety risk assessment means the formal activity whereby a transit agency determines Safety Risk Management priorities by establishing the significance or value of its safety risks.

Safety Risk Management means a process within a transit agency's Public Transportation Agency Safety Plan for identifying hazards and analyzing, assessing, and mitigating safety risk.

Small public transportation provider means a recipient or subrecipient of Federal financial assistance under 49 U.S.C. 5307 that has one hundred (100) or fewer vehicles in peak revenue service and does not operate a rail fixed guideway public transportation system.

Transit agency means an operator of a public transportation system.

Transit Asset Management Plan means the strategic and systematic practice of procuring, operating, inspecting, maintaining, rehabilitating, and replacing transit capital assets to manage their performance, risks, and costs over their life cycles, for the purpose of providing safe, cost-effective, and reliable public transportation, as required by 49 U.S.C. 5326 and 49 CFR part 625.

Appendices

Appendix A – HCT Safety Division Position Description Supplement

Appendix B – Safety Risk Assessment Tools

Table I -Severity Table

Table II -Likelihood Table

Table III -Risk Assessment Matrix

Appendix C –Primary Investigation Activities Table

HCT Safety Division Position Description Supplement

This document is a supplement to the Hub City Transit Public Transportation Agency Safety Plan (HCT-PTASP) and contains the position descriptions of the Hub City Transit Safety Division staff, which is comprised of existing positions within the Department of Urban Development human resources structure.

The Hub City Transit Safety Division is a permanent addition to the Hub City Transit Agency and is accountable for developing, implementing, maintaining, and improving processes to ensure the safety of the HCT employees and customers, in addition to the general public, and will provide all appropriate resources to fulfill this commitment. The position descriptions contained within these documents have been authorized and added to the City of Hattiesburg job descriptions, and will be included in any future job postings by the Human Resources Division.

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Director of Urban Development Department

This is professional and administrative work directing all aspects of the Urban Development Department. With total control over all activities, this person will manage, direct, supervise, and coordinate the overall operation of the Urban Development Department. Responsible for providing effective professional leadership for city planning, building permits, code enforcement, zoning, community development, municipal transit, MPO, grant development, and land usage. Responsible for planning and implementing departmental budget and recommending capital improvements.

This position is accountable for all monetary, fiscal, budgetary, safety, and legal issues related to the Urban Development Department. This position serves as Executive Director of the Hattiesburg-Petal-Forrest-Lamar Metropolitan Planning Organization (MPO), chairing the Technical Committee

Major Responsibilities and Duties

- Knowledge of complex principles, practices, and methods related to effective planning and development
- Knowledge of municipal, state, and federal laws and ordinances/codes applicable to department operations
- Ability to effectively plan and administer various federal grants and programs
- Develops programs for overall planning operations including updates of land use, zoning, subdivision, transportation and housing studies, special needs populations, and enforcement codes
- Ability to communicate effectively, either orally or in writing, to make major decisions and presentations to other groups or assemblies.
- Knowledge of general function of municipal government and accounting
- Ability to instruct subordinates in the proper office and field work methods and to review their work.
- Possesses education and experience related to the areas of Urban Development
- Performs other related duties as they may arise in the scope of the Urban Development Department area.
- The Director of Urban Development, in the additional capacity of the HCT Safety Division Accountable Executive, is ultimately responsible for carrying out the Hub City Transit Public Transportation Agency Safety Plan (HCT-PTASP). The Accountable Executive shall:
 1. Control and direct human and capital resources needed to develop and maintain both the HCT-PTASP and the Safety Management System (SMS).
 2. Ensure that action is taken to address substandard performance in the SMS.
 3. Maintain responsibility for carrying out the agency's Transit Asset Management Plan, if said plan is created for the Hub City Transit agency.
 4. Review and respond to reports submitted quarterly and annually by the Chief Safety Officer (CSO) and the Safety Plan Administrator (SPA).
 5. Recommend and Authorize Safety Plans of Action and Hazard Mitigation Plans to the CSO.

Position: Division Manager
Department: Urban Development
Division: Hub City Transit

Job Summary:

The Division Manager directs and supervises all employees and operations of Hub City Transit, the primary public transportation provider for the Hattiesburg Area. The position is accountable for bus routes and scheduling, maintenance, monetary, fiscal, budgetary, safety, and legal issues related to the work for which this position is responsible. Duties are largely accomplished during typical business hours, but also requires great flexibility in meeting/communicating with staff and addressing operations at various hours. Incumbent is not on shift work, but is always on call. Fifty percent of the work in this position is indoors while the remaining 50% is outdoors.

The Hub City Transit Division Manager is the designated Chief Safety Officer of the HCT Safety Division and is responsible for ensuring and overseeing the day-to-day implementation and operation of HCT's Safety Management System.

Examples of Work:

- Lead all division personnel, including office staff, drivers, and mechanics. Includes hiring, onboarding, training, coaching, and disciplinary action.
- Ensure that excellent customer service is provided for passengers of the system; receive and address escalated concerns as needed.
- Analyze reports and evaluate routes and schedules to ensure effective performance.
- Develop appropriate route and schedule adjustments and propose route updates.
- Oversee operation of Paratransit service, JARC service, and other such services.
- Coordinate with the Director and the MPO Division in the creation and reporting of data for federal reporting and in preparation of audits.
- Account for all revenues received from fare collections.
- Prepare annual budget and closely monitor against operations throughout the year.
- Ensure the completion and keeping of maintenance records on all assets.
- Plan for and prioritize equipment and system updates as well as operations and facility needs.
- Coordinate with the Director and the Safety Plan Administrator to create and implement the Public Transportation Agency Safety Plan (HCT-PTASP).
- Manage the Employee Safety Reporting Program (ESRP).
- Oversee the processes of the Safety Management System, including Hazard Identification, Risk Management, Safety Assurance, and Safety Promotion.
- Preside over the Quarterly Safety meetings.
- Conduct monthly safety training meetings
- Investigate and submit reports and corrective action plans for safety occurrences.
- Submit quarterly and annual SMS reports to the Director.
- Obtain and maintain the appropriate CSO Certification, as prescribed by the FTA.

Qualifications

Requires High School Diploma or GED, plus eight years of experience in transportation or a related field; or some college in business management, transportation planning or a related field or a combination of education and experience sufficient to perform the duties and responsibilities. Must have Commercial Class B Drivers License with endorsement "P" or must attain within six (6) months of hire. Must be able to perform physical work. Familiarity with OSHA standards and regulations, FTA regulations, and ADA regulations are preferred.

Position: MPO Division Manager
Department: Department of Urban Development
Division: Metropolitan Planning Organization

Job Summary:

The MPO Division Manager is responsible for the management, coordination, and administration of the Hattiesburg-Petal-Forrest-Lamar Metropolitan Planning Organization (MPO) program. Works under the general guidance of the Director of Urban Development in his/her capacity as MPO Executive Director. Includes long-range comprehensive/transportation plans; sub-area studies; short-range transportation improvement programs; urban and regional transit planning; annual work programs; and other pertinent MPO documents, policies, and programs. Conducts research and analysis of information and adherence to current federal legislation, MDOT, FHWA and FTA requirements. Ensure compliance with Federal and State laws and conformance to acceptable professional standards.

The MPO Division Manager is the designated Hub City Transit (HCT) Safety Division's Safety Plan Administrator. The Safety Plan Administrator (SPA) is responsible for ensuring the development and delivery of the Hub City Transit Public Transportation Safety Plan (HCT-PTASP) for adoption by the City of Hattiesburg. The SPA is also responsible for all HCT-PTASP implementation planning tasks, the HCT-PTASP annual review, and HCT-PTASP document control.

ESSENTIAL JOB FUNCTIONS:

- Building and maintaining relationships with the Transportation Policy Committee, The Transportation Technical Committee, the Mississippi Department of Transportation, the Federal Highway Administration, the Federal Transit Administration and all member jurisdictions.
- Broadening outreach efforts to other potential planning partners throughout the region.
- Directly supervising the work activities of a small, dedicated team.
- Strengthening the overall quality of MPO's work product utilizing current best practices in conformity with federal, state, and local regulations and practices.
- Performs a variety of routine and complex administrative, technical and professional work.
- Provides technical and professional advice; prepares written reports and makes presentations to MPO Technical and Policy Committees, supervisors, city councils other boards, commissions, civic groups and the general public.
- Provides information on the transportation planning process and projects.
- Performs technical and professional work on MPO plans, programs, and studies, including the Metropolitan Transportation Plan, the Transportation Improvement Program, Unified Planning Work Program, bicycle and pedestrian plans, transit plans, and a regional ITS architecture.
- Supports state and local project development and work on feasibility studies, environmental documents, and the design process.
- Supports other initiatives including bicycle and pedestrian planning and project development, comprehensive planning, corridor planning, and public involvement and outreach activities.
- Coordinate efforts in the administering of the HPFL-MPO and FTA programs by managing existing grants by: tracking grants; developing internal reporting systems; writing reports; maintaining excellent historical records; working with staff to ensure each project or program is meeting proposal conditions and expectations.
- Monitor and manage grants.
- Ensure development and delivery of the HCT-PTASP for adoption by the City of Hattiesburg
- Lead the planning phases of the HCT-PTASP new safety program implementation
- Analyze, update, and report on the HCT-PTASP once a year and submit the report to the City of Hattiesburg
- Establish and maintain a secure system of records for HCT-PTASP documents

SKILLS AND ABILITIES:

- A self-motivating individual that demonstrates strong leadership qualities and organizational skills willing to manage and assign duties in a team environment and also to succeed independently
- Leader, trainer, and team builder with operational and administration experience, as well as, outstanding management, analytical and technical acumen
- Excellent interpersonal relations/oral and written communication skills
- Ability to perform work related to developing and maintaining relationships with stakeholders in various levels of government, private industry, and federal, state, and local agencies/organizations
- Ability to prioritize workloads and meet goals and deadlines
- Ability to work effectively with and developing others
- Ability to submit all required reports in a timely manner in an environment of frequent change and unexpected events
- Ability to provide technical direction and guidance to assigned team members
- Inspire and foster team commitment, spirit, pride, and trust.

DESIRABLE QUALIFICATIONS:

- A Bachelor's Degree in Planning, Engineering, Architecture, Public Administration, Business Administration, or closely related field and five years of experience in urban and regional planning, and substantial experience working with a Metropolitan Planning Organization (MPO) is preferred, but sufficient combinations of educations and/or Public Administration experience will be given consideration.
- Preferred background includes experience and understanding of planning of multi-modal transportation initiatives, including highways, public transit, rail, walking and biking, along with knowledge and experience in air quality issues related to transportation.
- This position requires superior management skills in the following areas: local government administration, planning, public financing, grant processes, legislative processes, public relations, and communications. Experience in working with elected officials and state and federal agencies is highly desirable.
- The candidate should possess superior organization, communication and leadership skills.
- Competence in the use of Microsoft Office products is desirable.
- Position requires a valid Mississippi Driver's License.

Position: Crew Supervisor
Department: Urban Development
Division: Hub City Transit

Job Summary:

This position includes directing, administering, inspecting, and evaluating the day-to-day operations of Hub City Transit (HCT) and includes the role of HCT Safety Division Inspector.

The Crew Supervisor/Safety Division Inspector oversees all Fixed-Route and Para-Transit bus service throughout the City of Hattiesburg and assists the Chief Safety Officer with safety inspections, safety risk mitigation evaluations, and reports. The position also includes supervising bus drivers, maintenance crew and dispatchers.

Working Conditions

Indoor/Outdoor work environments: high noise may be experienced while performing certain tasks. Lifting equipment up to 50 lbs. alone; up to 100 lbs. with assistance.

Examples of Work

- Reports to the HCT Division Manager, as directed, in day-to-day operations
- Assists the HCT Division Manager/Chief Safety Officer with the implementation of the Public Transportation Agency Safety Plan (HCT-PTASP)
- Perform Safety Inspections as directed by the Chief Safety Officer
- Implement, evaluate, and report on the efficacy of safety risk mitigations.
- Conduct monthly safety training meetings as directed by the Chief Safety Officer
- Obtain and maintain the appropriate Safety Inspector training, as prescribed by the FTA.
- Applies knowledge of applicable traffic laws and regulations; applies knowledge, or quickly learns and applies knowledge of the geography of the City and applicable bus routes; applies knowledge of security and safety requirements associated with transit operations
- Meets with HCT Division Manager to resolve problems, issue special instructions, and/or schedule changes; reviews scheduling, passenger load patterns and driver workloads; makes recommendations for upgrading service to meet public needs, maintains operator records.
- Establishes operating procedures and guidelines for transit and maintenance operations; ensures conformance with the City of Hattiesburg personnel policy, the HCT Safety Handbook, departmental procedures and Federal, State, and local laws, rules and regulations.
- Reviews, investigates, and appropriately handles vehicular and personnel-related accidents and/or incidents.
- Participates in development and administration of the HCT Division's training program.
- Performs clerical and fiscal duties as necessary: may perform in other positions in the absence of staff or on an as-needed basis.
- Ensures the division runs smoothly and meets established goals and standards; reviews citizen complaints and address each case in a timely and appropriate manner.
- Plans assignments and direct work of staff; performs other personnel-related duties, i.e., recommending hiring, terminations, and disciplinary actions to the HCT Division Manager.
- Checks routes for passenger safety, road conditions, and drives support vehicles when required.
- Communicates clearly, effectively, and tactfully both verbally and in writing.
- Establishes and maintains an effective work relationship with coworkers, supervisors, and citizens.
- Represents the HCT Division and the City at public meetings in a professional and positive manner
- Performs other related work (including weather-related or other emergency duties) as required.

Qualifications

Requires High School Diploma or GED, plus a minimum of four (4) years of experience in mass transit; Passenger Endorsement must be obtained within thirty (30) days of hire.

Minimum of two years supervisory experience.

Complete field of vision is required with near, far, and peripheral depth perception.

Ability to perform physical tasks involving climbing, pushing, pulling, walking, standing, bending, balancing, kneeling, and stooping is required.

Skill in safely operating a city bus or transit vehicle with constant exposure to variable and adverse weather and traffic conditions, noise, fumes/gases, radiant energy, uneven surfaces and moving objects is required.

Valid Mississippi Class "B" Commercial Driver's License (CDL), with passenger Endorsement or must obtain within thirty (30) days of hire.

Equivalent combinations of education and experience may be considered.

Position: Office Manager
Department: Urban Development
Division: Metropolitan Planning Organization (MPO)

Job Summary:

The MPO Office Manager position covers multiple roles within the MPO Division and reports directly to the MPO Division Manager. The emphasis of this position is to assist the MPO Division Manager with work associated with the management of grant activities. The MPO Office Manager will ensure the accurate delivery of data and documents from the Hub City Transit (HCT) programs, which are partially funded through grants from the Federal Transit Administration, to which the MPO Division submits reports.

The MPO Office Manager position includes the role of the HCT Safety Division Coordinator. The Safety Division Coordinator is responsible for ensuring the timely delivery of the HCT Safety Division reports, minutes, and documents to the MPO Division Manager, who is also the HCT Safety Plan Administrator.

In addition, the MPO Office Manager is responsible for all administrative support activities for the Job Access and Reverse Commute (JARC) Grant program. This role requires detailed and skilled clerical work in creating, preparing and maintaining all reports and files pertaining to the JARC program, including detailed database entry, certifying and obtaining grant applicants information, issuance of ID cards and other tasks. Work is under general supervision, however, the MPO Office Manager is required to work independently on daily duties with initiative, independent judgment and discretion in all duties. Involves considerable contact with the public. The Office Manager is responsible for delivering all data and reports to the MPO Division Manager for compliance with the Federal Transit Administration regulations and grant management activities.

Examples of Work:

- Assist in the development, implementation, and maintenance of the Safety Management program.
- Maintain confidential records for the HCT Safety Program.
- Maintain various spreadsheets as required for monitoring and reporting to the FTA
- Create and distribute Safety Policy information.
- Maintain training records for HCT employees
- Provide all administrative support for monthly and quarterly Safety Meetings.
- Maintain Preventative Maintenance Records.
- Assist with the creation of various reports for the Safety Program.
- Update and maintain JARC participant records.
- Work closely with JARC service providers and assist with processing JARC contractor invoices.
- Use various computer software programs with proficiency, including scheduling programs.
- Provide customer service via telephone.
- Responsible for the JARC eligibility/certification process.
- Any other duties as designated by the MPO Division Manager, or Director of Urban Development.

Desirable Qualifications and Experience

Associate Degree in Office Management (preferred) or High School Graduate with thorough experience in responsible secretarial work and office management or equivalent combination of educations and experience; good communication skills for extensive contact with the public; positive and professional attitude; ability to accept directions from mid-management; must be computer literate (MS Word, WordPerfect, Excel, PowerPoint and other specialized programs). Must have the ability to read and utilize maps. Be able to make independent decisions in accordance with established policies, federal and state regulations/laws.

TABLE I-RISK ASSESSMENT: SEVERITY

Regulations from the Federal Transit Administration for transit agencies' Public Transportation Agency Safety Plans (PTASPs) states that safety risk assessment procedures must include the prioritization of the hazards based on the safety risk. (49 CFR Part 673.25 (c)(2))

An effective tool to use to prioritize hazards is the Safety Risk Matrix. Hub City transit will use the methods established by the military from MIL-STD-882E to design the Safety Risk Matrix.

The first step to designing this tool is to create the Risk Assessment Severity Table. This table will categorize the severity of a possible consequence from a hazard.

SEVERITY	<u>Catastrophic</u> Immediate Action Required	<u>Critical</u> Immediate Action Required	<u>Marginal</u> Management Decision	<u>Negligible</u> Management Review
	Multiple Fatalities	Hospitalizations		
	1 Fatality	Illness/Injury		
	1 or More Disabled	Lost Work Days		
	1 or more Partially Disabled	Destruction of Vehicle		
	Criminal Negligence/Legal Exposure	Damage to Vehicle		
	Destruction of HCT Facility	Structural Damage to HCT Facility or the Transit Infrastructure	Damage of HCT Property	Loss of HCT property
	System-Wide Shutdowns	Partial Shutdowns	Significant limitations on service	Delay of service
	EPA Violation and/or Irreversible damage to the Environment	EPA Violation and/or reversible damage to the Environment	Measurable damage to the environment	Possible damage or spill that could affect the environment

TABLE II-RISK ASSESSMENT: LIKELIHOOD

Regulations from the Federal Transit Administration for transit agencies' Public Transportation Agency Safety Plans (PTASPs) states that safety risk assessment procedures must include the prioritization of the hazards based on the safety risk. (49 CFR Part 673.25 (c)(2))

An effective tool to use to prioritize hazards is the Safety Risk Matrix. Hub City transit will use the methods established by the military from MIL-STD-882E to design the Safety Risk Matrix.

The second step to designing this tool is to create the Risk Assessment Likelihood Table. This table will categorize the possible frequency that a consequence from a hazard will happen.

Likelihood (probability of the frequency of the consequence)					
<u>FREQUENT</u>	EVERY DAY	EVERY WEEK	EVERY MONTH	ONCE OR MORE A MONTH	MORE THAN 5 TIMES IN A BUS OPERATOR'S CAREER
<u>PROBABLE</u>	ONCE OR MORE IN A QUARTER	ONCE OR MORE A YEAR	LESS THAN ONCE A MONTH BUT MORE THAN ONCE A YEAR	MORE THAN ONCE IN A VEHICLE LIFE CYCLE	
<u>OCCASIONAL</u>	MORE THAN A YEAR BUT LESS THAN 5 YEARS	LESS THAN 5 TIMES BUT MORE THAN 1 TIME IN A BUS OPERATOR'S CAREER	ONCE IN A VEHICLE LIFE CYCLE		
<u>REMOTE</u>	MORE THAN A YEAR BUT LESS THAN 10 YEARS	1 TIME IN A BUS OPERATOR'S CAREER	UNLIKELY TO OCCUR IN THE A VEHICLE LIFE CYCLE		
<u>IMPROBABLE</u>					

TABLE III-RISK ASSESSMENT MATRIX (with Example)

Regulations from the Federal Transit Administration for transit agencies' Public Transportation Agency Safety Plans (PTASPs) states that safety risk assessment procedures must include the prioritization of the hazards based on the safety risk. (49 CFR Part 673.25 (c)(2))

Hub City transit will use the methods established by the military from MIL-STD-882E to design the Safety Risk Matrix tool by combining the aspects of a possible consequence that a hazard could cause.

In the example below, a tornado is the hazard, this hazard has two possible very serious consequences that it could cause at some point in the future. Research reveals that 1 possible result (EPA Violation and Irreversible damage to the Environment) has only a remote possibility of happening, and the second consequence (Destruction of Vehicle) has not happened in twenty years of record-keeping.

A combination of the severity and likelihood of risk reveals that the risk level for this hazard is medium, not high. This item would not be prioritized for mitigation procedures above a high-risk item.

SEVERITY Likelihood	<u>Catastrophic</u>	<u>Critical</u>	<u>Marginal</u>	<u>Negligible</u>
<u>FREQUENT</u>				
<u>PROBABLE</u>				
<u>OCCASIONAL</u>				
<u>REMOTE</u>	EPA Violation and/or Irreversible damage to the Environment			
<u>IMPROBABLE</u>		Destruction of Vehicle		

Based on engagement with the Director of the Urban Development Department, the CSO, and Subject Matter Experts, if included in the review process, this matrix may be revised to reflect their guidance and preferences.

PRIMARY INVESTIGATION ACTIVITIES

Hub City Transit's Chief Safety Officer and Safety Inspector are responsible for conducting investigations of safety events (accidents, incidents, and occurrences, as defined in 49 CFR Part 673). The purpose of the investigation is to find both causal and contributing factors and review the existing mitigations in place at the time of the event. This document is the introduction to a process that is fully described in *HCT's Safety Event Investigation Procedures Manual*, a book that contains specific procedures for conducting safety investigations.

Local law enforcement also may respond to any HCT safety event. As noted in the Investigation Manual, HCT will coordinate its investigation process with local law enforcement.

Operations and maintenance management are responsible for immediately notifying the Safety Division of any safety event that meets HCT's thresholds. The Safety Division notifies the Director of the Urban Development Department (or designated personnel) of any events that resulted in a fatality, serious injury, or property damage to HCT's vehicles or private vehicles that may exceed \$5,000. The Safety Division ensures that all safety events are recorded and tracked in an electronic *Safety Event Log* in the safety information system.

The Safety Division also ensures compliance with reporting thresholds, requirements, and processes defined in FTA's **NTD Safety and Security Policy Manual** and with notification thresholds established by the National Transportation Safety Board and the Mississippi Department of Transportation.

The Safety Division maintains all documentation of HCT's investigation policies, processes, forms, checklists, activities, and results.

HCT's general safety investigation process consists of five basic phases:

1. **Set up:** Assemble an investigation team with the required skills and expertise.
2. **Fact gathering:** Record facts pertinent to understanding the circumstances leading to the safety event.
3. **Event reconstruction:** Reconstruct the sequence of events.
4. **Data analysis:** Analyze the information obtained through fact gathering and event reconstruction to assess the safety risk and provide explanations of the technical and operational factors and any underlying organizational factors and issues.
5. **Establish conclusions:** Draw conclusions from the collected and analyzed information based on:
 - Main and direct causes and contributing factors leading to the event.
 - Findings that point out additional hazards that have the potential to introduce safety risk but did not play a direct role in the event.
 - Other findings that have potential to improve the safety of the transit system.

General Investigation Process

Safety Event Investigation Procedures	
Bus Operators or Operations Supervisors notify Control Center/Dispatch of the safety event. The Operator of the affected vehicle follows seven basic emergency steps:	
	Stay calm.
	Assess the situation.
	Obtain help.
	Protect people, then property.
	Reassure and assist the passengers.
	Secure the scene.
	Gather information.
Control Center/Dispatch immediately notifies Operations Management and the designated Safety Division representative.	
The investigation team is activated. This team normally consists of a trained Safety Division staff person and a trained Operations Supervisor or Training Instructor. The number and management level of the investigation team is based on the size and scale of the safety event.	
The investigation team arrives at the scene as soon as possible with tools to conduct the investigation. (The <i>HCT'S Safety Event Investigation Procedures Manual</i> provides a list of these tools.)	
The investigation team secures the scene and collects facts about what occurred, including interviewing the operator involved, if possible.	

The investigation team begins the technical investigative process, which includes but is not limited to the following:	
	Noting the environmental factors surrounding the safety event, such as lighting and visibility, road surface conditions, climate, and weather conditions.
	Collecting vehicle and roadway evidence, including vehicle condition and position for all vehicles involved in the incident.
	Recording tire marks, skid marks, tire tread prints, and yaw marks.
	Observing braking-related factors.
	Observing debris and vehicle fluids.
	Observing contact and induced damage.
	Making exterior damage assessments.
	Photographing the scene.
	Sketching the field.
	Interviewing other drivers; witnesses; passengers; fire, emergency medical services, and police personnel at the scene. If necessary, interview at a later date.
	Management makes decision regarding drug-and-alcohol testing, according to the HCT drug-and-alcohol testing policy
	Finalizing the vehicle event and incident report form.
Identifying Causal and Contributing Factors HCT is committed to examining all safety events to determine causal and latent organizational factors that may have contributed to the safety event. This includes examining:	
	Process;
	People/human factors;
	Management decision-making and resource support;
	Equipment, tools, and materials;
	Operating environment;
	Environmental issues;
	Existing relevant mitigations; and
	Other causes and contributing factors, as appropriate.

Accident and Incident Review The CSO and the Director of the Urban Development Department review information on all accidents and incidents to occur on HCT property or involving HCT vehicles, equipment, or employees. A determination will be made on whether:	
	The accident or incident was preventable or non-preventable.
	Personnel require discipline or retraining
	The causal factor (s) indicate an unexpected or previously unconsidered operating condition or situation or an existing mitigation that may be ineffective, inappropriate, or not implemented as intended; or
	The accident or incident appears to involve underlying organizational causal factors beyond individual employee behavior.
Transit Service Contractors Future agreements with transit service providers will specify:	
	The contractor must immediately notify HCT's management contact person of any safety event that meets defined minimum thresholds.
	The contractor will be required to submit documentation on safety investigation activities to HCT.
	HCT will monitor the contractor's safety investigation processes by reviewing investigation reports, causal analysis activities, and the contractor's response to investigation reports and causal analysis findings.
Internal Safety Reporting Programs The Chief Safety Officer and the Director of the Urban Development Department will routinely review safety data and information captured in employee safety reports, safety meeting minutes, customer	

complaints, and other safety communication channels. When necessary, the Director ensures that the issue and concerns are investigated or analyzed through HCT's SRM process.



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Peggy Sealy, Assistant Chief of Police

cc: Kermas Eaton, City Clerk

Date: Tuesday, December 22, 2020

Re: Approve an order to authorizing the sale of a personal service weapon to retired Police Chief Anthony Parker pursuant to Mississippi Code Annotated 45-9-131.
File Number: 2020-913
Minute Book #

Summary

Adopt an order to approve the sale of personal service weapon Smith & Wesson .357 caliber Model 66-1 serial number 7K16126 to retired Police Chief Anthony Parker

Recommendation Statement

I recommend purchase of this item

Please place this on the December 22, 2020 City Council meeting for consideration.



THE CITY OF HATTIESBURG

One of America's Great Small Cities!

MEMORANDUM

To: Mayor Toby Barker and City Council

From: Peggy Sealy, Acting Chief of Police PS

Date: December 11, 2020

Re: Purchase of Service Weapon

Chief Anthony Parker retired from the Hattiesburg Police Department effective December 31, 2020. I am requesting that the Hattiesburg Police Department Benefit Fund is allowed to purchase his service weapon per MS Code 45-9-131, which allows a member of any law enforcement agency who retires under any state retirement system to purchase as his personal property one (1) side arm which was issued to him by the law enforcement agency from which he retired. The governing authorities of the municipality shall determine the amount to be paid for the firearm for the retiring member of the law enforcement agency.

The Training Director was tasked with acquiring a "trade in" value of the weapon to be purchased. The trade in value is considered to be \$200.00-\$250.00. I respectfully request the purchase amount for the weapon to be \$1.00 for the Hattiesburg Police Department Benefit Fund. The following is a description of the weapon to be purchased.

Chief Anthony Parker Smith & Wesson .357 caliber Model 66-1 serial number 7K16126

Thank you for your attention to this matter. If there is additional information that is needed, please let me know.



HATTIESBURG POLICEMEN'S BENEFIT FUND, Inc.

300 KLONDYKE STREET
HATTIESBURG, MISSISSIPPI 39401



December 11, 2020

Chief Peggy Sealy
Hattiesburg Police Department
300 Klondyke Street
Hattiesburg, MS 39401

Ref: Chief Anthony Parker Service Weapon

Dear Chief Sealy,

This is my request asking the Hattiesburg Police Department to allow the Hattiesburg Police Benevolent Association to purchase a service weapon a **(Smith and Wesson .357 caliber Model 66-1 serial number 7K16126)**, on Parker's behalf for a sum of one dollars (\$1.00).

Chief Anthony Parker will retired from the Hattiesburg Police Department on December 31, 2020 and this is a procedure we have approved for other retiring officers and it is allowed under the MS law, statue 45-9-131.

Should you need any additional information, please don't hesitate to contact me.

Sincerely,

Capt. Shannon Harris, Vice President
Hattiesburg Police Department's Benevolent Assoc.
601-554-3749 *Phone*
601-545-4937 *Fax*



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Ronnie Perkins, Director of Public Works

cc:

Date: Tuesday, December 22, 2020

Re: Approve MS Department of Environmental Quality (MDEQ) Solid Waste Assistance Grant Agreement in the amount of \$75,000.00 to fund a Household Hazardous Waste "Right Way to Throw Away Day." with a \$25,000 in matching city funds and authorize the Mayor to execute the same.
File Number: 2020-911
Minute Book #

Summary

MDEQ Solid Waste Assistance Grant Agreement

Recommendation Statement

I recommend approval and authorization for Mayor to execute the MS Department of Environmental Quality (MDEQ) Solid Waste Assistance Grant Agreement in the amount of \$75,000.00 to fund a Household Hazardous Waste "Right Way to Throw Away Day." The grant requires the city to provide \$25,000 in matching funds.

Please place this on the December 22, 2020 City Council meeting for consideration.



STATE OF MISSISSIPPI
TATE REEVES
GOVERNOR
MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY
CHRIS WELLS, EXECUTIVE DIRECTOR

December 1, 2020

City of Hattiesburg
Attn: Toby Barker, Mayor
P. O. Box 1898
Hattiesburg, MS 39403-1898

Dear Mayor Barker:

Our Department has completed a favorable review of the solid waste assistance grant application for competitive funds submitted on behalf of the City of Hattiesburg. Based on this review, the City's grant request in the amount of **\$75,000.00** has been preliminarily approved, subject to the full execution of a formal grant agreement. The terms of the grant agreement will include the City of Hattiesburg, "Right Way to Throw Away Day" proposed by the City.

The formal grant agreement is attached for the City's review and signature. Please have the Mayor sign the agreement and return it within 15 days of signature to Ms. Aveleka Moore in our Contracts Department. Please contact my office at (601) 961-5174 if you have any questions concerning your grant award.

Sincerely,

Tonisha Rogers

Tonisha Rogers, Coordinator
Grants Management/Support Branch

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY ASSISTANCE AGREEMENT		ASSISTANCE ID NO. SWC550	
		DATE OF STAFF APPROVAL 12/01/2020	
AGREEMENT TYPE		RECIPIENT TYPE	
Cooperative Agreement		CITY	
Grant Agreement	X	TAX ID NO.	
Assistance Amendment			
RECIPIENT	PROJECT MANAGER		
CITY OF HATTIESBURG P.O BOX 1898 HATTIESBURG, MS 39403-1898	TOBY BARKER MAYOR		
ISSUING OFFICE	PROJECT MANAGER		
MS DEPT. OF ENVIRONMENTAL QUALITY OFFICE OF POLLUTION CONTROL P.O. BOX 2261 JACKSON, MS 39225-2261	TONISHA ROGERS COORDINATOR, GRANT MANAGEMENT PROGRAM		
ASSISTANCE PROGRAM	STATUTORY AUTHORITY		
LOCAL GOVERNMENT SOLID WASTE ASSISTANCE PROGRAM	SECTION 17-17-65, MS CODE ANN.		
PROJECT TITLE AND DESCRIPTION			
CITY OF HATTIESBURG "RIGHT TO THROW AWAY DAY"			
PROJECT LOCATION		PROJECT PERIOD	
CITY HATTIESBURG COUNTY STATE MS		The project period shall begin upon execution of the grant agreement by the Executive Director of MDEQ and end no later than DECEMBER 31, 2022.	
		TOTAL PROJECT COST \$75,000.00	
FUNDS	Former Award	This Action	Amended Total
MDEQ Amount This Action-- Competitive (4050)		\$ 75,000.00	
Recipient Contribution		\$ 25,000.00	
Other Contribution			
Allowable Project Cost		\$ 100,000.00	
APPROVED BUDGET			
Personnel		\$ 75,000.00	
Indirect			
Travel			
Equipment & Related Installation Costs			
Supplies			
Contractual			
Construction			
Other			
Total Charges		\$ 75,000.00	
METHOD OF PAYMENT			
Advance			
Reimbursement	X		

**SPECIAL TERMS AND CONDITIONS FOR ASSISTANCE AGREEMENT
(Local Governments Solid Waste Assistance Grants Program)**

1. Method of Payment

Reimbursement shall be the method of payment. The Recipient shall submit the completed Attachment A - Request for Payment form and additional documentation for verification of the service or work performed or the purchases made, prior to payment being issued by the Mississippi Department of Environmental Quality (MDEQ). The Request for Payment forms and supporting documentation generally will be submitted to MDEQ on a quarterly basis or as funds are otherwise expended and shall include a report of activities to date, (i.e., unauthorized dump sites cleaned, wastes disposed, HHW collected, hours worked, etc.). The Recipient shall submit a Request for Payment for eligible program activities performed through June 30 of each year (the end of the state fiscal year) no later than July 31 of that year. All requests for payment related to this grant agreement shall be submitted to MDEQ no later than forty-five (45) days after the expiration date of the grant agreement after which time, the grant agreement will be considered closed and funds will no longer be available to the Recipient. Funds utilized and/or disbursed under this grant award shall be consistent with the Recipient's approved grant application, incorporated herein by reference. This clause shall supercede Clause 5, Method of Payment of the Standard Terms and Conditions.

2. Grant Administration Costs

Under the terms of state law, the Recipient is eligible to use up to three percent (3%) of funds provided through this grant to defray the costs of administration of the grant. No Request for Payment will be processed for grant administration costs that total more than 3% of the grant award.

3. Clean-Up Projects - Responsible Party Obligations

For grant projects involving the clean-up or abatement of an unauthorized dump(s), the Recipient shall make a reasonable effort to determine the person(s) responsible for creating or causing the unauthorized dumping. If the responsible persons are determined, the Recipient shall make a reasonable effort to require that person to clean up the property before expending any funds from this grant award to clean up the property. If the Recipient is unable to locate the person responsible for creating the dump or if the Recipient determines that person is financially or otherwise incapable of cleaning up the property, the Recipient may use the funds from the grant award to clean-up the property. Upon completion of the clean-up and the determination of the costs of the clean-up, the Recipient shall make a reasonable effort to recover any funds expended from the responsible person.

4. Solid Waste Enforcement Officer Projects

For projects that involve the employment of a local solid waste enforcement officer, the Recipient agrees to provide MDEQ with the following information, upon the selection or designation of the enforcement officer:

- a) Name, address, telephone number, fax number, and, e-mail address for the enforcement officer(s);
- b) Detailed description of the duties and responsibilities for the enforcement officer(s).

Should the enforcement officer(s) be replaced or should the officer's information change, the Recipient shall provide an update to the information described above upon selection of the replacement or upon change in the information.

The Recipient further agrees that the enforcement officer shall be required to investigate local solid waste complaint related matters, which may be directed to the enforcement officer by MDEQ or through direct public complaints. The Recipient also agrees that the Recipient and the officer employed will adhere to the Local Solid Waste Enforcement Officers Duties and Procedures guidance document prescribed by MDEQ.

5. Household Hazardous Waste Collection Project (HHW)

For projects that involve conducting a household hazardous waste (HHW) collection event, the Recipient shall conduct the HHW project in accordance with Sections 17-17-439 through 17-17-445 and the Mississippi "Right-Way to Throw Away Program."

The Recipient shall provide to MDEQ a comprehensive summary report following the HHW collection day event which would include, at a minimum, the following:

- a) Description of the public notification efforts for the event;
- b) Amounts of waste collected, by type;
- c) Cost summary;
- d) Number of residents participating in the HHW collection day event.
- e) A summary of any special issues or needs identified in the event.

The Recipient shall ensure that all hazardous materials collected are managed and disposed by qualified contractor(s) who are properly licensed and approved by all applicable regulatory agencies to manage the hazardous materials.

6. Disposal of Wastes

The final disposal of solid wastes from the clean-up of unauthorized dumps or from other collection activities funded by this grant shall be conducted in accordance with existing solid waste disposal laws and regulations. The preferred method of disposal shall be the removal of the wastes to a legitimate recycling facility where feasible, to a permitted solid waste landfill, or to a permitted rubbish landfill, where appropriate. Other types of authorized disposal facilities may be considered on a case by case basis. In limited circumstances and where conditions warrant, the Recipient, upon concurrence from MDEQ, may abate an unauthorized dump by on-site burial of such wastes as allowed by state law. Such on-site burial of wastes shall be considered by MDEQ on a case-by-case and shall be limited to nonhazardous wastes.

STANDARD TERMS AND CONDITIONS FOR ASSISTANCE AGREEMENTS

1. Workplan

The workplan (grant application) constitutes the Recipient's and MDEQ's commitment to accomplish the program goals and objectives. MDEQ's review and evaluation of performance under this agreement and MDEQ's response to the findings of oversight will be carried out in accordance with the stated policies.

2. Expenditure Commitment

The Recipient commits to expend the funds awarded in this agreement and to complete the funded project in accordance with the workplan included in this grant application (workplan) and incorporated into this agreement by reference.

3. Financial Management

MDEQ requires that Recipients have in place, prior to the receipt of funds, a financial management system that will be able to isolate and trace every grant dollar from receipt to expenditure and have on file appropriate support documentation for each transaction. Examples of documentation are vendor invoices, bills of lading, payment vouchers, payrolls, bank statements and reconciliations.

4. Audit: Access to Records

Recipient assures that it will give MDEQ, the Comptroller General of the United States, and the State of Mississippi, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives; and will retain all required records relating to this agreement for three years after project completion and all other pending matters are closed.

5. Method of Payment

Reimbursement shall be the preferred method of funding. Recipients shall be paid a predetermined sum for services/work performed. Recipient shall submit a Request for Payment, as provided in Attachment A, and additional documentation for verification of service/work performed prior to payment being issued. In special cases, funding advances may be allowed, subject to approval by MDEQ. Requests for Payment and applicable supporting documentation shall be submitted to MDEQ upon project completion. All requests for payments related to this grant shall be submitted to MDEQ no later than forty-five (45) days after the expiration date of the grant.

6. Final Payment

Pursuant to satisfactory completion of the work performed under this agreement as may be determined by final inspection, and as a condition before final payment under this agreement or as termination settlement under this agreement, the Recipient shall execute and deliver to MDEQ a release of all claims against MDEQ arising under, or by virtue of, this agreement, except claims which are specifically exempted by the Recipient to be set forth therein. Such release is provided in Attachment B of this agreement. Unless otherwise provided in this agreement, by state law, or expressly agreed to by the parties in this agreement, final payment under this agreement or settlement upon termination of this agreement shall not constitute waiver of MDEQ's claims against the Recipient or his sureties under this agreement or applicable performance and payment of bonds.

7. Procurement

Recipient shall comply with purchasing guidelines established in 31-7-13 of the Mississippi Code in the procurement of commodities and services.

8. Disadvantaged Businesses

Recipient will ensure that its best efforts will be used in making available to minority businesses a minimum of 5% of the grant funds that may be expended as necessary in obtaining any supplies, construction, equipment, or services in completing the project detailed in the Workplan.

9. Title to Real Property, Equipment and Supplies

Unless otherwise agreed to, title to any real property, equipment and supplies that may be acquired under this agreement shall vest upon acquisition in the Recipient. Real property, equipment and supplies shall be used by the Recipient in the program or project for which it was acquired as long as needed, whether or not the project or program continues to be supported by grant funds.

10. Changes and Amendments

Changes may be made to the agreement in relation to the effective period of the agreement, the total amount of the agreement, budgetary categories associated with the funding of the agreement, and the work to be performed as defined in the work plan. Such changes shall be constructively made by way of a formal agreement amendment, which shall require written approval of the Executive Director of MDEQ prior to any such changes being made. Changes which affect the total amount of the agreement may also require prior approval by the Commission on Environmental Quality.

11. Recycled Paper

Recipient agrees to use recycled paper for all reports which are prepared as a part of this agreement and delivered to MDEQ.

12. Gratuities

- A. If MDEQ finds, after a notice and hearing, that the Recipient or any of the Recipient's agents or representatives offered or gave gratuities (in the form of entertainment, gifts or otherwise) to any employee, official or agent of MDEQ, the state agency providing funds used in this agreement in an attempt to secure a agreement or favorable treatment in awarding, amending or making any determination related to the performance of this agreement, MDEQ may, by written notice to the Recipient, terminate this agreement. MDEQ may also pursue other rights and remedies that the law or this agreement provides. However, the existence of the facts on which MDEQ bases such findings shall be in issue and may be reviewed in proceedings under the Remedies clause of this agreement.
- B. In the event this agreement is terminated as provided in paragraph A., MDEQ may pursue the same remedies against the Recipient as it could pursue in the event of a breach of the agreement by the Recipient, and as a penalty, in addition to any other damages to which it may be entitled by law, be entitled to exemplary damages in an amount (as determined by MDEQ) which shall be not less than three nor more than ten times the costs the Recipient incurs in providing any such gratuities to such officer or employee.

13. Publication and Publicity

- A. Recipient may publish results of its participation pursuant to this agreement after prior review by and consent by MDEQ's Project Manager provided that (1) such publications acknowledge that the program is supported by funds granted by MDEQ, and (2) that one (1) copy of the publication is furnished to MDEQ.
- B. Recipient shall use its best efforts to ensure that any publicity received by the Recipient as a result of the work funded by this agreement shall acknowledge that the program is supported by funds granted by MDEQ.

14. Hold Harmless for Personnel Claims

To the extent permitted by Mississippi law, recipient agrees to indemnify, save and hold harmless the Mississippi Commission on Environmental Quality, MDEQ and the state of Mississippi, as well as their employees, from and against any and all losses, claims, debts, demands, damages, suits or actions at law, judgments, and costs, including attorney's fees, or expenses on the part of MDEQ or MDEQ's agents or employees arising out of or attributable to work performed under this agreement or the use of facilities or equipment provided to Recipient under the terms of this agreement.

15. Assurances

The Recipient certifies that:

- A. It maintains the legal authority to apply for state assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-state share of project costs) to ensure proper planning, management and completion of the project described in the grant application.
- B. It is not presently debarred, suspended, proposed for debarment, declared ineligible from participating in government projects; has not within a three year period preceding this application been convicted of or had a civil judgment rendered against it for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing public transactions; has not within a three year period preceding this proposal been convicted of violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements or receiving stolen property; is not presently indicted or otherwise criminally or civilly charged by a government entity with commission of any of the offenses enumerated herein; and has not within a three year period preceding this application had one or more public transactions terminated for default.
- C. It will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
- D. It will comply with all applicable requirements or State and Federal laws, executive orders, regulations and policies governing this program.
- E. The Recipient shall maintain current permits and approvals necessary from applicable regulatory agencies to carry out the project/program activities.

16. Enforcement

- A. If a Recipient materially fails to comply with any term of an award, whether stated in Federal and State statute or regulation, an assurance, in a State plan or application, a notice of an award, or elsewhere, MDEQ may take one or more of the following actions, as appropriate in the circumstances:
 - 1. Temporarily withholding payments pending correction of the deficiency by the Recipient or more severe enforcement by MDEQ;
 - 2. Disallow (that is deny both use of funds and matching credit for) all or part of the cost of the activity of action not in compliance;
 - 3. Wholly or partly suspend or terminate the current award for the Recipient's program.

4. Withhold further awards for the program, or
 5. Take other remedies that may be legally available.
- B. In taking an enforcement action, MDEQ will provide the Recipient an opportunity for such hearing, appeal, or other administrative proceeding to which the Recipient is entitled under any statute or regulation applicable to the action involved.
- C. Costs of Recipient resulting from obligations incurred by the Recipient during a suspension or after termination of an award are not allowable unless MDEQ expressly authorizes them in the notice of suspension or termination or subsequently. Other Recipient costs during suspension or after termination which are necessary and not reasonably avoidable are allowable if:
1. The costs result from obligations which were properly incurred by the Recipient before the effective date of suspension or termination, are not in anticipation of it, and in the case of a termination, are non-cancelable, and
 2. The costs would be allowable if the award were not suspended or expired normally at the end of the funding period in which the termination takes effect.

17. Termination for Convenience

This agreement may be terminated in whole or in part as follows:

- A. By MDEQ with the consent of the Recipient in which case the two parties shall agree upon the termination conditions, including the effective date and in the case of a partial termination, the portion to be terminated; or
- B. By the Recipient upon written notification to MDEQ, setting forth the reasons for such termination, the effective date, and in the case of a partial termination, the portion to be terminated. However, if, in the case of a partial termination, MDEQ determines that the remaining portion of the award will not accomplish the purposes for which the award was made, MDEQ may terminate the award in its entirety under paragraph A. of this section.

18. Counterparts

This agreement may be executed in counterparts, each of which shall be deemed an original but all of which together shall be deemed to be one and the same agreement. A signed copy of this agreement delivered by facsimile, e-mail or other means of electronic transmission shall be deemed to have the same legal effect as delivery of an original signed copy of this agreement.

19. Remedies

Unless otherwise provided in this agreement, all claims, counter-claims, disputes and other matters in question between MDEQ and the Recipient arising out of, or relating to, this agreement or the breach of it will be decided in a court of competent jurisdiction within the State of Mississippi. Before pleading to the Mississippi judicial system at any level, the Recipient must exhaust all administrative remedies in effect on the date the agreement giving rise to the dispute was executed.

The State of Mississippi, acting by and through the Mississippi Department of Environmental Quality, hereby offers assistance/amendment to **CITY OF HATTIESBURG** for all approved costs incurred up to and not exceeding **\$75,000.00** for the support of approved budget period effort described in application (including all application modifications) cited in this agreement for the **CITY OF HATTIESBURG “RIGHT WAY TO THROW AWAY DAY”**.

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

Chris Wells
Executive Director

Date

CITY OF HATTIESBURG

Authorized Signature

12/22/2020

Date

Toby Barker
Typed/Printed Name

Mayor
Title



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Approve conveyance of certain rights of way to Forrest County for their Leaf River Bridge Replacement project described as a portion of Forrest County Tax Parcel No. 2-030L-11-260.00 & Parcel No. 2-030L-11-261.00 and further described in the attached surveys; Authorize Mayor to execute warranty deed conveying said property.
File Number: 2020-935
Minute Book #

Summary

Approve conveyance of certain rights of way to Forrest County for their Leaf River Bridge Replacement project described as a portion of Forrest County Tax Parcel No. 2-030L-11-260.00 & Parcel No. 2-030L-11-261.00 and further described in the attached surveys; Authorize Mayor to execute warranty deed conveying said property.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

Prepared by and return to:
David B. Miller, MSB No. 99638
Forrest County Board Attorney
P.O. Box 1310 Hattiesburg, MS 39401
Hattiesburg, MS 39403
601-545-6006

INDEXING INSTRUCTIONS:
Parts of Lots 13, 14, and 15,
Magruder & Company Addition,
City of Hattiesburg,
Forrest County, Mississippi

**STATE OF MISSISSIPPI
COUNTY OF FORREST**

WARRANTY DEED

For and in consideration of the sum of Ten Dollars (\$10.00), cash in hand paid, and other good and valuable consideration, the receipt and sufficiency of all of which are hereby acknowledged,

CITY OF HATTIESBURG, MISSISSIPPI

200 Forrest St.
Hattiesburg, MS 39401
601-545-4501

the undersigned Grantor, does hereby grant, bargain, sell, convey, and warrant unto

FORREST COUNTY, MISSISSIPPI

c/o Forrest County Board of Supervisors
Post Office Box 1310
Hattiesburg, MS 39403
601-545-6000

Grantee, the following described property, situated in Forrest County, Mississippi, to-wit:

A part of Lot 13, Block 9, Magruder & Company Addition to the City of Hattiesburg, County of Forrest, State of Mississippi, as per Map or Plat thereof in the Office of the Chancery Clerk of said County and State and being more particularly described using Mississippi State Plane Coordinate System, East Zone Grid, NAD 83(2011), US Survey Feet, with a combined scale factor of 0.99996902 and a convergence angle of (minus) - 0°13'41.88" at the Southwest Corner of Block 10 of said Addition and Commencing at a ¾ Inch Round Iron Pin representing said Southwest Block Corner and the Intersection of the Existing Northern Right of Way Line of East Hardy Street, a public roadway, and the Existing Eastern Right of Way Line of Morgan Street, an undeveloped roadway, said Southwest Corner also having a Grid Value of N 664,089.40 feet and E 847,134.33 feet on said East Zone Grid, thence run S89°51'07"W along said Existing Northern Right of Way Line for 40.00 feet to a ½ Inch Rebar representing its Intersection with the Existing Western Right of Way Line of said Morgan Street and the Southeast Corner of said Block 9, said Southeast Corner also the Point of Beginning and having a Grid Value of N 664,089.29 feet and E 847,094.33 feet on said East Zone Grid; thence continue S89°51'07"W along said Existing Northern Right of Way Line and the South Line of said Block 9 for 143.25 feet to a ½ Inch Rebar representing the Southwest Corner of said Lot 13, thence run N00°34'38"E along the West Line of said Lot 13 for 17.71 feet to a ½ Inch Rebar representing its Intersection with the Proposed Northern Right of Way Line of said East Hardy Street as per Forrest County Project No. ERBR-18(03) and having a Grid

Value of N 664,106.64 feet and E 847,951.26 feet on said East Zone Grid, thence run N89°50'32"E along said Proposed Northern Right of Way Line for 74.31 feet to a ¾ Inch Rebar representing a Point 55.00 feet Left of Station 27+00.07 of said Project, thence run N89°41'40"E along said Proposed Northern Right of Way Line for 68.64 feet to a ¾ Inch Rebar representing its Intersection with the East Line of said Block and said Existing Western Right of Way Line and a Point 55.00 feet Left of Station 27+68.71 of said Project, thence run S00°23'03"E along said East Block Line and said Existing Western Right of Way Line for 17.91 feet to the Point of Beginning, comprising 0.06 Acres, more or less.

AND ALSO

A part of Lots 14 and 15, Block 9, Magruder & Company Addition to the City of Hattiesburg, County of Forrest, State of Mississippi, as per Map or Plat thereof in the Office of the Chancery Clerk of said County and State and being more particularly described using Mississippi State Plane Coordinate System, East Zone Grid, NAD 83(2011), US Survey Feet, with a combined scale factor of 0.99996902 and a convergence angle of (minus) -0°13'41.88" at the Southwest Corner of Block 10 of said Addition and Commencing at a ¾ Inch Round Iron Pin representing said Southwest Block Corner and the Intersection of the Existing Northern Right of Way Line of East Hardy Street, a public roadway, and the Existing Eastern Right of Way Line of Morgan Street, a undeveloped roadway, said Southwest Corner also having a Grid Value of N 664,089.40 feet and E 847,134.33 feet on said East Zone Grid, thence run S89°51'07"W along said Existing Northern Right of Way Line for 40.00 feet to a ½ Inch Rebar representing its Intersection with the Existing Western Right of Way Line of said Morgan Street and the Southeast Corner of said Block 9, thence continue S89°51'07"W along said Existing Northern Right of Way Line and the South Line of said Block 9 for 143.25 feet to a ½ Inch Rebar representing the Southwest Corner of Lot 13 of said Block, thence continue S89°51'07"W along said Existing Northern Right of Way Line and the South Line of said Block 9 for 20.00 feet to ½ Inch Rebar representing the Southeast Corner of said Lot 14 and the Point of Beginning and having a Grid Value of N 664,088.87 feet and E 847,931.08 feet on said East Zone Grid; thence continue S89°51'07"W along said Existing Northern Right of Way Line and the South Line of said Block 9 for 140.00 feet to a ½ Inch Rebar representing its Intersection with the Existing Eastern Right of Way Line of Morgan Street, a public roadway, also known as Stephens Street, an undeveloped roadway, and the Southwest Corner of said Block 9, thence run N00°05'46"W along the West Line of said Block and said Existing Eastern Right of Way Line for 56.59 feet to a ¾ Inch Rebar representing its Intersection with the Proposed Northern Right of Way Line of said Morgan Street as per Forrest County Project No. ERBR-18(03) and having a Grid Value of N 664,145.10 feet and E 847,790.99 feet on said East Zone Grid, thence run S67°08'08"E along said Proposed Northern Right of Way Line for 27.15 feet to a ¾ Inch Rebar representing its Intersection with the Proposed Eastern Right of Way Line of said Morgan Street and a Point 33.14 feet Right of Station 11+01.40 of said Project, thence run S00°05'46"E along said Proposed Eastern Right of Way Line for 28.29 feet to a ¾ Inch Rebar representing its Intersection with the Proposed Northern Right of Way Line of East Hardy Street a public roadway as per said Project and a Point 43.50 feet Right of Station 10+69.23 of said Project and 55.00 feet Left of Station 24+90.41 of said Project, thence run N89°50'32"E along said Proposed Northern Right of Way Line for 115.18 feet to a ½ Inch Rebar representing its Intersection with the East Line of said Lot 14, thence run S00°29'49"W along said East Lot Line for 17.71 feet to the Point of Beginning, comprising 0.08 Acres, more or less.

Grantor fully understands that it has the right to receive just compensation for the real property herein described based on an appraisal of same. Grantor hereby waives its right to just compensation and donates the real property herein described to Forrest County, Mississippi. Grantor further understands that it has the right to request that a fair market value appraisal of the real property be made, and it hereby waives that right.

Grantor also hereby waives any claims or demands for damage accrued, accruing, or to accrue to itself, its heirs, assigns, or legal representatives, for or on account of the construction of the proposed highway, change of grade, water damage, and/or any other damage, right, or claim whatsoever.

It is further understood and agreed that this instrument constitutes the entire agreement between the Grantor and Grantee, there being no oral agreements or representations of any kind.

WITNESS MY SIGNATURE on this the ____ day of _____, 2020.

CITY OF HATTIESBURG, MISSISSIPPI

By: _____
TOBY BARKER, MAYOR

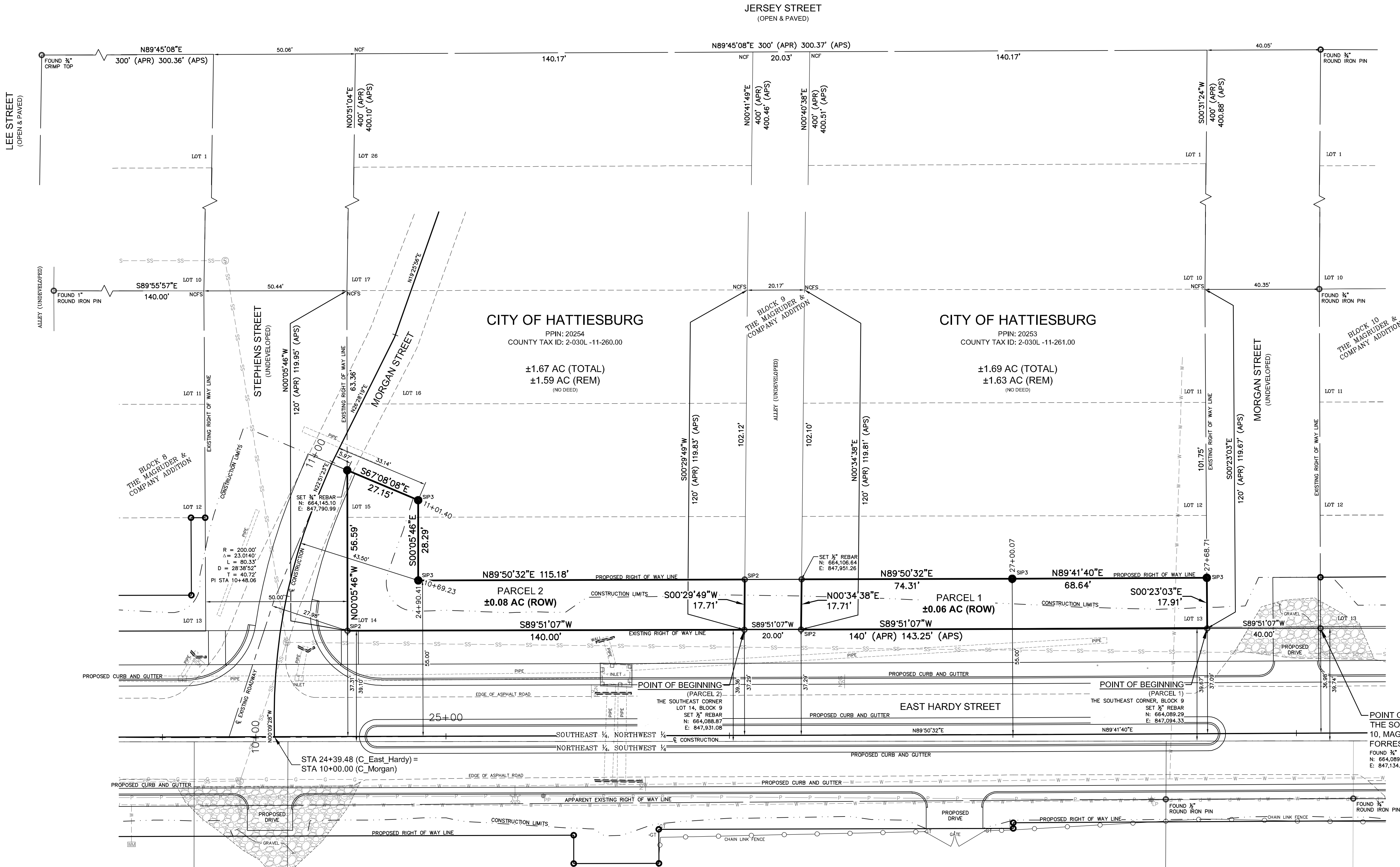
STATE OF MISSISSIPPI
COUNTY OF FORREST

Personally appeared before me, the undersigned authority in and for the above said County and State, the within named TOBY BARKER, who acknowledged that he signed, executed, and delivered the above and foregoing Warranty Deed on the day and year therein mentioned in his capacity as the Mayor of the CITY OF HATTIESBURG, MISSISSIPPI, and as its free and voluntary act and deed, having first been duly authorized so to do.

Given under my hand and seal of office this the ____ day of _____, 2020.

My Commission Expires: _____
NOTARY

G:\PROJECTS\Forrest County\FC19-247\CAD Files\Right of Way\FC19247_2400L-11-260 Survey - Hhang.dwg, 1 OF 1, 5/19/2020 2:29:30 PM



- LEGEND:**
- AC — ACRES
 - APR — AS PER RECORD
 - APS — AS PER SURVEY
 - BK — BOOK
 - C — CENTERLINE
 - Δ — DELTA ANGLE
 - D — DEGREE OF CURVE
 - E — EASTING (GRID COORDINATE)
 - ⚡ — FIRE HYDRANT
 - — GUY WIRE
 - MB — MAILBOX
 - N — NORTHING (GRID COORDINATE)
 - NCF — NO CORNER FOUND
 - NCFS — NO CORNER FOUND OR SET
 - PG — PAGE
 - PI — POINT OF INTERSECTION
 - — QUARTER SECTION LINE
 - R — RADIUS
 - REM — REMAINING
 - ROW — RIGHT OF WAY
 - SIP2 — SET 1/2" REBAR
 - SIP3 — SET 3/4" REBAR
 - — SANITARY SEWER LINE
 - — SANITARY SEWER MANHOLE
 - ⊙ — SIGN
 - STA — STATION
 - — SUBDIVISION LOT LINE
 - — TANGENT LENGTH
 - — UTILITY POLE
 - — WATER METER
 - — WATER LINE

REFERENCE MATERIALS:

USGS 7.5 MINUTE QUADRANGLE MAP
HATTIESBURG 1982

FORREST COUNTY TAX MAP

MAP OF THE MAGRUDER & COMPANY, ADDITION TO
THE CITY OF HATTIESBURG, MISSISSIPPI
BK 1 PG 3 08-22-1908

PRELIMINARY CONSTRUCTION PLANS FOR EAST HARDY
STREET OVER THE LEAF RIVER
ERBR-18(03) (FC19-247) 12-31-2019

MONUMENT NOTE:

- Notes location of Set 3/4"x30" Rebar at location of future Right of Way Monument.

SURVEYOR'S NOTES:

- All paved areas are asphalt unless otherwise noted.
- No subsurface utilities or subsurface structures were located as a part of this survey.
- This survey was performed without the benefit of a title opinion or commitment.
 - Record Deeds shown hereon are the latest available based on the Tax Roll database.
 - An easement search was not performed.
 - Records research did not reveal if the alley in Block 9 or Morgan Street located between Blocks 9 & 10 of Magruder & Company Addition have been closed or vacated.
 - Record Deed for PPIN's 20253 & 20254 could not be located.

SURVEY BOUNDARY DESCRIPTIONS

STATE OF MISSISSIPPI
COUNTY OF FORREST
CITY OF HATTIESBURG

This is to Certify that I have made a Survey of the following described Parcels:

Parcel 1 — Right of Way

A part of Lot 13, Block 9, Magruder & Company Addition to the City of Hattiesburg, County of Forrest, State of Mississippi, as per Map or Plat thereof in the Office of the Chancery Clerk of said County and State and being more particularly described using Mississippi State Plane Coordinate System, East Zone Grid, NAD 83(2011), US Survey Feet, with a combined scale factor of 0.99996902 and a convergence angle of (minus) -0°13'41.88" at the Southwest Corner of Block 10 of said Addition and **Commencing** at a 3/4 Inch Round Iron Pin representing said Southwest Block Corner and the Intersection of the Existing Northern Right of Way Line of East Hardy Street, a public roadway, and the Existing Eastern Right of Way Line of Morgan Street, an undeveloped roadway, said Southwest Corner also having a Grid Value of **N 664,089.40 feet** and **E 847,134.33 feet** on said East Zone Grid, thence run S89°51'07"W along said Existing Northern Right of Way Line for 40.00 feet to a 1/2 Inch Rebar representing its Intersection with the Existing Western Right of Way Line of said Morgan Street and the Southeast Corner of said Block 9, said Southeast Corner also the **Point of Beginning** and having a Grid Value of **N 664,089.29 feet** and **E 847,094.33 feet** on said East Zone Grid; thence continue S89°51'07"W along said Existing Northern Right of Way Line and the South Line of said Block 9 for 143.25 feet to a 1/2 Inch Rebar representing the Southwest Corner of said Lot 13, thence run N00°34'38"E along the West Line of said Lot 13 for 17.71 feet to a 1/2 Inch Rebar representing its Intersection with the Proposed Northern Right of Way Line of said East Hardy Street as per Forrest County Project No. ERBR-18(03) and having a Grid Value of **N 664,106.64 feet** and **E 847,951.26 feet** on said East Zone Grid, thence run N89°50'32"E along said Proposed Northern Right of Way Line for 74.31 feet to a 3/4 Inch Rebar representing a Point 55.00 feet Left of Station 27+00.07 of said Project, thence run N89°41'40"E along said Proposed Northern Right of Way Line for 68.64 feet to a 3/4 Inch Rebar representing its Intersection with the East Line of said Block and said Existing Western Right of Way Line and a Point 55.00 feet Left of Station 27+68.71 of said Project, thence run S00°23'03"E along said East Block Line and said Existing Western Right of Way Line for 17.91 feet to the **Point of Beginning**, comprising **0.06 Acres**, more or less.

Parcel 2 — Right of Way

A part of Lots 14 and 15, Block 9, Magruder & Company Addition to the City of Hattiesburg, County of Forrest, State of Mississippi, as per Map or Plat thereof in the Office of the Chancery Clerk of said County and State and being more particularly described using Mississippi State Plane Coordinate System, East Zone Grid, NAD 83(2011), US Survey Feet, with a combined scale factor of 0.99996902 and a convergence angle of (minus) -0°13'41.88" at the Southwest Corner of Block 10 of said Addition and **Commencing** at a 3/4 Inch Round Iron Pin representing said Southwest Block Corner and the Intersection of the Existing Northern Right of Way Line of East Hardy Street, a public roadway, and the Existing Eastern Right of Way Line of Morgan Street, an undeveloped roadway, said Southwest Corner also having a Grid Value of **N 664,089.40 feet** and **E 847,134.33 feet** on said East Zone Grid, thence run S89°51'07"W along said Existing Northern Right of Way Line for 40.00 feet to a 1/2 Inch Rebar representing its Intersection with the Existing Western Right of Way Line of said Morgan Street and the Southeast Corner of said Block 9, thence continue S89°51'07"W along said Existing Northern Right of Way Line and the South Line of said Block 9 for 143.25 feet to a 1/2 Inch Rebar representing the Southwest Corner of Lot 13 of said Block, thence continue S89°51'07"W along said Existing Northern Right of Way Line and the South Line of said Block 9 for 20.00 feet to 1/2 Inch Rebar representing the Southeast Corner of said Lot 14 and the **Point of Beginning** and having a Grid Value of **N 664,088.87 feet** and **E 847,931.08 feet** on said East Zone Grid; thence continue S89°51'07"W along said Existing Northern Right of Way Line and the South Line of said Block 9 for 140.00 feet to a 1/2 Inch Rebar representing its Intersection with the Existing Eastern Right of Way Line of Morgan Street, a public roadway, also known as Stephens Street, an undeveloped roadway, and the Southwest Corner of said Block 9, thence run N00°05'46"W along the West Line of said Block and said Existing Eastern Right of Way Line for 56.59 feet to a 3/4 Inch Rebar representing its Intersection with the Proposed Northern Right of Way Line of said Morgan Street as per Forrest County Project No. ERBR-18(03) and having a Grid Value of **N 664,145.10 feet** and **E 847,790.99 feet** on said East Zone Grid, thence run S67°08'08"E along said Proposed Northern Right of Way Line for 27.15 feet to a 3/4 Inch Rebar representing its Intersection with the Proposed Eastern Right of Way Line of said Morgan Street and a Point 33.14 feet Right of Station 11+01.40 of said Project, thence run S00°05'46"E along said Proposed Eastern Right of Way Line for 28.29 feet to a 3/4 Inch Rebar representing its Intersection with the Proposed Northern Right of Way Line of East Hardy Street a public roadway as per said Project and a Point 43.50 feet Right of Station 10+69.23 of said Project and 55.00 feet Left of Station 24+90.41 of said Project, thence run N89°50'32"E along said Proposed Northern Right of Way Line for 115.18 feet to a 1/2 Inch Rebar representing its Intersection with the East Line of said Lot 14, thence run S00°29'49"W along said East Lot Line for 17.71 feet to the **Point of Beginning**, comprising **0.08 Acres**, more or less.

Parcel 1 and Parcel 2 comprise an aggregate of 0.14 Acres, more or less.

POINT OF COMMENCEMENT:
THE SOUTHWEST CORNER, BLOCK 10, MAGRUDER COMPANY ADDITION, FORREST COUNTY, MISSISSIPPI.
FOUND 3/4" ROUND IRON PIN
N: 664,089.40
E: 847,134.33

5-22-2020
NICHOLAS M. CONNOLLY
ENGINEER
AND
P.E. 12791
L.S. 2973
STATE OF MISSISSIPPI
Nicholas M. Connolly, PE, PLS
Civil Engineer No. 12791
Land Surveyor No. 2973

SURVEY DATES: MAY 05-JULY 03, 2019
OCTOBER 23, 2019
JANUARY 07-28, 2020
FEBRUARY 17-18, 2020
MARCH 31-APRIL 10, 2020
MAY 05-06, 2020

JUDGED TO BE A CLASS 'C' SURVEY
SURVEYED TO CLASS 'B'

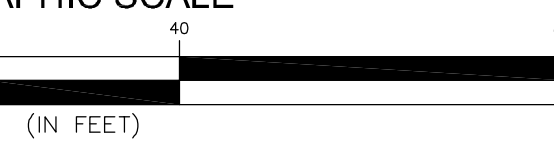
BEARINGS ARE BASED ON MS STATE PLANE
COORDINATE SYSTEM, ZONE EAST GRID, US
SURVEY FEET, AS DETERMINED BY GPS

HORIZONTAL DATUM: NAD 83(2011)
CONTROL STATION: RTCM0006 (USM CAMPUS)
HATTIESBURG, MS

N: 665,022.113
E: 827,206.406
Z: 303.462

AT THE SOUTHWEST CORNER OF BLOCK 10,
MAGRUDER & COMPANY ADDITION, FORREST
COUNTY, MISSISSIPPI:
COMBINED SCALE FACTOR: 0.99996902
CONVERGENCE: -0°13'41.88"

GRAPHIC SCALE



RIGHT OF WAY SURVEY
EMERGENCY BRIDGE PROJECT No. ERBR-18(03)
COUNTY TAX PARCELS No. 2-030L -11-260.00 & 2-030L -11-261.00

NO.	DATE	DESCRIPTION	BY
ROW BOUNDARY SURVEY			
EAST HARDY ST / SOUTH MAIN ST EMERGENCY BRIDGE REPLACEMENT FORREST COUNTY, MISSISSIPPI			
sdw Engineering Progress 301 Second Ave. Hattiesburg, MS 39401 (p) 601.544.1821 sd-w.com			
Drawn by:	SLS/RES/NMC	Checked by:	NMC
Date:	05-14-2020	Scale:	1" = 20'
Drawing No.:	FC19-247	Sheet No.	1 OF 1



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Approve conveyance of certain rights of way to Forrest County for their Leaf River Bridge Replacement project described as a portion of Forrest County Tax Parcel No. 2-030K-11-030.00 & Parcel No. 2-030K-11-033.00 and further described in the attached surveys; Authorize Mayor to execute warranty deed conveying said property.
File Number: 2020-936
Minute Book #

Summary

Approve conveyance of certain rights of way to Forrest County for their Leaf River Bridge Replacement project described as a portion of Forrest County Tax Parcel No. 2-030K-11-030.00 & Parcel No. 2-030K-11-033.00 and further described in the attached surveys; Authorize Mayor to execute warranty deed conveying said property.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

Prepared by and return to:
David B. Miller, MSB No. 99638
Forrest County Board Attorney
P.O. Box 1310 Hattiesburg, MS 39401
Hattiesburg, MS 39403
601-545-6006

INDEXING INSTRUCTIONS:
Part of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$,
Section 11, Township 4 North,
Range 13 West, City of Hattiesburg,
Forrest County, Mississippi

**STATE OF MISSISSIPPI
COUNTY OF FORREST**

WARRANTY DEED

For and in consideration of the sum of Ten Dollars (\$10.00), cash in hand paid, and other good and valuable consideration, the receipt and sufficiency of all of which are hereby acknowledged,

CITY OF HATTIESBURG, MISSISSIPPI

200 Forrest St.
Hattiesburg, MS 39401
60-545-4501

the undersigned Grantor, does hereby grant, bargain, sell, convey, and warrant unto

FORREST COUNTY, MISSISSIPPI

c/o Forrest County Board of Supervisors
Post Office Box 1310
Hattiesburg, MS 39403
601-545-6000

Grantee, the following described property, situated in Forrest County, Mississippi, to-wit:

A part of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$, Section 11, Township 4 North, Range 13 West, in the City of Hattiesburg, County of Forrest, State of Mississippi, and being more particularly described using Mississippi State Plane Coordinate System, East Zone Grid, NAD 83(2011), US Survey Feet, with a combined scale factor of 0.99996891 and a convergence angle of (minus) $-0^{\circ}13'40.30''$ at the Southwest Corner of said Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ and Commencing at a Mag Nail in Pavement representing said Southwest Corner and having a Grid Value of N 664,049.85 feet and E 847,397.27 feet on said East Zone Grid, thence run $S89^{\circ}07'15''E$ along the South Line of said Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ for 275.10 feet to a Railroad Spike, thence run $S89^{\circ}07'15''E$ along said South Quarter Section Line for 174.92 feet to a $\frac{1}{2}$ Inch Rebar, thence run $S88^{\circ}45'40''E$ along said South Quarter Section Line for 249.97 feet to the Intersection of said South Quarter Section Line and the Southerly Extension of the Existing East Right of Way Line of Baldwin Avenue, a public roadway, thence run $N00^{\circ}27'47''E$ along said Existing East Right of Way Line and its extension for 333.54 feet to a Concrete Monument representing the Southwest Corner of a Parcel of Land as described in Tax Deed in Book 731, Page 501 as per the Land Records thereof on file in the Office of the Chancery Clerk of said County and State, and the Point of Beginning and having a Grid Value of N 664,371.07 feet and E 848,099.85 feet on said East Zone Grid; thence run $N00^{\circ}35'12''E$ along said Existing East Right of Way Line for 19.76 feet to a $\frac{3}{4}$ Inch Rebar representing its Intersection with the Proposed East Right of Way Line of said

Baldwin Avenue as per Forrest County Project No. ERBR-18(03), thence run S88°56'21"E along said Proposed East Right of Way Line for 29.07 feet to a ¾ Inch Rebar representing a Point 40.00 feet Right of Station 1+50.00 of said Project and having a Grid Value of N 664,390.29 feet and E 848,129.13 feet on said East Zone Grid, thence run S01°03'39"W along said Proposed East Right of Way Line for 19.41 feet to a ½ Inch Rebar representing its Intersection with the South Line of said Parcel, thence run N89°37'10"W along said South Parcel Line for 28.91 feet to the Point of Beginning, comprising 0.013 Acres, more or less.

AND ALSO

A part of the Southwest ¼ of the Northeast ¼, Section 11, Township 4 North, Range 13 West, in the City of Hattiesburg, County of Forrest, State of Mississippi, and being more particularly described using Mississippi State Plane Coordinate System, East Zone Grid, NAD 83(2011), US Survey Feet, with a combined scale factor of 0.99996891 and a convergence angle of (minus) -0°13'40.30" at the Southwest Corner of said Southwest ¼ of the Northeast ¼ and Commencing at a Mag Nail in Pavement representing said Southwest Corner and having a Grid Value of N 664,049.85 feet and E 847,397.27 feet on said East Zone Grid, thence run S89°07'15"E along the South Line of said Southwest ¼ of the Northeast ¼ for 275.10 feet to a Railroad Spike, thence run S89°07'15"E along said South Quarter Section Line for 174.92 feet to a ½ Inch Rebar, thence run S88°45'40"E along said South Quarter Section Line for 219.56 feet to the Intersection of said South Quarter Section Line and the Southerly Extension of the Existing West Right of Way Line of Baldwin Avenue, a public roadway, thence run N00°27'47"E along said Existing West Right of Way Line and its extension for 282.94 feet to a ½ Inch Rebar representing the Southeast Corner of a Parcel of Land as described in Warranty Deed in Book 525, Page 33 as per the Land Records thereof on file in the Office of the Chancery Clerk of said County and State, and the Point of Beginning and having a Grid Value of N 664,321.13 feet and E 848,069.04 feet on said East Zone Grid; thence run N89°05'10"W along the South Line of said Parcel for 21.20 feet to a ½ Inch Rebar representing its Intersection with the Proposed West Right of Way Line of said Baldwin Avenue as per Forrest County Project No. ERBR-18(03), thence run N01°03'39"E along said Proposed West Right of Way Line for 70.32 feet to a ¾ Inch Rebar representing a Point 40.00 feet Left of Station 1+50.00 of said Project and having a Grid Value of N 664,391.77 feet and E 848,049.14 feet on said East Zone Grid, thence run S88°56'21"E along said Proposed West Right of Way Line for 20.47 feet to a ¾ Inch Rebar representing its Intersection with said Existing West Right of Way Line, thence run S00°27'47"W along said Existing West Right of Way Line for 70.27 feet to the Point of Beginning, comprising 0.03 Acres, more or less.

Grantor fully understands that it has the right to receive just compensation for the real property herein described based on an appraisal of same. Grantor hereby waives its right to just compensation and donates the real property herein described to Forrest County, Mississippi. Grantor further understands that it has the right to request that a fair market value appraisal of the real property be made, and it hereby waives that right.

Grantor also hereby waives any claims or demands for damage accrued, accruing, or to accrue to itself, its heirs, assigns, or legal representatives, for or on account of the construction of the proposed highway, change of grade, water damage, and/or any other damage, right, or claim whatsoever.

It is further understood and agreed that this instrument constitutes the entire agreement between the Grantor and Grantee, there being no oral agreements or representations of any kind.

WITNESS MY SIGNATURE on this the ____ day of _____, 2020.

CITY OF HATTIESBURG, MISSISSIPPI

By: _____
TOBY BARKER, MAYOR

STATE OF MISSISSIPPI
COUNTY OF FORREST

Personally appeared before me, the undersigned authority in and for the above said County and State, the within named TOBY BARKER, who acknowledged that he signed, executed, and delivered the above and foregoing Warranty Deed on the day and year therein mentioned in his capacity as the Mayor of the CITY OF HATTIESBURG, MISSISSIPPI, and as its free and voluntary act and deed, having first been duly authorized so to do.

Given under my hand and seal of office this the _____ day of _____, 2020.

My Commission Expires:

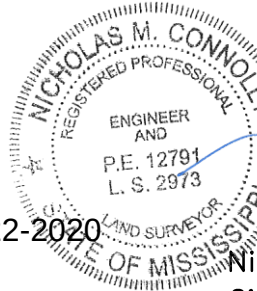
NOTARY

SURVEY BOUNDARY DESCRIPTION

STATE OF MISSISSIPPI
COUNTY OF FORREST
CITY OF HATTIESBURG

This is to Certify that I have made a Survey of the following described Parcel:

A part of the Southwest ¼ of the Northeast ¼, Section 11, Township 4 North, Range 13 West, in the City of Hattiesburg, County of Forrest, State of Mississippi, and being more particularly described using Mississippi State Plane Coordinate System, East Zone Grid, NAD 83(2011), US Survey Feet, with a combined scale factor of 0.99996891 and a convergence angle of (minus) -0°13'40.30" at the Southwest Corner of said Southwest ¼ of the Northeast ¼ and **Commencing** at a Mag Nail in Pavement representing said Southwest Corner and having a Grid Value of **N 664,049.85 feet** and **E 847,397.27 feet** on said East Zone Grid, thence run S89°07'15"E along the South Line of said Southwest ¼ of the Northeast ¼ for 275.10 feet to a Railroad Spike, thence run S89°07'15"E along said South Quarter Section Line for 174.92 feet to a ½ Inch Rebar, thence run S88°45'40"E along said South Quarter Section Line for 249.97 feet to the Intersection of said South Quarter Section Line and the Southerly Extension of the Existing East Right of Way Line of Baldwin Avenue, a public roadway, thence run N00°27'47"E along said Existing East Right of Way Line and its extension for 333.54 feet to a Concrete Monument representing the Southwest Corner of a Parcel of Land as described in Tax Deed in Book 731, Page 501 as per the Land Records thereof on file in the Office of the Chancery Clerk of said County and State, and the **Point of Beginning** and having a Grid Value of **N 664,371.07 feet** and **E 848,099.85 feet** on said East Zone Grid; thence run N00°35'12"E along said Existing East Right of Way Line for 19.76 feet to a ¾ Inch Rebar representing its Intersection with the Proposed East Right of Way Line of said Baldwin Avenue as per Forrest County Project No. ERBR-18(03), thence run S88°56'21"E along said Proposed East Right of Way Line for 29.07 feet to a ¾ Inch Rebar representing a Point 40.00 feet Right of Station 1+50.00 of said Project and having a Grid Value of **N 664,390.29 feet** and **E 848,129.13 feet** on said East Zone Grid, thence run S01°03'39"W along said Proposed East Right of Way Line for 19.41 feet to a ½ Inch Rebar representing its Intersection with the South Line of said Parcel, thence run N89°37'10"W along said South Parcel Line for 28.91 feet to the **Point of Beginning**, comprising **0.013 Acres**, more or less.



Nicholas M. Connolly, PE, PLS
Civil Engineer No. 12791
Land Surveyor No. 2973

LEGEND:

- AC - ACRES
- APR - AS PER RECORD
- APS - AS PER SURVEY
- BK - BOOK
- C - CENTERLINE
- CB - CHORD BEARING
- CD - CHORD DISTANCE
- Δ - DELTA ANGLE
- D - DEGREE OF CURVE
- E - EASTING (GRID COORDINATE)
- +GD - GAS IDENTIFICATION POST
- G - GAS LINE
- +GT - GATE POST
- GUY - GUY WIRE
- L - LENGTH
- N - NOTHING (GRID COORDINATE)
- NCFS - NO CORNER FOUND OR SET
- P - OVERHEAD UTILITY LINE
- PG - PAGE
- PI - POINT OF INTERSECTION
- Q - QUARTER SECTION LINE
- R - RADIUS
- REM - REMAINING
- ROW - RIGHT OF WAY
- SIP2 - SET ½" REBAR
- SIP3 - SET ¾" REBAR
- SS - SANITARY SEWER LINE
- S - SANITARY SEWER MANHOLE
- SN - SIGN
- STA - STATION
- T - TANGENT LENGTH
- UP - UTILITY POLE
- W - WATER LINE

REFERENCE MATERIALS:

- USGS 7.5 MINUTE QUADRANGLE MAP
HATTIESBURG 1982
- FORREST COUNTY TAX MAP
- PRELIMINARY CONSTRUCTION PLANS FOR EAST HARDY STREET OVER THE LEAF RIVER
ERBR-18(03) (FC19-247) 12-31-2019
- WARRANTY DEEDS
BK 163 PG 425 09-27-1955
BK 525 PG 30 05-03-1983
BK 525 PG 33 04-29-1983
BK 971 PG 29 11-02-2005
- QUIT CLAIM DEED
BK 597 PG 248 04-05-1988
- TAX DEEDS
BK 642 PG 163 11-15-1990
BK 731 PG 501 10-06-1995
- LAND DEEDS OF TRUST
BK 433 PG 143 01-21-1975
BK 1174 PG 32 10-24-2001
- 4.78 ACRE SURVEY IN THE SOUTHEAST ¼ OF THE NORTHEAST ¼, SECTION 11, TOWNSHIP 4 NORTH, RANGE 13 WEST BY R. ALLEN FLYNT, PLS
No. ARFD530 09-24-2019

SURVEY DATES: MAY 05-JULY 03, 2019
OCTOBER 23, 2019
JANUARY 07-28, 2020
FEBRUARY 17-18, 2020
MARCH 31-APRIL 10, 2020
MAY 05-06, 2020

JUDGED TO BE A CLASS 'D' SURVEY
SURVEYED TO CLASS 'B'

BEARINGS ARE BASED ON MS STATE PLANE
COORDINATE SYSTEM, ZONE EAST GRID, US
SURVEY FEET, AS DETERMINED BY GPS

HORIZONTAL DATUM: NAD 83(2011)
CONTROL STATION: RTCM0006 (USM CAMPUS)
HATTIESBURG, MS

N: 665,022.113
E: 827,206.406
Z: 303.462

AT THE SOUTHWEST CORNER OF THE
SOUTHWEST ¼, NORTHEAST ¼, SECTION 11,
TOWNSHIP 4 NORTH, RANGE 13 WEST:
COMBINED SCALE FACTOR: 0.99996891
CONVERGENCE: -0°13'40.30"

GRAPHIC SCALE



RIGHT OF WAY SURVEY

EMERGENCY BRIDGE PROJECT No. ERBR-18(03)
COUNTY TAX PARCEL No. 2-030K -11-033.00

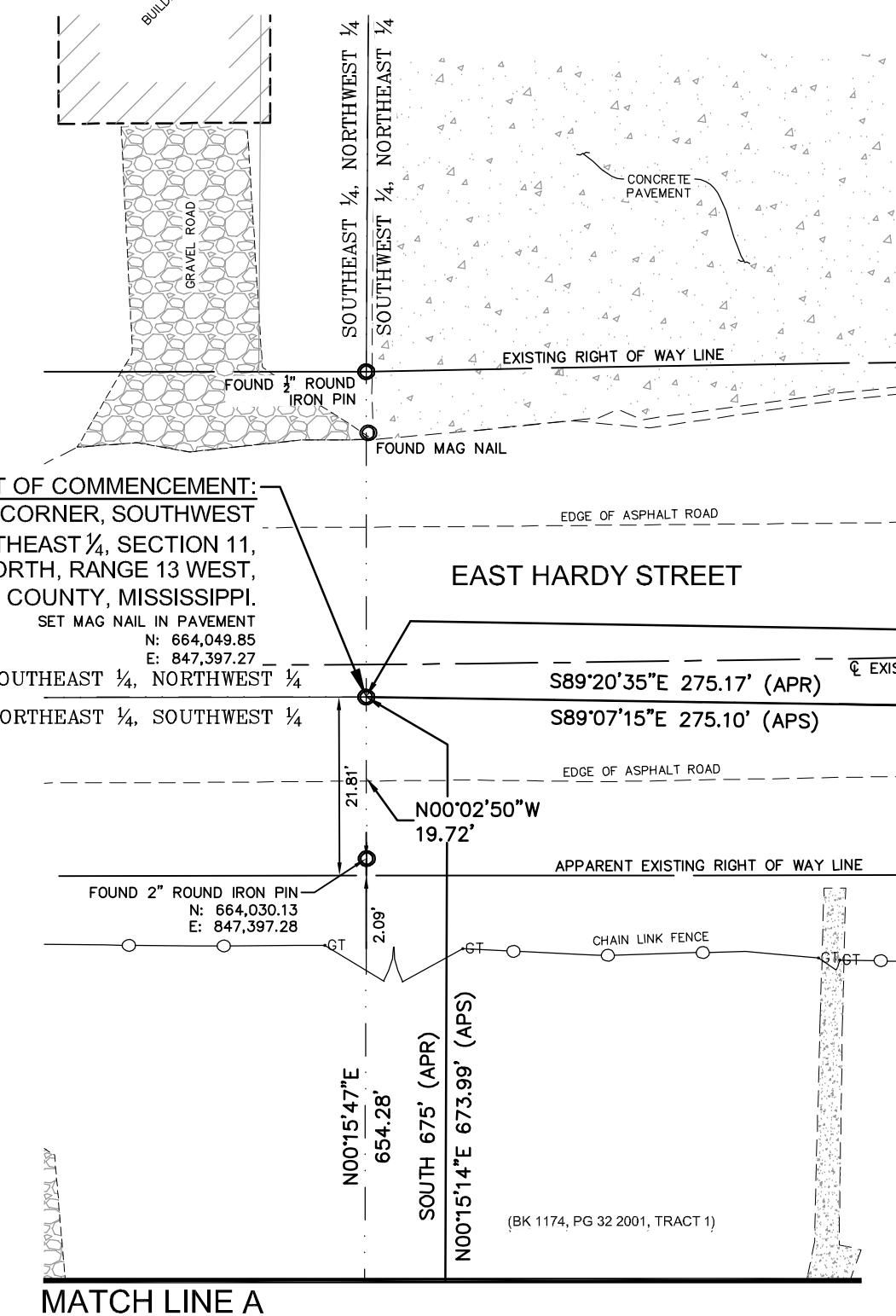
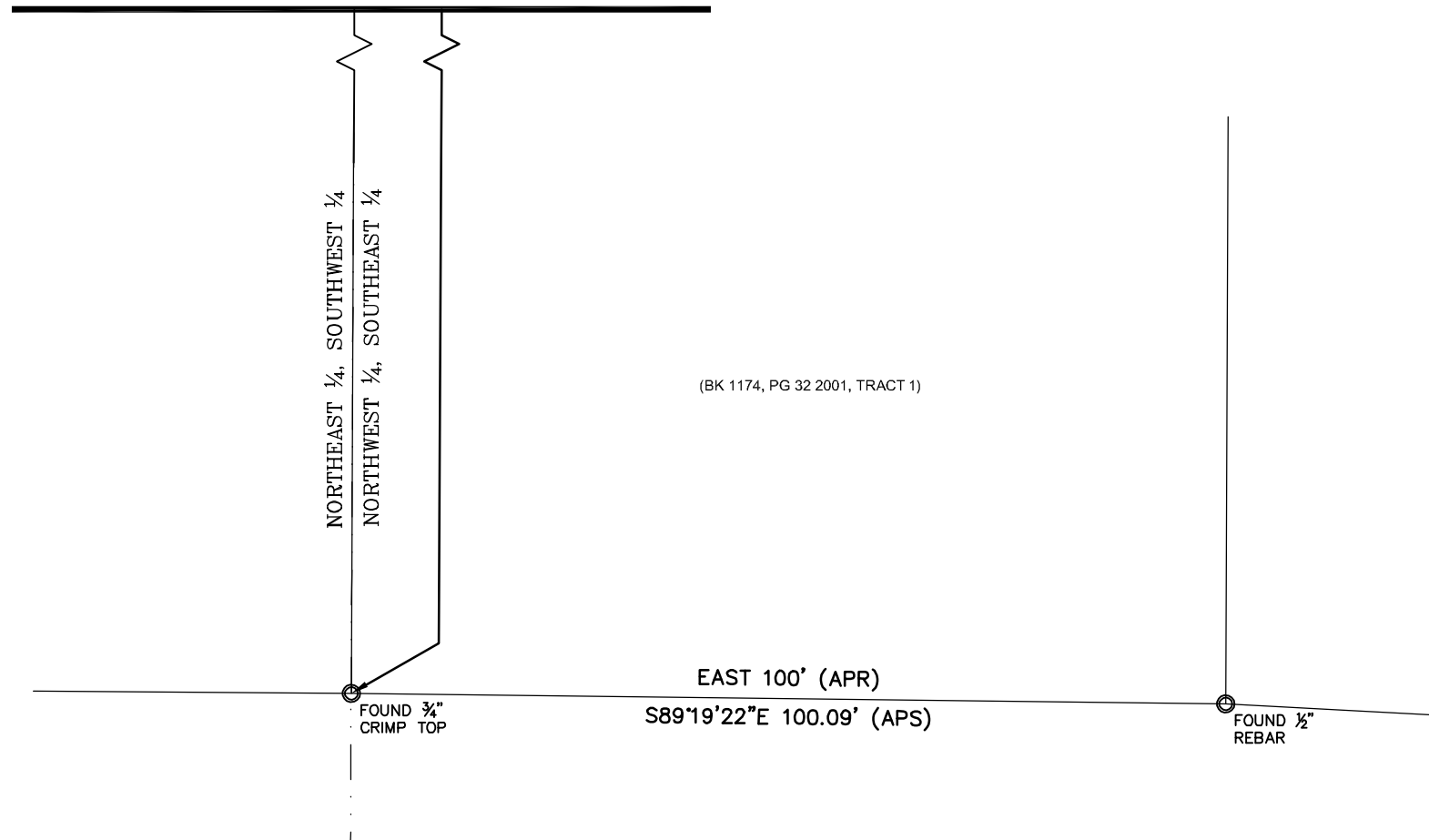
MONUMENT NOTE:

- Notes location of Set ¾"x30" Rebar at location of future Right of Way Monument.

SURVEYOR'S NOTES:

- All paved areas are asphalt unless otherwise noted.
- No subsurface utilities or subsurface structures were located as a part of this survey.
- This survey was performed without the benefit of a title opinion or commitment.
 - Record Deeds shown hereon are the latest available based on the Tax Roll database.
 - An easement search was not performed.

MATCH LINE A



MATCH LINE A



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Approve conveyance of certain right of way to Forrest County for their Leaf River Bridge Replacement project described as a portion of Forrest County Tax Parcel No. 2-030M-11-005.00 and further described in the attached surveys; Authorize Mayor to execute warranty deed conveying said property.
File Number: 2020-937
Minute Book #

Summary

Approve conveyance of certain right of way to Forrest County for their Leaf River Bridge Replacement project described as a portion of Forrest County Tax Parcel No. 2-030M-11-005.00 and further described in the attached surveys; Authorize Mayor to execute warranty deed conveying said property.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

Prepared by and return to:
David B. Miller, MSB No. 99638
Forrest County Board Attorney
P.O. Box 1310 Hattiesburg, MS 39401
Hattiesburg, MS 39403
601-545-6006

INDEXING INSTRUCTIONS:
Part of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$,
Section 11, Township 4 North,
Range 13 West, City of Hattiesburg,
Forrest County, Mississippi

**STATE OF MISSISSIPPI
COUNTY OF FORREST**

WARRANTY DEED

For and in consideration of the sum of Ten Dollars (\$10.00), cash in hand paid, and other good and valuable consideration, the receipt and sufficiency of all of which are hereby acknowledged,

CITY OF HATTIESBURG, MISSISSIPPI

200 Forrest St.
Hattiesburg, MS 39401
601-545-4501

the undersigned Grantor, does hereby grant, bargain, sell, convey, and warrant unto

FORREST COUNTY, MISSISSIPPI

c/o Forrest County Board of Supervisors
Post Office Box 1310
Hattiesburg, MS 39403
601-545-6000

Grantee, the following described property, situated in Forrest County, Mississippi, to-wit:

A part of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, Section 11, Township 4 North, Range 13 West, in the City of Hattiesburg, County of Forrest, State of Mississippi, and being more particularly described using Mississippi State Plane Coordinate System, East Zone Grid, NAD 83(2011), US Survey Feet, with a combined scale factor of 0.99996891 and a convergence angle of (minus) $-0^{\circ}13'40.30''$ at the Northeast Corner of said Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and Commencing at a Mag Nail in Pavement representing said Northeast Corner and having a Grid Value of N 664,049.85 feet and E 847,397.27 feet on said East Zone Grid, thence run $S89^{\circ}57'29''W$ along the North Line of said Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ for 627.16 feet to a Mag Nail in Pavement representing the Northwest Corner of a Parcel of Land described in Warranty Deed in Book 614, Page 33 as per the Land Records thereof on file in the Office of the Chancery Clerk of said County and State and the Point of Beginning and having a Grid Value of N 664,049.39 feet and E 846,770.11 feet on said East Zone Grid; thence run $S00^{\circ}15'11''W$ along the West Line of said Parcel for 33.25 feet to a $\frac{1}{2}$ Inch Rebar representing its Intersection with the Proposed Southern Right of Way Line of East Hardy Street, a public roadway, as per Forrest County Project No. ERBR-18(03), thence run $S89^{\circ}50'33''W$ along said Proposed Southern Right of Way Line for 33.00 feet to a Punch Hole in Concrete representing its Intersection with the East Line of a Parcel of Land described in Quitclaim Deed in Book 1212, Page 38 as per the Land Records thereof on file in the Office of the Chancery Clerk of said County and State and having a Grid Value of N 664,016.05 feet and E 846,736.96

feet on said East Zone Grid, thence run N00°04'33"E along said East Parcel Line for 33.32 feet to a Mag Nail in Pavement representing its Intersection with said North Quarter Section Line and the Northwest Corner of the Northeast ¼ of said Northeast ¼ of the Southwest ¼, thence run N89°57'29"E along said North Quarter Section Line for 33.10 feet to the Point of Beginning, comprising 0.03 Acres, more or less.

Grantor fully understands that it has the right to receive just compensation for the real property herein described based on an appraisal of same. Grantor hereby waives its right to just compensation and donates the real property herein described to Forrest County, Mississippi. Grantor further understands that it has the right to request that a fair market value appraisal of the real property be made, and it hereby waives that right.

Grantor also hereby waives any claims or demands for damage accrued, accruing, or to accrue to itself, its heirs, assigns, or legal representatives, for or on account of the construction of the proposed highway, change of grade, water damage, and/or any other damage, right, or claim whatsoever.

It is further understood and agreed that this instrument constitutes the entire agreement between the Grantor and Grantee, there being no oral agreements or representations of any kind.

WITNESS MY SIGNATURE on this the ____ day of _____, 2020.

CITY OF HATTIESBURG, MISSISSIPPI

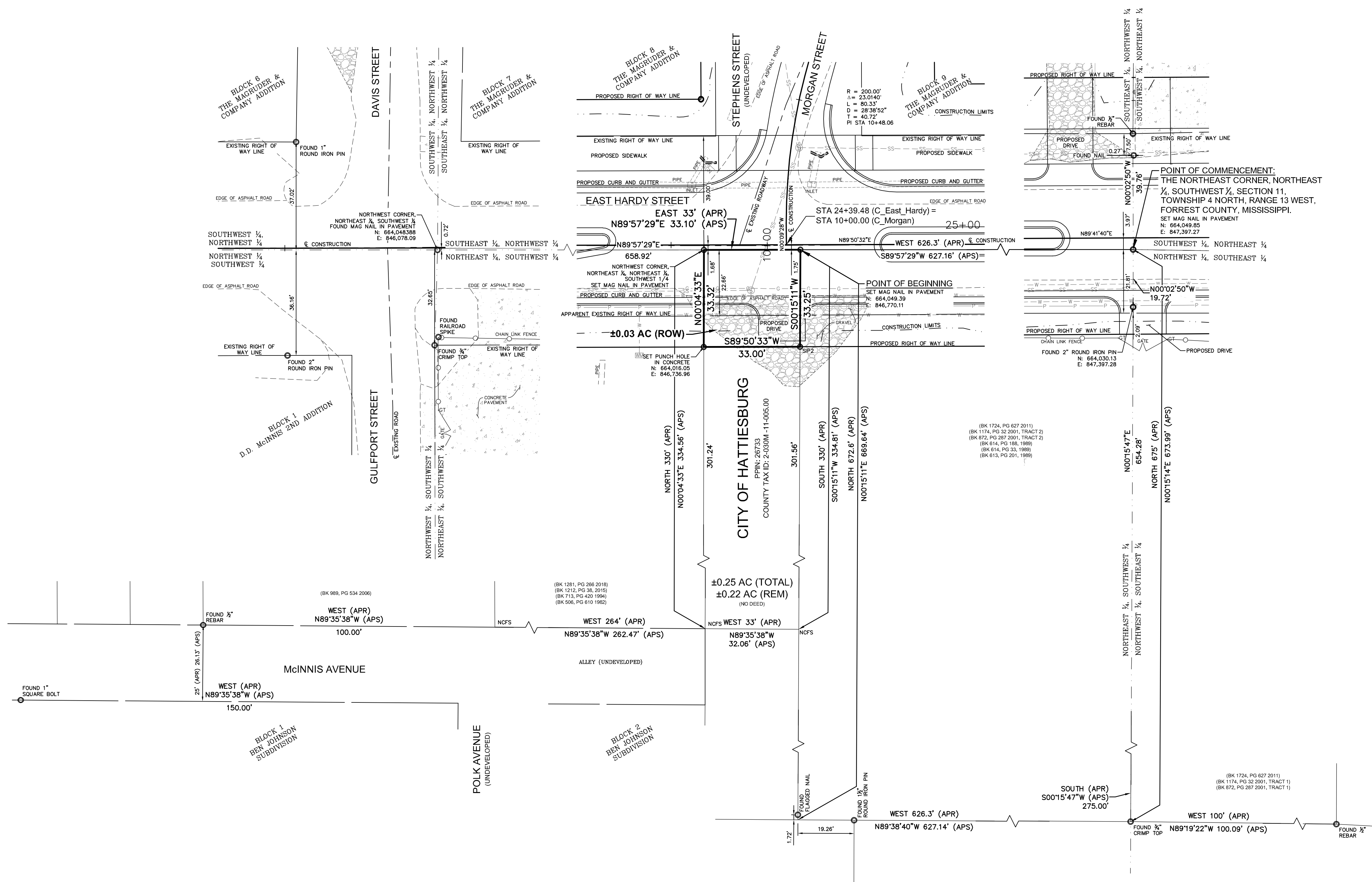
By: _____
TOBY BARKER, MAYOR

STATE OF MISSISSIPPI
COUNTY OF FORREST

Personally appeared before me, the undersigned authority in and for the above said County and State, the within named TOBY BARKER, who acknowledged that he signed, executed, and delivered the above and foregoing Warranty Deed on the day and year therein mentioned in his capacity as the Mayor of the CITY OF HATTIESBURG, MISSISSIPPI, and as its free and voluntary act and deed, having first been duly authorized so to do.

Given under my hand and seal of office this the ____ day of _____, 2020.

My Commission Expires: _____
NOTARY



REFERENCE MATERIALS:

USGS 7.5 MINUTE QUADRANGLE MAP
HATTIESBURG 1982

FORREST COUNTY TAX MAP

MAP OF THE MACGRUDER & COMPANY, ADDITION TO
THE CITY OF HATTIESBURG, MISSISSIPPI
BK 1 PG 3 08-22-1908

PLAT OF THE D. D. MCINNIS SECOND ADDITION TO THE
CITY OF HATTIESBURG, MISSISSIPPI
BK 1.2 PG 14 01-01-1897

PLAT OF THE BEN JOHNSON SUBDIVISION
BK 7 PG 11 02-07-1927

PRELIMINARY CONSTRUCTION PLANS FOR EAST HARDY
STREET OVER THE LEAF RIVER
ERBR-18(03) (FC19-247) 12-31-2019

WARRANTY DEEDS
BK 613 PG 201 02-27-1989
BK 614 PG 33 03-17-1989
BK 872 PG 287 10-01-2001

QUITCLAIM DEEDS
BK 1212 PG 38 09-17-2015
BK 989 PG 534 06-22-2006

LAND DEED OF TRUST
BK 1174 PG 32 10-24-2001

ASSIGNMENT
BK 1724 PG 627 11-30-2011

ORDER APPROVING CONTRACT AND AUTHORIZING
ADMINISTRATRIX TO JOIN IN SALE OF REAL PROPERTY
BK 614 PG 188 03-16-1989

RELEASES FROM TAX SALE
BK 713 PG 420 06-27-1994
BK 1281 PG 266 05-21-2018

MONUMENT NOTE:

- Notes location of Set 3/4"x30" Rebar at location of future Right of Way Monument.

SURVEYOR'S NOTES:

- All paved areas are asphalt unless otherwise noted.
- No subsurface utilities or subsurface structures were located as a part of this survey.
- This survey was performed without the benefit of a title opinion or commitment.
 - Record Deeds shown hereon are the latest available based on the Tax Roll database.
 - An easement search was not performed.
 - The Record Deed for PPIN 26733 could not be located.

SURVEY BOUNDARY DESCRIPTION

STATE OF MISSISSIPPI
COUNTY OF FORREST
CITY OF HATTIESBURG

This is to Certify that I have made a Survey of the following described Parcel:

A part of the Northeast 1/4 of the Southwest 1/4, Section 11, Township 4 North, Range 13 West, in the City of Hattiesburg, County of Forrest, State of Mississippi, and being more particularly described using Mississippi State Plane Coordinate System, East Zone Grid, NAD 83(2011), US Survey Feet, with a combined scale factor of 0.99996891 and a convergence angle of (minus) -0°13'40.30" at the Northeast Corner of said Northeast 1/4 of the Southwest 1/4 and Commencing at a Mag Nail in Pavement representing said Northeast Corner and having a Grid Value of N 664,049.85 feet and E 847,397.27 feet on said East Zone Grid, thence run S89°57'29"W along the North Line of said Northeast 1/4 of the Southwest 1/4 for 627.16 feet to a Mag Nail in Pavement representing the Northwest Corner of a Parcel of Land described in Warranty Deed in Book 614, Page 33 as per the Land Records thereof on file in the Office of the Chancery Clerk of said County and State and the Point of Beginning and having a Grid Value of N 664,049.39 feet and E 846,770.11 feet on said East Zone Grid; thence run S00°15'11"W along the West Line of said Parcel for 33.25 feet to a 1/2 Inch Rebar representing its Intersection with the Proposed Southern Right of Way Line of East Hardy Street, a public roadway, as per Forrest County Project No. ERBR-18(03), thence run S89°50'33"W along said Proposed Southern Right of Way Line for 33.00 feet to a Punch Hole in Concrete representing its Intersection with the East Line of a Parcel of Land described in Quitclaim Deed in Book 1212, Page 38 as per the Land Records thereof on file in the Office of the Chancery Clerk of said County and State and having a Grid Value of N 664,016.05 feet and E 846,736.96 feet on said East Zone Grid, thence run N00°04'33"E along said East Parcel Line for 33.32 feet to a Mag Nail in Pavement representing its Intersection with said North Quarter Section Line and the Northwest Corner of the Northeast 1/4 of said Northeast 1/4 of the Southwest 1/4, thence run N89°57'29"E along said North Quarter Section Line for 33.10 feet to the Point of Beginning, comprising 0.03 Acres, more or less.

5-22-2020
Nicholas M. Connolly, PE, PLS
Civil Engineer No. 12791
Land Surveyor No. 2973

LEGEND:

AC	- ACRES
APR	- AS PER RECORD
APS	- AS PER SURVEY
BK	- BOOK
C	- CENTERLINE
CB	- CHORD BEARING
CD	- CHORD DISTANCE
Δ	- DELTA ANGLE
D	- DEGREE OF CURVE
E:	- EASTING (GRID COORDINATE)
-G-	- GAS LINE
-GT	- GATE POST
-	- GUY WIRE
L	- LENGTH
N:	- NORTHING (GRID COORDINATE)
NCFS	- NO CORNER FOUND/SET
-P-	- OVERHEAD UTILITY LINE
PG	- PAGE
PI	- POINT OF INTERSECTION
- - -	- QUARTER SECTION LINE
R	- RADIUS
REM	- REMAINING
ROW	- RIGHT OF WAY
SIP2	- SET 1/2" REBAR
SIP3	- SET 3/4" REBAR
-SS-	- SANITARY SEWER LINE
⊗	- SANITARY SEWER MANHOLE
STA	- STATION
-T-	- TANGENT LENGTH
-T-	- UNDERGROUND UTILITY LINE
-	- UTILITY POLE
-W-	- WATER METER
-W-	- WATER LINE

SURVEY DATES: MAY 05-JULY 03, 2019
OCTOBER 23, 2019
JANUARY 07-28, 2020
FEBRUARY 17-18, 2020
MARCH 31-APRIL 10, 2020
MAY 05-06, 2020
MAY 18, 2020

JUDGED TO BE A CLASS 'C' SURVEY
SURVEYED TO CLASS 'B'

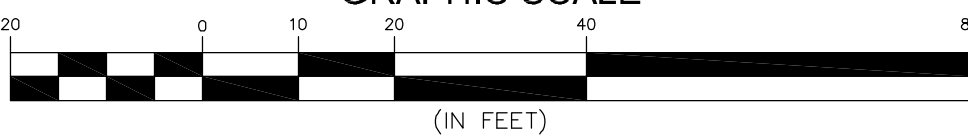
BEARINGS ARE BASED ON MS STATE PLANE
COORDINATE SYSTEM, ZONE EAST GRID, US
SURVEY FEET, AS DETERMINED BY GPS

HORIZONTAL DATUM: NAD 83(2011)
CONTROL STATION: RTCM0006 (USM CAMPUS)
HATTIESBURG, MS

N: 665,022.113
E: 827,206.406
Z: 303.462

AT THE NORTHEAST CORNER OF THE
NORTHEAST 1/4, SOUTHWEST 1/4, SECTION 11,
TOWNSHIP 4 NORTH, RANGE 13 WEST:
COMBINED SCALE FACTOR: 0.99996891
CONVERGENCE: -0°13'40.30"

GRAPHIC SCALE



RIGHT OF WAY SURVEY

EMERGENCY BRIDGE PROJECT No. ERBR-18(03)
COUNTY TAX PARCEL No. 2-030M -11-005.00

NO.	DATE	DESCRIPTION	BY
ROW BOUNDARY SURVEY			
EAST HARDY ST / SOUTH MAIN ST EMERGENCY BRIDGE REPLACEMENT FORREST COUNTY, MISSISSIPPI			
sdw Engineering Progress 301 Second Ave. Hattiesburg, MS 39401 (p) 601.544.1821 sd-w.com			
Drawn by:	SLS/RES/NMC	Checked by:	NMC
Date:	05-21-2020	Scale:	1" = 20'
Drawing No.:	FC19-247	Sheet No.	1 OF 1



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Wes Curry, Municipal Court Judge

cc:

Date: Tuesday, December 22, 2020

Re: Authorize submission of a continuation grant application to the Substance Abuse and Mental Health Services Administration (SAMHSA) to fund the third year of the program Hattiesburg Behavioral Court Treatment Expansion, in partnership with Pine Belt Mental Healthcare Resources, in the amount of \$385,230.
File Number: 2020-912
Minute Book #

Summary

Year 3 Continuation Application – SAMHSA – Hattiesburg Behavioral Health Court Treatment Expansion

Recommendation Statement

I recommend authorization of submission of a continuation grant application to the Substance Abuse and Mental Health Services Administration (SAMHSA) to fund the third year of the program Hattiesburg Behavioral Court Treatment Expansion, in partnership with Pine Belt Mental Healthcare Resources, in the amount of \$385,230.

Please place this on the December 22, 2020 City Council meeting for consideration.

Application for Federal Assistance SF-424

*** 1. Type of Submission:**

- ☐ Preapplication
☒ Application
☐ Changed/Corrected Application

*** 2. Type of Application:**

- ☐ New
☒ Continuation
☐ Revision

*** If Revision, select appropriate letter(s):**

*** Other (Specify):**

*** 3. Date Received:**

4. Applicant Identifier:

KMUHAMMAD

5a. Federal Entity Identifier:

5b. Federal Award Identifier:

6H79TI081923-01M001

State Use Only:

6. Date Received by State:

7. State Application Identifier:

8. APPLICANT INFORMATION:

*** a. Legal Name:**

City of Hattiesburg

*** b. Employer/Taxpayer Identification Number (EIN/TIN):**

646000432

*** c. Organizational DUNS:**

0794481300000

d. Address:

*** Street1:**

200 Forrest Street

Street2:

P.O. Box 1898

*** City:**

Hattiesburg

County/Parish:

Forrest

*** State:**

MS: Mississippi

Province:

*** Country:**

USA: UNITED STATES

*** Zip / Postal Code:**

39401-3451

e. Organizational Unit:

Department Name:

Hattiesburg Municipal Court

Division Name:

Behavioral Health Court

f. Name and contact information of person to be contacted on matters involving this application:

Prefix:

*** First Name:**

Khadijah

Middle Name:

*** Last Name:**

Muhammad

Suffix:

Title:

Community Initiatives Coordinator

Organizational Affiliation:

*** Telephone Number:**

601-545-4942

Fax Number:

*** Email:**

kmuhammad@hattiesburgms.com

Application for Federal Assistance SF-424

* 9. Type of Applicant 1: Select Applicant Type:

C: City or Township Government

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

* Other (specify):

* 10. Name of Federal Agency:

Substance Abuse and Mental Health Services Administration

11. Catalog of Federal Domestic Assistance Number:

93.243

CFDA Title:

Substance Abuse and Mental Health Services Projects of Regional and National Significance

* 12. Funding Opportunity Number:

TI-19-002

* Title:

Grants to Expand Substance Abuse Treatment Capacity in Adult Treatment Drug Courts and Adult Tribal Healing to Wellness Courts

13. Competition Identification Number:

Title:

14. Areas Affected by Project (Cities, Counties, States, etc.):

Add Attachment

Delete Attachment

View Attachment

* 15. Descriptive Title of Applicant's Project:

Hattiesburg Municipal Court - Hattiesburg Behavioral Health Court Treatment Expansion

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments

Application for Federal Assistance SF-424**16. Congressional Districts Of:*** a. Applicant * b. Program/Project

Attach an additional list of Program/Project Congressional Districts if needed.

17. Proposed Project:* a. Start Date: * b. End Date: **18. Estimated Funding (\$):**

* a. Federal	385,230.00
* b. Applicant	0.00
* c. State	0.00
* d. Local	0.00
* e. Other	0.00
* f. Program Income	0.00
* g. TOTAL	385,230.00

*** 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

- ☐ a. This application was made available to the State under the Executive Order 12372 Process for review on .
- ☒ b. Program is subject to E.O. 12372 but has not been selected by the State for review.
- ☐ c. Program is not covered by E.O. 12372.

*** 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)**☐ Yes ☒ No

If "Yes", provide explanation and attach

21. *By signing this application, I certify (1) to the statements contained in the list of certifications and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)**

☒ ** I AGREE

** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

Authorized Representative:

Prefix: * First Name:

Middle Name:

* Last Name:

Suffix:

* Title: * Telephone Number: Fax Number: * Email:

* Signature of Authorized Representative:

* Date Signed:

DISCLOSURE OF LOBBYING ACTIVITIES

OMB Control Number: 4040-0013

Expiration Date: 2/28/2022

Complete this form to disclose lobbying activities pursuant to 31 U.S.C.1352

1. * Type of Federal Action: ☐ a. contract ☒ b. grant ☐ c. cooperative agreement ☐ d. loan ☐ e. loan guarantee ☐ f. loan insurance	2. * Status of Federal Action: ☐ a. bid/offer/application ☒ b. initial award ☐ c. post-award	3. * Report Type: ☒ a. initial filing ☐ b. material change
--	--	--

4. Name and Address of Reporting Entity:
☒ Prime ☐ SubAwardee
 * Name
 * Street 1 Street 2
 * City State Zip
 Congressional District, if known:

5. If Reporting Entity in No.4 is Subawardee, Enter Name and Address of Prime:

6. * Federal Department/Agency: N/A	7. * Federal Program Name/Description: N/A CFDA Number, if applicable:
--	---

8. Federal Action Number, if known: 	9. Award Amount, if known: \$
--	--

10. a. Name and Address of Lobbying Registrant:
 Prefix * First Name Middle Name
 * Last Name Suffix
 * Street 1 Street 2
 * City State Zip

b. Individual Performing Services (including address if different from No. 10a)
 Prefix * First Name Middle Name
 * Last Name Suffix
 * Street 1 Street 2
 * City State Zip

11. Information requested through this form is authorized by title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when the transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to the Congress semi-annually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

*** Signature:**

*Name: Prefix Mr.	* First Name Toby	Middle Name
* Last Name Barker	Suffix	

Title: Mayor	Telephone No.: 601-545-4501	Date: 12/22/2020
---	--	---

Federal Use Only:

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For more assistance with Adobe Reader visit <http://www.adobe.com/go/acrreader>.

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Project Narrative

Description of Changes

The goal of the expansion project is to decrease substance use of HBHC participants who are living with CODs. The objectives are: 1) A minimum of 40 individuals per year will be screened and assessed to have a COD each year of the project; 2) By the end of the project period, a minimum of 30 court participants with an opiate and/or alcohol use disorder will have been enrolled in MAT; 3) By the end of the project period, a minimum of 50 court participants with COD will have participated in integrated residential treatment; 4) By the end of the project period, a minimum of 200 court participants will have accessed integrated treatment for their CODs; and 5) 100% of court participants' recovery support services will be guided by an individualized service plan (ISP) that identifies wraparound supports. HBHC will use SAMHSA funding to provide integrated recovery services to an additional 200 participants, of which 50 will be served with residential treatment slots.

No changes have been made during the second project year that impacted the goals and objectives proposed. However, changes had to be made that accommodated the forward movement of Hattiesburg Behavioral Health Drug Court due to COVID-19 and the preventive measures that were implemented. In response to the COVID-19 pandemic, changes were implemented to decrease face-to-face contact and increase the capacity for social distancing when avoiding face-to-face contact was not possible. We started holding meetings virtually, and most participant contact is now conducted via phone—including RANT assessments and intakes by Clinicians. Court appearances were completed by phone and FaceTime where possible. If a participant did not have access to a phone, then they appeared for court. Masks were mandated and temperatures were taken at the door. The courtroom was spaced to accommodate no more than fifteen people, which included five mental health providers. With changes that were made during the first and second years that could have impacted the goals and objectives or the approaches and strategies proposed, we were able to deliver the services outlined in our original grant application with some flexibility.

Progress & Evaluation

Eighty-five (85) participants have been referred to the Hattiesburg Behavioral Health Court (HBHC) Treatment Expansion program as of 10/30/2020. The potential participants were referred by a Judge, and all were prescreened and assessed for risk of recidivism and clinical need utilizing the Risk and Needs Triage (RANT), a web-based screening instrument. Participants scoring as high-risk and high-need were then moved forward to the Clinician where they were assessed for CODs. Eligible participants were enrolled in treatment and assisted in developing an individualized service plan (ISP) that identifies wraparound supports and integrated recovery services by the Clinician. Fifty-four (54) of those referrals were assessed to have co-occurring disorders (CODs) of substance use and mental health, and were enrolled into our HBHC Drug Court program. As of October 30th, 41 active participants remain. Eleven participants were terminated due to noncompliance, and two participants passed away while in the program. Ten (10) individuals were referred for residential substance-use disorder treatment

to Clearview Recovery Center beginning with a thirty-day plan. If longer treatment was recommended, then our court was prepared to approve based on clinical assessment and participant's willingness.

Due to COVID-19 response and prevention measures, the in-person meetings of the Project Director, Clinician, Recovery Support Specialist, Peer Recovery Support Specialist, and Evaluator to discuss processes, procedures, and evaluations were temporarily put on hold. Staffing is now conducted one hour before each court session, and a compliance report is completed by Pine Belt Mental Health Resources staff and forwarded to the Judge and Project Director for review. A process flow outline beginning with the judge's referral and extending through the court-approved participation was designed. This was implemented so all partners involved can have a better view and understanding of the intersection of each individual process and its relationship to the overall process. Both the RANT and GPRA processes are discussed and reporting for each outlined in the project staff meetings. RANT assessments are conducted at the initial court appearance, and the GPRA information is completed after a participant has enrolled in the Behavioral Health Drug Court program. The Recovery Support Specialist and the Peer Recovery Support Specialist are responsible for completing both the RANT and the GPRA. The RANT results are shared with the Project Director, who updates court documents regularly as participants move through the program. The GPRA data is given to the Evaluator, who is responsible for reporting the GPRA data to SAMHSA and to the court.

Key Accomplishments

The program became fully staffed in November 2019. The Project Director, Clinician, and Evaluator gained valuable insight from attending the National Association of Drug Court Professionals conference in July 2019 and the Virtual Conference in 2020. The Project Director also attended the Mississippi Association of Drug Court Professionals conference in August of 2019, received a certificate for the week-long CIT crisis-intervention team training in February of 2020, and completed the certification for the Mississippi Department of Mental Health Peer Support Supervisor Training. The Project Director remains connected to the Mississippi Association of Drug Court Professionals and is scheduled to attend the conference in spring of 2021, which had been scheduled for 2020 but put on hold due to the COVID-19 pandemic. The Peer Recovery Support Specialist completed formal training and has received the Peer Support Specialist certification from the Mississippi Department of Mental Health. Additionally, court staff are updated and educated on mental health by NAMI (National Association of Mental Illness) on an on-going basis.

The intake process was streamlined to create a more efficient system that focuses on a warm hand-off of individuals served between the court system and treatment provider. Individuals served will now have clear instructions and be prepared for their next court date. Of the 41 enrolled participants to date, special care has been given to make certain that they understand the responsibility they share in our Behavioral Health Drug Court process. Ongoing communication is one of the factors stressed to participants. They are encouraged to contact the Peer Recovery Support Specialist, Recovery Support Specialist, or the Project Director with any concerns. Two to three contacts between the bi-monthly court sessions will hopefully diminish the recidivism rates of participants. The individuals enrolled in the program have successfully attended their clinical appointments and some have been ordered by the judge

to attend a specific number of Narcotics Anonymous (NA) or Alcoholics Anonymous (AA) meetings in between court dates. The Project Director designed attendance sheets for participants to get signed at each of their meetings to bring back to court. The clinical team now holds a weekly clinical staffing, and adding this component has helped to ensure that the team maintains good communication on key clinical issues.

Adding a Peer Recovery Support Specialist and Recovery Support Specialist to the team has improved communication between participants and the court. Because the Peer Recovery Support Specialist and the Recovery Support Specialist first meet the potential participants at the jail, or over the phone, they develop a level of communication and trust with participants before their court appearance. Prior to COVID-19, in some cases, they visited participants at home and assisted them through the appointment process with the Clinician. However, this approach was modified in light of COVID-19. Beginning in late March 2020, procedures were put in place to reduce in-person contact. As a result, most participant visits are now conducted via phone.

Changes to our court appearances have taken place since March of 2020. We previously held our court appearances in a conference room area of the court rather than inside the courtroom, which allowed for privacy as well as a safe place to share, ask for assistance, voice personal concerns, and receive any needed follow up from the Project Director or mental health professionals. However, in response to COVID-19, social distancing measures were put in place, and that process is now conducted inside the courtroom, by appointments spaced so that a maximum of 15 people are allowed at each session. Previously, all participants were ordered to court at 11:00am on court day. However, now we split their appearances into two sessions in order to manage social distancing requirements—with the first session at 11:00am and the second session at 12:30pm. They are required to get their temperature taken and wear a mask while seated in the foyer area. Inside the courtroom, four participants are allowed at one time and this process is coordinated by the Project Director. As one sees the judge and is dismissed, then another from the foyer area is allowed in. This process continues until all participants that are signed in are seen.

Project staff members have built community relationships to enhance the types of wraparound services provided. Other community providers engaged include, but are not limited to, Southern Court Services, National Alliance on Mental Illness (NAMI), NA, AA, various housing providers, Court Programs, and various local faith-based providers of medicine, food and other personal needs.

Problems Encountered

Challenges arose as achieving fully operational status for the program was delayed and response to COVID-19 created unanticipated changes in procedures. Working with our treatment partner, Pine Belt Mental Healthcare Resources (PBMHR), to hire suitable candidates and train project staff initially took longer than anticipated, due to the large number of applications received by PBMHR Human Resources. Our performance period start date was May 31, 2019. However, the program did not become fully-staffed until November 2019. Existing PBMHR staff were incorporated into the program to serve clients as the hiring process was underway, in order to ensure the program would have a timely start. Additionally, due to the turnover rate with mental health personnel brought about by promotions and career advancements, we were temporarily faced with working around two vacant positions. However,

by maintaining close communication with our provider, our court staff was able to maintain our program at the level we anticipated. Meanwhile, COVID-19 brought with it a new set of challenges that required wisdom and program management, knowledge of the judicial system, and a strong working relationship with our mental health partner. March, April, and half of May found many employees working remotely (or mostly remotely), which necessitated a drastic change in program procedures. Where typically the Judge would meet potential participants in court, he began meeting potential participants at the jail. Instead of PBMHR personnel conducting the RANT with potential participants in person at the jail, they conducted the RANT via phone with the potential participant being brought to the phone in the medical section of the jail. Once those potential participants were given the structure and responsibilities related to BHDC, referred by the Clinician as being eligible, and agreed to participate, they were then instructed to come to the court building to meet with the court clerk to sign enrollment paperwork, which was prepared by the Project Director and sent while working remotely. Meetings were held virtually, while participant appointments with PBMHR personnel were conducted via phone. We observed that the number of positive drug tests from participants increased after the physical separation brought about by COVID-19, and some participants even voiced their concerns about how the separation and lack of face-to-face contact with their treatment providers negatively impacted them on their healing journey. While integrating the court and mental health processes has been a learning experience for everyone, especially in the midst of the COVID-19 pandemic, all staff related to this project have shown dedication, resolve, and the necessary flexibility to ensure program success.

Anticipated Milestones

With the new funding we are able to provide integrated recovery services to include inpatient rehabilitation and treatment. Thirty-day inpatient treatment slots were included in our program for the first year, and this component has given us leverage with participants to enhance their treatment options. The funds allocated for residential treatment slots were increased in the second year to allow for additional participants to receive inpatient treatment, or to extend the length of inpatient treatment to 60 days or 90 days for some participants, if needed. Extending the length of inpatient treatment will improve the likelihood of success for participants with a higher need for more intensive treatment. Additionally, our court has seen an increase in domestic violence cases as well as DUI (Driving Under the Influence) charges. Referrals from these two categories has increased since COVID-19. Many of these referrals after completing the RANT and intake process with our mental health provider are found to meet the SMI qualifications for Drug Court.

Key Staff Changes

There are no key staff changes anticipated at this time.

Budget Narrative**Personnel**

Position	Name	Key Staff	Annual Salary/Rate	Level of Effort	Total Salary Charged to Award
(1) Project Director	Khadijah Muhammad	Yes	In-kind cost	50%	\$0
FEDERAL REQUEST					\$0

- The Project Director will coordinate and supervise all project activities, including recruiting and screening participants, documenting progress, and conducting meetings. The position is also responsible for collaborating with the Evaluator to collect data, assess progress, and complete required reports.

Travel

Purpose	Destination	Item	Calculation	Travel Cost Charged to the Award
(1) 2022 MS Association of Drug Court Professionals Conference	Hattiesburg, MS to Location to be Determined	Mileage	335 miles x \$0.575/mile	\$193
		Hotel	\$96/night x 3 persons x 2 nights	\$576
		Per Diem (meals & incidentals)	\$41.25/day 1st & last day; \$55/day x 1 full day; x 3 persons	\$413
(2) NAMI National Convention 2021 (6/30/2021-7/3/2021)	Hattiesburg, MS to Washington, D.C.	Airfare	\$528/flight x 3 persons	\$1,584
		Hotel	\$258/night x 1 night (6/30); \$172/night x 2 nights (7/1-7/2); 3 persons	\$1,806

		Per Diem (meals & incidentals)	\$57/day x 1st & last day; \$76/day x 2 full days; 3 persons	\$798
		Taxi/Shuttle Service	\$35/day x 5 days	\$175
		Mileage (Round trip - to Airport)	243 miles @ \$0.575/mile	\$140
		Airport Parking	\$12/day x 4 days	\$60
FEDERAL REQUEST				\$5,744

1. The Project Director, Judge, and Court Administrator will attend the Mississippi Association of Drug Court Professionals (MADCP) Annual Training Conference. Location and dates have not yet been determined. The MADCP Annual Training Conference offers a training curriculum with several different tracks, specifically tailored for each drug court professional and presented by leading experts in the field.
2. The Project Director, Judge, and Court Administrator will attend the 2021 National Alliance on Mental Illness (NAMI) National Convention. The convention will be held June 30, 2021 through July 3, 2021, in Washington, D. C. The NAMI National Convention offers resources, research, and support services and recovery strategies to enhance the ability of professionals and mental health advocates to advance and sustain recovery from mental illness.

Supplies

Item(s)	Rate	Cost
(1) Risk and Needs Triage (RANT)	\$1,100 for 5 users for 1-yr term	\$1,100
(2) Office Supplies	\$100/month x 12 months	\$1,200
FEDERAL REQUEST		\$2,300

1. The Risk and Needs Triage (RANT) is a tool that will be utilized in the intake process to screen referrals for risk of recidivism, exclusionary characteristics, and motivation to change. The information obtained from this screening tool will be used, along with other information collected, to determine whether or not a referral is appropriate for the program.
2. Office supplies are the various items that will be used by the Project Director and other court staff to carry out the daily activities of the program, maintain records, and complete reporting requirements. General office supplies will include items such as pens, pencils,

paper, notepads, ink cartridges, staples, paper clips, file folders, labels, envelopes, postage, etc.

Contractual

Name	Service	Rate	Cost
Court Programs, Inc.	(1) Drug Testing	825 tests/year @ \$25 each	\$20,625
Pine Belt Mental Healthcare Resources	(2) Clinician - 80%	Annual salary of \$35,000 x 80% level of effort	\$28,000
	(3) Recovery Support Specialist (RSS) - 80%	Annual salary of \$25,000 x 80% level of effort	\$20,000
	(4) Psychiatrist - 5%	Annual salary of \$240,000 x 5% level of effort	\$12,000
	(5) Evaluator - 25%	Annual salary of \$33,016 x 25% level of effort	\$8,254
	(6) Peer Recovery Support Specialist (PRSS) (100%)	Annual salary of \$20,000 x 100% level of effort	\$20,000
	(7) Fringe - 28.25%	\$88,254 salary costs x 28.25% fringe rate	\$24,932
	(8) Vivitrol	10 individuals x 12 months @ \$1,100/shot	\$132,000
	(9) Travel	6,000 miles @ \$0.50/mile	\$3,000
	(10) Clearview Recovery	14 slots (30 days each) @ \$5,000/mo.	\$70,000
	(11) Office Supplies	12 months x \$110/mo.	\$1,320
	(12) Indirect - 11.1%	\$319,506 contract total x 11.1%	\$35,465
FEDERAL REQUEST			\$375,596

1. Participants will undergo random and frequent drug tests throughout the program, through a contract with Court Programs, Inc. Continued abstinence will be rewarded in court. Evidence of relapse will result in treatment plan modification and sanctions designed to be therapeutic rather than punitive. Specific sanctions imposed will be dependent upon the number and severity of infractions.
2. The Pine Belt Mental Healthcare Resources (PBMHR) Clinician will conduct a clinical assessment with participants sentenced to HBHC. The information collected through the assessment will be used to determine whether the participant should potentially engage in outpatient, residential, or medication-assisted outpatient integrated treatment. A client-driven recovery plan will be collaboratively developed, and the Clinician will select evidence-based treatment practices that best fit the needs of the participant.
3. The PBMHR Recovery Support Specialist (RSS) will develop recovery support plans, and broker for support services. When random drug test shows evidence of relapse, the Recovery Support Specialist may report at the status hearing on environmental circumstances that may promote or be a barrier to abstinence.
4. The Psychiatrist, Dr. Baskararajan, will provide medication-assisted treatment (MAT) for those participants whose opioid use and/or alcohol use disorder is not severe enough to warrant residential treatment, but need structured intensive treatment.
5. The Evaluator will coordinate data collection and evaluate project processes & outcomes. The Evaluator will implement a routine and systematic response to data collection, ensuring that the program fully complies with all data collection and reporting requirements and that all state and federal laws are followed. The Evaluator will be responsible for entering the data into the SAMHSA portal. The Evaluator will review the performance data with the treatment team members to assess progress and improve management of the project.
6. The Peer Recovery Support Specialist (PRSS) is a member of the treatment team who self-identifies as a person in recovery from a COD, and has attended the Mississippi Department of Mental Health's Peer Support Certification class. The PRSS will assist program participants in the recovery process. The PRSS will assist with system coordination and navigation, provide recovery management check-ups, and facilitate aftercare groups. The PRSS will provide culturally competent advocacy, counseling, brokerage for supportive services, participate in wraparound planning, facilitate WRAP (Wellness Recovery Action Plan by Mary Ellen Copeland), and participate in multidisciplinary Advisory Team meetings.

7. PBMHR's fringe benefits are composed of:

Fringe Category	Rate
FICA - SS	6.20%
FICA - Medicare	1.45%
State Unemployment	1.00%
Health Insurance	14.05%
Workers Compensation	0.55%
Other (Retirement)	5.00%
Total	28.25%

The fringe benefit rate for full-time employees for year one is calculated at 28.25%.

8. Vivitrol is a medication given in a shot, once per month, to help treat alcohol dependence and prevent opioid relapse, in conjunction with counseling. It is estimated that approximately 10 participants will undergo medication-assisted treatment with Vivitrol in the third year of the project.
9. Local travel is needed to attend meetings, make home visits, and conduct project activities. Local travel rate is based on PBMHR's policies/procedures for privately owned vehicle reimbursement rate.
10. Clearview Recovery Center is a residential treatment facility, operated by Pine Belt Mental Healthcare Resources, that provides chemical dependency treatment. It is estimated that approximately 14 treatment slots of 30 days each will be needed in the second year of the program. This is a discounted rate of the normal charge of \$7,500 per month.
11. Office supplies are the various items that will be used by the staff to carry out the daily activities of the program, maintain records, and complete reporting requirements. Supplies will include assessment instruments and general office supplies such as pens, pencils, paper, notepads, ink cartridges, staples, paper clips, file folders, labels, envelopes, postage, etc.
12. PBMHR has a federally negotiated rate with SAMHSA as the cognizant agency.

Other

Item	Rate	Cost
NADCP 2021 Annual Membership Fee	\$60 x 3 persons	\$180
NAMI 2021 National Convention Registration Fee	\$270 x 3 persons	\$810
2022 MS Association of Drug Court Professionals (MADCP) Conference Registration Fee	\$200 x 3 persons	\$600
FEDERAL REQUEST		\$1,590

1. The Project Director, Judge, and Court Administrator will purchase annual memberships to the National Association of Drug Court Professionals. Membership will offer the opportunity to connect with other professionals in the field, obtain discounts on the annual conference and training programs, and obtain access to training and networking events. The benefits gained through membership will allow project staff to build upon skills and knowledge that will enhance their management of the treatment drug court program.
2. The Project Director, Judge, and Court Administrator will attend the 2021 National Alliance on Mental Illness (NAMI) National Convention. The convention will be held June 30, 2021 through July 3, 2021, in Washington, D. C. The NAMI National Convention offers resources, research, and support services and recovery strategies to enhance the ability of professionals and mental health advocates to advance and sustain recovery from mental illness.
3. The Project Director, Judge, and Court Administrator will attend the 2022 Mississippi Association of Drug Court Professionals (MADCP) Annual Training Conference. Location and dates have not yet been determined.

Proposed Project Period

a. Start Date: 05/31/2019

b. End Date: 05/30/2024

Budget Summary

Category	Year 1	Year 2	Year 3	Year 4	Year 5	Total Project Costs
Personnel	\$0	\$0	\$0	\$0	\$0	\$0
Fringe	\$0	\$0	\$0	\$0	\$0	\$0
Travel	\$7,909	\$6,869	\$5,744	\$6,869	\$6,869	\$34,260
Equipment	\$0	\$0	\$0	\$0	\$0	\$0
Supplies	\$2,644	\$2,300	\$2,300	\$2,300	\$2,300	\$11,844
Contractual	\$371,297	\$374,471	\$375,596	\$374,471	\$374,471	\$1,870,306
Other	\$3,380	\$1,590	\$1,590	\$1,590	\$1,590	\$9,740
Indirect Charges	\$0	\$0	\$0	\$0	\$0	\$0
Total Project Costs	\$385,230	\$385,230	\$385,230	\$385,230	\$385,230	\$1,926,150

Funding Limitations/Restrictions

Data Collection & Performance Measurement:

Data Collection & Performance Measurement	Year 1	Year 2	Year 3	Year 4	Year 5	Total Data Collection & Performance Measurement Costs
Personnel	\$0	\$0	\$0	\$0	\$0	\$0
Fringe	\$0	\$0	\$0	\$0	\$0	\$0
Travel	\$0	\$0	\$0	\$0	\$0	\$0
Equipment	\$0	\$0	\$0	\$0	\$0	\$0
Supplies	\$0	\$0	\$0	\$0	\$0	\$0
Contractual	\$10,586	\$10,586	\$10,586	\$10,586	\$10,586	\$52,929
Other	\$0	\$0	\$0	\$0	\$0	\$0
Indirect Charges	\$0	\$0	\$0	\$0	\$0	\$0
Total Data Collection & Performance Measurement Costs	\$10,586	\$10,586	\$10,586	\$10,586	\$10,586	\$52,929

The percentage of the budget that will be spent on data collection and performance measurement does not exceed 20% for any budget period. The percentage for each budget period is 2.75% (\$10,586/\$385,230).

Medication:

Medication	Year 1	Year 2	Year 3	Year 4	Year 5	Total Medication Costs
Personnel	\$0	\$0	\$0	\$0	\$0	\$0
Fringe	\$0	\$0	\$0	\$0	\$0	\$0
Travel	\$0	\$0	\$0	\$0	\$0	\$0
Equipment	\$0	\$0	\$0	\$0	\$0	\$0
Supplies	\$0	\$0	\$0	\$0	\$0	\$0
Contractual	\$132,000	\$132,000	\$132,000	\$132,000	\$132,000	\$660,000
Other	\$0	\$0	\$0	\$0	\$0	\$0
Indirect Charges	\$0	\$0	\$0	\$0	\$0	\$0
Total Medication Costs	\$132,000	\$132,000	\$132,000	\$132,000	\$132,000	\$660,000

The percentage of the budget that will be spent on medication does not exceed 35% for any budget period. The percentage for each budget period is 34.27% (\$132,000/\$385,230).

Infrastructure development: Not applicable

HIV rapid testing: Not applicable

Viral hepatitis (B and C) testing and training: Not applicable

Recovery housing: Not applicable



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-038A-15-018.00 (PPIN 012839) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$12,850.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$12,850.00; 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.
File Number: 2020-923
Minute Book #

Summary

Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-038A-15-018.00 (PPIN 012839) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$12,850.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$12,850.00; 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.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

APPRAISAL OF PROPERTY AT

701 EDWARDS STREET

PPIN # 012839

HATTIESBURG, MS

LIGHTSEY & ASSOCIATES

P.O. Box 15489
Hattiesburg, MS 39404
(601) 584-6260

March 10, 2020

Mr. Lamar Rutland
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403

RE: Appraisal of property at 701 Edwards Street,
Hattiesburg, MS

Dear Mr. Rutland:

In accordance with the your request, I have made an inspection and investigation of the property located on 701 Edwards Street, Hattiesburg, Mississippi, for the purpose of forming an opinion of the Market Value, in fee simple, as of March 10, 2020, the effective date of the appraisal being the date the subject property was last inspected. The value opinion is both before and after the taking of a 9,179 square foot parcel (.21 acre) in conjunction with the Hall Avenue railroad overpass by the City of Hattiesburg and noting damages to the remainder, if any.

Market Value is defined as the most probable price in cash, terms equivalent to cash, or in other precisely revealed terms, for which the property will sell in an open and competitive market under all conditions requisite to a fair sale, with the buyer and seller each acting prudently, knowledgeably, and for self interest, and assuming that neither is under undue duress.

NEIGHBORHOOD DESCRIPTION

The subject area lies to the southeast of downtown Hattiesburg and is located on the southern fringe of the Hattiesburg Historical Neighborhood district. The general area contains a wide age range of properties that range from commercial/retail uses to single-family dwellings and multi-family dwellings. The subject is in relative close proximity to public schools, shopping and employment centers, and medical facilities. Many single unit homes in the area have been refurbished in recent years. The new Hattiesburg Law Enforcement Complex is under construction on Hall Avenue at the southern end of Bay Street. The majority of properties in the area are in excess of fifty years old.

SITE DESCRIPTION

The subject site is located on the easterly side of Edwards Street just north of its intersection with Hall Avenue. It has a frontage of 88.5 feet on the easterly side of Edwards Street and extends to a depth of approximately 182 feet. The site is generally rectangular in shape and contains approximately 16,107 square feet. The site is at or above street grade, and appears to have adequate utility for use as site for small retail or personal service business. The property does not appear to lie in a designated flood area, though this is subject to certification by a professional engineer or surveyor. All public utilities area connected or available to the site. A survey and plat map are included in the addenda of this report in order to assist the reader in visualizing the property. There were no adverse soil or subsoil conditions observed; however, no soil tests have been made as a part of this report. The property is zoned B-2, Neighborhood Business District, by the zoning authorities of the City of Hattiesburg. This zoning classification requires a minimum site size of 4,000 square feet. The City of Hattiesburg intends to take a 9,179 square foot rectangularly shaped parcel which will include the north 50.4 feet of frontage on Edwards Street. Following the taking, the subject site will be effectively reduced in size to 6,928 square feet. It will remain a conforming site under present zoning regulations. There appears to be no damage to the remainder parcel.

IMPROVEMENTS DESCRIPTIONS

There are no known improvements on the subject property.

PROPERTY HISTORY

The subject property appears to have been under the present ownership for in excess of five years. The subject property is not known to be listed for sale nor under contract.

TAXES

The total taxes for the subject property for 2019 are \$230.05. The total true value (tax value) of the property is \$8,410.00 with an assessed value of \$1,262.00.

HIGHEST AND BEST USE

In order to estimate the Highest and Best Use of the subject, the surrounding property uses as well as the four tests of Highest and Best Use were considered. These are 1)physically possible, 2)legally permissible, 3)financially feasible, and 4)maximally productive. After considering these factors, the Highest and Best Use of the site as vacant is estimated to be for small retail or service use related building, both before and after the taking.

INTENDED USE AND SCOPE OF THE APPRAISAL

This appraisal is intended to assist the client, Mr. Lamar Rutland of the City of Hattiesburg, in forming an opinion of value of the subject property both before and after the taking of a 9,179 square foot parcel by the City for road widening. In preparing this appraisal, the appraiser inspected the subject site; gathered information on comparable land sales and listings, confirmed and analyzed the data and applied the Sales Comparison Approach to value. As only the land was considered in this appraisal, this was the only approach deemed applicable to the subject's valuation.

APPRAISAL PROCESS

In good appraisal practice, three approaches to value are normally used to arrive at a value conclusion for a given property. These approaches are the Sales Comparison Approach, the Cost Approach, and the Income Approach. The Sales Comparison Approach is based on deriving a value indication by comparing properties that have been sold recently to the subject property and adjusting the sales price of the comparables for any basic differences. The Income Approach considers the present value of the future benefits of income and ownership. To estimate the income potential of the subject, comparable rents are obtained and reconciled to the subject, then a deduction is made for anticipated expenses. The resulting net income is then capitalized into value using a rate supported by market data. The Cost Approach provides a value indicator based on the cost to reproduce the improvements less any observed depreciation. The value estimate of the land developed through the Sales Comparison Approach is then added to the depreciated value estimate of the Improvements. As noted above, the appraiser has utilized the Sales Comparison Approach only as the land only is considered in this appraisal report.

LAND SALES

The following vacant land sales were utilized to arrive at opinion of value for the subject site.

LAND SALE NO. 1

Location: East Hardy Street, Hattiesburg
Date: 08/22/2018
Price: \$43,000
Size: 29,023 sq ft
Price/SF: \$1.48
Zoning: B-3, Community Business District
Confirmation: HUD Statement/Erik Lowrey
Comments: Located just west of Klondyke Street on East Hardy.
Vacant site at sale. Some chain link fencing.

LAND SALE NO. 2

Location: 305 Mobile Street., Hattiesburg
Date: 12/04/2008
Price: \$22,000
Size: 36,475 sq ft
Price/SF: \$.60
Zoning: B-5, Regional Business District
Confirmation: Assist 2 Sell Real Estate
Comments: Located just north of Main Street.
Vacant site purchased for future development.

LAND SALE NO. 3

Location: 221 Market Street , Hattiesburg
Date: 08/31/2017
Price: \$30,000
Size: 24,829 sq ft
Price/SF: \$1.21
Zoning: B-5, Regional Business District
Confirmation: Berkshire Hathaway
Comments: Located just north of Main Street. Vacant site purchased for future development.

LAND SALE NO. 4

Location: 702 West 7th Street, Hattiesburg
Date: 04/29/2009
Price: \$30,000
Size: 43,907 sq ft
Price/SF: \$.68
Zoning: B-2, Neighborhood Business District
Confirmation: J E Smith Realty
Comments: Located north of Hardy Street and west of downtown. Vacant site purchased for future development.

The above lot sales indicate an unadjusted range in value from \$.60 to \$1.48 per square foot. All are in the subject market segment. The subject area is virtually fully developed and there are very few vacant sites that are available for sale. Research of the market found these sales to be the most recent and relevant to the subject's valuation. Sale 1 was given the most reliance due to time and location. After considering time, size, location, topography, and other pertinent factors, the value opinion of the subject site is \$1.40 per square foot. Thus the value of the subject is:

BEFORE VALUE

16,107 sf @ \$1.40 = \$22,550.00

AFTER VALUE

6,928 sf @ \$1.40 = \$ 9,700.00

Value Before Taking	\$22,550.00
Value After Taking	\$ 9,700.00
Damages	\$ -0-
Just Compensation Due Owner	\$12,850.00

I appreciate the opportunity to prepare this appraisal report for you. Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely

Stan Lightsey

Stan Lightsey, SRA
Appraisal Institute
RA-16

ADDENDA

APPRAISER'S CERTIFICATION

I certify that, to the best of my knowledge and belief:

- the statements contained in this report are true and correct.**
- the reported analyses, opinions, and conclusions are limited only by the reporting assumptions and limiting conditions and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions.**
- I have no present or prospective interest in the property that is the subject of this report, and I have no personal interest with respect to the parties involved unless otherwise stated.**
- I have no bias with respect to the property that is the subject of this report or to the parties involved with this assignment.**
- my engagement in this assignment was not contingent upon developing or reporting predetermined results.**
- My compensation for completing this assignment is not contingent upon the developing or reporting of a predetermined value or a direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.**
- no one provided significant appraisal assistance to the person signing this appraisal unless otherwise noted.**
- unless otherwise noted, the person signing this report has not performed an appraisal or rendered any other service regarding the subject property in the past three years.**
- The Appraisal Institute conducts a voluntary re-certification process for its designated members. I am currently certified under this program.**

Stan Lightsey

Stan Lightsey, SRA

UNDERLYING ASSUMPTIONS AND LIMITING CONDITIONS

This appraisal is subject to the following limiting conditions:

The legal description furnished is assumed to be correct.

No responsibility is assumed for matters of a legal character nor does the appraiser render any opinion as to title which is assumed to be good. All existing liens and encumbrances have been disregarded unless otherwise noted and the property is appraised as though free and clear and under responsible ownership and competent management.

The appraiser believes to be accurate the information provided by others; but assumes no responsibility for its accuracy.

Possession of this report, or a copy thereof, does not carry with it the right of publication, and neither all nor any part of the contents of this report may be disseminated to the public through media of any type nor may be used for any other purpose other than that specified in the engagement by the client without the previous written consent of the appraiser and client particularly as to the value conclusions, the identity of the appraiser or the firm with which he is employed, or to the SRA designation of The Appraisal Institute.

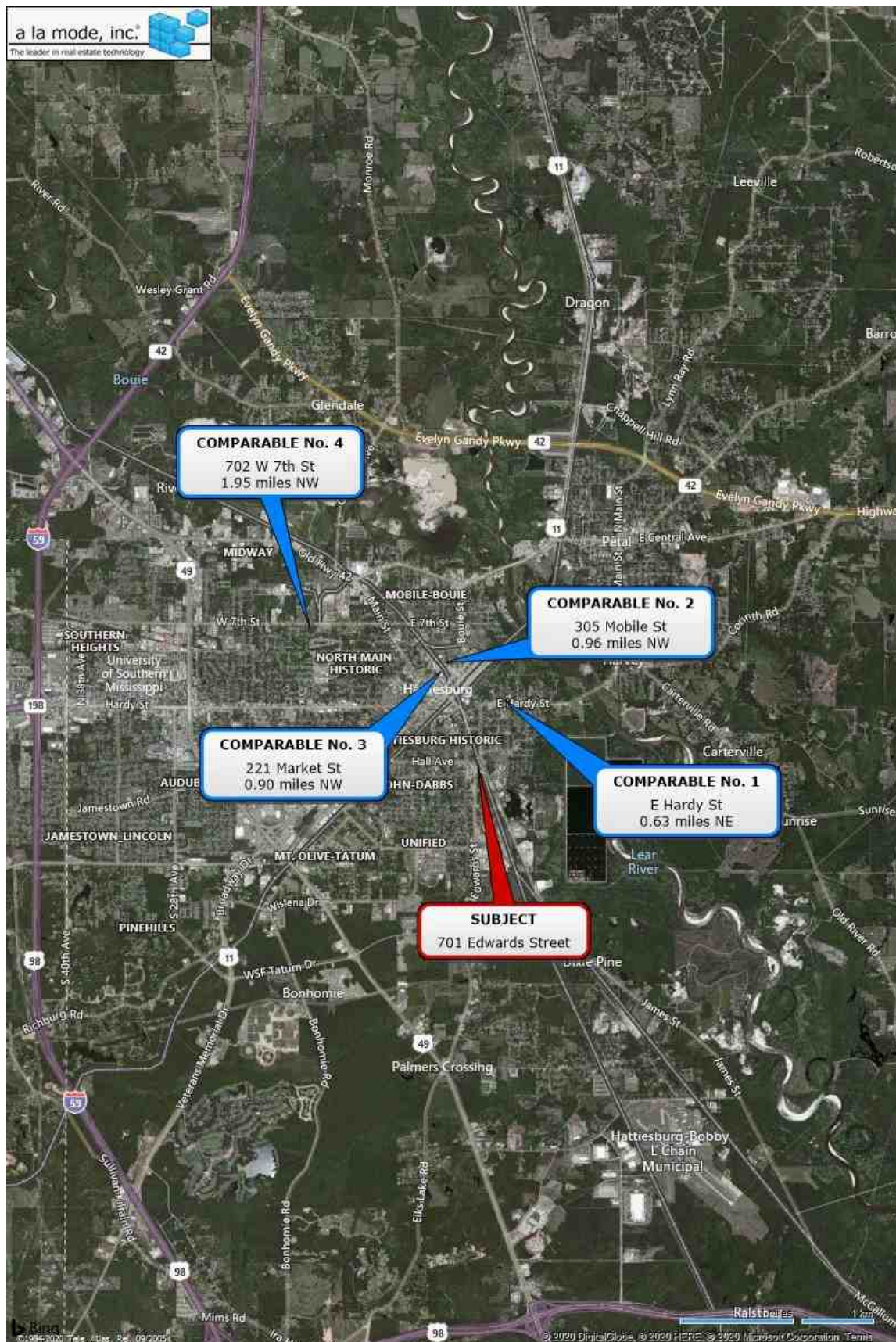
The appraiser will not be required to give testimony or appear in court by reason of this appraisal, with reference to the property in question, unless prior arrangements have been made.

The distribution of the total valuation in this report between land and improvements applies only under the existing program of utilization. The separate valuations for land and improvements must not be used in conjunction with any other appraisal and are invalid if so used.

Unless otherwise stated in this report, the existence of hazardous substances, including but not limited to asbestos, poly-chlorinated biphenyls, petroleum leakage, mold, or agricultural chemicals; which may or may not be present on the property, or other environmental conditions; were not called to the attention of nor did the appraiser become aware of such during the inspection of the property. The appraiser has no knowledge of the existence of such materials on or in the property unless otherwise stated. The appraiser is not an expert in the environmental field and is not qualified to test for such substances or conditions. If the presence of hazardous substances or environmental conditions may affect the value of the property, the value opinion is predicated on the assumption that there is no such condition in or on the property or in such proximity thereto that it would cause a loss in value. No responsibility is assumed for such conditions; nor for any expertise or knowledge required to discover them. The client is advised to retain an expert in the field of environmental impact on real estate if such conditions are suspected.

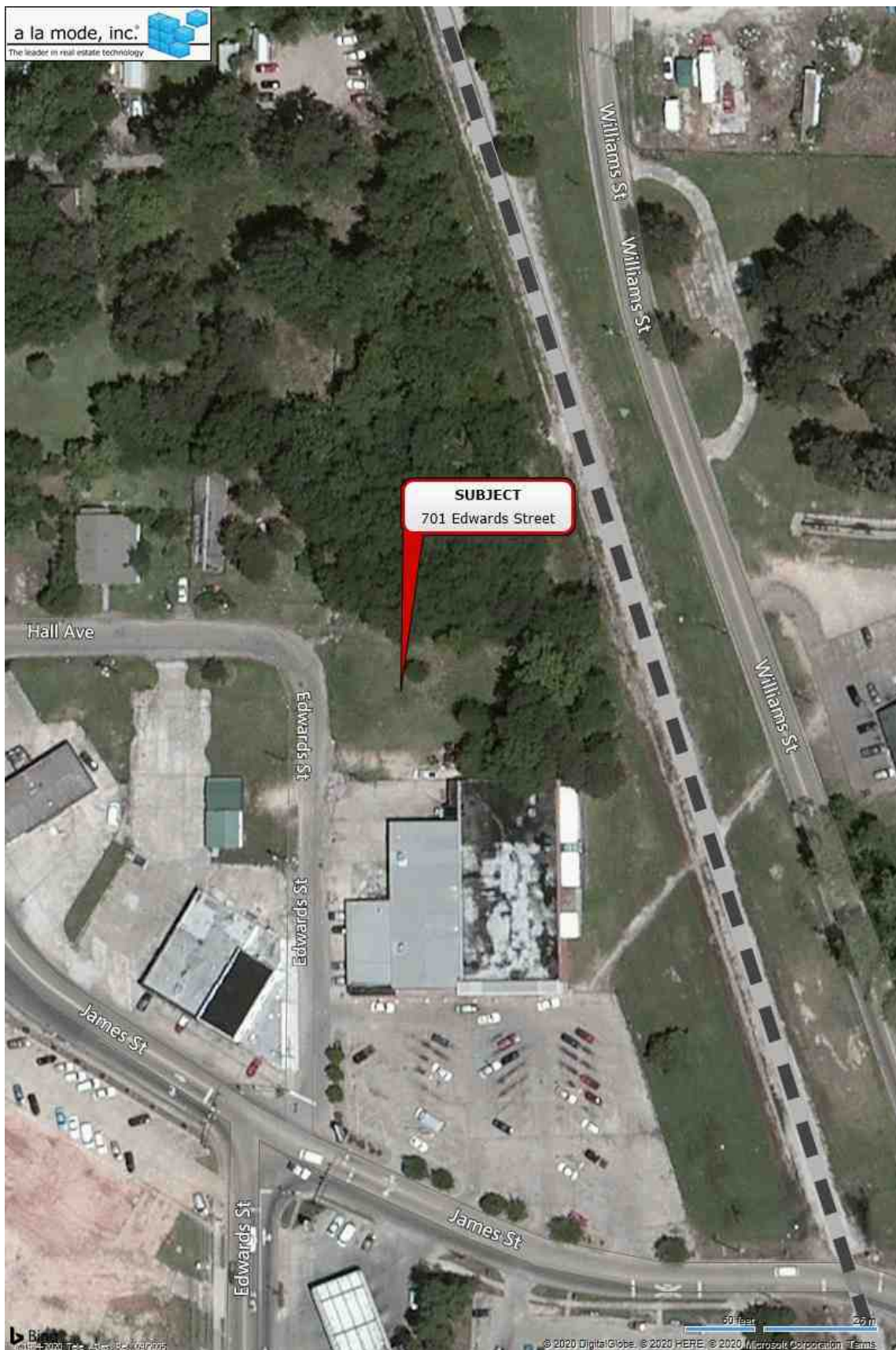
Location Map

Owner	Stone Properties, LLC						
Property Address	701 Edwards Street						
City	Hattiesburg	County	Forrest	State	MS	Zip Code	39401
Client	City of Hattiesburg						



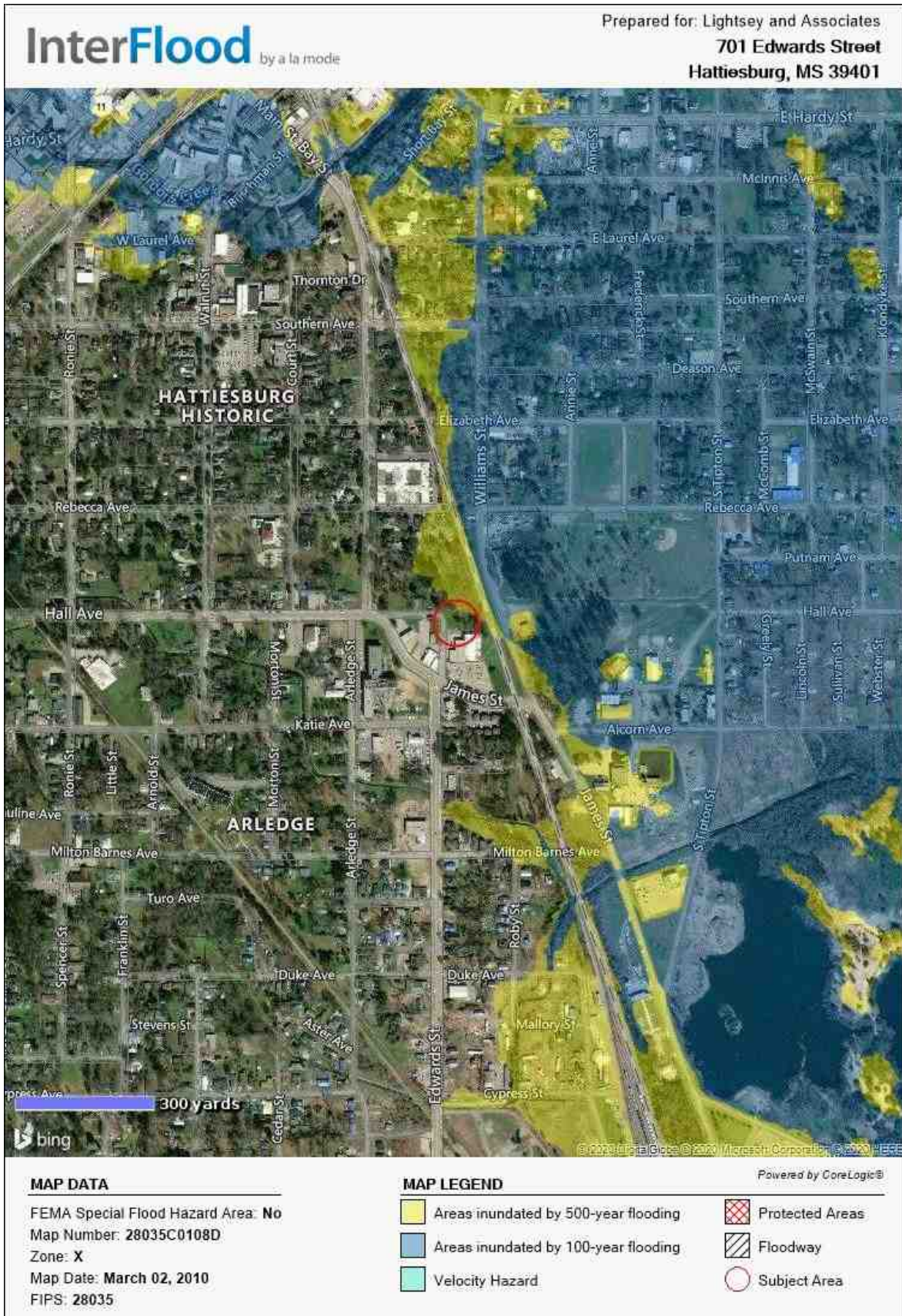
Location Map

Owner	Stone Properties, LLC					
Property Address	701 Edwards Street					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					

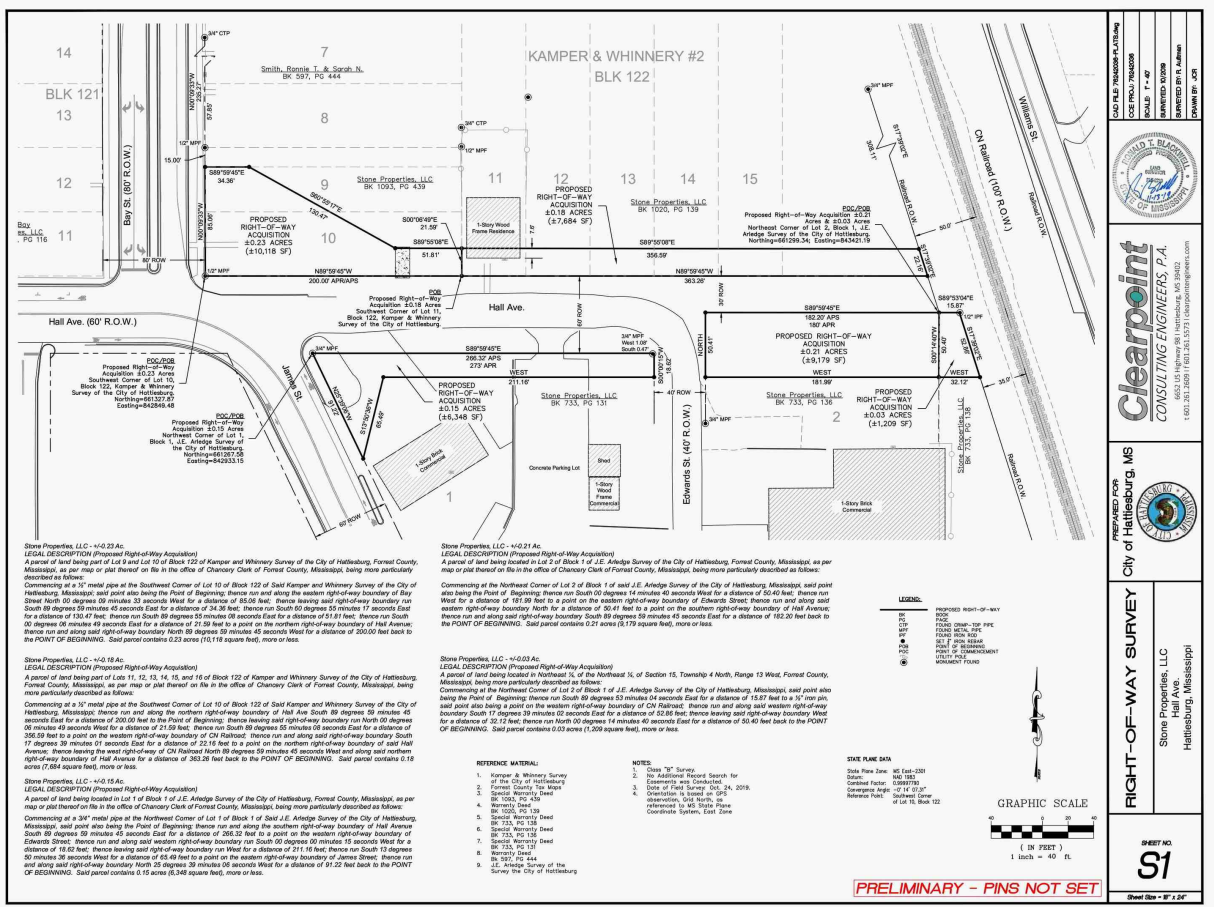


Flood Map

Owner	Stone Properties, LLC					
Property Address	701 Edwards Street					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



Survey



Plat Map

3/10/2020

Forrest Parcel Viewer

 Forrest Parcel Viewer



100ft
-89.286 31.318 Degrees

<https://agdonline.maps.arcgis.com/apps/webappviewer/index.html?id=507a95128fbb423abaffacd073a5f2a5>

1/1

Tax Data

3/10/2020

Delta Computer Systems

Forrest County Mississippi



Delta Computer Systems, Inc.

Property Link FORREST COUNTY, MS

Current Date **3/10/2020** Tax Year **2019**
Records Last Updated **3/10/2020**

PROPERTY DETAIL

OWNER STONE PROPERTIES LLC **ACRES** : **NA**
P O BOX 729 **LAND VALUE** : 8410
IMPROVEMENTS : **NA**
HATTIESBURG MS 39403-0729 **TOTAL VALUE** : 8410
ASSESSED : 1262

PARCEL 2-038A-15-018.00

ADDRESS 701 EDWARDS STREET

TAX INFORMATION

YEAR 2019	TAX DUE	PAID	BALANCE
COUNTY	82.11	82.11	0.00
CITY	67.05	67.05	0.00
SCHOOL	80.89	80.89	0.00
TOTAL	230.05	230.05	0.00

LAST PAYMENT DATE 1 / 30 / 2020

MISCELLANEOUS INFORMATION

EXEMPT CODE	LEGAL N 1/2 LT 2 BLK 1
HOMESTEAD CODE None	PREV # : H0012-01-006
TAX DISTRICT 1110	DB 733 PG 136 6/95
PPIN 012839	ARLEDGE J E SUBDIVISION
SECTION 15	
TOWNSHIP 04N	
RANGE 13W	

Book **Page**

[PURCHASE COUNTY TAX SALE FILES](#)

TAX SALES HISTORY, FOR UNPAID TAXES

<u>Year</u>	<u>Sold To</u>	<u>Redeemed Date/By</u>
NO TAX SALES FOUND		

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Photograph Addendum

Owner	Stone Properties, LLC					
Property Address	701 Edwards Street					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



View of Edwards Street

Richard & Thomas, PLLC
Attorneys at Law

Stephen K. Thomas

132 Westover Drive
Hattiesburg, MS 39402
(601)602-2457 phone
(601)602-2458 fax

October 1, 2019

City of Hattiesburg
Attn: Lamar Rutland
P.O. Box 1898
Hattiesburg, MS 39403-1898

Re: Hall Avenue East Project (Property 6)

The North Half of Lot 2 of Block 1 of the J.E. Arledge Survey and the Crittenden map of the City of Hattiesburg, Forrest County, Mississippi, more particularly described as commencing at the Northeast corner of the Northwest Quarter of the Northeast Quarter of Section 15, Township 4 North, Range 13 West, Forrest County, Mississippi, and run thence South 104 feet 4 inches, run thence West 208 feet 8 inches, run thence North 104 feet 4 inches, run thence East 208 feet 8 inches to the Point of Beginning.

Pursuant to your request, I have examined the land records on file in the office of the Chancery Clerk of Forrest County, Mississippi, relating to the above described real property for a period back of thirty-one years prior to this date, and find sufficient evidence that the above conveyed by Special Warranty Deeds to **STONE PROPERTIES, LLC, a Mississippi limited liability company**, dated June 27, 1995, and recorded in Land Deed Book 733 at Pages 136. Based upon my examination for the aforesaid period and with the presumption that prior conveyances in chain of title are legal and valid, it is my opinion that the said Stone Properties, LLC, owns the fee simple, merchantable title in and to above described real property subject to the following liens, encumbrances and reservations;

RESERVATIONS

1. This opinion does not cover the oil, gas or other minerals lying on or under said property and no opinion is given thereon.
2. As no current survey is present, I do not certify as to the actual occupancy, nor to matters which should be revealed by an accurate survey of subject lands, nor do I certify rights of parties in possession, deficiency in the quantity of lands, boundary line disputes, roadways, unrecorded servitudes or easements, any matters not of proper record which would be disclosed by a true and accurate survey and inspection of the property, and easements or other uses of subject lands not

so visible from the surface.

3. Title is subject to any liability or loss due to environmental contamination by past uses of the property as a toxic hazardous waste site, or due to violation of any environmental protection law of any governmental body.
4. Title is subject to instruments of record being properly filed and indexed in the office of the Chancery Clerk where the property is located.
5. This is not a guarantee of title and is not an insurance policy on said property, and this opinion is for the use and benefit of only the party or parties to whom it is addressed and may not be availed of or relied upon by any other person(s) or entity.

ENCUMBRANCES

None.

TAXES

Taxes assessed by Forrest County, Mississippi for 2019 are not due and owing but would constitute a lien against said property if not paid by January 31, 2020.

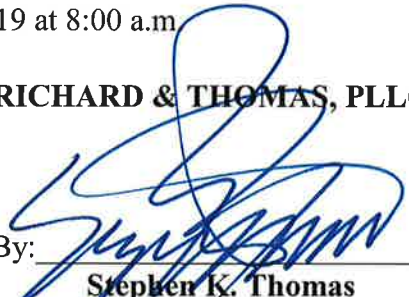
2018 Forrest County ad valorem taxes for Parcel No. 2-038A-15-018.00, PPIN 12839, are **paid** in the amount of \$230.85.

JUDGMENTS

This opinion reflects only those judgments recorded on the Judgment Rolls in the office of the Circuit Clerk of Forrest County, Mississippi. As of this date, no such judgments appear.

This, the 1st day of October, A.D., 2019 at 8:00 a.m.

RICHARD & THOMAS, PLLC

By: 

Stephen K. Thomas



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-029P-10-300.00 (PPIN 019194) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$119,000.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$119,000.00; 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.
File Number: 2020-924
Minute Book #

Summary

Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-029P-10-300.00 (PPIN 019194) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$119,000.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$119,000.00; 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.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

APPRAISAL OF PROPERTY AT

812 HALL AVENUE

PPIN # 019194

HATTIESBURG, MS

LIGHTSEY & ASSOCIATES

P.O. Box 15489
Hattiesburg, MS 39404
(601) 584-6260

March 26, 2020

Mr. Lamar Rutland
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403

RE: Appraisal of property at 812 Hall Avenue,
Hattiesburg, MS

Dear Mr. Rutland:

In accordance with the your request, I have made an inspection and investigation of the property located on 618 Bay Street, Hattiesburg, Mississippi, for the purpose of forming an opinion of the Market Value, in fee simple, as of February 24, 2020, the effective date of the appraisal being the date the subject property was last inspected. The value opinion is both before and after the taking of a 7,684 square foot parcel (.18 acre) in conjunction with the Hall Avenue railroad overpass by the City of Hattiesburg and noting damages to the remainder, if any.

Market Value is defined as the most probable price in cash, terms equivalent to cash, or in other precisely revealed terms, for which the property will sell in an open and competitive market under all conditions requisite to a fair sale, with the buyer and seller each acting prudently, knowledgeably, and for self interest, and assuming that neither is under undue duress.

NEIGHBORHOOD DESCRIPTION

The subject area lies to the southeast of downtown Hattiesburg and is located on the southern fringe of the Hattiesburg Historical Neighborhood district. The general area contains a wide age range of properties that range from commercial/retail uses to single-family dwellings and multi-family dwellings. The subject is in relative close proximity to public schools, shopping and employment centers, and medical facilities. Many single unit homes in the area have been refurbished in recent years. The new Hattiesburg Law Enforcement Complex is under construction on Hall Avenue at the southern end of Bay Street. The majority of properties in the area are in excess of fifty years old.

SITE DESCRIPTION

The subject site is located on the northerly side of Hall Avenue just to the east of Bay Street. It has a frontage of 363.26 feet on the northerly side of Hall Avenue and extends to a depth of 308.11 feet along the railroad right of way. The site is irregular in shape and contains approximately 83,437 square feet. The site is at or above street grade, and appears to have adequate utility for use a single unit dwelling site. The property does not appear to lie in a designated flood area, though this is subject to certification by a professional engineer or surveyor. All public utilities area connected or available to the site. A survey and plat map are included in the addenda of this report in order to assist the reader in visualizing the property. There were no adverse soil or subsoil conditions observed; however, no soil tests have been made as a part of this report. The property is zoned R-1A, Single Unit Residential, by the zoning authorities of the City of Hattiesburg. This zoning classification requires a minimum site size of 10,000 square feet. The City of Hattiesburg intends to take a 7,684 square foot rectangularly shaped parcel along Hall Avenue. Access from Hall Avenue will be cut off due to a roundabout at the corner of Hall Avenue and Bay Street being installed and the elevated roadway for the railroad overpass beginning at the roundabout. This will render the remainder parcel virtually landlocked. Because of this, the remainder is considered to be an uneconomic remnant and is given a nominal value of \$500.00.

IMPROVEMENTS DESCRIPTIONS

The subject site is improved with a 1.5 story single unit dwelling on conventional foundation with composition shingle roof. It contains approximately 2,095 square feet of living area with four bedrooms and three baths. It is heated and cooled with space heaters and window units. According to tax assessor's records, it was constructed in 1948 and appears to be in average condition and to generally be receiving normal maintenance. The flooring is hardwood and vinyl tile and the walls are sheetrock and paneling. There is also a utility shed on the property. All improvements are included in the take and are valued in the before condition by the sales comparison approach.

PROPERTY HISTORY

The subject property appears to have been under the present ownership for in excess of five years. The subject property is not known to be listed for sale nor under contract.

TAXES

The total taxes for the subject property for 2019 are \$1,148.06. The total true value (tax value) of the property is \$41,980.00 with an assessed value of \$6,298.00.

HIGHEST AND BEST USE

In order to estimate the Highest and Best Use of the subject, the surrounding property uses as well as the four tests of Highest and Best Use were considered. These are 1)physically possible, 2)legally permissible, 3)financially feasible, and 4)maximally productive. After considering these factors, the Highest and Best Use of the site as vacant is estimated to be for a single unit house site. The Highest and Best Use of the property as presently improved is estimated to be as a single unit dwelling. As noted, the remainder property is considered to be an uneconomic remnant.

INTENDED USE AND SCOPE OF THE APPRAISAL

This appraisal is intended to assist the client, Mr. Lamar Rutland of the City of Hattiesburg, in forming an opinion of value of the subject property both before and after the taking of a 7,684 square foot parcel by the City for road widening. In preparing this appraisal, the appraiser inspected the subject site and improvements; gathered information on comparable land sales and listings, comparable improved sales and listings, confirmed and analyzed the data and applied the Sales Comparison Approach to value. Based on the age of the subject and the lack of sale/rental data in the area, this was considered to be the most relevant approach to the subject's valuation.

APPRAISAL PROCESS

In good appraisal practice, three approaches to value are normally used to arrive at a value conclusion for a given property. These approaches are the Sales Comparison Approach, the Cost Approach, and the Income Approach. The Sales Comparison Approach is based on deriving a value indication by comparing properties that have been sold recently to the subject property and adjusting the sales price of the comparables for any basic differences. The Income Approach considers the present value of the future benefits of income and ownership. To estimate the income potential of the subject, comparable rents are obtained and reconciled to the subject, then a deduction is made for anticipated expenses. The resulting net income is then capitalized into value using a rate supported by market data. The Cost Approach provides a value indicator based on the cost to reproduce the improvements less any observed depreciation. The value estimate of the land developed through the Sales Comparison Approach is then added to the depreciated value estimate of the Improvements. The land was valued by the sales comparison approach. The improvements were valued by the sales comparison approach by extracting land value from the comparable improved sales based on the land sales in this report. The improved sales were then compared and adjusted to the subject improvements to arrive at a value for the improvements on the subject site.

LAND SALES

The following vacant land sales were utilized to arrive at opinion of value for the subject site.

LAND SALE NO. 1

Location: Walnut Street, Hattiesburg
Date: 04/07/2016
Price: \$20,000
Size: 18,270 sq ft
Price/SF: \$1.09
Zoning: R-1A, Single Unit Residential
Confirmation: MLS # 103560/Re/Max Real Estate
Comments: Located just south of Southern Avenue on Walnut Street.
Generally level vacant site.

LAND SALE NO. 2

Location: North 24th Avenue., Hattiesburg
Date: 04/07/2017
Price: \$22,000
Size: 36,940 sq ft
Price/SF: \$.60
Zoning: R-1B, Single Unit Residential
Confirmation: MLS # 107417/Coldwell Banker
Comments: Corner of North 24th and Quinn Street.
Vacant site purchased for future development.

LAND SALE NO. 3

Location: South 21st Avenue , Hattiesburg

Date: 06/30/2015

Price: \$10,000

Size: 15,000 sq ft

Price/SF: \$.67

Zoning: R-1A, Single Unit Residential

Confirmation: MLS # 101179/Realty Executives

Comments: Located just south of Hardy Street. Vacant site purchased for future development.

IMPROVED SALES

SALE No. 1

Location: 205 Mable Street, Hattiesburg
Date: 09/06/2019
Price: \$55,000
Site: 13,200 sq. ft.
Living area: 2,426 sq. ft.
Age: 109 years
Confirmation: Hub City Realty
Comments: 3 bedroom 2.5 bath frame house with double carport. Central air/heat.

SALE NO. 2

Location: 4235 Mable Street, Hattiesburg
Date: 06/17/2019
Price: \$47,000
Site: 11,480 sq. ft.
Living area: 1,795 sq. ft.
Age: 89 years
Confirmation: Advanced Realty
Comments: 3 bedroom 2 bath frame house with no carport. Central air/heat.

SALE NO. 3

Location: 1120 North Main Street, Hattiesburg

Date: 05/15/2019

Price: \$52,000

Site: 15,682 sq. ft.

Living area: 2,464 sq. ft.

Age: 119 years

Confirmation: Coldwell Banker

Comments: 3 bedroom 2 bath frame house with single garage. Central air/heat.

The above lot sales indicate an unadjusted range in value from \$.60 to \$1.09 per square foot. All are in the subject market segment. The subject area is virtually fully developed and there are very few vacant sites that are available for sale. Research of the market found these sales to be the most recent and relevant to the subject's valuation. Sale 1 was given the most reliance due to time and location. After considering time, size, location, topography, and other pertinent factors, the value opinion of the subject site is \$1.00 per square foot. Thus the value of the subject site is:

BEFORE VALUE

83,437 sf @ \$1.00 = \$83,437.00

Improvement value = 36,000.00

\$119,437.00

Rounded \$119,500.00

AFTER VALUE

Uneconomic Remnant = \$ 500.00

Value Before Taking	\$119,500.00
---------------------	--------------

Value After Taking	\$ 500.00
--------------------	-----------

Damages	\$ -0-
---------	--------

Just Compensation Due Owner	\$119,000.00
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I appreciate the opportunity to prepare this appraisal report for you. Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely

Stan Lightsey

Stan Lightsey
RA-16

ADDENDA

APPRAISER'S CERTIFICATION

I certify that, to the best of my knowledge and belief:

- the statements contained in this report are true and correct.**
- the reported analyses, opinions, and conclusions are limited only by the reporting assumptions and limiting conditions and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions.**
- I have no present or prospective interest in the property that is the subject of this report, and I have no personal interest with respect to the parties involved unless otherwise stated.**
- I have no bias with respect to the property that is the subject of this report or to the parties involved with this assignment.**
- my engagement in this assignment was not contingent upon developing or reporting predetermined results.**
- My compensation for completing this assignment is not contingent upon the developing or reporting of a predetermined value or a direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.**
- no one provided significant appraisal assistance to the person signing this appraisal unless otherwise noted.**
- unless otherwise noted, the person signing this report has not performed an appraisal or rendered any other service regarding the subject property in the past three years.**
- The Appraisal Institute conducts a voluntary re-certification process for its designated members. I am currently certified under this program.**

Stan Lightsey

**Stan Lightsey
RA-16**

UNDERLYING ASSUMPTIONS AND LIMITING CONDITIONS

This appraisal is subject to the following limiting conditions:

The legal description furnished is assumed to be correct.

No responsibility is assumed for matters of a legal character nor does the appraiser render any opinion as to title which is assumed to be good. All existing liens and encumbrances have been disregarded unless otherwise noted and the property is appraised as though free and clear and under responsible ownership and competent management.

The appraiser believes to be accurate the information provided by others; but assumes no responsibility for its accuracy.

Possession of this report, or a copy thereof, does not carry with it the right of publication, and neither all nor any part of the contents of this report may be disseminated to the public through media of any type nor may be used for any other purpose other than that specified in the engagement by the client without the previous written consent of the appraiser and client particularly as to the value conclusions, the identity of the appraiser or the firm with which he is employed, or to the SRA designation of The Appraisal Institute.

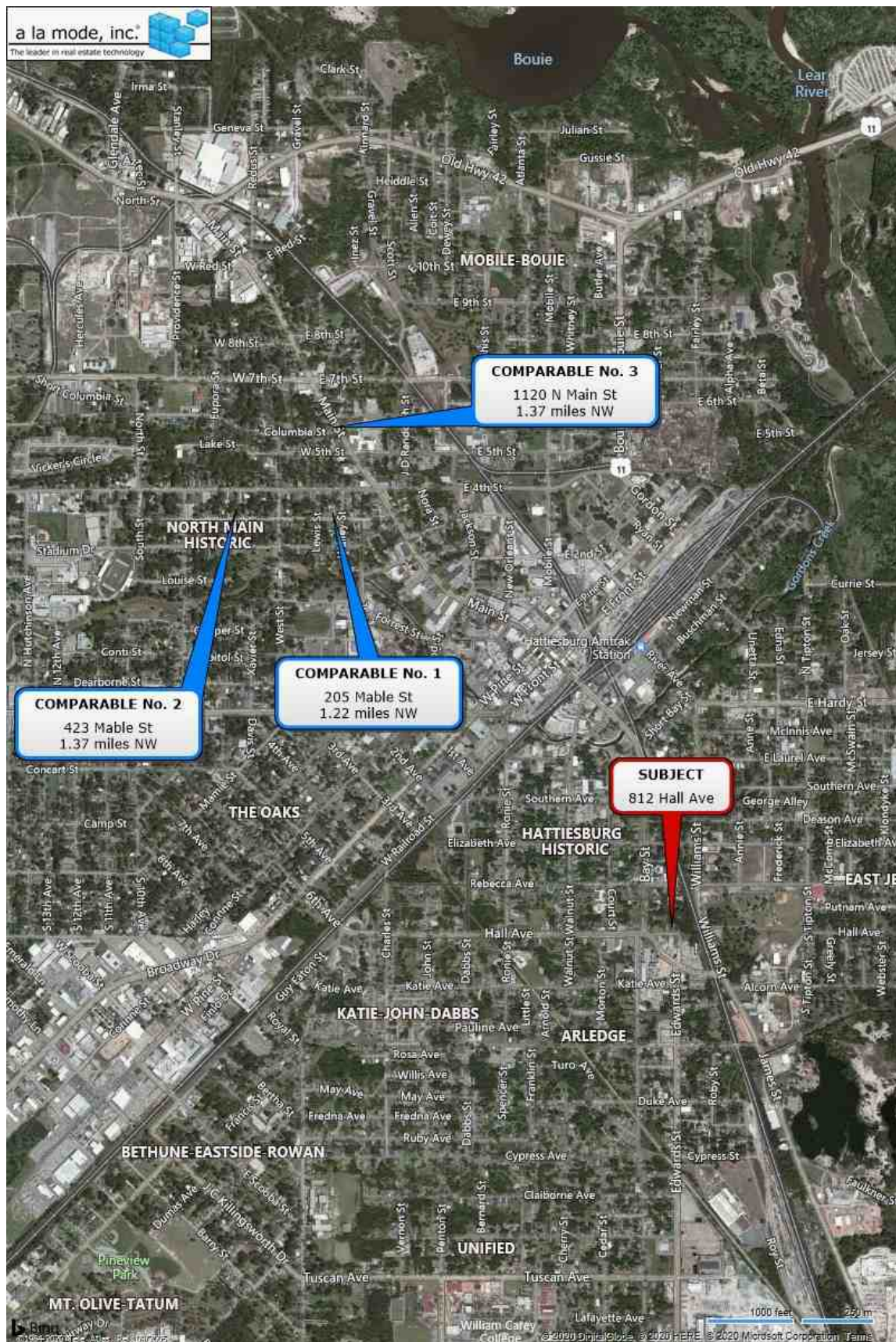
The appraiser will not be required to give testimony or appear in court by reason of this appraisal, with reference to the property in question, unless prior arrangements have been made.

The distribution of the total valuation in this report between land and improvements applies only under the existing program of utilization. The separate valuations for land and improvements must not be used in conjunction with any other appraisal and are invalid if so used.

Unless otherwise stated in this report, the existence of hazardous substances, including but not limited to asbestos, poly-chlorinated biphenyls, petroleum leakage, mold, or agricultural chemicals; which may or may not be present on the property, or other environmental conditions; were not called to the attention of nor did the appraiser become aware of such during the inspection of the property. The appraiser has no knowledge of the existence of such materials on or in the property unless otherwise stated. The appraiser is not an expert in the environmental field and is not qualified to test for such substances or conditions. If the presence of hazardous substances or environmental conditions may affect the value of the property, the value opinion is predicated on the assumption that there is no such condition in or on the property or in such proximity thereto that it would cause a loss in value. No responsibility is assumed for such conditions; nor for any expertise or knowledge required to discover them. The client is advised to retain an expert in the field of environmental impact on real estate if such conditions are suspected.

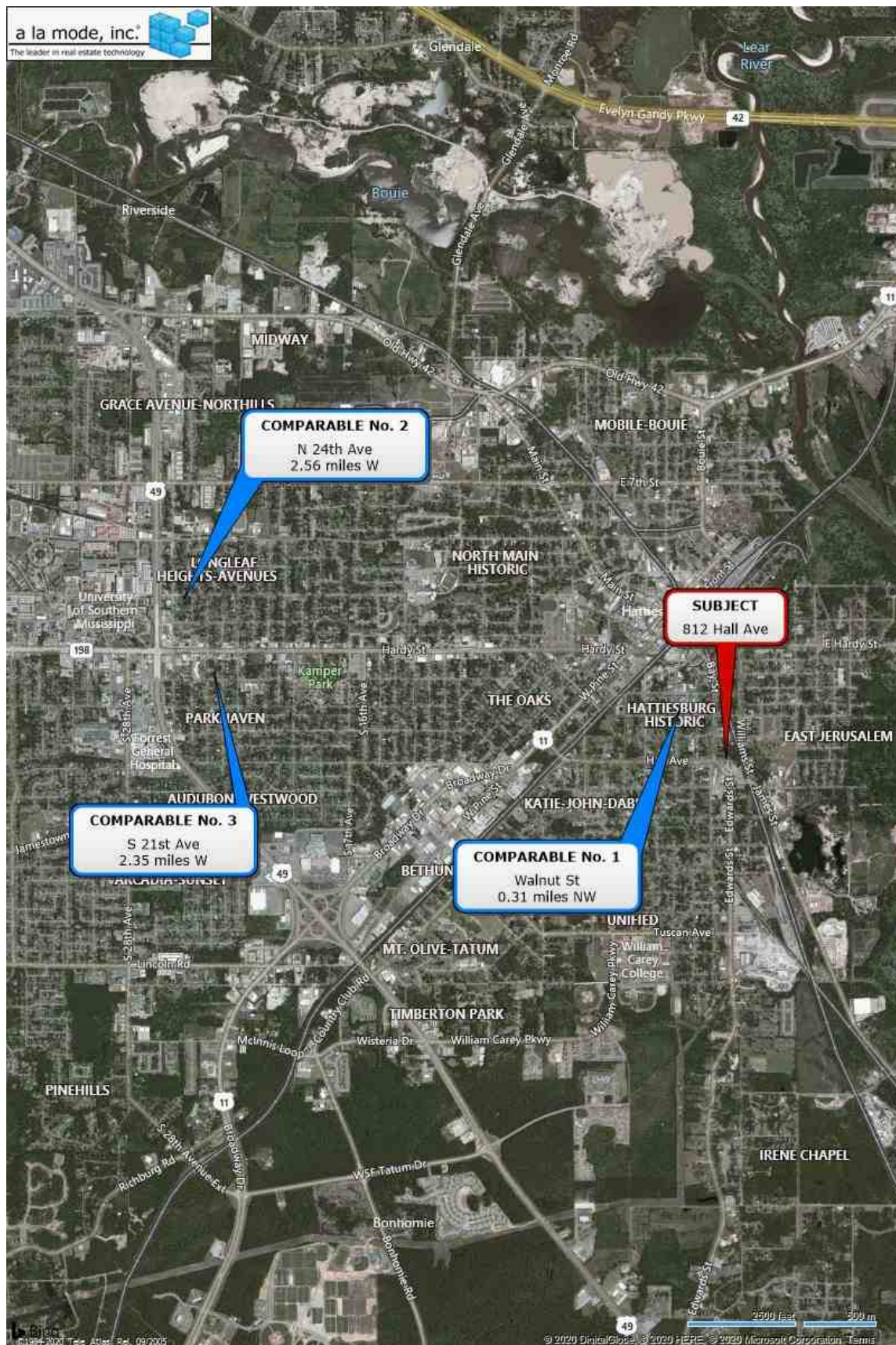
Location Map

Owner	Stone Properties, LLC						
Property Address	812 Hall Ave						
City	Hattiesburg	County	Forrest	State	MS	Zip Code	39401
Lender/Client	City of Hattiesburg						



Location Map

Owner	Stone Properties, LLC					
Property Address	812 Hall Ave					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



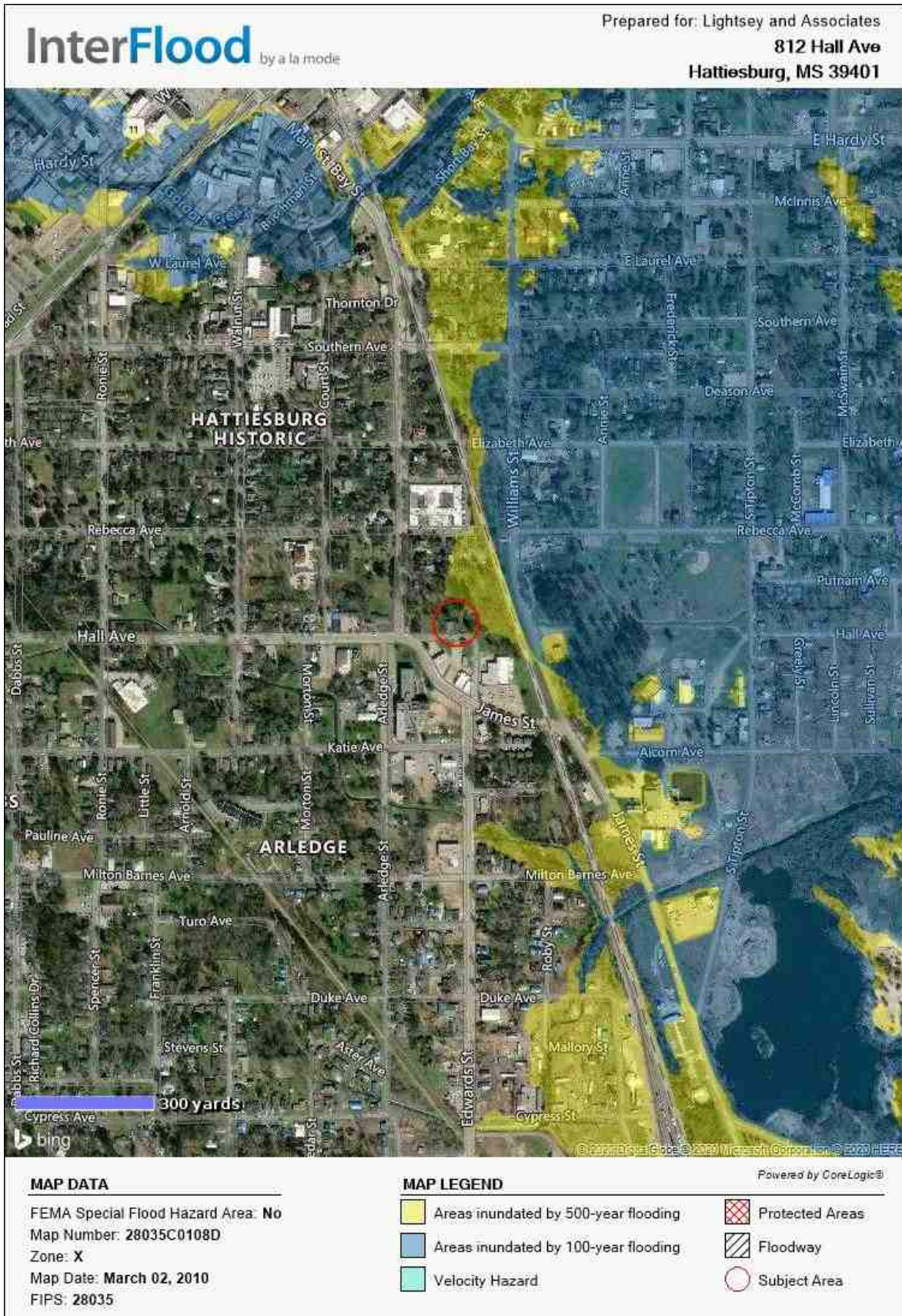
Location Map

Owner	Stone Properties, LLC					
Property Address	812 Hall Ave					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Lender/Client	City of Hattiesburg					



Flood Map

Owner	Stone Properties, LLC					
Property Address	812 Hall Ave					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Lender/Client	City of Hattiesburg					



Plat Map

3/26/2020

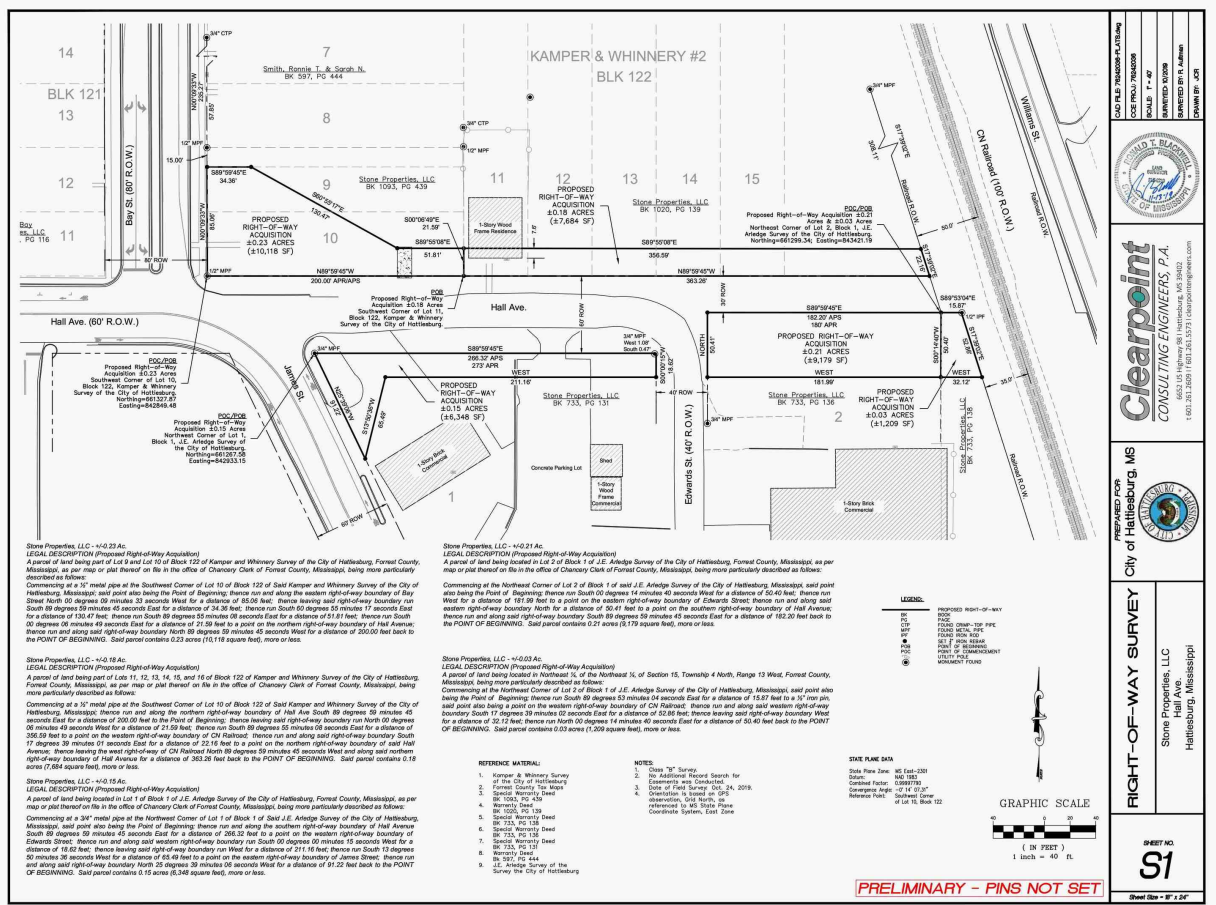
Forrest Parcel Viewer



<https://agdonline.maps.arcgis.com/apps/webappviewer/index.html?id=507a95128fbb423abaffacd073a5f2a5>

1/1

Survey



Tax Data

3/26/2020

Delta Computer Systems

Forrest County Mississippi



Delta Computer Systems, Inc.

Property Link FORREST COUNTY, MS

Current Date 3/26/2020 Tax Year 2019
Records Last Updated 3/26/2020

PROPERTY DETAIL

OWNER STONE PROPERTIES LLC **ACRES** : **NA**
C/O JACK STONE **LAND VALUE** : 10030
P O BOX 729 **IMPROVEMENTS** : 31950
HATTIESBURG MS 39403-0729 **TOTAL VALUE**: 41980
ASSESSED : 6298

PARCEL 2-029P-10-300.00
ADDRESS 812 HALL AVENUE

TAX INFORMATION

	YEAR 2019	TAX DUE	PAID	BALANCE
COUNTY		409.75	409.75	0.00
CITY		334.61	334.61	0.00
SCHOOL		403.70	403.70	0.00
TOTAL		1148.06	1148.06	0.00

LAST PAYMENT DATE 1 / 30 / 2020

MISCELLANEOUS INFORMATION

EXEMPT CODE		LEGAL S 100FT LT 11 ALL LOTS
HOMESTEAD CODE	None	12,13,14,15 & 16 BLK 122
TAX DISTRICT	1110	BK 612 PG 021 01/25/1989
PPIN	019194	PREV #:H0444-55-008
SECTION	10	KAMPER & WHINNERY 1ST
TOWNSHIP	03N	
RANGE	13W	

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TAX SALES HISTORY, FOR UNPAID TAXES

Year	Sold To	Redeemed Date/By
NO TAX SALES FOUND		

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Photograph Addendum

Owner	Stone Properties, LLC					
Property Address	812 Hall Ave					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Lender/Client	City of Hattiesburg					



Subject dwelling



Subject site and shed

Photograph Addendum

Owner	Stone Properties, LLC					
Property Address	812 Hall Ave					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Lender/Client	City of Hattiesburg					



Subject Site



View of Hall Avenue

Richard & Thomas, PLLC
Attorneys at Law

Stephen K. Thomas

132 Westover Drive
Hattiesburg, MS 39402
(601)602-2457 phone
(601)602-2458 fax

October 1, 2019

City of Hattiesburg
Attn: Lamar Rutland
P.O. Box 1898
Hattiesburg, MS 39403-1898

Re: Hall Avenue East Project (Property 4)

The South 100 feet of Lot 11 of Block 122 of the Kamper and Whinnery Survey of the City of Hattiesburg, Forrest County, Mississippi, as per the official map or plat thereof on file in the office of the Chancery Clerk of Forrest County, Mississippi;

AND ALSO,

Lot 12, 13, 14, 15 and 16 of Block 122 of the Kamper and Whinnery Survey of the City of Hattiesburg, Forrest County, Mississippi, as per the official map or plat thereof on file in the office of the Chancery Clerk of Forrest County, Mississippi, said property being bounded on the East by the West right-of-way line of the Illinois Central Railroad right-of-way, on the North by the South margin line of an alley, on the West by the East line of Lot 11 of said Block, and on the South by the North margin line of Hall Avenue.

Pursuant to your request, I have examined the land records on file in the office of the Chancery Clerk of Forrest County, Mississippi, relating to the above described real property for a period back of thirty-one years prior to this date, and find sufficient evidence that the above conveyed by Special Warranty Deed to **STONE PROPERTIES, LLC, a Mississippi limited liability company**, dated August 17, 2007, and recorded in Land Deed Book 1020 at Page 140. Based upon my examination for the aforesaid period and with the presumption that prior conveyances in chain of title are legal and valid, it is my opinion that the said Stone Properties, LLC, owns the fee simple, merchantable title in and to above described real property subject to the following liens, encumbrances and reservations;

RESERVATIONS

1. This opinion does not cover the oil, gas or other minerals lying on or under said property and no opinion is given thereon.
2. As no current survey is present, I do not certify as to the actual occupancy, nor to matters

which should be revealed by an accurate survey of subject lands, nor do I certify rights of parties in possession, deficiency in the quantity of lands, boundary line disputes, roadways, unrecorded servitudes or easements, any matters not of proper record which would be disclosed by a true and accurate survey and inspection of the property, and easements or other uses of subject lands not so visible from the surface.

3. Title is subject to any liability or loss due to environmental contamination by past uses of the property as a toxic hazardous waste site, or due to violation of any environmental protection law of any governmental body.

4. Title is subject to instruments of record being properly filed and indexed in the office of the Chancery Clerk where the property is located.

5. This is not a guarantee of title and is not an insurance policy on said property, and this opinion is for the use and benefit of only the party or parties to whom it is addressed and may not be availed of or relied upon by any other person(s) or entity.

ENCUMBRANCES

None.

TAXES

Taxes assessed by Forrest County, Mississippi for 2019 are not due and owing but would constitute a lien against said property if not paid by January 31, 2020.

2018 Forrest County ad valorem taxes for Parcel No. 2-029P-10-300.00, PPIN 19194, are **paid** in the amount of \$1,152.09.

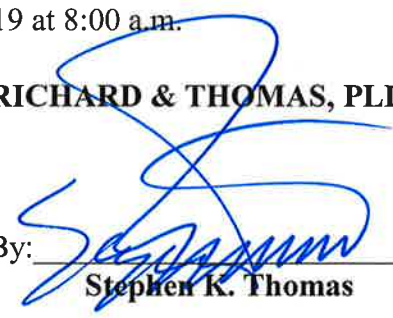
JUDGMENTS

This opinion reflects only those judgments recorded on the Judgment Rolls in the office of the Circuit Clerk of Forrest County, Mississippi. As of this date, no such judgments appear.

This, the 1st day of October, A.D., 2019 at 8:00 a.m.

RICHARD & THOMAS, PLLC

By: _____


Stephen K. Thomas



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-038A-15-016.00 (PPIN 039336) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$1,700.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$1,700.00; 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.

File Number: 2020-925

Minute Book #

Summary

Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-038A-15-016.00 (PPIN 039336) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$1,700.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$1,700.00; 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.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

APPRAISAL OF PROPERTY ON

JAMES STREET

PPIN # 039336

HATTIESBURG, MS

LIGHTSEY & ASSOCIATES

P.O. Box 15489
Hattiesburg, MS 39404
(601) 584-6260

March 11, 2020

Mr. Lamar Rutland
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403

RE: Appraisal of property on James Street,
Hattiesburg, MS

Dear Mr. Rutland:

In accordance with the your request, I have made an inspection and investigation of the property located on James Street, Hattiesburg, Mississippi, for the purpose of forming an opinion of the Market Value, in fee simple, as of March 10, 2020, the effective date of the appraisal being the date the subject property was last inspected. The value opinion is both before and after the taking of a 1,209 square foot parcel (.03 acre) in conjunction with the Hall Avenue railroad overpass by the City of Hattiesburg and noting damages to the remainder, if any.

Market Value is defined as the most probable price in cash, terms equivalent to cash, or in other precisely revealed terms, for which the property will sell in an open and competitive market under all conditions requisite to a fair sale, with the buyer and seller each acting prudently, knowledgeably, and for self interest, and assuming that neither is under undue duress.

NEIGHBORHOOD DESCRIPTION

The subject area lies to the southeast of downtown Hattiesburg and is located on the southern fringe of the Hattiesburg Historical Neighborhood district. The general area contains a wide age range of properties that range from commercial/retail uses to single-family dwellings and multi-family dwellings. The subject is in relative close proximity to public schools, shopping and employment centers, and medical facilities. Many single unit homes in the area have been refurbished in recent years. The new Hattiesburg Law Enforcement Complex is under construction on Hall Avenue at the southern end of Bay Street. The majority of properties in the area are in excess of fifty years old.

SITE DESCRIPTION

The subject site is located on the northerly side of James Street just east of its intersection with Edwards Street and just west of the Canadian National Railroad right of way. It has a frontage of approximately 62 feet on the northerly side of James Street and extends to a depth of approximately 477 feet along the railroad right of way. The site is irregular in shape and contains approximately 20,685 square feet. The site is at or above street grade, and appears to have adequate utility for use as parking or expansion of the adjacent property for small retail or personal service business. The property does not appear to lie in a designated flood area, though this is subject to certification by a professional engineer or surveyor. All public utilities area connected or available to the site. A survey and plat map are included in the addenda of this report in order to assist the reader in visualizing the property. There were no adverse soil or subsoil conditions observed; however, no soil tests have been made as a part of this report. The property is zoned B-2, Neighborhood Business District, by the zoning authorities of the City of Hattiesburg. This zoning classification requires a minimum site size of 4,000 square feet. The City of Hattiesburg intends to take a 1,209 square foot parcel at the rear of the site to facilitate the proposed railroad overpass. Following the taking, the subject site will be effectively reduced in size to 19,476 square feet. It will remain a conforming site under present zoning regulations. There appears to be no damage to the remainder parcel.

IMPROVEMENTS DESCRIPTIONS

There are no known improvements on the subject property.

PROPERTY HISTORY

The subject property appears to have been under the present ownership for in excess of five years. The subject property is not known to be listed for sale nor under contract.

TAXES

The total taxes for the subject property for 2019 are \$285.29. The total true value (tax value) of the property is \$10,430.00 with an assessed value of \$1,565.00.

HIGHEST AND BEST USE

In order to estimate the Highest and Best Use of the subject, the surrounding property uses as well as the four tests of Highest and Best Use were considered. These are 1)physically possible, 2)legally permissible, 3)financially feasible, and 4)maximally productive. After considering these factors, the Highest and Best Use of the site as vacant is estimated to be for small retail or service use related building, both before and after the taking.

INTENDED USE AND SCOPE OF THE APPRAISAL

This appraisal is intended to assist the client, Mr. Lamar Rutland of the City of Hattiesburg, in forming an opinion of value of the subject property both before and after the taking of a 1,209 square foot parcel by the City for road widening. In preparing this appraisal, the appraiser inspected the subject site; gathered information on comparable land sales and listings, confirmed and analyzed the data and applied the Sales Comparison Approach to value. As only the land was considered in this appraisal, this was the only approach deemed applicable to the subject's valuation.

APPRAISAL PROCESS

In good appraisal practice, three approaches to value are normally used to arrive at a value conclusion for a given property. These approaches are the Sales Comparison Approach, the Cost Approach, and the Income Approach. The Sales Comparison Approach is based on deriving a value indication by comparing properties that have been sold recently to the subject property and adjusting the sales price of the comparables for any basic differences. The Income Approach considers the present value of the future benefits of income and ownership. To estimate the income potential of the subject, comparable rents are obtained and reconciled to the subject, then a deduction is made for anticipated expenses. The resulting net income is then capitalized into value using a rate supported by market data. The Cost Approach provides a value indicator based on the cost to reproduce the improvements less any observed depreciation. The value estimate of the land developed through the Sales Comparison Approach is then added to the depreciated value estimate of the Improvements. As noted above, the appraiser has utilized the Sales Comparison Approach only as the land only is considered in this appraisal report.

LAND SALES

The following vacant land sales were utilized to arrive at opinion of value for the subject site.

LAND SALE NO. 1

Location: East Hardy Street, Hattiesburg
Date: 08/22/2018
Price: \$43,000
Size: 29,023 sq ft
Price/SF: \$1.48
Zoning: B-3, Community Business District
Confirmation: HUD Statement/Erik Lowrey
Comments: Located just west of Klondyke Street on East Hardy.
Vacant site at sale. Some chain link fencing.

LAND SALE NO. 2

Location: 305 Mobile Street., Hattiesburg
Date: 12/04/2008
Price: \$22,000
Size: 36,475 sq ft
Price/SF: \$.60
Zoning: B-5, Regional Business District
Confirmation: Assist 2 Sell Real Estate
Comments: Located just north of Main Street.
Vacant site purchased for future development.

LAND SALE NO. 3

Location: 221 Market Street , Hattiesburg
Date: 08/31/2017
Price: \$30,000
Size: 24,829 sq ft
Price/SF: \$1.21
Zoning: B-5, Regional Business District
Confirmation: Berkshire Hathaway
Comments: Located just north of Main Street. Vacant site purchased for future development.

LAND SALE NO. 4

Location: 702 West 7th Street, Hattiesburg
Date: 04/29/2009
Price: \$30,000
Size: 43,907 sq ft
Price/SF: \$.68
Zoning: B-2, Neighborhood Business District
Confirmation: J E Smith Realty
Comments: Located north of Hardy Street and west of downtown. Vacant site purchased for future development.

The above lot sales indicate an unadjusted range in value from \$.60 to \$1.48 per square foot. All are in the subject market segment. The subject area is virtually fully developed and there are very few vacant sites that are available for sale. Research of the market found these sales to be the most recent and relevant to the subject's valuation. Sale 1 was given the most reliance due to time and location. After considering time, size, location, topography, and other pertinent factors, the value opinion of the subject site is \$1.40 per square foot. Thus the value of the subject is:

BEFORE VALUE

20,685 sf @ \$1.40 = \$28,960.00

AFTER VALUE

19,476 sf @ \$1.40 = \$27,265.00

Value Before Taking	\$28,960.00
Value After Taking	\$27,265.00
Damages	\$ -0-
Just Compensation Due Owner	\$1,695.00
Rounded	\$1,700.00

I appreciate the opportunity to prepare this appraisal report for you. Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely

Stan Lightsey

Stan Lightsey, SRA
Appraisal Institute
RA-16

ADDENDA

APPRAISER'S CERTIFICATION

I certify that, to the best of my knowledge and belief:

- the statements contained in this report are true and correct.**
- the reported analyses, opinions, and conclusions are limited only by the reporting assumptions and limiting conditions and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions.**
- I have no present or prospective interest in the property that is the subject of this report, and I have no personal interest with respect to the parties involved unless otherwise stated.**
- I have no bias with respect to the property that is the subject of this report or to the parties involved with this assignment.**
- my engagement in this assignment was not contingent upon developing or reporting predetermined results.**
- My compensation for completing this assignment is not contingent upon the developing or reporting of a predetermined value or a direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.**
- no one provided significant appraisal assistance to the person signing this appraisal unless otherwise noted.**
- unless otherwise noted, the person signing this report has not performed an appraisal or rendered any other service regarding the subject property in the past three years.**
- The Appraisal Institute conducts a voluntary re-certification process for its designated members. I am currently certified under this program.**

Stan Lightsey

Stan Lightsey, SRA

UNDERLYING ASSUMPTIONS AND LIMITING CONDITIONS

This appraisal is subject to the following limiting conditions:

The legal description furnished is assumed to be correct.

No responsibility is assumed for matters of a legal character nor does the appraiser render any opinion as to title which is assumed to be good. All existing liens and encumbrances have been disregarded unless otherwise noted and the property is appraised as though free and clear and under responsible ownership and competent management.

The appraiser believes to be accurate the information provided by others; but assumes no responsibility for its accuracy.

Possession of this report, or a copy thereof, does not carry with it the right of publication, and neither all nor any part of the contents of this report may be disseminated to the public through media of any type nor may be used for any other purpose other than that specified in the engagement by the client without the previous written consent of the appraiser and client particularly as to the value conclusions, the identity of the appraiser or the firm with which he is employed, or to the SRA designation of The Appraisal Institute.

The appraiser will not be required to give testimony or appear in court by reason of this appraisal, with reference to the property in question, unless prior arrangements have been made.

The distribution of the total valuation in this report between land and improvements applies only under the existing program of utilization. The separate valuations for land and improvements must not be used in conjunction with any other appraisal and are invalid if so used.

Unless otherwise stated in this report, the existence of hazardous substances, including but not limited to asbestos, poly-chlorinated biphenyls, petroleum leakage, mold, or agricultural chemicals; which may or may not be present on the property, or other environmental conditions; were not called to the attention of nor did the appraiser become aware of such during the inspection of the property. The appraiser has no knowledge of the existence of such materials on or in the property unless otherwise stated. The appraiser is not an expert in the environmental field and is not qualified to test for such substances or conditions. If the presence of hazardous substances or environmental conditions may affect the value of the property, the value opinion is predicated on the assumption that there is no such condition in or on the property or in such proximity thereto that it would cause a loss in value. No responsibility is assumed for such conditions; nor for any expertise or knowledge required to discover them. The client is advised to retain an expert in the field of environmental impact on real estate if such conditions are suspected.

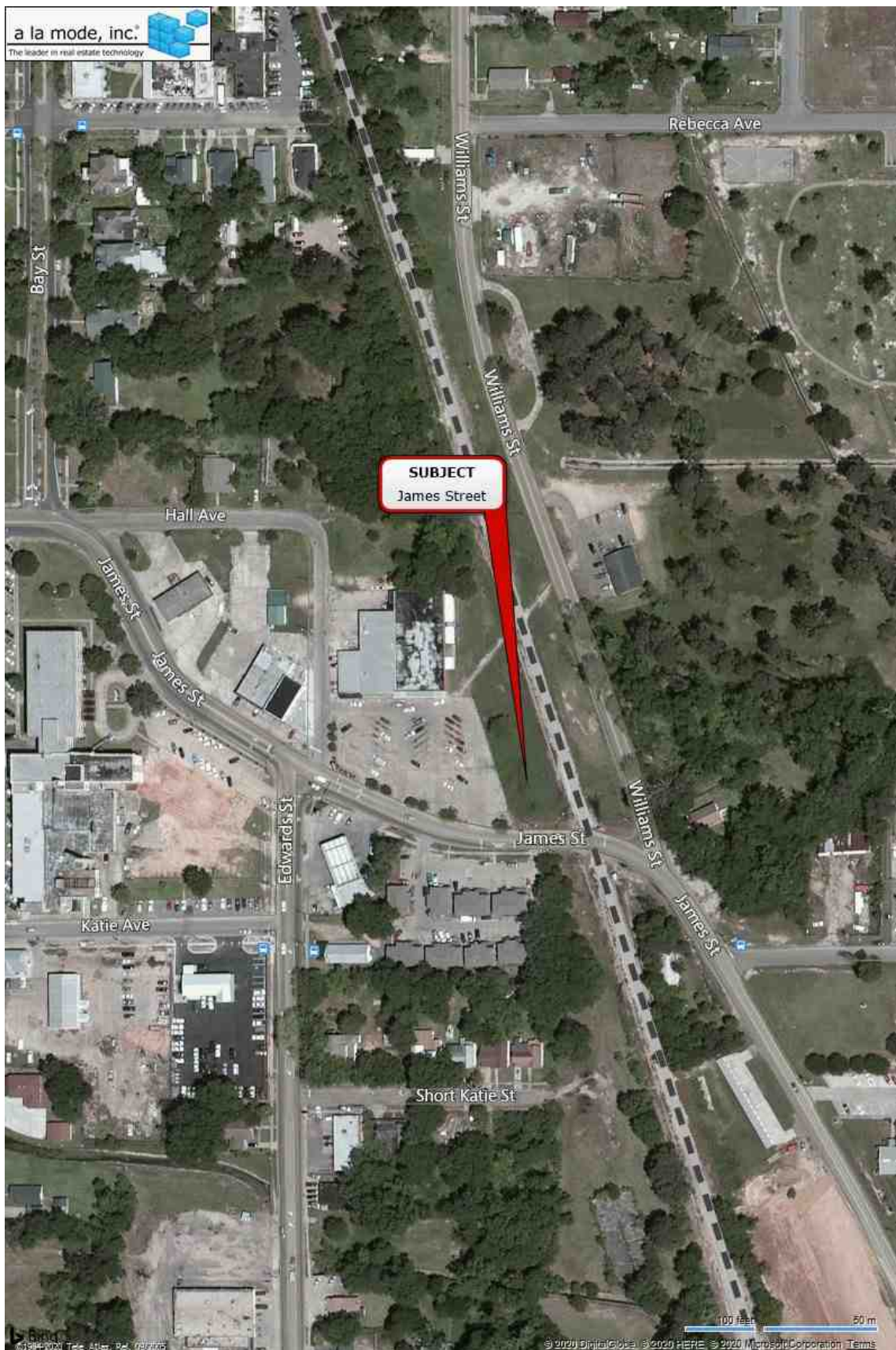
Location Map

Owner	Stone Properties, LLC						
Property Address	James Street						
City	Hattiesburg	County	Forrest	State	MS	Zip Code	39401
Client	City of Hattiesburg						



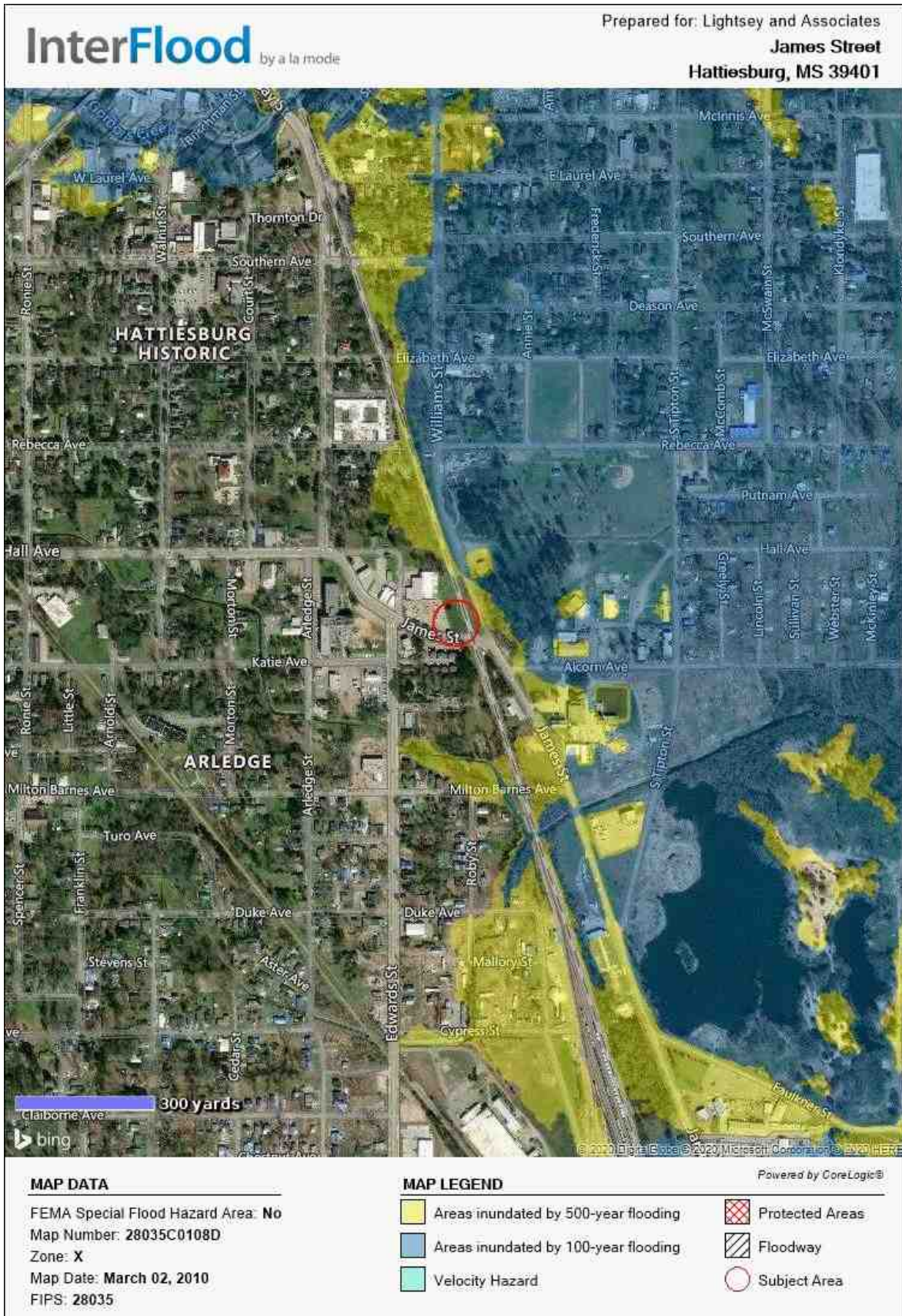
Location Map

Owner	Stone Properties, LLC					
Property Address	James Street					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					

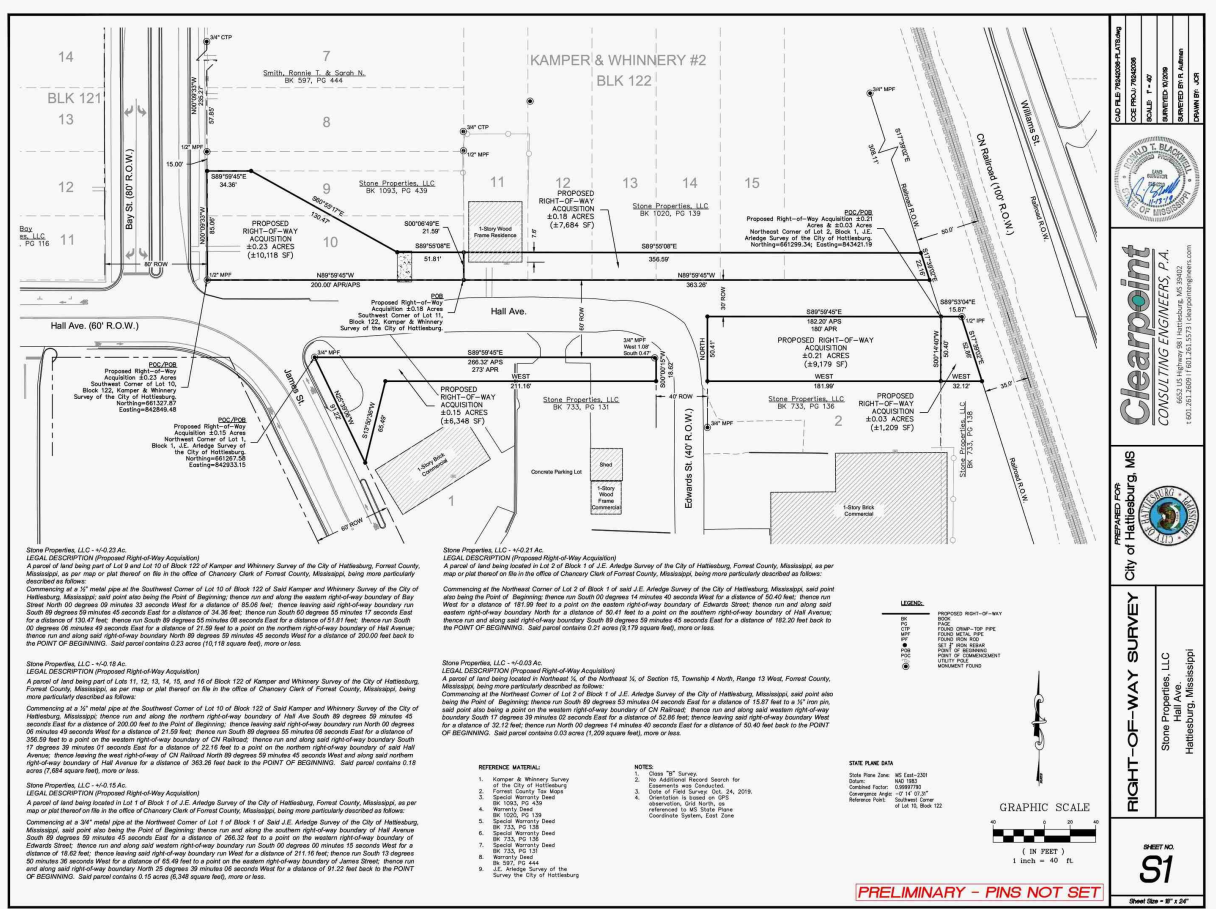


Flood Map

Owner	Stone Properties, LLC					
Property Address	James Street					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



Survey

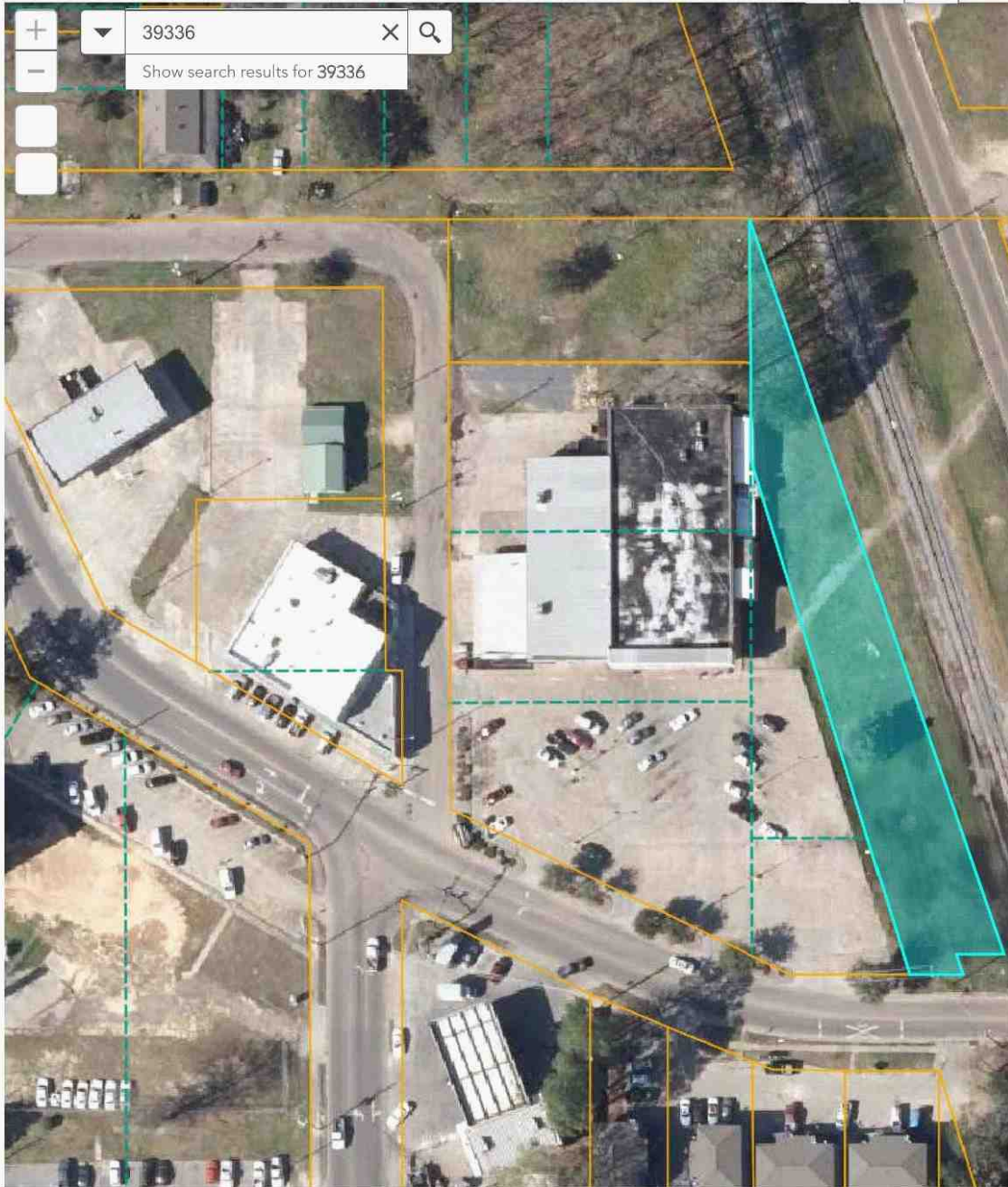


Plat Map

3/11/2020

Forrest Parcel Viewer

 Forrest Parcel Viewer



100ft
-89.283 31.318 Degrees

<https://agdonline.maps.arcgis.com/apps/webappviewer/index.html?id=507a95128fbb423abaffacd073a5f2a5>

1/1

Tax Data

3/11/2020

Delta Computer Systems

Forrest County Mississippi



Delta Computer Systems, Inc.

Property Link FORREST COUNTY, MS

Current Date 3/11/2020

Tax Year 2019

Records Last Updated 3/11/2020

PROPERTY DETAIL

OWNER STONE PROPERTIES LLC **ACRES :** **NA**
P O BOX 729 **LAND VALUE :** 10430
HATTIESBURG MS 39403-0729 **IMPROVEMENTS :** **NA**
TOTAL VALUE: 10430
ASSESSED : 1565

PARCEL 2-038A-15-016.00

ADDRESS **NA**

TAX INFORMATION

YEAR 2019	TAX DUE	PAID	BALANCE
COUNTY	101.82	101.82	0.00
CITY	83.15	83.15	0.00
SCHOOL	100.32	100.32	0.00
TOTAL	285.29	285.29	0.00

LAST PAYMENT DATE 1 / 30 / 2020

MISCELLANEOUS INFORMATION

EXEMPT CODE	LEGAL
HOMESTEAD CODE None	BEG NW/COR OF NE1/4 OF NE1/4
TAX DISTRICT 1110	RUN E 16.18' S 17DEG E 463.36
PPIN 039336	TO N ROW LN JAMES ST W & ALG N
SECTION 15	ROW LN JAMES ST 68.29' TO W ROW
TOWNSHIP 4N	LN OF ICRR N17 DEG W ALG RR
RANGE 13W	ROW 307.47' N147.02' BACK TO
	147.02 BACK TO POB B695 P536
	8/93 B733 P138 6/95

Book **Page**

[PURCHASE COUNTY TAX SALE FILES](#)

TAX SALES HISTORY, FOR UNPAID TAXES

Year	Sold To	Redeemed Date/By
NO TAX SALES FOUND		

[View Appraisal Record](#)

[Back](#)

[Forrest County Home](#) | [Chancery Court](#) | [Instrument Indexing](#) | [Online Property Tax Payments](#) | [Online Personal Property Tax Payments](#) | [Online Mobile Home Tax Payments](#) | [Online Car Tag Payments](#)
[Privacy Policy](#) | [Terms of Use](#) | [Contact Us](#) | [Help](#)

Photograph Addendum

Owner	Stone Properties, LLC					
Property Address	James Street					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Acquisition Area



View of James Street

Photograph Addendum

Owner	Stone Properties, LLC					
Property Address	James Street					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject

Richard & Thomas, PLLC
Attorneys at Law

Stephen K. Thomas

132 Westover Drive
Hattiesburg, MS 39402
(601) 602-2457
(601) 602-2458 fax

Ray J. Richard

March 19, 2020

City of Hattiesburg
Attn: Kathleen Hartfield
Via email: khartfield@hattiesburgms.com

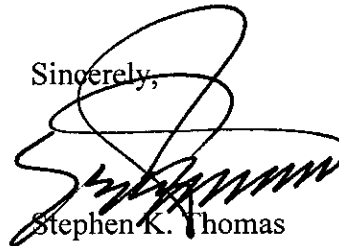
RE: TBD James Street, Hattiesburg, MS

Dear Ms. Hartfield,

Attached you will find my title opinion as of March 16, 2020, on the property located at TBD James Street, Hattiesburg, owned by Stone Properties, LLC, a Mississippi limited liability company, and also my statement for services.

Thank you for allowing me to assist you in this matter. If you have any questions or need additional assistance, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Stephen K. Thomas', is written over the word 'Sincerely,'.

encls

RICHARD & THOMAS
Attorneys at Law

132 Westover Drive
Hattiesburg, MS 39402
(601)602-2457 phone
(601)602-2458 fax

Stephen K. Thomas

Ray J. Richard, of counsel

March 16, 2020

City of Hattiesburg
Attn: Kathleen Hartfield
Via email: khartfield@hattiesburgms.com

RE: TBD James Street, Hattiesburg, MS

Beginning at a railroad rail at the NW corner of the NE¼ of the NE¼ of Section 15, Township 4 North, Range 13 West, Forrest County, Mississippi, and run thence East for a distance of 16.18 feet to a ½ inch rebar, said ½ inch rebar being 35.0 feet from the center line of the Illinois Central Railroad Company; thence run South 17°51'32" East on and along a line parallel with and 35 feet from the center line of the Illinois Central Railroad Company for 463.36 feet to a ½ inch rebar at the North right of way line of James Street; run thence West and along said North right of way line of James Street for 68.29 feet to a ½ inch rebar at the West right of way line of the Illinois Central Railroad Company; run thence North 17°01'07" West on and along said railroad right of way line for 307.47 feet to the West line of the NE¼ of the NE¼ of said Section 15; run thence North on and along said West line of said NE¼ of the NE¼ for a distance of 147.02 feet back to the Point of Beginning; said parcel of land is part of the NE¼ of the NE¼ of Section 15, Township 4 North, Range 13 West, Forrest County, Mississippi, and contains 0.5795 acres, more or less.

Pursuant to your request, I have examined the land records on file in the office of the Chancery Clerk of Forrest County, Mississippi, relating to the above described real property for a period back of thirty-one years prior to this date, and find sufficient evidence that the above described property was conveyed by Special Warranty Deed to **STONE PROPERTIES, LLC, a Mississippi limited liability company** dated June 27, 1995, and recorded in Land Deed Book 733 at Page 138. Based upon my examination for the aforesaid period and with the presumption that prior conveyances in chain of title are legal and valid, it is my opinion that the said Stone Properties, LLC, a Mississippi limited liability company, owns a fee simple, merchantable title to above described real property subject to the following liens, encumbrances and reservations;

RESERVATIONS

1. This opinion does not cover the oil, gas or other minerals lying on or under said property and no opinion is given thereon.
2. As no current survey is present, I do not certify as to the actual occupancy, nor to matters which should be revealed by an accurate survey of subject lands, nor do I certify rights of parties

in possession, deficiency in the quantity of lands, boundary line disputes, roadways, unrecorded servitudes or easements, any matters not of proper record which would be disclosed by a true and accurate survey and inspection of the property, and easements or other uses of subject lands not so visible from the surface.

3. Title is subject to any liability or loss due to environmental contamination by past uses of the property as a toxic hazardous waste site, or due to violation of any environmental protection law of any governmental body.

4. Title is subject to instruments of record being properly filed and indexed in the office of the Chancery Clerk where the property is located.

5. This is not a guarantee of title and is not an insurance policy on said property, and this opinion is for the use and benefit of only the party or parties to whom it is addressed and may not be availed of or relied upon by any other person(s) or entity.

6. Title is subject to that reservation of maintenance of and access for utilities by Illinois Central Railroad Company contained in Warranty Deed dated July 30, 1993, and recorded in Land Deed Book 695 at Page 536.

ENCUMBRANCES

NONE.

TAXES

Taxes assessed by Forrest County, Mississippi for 2020 are not due and owing but would constitute a lien against said property if not paid by January 31, 2021.

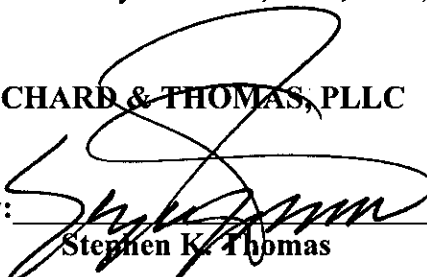
2019 Forrest County ad valorem taxes for Parcel No. 2-028A-15-016.00, PPIN 39336, are **paid** in the amount of \$285.29.

JUDGMENTS

This opinion reflects only those judgments recorded on the Judgment Rolls in the office of the Circuit Clerk of Forrest County, Mississippi. As of this date, no such judgments appear.

This Opinion is certified through this, the 16th day of March, A.D., 2020, at 8:00 a.m.

RICHARD & THOMAS, PLLC

By: 

Stephen K. Thomas

Richard & Thomas, PLLC
Attorneys at Law

Stephen K. Thomas

132 Westover Drive
Hattiesburg, MS 39402
(601)602-2457 phone
(601)602-2458 fax

Ray J. Richard

March 16, 2020

City of Hattiesburg
Attn: Kathleen Hartfield
Via email: khartfield@hattiesburgms.com

RE: TBD James Street, Hattiesburg, MS

SERVICES AND CHARGES

Title Exam Fee	\$375.00
 TOTAL	 \$375.00



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-249.00 (PPIN 022495) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$6,900.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$6,900.00; 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.
File Number: 2020-938
Minute Book #

Summary

Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-249.00 (PPIN 022495) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$6,900.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$6,900.00; 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.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

APPRAISAL OF PROPERTY AT

PUTNAM AVENUE

PIN # 022495

HATTIESBURG, MS

LIGHTSEY & ASSOCIATES

P.O. Box 15489
Hattiesburg, MS 39404
(601) 584-6260

December 3, 2020

Mr. Lamar Rutland
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403

RE: Appraisal of property at Putnam Avenue,
Hattiesburg, MS

Dear Mr. Rutland:

In accordance with the your request, I have made an inspection and investigation of the property located on Putnam Avenue, Hattiesburg, Mississippi, for the purpose of forming an opinion of the Market Value, in fee simple, as of November 25, 2020, the effective date of the appraisal being the date the subject property was last inspected. The value opinion is both before and after the taking of an 2,645 square foot parcel (.06 acre) in conjunction with the Hall Avenue railroad overpass by the City of Hattiesburg. The remainder property of 5,958 square feet will be an uneconomic remnant due to shape and being too small to conform with zoning laws. This property will be considered a full taking of 8,603 square feet.

Market Value is defined as the most probable price in cash, terms equivalent to cash, or in other precisely revealed terms, for which the property will sell in an open and competitive market under all conditions requisite to a fair sale, with the buyer and seller each acting prudently, knowledgeably, and for self interest, and assuming that neither is under undue

duress.

NEIGHBORHOOD DESCRIPTION

The subject area lies to the southeast of downtown Hattiesburg and is located east of Williams Street and the Canadian National Railway right of way. The general area contains a wide age range of properties that range from commercial/retail uses to single-family dwellings and multi-family dwellings. The subject is in relative close proximity to public schools, shopping and employment centers, and medical facilities. The new Hattiesburg Law Enforcement Complex is under construction on Hall Avenue at the southern end of Bay Street. The majority of properties in the area are in excess of fifty years old.

SITE DESCRIPTION

The subject site is located on the southerly side of Putnam Avenue, east of Klondyke Street and west of the abandoned ICGR right of way. It has a frontage of 70 feet on Putnam Avenue and extends to a depth of 122.73 feet on the westerly side and 122.85 feet on the easterly side. The rear line extends for 70 feet. The site is rectangular in shape and contains approximately 8,603 square feet. The site is at or above street grade, and appears to have adequate utility for use a single unit dwelling site. The property does appear to lie in a designated flood area, though this is subject to certification by a professional engineer or surveyor. All public utilities area connected or available to the site. A survey and plat map are included in the addenda of this report in order to assist the reader in visualizing the property. There were no adverse soil or subsoil conditions observed; however, no soil tests have been made as a part of this report. The property is zoned R-1B, Single Unit Residential, by the zoning authorities of the City of Hattiesburg. The City of Hattiesburg intends to take the entire parcel. Following the taking, the remainder parcel will be an uneconomic remnant. It is recommended that the City of Hattiesburg purchase the entire parcel, thus there will be no remainder parcel.

IMPROVEMENTS DESCRIPTIONS

There are no known improvements on the subject property.

PROPERTY HISTORY

The subject property has been under ownership of Joseph Gabriel Cothen since July 1 2019. He was granted the property by tax deed from the State of Mississippi. Prior to the deed, the State of Mississippi had owned the property since 1991.

TAXES

The taxes for the subject property for 2020 have not yet been assessed.

HIGHEST AND BEST USE

In order to estimate the Highest and Best Use of the subject, the surrounding property uses as well as the four tests of Highest and Best Use were considered. These are 1)physically possible, 2)legally permissible, 3)financially feasible, and 4)maximally productive. After considering these factors, the Highest and Best Use of the site as vacant is estimated to be for a single unit house site, in both the before condition.

INTENDED USE AND SCOPE OF THE APPRAISAL

This appraisal is intended to assist the client, Mr. Lamar Rutland of the City of Hattiesburg, in forming an opinion of value of the subject property both before and after the taking of an 8,603 square foot parcel by the City for road widening. In preparing this appraisal, the appraiser inspected the subject site; gathered information on comparable land sales and listings, confirmed and analyzed the data and applied the Sales Comparison Approach to value. As only the land was considered in this appraisal, this was the only approach deemed applicable to the subject's valuation.

APPRAISAL PROCESS

In good appraisal practice, three approaches to value are normally used to arrive at a value conclusion for a given property. These approaches are the Sales Comparison Approach, the Cost Approach, and the Income Approach. The Sales Comparison Approach is based on deriving a value indication by comparing properties that have been sold recently to the subject property and adjusting the sales price of the comparables for any basic differences. The Income Approach considers the present value of the future benefits of income and ownership. To estimate the income potential of the subject, comparable rents are obtained and reconciled to the subject, then a deduction is made for anticipated expenses. The resulting net income is then capitalized into value using a rate supported by market data. The Cost Approach provides a value indicator based on the cost to reproduce the improvements less any observed depreciation. The value estimate of the land developed through the Sales Comparison Approach is then added to the depreciated value estimate of the Improvements. As noted above, the appraiser has utilized the Sales Comparison Approach only as the land only is considered in this appraisal report.

LAND SALES

The following vacant land sales were utilized to arrive at opinion of value for the subject site.

LAND SALE NO. 1

Location: Walnut Street, Hattiesburg
Date: 04/07/2016
Price: \$20,000
Size: 18,270 sq ft
Price/SF: \$1.09
Zoning: R-1A, Single Unit Residential
Confirmation: MLS # 103560/Re/Max Real Estate
Comments: Located just south of Southern Avenue on Walnut Street.
Generally level vacant site.

LAND SALE NO. 2

Location: North 24th Avenue., Hattiesburg
Date: 04/07/2017
Price: \$22,000
Size: 36,940 sq ft
Price/SF: \$.60
Zoning: R-1B, Single Unit Residential
Confirmation: MLS # 107417/Coldwell Banker
Comments: Corner of North 24th and Quinn Street.
Vacant site purchased for future development.

LAND SALE NO. 3

Location: South 21st Avenue , Hattiesburg

Date: 06/30/2015

Price: \$10,000

Size: 15,000 sq ft

Price/SF: \$.67

Zoning: R-1A, Single Unit Residential

Confirmation: MLS # 101179/Realty Executives

Comments: Located just south of Hardy Street. Vacant site purchased for future development.

The above lot sales indicate an unadjusted range in value from \$.60 to \$1.09 per square foot. All are in the subject market segment. The subject area is virtually fully developed and there are very few vacant sites that are available for sale. Research of the market found these sales to be the most recent and relevant to the subject's valuation. Sale 1 was given the most reliance due to time and location. After considering time, size, location, topography, the subject's location in a flood zone, and other pertinent factors, the value opinion of the subject site is \$.80 per square foot. Thus the value of the subject is:

BEFORE VALUE

8,603 sf @ \$.80 = \$6,882.00

AFTER VALUE

No remainder

Value Before Taking	\$6,882.00
Value After Taking	\$ -0-
Damages	\$ -0-
Just Compensation Due Owner	\$6,882.00
Rounded	\$6,900.00

I appreciate the opportunity to prepare this appraisal report for you. Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely

Stan Lightsey

Stan Lightsey
RA-16

ADDENDA

APPRAISER'S CERTIFICATION

I certify that, to the best of my knowledge and belief:

- the statements contained in this report are true and correct.**
- the reported analyses, opinions, and conclusions are limited only by the reporting assumptions and limiting conditions and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions.**
- I have no present or prospective interest in the property that is the subject of this report, and I have no personal interest with respect to the parties involved unless otherwise stated.**
- I have no bias with respect to the property that is the subject of this report or to the parties involved with this assignment.**
- my engagement in this assignment was not contingent upon developing or reporting predetermined results.**
- My compensation for completing this assignment is not contingent upon the developing or reporting of a predetermined value or a direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.**
- no one provided significant appraisal assistance to the person signing this appraisal unless otherwise noted.**
- unless otherwise noted, the person signing this report has not performed an appraisal or rendered any other service regarding the subject property in the past three years.**
- The Appraisal Institute conducts a voluntary re-certification process for its designated members. I am currently certified under this program.**

Stan Lightsey

**Stan Lightsey
RA-16**

UNDERLYING ASSUMPTIONS AND LIMITING CONDITIONS

This appraisal is subject to the following limiting conditions:

The legal description furnished is assumed to be correct.

No responsibility is assumed for matters of a legal character nor does the appraiser render any opinion as to title which is assumed to be good. All existing liens and encumbrances have been disregarded unless otherwise noted and the property is appraised as though free and clear and under responsible ownership and competent management.

The appraiser believes to be accurate the information provided by others; but assumes no responsibility for its accuracy.

Possession of this report, or a copy thereof, does not carry with it the right of publication, and neither all nor any part of the contents of this report may be disseminated to the public through media of any type nor may be used for any other purpose other than that specified in the engagement by the client without the previous written consent of the appraiser and client particularly as to the value conclusions, the identity of the appraiser or the firm with which he is employed, or to the SRA designation of The Appraisal Institute.

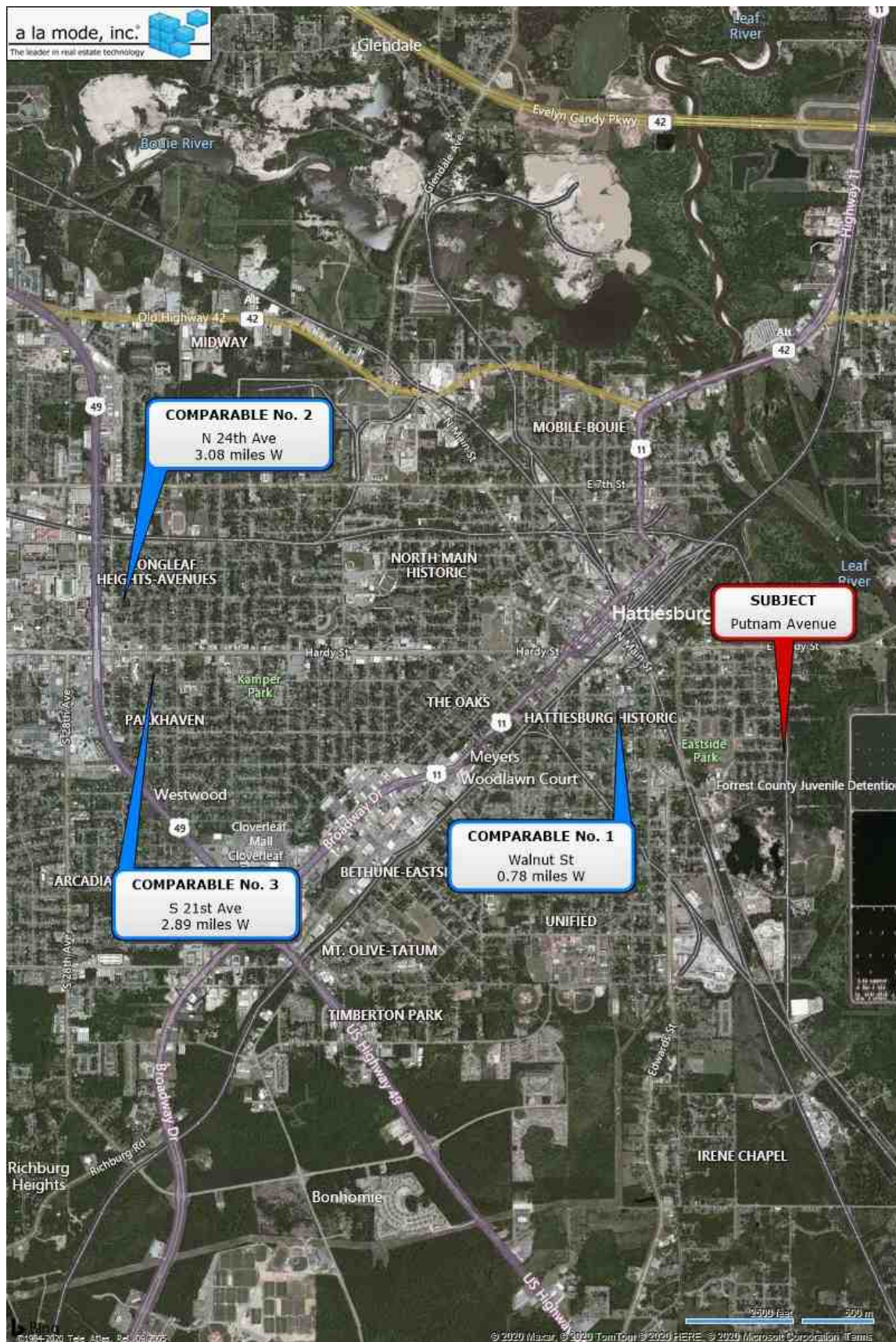
The appraiser will not be required to give testimony or appear in court by reason of this appraisal, with reference to the property in question, unless prior arrangements have been made.

The distribution of the total valuation in this report between land and improvements applies only under the existing program of utilization. The separate valuations for land and improvements must not be used in conjunction with any other appraisal and are invalid if so used.

Unless otherwise stated in this report, the existence of hazardous substances, including but not limited to asbestos, poly-chlorinated biphenyls, petroleum leakage, mold, or agricultural chemicals; which may or may not be present on the property, or other environmental conditions; were not called to the attention of nor did the appraiser become aware of such during the inspection of the property. The appraiser has no knowledge of the existence of such materials on or in the property unless otherwise stated. The appraiser is not an expert in the environmental field and is not qualified to test for such substances or conditions. If the presence of hazardous substances or environmental conditions may affect the value of the property, the value opinion is predicated on the assumption that there is no such condition in or on the property or in such proximity thereto that it would cause a loss in value. No responsibility is assumed for such conditions; nor for any expertise or knowledge required to discover them. The client is advised to retain an expert in the field of environmental impact on real estate if such conditions are suspected.

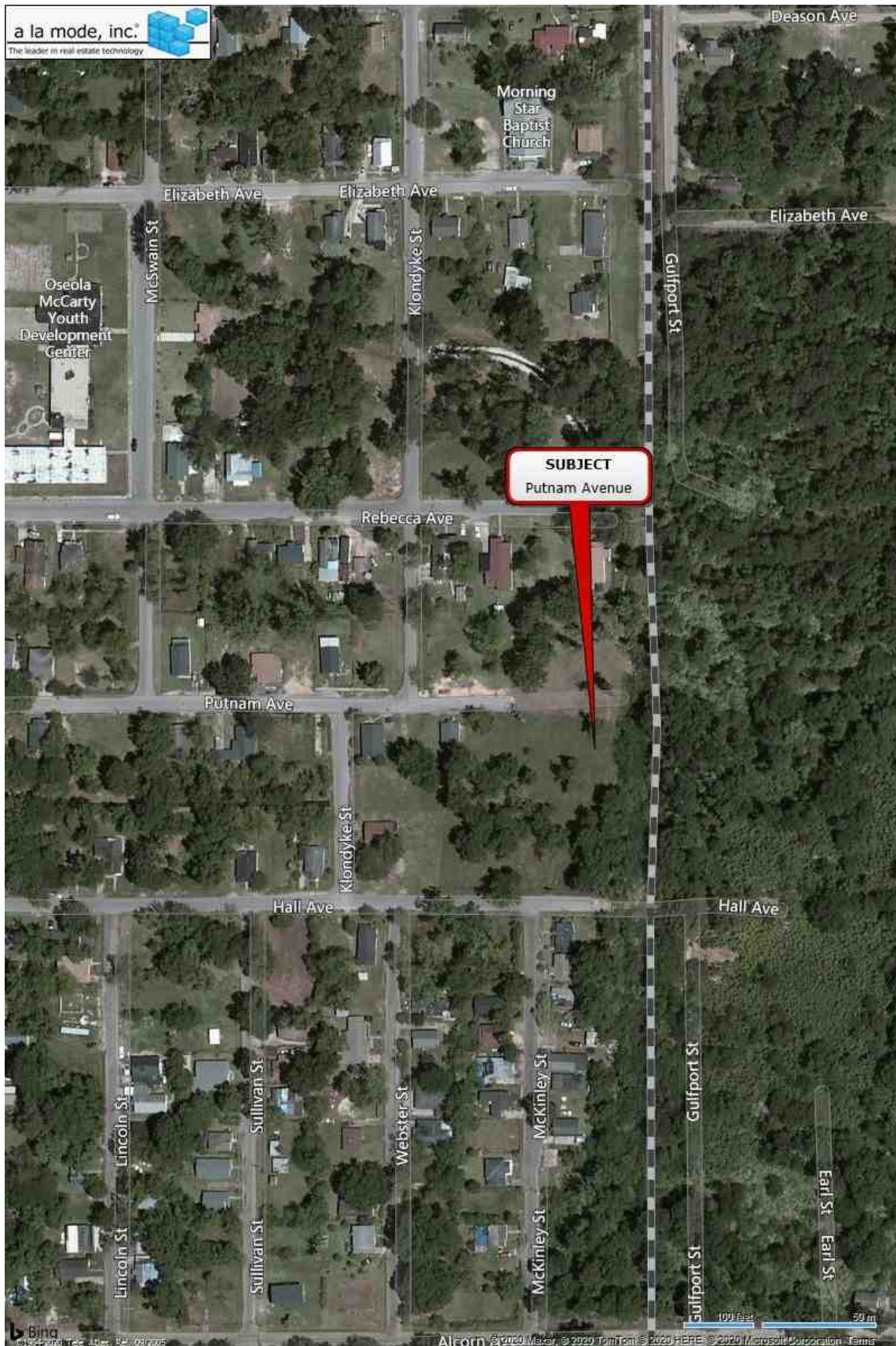
Location Map

Owner	Joseph Gabriel Cothen					
Property Address	Putnam Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



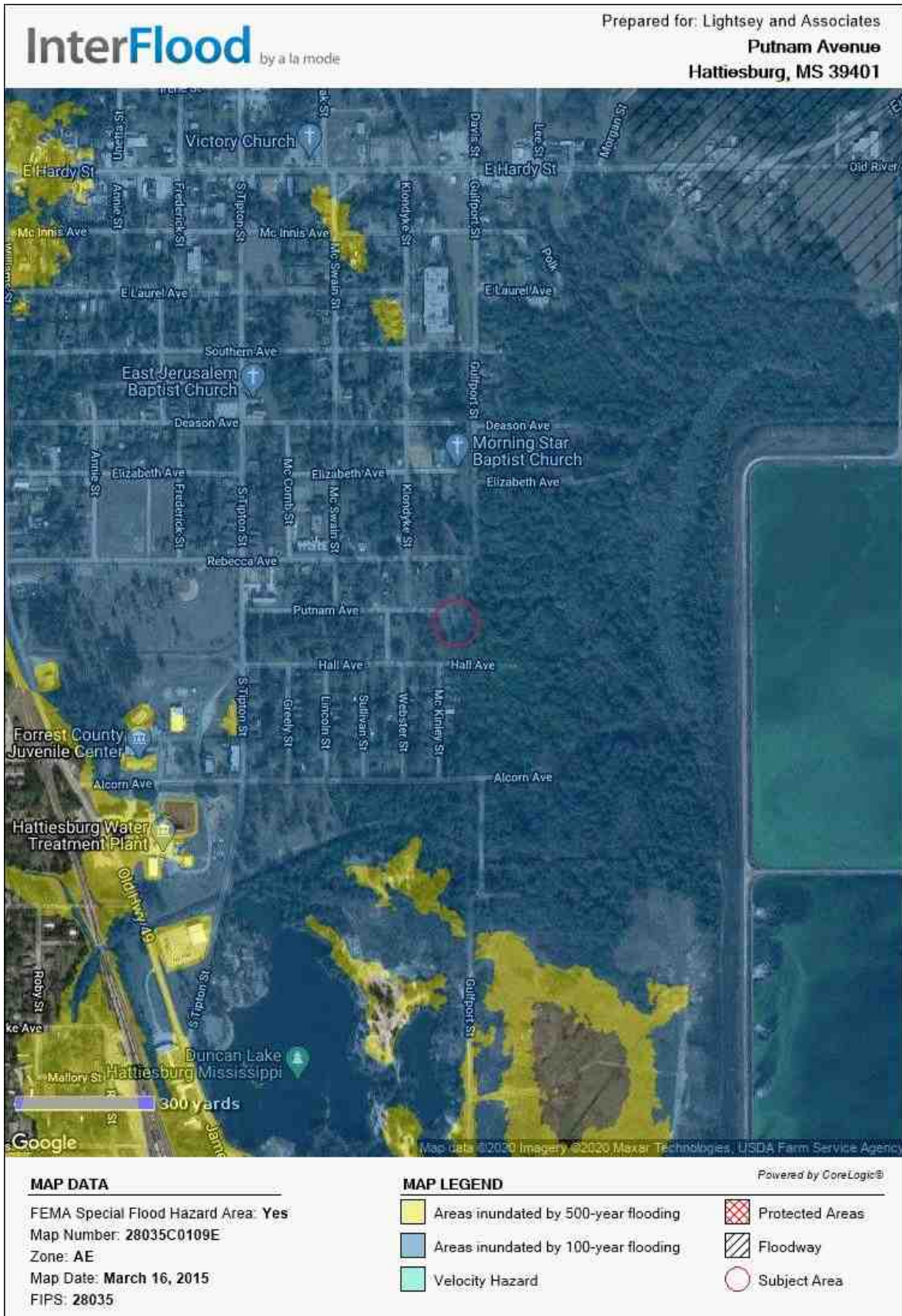
Location Map

Owner	Joseph Gabriel Cothen					
Property Address	Putnam Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					

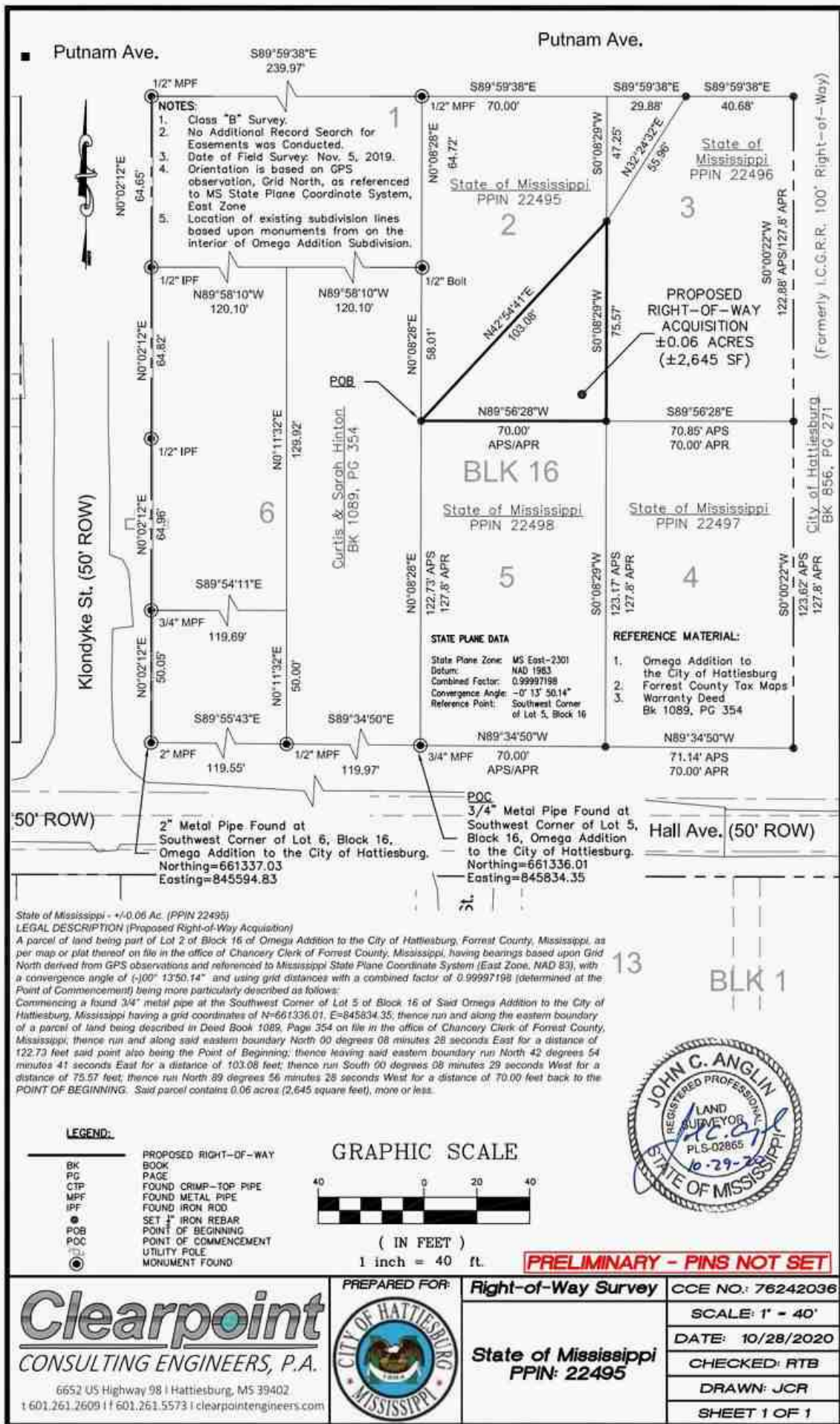


Flood Map

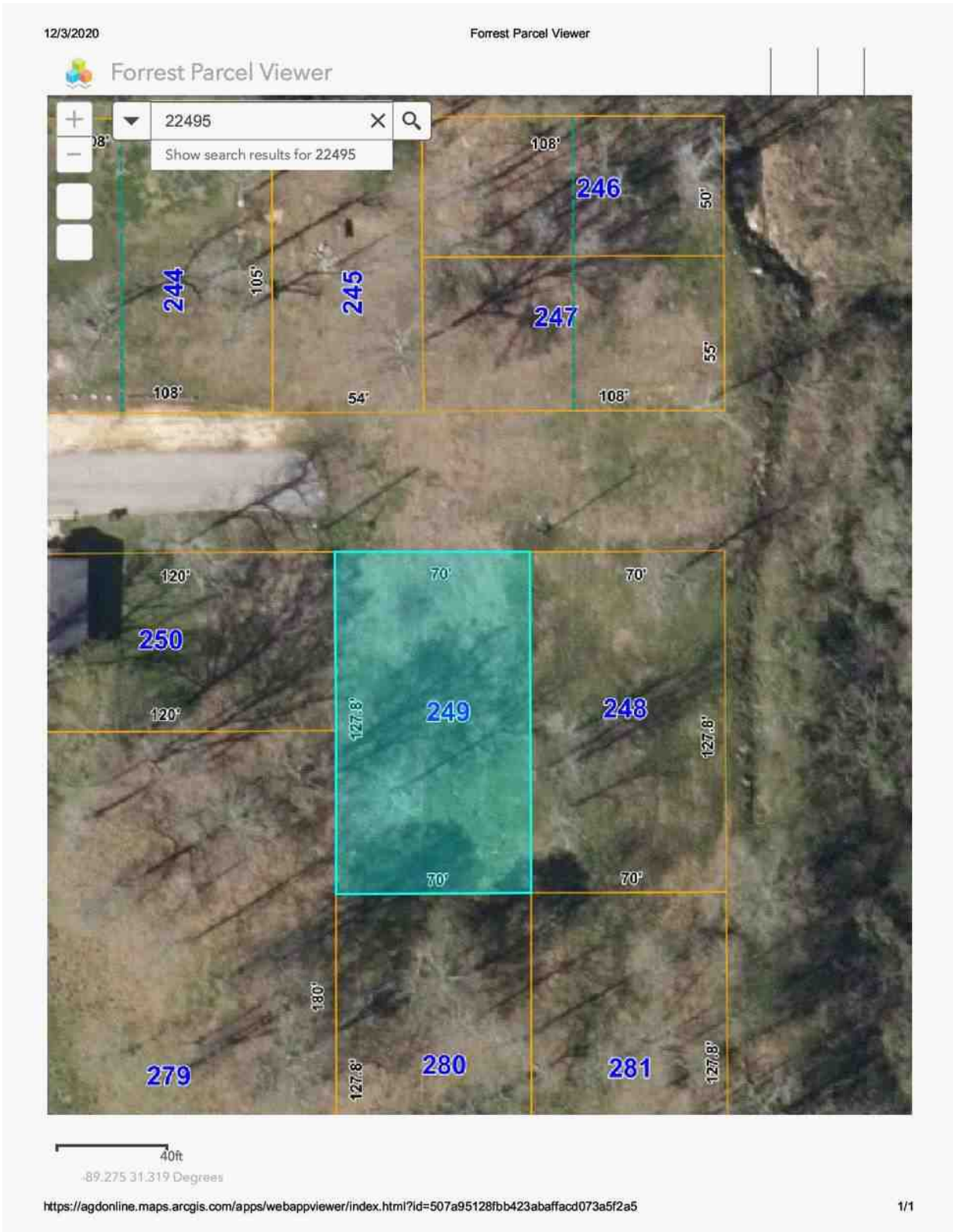
Owner	Joseph Gabriel Cothen					
Property Address	Putnam Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



Survey



Plat Map



12/3/2020

Delta Computer Systems

Forrest County Mississippi



Delta Computer Systems, Inc.

Property Appraisal Link

FORREST COUNTY, MS

Current Date 12/ 3/2020

Tax Year 2019

APPRaisal INQUIRY
PARCEL 2-030M-11-249.00 **ALT PARCEL NUMBER** 243 -0696-016-003.00
PPIN 022495 **SKETCH** 1
OWNER NAME STATE OF MISSISSIPPI
PROPERTY ADDRESS 1411 PUTNAM AVENUE
PROPERTY IS VACANT (Y/N) Y
FIELD WORK BY CH DATE: 1/ 1/1982
CLASSIFIED BY CH DATE: 1/ 1/1982
REVIEWED BY SB DATE: 3/20/2009
REALTOR CODE

LEGAL DESCRIPTION

1 LT 2 BLK 16
 2 BK 625 PG 414 11/27/1989
 3 PREV #:H0696-16-003

Block 016 Section 10 Township 04N Range 13W

LOT INFORMATION

LOT CODE 0696 **LOT SIZE** 70.0 X 128 **LOT VALUE** 1660

CODE	FRONT FT	DEPTH	PRICE	DEPTH TABLE	DEPTH %	ADJ. %	DESCRIPTION	ADJ PRICE	APPRAISED	CLASS
0696	70.00	128	25.00	9	.95	1.00		23.75	1660	1

ACRE INFORMATION

ACRES TYPE QUAL CLASS PRICE CODE **UNCULTIVATED CODE PRICE ADJ. % DESCRIPTION APPRAISED MARKET**
 *** NO ACREAGE INFO ***

ACREAGE VALUE **OVERALL VALUE** 1660

LAND USE CODE CLASS 1 9110 VACANT LAND SUITABLE FOR

LAND USE CODE CLASS 2 9110 VACANT LAND SUITABLE FOR

BUILDING DESCRIPTIONS

NUMBER	CODE	BUILDING DESCRIPTION	VALUE	ELIGIBLE CLASS 1
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*** NO BUILDING INFO ***

TOTAL PARCEL VALUE 1660


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Photograph Addendum

Owner	Joseph Gabriel Cothen					
Property Address	Putnam Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



View of Putnam Avenue

Photograph Addendum

Owner	Joseph Gabriel Cothen					
Property Address	Putnam Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-248.00 (PPIN 022496) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$6,950.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$6,950.00; 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.
File Number: 2020-939
Minute Book #

Summary

Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-248.00 (PPIN 022496) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$6,950.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$6,950.00; 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.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

APPRAISAL OF PROPERTY AT

PUTNAM AVENUE

PIN # 022496

HATTIESBURG, MS

LIGHTSEY & ASSOCIATES

P.O. Box 15489
Hattiesburg, MS 39404
(601) 584-6260

December 2, 2020

Mr. Lamar Rutland
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403

RE: Appraisal of property at Putnam Avenue,
Hattiesburg, MS

Dear Mr. Rutland:

In accordance with the your request, I have made an inspection and investigation of the property located on Hall Avenue, Hattiesburg, Mississippi, for the purpose of forming an opinion of the Market Value, in fee simple, as of November 25, 2020, the effective date of the appraisal being the date the subject property was last inspected. The value opinion is both before and after the taking of an 7,980 square foot parcel (.18 acre) in conjunction with the Hall Avenue railroad overpass by the City of Hattiesburg. The remainder property of 707 square feet will be an uneconomic remnant. This property will be considered a full taking of 8,687 square feet.

Market Value is defined as the most probable price in cash, terms equivalent to cash, or in other precisely revealed terms, for which the property will sell in an open and competitive market under all conditions requisite to a fair sale, with the buyer and seller each acting prudently, knowledgeably, and for self interest, and assuming that neither is under undue duress.

NEIGHBORHOOD DESCRIPTION

The subject area lies to the southeast of downtown Hattiesburg and is located east of Williams Street and the Canadian National Railway right of way. The general area contains a wide age range of properties that range from commercial/retail uses to single-family dwellings and multi-family dwellings. The subject is in relative close proximity to public schools, shopping and employment centers, and medical facilities. The new Hattiesburg Law Enforcement Complex is under construction on Hall Avenue at the southern end of Bay Street. The majority of properties in the area are in excess of fifty years old.

SITE DESCRIPTION

The subject site is located on the southerly side of Putnam Avenue, east of Klondyke Street and west of the abandoned ICGRR right of way. It has a frontage of 70.56 feet on Putnam Avenue and extends to a depth of 122.82 feet on the westerly side and 122.88 feet on the easterly side. The rear line extends for 70.85 feet. The site is rectangular in shape and contains approximately 8,687 square feet. The site is at or above street grade, and appears to have adequate utility for use a single unit dwelling site. The property does appear to lie in a designated flood area, though this is subject to certification by a professional engineer or surveyor. All public utilities area connected or available to the site. A survey and plat map are included in the addenda of this report in order to assist the reader in visualizing the property. There were no adverse soil or subsoil conditions observed; however, no soil tests have been made as a part of this report. The property is zoned R-1B, Single Unit Residential, by the zoning authorities of the City of Hattiesburg. The City of Hattiesburg intends to take the entire parcel. Following the taking, the remainder parcel will be an uneconomic remnant. It is recommended that the City of Hattiesburg purchase the entire parcel, thus there will be no remainder parcel.

IMPROVEMENTS DESCRIPTIONS

There are no known improvements on the subject property.

PROPERTY HISTORY

The subject property has been under ownership of Joseph Gabriel Cothen since July 1 2019. He was granted the property by tax deed from the State of Mississippi. Prior to the deed, the State of Mississippi had owned the property since 1991.

TAXES

The taxes for the subject property for 2020 have not yet been assessed.

HIGHEST AND BEST USE

In order to estimate the Highest and Best Use of the subject, the surrounding property uses as well as the four tests of Highest and Best Use were considered. These are 1)physically possible, 2)legally permissible, 3)financially feasible, and 4)maximally productive. After considering these factors, the Highest and Best Use of the site as vacant is estimated to be for a single unit house site, in both the before condition.

INTENDED USE AND SCOPE OF THE APPRAISAL

This appraisal is intended to assist the client, Mr. Lamar Rutland of the City of Hattiesburg, in forming an opinion of value of the subject property both before and after the taking of an 8,687 square foot parcel by the City for road widening. In preparing this appraisal, the appraiser inspected the subject site; gathered information on comparable land sales and listings, confirmed and analyzed the data and applied the Sales Comparison Approach to value. As only the land was considered in this appraisal, this was the only approach deemed applicable to the subject's valuation.

APPRAISAL PROCESS

In good appraisal practice, three approaches to value are normally used to arrive at a value conclusion for a given property. These approaches are the Sales Comparison Approach, the Cost Approach, and the Income Approach. The Sales Comparison Approach is based on deriving a value indication by comparing properties that have been sold recently to the subject property and adjusting the sales price of the comparables for any basic differences. The Income Approach considers the present value of the future benefits of income and ownership. To estimate the income potential of the subject, comparable rents are obtained and reconciled to the subject, then a deduction is made for anticipated expenses. The resulting net income is then capitalized into value using a rate supported by market data. The Cost Approach provides a value indicator based on the cost to reproduce the improvements less any observed depreciation. The value estimate of the land developed through the Sales Comparison Approach is then added to the depreciated value estimate of the Improvements. As noted above, the appraiser has utilized the Sales Comparison Approach only as the land only is considered in this appraisal report.

LAND SALES

The following vacant land sales were utilized to arrive at opinion of value for the subject site.

LAND SALE NO. 1

Location: Walnut Street, Hattiesburg
Date: 04/07/2016
Price: \$20,000
Size: 18,270 sq ft
Price/SF: \$1.09
Zoning: R-1A, Single Unit Residential
Confirmation: MLS # 103560/Re/Max Real Estate
Comments: Located just south of Southern Avenue on Walnut Street.
Generally level vacant site.

LAND SALE NO. 2

Location: North 24th Avenue., Hattiesburg
Date: 04/07/2017
Price: \$22,000
Size: 36,940 sq ft
Price/SF: \$.60
Zoning: R-1B, Single Unit Residential
Confirmation: MLS # 107417/Coldwell Banker
Comments: Corner of North 24th and Quinn Street.
Vacant site purchased for future development.

LAND SALE NO. 3

Location: South 21st Avenue , Hattiesburg

Date: 06/30/2015

Price: \$10,000

Size: 15,000 sq ft

Price/SF: \$.67

Zoning: R-1A, Single Unit Residential

Confirmation: MLS # 101179/Realty Executives

Comments: Located just south of Hardy Street. Vacant site purchased for future development.

The above lot sales indicate an unadjusted range in value from \$.60 to \$1.09 per square foot. All are in the subject market segment. The subject area is virtually fully developed and there are very few vacant sites that are available for sale. Research of the market found these sales to be the most recent and relevant to the subject's valuation. Sale 1 was given the most reliance due to time and location. After considering time, size, location, topography, the subject's location in a flood zone, and other pertinent factors, the value opinion of the subject site is \$.80 per square foot. Thus the value of the subject is:

BEFORE VALUE

8,687 sf @ \$.80 = \$6,950.00

AFTER VALUE

No remainder

Value Before Taking	\$6,950.00
Value After Taking	\$ -0-
Damages	\$ -0-
Just Compensation Due Owner	\$6,950.00
Rounded	\$6,950.00

I appreciate the opportunity to prepare this appraisal report for you. Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely

Stan Lightsey

Stan Lightsey
RA-16

ADDENDA

APPRAISER'S CERTIFICATION

I certify that, to the best of my knowledge and belief:

- the statements contained in this report are true and correct.**
- the reported analyses, opinions, and conclusions are limited only by the reporting assumptions and limiting conditions and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions.**
- I have no present or prospective interest in the property that is the subject of this report, and I have no personal interest with respect to the parties involved unless otherwise stated.**
- I have no bias with respect to the property that is the subject of this report or to the parties involved with this assignment.**
- my engagement in this assignment was not contingent upon developing or reporting predetermined results.**
- My compensation for completing this assignment is not contingent upon the developing or reporting of a predetermined value or a direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.**
- no one provided significant appraisal assistance to the person signing this appraisal unless otherwise noted.**
- unless otherwise noted, the person signing this report has not performed an appraisal or rendered any other service regarding the subject property in the past three years.**
- The Appraisal Institute conducts a voluntary re-certification process for its designated members. I am currently certified under this program.**

Stan Lightsey

**Stan Lightsey
RA-16**

UNDERLYING ASSUMPTIONS AND LIMITING CONDITIONS

This appraisal is subject to the following limiting conditions:

The legal description furnished is assumed to be correct.

No responsibility is assumed for matters of a legal character nor does the appraiser render any opinion as to title which is assumed to be good. All existing liens and encumbrances have been disregarded unless otherwise noted and the property is appraised as though free and clear and under responsible ownership and competent management.

The appraiser believes to be accurate the information provided by others; but assumes no responsibility for its accuracy.

Possession of this report, or a copy thereof, does not carry with it the right of publication, and neither all nor any part of the contents of this report may be disseminated to the public through media of any type nor may be used for any other purpose other than that specified in the engagement by the client without the previous written consent of the appraiser and client particularly as to the value conclusions, the identity of the appraiser or the firm with which he is employed, or to the SRA designation of The Appraisal Institute.

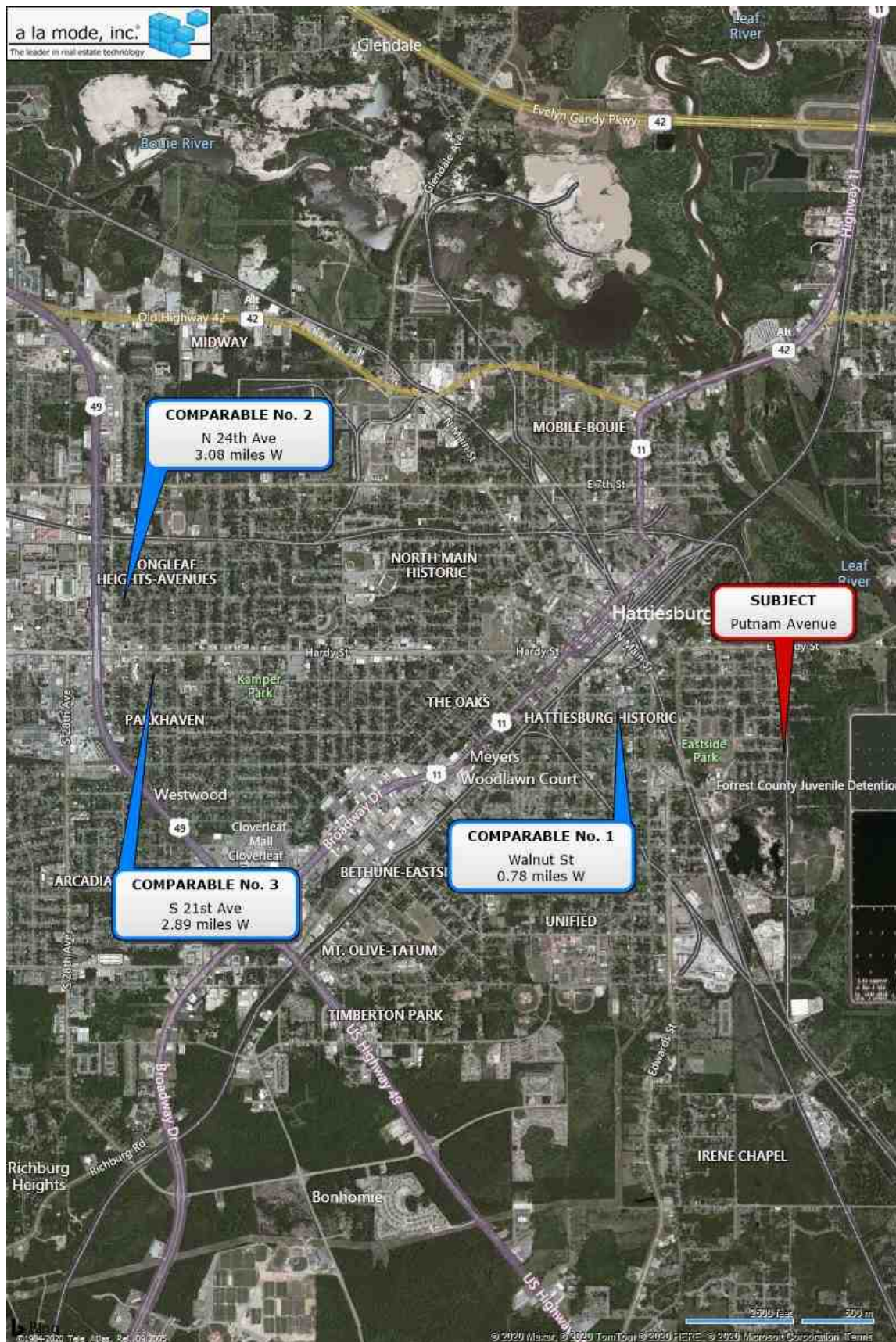
The appraiser will not be required to give testimony or appear in court by reason of this appraisal, with reference to the property in question, unless prior arrangements have been made.

The distribution of the total valuation in this report between land and improvements applies only under the existing program of utilization. The separate valuations for land and improvements must not be used in conjunction with any other appraisal and are invalid if so used.

Unless otherwise stated in this report, the existence of hazardous substances, including but not limited to asbestos, poly-chlorinated biphenyls, petroleum leakage, mold, or agricultural chemicals; which may or may not be present on the property, or other environmental conditions; were not called to the attention of nor did the appraiser become aware of such during the inspection of the property. The appraiser has no knowledge of the existence of such materials on or in the property unless otherwise stated. The appraiser is not an expert in the environmental field and is not qualified to test for such substances or conditions. If the presence of hazardous substances or environmental conditions may affect the value of the property, the value opinion is predicated on the assumption that there is no such condition in or on the property or in such proximity thereto that it would cause a loss in value. No responsibility is assumed for such conditions; nor for any expertise or knowledge required to discover them. The client is advised to retain an expert in the field of environmental impact on real estate if such conditions are suspected.

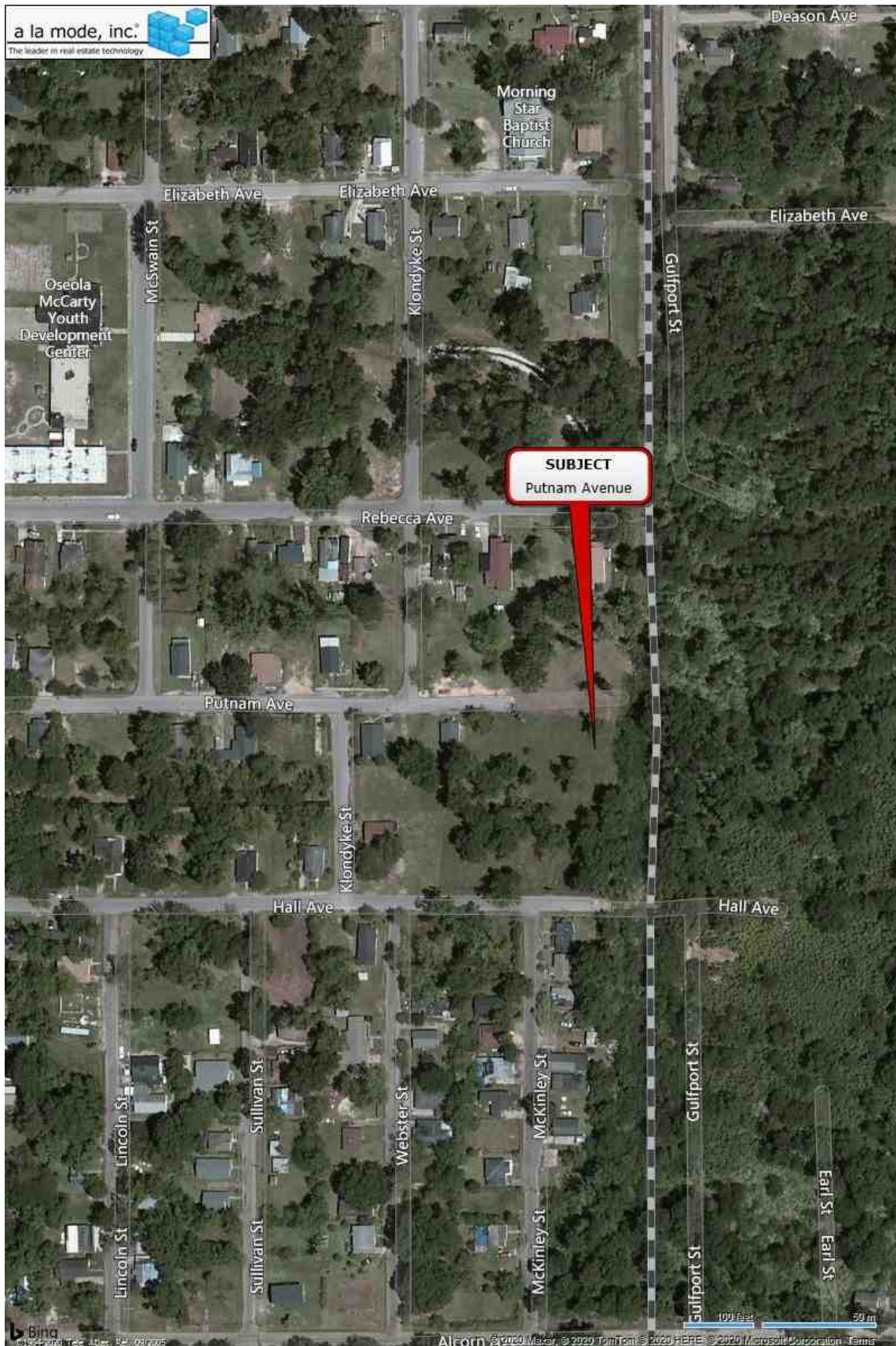
Location Map

Owner	Joseph Gabriel Cothen					
Property Address	Putnam Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



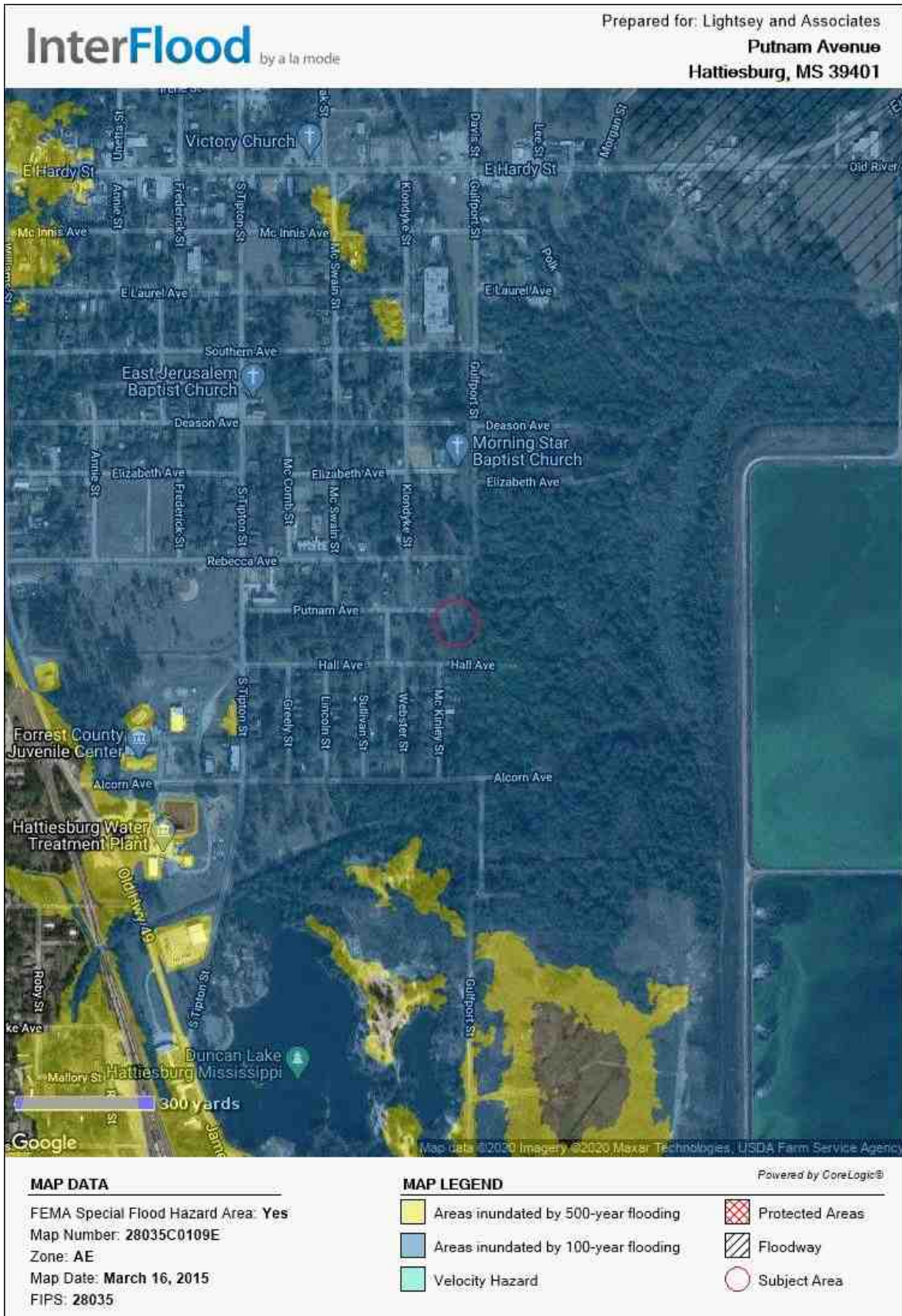
Location Map

Owner	Joseph Gabriel Cothen					
Property Address	Putnam Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



Flood Map

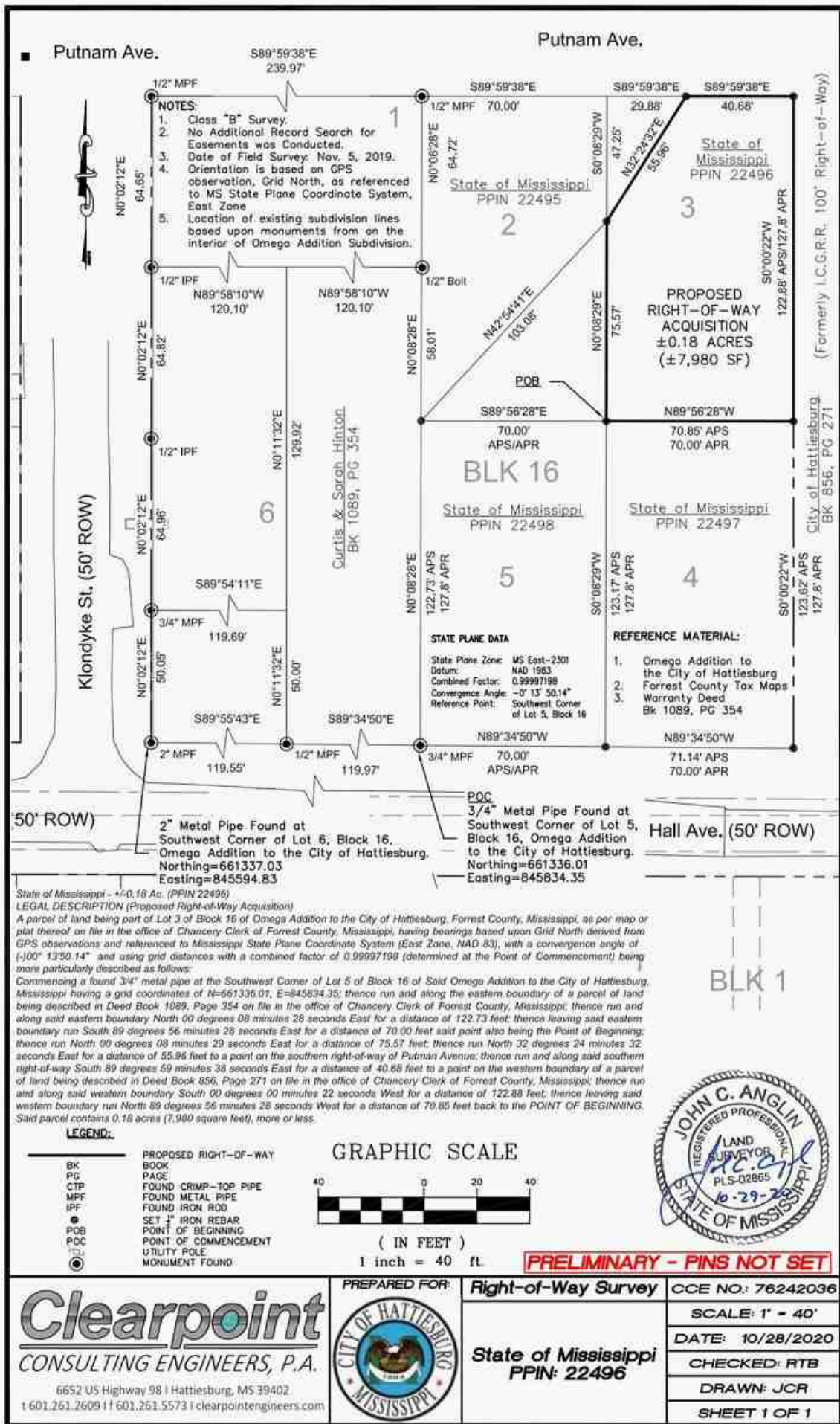
Owner	Joseph Gabriel Cothen					
Property Address	Putnam Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



Plat Map



Survey



Tax Data

12/2/2020

Delta Computer Systems

Forrest County Mississippi



Delta Computer Systems, Inc.

Property Appraisal Link

FORREST COUNTY, MS

Current Date 12/ 2/2020

Tax Year 2019

APPRaisal INQUIRY
PARCEL 2-030M-11-248.00 **ALT PARCEL NUMBER** 243 -0696-016-004.00
PPIN 022496 **SKETCH** 1
OWNER NAME STATE OF MISSISSIPPI
PROPERTY ADDRESS 1413 PUTNAM AVENUE
PROPERTY IS VACANT (Y/N) Y
FIELD WORK BY CH DATE: 1/ 1/1982
CLASSIFIED BY CH DATE: 1/ 1/1982
REVIEWED BY SB DATE: 3/20/2009
REALTOR CODE

LEGAL DESCRIPTION
1 LOT 3 BLK 16
2 PREV #:H0696-16-004
3 TAX DEED 663/221 12/91
4 B663 P607 12/10/91
Block 016 Section 10 Township 04N Range 13W

LOT INFORMATION
LOT CODE 0696 **LOT SIZE** 70.0 X 128 **LOT VALUE** 1660

CODE	FRONT FT	DEPTH	PRICE	DEPTH TABLE	DEPTH %	ADJ. %	DESCRIPTION	ADJ PRICE	APPRAISED	CLASS
0696	70.00	128	25.00	9	.95	1.00		23.75	1660	1

ACRE INFORMATION
ACRES TYPE QUAL CLASS PRICE CODE UNCULTIVATED CODE PRICE ADJ. % DESCRIPTION APPRAISED MARKET
*** NO ACREAGE INFO ***

ACREAGE VALUE **OVERALL VALUE** 1660
LAND USE CODE CLASS 1 9110 VACANT LAND SUITABLE FOR
LAND USE CODE CLASS 2 9110 VACANT LAND SUITABLE FOR

BUILDING DESCRIPTIONS
NUMBER CODE BUILDING DESCRIPTION VALUE ELIGIBLE CLASS 1
*** NO BUILDING INFO ***

TOTAL PARCEL VALUE 1660



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Photograph Addendum

Owner	Joseph Gabriel Cothen					
Property Address	Putnam Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



View of Putnam Avenue

Photograph Addendum

Owner	Joseph Gabriel Cothen					
Property Address	Putnam Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-281.00 (PPIN 022497) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$7,000.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$7,000.00; 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.
File Number: 2020-940
Minute Book #

Summary

Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-281.00 (PPIN 022497) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$7,000.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$7,000.00; 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.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

APPRAISAL OF PROPERTY AT

HALL AVENUE

PIN # 022497

HATTIESBURG, MS

LIGHTSEY & ASSOCIATES

P.O. Box 15489
Hattiesburg, MS 39404
(601) 584-6260

December 1, 2020

Mr. Lamar Rutland
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403

RE: Appraisal of property at Hall Avenue,
Hattiesburg, MS

Dear Mr. Rutland:

In accordance with the your request, I have made an inspection and investigation of the property located on Hall Avenue, Hattiesburg, Mississippi, for the purpose of forming an opinion of the Market Value, in fee simple, as of November 25, 2020, the effective date of the appraisal being the date the subject property was last inspected. The value opinion is both before and after the taking of an 8,760 square foot parcel (.20 acre) in conjunction with the Hall Avenue railroad overpass by the City of Hattiesburg. This is a complete take and there will be no remainder parcel.

Market Value is defined as the most probable price in cash, terms equivalent to cash, or in other precisely revealed terms, for which the property will sell in an open and competitive market under all conditions requisite to a fair sale, with the buyer and seller each acting prudently, knowledgeably, and for self interest, and assuming that neither is under undue duress.

NEIGHBORHOOD DESCRIPTION

The subject area lies to the southeast of downtown Hattiesburg and is located east of Williams Street and the Canadian National Railway right of way. The general area contains a wide age range of properties that range from commercial/retail uses to single-family dwellings and multi-family dwellings. The subject is in relative close proximity to public schools, shopping and employment centers, and medical facilities. The new Hattiesburg Law Enforcement Complex is under construction on Hall Avenue at the southern end of Bay Street. The majority of properties in the area are in excess of fifty years old.

SITE DESCRIPTION

The subject site is located on the northerly side of Hall Avenue, east of Klondyke Street and west of the abandoned ICGRR right of way. It has a frontage of 71.14 feet on Hall Avenue and extends to a depth of 123.17 feet on the westerly side and 123.62 feet on the easterly side. The rear line extends for 70.85 feet. The site is rectangular in shape and contains approximately 8,760 square feet. The site is at or above street grade, and appears to have adequate utility for use a single unit dwelling site. The property does appear to lie in a designated flood area, though this is subject to certification by a professional engineer or surveyor. All public utilities area connected or available to the site. A survey and plat map are included in the addenda of this report in order to assist the reader in visualizing the property. There were no adverse soil or subsoil conditions observed; however, no soil tests have been made as a part of this report. The property is zoned R-1B, Single Unit Residential, by the zoning authorities of the City of Hattiesburg. The City of Hattiesburg intends to take the entire parcel. Following the taking, there will be no remainder parcel.

IMPROVEMENTS DESCRIPTIONS

There are no known improvements on the subject property.

PROPERTY HISTORY

The subject property has been under ownership of Joseph Gabriel Cothen since July 1 2019. He was granted the property by tax deed from the State of Mississippi. Prior to the deed, the State of Mississippi had owned the property since 1991.

TAXES

The taxes for the subject property for 2020 Have not yet been assessed.

HIGHEST AND BEST USE

In order to estimate the Highest and Best Use of the subject, the surrounding property uses as well as the four tests of Highest and Best Use were considered. These are 1)physically possible, 2)legally permissible, 3)financially feasible, and 4)maximally productive. After considering these factors, the Highest and Best Use of the site as vacant is estimated to be for a single unit house site, in both the before condition.

INTENDED USE AND SCOPE OF THE APPRAISAL

This appraisal is intended to assist the client, Mr. Lamar Rutland of the City of Hattiesburg, in forming an opinion of value of the subject property both before and after the taking of a 8,760 square foot parcel by the City for road widening. In preparing this appraisal, the appraiser inspected the subject site; gathered information on comparable land sales and listings, confirmed and analyzed the data and applied the Sales Comparison Approach to value. As only the land was considered in this appraisal, this was the only approach deemed applicable to the subject's valuation.

APPRAISAL PROCESS

In good appraisal practice, three approaches to value are normally used to arrive at a value conclusion for a given property. These approaches are the Sales Comparison Approach, the Cost Approach, and the Income Approach. The Sales Comparison Approach is based on deriving a value indication by comparing properties that have been sold recently to the subject property and adjusting the sales price of the comparables for any basic differences. The Income Approach considers the present value of the future benefits of income and ownership. To estimate the income potential of the subject, comparable rents are obtained and reconciled to the subject, then a deduction is made for anticipated expenses. The resulting net income is then capitalized into value using a rate supported by market data. The Cost Approach provides a value indicator based on the cost to reproduce the improvements less any observed depreciation. The value estimate of the land developed through the Sales Comparison Approach is then added to the depreciated value estimate of the Improvements. As noted above, the appraiser has utilized the Sales Comparison Approach only as the land only is considered in this appraisal report.

LAND SALES

The following vacant land sales were utilized to arrive at opinion of value for the subject site.

LAND SALE NO. 1

Location: Walnut Street, Hattiesburg
Date: 04/07/2016
Price: \$20,000
Size: 18,270 sq ft
Price/SF: \$1.09
Zoning: R-1A, Single Unit Residential
Confirmation: MLS # 103560/Re/Max Real Estate
Comments: Located just south of Southern Avenue on Walnut Street.
Generally level vacant site.

LAND SALE NO. 2

Location: North 24th Avenue., Hattiesburg
Date: 04/07/2017
Price: \$22,000
Size: 36,940 sq ft
Price/SF: \$.60
Zoning: R-1B, Single Unit Residential
Confirmation: MLS # 107417/Coldwell Banker
Comments: Corner of North 24th and Quinn Street.
Vacant site purchased for future development.

LAND SALE NO. 3

Location: South 21st Avenue , Hattiesburg

Date: 06/30/2015

Price: \$10,000

Size: 15,000 sq ft

Price/SF: \$.67

Zoning: R-1A, Single Unit Residential

Confirmation: MLS # 101179/Realty Executives

Comments: Located just south of Hardy Street. Vacant site purchased for future development.

The above lot sales indicate an unadjusted range in value from \$.60 to \$1.09 per square foot. All are in the subject market segment. The subject area is virtually fully developed and there are very few vacant sites that are available for sale. Research of the market found these sales to be the most recent and relevant to the subject's valuation. Sale 1 was given the most reliance due to time and location. After considering time, size, location, topography, the subject's location in a flood zone, and other pertinent factors, the value opinion of the subject site is \$.80 per square foot. Thus the value of the subject is:

BEFORE VALUE

8,760 sf @ \$.80 = \$7,008.00

AFTER VALUE

No remainder

Value Before Taking	\$7,008.00
Value After Taking	\$ -0-
Damages	\$ -0-
Just Compensation Due Owner	\$7,008.00
Rounded	\$7,000.00

I appreciate the opportunity to prepare this appraisal report for you. Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely

Stan Lightsey

Stan Lightsey
RA-16

ADDENDA

APPRAISER'S CERTIFICATION

I certify that, to the best of my knowledge and belief:

- the statements contained in this report are true and correct.**
- the reported analyses, opinions, and conclusions are limited only by the reporting assumptions and limiting conditions and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions.**
- I have no present or prospective interest in the property that is the subject of this report, and I have no personal interest with respect to the parties involved unless otherwise stated.**
- I have no bias with respect to the property that is the subject of this report or to the parties involved with this assignment.**
- my engagement in this assignment was not contingent upon developing or reporting predetermined results.**
- My compensation for completing this assignment is not contingent upon the developing or reporting of a predetermined value or a direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.**
- no one provided significant appraisal assistance to the person signing this appraisal unless otherwise noted.**
- unless otherwise noted, the person signing this report has not performed an appraisal or rendered any other service regarding the subject property in the past three years.**
- The Appraisal Institute conducts a voluntary re-certification process for its designated members. I am currently certified under this program.**

Stan Lightsey

**Stan Lightsey
RA-16**

UNDERLYING ASSUMPTIONS AND LIMITING CONDITIONS

This appraisal is subject to the following limiting conditions:

The legal description furnished is assumed to be correct.

No responsibility is assumed for matters of a legal character nor does the appraiser render any opinion as to title which is assumed to be good. All existing liens and encumbrances have been disregarded unless otherwise noted and the property is appraised as though free and clear and under responsible ownership and competent management.

The appraiser believes to be accurate the information provided by others; but assumes no responsibility for its accuracy.

Possession of this report, or a copy thereof, does not carry with it the right of publication, and neither all nor any part of the contents of this report may be disseminated to the public through media of any type nor may be used for any other purpose other than that specified in the engagement by the client without the previous written consent of the appraiser and client particularly as to the value conclusions, the identity of the appraiser or the firm with which he is employed, or to the SRA designation of The Appraisal Institute.

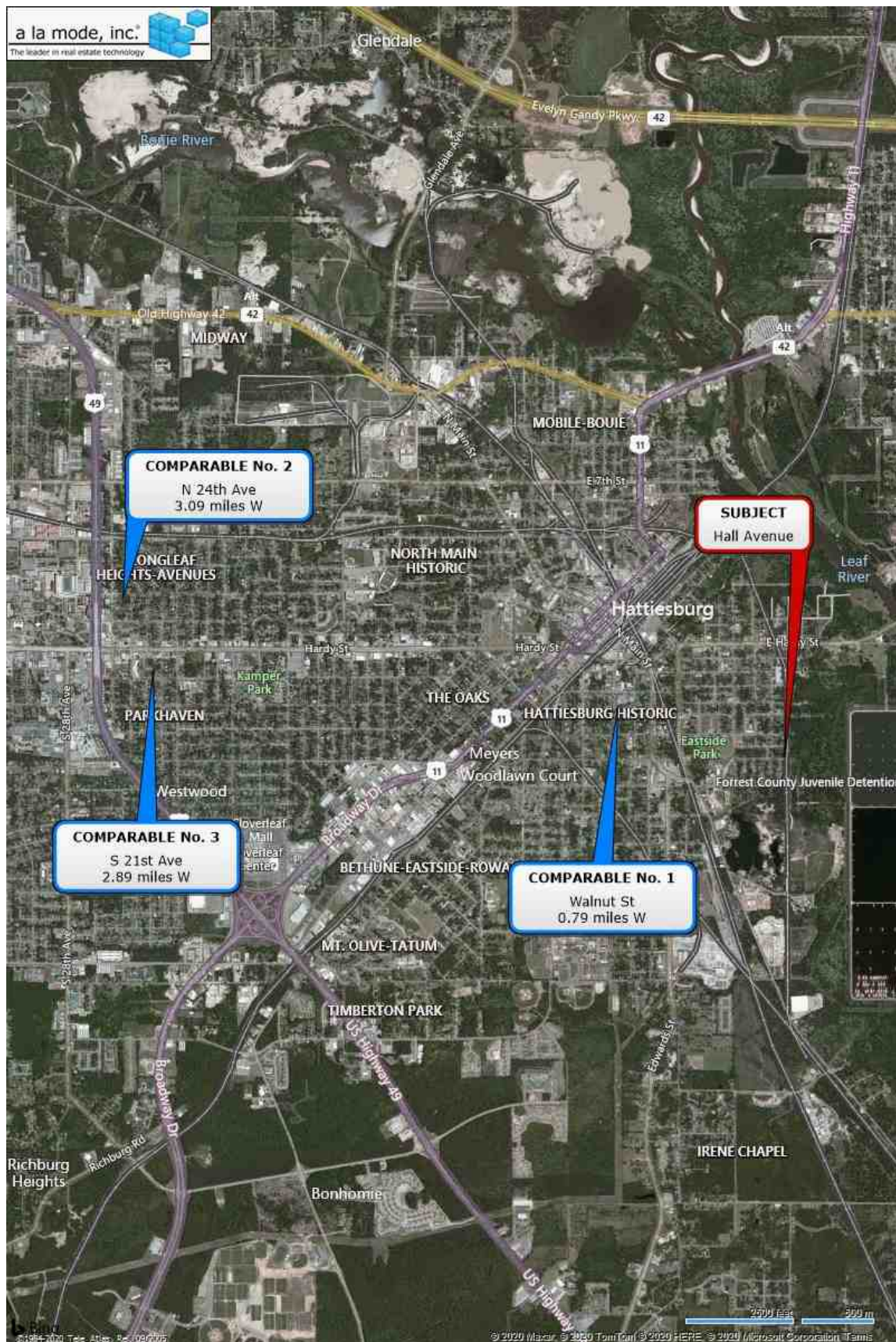
The appraiser will not be required to give testimony or appear in court by reason of this appraisal, with reference to the property in question, unless prior arrangements have been made.

The distribution of the total valuation in this report between land and improvements applies only under the existing program of utilization. The separate valuations for land and improvements must not be used in conjunction with any other appraisal and are invalid if so used.

Unless otherwise stated in this report, the existence of hazardous substances, including but not limited to asbestos, poly-chlorinated biphenyls, petroleum leakage, mold, or agricultural chemicals; which may or may not be present on the property, or other environmental conditions; were not called to the attention of nor did the appraiser become aware of such during the inspection of the property. The appraiser has no knowledge of the existence of such materials on or in the property unless otherwise stated. The appraiser is not an expert in the environmental field and is not qualified to test for such substances or conditions. If the presence of hazardous substances or environmental conditions may affect the value of the property, the value opinion is predicated on the assumption that there is no such condition in or on the property or in such proximity thereto that it would cause a loss in value. No responsibility is assumed for such conditions; nor for any expertise or knowledge required to discover them. The client is advised to retain an expert in the field of environmental impact on real estate if such conditions are suspected.

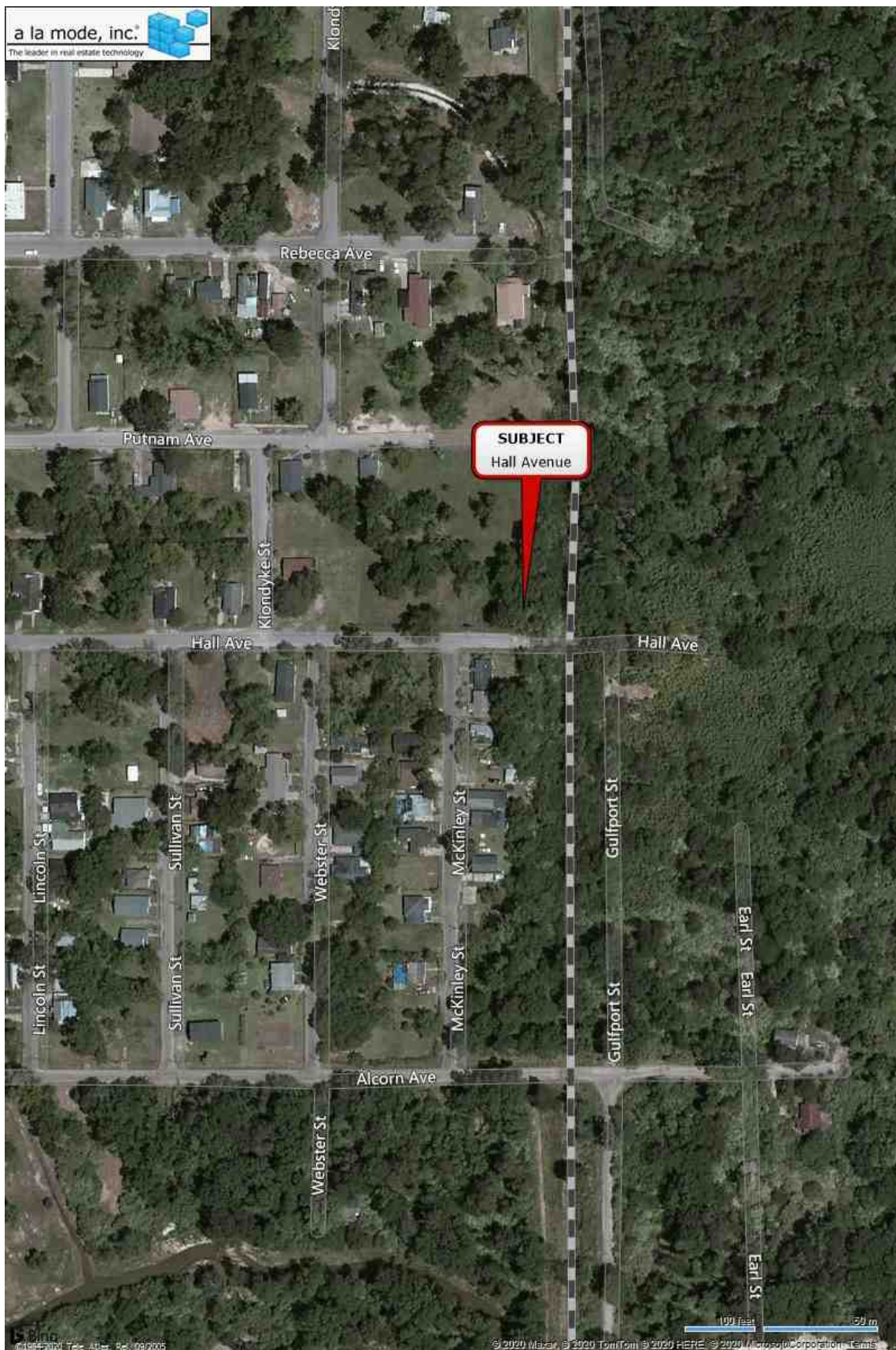
Location Map

Owner	Joseph Gabriel Cothen						
Property Address	Hall Avenue						
City	Hattiesburg	County	Forrest	State	MS	Zip Code	39401
Client	City of Hattiesburg						



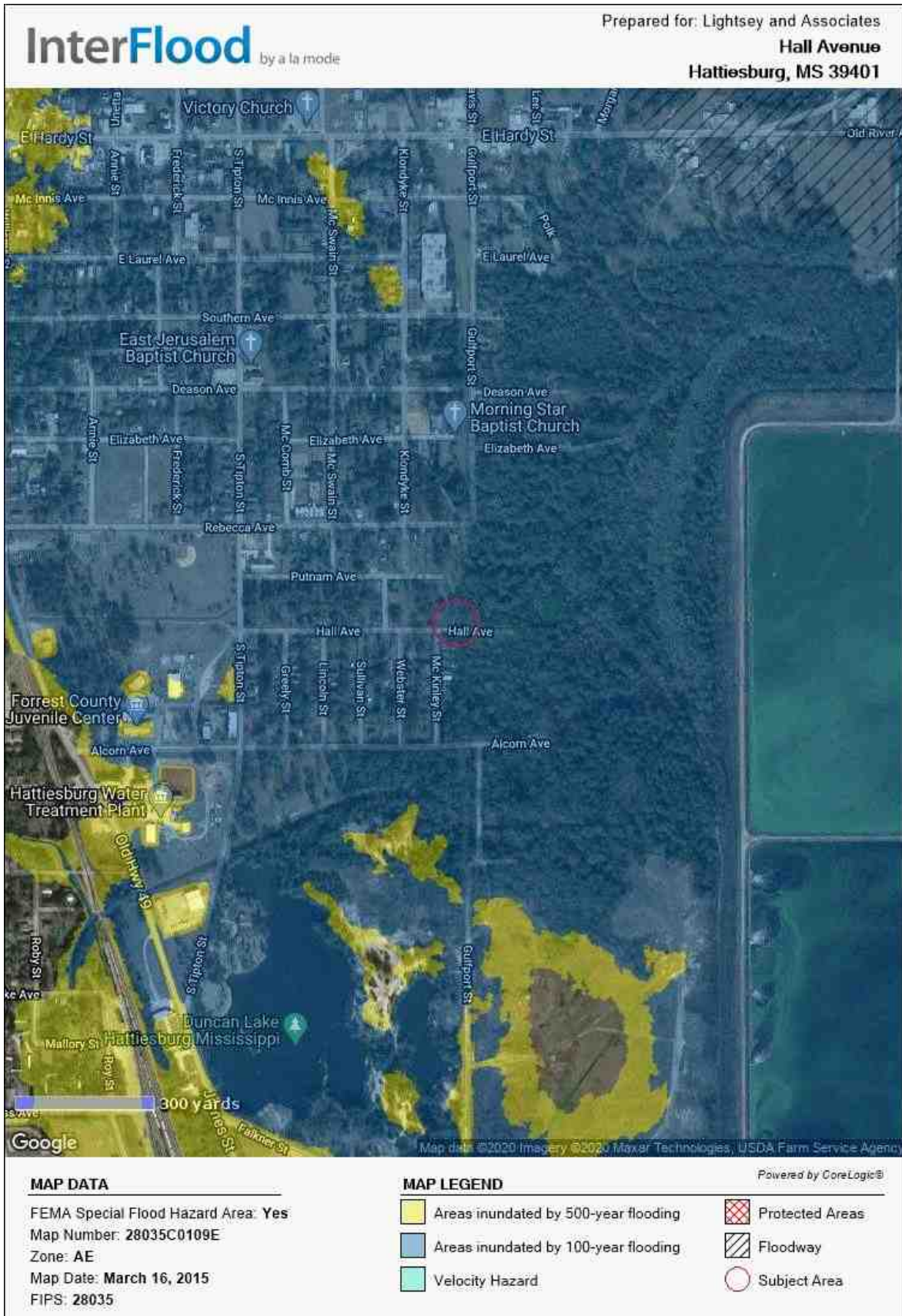
Location Map

Owner	Joseph Gabriel Cothen					
Property Address	Hall Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



Flood Map

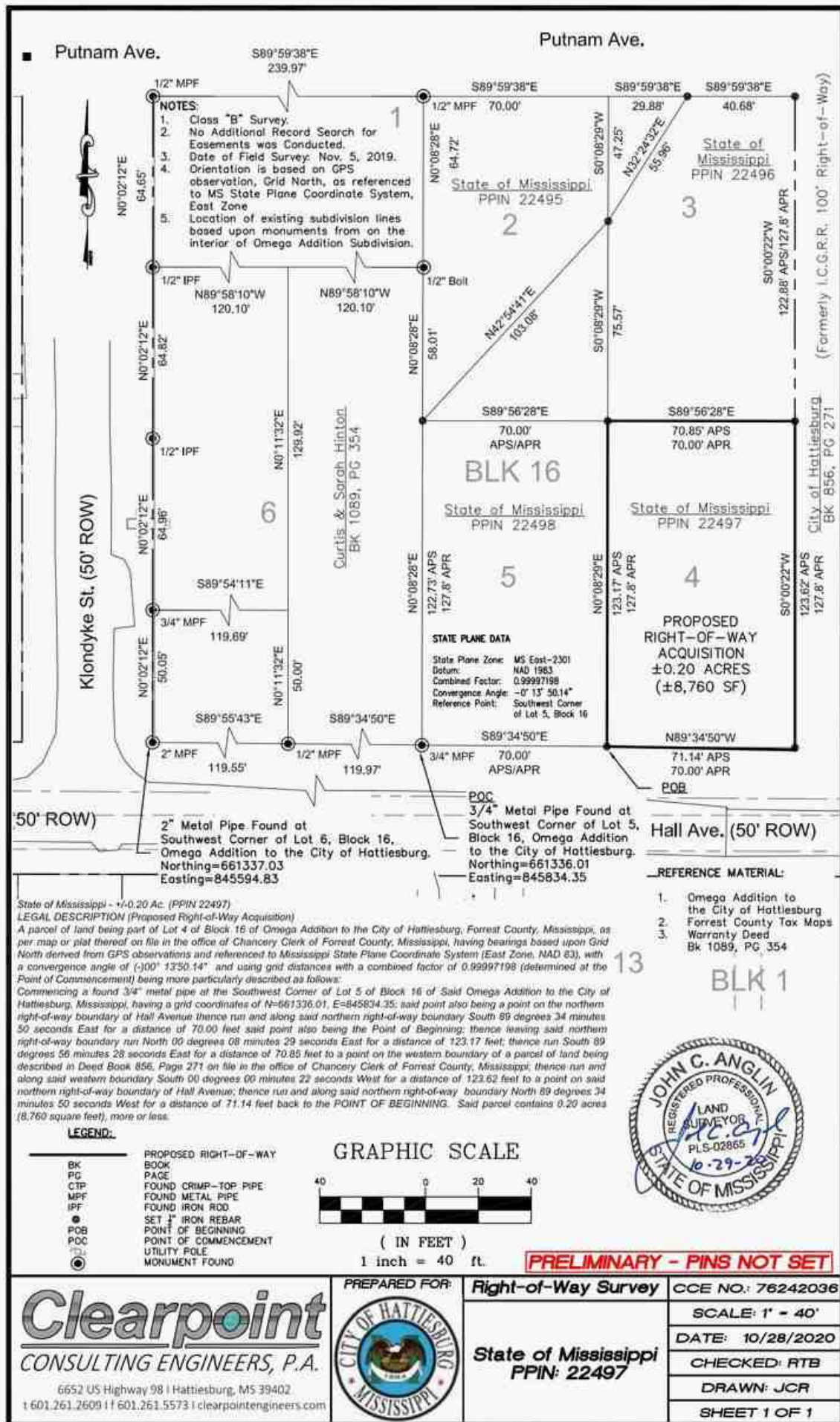
Owner	Joseph Gabriel Cothen					
Property Address	Hall Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



Plat Map



Survey



Tax Data

12/1/2020

Delta Computer Systems

Forrest County Mississippi



Delta Computer Systems, Inc.

Property Appraisal Link

FORREST COUNTY, MS

Current Date 12/ 1/2020

Tax Year 2019

APPRaisal INQUIRY
PARCEL 2-030M-11-281.00 **ALT PARCEL NUMBER** 243 -0696-016-005.00
PPIN 022497 **SKETCH** 1
OWNER NAME STATE OF MISSISSIPPI
PROPERTY ADDRESS HALL AVENUE
PROPERTY IS VACANT (Y/N) Y
FIELD WORK BY CH DATE: 1/ 1/1982
CLASSSED BY CH DATE: 1/ 1/1982
REVIEWED BY SB DATE: 3/20/2009
REALTOR CODE

LEGAL DESCRIPTION
1 LOT 4 BLK 16
2 BK 625 PG 107 11/15/1989
3 PREV #:H0696-16-005
4 TAX DEED 663/222 12/91
5 TAX DEED 663/608 12/91

Block 016 Section 10 Township 04N Range 13W

LOT INFORMATION
LOT CODE 0696 **LOT SIZE** 70.0 X 128 **LOT VALUE** 1660

CODE	FRONT FT	DEPTH	PRICE	DEPTH TABLE	DEPTH %	ADJ. %	DESCRIPTION	ADJ PRICE	APPRAISED	CLASS
0696	70.00	128	25.00	9	.95	1.00		23.75	1660	1

ACRE INFORMATION
ACRES TYPE QUAL CLASS PRICE CODE **UNCULTIVATED CODE PRICE ADJ. % DESCRIPTION APPRAISED MARKET**
*** NO ACREAGE INFO ***

ACREAGE VALUE **OVERALL VALUE** 1660
LAND USE CODE CLASS 1 9110 VACANT LAND SUITABLE FOR
LAND USE CODE CLASS 2 9110 VACANT LAND SUITABLE FOR

BUILDING DESCRIPTIONS
NUMBER CODE BUILDING DESCRIPTION VALUE ELIGIBLE CLASS 1
*** NO BUILDING INFO ***

TOTAL PARCEL VALUE 1660



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Photograph Addendum

Owner	Joseph Gabriel Cothen					
Property Address	Hall Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



View of Hall Avenue

Photograph Addendum

Owner	Joseph Gabriel Cothen					
Property Address	Hall Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-280.00 (PPIN 022498) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$6,900.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$6,900.00; 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.
File Number: 2020-941
Minute Book #

Summary

Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-030M-11-280.00 (PPIN 022498) for the Hall Avenue Overpass Project: Acknowledge receipt of Appraisal Report; Determine the appraisal valuation of \$6,900.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$6,900.00; 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.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

APPRAISAL OF PROPERTY AT

HALL AVENUE

PIN # 022498

HATTIESBURG, MS

LIGHTSEY & ASSOCIATES

P.O. Box 15489
Hattiesburg, MS 39404
(601) 584-6260

December 2, 2020

Mr. Lamar Rutland
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403

RE: Appraisal of property at Hall Avenue,
Hattiesburg, MS

Dear Mr. Rutland:

In accordance with the your request, I have made an inspection and investigation of the property located on Hall Avenue, Hattiesburg, Mississippi, for the purpose of forming an opinion of the Market Value, in fee simple, as of November 25, 2020, the effective date of the appraisal being the date the subject property was last inspected. The value opinion is both before and after the taking of an 8,606 square foot parcel (.20 acre) in conjunction with the Hall Avenue railroad overpass by the City of Hattiesburg. This is a complete take and there will be no remainder parcel.

Market Value is defined as the most probable price in cash, terms equivalent to cash, or in other precisely revealed terms, for which the property will sell in an open and competitive market under all conditions requisite to a fair sale, with the buyer and seller each acting prudently, knowledgeably, and for self interest, and assuming that neither is under undue duress.

NEIGHBORHOOD DESCRIPTION

The subject area lies to the southeast of downtown Hattiesburg and is located east of Williams Street and the Canadian National Railway right of way. The general area contains a wide age range of properties that range from commercial/retail uses to single-family dwellings and multi-family dwellings. The subject is in relative close proximity to public schools, shopping and employment centers, and medical facilities. The new Hattiesburg Law Enforcement Complex is under construction on Hall Avenue at the southern end of Bay Street. The majority of properties in the area are in excess of fifty years old.

SITE DESCRIPTION

The subject site is located on the northerly side of Hall Avenue, east of Klondyke Street and west of the abandoned ICGRR right of way. It has a frontage of 70 feet on Hall Avenue and extends to a depth of 122.73 feet on the westerly side and 123.17 feet on the easterly side. The rear line extends for 70 feet. The site is rectangular in shape and contains approximately 8,606 square feet. The site is at or above street grade, and appears to have adequate utility for use a single unit dwelling site. The property does appear to lie in a designated flood area, though this is subject to certification by a professional engineer or surveyor. All public utilities area connected or available to the site. A survey and plat map are included in the addenda of this report in order to assist the reader in visualizing the property. There were no adverse soil or subsoil conditions observed; however, no soil tests have been made as a part of this report. The property is zoned R-1B, Single Unit Residential, by the zoning authorities of the City of Hattiesburg. The City of Hattiesburg intends to take the entire parcel. Following the taking, there will be no remainder parcel.

IMPROVEMENTS DESCRIPTIONS

There are no known improvements on the subject property.

PROPERTY HISTORY

The subject property has been under ownership of Joseph Gabriel Cothen since July 1 2019. He was granted the property by tax deed from the State of Mississippi. Prior to the deed, the State of Mississippi had owned the property since 1991.

TAXES

The taxes for the subject property for 2020 have not yet been assessed.

HIGHEST AND BEST USE

In order to estimate the Highest and Best Use of the subject, the surrounding property uses as well as the four tests of Highest and Best Use were considered. These are 1)physically possible, 2)legally permissible, 3)financially feasible, and 4)maximally productive. After considering these factors, the Highest and Best Use of the site as vacant is estimated to be for a single unit house site, in both the before condition.

INTENDED USE AND SCOPE OF THE APPRAISAL

This appraisal is intended to assist the client, Mr. Lamar Rutland of the City of Hattiesburg, in forming an opinion of value of the subject property both before and after the taking of an 8,606 square foot parcel by the City for road widening. In preparing this appraisal, the appraiser inspected the subject site; gathered information on comparable land sales and listings, confirmed and analyzed the data and applied the Sales Comparison Approach to value. As only the land was considered in this appraisal, this was the only approach deemed applicable to the subject's valuation.

APPRAISAL PROCESS

In good appraisal practice, three approaches to value are normally used to arrive at a value conclusion for a given property. These approaches are the Sales Comparison Approach, the Cost Approach, and the Income Approach. The Sales Comparison Approach is based on deriving a value indication by comparing properties that have been sold recently to the subject property and adjusting the sales price of the comparables for any basic differences. The Income Approach considers the present value of the future benefits of income and ownership. To estimate the income potential of the subject, comparable rents are obtained and reconciled to the subject, then a deduction is made for anticipated expenses. The resulting net income is then capitalized into value using a rate supported by market data. The Cost Approach provides a value indicator based on the cost to reproduce the improvements less any observed depreciation. The value estimate of the land developed through the Sales Comparison Approach is then added to the depreciated value estimate of the Improvements. As noted above, the appraiser has utilized the Sales Comparison Approach only as the land only is considered in this appraisal report.

LAND SALES

The following vacant land sales were utilized to arrive at opinion of value for the subject site.

LAND SALE NO. 1

Location: Walnut Street, Hattiesburg
Date: 04/07/2016
Price: \$20,000
Size: 18,270 sq ft
Price/SF: \$1.09
Zoning: R-1A, Single Unit Residential
Confirmation: MLS # 103560/Re/Max Real Estate
Comments: Located just south of Southern Avenue on Walnut Street.
Generally level vacant site.

LAND SALE NO. 2

Location: North 24th Avenue., Hattiesburg
Date: 04/07/2017
Price: \$22,000
Size: 36,940 sq ft
Price/SF: \$.60
Zoning: R-1B, Single Unit Residential
Confirmation: MLS # 107417/Coldwell Banker
Comments: Corner of North 24th and Quinn Street.
Vacant site purchased for future development.

LAND SALE NO. 3

Location: South 21st Avenue , Hattiesburg

Date: 06/30/2015

Price: \$10,000

Size: 15,000 sq ft

Price/SF: \$.67

Zoning: R-1A, Single Unit Residential

Confirmation: MLS # 101179/Realty Executives

Comments: Located just south of Hardy Street. Vacant site purchased for future development.

The above lot sales indicate an unadjusted range in value from \$.60 to \$1.09 per square foot. All are in the subject market segment. The subject area is virtually fully developed and there are very few vacant sites that are available for sale. Research of the market found these sales to be the most recent and relevant to the subject's valuation. Sale 1 was given the most reliance due to time and location. After considering time, size, location, topography, the subject's location in a flood zone, and other pertinent factors, the value opinion of the subject site is \$.80 per square foot. Thus the value of the subject is:

BEFORE VALUE

8,606 sf @ \$.80 = \$6,884.00

AFTER VALUE

No remainder

Value Before Taking	\$6,884.00
Value After Taking	\$ -0-
Damages	\$ -0-
Just Compensation Due Owner	\$6,884.00
Rounded	\$6,900.00

I appreciate the opportunity to prepare this appraisal report for you. Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely

Stan Lightsey

Stan Lightsey
RA-16

ADDENDA

APPRAISER'S CERTIFICATION

I certify that, to the best of my knowledge and belief:

- the statements contained in this report are true and correct.**
- the reported analyses, opinions, and conclusions are limited only by the reporting assumptions and limiting conditions and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions.**
- I have no present or prospective interest in the property that is the subject of this report, and I have no personal interest with respect to the parties involved unless otherwise stated.**
- I have no bias with respect to the property that is the subject of this report or to the parties involved with this assignment.**
- my engagement in this assignment was not contingent upon developing or reporting predetermined results.**
- My compensation for completing this assignment is not contingent upon the developing or reporting of a predetermined value or a direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.**
- no one provided significant appraisal assistance to the person signing this appraisal unless otherwise noted.**
- unless otherwise noted, the person signing this report has not performed an appraisal or rendered any other service regarding the subject property in the past three years.**
- The Appraisal Institute conducts a voluntary re-certification process for its designated members. I am currently certified under this program.**

Stan Lightsey

**Stan Lightsey
RA-16**

UNDERLYING ASSUMPTIONS AND LIMITING CONDITIONS

This appraisal is subject to the following limiting conditions:

The legal description furnished is assumed to be correct.

No responsibility is assumed for matters of a legal character nor does the appraiser render any opinion as to title which is assumed to be good. All existing liens and encumbrances have been disregarded unless otherwise noted and the property is appraised as though free and clear and under responsible ownership and competent management.

The appraiser believes to be accurate the information provided by others; but assumes no responsibility for its accuracy.

Possession of this report, or a copy thereof, does not carry with it the right of publication, and neither all nor any part of the contents of this report may be disseminated to the public through media of any type nor may be used for any other purpose other than that specified in the engagement by the client without the previous written consent of the appraiser and client particularly as to the value conclusions, the identity of the appraiser or the firm with which he is employed, or to the SRA designation of The Appraisal Institute.

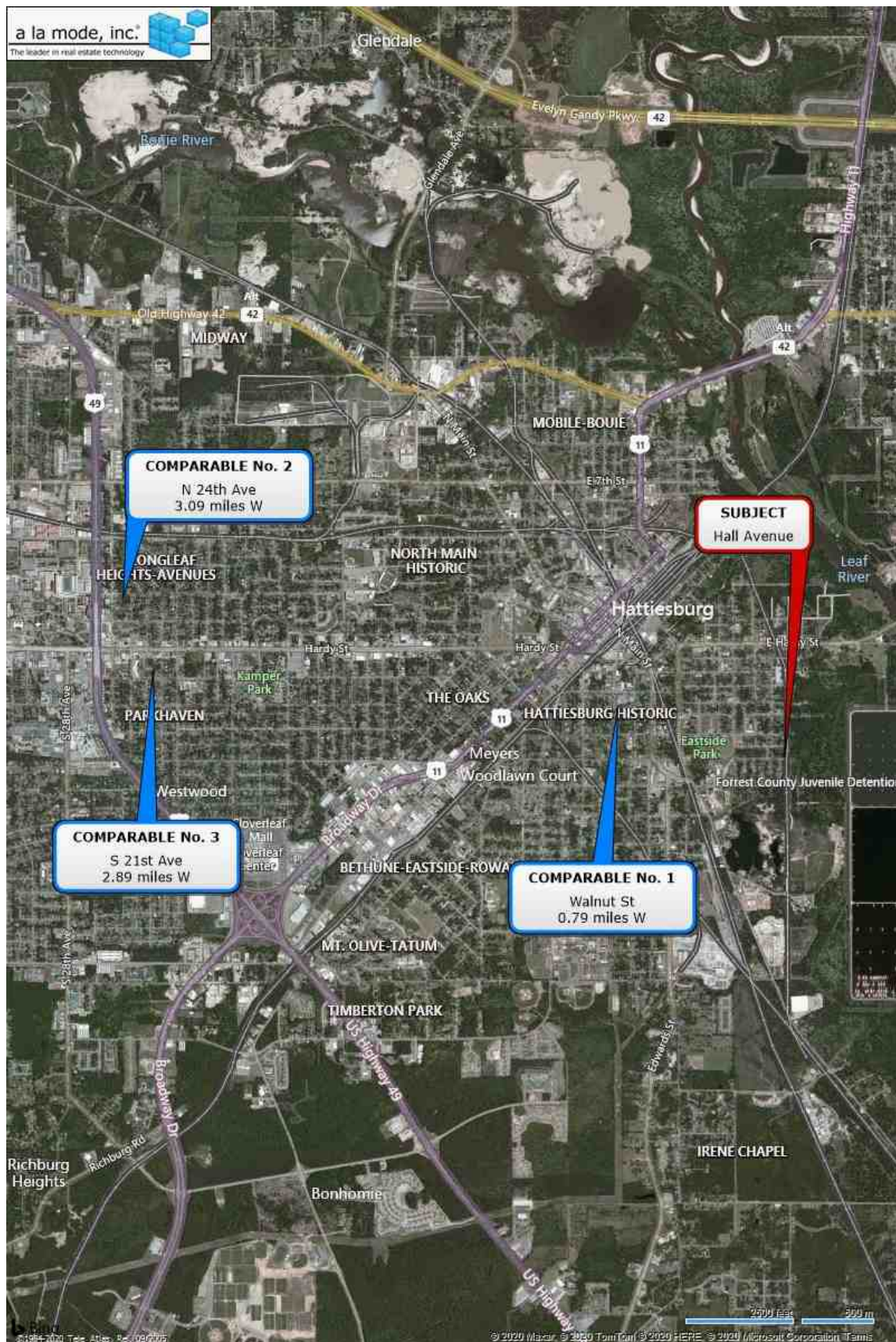
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The distribution of the total valuation in this report between land and improvements applies only under the existing program of utilization. The separate valuations for land and improvements must not be used in conjunction with any other appraisal and are invalid if so used.

Unless otherwise stated in this report, the existence of hazardous substances, including but not limited to asbestos, poly-chlorinated biphenyls, petroleum leakage, mold, or agricultural chemicals; which may or may not be present on the property, or other environmental conditions; were not called to the attention of nor did the appraiser become aware of such during the inspection of the property. The appraiser has no knowledge of the existence of such materials on or in the property unless otherwise stated. The appraiser is not an expert in the environmental field and is not qualified to test for such substances or conditions. If the presence of hazardous substances or environmental conditions may affect the value of the property, the value opinion is predicated on the assumption that there is no such condition in or on the property or in such proximity thereto that it would cause a loss in value. No responsibility is assumed for such conditions; nor for any expertise or knowledge required to discover them. The client is advised to retain an expert in the field of environmental impact on real estate if such conditions are suspected.

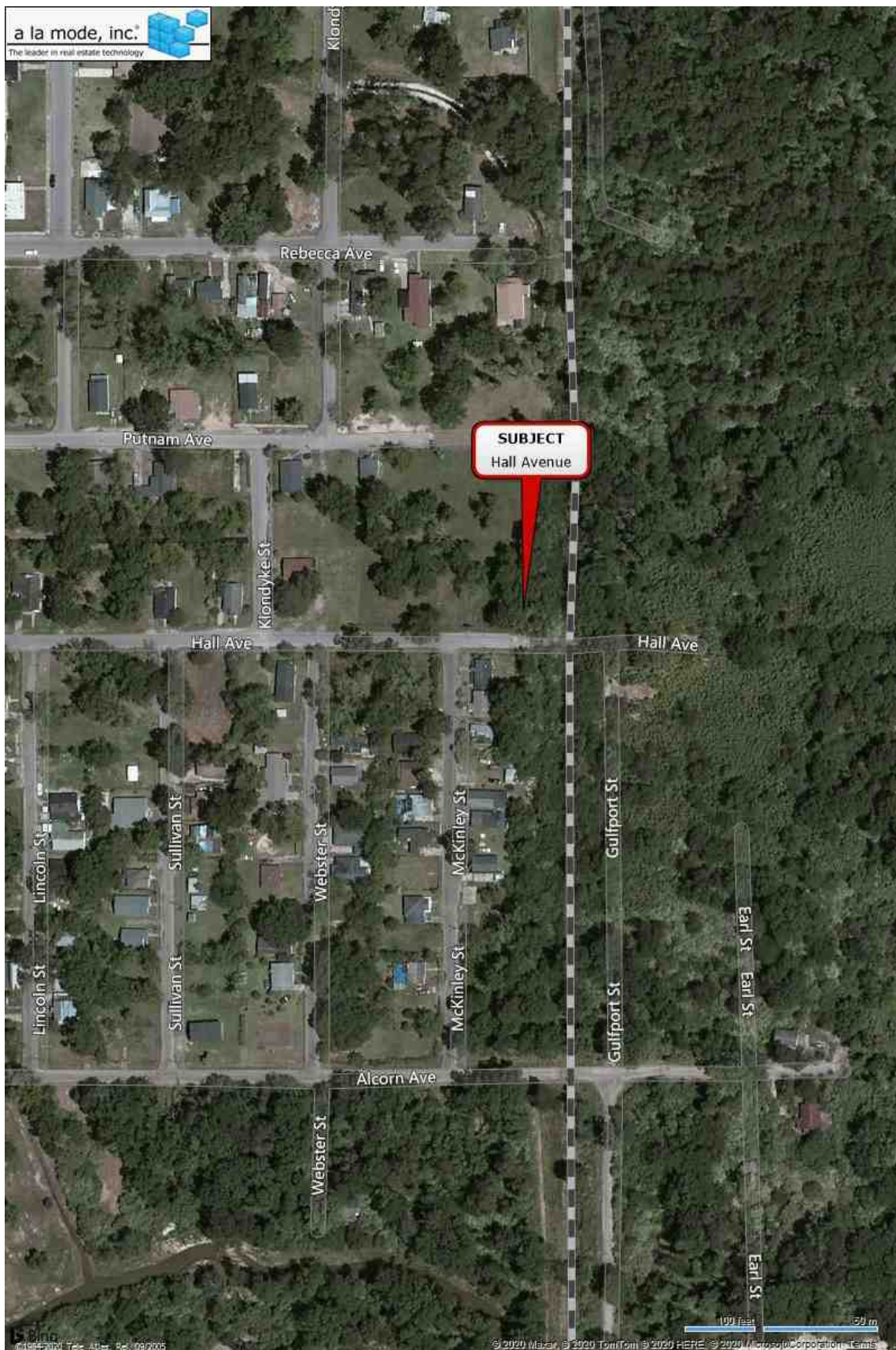
Location Map

Owner	Joseph Gabriel Cothen						
Property Address	Hall Avenue						
City	Hattiesburg	County	Forrest	State	MS	Zip Code	39401
Client	City of Hattiesburg						



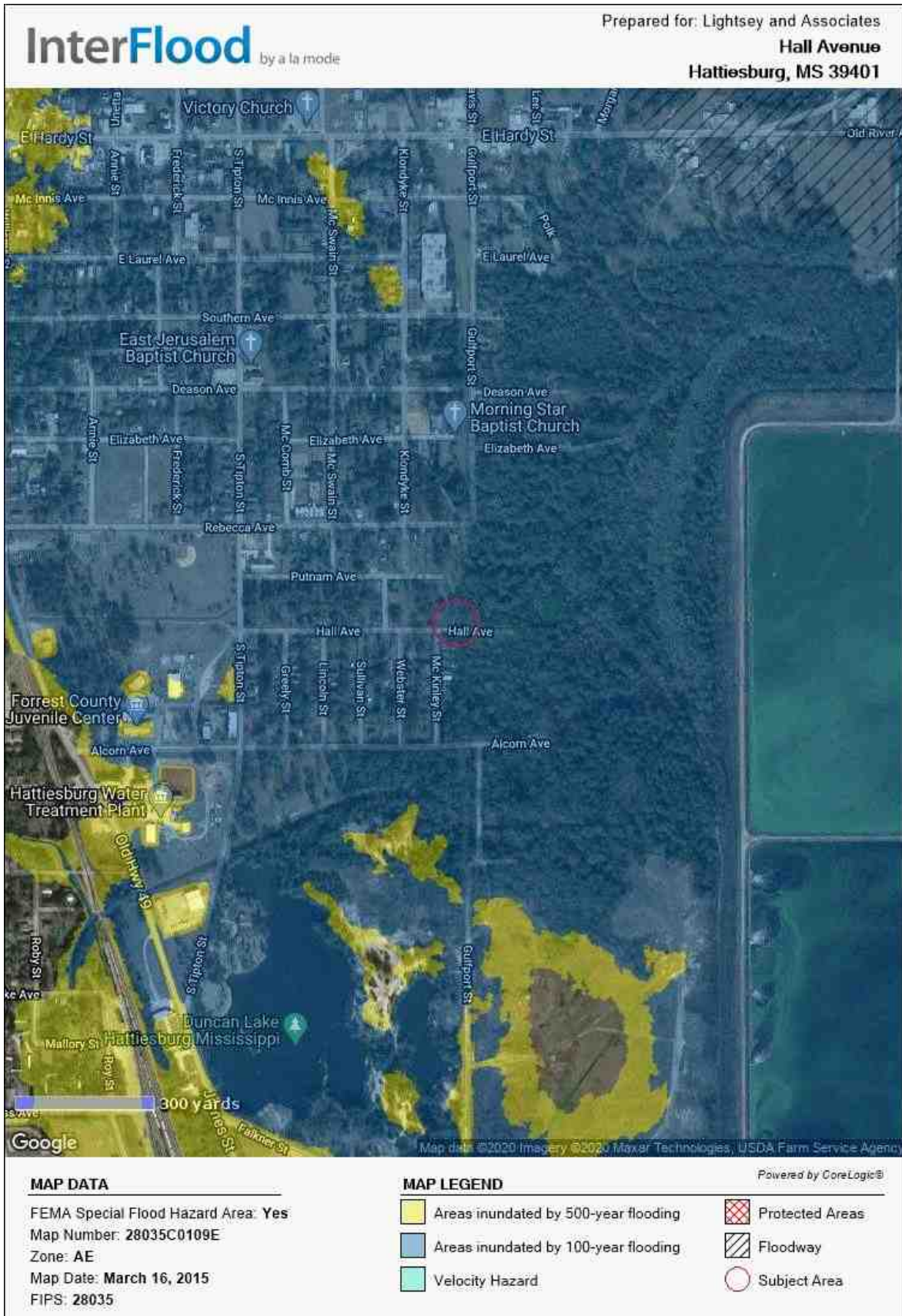
Location Map

Owner	Joseph Gabriel Cothen					
Property Address	Hall Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					

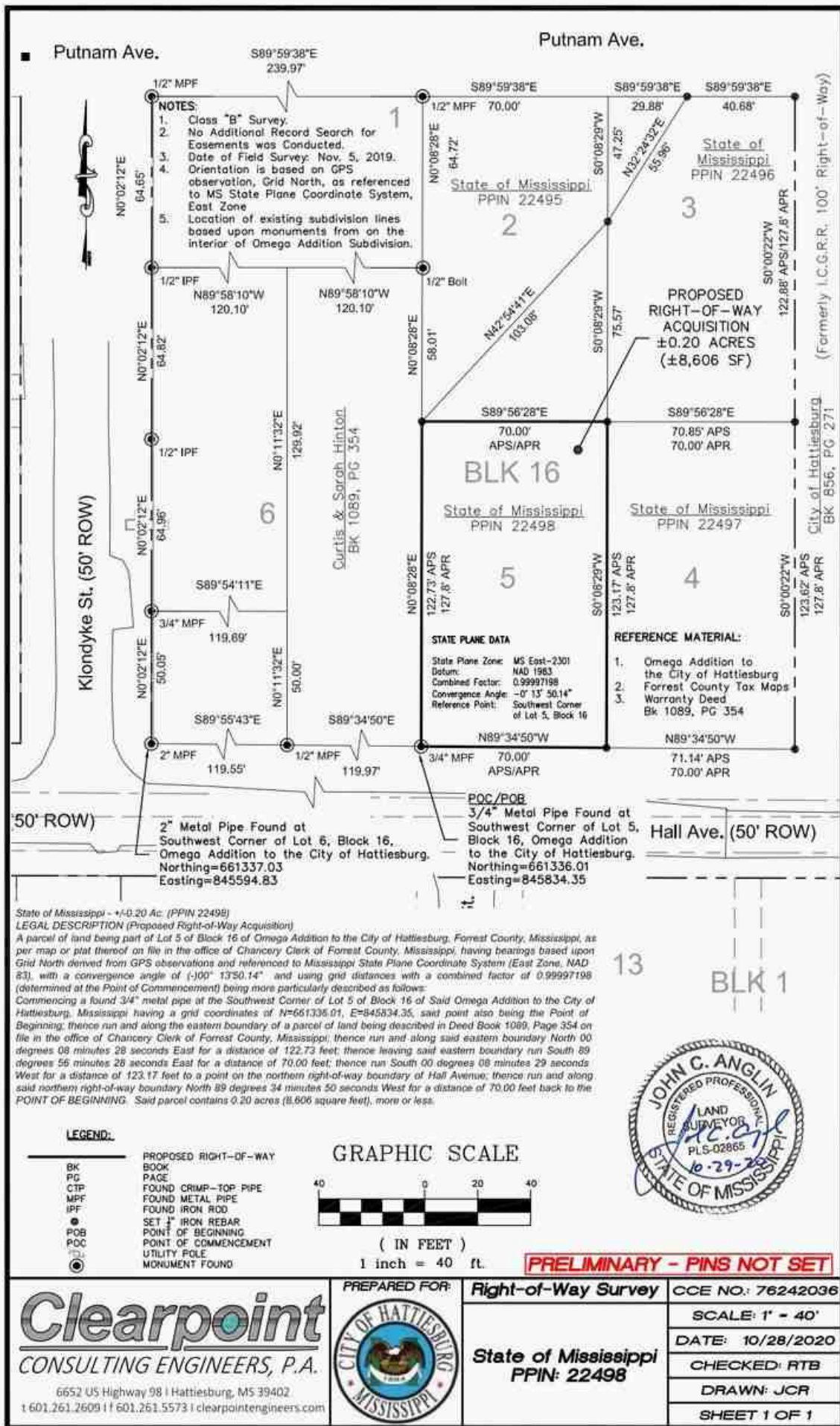


Flood Map

Owner	Joseph Gabriel Cothen					
Property Address	Hall Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



Survey



Plat Map



12/2/2020

Delta Computer Systems

Forrest County Mississippi



Delta Computer Systems, Inc.

Property Appraisal Link

FORREST COUNTY, MS

Current Date 12/ 2/2020

Tax Year 2019

APPRaisal INQUIRY
PARCEL 2-030M-11-280.00 **ALT PARCEL NUMBER** 243 -0696-016-006.00
PPIN 022498 **SKETCH** 1
OWNER NAME STATE OF MISSISSIPPI
P O BOX 892
CLEVELAND MS38732
PROPERTY ADDRESS 1412 HALL AVENUE
PROPERTY IS VACANT (Y/N) N
FIELD WORK BY CH DATE: 1/ 1/1982
CLASS BY CH DATE: 1/ 1/1982
REVIEWED BY SB DATE: 3/20/2009
REALTOR CODE

LEGAL DESCRIPTION
1 LOT 5 BLK 16 B553-P102 4/85
2 PREV #:H0696-16-006
Block 016 Section 10 Township 04N Range 13W

LOT INFORMATION
LOT CODE 0696 **LOT SIZE** 70.0 X 128 **LOT VALUE** 1660

CODE	FRONT FT	DEPTH	PRICE	DEPTH TABLE	DEPTH %	ADJ. %	DESCRIPTION	ADJ PRICE	APPRAISED	CLASS
0696	70.00	128	25.00	9	.95	1.00		23.75	1660	1

ACRE INFORMATION
ACRES TYPE QUAL CLASS PRICE CODE UNCULTIVATED CODE PRICE ADJ. % DESCRIPTION APPRAISED MARKET
*** NO ACREAGE INFO ***

ACREAGE VALUE **OVERALL VALUE** 1660
LAND USE CODE CLASS 1 1110 ONE FAMILY UNIT
LAND USE CODE CLASS 2 1110 ONE FAMILY UNIT

BUILDING DESCRIPTIONS
NUMBER CODE BUILDING DESCRIPTION VALUE ELIGIBLE CLASS 1
*** NO BUILDING INFO ***

TOTAL PARCEL VALUE 1660


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Photograph Addendum

Owner	Joseph Gabriel Cothen					
Property Address	Hall Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



View of Hall Avenue

Photograph Addendum

Owner	Joseph Gabriel Cothen					
Property Address	Hall Avenue					
City	Hattiesburg	County	Forrest	State	MS	Zip Code 39401
Client	City of Hattiesburg					



View of Subject



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Acknowledge receipt of a Drainage Easement from Powe Investment Company, Inc. for a portion of Lamar County Tax Parcel No. 056H-13-094.000 (PPIN 29369).
File Number: 2020-926
Minute Book #

Summary

Acknowledge receipt of a Drainage Easement from Powe Investment Company, Inc. for a portion of Lamar County Tax Parcel No. 056H-13-094.000 (PPIN 29369).

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

Grantee, prepared by and return to:City of HattiesburgDepartment of EngineeringPost Office Box 1898Hattiesburg, Mississippi 39403-1898Phone: (601) 545-4540Account No.:**Grantor's Address:**Powe Investment Company, Inc.Post Office Box 1352Hattiesburg, Mississippi 39404-1352Phone: 601-543-6603Account No.:

DRAINAGE EASEMENT**INDEXING INSTRUCTIONS:**

**A part of the SE ¼ of the SE ¼ of Section 13,
Township 4 North, Range 14 West in the County of
Lamar, City of Hattiesburg, State of Mississippi**

Parcel ID: 056H-13-094.000

PPIN: 29369

0 Lincoln Road

STATE OF MISSISSIPPI
COUNTY OF LAMAR
CITY OF HATTIESBURG

DRAINAGE EASEMENT

For and in consideration of the sum of Ten Dollars (\$10.00), cash in hand paid, and other good and valuable considerations, including the benefits to be derived herefrom **POWE INVESTMENT COMPANY, INC.**, does hereby grant and convey unto the **CITY OF HATTIESBURG**, a municipal corporation, an easement over, across and upon a parcel of real property, for the construction and maintenance of drainage facilities over and across the following described property located in the City of Hattiesburg, Forrest County,

A 20-foot wide Drainage Easement located in the SE ¼ of the SE ¼ of Section 13, Township 4 North, Range 14 West in the County of Lamar, City of Hattiesburg, State of Mississippi, being more particularly described as follows: Commence at the Southeast corner of said Section 13 and thence run North 89°31'28" West for 99.89 feet to the West right-of-way of South 40th Avenue, thence run North 00°52'05" East on and along said West right-of-way for 100.00 feet, thence run North 89°52'28" West for 535.72 feet to the Southeast corner of the City of Hattiesburg property, thence continue North 89°52'28" West along the South line of said property for 5.00 feet to and for the Point-of-Beginning, thence run southerly 109 feet, more or less, to the North line of Varnado Heights Subdivision, said point being due North of the East line of a platted Drainage Easement that runs along the West line of Lot 5 of said Subdivision, thence run South 89°10'10" West along the North line of said Subdivision for 20.00 feet, thence run northerly 109.34 feet, more or less, to the South line of said City of Hattiesburg property, thence run South 89°52'28" East along said South line for 20.00 feet back to the Point-of-Beginning. The above herein described Drainage Easement contains 0.05 acres.

We fully understand that we have the right to receive just compensation for the real property herein described based on an appraisal of said property. We hereby waive our right to just compensation and donate the use of real property herein described to the City of Hattiesburg. We further understand that we have the right to request that a fair market value appraisal of the property be made and we hereby waive that right.

The Grantee herein is given the right to do whatever may be necessary on property for the enjoyment of the rights herein granted, including the right of ingress and egress and the right to clear said right-of-way so selected of such shrubs, trees and other vegetation as may be necessary.

WITNESS OUR SIGNATURES on this the 4th day of DECEMBER, A.D., 2020.

Alison Walker
Signature

12/4/2020
Date

Signature

Date

Signature

Date

Parcel ID: 056H-13-094.000

PPIN: 29369

0 Lincoln Road

STATE OF MISSISSIPPI

COUNTY OF LAMAR

Personally appeared before me, the undersigned authority in and for the said county and state, on this 4th day of DECEMBER, 20 , within my jurisdiction, the within named ALISON P. WALKER, and THE PRESIDENT, who acknowledged that (he) (she) (they) is/are of **POWE INVESTMENT COMPANY, INC.**, a Mississippi corporation, and that for and on behalf of the said corporation, and as its act and deed (he) (she) (they) executed the above and foregoing instrument, after first having been duly authorized by said corporation so to do.



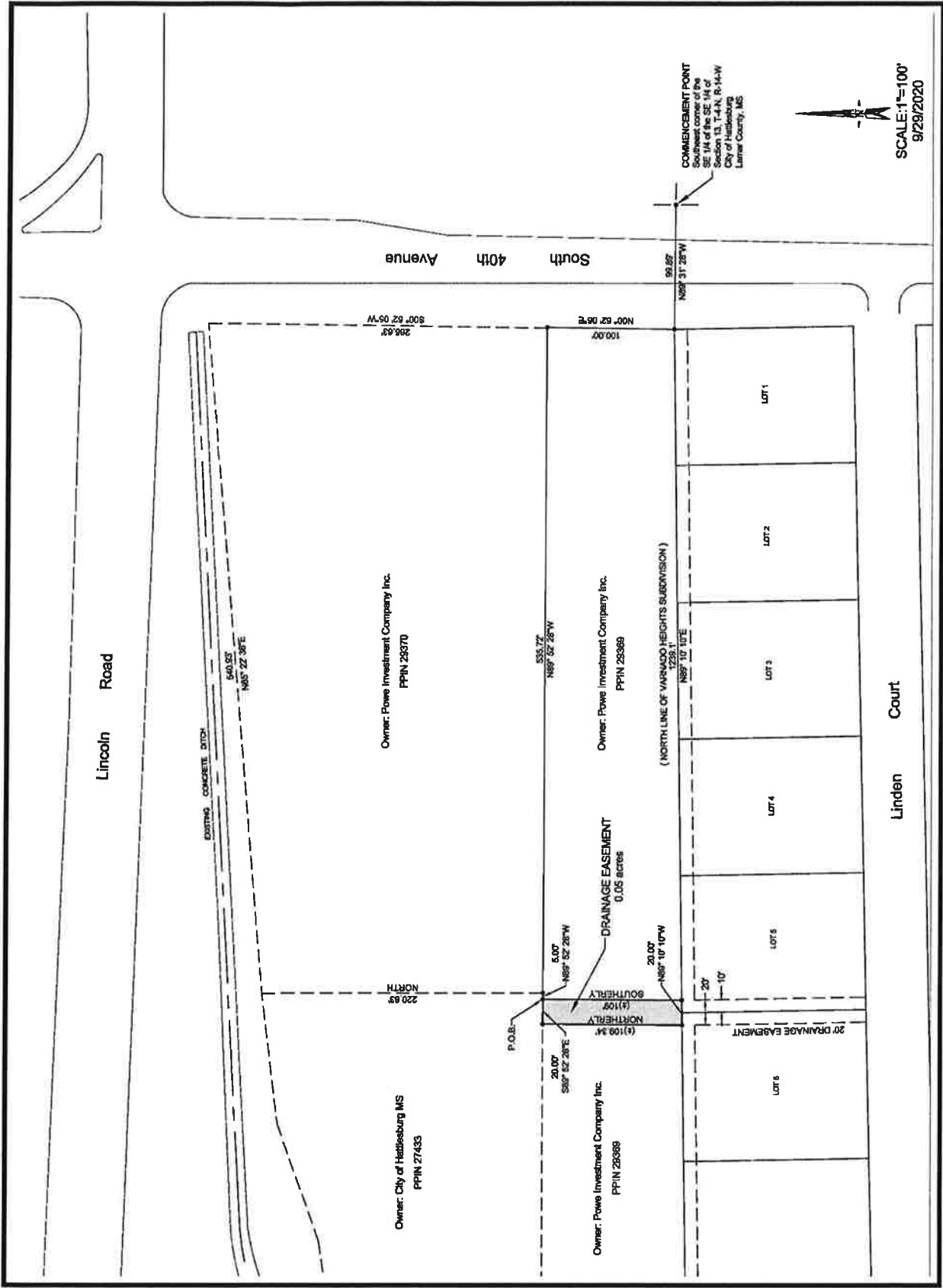
NOTARY PUBLIC

SEAL

My commission expires



Parcel ID: 056H-13-094.000
PPIN: 29369
0 Lincoln Road





Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Acknowledge receipt of Closing Documents for the Tatum Park Tennis Court Lighting project, approve final acceptance of project, and authorize payment of final pay application to contractor.
File Number: 2020-917
Minute Book #

Summary

Acknowledge receipt of Closing Documents for the Tatum Park Tennis Court Lighting project, approve final acceptance of project, and authorize payment of final pay application to contractor.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

December 7, 2019
N-S Project No. 15877.000

Lamar Rutland, P.E.
Director of Engineering
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403-1898

REFERENCE: CONTRACTORS FINAL ESTIMATE
CITY OF HATTIESBURG
TATUM PARK – TENNIS COURT LIGHTING

Dear Mr. Rutland:

Enclosed are three (3) originals of the Contractor's Final Estimate along with Final Close-Out Documents for the referenced project. I have reviewed the Contractor's Final Estimate and find the pay application to be in order. I, therefore, recommend payment to the contractor Buckhaults Electrical Service, LLC, in the amount of \$79,479.00 for work completed.

Please call me at 545-1565 if you have any questions or need additional information.

Sincerely,

NEEL-SCHAFFER, INC.


Geoffrey Crosby, P.E.
Senior Project Manager

Enclosures

APPLICATION AND CERTIFICATION FOR PAYMENT

AIA DOCUMENT G702

PAGE ONE OF 2 PAGES

TO CONTRACTOR: PROJECT: Tatum Park Tennis Courts
 City Of Hattiesburg
 200 Forrest Street
 Hattiesburg, MS 39401
 FROM SUBCONTRACTOR: VIA ARCHITECT:
 Buckhaults Electric Service Neel-Schaffter
 600 Harrison Street
 Ellisville, MS 39437
 CONTRACT FOR: Electrical

APPLICATION NO: 1 PERIOD TO: 11/1/2020
 PROJECT NOS:
 DISTRIBUTION TO:
 OWNER ☐
 ARCHITECT ☒
 CONTRACTOR ☐

CONTRACT DATE:

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM \$ 79,479.00
 2. Net change by Change Orders \$ 0.00
 3. CONTRACT SUM TO DATE (Line 1 + 2) \$ 79,479.00
 4. TOTAL COMPLETED & STORED TO DATE (Column G on G703) \$ 79,479.00
 5. RETAINAGE:
 a. % of Completed Work \$ 0.00
 b. % of Stored Material \$ 0
 Total Retainage (Lines 5a + 5b or Total in Column I of G703) \$ 0.00
 6. TOTAL EARNED LESS RETAINAGE \$ 79,479.00
 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate) \$ 0.00
 8. CURRENT PAYMENT DUE \$ 79,479.00
 9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6) \$ 0.00

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$0.00	\$0.00
Total approved this Month	\$0.00	\$0.00
TOTALS	\$0.00	\$0.00
NET CHANGES by Change Order	\$0.00	

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Buckhaults Electric Service LLC
 By: Richard Buckhaults Date: 11-1-20
 State of Mississippi County of Jones
 Subscribed and sworn to before me this 1st day of November 2020
 Notary Public: Kayla Howard
 My Commission expires: March 11, 2023

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 79,479.00

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

By: Jeffrey C. Culp Date: 12/7/2020
 This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance or payment are without prejudice to any rights of the Owner or Contractor under this Contract.



CONTINUATION SHEET

AIA DOCUMENT G703

PAGE 2 OF 2 PAGES

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO: 1
APPLICATION DATE: 11/1/2020
PERIOD TO: 11/20/2020
ARCHITECT'S PROJECT NO:

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		E THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD					
1	Administration and Submittals	\$8,000.00	\$0.00	\$8,000.00			\$8,000.00		
2	Mobilization	\$1,479.00	\$0.00	\$1,479.00			\$1,479.00		
3	Fixtures & Material	\$60,000.00	\$0.00	\$60,000.00			\$60,000.00		
4	Labor & Equipment	\$10,000.00	\$0.00	\$10,000.00			\$10,000.00		
5									
6									
7									
8									
9									
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25									
26									
27									
28									
29									
30									
GRAND TOTALS		\$79,479.00	\$0.00	\$79,479.00			\$79,479.00	\$0.00	

**CONSENT OF SURETY
TO FINAL PAYMENT**

AIA Document G707

Bond No. GRMS46907

OWNER	☐
ARCHITECT	☐
CONTRACTOR	☐
SURETY	☒
OTHER	☐

TO OWNER:
(Name and address)

City of Hattiesburg
200 Forrest Street
Hattiesburg, MS 39401

PROJECT:
(Name and address)

Tatum Park Tennis Court Lighting, Hattiesburg, MS

ARCHITECT'S PROJECT NO.:

CONTRACT FOR: Same as Below

CONTRACT DATED:

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the
(Insert name and address of Surety)

Granite Re, Inc.
14001 Quailbrook Drive
Oklahoma City, OK 73134

on bond of
(Insert name and address of Contractor)

Buckhaults Electric Services, LLC
600 Harrison Street
Ellisville, MS 39437

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

City of Hattiesburg
200 Forrest Street
Hattiesburg, MS 39401

as set forth in said Surety's bond.

IN WITNESS WHEREOF, the Surety has hereunto set its hand on this date: December 4, 2020
(Insert in writing the month followed by the numeric date and year.)

Attest:
(Seal):

Brody Buckley



Granite Re, Inc.

(Surety)

By:

(Signature of authorized representative)

Stephen Wesley Price, Jr. Attorney-in-Fact

(Printed name and title)

Resident MS Agent Fisher Brown Bottrell

GRANITE RE, INC.
GENERAL POWER OF ATTORNEY

Know all Men by these Presents:

That GRANITE RE, INC., a corporation organized and existing under the laws of the State of MINNESOTA and having its principal office at the City of OKLAHOMA CITY in the State of OKLAHOMA does hereby constitute and appoint: **Stephen Wesley Price, Jr.**

Its true and lawful Attorney-in-Fact(s) for the following purposes, to wit:

To sign its name as surety to, and to execute, seal and acknowledge any and all bonds, and to respectively do and perform any and all acts and things set forth in the resolution of the Board of Directors of the said GRANITE RE, INC. a certified copy of which is hereto annexed and made a part of this Power of Attorney; and the said GRANITE RE, INC. through us, its Board of Directors, hereby ratifies and confirms all and whatsoever the said: **Stephen Wesley Price, Jr.**

may lawfully do in the premises by virtue of these presents.

Surety Bond Number: GRMS46907
Principal: Buckhaults Electric Services, LLC
Obligee: City of Hattiesburg
Bond Amount: **See Bond Form**

In Witness Whereof, the said GRANITE RE, INC. has caused this Instrument to be sealed with its corporate seal, duly attested by the signatures of its President and Secretary/Treasurer, this 3rd day of January, 2020.

STATE OF OKLAHOMA)
) SS:
COUNTY OF OKLAHOMA)




Kenneth D. Whittington, President


Kyle P. McDonald, Treasurer

On this 3rd day of January, 2020, before me personally came Kenneth D. Whittington, President of the GRANITE RE, INC. Company and Kyle P. McDonald, Secretary/Treasurer of said Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said, that they, the said Kenneth D. Whittington and Kyle P. McDonald were respectively the President and the Secretary/Treasurer of GRANITE RE, INC., the corporation described in and which executed the foregoing Power of Attorney; that they each knew the seal of said corporation; that the seal affixed to said Power of Attorney was such corporate seal, that it was so fixed by order of the Board of Directors of said corporation, and that they signed their name thereto by like order as President and Secretary/Treasurer, respectively, of the Company.

My Commission Expires:
August 8, 2021
Commission #: 01013257




Notary Public

GRANITE RE, INC.

Certificate

THE UNDERSIGNED, being the duly elected and acting Secretary/Treasurer of Granite Re, Inc., a Minnesota Corporation, HEREBY CERTIFIES that the following resolution is a true and correct excerpt from the July 15, 1987, minutes of the meeting of the Board of Directors of Granite Re, Inc. and that said Power of Attorney has not been revoked and is now in full force and effect.

"RESOLVED, that the President, any Vice President, the Secretary, and any Assistant Vice President shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the Company in the course of its business. On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the Company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

IN WITNESS WHEREOF, the undersigned has subscribed this Certificate and affixed the corporate seal of the Corporation this
4th day of December, 2020.




Kyle P. McDonald, Secretary/Treasurer

SUPPLIER'S WAIVER AND RELEASE OF LIEN AND AFFIDAVIT

Buckhaults Electric Service
for the Project: Tatum Park - Tennis Courts Lighting

The undersigned Supplier, in consideration of payment in full from the Subcontractor for the Project referenced above hereby waives and releases all mechanic's, materialman's or other liens and, to the fullest extent permitted by law, all rights to file any such liens in the future, and any and all other claims and demands of any kind against

the Owner of the Project, the Architect/Engineer, their sureties and the real property on which the Project is located, in any manner arising out of work, labor, services, equipment or materials, performed or furnished by Supplier.

This is a LEGAL INSTRUMENT and must be executed by an officer of the corporation, a partner of the partnership, the business Owner, or a duly authorized agent of the business.

Chancellor's Inc.
Name of Supplier

12/4/20
Date

By: Melissa B. Murray, Controller
Signature and Title

State of MS
County of Jones

On this 4th day of Dec, 2020 appeared before me Melissa Murray
and he/she made oath in due form of law that the facts, information and representations set forth in the foregoing SUPPLIER'S WAIVER AND RELEASE OF LIEN AND AFFIDAVIT, are true and accurate to the best of his/her knowledge, information and belief.

Teresa Bynum
Notary Public

My Commission Expires: 6/4/21



Buckhaults Electric Services

600 Harrison Street
Ellisville, MS 39437

601.477.2061
866.543.5589

11/1/2020

Tatum Park-Tennis Court Lighting
City of Hattiesburg

To Whom It May Concern:

Buckhaults Electric Services (BES) warrants all labor performed and material installed at the above mentioned job site, in accordance with the contract, drawings, specifications, alternations and additions thereto, from the 15 year period of September 8, 2020 and will end on September 8, 2035. This warranty does not include normal wear and tear, and/or product abuse.

Under this warranty, BES will be provided the opportunity to have one of its representatives assess any damage identified to be caused by BES employees and/or material installed by BES. If said damages is judged to be the fault of BES workmanship and/or material, BES will at no cost to the Owner repair or replace defective material.

Estimator/Project Manager
Buckhaults Electric Services



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Andrew Ellard, Director

cc: Wiley Quinn, Code Enforcement Division Manager

Date: Tuesday, December 22, 2020

Re: Acknowledge receipt of term bids for Lot Clearing/Grass Cutting Services on December 11, 2020 and award bid to Arthur Cohen DBA Sunshine Construction for the term of January 1, 2021 through December 31, 2021.
File Number: 2020-907
Minute Book #

Summary

Acknowledge receipt of term bids for Lot Clearing/Grass Cutting

Recommendation Statement

Please place this on the December 22, 2020 City Council meeting for consideration.

BID FORM
LOT CLEARING/GRASS CUTTING

Bidders are to indicate the price per hour charged, except where other units are specified, for operating each type of equipment below. Labor cost for the operation of the equipment shall be included in the hourly rate for each. Below each item, complete the description for the year, make, model, and other details where requested. If bidder does not have a particular type of equipment, enter "N/A" in the price per hour field. Additional fields are provided to indicate if the bidder utilizes multiple units.

a. Mini Excavator/Skid Steer

\$ 65.00 excavator with Bucket Thumb
a. Year 1994 Make KAMATSU Model PC30-7
b. Year _____ Make _____ Model _____

b. Brush-cutter/brush hogs (attached to driving equipment)

\$ 48.00
a. Year 91 Make CASE Model 1h 275
b. Year 98 Make King Cutter Model 3/00 88

c. Riding mowers

\$ 25.00
1. Make HUSQVARNER Model 23 HP 2254E
2. Make HUSQVARNER Model TRACTOR 45 in
3. Make _____ Model _____

d. Weedeaters/Trimmers/Edgers/Blower

\$ 15.00
1. Make Stihl Model FS56 RC
2. Make Stihl Model FS56 RC
3. Make 4 cycle Model 5430

e. Push or walk-behind mowers

\$ _____
1. Make _____ Model _____
2. Make _____ Model _____
3. Make _____ Model _____

Manpower for simple labor (picking up trash & litter, loading by hand, simple hand tools, minor repair, closing and securing of windows & doors.)

*Materials for repairs will either be purchased directly by the city or will be reimbursed to the contractor; materials will be addressed, when necessary, in specific task orders.

\$ 12.00

Hauling trucks with trailers or dump trucks**

\$ 5.50 per cu. yd.

**Price should NOT include tipping fees. Majority of project sites for hauling are east of Hwy 49. Loads are hauled to 98 Waste. Tipping fees will be billed directly to the city.

Description: 1996 Yoko Trt. with Dump Trailer Capacity: 26 cu. yds.

a. Description: 1984 GMC DumpTRK Capacity: 8 cu. yds.

Description: 1996 Knuckle Boom Loader Capacity: _____ cu. yds.

1. Other Equipment Not Specified

Description: 20 ft utility TRK. \$10.00 per HR

Year 74 Make _____ Model _____

Description: Chains SAW \$10.00 per HR

Year 2007 Make Stihl Model 460

Description: Chains SAW \$10.00 per HR

Year 2004 Make Stihl Model MS 170

Description: Pole SAW \$10.00 per HR

Year 2019 Make WORKX Model 10"

I understand that these prices shall remain firm for the term specified in the notice and that estimates may be required prior to being granted notice to proceed on any task order. I understand that hourly rates payable include only time during which a piece of equipment is actually operating on a task and not en route and not standing by on a site. I also understand that movers for work are required to clearly identify the task/purchase order and property address with which charges are affiliated. I further attest that the declared equipment along with operators to operate said equipment will remain available in order to execute task orders in a timely manner, and that if/when unable to execute in a timely manner, that an alternate bidder may be utilized.

Arthur Cohen
Signature

11-17-20
Date



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

11/18/2020

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

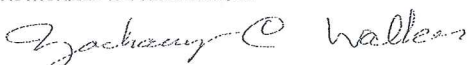
IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Advantage One Insurance, Inc. 1019 W Pine St Hattiesburg MS 39401		CONTACT NAME: Zach Walker PHONE (A/C, No, Ext): (601) 544-1184 FAX (A/C, No): (601) 544-1189 E-MAIL ADDRESS: zwalker@megagate.com	
		INSURER(S) AFFORDING COVERAGE	
		INSURER A: Nautilus Insurance Company	
		INSURER B:	
		INSURER C:	
		INSURER D:	
		INSURER E:	
		INSURER F:	

COVERAGES	CERTIFICATE NUMBER:	REVISION NUMBER:
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.		

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☐ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☐ POLICY ☐ PRO-JECT ☐ LOC OTHER:			NC555905	01/11/2020	01/11/2021	EACH OCCURRENCE \$ 1,000,000
			DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000				
			MED EXP (Any one person) \$ 5,000				
			PERSONAL & ADV INJURY \$ 1,000,000				
			GENERAL AGGREGATE \$ 2,000,000				
			PRODUCTS - COMP/OP AGG \$ 2,000,000				
							\$
	AUTOMOBILE LIABILITY ☐ ANY AUTO ☐ OWNED AUTOS ONLY ☐ SCHEDULED AUTOS ☐ HIRED AUTOS ONLY ☐ NON-OWNED AUTOS ONLY						COMBINED SINGLE LIMIT (Ea accident) \$
							BODILY INJURY (Per person) \$
							BODILY INJURY (Per accident) \$
							PROPERTY DAMAGE (Per accident) \$
							\$
	UMBRELLA LIAB ☐ OCCUR EXCESS LIAB ☐ CLAIMS-MADE DED ☐ RETENTION \$						EACH OCCURRENCE \$
							AGGREGATE \$
							\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) ☐ Y/N If yes, describe under DESCRIPTION OF OPERATIONS below		N/A				PER STATUTE ☐ OTH-ER ☐
							E.L. EACH ACCIDENT \$
							E.L. DISEASE - EA EMPLOYEE \$
							E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER City of Hattiesburg	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
--	--

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DISPLAY IN A CONSPICUOUS LOCATION

Lamar County
**STATE OF MISSISSIPPI
PRIVILEGE TAX LICENSE**

Collection # 14877

ISSUED TO:

SUNSHINE CONSTRUCTION
207 W LAKE WOOD DR

COUNTY LICENSE
Account 5439
Year 2020 1

ISSUED:

12/19/2019

HATTIESBURG

MS 39402

BUSINESS LOCATION: 207 W LAKE WOOD DR

TYPE OF BUSINESS: CUTTING TREES TEARING DOWN HOUSE

EXPIRES:

12/31/2020

SECTION	DESCRIPTION	AMOUNT
		\$20.00

THIS LICENSE PROVIDES THE ABOVE TAXPAYER THE PRIVILEGE OF CONDUCTING BUSINESS AS REQUIRED BY THE MISSISSIPPI CODE 1972.

THIS LICENSE IS NOT TRANSFERABLE AND IS VALID ONLY WITHIN THE TERRITORIAL LIMITS OF LAMAR COUNTY, STATE OF MISSISSIPPI.



By:

Net W.

TAX COLLECTOR

Lamar County, Mississippi.

THIS LICENSE SHALL NOT MAKE LAWFUL ANY ACT OR THING DECLARED TO BE UNLAWFUL BY THE STATE OF MISSISSIPPI

**Lamar County Tax Collector, PO Box 309, Purvis, MS 39475-0309
Phone: 601-794-1020 Fax: 601-744-0733**

Sunshine construction
Arthur Cohens

FILED

Sealed Bid For

NOV 18 2020

CITY CLERK

DEPUTY CLERK

BY Carla G. Gault clearing & grass cutting

2:06pm



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Acknowledge bids received December 10, 2020 for the Sullivan Park Splash Pad project and accept the bid from Great Southern Recreation in the amount of \$183,488.10 as the lowest and best bid; Authorize Mayor to execute contracts upon preparation.
File Number: 2020-919
Minute Book #

Summary

Acknowledge bids received December 10, 2020 for the Sullivan Park Splash Pad project and accept the bid from Great Southern Recreation in the amount of \$183,488.10 as the lowest and best bid; Authorize Mayor to execute contracts upon preparation.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

December 11, 2020
N-S Project No. 15629-01

Honorable Toby Barker
Mayor
City of Hattiesburg
P.O. Box 1898
Hattiesburg, MS 39403-1898

REFERENCE: SULLIVAN PARK SPLASH PAD REBID
CITY OF HATTIESBURG, MISSISSIPPI

Dear Mayor Barker:

Enclosed for your records are three (3) originals of the Certified Bid Tabulation for the bids received for the referenced project. There were three bids submitted, opened and read at the bid opening on December 10, 2020, at 10:00 am. Upon review and tabulation of the bids received and opened, Great Southern Recreation was the low bidder in the amount of \$183,488.10.

The bid tabulation notes minor irregularities with the bid submitted by Great Southern Recreation and Jefcoat Construction. The last sentence of the Advertisement states "the Council reserves the right to reject any or all proposals received and to waive informalities or irregularities therein." Accordingly, it is our recommendation that the City review all bids submitted and the enclosed bid tabulation when deciding to award a contract or reject all bids.

If you have any questions, please give me a call. Thank you for your time and attention to this matter.

Sincerely,
NEEL-SCHAFFER, INC.



Russ Bryan, ASLA
Landscape Architect | Vice President

Cc: Sid Gonsoulin, Construction Manager for 1% Parks Projects
Chris McGee, Parks & Recreation Director

Enclosures

**SULLIVAN PARK SPLASH PAD RE-BID
CITY OF HATTIESBURG
FORREST COUNTY, MISSISSIPPI**

					Great Southern Recreation 2441-Q Old Fort Pkwy #462 Murfreesboro, TN 37128		Gulf South Construction P O Box 16105 Hattiesburg, MS 39404		Jefcoat Construction P O Box 6197 Pearl, MS 39288-6197	
Pay Item		Description	Qty	Unit	Unit Price	Price Extension	Unit Price	Price Extension	Unit Price	Price Extension
1.0	234-A	TEMPORARY SILT FENCE	200	LIN. FT.	\$15.82	\$3,164.00	\$3.50	\$700.00	\$4.56	\$912.00
2.0	237-A	WATTLES	10	LIN. FT.	\$50.00	\$500.00	\$7.75	\$77.50	\$36.00	\$360.00
3.0	203-E	BORROW EXCAVATION, CLASS B9	160	CU. YD.	\$35.00	\$5,600.00	\$16.25	\$2,600.00	\$146.40	\$23,424.00 #3
4.0	265-A	6" PVC PIPE	80	LIN. FT.	\$14.00	\$1,120.00	\$18.25	\$1,460.00	\$7.50	\$600.00
5.0	SP1	RECIRCULATION SYSTEM	1	LUMP SUM	\$52,143.00	\$52,143.00	\$42,876.50	\$42,876.50	\$42,006.90	\$42,006.90
6.0	SP2	SPRAY FEATURE, GROUND SPRAYS (TYPES 1, 2 & 3)	7	EACH	\$1,000.00	\$7,000.00	\$942.00	\$6,594.00	\$2,775.03	\$19,425.21 #4
7.0	SP3	SPRAY FEATURE, GUITAR	1	LUMP SUM	\$12,000.00	\$12,000.00	\$18,950.00	\$18,950.00	\$14,416.70	\$14,416.70
8.0	SP4	SPRAY FEATURE, TUMBLE BUCKET	1	LUMP SUM	\$15,000.00	\$15,000.00	\$11,429.00	\$11,429.00	\$8,415.55	\$8,415.55
9.0	SP5	SPRAY FEATURE, SAXOPHONE	1	LUMP SUM	\$12,000.00	\$12,000.00	\$19,212.50	\$19,212.50	\$8,415.55	\$8,415.55
10.0	SP6	ACTIVATOR POWER POST	1	LUMP SUM	\$3,000.00	\$3,000.00	\$4,839.00	\$4,839.00	\$7,201.15	\$7,201.15
11.0	SP7	CONTROLLER	1	LUMP SUM	\$4,500.00	\$4,500.00	\$3,705.00	\$3,705.00	\$33,005.75	\$33,005.75
12.0	SP8	SUMP DRAIN BOXES	2	EACH	\$300.00	\$600.00	\$1,550.00	\$3,100.00	\$1,201.20	\$2,402.40
13.0	SP9	SHADE STRUCTURE	2	EACH	\$4,200.00	\$8,400.00	\$6,035.00	\$12,070.00	\$13,119.25	\$26,238.50 #5
14.0	SP10	SPLASH PAD ELECTRICAL	1	LUMP SUM	\$1,700.00	\$1,700.00	\$2,991.50	\$2,991.50	\$4,201.20	\$4,201.20
15.0	SP11	NON-SKID COLOR PLAY SURFACE	1025	SQ. FT.	\$9.10	\$9,327.50	\$12.00	\$12,300.00	\$7.20	\$7,380.00
16.0	608-B	CONCRETE SIDEWALK, WITH REINFORCEMENT	2350	SQ. FT.	\$8.44	\$19,834.00	\$10.00	\$23,500.00	\$12.60	\$29,610.00
17.0	U1	CONNECT TO EXISTING SEWER SERVICE	1	LUMP SUM	\$1,600.00	\$1,600.00	\$2,794.50	\$2,794.50	\$901.20	\$901.20
18.0	U2	CONNECT TO EXISTING WATER METER	1	LUMP SUM	\$1,600.00	\$1,600.00	\$940.50	\$940.50	\$901.20	\$901.20
19.0	U3	4" SANITARY SEWER SERVICE LINE	120	LIN. FT.	\$13.33	\$1,599.60 #1	\$20.00	\$2,400.00	\$16.20	\$1,944.00
20.0	U4	4" SANITARY SEWER CLEAN OUT	3	EACH	\$1,700.00	\$5,100.00	\$305.00	\$915.00	\$601.20	\$1,803.60
21.0	U5	2" WATER SERVICE	160	LIN. FT.	\$10.00	\$1,600.00	\$11.00	\$1,760.00	\$12.45	\$1,992.00
22.0	216-B	SOLID SOD, CENTIPEDE	300	SQ. YD.	\$21.00	\$6,300.00	\$7.00	\$2,100.00	\$11.20	\$3,360.00
23.0	SIGN	SIGN (ALLOWANCE)	1	ALLOWANCE	\$500.00	\$500.00	\$500.00	\$500.00	\$500.00	\$500.00
24.0	AM-1	4' BENCH	3	EACH	\$500.00	\$1,500.00	\$587.50	\$1,762.50	\$1,086.02	\$3,258.06 #6
25.0	AM-2	TRASH RECEPTACLE	1	LUMP SUM	\$800.00	\$800.00	\$922.50	\$922.50	\$1,347.72	\$1,347.72
26.0	620-A	MOBILIZATION & CONSTRUCTION STAKING	1	LUMP SUM	\$7,000.00	\$7,000.00	\$11,500.00	\$11,500.00	\$5,400.69	\$5,400.69
TOTAL BASE BID =						\$183,488.10 #2		\$192,000.00		\$249,423.38 #7

#1 - incorrect extension - bid reflected \$1,600.00 #2 - incorrect total base bid - bid reflected \$183,488.00 #3 - incorrect extension - bid reflected \$23,424.03 #4 - incorrect extension - bid reflected \$19,425.23
#5 - incorrect extension - bid reflected \$26,238.51 #6 - incorrect extension - bid reflected \$3,258.07 #7 - incorrect total base bid - bid reflected \$249,423.46

I certify that the above is a true & accurate tabulation of bids received @ 10:00a.m., Thursday, December 10th, 2020 for the City of Hattiesburg - Sullivan Park Splash Pad Rebid Project



Russ Bryan 12/11/20

Russell Bryan, RLA
Mississippi Registration #518



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Lamar Rutland

cc:

Date: Tuesday, December 22, 2020

Re: Acknowledge bids received December 10, 2020 for the Hattiesburg American Building Reroof Phase II project and accept the bid from Rowell Roofing, Inc. in the amount of \$173,000.00; Authorize Mayor to execute contracts upon preparation.
File Number: 2020-931
Minute Book #

Summary

Acknowledge bids received December 10, 2020 for the Hattiesburg American Building Reroof Phase II project and accept the bid from Rowell Roofing, Inc. in the amount of \$173,000.00; Authorize Mayor to execute contracts upon preparation.

Recommendation Statement

I recommend approval of this item.

Please place this on the December 22, 2020 City Council meeting for consideration.

December 10, 2020

Re: Hattiesburg American Re-Roof Phase II
Hattiesburg, Mississippi
CN 19-3788

City of Hattiesburg
200 Forrest Street
Hattiesburg, Mississippi 39401

Attn: Lamar Rutland

Dear Mr. Rutland:

This letter shall serve as our acknowledgement that the apparent low bidder for the above referenced project, Rowell Roofing, Inc., holds valid and current Certificate of Responsibility Number 04569-MC with the Mississippi State Board of Contractors and has provided to you a bid bond in accordance with the Bid Security requirements.

Based on the above, we anticipate that the Contractor can fulfill the duties of the proposed Contract for Construction.

Please note, the executed certified tabulation of bids, and copies of the submitted bid documents have been emailed to your office under separate cover. Hard copies of those submitted via paper documents will be mailed to you.

If you have any questions, please feel free to contact the office.

Respectfully,



Shane Germany, AIA
Architect

**HATTIESBURG AMERICAN REROOF PHASE II
HATTIESBURG, MISSISSIPPI**

PROJECT NUMBER: CN 20-3788 BID DATE: December 10, 2020

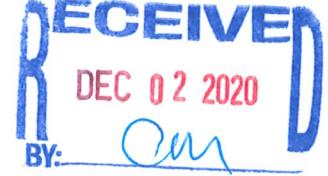
CONTRACTOR	Resp. No.	Addenda	Number of Days	BASE BID	TOTAL
Associated Contractor	15510-MC	X	45	\$192,000.00	
E. Cornell Malone Corporation	05871-MC	X	90	\$227,800.00	
Eddie Pearson Roofing, LLC	18729-SC	X	90	\$189,000.00	
Independent Roofing Systems, Inc.	06047-SC	X	60	\$181,300.00	
Mandal's, Inc.	01062-MS			NO BID	
Norman Enterprises, Inc.	05413-MC	X	120	\$185,000.00	
Progressive Roofing	19315-SC	X	120	\$265,054.00	
Roofing Solutions, LLC	18309-SC	X	90	\$207,830.00	
Rowell Roofing, Inc.	04569-MC	X	100	\$173,000.00	

I CERTIFY THAT THE ABOVE IS A TRUE AND ACCURATE TABULATION OF BIDS ON THE ABOVE REFERENCED PROJECT:


Shane Germany 12/10/2020



Send to:
Andrew Ellard, Director of Urban Development
Dept. of Urban Development
P.O. Box 1898
Hattiesburg, MS 39403
601.545.4599 or fax 601.545.1962



**REQUEST TO APPEAL PLANNING COMMISSION OR BOARD OF ADJUSTMENTS
RECOMMENDATION**

Today's Date: <i>Dec - 02</i>
Planning Commission or Board of Adjustment Date: (Appeals must be made within ten consecutive days of the recommendation)
Name of Property Owner/Petitioner: <i>Tracy Parker</i>
Name of Person Requesting Appeal Hearing: <i>Tracy Parker</i>
Mailing Address of Person Requesting Appeal Hearing: <i>P.O. Box 1261</i>
Address of Petitioned Property: <i>512 North Washington</i>
Petitioner's Request of the Planning Commission or Board of Adjustments: <i>Rezone to A-2</i>
Planning Commission or Board of Adjustment's Recommendation: Approve ☐ or Deny ☒

I/We hereby APPEAL the Planning Commission or Board of Adjustment's Recommendation for the above reference petition and request to hold a Public Hearing before the Hattiesburg City Council.

Tracy Parker

Appellant (print)

Tracy Parker

Appellant (signature)

FILED

DEC 02 2020

BY *Center H. [Signature]*
CITY CLERK
DEPUTY C

PUBLIC HEARING

NOTICE is hereby given that a petition has been filed by Tracy Parker to appeal Planning Commission's recommendation for the petition filed by Tracy Parker, Owner, as required in the Land Development Code, Ord. No. 3209, to change the zoning classification for a certain property located at 512 North Washington Avenue (Parcel 2-042E-26-212.00, PPIN 12551, Ward 5) from Section 4.5.5, R-1C (Single Family Residential) District to Section 4.5.2, A-2 (Agricultural Residential) District. After the hearing, the Hattiesburg Planning Commission recommended that the petition be Denied, and Tracy Parker, being aggrieved with the recommendation, filed a request for hearing before the Mayor and City Council of the City of Hattiesburg, as provided by law.

NOW, THEREFORE, NOTICE IS GIVEN that a public hearing in relation to the petition as hereinabove set forth will be held at 4:00 p.m., Tuesday, January 19, 2021, in the Jackie Dole Sherrill Community Center, Auditorium, 220 W Front Street, Hattiesburg, Mississippi, at which time and at which said hearing all parties of interest and citizens shall have an opportunity to be heard.

WITNESS my signature and the official seal of said City on this, the 23rd day of December, 2020.

CITY OF HATTIESBURG, MISSISSIPPI

BY: Kermas Eaton /s/
CITY CLERK

(SEAL)

Publish (1) in the Legal section: Thursday,
December 31, 2020
City of Hattiesburg
Return PROOF to City Clerk's Office
P.O. Box 1898
Hattiesburg, MS 39403-1898



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Andrew Ellard, Director

cc: Armendia Esters, Division Manager/MPO

Date: Tuesday, December 22, 2020

Re: Acknowledge the setting of a public comment period by the Hattiesburg-Petal-Forrest-Lamar MPO for the proposed amendments to the FY 2021-2024 Transportation Improvement Plan (TIP)
File Number: 2020-901
Minute Book #

Summary

Acknowledge the setting of a public comment period by the Hattiesburg-Petal-Forrest-Lamar Metropolitan Planning Organization (HPFL-MPO) for the proposed amendments to the FY 2021-2024 Transportation Improvement Plan (TIP)

The proposed amendments include the following projects:

1. Hall Ave. Western Overpass-new project

Construction of an overpass and improvements to Hall Avenue. The project will also include the construction of a roundabout at the intersection of Hall Avenue and Bay Street.

2. Bus Stop Improvements (BSI) -grouped sidewalk projects

Hub City Transit plans to create an ongoing sidewalk projects group to enhance pedestrian access and ADA accessibility across the service area. Improvements will include sidewalks, shelters and other bus stop amenities, pedestrian signals, and crosswalks to increase connectivity, accessibility, and safety along bus routes.

3. 4th St. Phase III-allocation of unused funds-new project

Allocation of the unused funds of the completed 4th Street Phase III project to a new project which will include the construction of an 8' multiuse pathway along 4th Street from 38th Avenue to Thornhill Drive.

4. Lincoln Road Project (TIP Project I.D. 122) partial re-allocation of funds to the Country Club Road Project (TIP Project I.D. 119)

Partial re-allocation of funds from the Lincoln Road Project to the project at Country Club Road which includes the adaptation of the roadway to a typical urban roadway to increase traffic flow and pedestrian safety. Bicyclists will be accommodated with a shared-use pathway.

Public comment period will begin December 24, 2020 and will end January 8, 2021. Publication Date: December 24, 2020

Recommendation Statement

I recommend acknowledgement of the public comment period for the proposed amendments to the FY 2021-2024 TIP.

Please place this on the December 22, 2020 City Council meeting for consideration.

PUBLIC NOTICE
PUBLIC COMMENT PERIOD
Hattiesburg-Petal-Forrest-Lamar Metropolitan Planning Organization
FY 2021-2024 TRANSPORTATION IMPROVEMENT PLAN (TIP)

The Hattiesburg-Petal-Forrest-Lamar Metropolitan Planning Organization (HPFL-MPO) will hold a 15-day public comment period beginning **Thursday, December 24, 2020** for the public to review and provide comments regarding the proposed amendments to the current FY 2021-2024 Transportation Improvement Plan (TIP). This process is being conducted in accordance with State and Federal guidelines and the HPFL-MPO Public Participation Plan procedures. The HPFL-MPO TIP for the Hattiesburg Urbanized Area is a part of the Statewide Transportation Improvement Program (STIP) document.

The proposed amendments include the following projects:

1. Hall Ave. Western Overpass-new project
Construction of an overpass and improvements to Hall Avenue. The project will also include the construction of a roundabout at the intersection of Hall Avenue and Bay Street.
2. Bus Stop Improvements (BSI) -grouped sidewalk projects
Hub City Transit plans to create an ongoing sidewalk projects group to enhance pedestrian access and ADA accessibility across the service area. Improvements will include sidewalks, shelters and other bus stop amenities, pedestrian signals, and crosswalks to increase connectivity, accessibility, and safety along bus routes.
3. 4th St. Phase III-allocation of unused funds-new project
Allocation of the unused funds of the completed 4th Street Phase III project to a new project which will include the construction of an 8' multiuse pathway along 4th Street from 38th Avenue to Thornhill Drive.
4. Lincoln Road Project (TIP Project I.D. 122) partial re-allocation of funds to the Country Club Road Project (TIP Project I.D. 119)
Partial re-allocation of funds from the Lincoln Road Project to the project at Country Club Road which includes the adaptation of the roadway to a typical urban roadway to increase traffic flow and pedestrian safety. Bicyclists will be accommodated with a shared-use pathway.

The proposed amendments will be available for review at www.hattiesburgms.com/mpo. A hard copy of the documents can be requested by contacting the MPO office at 601.554.1008. The official review and comment period will be held from December 24, 2020 – January 8, 2021.

Written comments regarding the proposed FY 2021-2024 TIP amendments should be emailed to mpo@hattiesburgms.com or mailed to:

Armendia Esters, MPO Division Manager
P.O. Box 1898
Hattiesburg, MS 39403

Anyone who may require auxiliary aids or special accommodations to participate in this comment period should advise the HPFL-MPO by calling 601.554.1008 or emailing aesters@hattiesburgms.com for assistance.

PUBLISH Once (1) in the Legal Section of the Hattiesburg Post: December 24, 2020



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Cecilia Jones

cc: Kermas Eaton, City Clerk

Date: Tuesday, December 22, 2020

Re: Acknowledge receipt of Privilege Tax License Monthly Report for November 2020.
File Number: 2020-899
Minute Book #

Summary

Acknowledge receipt of Privilege Tax License Monthly Report for November 2020.

Recommendation Statement

Recommend acknowledgment of receipt of Privilege Tax License monthly report for November 2020.

Please place this on the December 22, 2020 City Council meeting for consideration.

PRIVILEGE LICENSE MONTHLY REPORT

11/01/2020 TO 11/30/2020

New Licenses

<u>License No.</u>	<u>Amount</u>	<u>Penalty</u>	<u>Owner, Name, & Address of Business</u>
LIC-08-18-013686	\$20.00		May's Trucking 1828 JAMES ST HATTIESBURG MS 39402
LIC-08-20-019435	\$55.00		SPORT CLIPS HAIR CUTS-MS 201 4277 MURFREESBORO RD FRANKLIN TN 37067
LIC-09-20-019596	\$45.00		HATTIESBURG TATTOO LLC 2201 HARDY ST HATTIESBURG MS 39401
LIC-09-20-019745	\$45.00		HALO SALON 4356 LINCOLN RD STE 10 HATTIESBURG MS 39402
LIC-09-20-019753	\$45.00		AMERICAN WOOD 2100 HARDY ST HATTIESBURG MS 39401
LIC-10-20-019958	\$45.00		BLUSH SALON 127 BUSCHMAN ST STE 40 HATTIESBURG MS 39401
LIC-10-20-020036	\$55.00		WELLS REALTY LLC 12 COTTONWOOD DR HATTIESBURG MS 39402
LIC-10-20-020049	\$45.00		KINETIX REAL ESTATE 110 S 10TH AV HATTIESBURG MS 39401
LIC-10-20-020126	\$45.00		HEALING HANDS OF COMFORT 115 THORNHILL DR STE A HATTIESBURG MS 39402
LIC-10-20-020182	\$45.00		THE PARLOR IN MIDTOWN 3720 HARDY ST STE 24 HATTIESBURG MS 39402
LIC-10-20-020201	\$55.00		LINCOLN DENTAL ARTS 4301 LINCOLN RD STE 20 HATTIESBURG MS 39402
LIC-10-20-020249	\$45.00		WHICH WICH 6109 HWY 98 STE 60 HATTIESBURG MS 39402
LIC-11-16-008974			SOUTHERN MISSISSIPPI FEDERAL CREDIT UNION 3205 HARDY ST HATTIESBURG 39401
LIC-11-19-017606	\$20.00		KNIGHT/WATT'S INVESTMENT MANAGEMENT GROUP, LLC 32 MILBRANCH RD STE 10 HATTIESBURG MS 39402
LIC-11-20-020324	\$20.00		R & R CONSTRUCTION 75 HUB LEE RD BROOKLYN MS 39425
LIC-11-20-020343	\$20.00		HIGHLAND PARK BY MATERIAL GIRLS 289 COMMERCE PARK DR STE B RIDGELAND MS 39157

LIC-11-20-020354	\$45.00	PINE BELT TRASH VALET 6068 HWY 98 W STE 1 #303 HATTIESBURG MS 39402
LIC-11-20-020359	\$45.00	BRAID BAR BY ASTRID 334B N 25TH AV HATTIESBURG MS 39401
LIC-11-20-020360	\$20.00	HEADIE BEAR PROMOTIONS 1709 EVA ST APT . 3 HATTIESBURG MS 39401
LIC-11-20-020379	\$0.00	SMOKE SHOP 1231 N MAIN ST HATTIESBURG MS 39401
LIC-11-20-020391	\$20.00	JAKKI'S BLISSFUL GEMS 220 RED MOORE ST HATTIESBURG MS 39401
LIC-11-20-020398	\$20.00	CREATIVE DRIP, LLC 2696-B MCINNIS LOOP HATTIESBURG MS 39402
LIC-11-20-020402		CENTURYFIRST FEDERAL CREDIT UNION 3318 HARDY ST HATTIESBURG MS 39401
LIC-11-20-020403	\$45.00	JITTER BUG COFFEE TRUCK P.O. BOX 18335 HATTIESBURG MS 39404
LIC-11-20-020425	\$0.00	ALL OF US 15958 HWY 655 SOND HEIMER LA 71276
LIC-11-20-020469	\$20.00	FIRESTORM TACTICAL 4124 W 4TH ST APT 2507 HATTIESBURG MS 39401

26

\$820.00

Renewed Licenses

<u>License No.</u>	<u>Amount</u>	<u>Penalty</u>	<u>Owner, Name, & Address of Business</u>
LIC-11-20-020293	\$20.00	\$2.40	THAGARD FENCE COMPANY 2003 MCINNIS LOOP HATTIESBURG MS
LIC-11-20-020294	\$20.00	\$2.20	I KARE HEALTH CARE SERVICES LLC 1507 HARDY ST STE 207 HATTIESBURG MS 39401
LIC-11-20-020296	\$20.00		LORI'S GIFTS #142 2125 CHENAULT DR STE 100 CARROLLTON TX 75006
LIC-11-20-020297	\$20.00		LUXE NAIL SALON LLC 6414 HIGHWAY 98 W HATTIESBURG MS 39402-
LIC-11-20-020298	\$20.00		THE DANCE PLACE 99 N 25TH AVENUE HATTIESBURG MS 39401-
LIC-11-20-020299	\$340.00		TRUCKPRO OF HATTIESBURG 7414 HIGHWAY 49 N HATTIESBURG MS
LIC-11-20-020300	\$20.00		TALBOTS #1160 175 BEAL STREET HINGHAM MA 020430000
LIC-11-20-020301	\$20.00	\$2.20	JAMES & JAMES AUTO EXCHANGE, LLC 5748 HIGHWAY 49 HATTIESBURG MS 39401

LIC-11-20-020302	\$90.00	JAY-VAN COMPANY 24 BONHOMIE STREET HATTIESBURG MS 39401
LIC-11-20-020303	\$20.00	COLOR WORKS 22 COUNTRY CLUB LANE HATTIESBURG MS 39402-9616
LIC-11-20-020304	\$20.00	DIAM DIVAZ BEAUTY BAR & SUITES 1307 ADELINE ST HATTIESBURG MS 39401
LIC-11-20-020305	\$20.00	SOUTHERN COURT SERVICES, LLC PO BOX 16536 HATTIESBURG MS 39404
LIC-11-20-020306	\$20.00	QUICK CASH #3040 5891 HIGHWAY 49 STE 30 HATTIESBURG MS 39401
LIC-11-20-020307	\$30.00	SUPERTALK MISSISSIPPI 5266 OLD HWY 11 STE 120 HATTIESBURG MS 39402
LIC-11-20-020308	\$20.00	DUNBAR REAL ESTATE, INC PO BOX 15487 HATTIESBURG MS 39404-
LIC-11-20-020309	\$20.00	CHECK INTO CASH P O BOX 550 CLEVELAND TN 37364-0550
LIC-11-20-020310	\$20.00	L & D PAINTING 28 SHARMONT DRIVE HATTIESBURG MS 39402-
LIC-11-20-020312	\$20.00	THE SHERWIN-WILLIAMS CO. 34 MILBRANCH ROAD 90 HATTIESBURG MS 39401-
LIC-11-20-020313	\$30.00	GARNER DENTAL, PLLC 949 BROADWAY DRIVE HATTIESBURG MS 39402-
LIC-11-20-020314	\$20.00	A & D ELECTRICAL & LIGHTING 37 ABRACADABRA LN LUMBERTON MS 39455-
LIC-11-20-020315	\$20.00	BACKSTAGE & CO HAIR SALON 1715 HARDY ST STE 10 HATTIESBURG MS 39401-
LIC-11-20-020316	\$25.00	CLOUD 9 VAPORS 6086 HWY 98 STE 10 HATTIESBURG MS 39402
LIC-11-20-020317	\$33.00	PINE BELT VETERINARY HOSPITAL 7436 HIGHWAY 49 N HATTIESBURG MS 394020000
LIC-11-20-020318	\$20.00	BENNETT'S LOCK & KEY SHOP 120 EVAN STREET HATTIESBURG MS
LIC-11-20-020319	\$30.00	HOLLAND VETERINARY HOSPITAL P. A. 5163 HIGHWAY 49 S HATTIESBURG MS 39401
LIC-11-20-020320	\$30.00	ADVANCED BUILDING PRODUCTS 103 INDUSTRIAL DR HATTIESBURG 39401
LIC-11-20-020321	\$250.00	JO-ANN STORE #2491 4501 HARDY ST STE 30 HATTIESBURG MS 39402

LIC-11-20-020323	\$30.00	\$4.20	PLASTIC SURGERY CENTER OF HATTIESBURG 40 FRANKLIN ROAD HATTIESBURG MS 394020000
LIC-11-20-020325	\$25.00		DSW LEASED BUSINESS DIVISION #41353 810 DSW DRIVE COLUMBUS OH 43219-
LIC-11-20-020326	\$20.00		DENTAL SERVICES OF SOUTH MS P.A. 2019 HARDY STREET HATTIESBURG MS 39401-
LIC-11-20-020329	\$920.00		AUTOZONE #139 PO BOX 2198 DEPARTMENT 8088 MEMPHIS TN 381019842
LIC-11-20-020330	\$30.00		BENJAMIN F. EDWARDS & COMPANY 1 N BRENTWOOD BLVD STE 850 ST LOUIS MO 63105
LIC-11-20-020331	\$20.00		PAPA JOHN'S PIZZA P.O. BOX 18860 HATTIESBURG MS 39404-
LIC-11-20-020332	\$200.00		VICTORIA'S SECRET #616 PO BOX 182515 BS LIC DEPT COLUMBUS OH 43218-
LIC-11-20-020333	\$50.00		BATH & BODY WORKS #788 PO BOX 182515 COLUMBUS OH 43218-
LIC-11-20-020334	\$1,680.00		DILLARD'S 1000 TURTLE CREEK DRIVE HATTIESBURG MS 39402-
LIC-11-20-020335	\$40.00		SALLY BEAUTY SUPPLY # 2859 PO BOX 90220 DENTON TX 762020000
LIC-11-20-020336	\$20.00		LITTLE LANE 6555 HWY 98 W HATTIESBURG MS 39403
LIC-11-20-020337	\$20.00		TAYLOR MOTOR SALES, INC 600 BROADWAY DRIVE HATTIESBURG MS 394010000
LIC-11-20-020338	\$30.00		HANCOCK WHITNEY BANK 6042 HWY 98 W HATTIESBURG MS 39402
LIC-11-20-020339	\$51.00		HANCOCK WHITNEY BANK 6052 HWY 98 W HATTIESBURG MS 39402
LIC-11-20-020340	\$30.00		HANCOCK WHITNEY BANK 2007 LINCOLN RD HATTIESBURG MS 39402
LIC-11-20-020341	\$20.00	\$2.40	PINK LIP GLOSS BOUTIQUE 501 BUSCHMAN ST HATTIESBURG MS 39401
LIC-11-20-020342	\$20.00		THAMES CPA FIRM, PLLC PO BOX 15638 HATTIESBURG MS 39404-
LIC-11-20-020344	\$20.00		WALTER PAUL & SON WELDING 45 MICHAEL WATKINS DR PETAL MS 39465
LIC-11-20-020345	\$20.00		SOUTHERN BEHAVIORAL MEDICINE ASSOC. PLLC 1 COMMERCE DR STE 106 HATTIESBURG MS 39402

LIC-11-20-020346	\$20.00		JAMES CHANNELL SALON AND SPA, LLC 310 2ND AV HATTIESBURG MS 39401-
LIC-11-20-020347	\$30.00		CHEVEUX GALLERY 136 E FRONT ST HATTIESBURG MS 39401
LIC-11-20-020348	\$20.00		PERFECT TOUCH ENTERPRISES 459 W 4TH ST HATTIESBURG MS 39401
LIC-11-20-020349	\$30.00		EAGLE FLATTS 105 DOLEAC DRIVE HATTIESBURG MS 39401
LIC-11-20-020350	\$20.00		VANESSA'S 116 COLEMAN STREET HATTIESBURG MS 39401-
LIC-11-20-020351	\$20.00		MS CONCRETE PROFESSIONAL LLC 26 MCCALL ST HATTIESBURG MS 39401
LIC-11-20-020352	\$20.00	\$2.40	MAGGIES BEER HOUSE 119 BARACUDA DR HATTIESBURG MS 39402
LIC-11-20-020353	\$15.00	\$7.50	MAGGIES BEER HOUSE 116 W FLORENCE ST HATTIESBURG MS 39401
LIC-11-20-020356	\$20.00	\$3.20	WESLEY BRELAND REALTOR 6082 HIGHWAY 49 HATTIESBURG MS 39401-
LIC-11-20-020357	\$20.00		SOAP N' SUDS 1900 HILL ST HATTIESBURG MS 39402
LIC-11-20-020358	\$20.00		GRATEFULL SOUL 205 MAIN STREET HATTIESBURG MS 39401-
LIC-11-20-020361	\$20.00	\$2.20	BRISTLES ART STUDIO 11 HARTLEY DR HATTIESBURG MS 39402
LIC-11-20-020363	\$20.00		GO YOUNG FASHION 125 E PINE STREET HATTIESBURG MS 39401
LIC-11-20-020364	\$20.00	\$2.20	THE CANDY SHOP 3814 W 4TH ST STE 10 HATTIESBURG MS 39401
LIC-11-20-020365	\$20.00		TONY VALENTINE BALLOONS, ROSES & CANDY BOUTIQUE 202 BROADWAY DR HATTIESBURG MS 39401
LIC-11-20-020366	\$20.00		PRO-KUTZ BARBER SHOP 334 A N 25TH AV HATTIESBURG MS 39401
LIC-11-20-020367	\$30.00		SUPER STUD BUILDING PRODUCTS SOUTH LLC 53 WL RUNNELS INDUSTRIAL DRIVE HATTIESBURG MS 39401-
LIC-11-20-020368	\$87.00		PINE BELT CDJR INC 401 BROADWAY DR HATTIESBURG MS 39401
LIC-11-20-020369	\$40.00		IT'S FASHION METRO #7629 5912 HIGHWAY 49 A-1B HATTIESBURG MS

LIC-11-20-020370	\$20.00		FORREST FUNERAL HOME, LLC 1258 RICHBURG ROAD HATTIESBURG MS 39404
LIC-11-20-020371	\$20.00		VR DUGGAL LLC 3100 HARDY ST STE 10 HATTIESBURG MS 39401
LIC-11-20-020372	\$33.00		SUBWAY BROADWAY 826 BROADWAY DRIVE HATTIESBURG MS 39401-
LIC-11-20-020373	\$20.00	\$2.60	RE/MAX REAL ESTATE PARTNERS 119 MAYFAIR ROAD HATTIESBURG MS 39402
LIC-11-20-020374	\$20.00		HATTIESBURG URGENT CARE 6101 HWY 49 HATTIESBURG MS 39403
LIC-11-20-020375	\$20.00		B & F DISTRIBUTORS, LLC 3203 FERNWAY DRIVE HATTIESBURG MS 39401-0000
LIC-11-20-020376	\$80.00		HIXSON LUMBER SALES OF MS, INC P.O. BOX 816028 DALLAS TX 75381
LIC-11-20-020377	\$1,360.00		DICK'S SPORTING GOODS 1000 TURTLE CREEK DRIVE STE 129 HATTIESBURG MS 39402-
LIC-11-20-020378	\$100.00		DICK'S SPORTING GOODS 1000 TURTLE CREEK DRIVE STE 129 HATTIESBURG MS 39402-
LIC-11-20-020380	\$20.00		A & A MEMORIAL CHAPEL 5752 HIGHWAY 49 S HATTIESBURG MS 39401
LIC-11-20-020382	\$150.00		AARON'S SALES & LEASE OWNERSHIP POST OFFICE BOX 100039 KENNESAW GA 301569239
LIC-11-20-020383	\$20.00		BUMPTÉ 103 S 14TH AV HATTIESBURG MS 39401-
LIC-11-20-020387	\$33.00		REGIONS BANK 4800 HARDY STREET HATTIESBURG MS 39401
LIC-11-20-020388	\$20.00		STACO DECORATIVE IRON, LLC 5243 OLD HIGHWAY 11 HATTIESBURG MS 39401-
LIC-11-20-020390	\$20.00		SMITH & CHOUDOIR LAW, PLLC P O BOX 2024 MCCOMB MS 39649
LIC-11-20-020393	\$20.00	\$2.60	SIMMONS ELECTRICAL 507 BARRY STREET HATTIESBURG MS
LIC-11-20-020394	\$30.00		AAA ANSWERPHONE & DOCTORS EXCHANGE 6068 HWY 49 HATTIESBURG MS 39401
LIC-11-20-020395	\$20.00		WILLIAMS TOWING 113 N TIPTON AV HATTIESBURG MS 39401-
LIC-11-20-020396	\$30.00	\$3.60	PINE BELT PERIODONTICS, PLLC 9 MEDICAL BOULEVARD HATTIESBURG MS 394010000

LIC-11-20-020399	\$20.00	\$2.80	CYPRESS MOBILE HOME PARK 906 CYPRESS ST HATTIESBURG MS 39401
LIC-11-20-020404	\$20.00		BARGAINS & BLESSINGS 301 E 2ND STREET HATTIESBURG MS 39401
LIC-11-20-020405	\$800.00		KOHL'S DEPARTMENT STORE # 1191 6053 HIGHWAY 98 HATTIESBURG MS 39402
LIC-11-20-020406	\$25.00		TORRID 18501 E SAN JOSE AV CITY OF INDUSTRY CA 91748
LIC-11-20-020407	\$20.00		I FIX AND REPAIR 5120 WEST 4TH STREET HATTIESBURG MS 39402
LIC-11-20-020408	\$20.00		RAYMOND, JAMES & ASSOCIATES, INC 612 N MAIN STREET HATTIESBURG MS 39401
LIC-11-20-020410	\$30.00		LAMAR ADVERTISING OF HATTIESBURG 2055 OAK GROVE ROAD HATTIESBURG MS 39403
LIC-11-20-020411	\$30.00		BAYMONT INN & SUITES 123 PLAZA DRIVE HATTIESBURG MS 394020000
LIC-11-20-020413	\$30.00	\$3.60	CRIMSON ELECTRICAL CONTRACTOR 21 CRESTWICK CIRCLE HATTIESBURG MS 39401
LIC-11-20-020414	\$20.00		MIRACLE NAILS, LLC 5266 OLD HWY 11 STE 90 HATTIESBURG MS 39401-
LIC-11-20-020415	\$30.00	\$3.30	HOMECARE HOSPICE 100 WALNUT CIR STE 110 HATTIESBURG MS 39401
LIC-11-20-020416	\$33.00	\$40.26	SCRUBS N MORE, INC. 4607 HARDY ST HATTIESBURG MS 39402
LIC-11-20-020417	\$20.00		NATIONAL TESTING SERVICES, LLC 1520 ADELINE ST STE B HATTIESBURG MS 39401
LIC-11-20-020418	\$560.00		MISSISSIPPI AG CO., INC. 441 HALEY BARBOUR PKWY YAZOO CITY MS 39194
LIC-11-20-020419	\$30.00		CITIZENS NATIONAL BANK 4599 HARDY STREET HATTIESBURG MS 39402-
LIC-11-20-020420	\$25.00		LOVE BIRDS BRIDAL BOUTIQUE 511 E PINE STREET HATTIESBURG MS 39401-
LIC-11-20-020421	\$20.00		NEEDFUL THINGS 2413 W 4TH ST HATTIESBURG MS 39401
LIC-11-20-020422	\$150.00		HATTIESBURG MEDICAL PARK MGT CORP . 100 W PINE STREET HATTIESBURG MS 39401
LIC-11-20-020423	\$75.00		HATTIESBURG PARTY STORE 6264 HIGHWAY 98 HATTIESBURG MS 39402

LIC-11-20-020426	\$20.00		J. DARRELL LITTLE P.A. 612 N MAIN STREET HATTIESBURG MS 39401-
LIC-11-20-020430	\$30.00		HERITAGE CLEANERS 1518 BROADWAY DRIVE 60 HATTIESBURG MS 39402
LIC-11-20-020431	\$84.00		CHAIN ELECTRIC COMPANY 1308 W PINE STREET HATTIESBURG MS 39402
LIC-11-20-020432	\$30.00		CHAIN ELECTRIC COMPANY PO BOX 2058 HATTIESBURG MS 394032058
LIC-11-20-020433	\$20.00		AVIS 6 SYLVAN WAY PARSIPPANY NJ 07054-
LIC-11-20-020434	\$80.00		MAR JAC POULTRY MS, LLC 1301 JAMES STREET HATTIESBURG MS 39401
LIC-11-20-020435	\$20.00		COOLKUTZ BARBERSHOP 5912 HIGHWAY 49 HATTIESBURG MS 394
LIC-11-20-020436	\$33.00	\$3.63	NEEL-SCHAFFER, INC. PO BOX 1487 HATTIESBURG MS 394030000
LIC-11-20-020444	\$20.00		HUBERT'S TRIM SHOP 413 E PINE STREET HATTIESBURG MS 39401-
LIC-11-20-020445	\$20.00		AWAKENINGS, P.A. 43 LAKE FORGETFUL HATTIESBURG MS 39402
LIC-11-20-020446	\$30.00		CRONIN FAMILY DENTISTRY, P.A. 112 LAMAR BLVD HATTIESBURG MS 39402
LIC-11-20-020448	\$30.00		H'BURG CLINIC PODIATRIC MEDICINE 415 S 28TH AV HATTIESBURG MS 39401
LIC-11-20-020449	\$20.00	\$2.20	C & R FULL DETAIL SHOP 5333 OLD HWY 11 HATTIESBURG MS 39402
LIC-11-20-020451	\$20.00	\$2.20	JAMES DILLON, PLUMBING 85 SCENIC DRIVE HATTIESBURG MS 39402
LIC-11-20-020456	\$30.00		BURKE HANDLING SYSTEMS, INC. P.O. BOX 97089 N JACKSON MS 392880000
LIC-11-20-020459	\$20.00		NUMOTION 500 CAMPBELL LOOP STE 120 HATTIESBURG MS 39401
LIC-11-20-020460	\$33.00		PEAVY CHIROPRACTIC CLINIC, P.A. 2409 MAMIE STREET HATTIESBURG MS 39401
LIC-11-20-020461	\$75.00		BLENDCO, INC. 8 JM TATUM INDUSTRAIL DRIVE HATTIESBURG MS 394010000
LIC-11-20-020462	\$30.00	\$3.30	TOTAL KIDS ZONE LLC 6054 U S HWY 49 HATTIESBURG MS 39401-

LIC-11-20-020463	\$20.00		THE WORLD OF GREEKDOM 128 CITY PARK CIRCLE HATTIESBURG MS 39401-
LIC-11-20-020464	\$20.00		THE HUMIDOR @ HATTIESBURG 129 WALNUT ST HATTIESBURG MS 39401
LIC-11-20-020466	\$30.00		ORANGE THEORY FITNESS 115 NORTHLAKE DR MADISON MS 39110
LIC-11-20-020467	\$20.00	\$2.20	JOHN'S WASH & FOLD 212 PARK AV HATTIESBURG MS 39401
LIC-11-20-020468	\$20.00	\$2.40	EQUINOX COFFEE 1901 HARDY ST HATTIESBURG MS 39401
LIC-11-20-020470	\$33.00		WENDYS #138 6738 HIGHWAY 49 N HATTIESBURG MS 39402
LIC-11-20-020471	\$30.00		THE STUDIO LLC 6156 HIGHWAY 98 STE 10 HATTIESBURG MS 39402-
LIC-11-20-020473	\$30.00		THE YARD MIDTOWN 3002 HARDY ST STE 120 HATTIESBURG 39401
130	\$9,798.00	\$105.59	

Total Collection for November

New Licenses	\$820.00
Renewed Licenses	\$9,798.00
Penalties	\$105.59
Grand Total	\$10,723.59



Memorandum

To: Mayor Toby Barker and Members of City Council
From: Cecilia Jones
cc: Kermas Eaton, City Clerk
Date: Tuesday, December 22, 2020
Re: Acknowledge Proof of Publications for the month of November 2020.
File Number: 2020-900
Minute Book #

Summary

Acknowledge Proof of Publications for the month of November 2020.

Recommendation Statement

Acknowledge acceptance of Proof of Publications for the month of November 2020.

Please place this on the December 22, 2020 City Council meeting for consideration.

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspapers published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 215 Published 2 times

Date 1st Published: Oct 29 Amt: 25.80

Date 2nd Published: Nov 5 Amt: 21.50 ✓

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 47.30

Proof of Publication Fee: 3.00

TOTAL: 50.30

(signed) Christina Prince
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 5th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock



FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - NTB - Demolition
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

NOTICE TO BIDDERS

NOTICE is hereby given that the Mayor and Council of the City of Hattiesburg, Mississippi, will receive sealed bids until November 19, at 10:00 a.m., in the City Clerk's Office, in the City Hall of said City, for furnishing the City's requirements for the following supplies, to-wit:

ITEM: DEMOLITION AND RELATED SERVICES FOR THE CITY OF HATTIESBURG

The above shall be bid upon and delivered as per detailed specifications on file in the Office of the City Clerk, 200 Forrest Street, Hattiesburg, Mississippi, 39403, (601) 545-4552, which may be obtained upon request.

SEALED BIDS:

Sealed bids must be received in a sealed envelope which is marked in the lower left-hand corner with the word BID and the DEMOLITION AND RELATED SERVICES on which bid is being made and the DATE OF BID OPENING.

The lowest and best bid received will be accepted, subject to the provisions of Section 31-7-13 of the Mississippi Code of 1972, Annotated as Amended, and other applicable State law; but the Council reserves the right to reject any or all bids received and to waive formalities.

PUBLISHED by Order of the Council on this, the 20th of October,
CITY OF HATTIESBURG,
MISSISSIPPI

Kermas Eaton/s/
CITY CLERK
(SEAL)

Published October 29,
November 5, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspaper published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 217 Published 2 times

Date 1st Published: Oct 29 Amt: 26.04

Date 2nd Published: Nov 5 Amt: 21.70 ✓

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 47.74

Proof of Publication Fee: 3.00

TOTAL: 50.74

(signed) Christina Price
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 12th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H Bullock



FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - NOB-Lot Clearing
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

NOTICE TO BIDDERS

NOTICE is hereby given that the Mayor and Council of the City of Hattiesburg, Mississippi, will receive sealed bids until November 19, 2020 at 10:00 a.m., in the City Clerk's Office, in the City Hall of said City, for furnishing the City's requirements for the following supplies, to-wit:

ITEM: LOT CLEARING/GRASS CUTTING FOR THE CITY OF HATTIESBURG

The above shall be bid upon and delivered as per detailed specifications on file in the Office of the City Clerk, 200 Forrest Street, Hattiesburg, Mississippi, 39403, (601) 545-4552, which may be obtained upon request.

SEALED BIDS:

Sealed bids must be received in a sealed envelope which is marked in the lower left-hand corner with the word BID and the LOT CLEARING/GRASS CUTTING AND RELATED SERVICES on which bid is being made and the DATE OF BID OPENING.

The lowest and best bid received will be accepted, subject to the provisions of Section 31-7-13 of the Mississippi Code of 1972, Annotated as Amended, and other applicable State law; but the Council reserves the right to reject any or all bids received and to waive formalities.

PUBLISHED by Order of the Council on this, the 20th of October,
CITY OF HATTIESBURG,
MISSISSIPPI

Kermas Eaton/s/
CITY CLERK
(SEAL)

Published October 29,
November 5, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspapers published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 439 Published 1 times

Date 1st Published: Nov 5 Amt: 52.68

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 52.68

Proof of Publication Fee: 3.00

TOTAL: 55.68

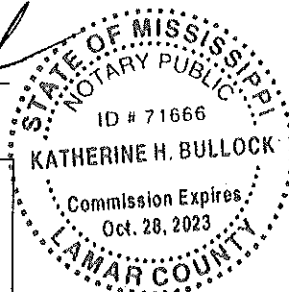
(signed) Christina Purice
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 19th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock

FOR OFFICE USE ONLY:

- ☐ Em P: 10/27/20
- ☐ App: _____
- ☐ File Name: COH - Motor Vehicle
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____



PUBLIC NOTICE AND ORDER OF MAYOR AND COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI,

ADOPTING A MOTOR VEHICLE AS-
SESSMENT SCHEDULE FOR THE CITY
OF HATTIESBURG, MISSISSIPPI FOR
THE FISCAL YEAR BEGINNING OCTO-
BER 1, 2020 AND ENDING SEPTEMBER
30, 2021.

WHEREAS, the Mayor and Council of
the City of Hattiesburg, Mississippi, have
received from the Mississippi Department
of Revenue notice of the adoption of the
Motor Vehicle Assessment Schedule by
said department for the fiscal year 2020-
21; and

WHEREAS, the hard copy schedule of
assessments by property code is no
longer produced and the assessment
schedule for passenger vehicles and
lights trucks is produced only the com-
puter system of the county tax collector,
and is the schedule that is subject for
adoption; and

WHEREAS, the Mayor and Council of
said City desire to adopt the same for the
City of Hattiesburg in assessing and col-
lecting ad valorem taxes on motor vehi-
cles for the ensuing year.

IT IS THEREFORE, HEREBY OR-
DERED BY THE MAYOR AND COUNCIL
OF THE CITY OF HATTIESBURG, MIS-
SISSIPPI, TO-WIT:

The Motor Vehicle Assessment
Schedule for the fiscal year 2020-21
adopted by the Mississippi Department of
Revenue under the provisions of the
Motor Vehicle Ad Valorem Tax Act of
1958, as amended by Laws of 1960,
being Section 27-51-21, Mississippi Code
of 1972, Annotated, is hereby adopted as
the Motor Vehicle Assessment Schedule
for the City of Hattiesburg, MS, for the fis-
cal year beginning October 1, 2020 and
ending September 30, 2021.

A public hearing of the Mayor and
Council of the City of Hattiesburg will be
held in the Jackie Dole Sherill Auditorium
located at 220 W Front Street Forrest
Street in said City at 4:00 December 7,
2020, for the purpose of hearing and tak-
ing action on any complaint or objection
filed in writing objection to and petitioning
for a special reduction of any portion of
said motor vehicle assessment schedule
affecting the complainant directly. Said
motor vehicle assessment schedule is
open for public inspection and examina-
tion in the Office of the Forrest and Lamar
County Tax Collectors until the date and
time of said hearing.

This order is entered, and the Clerk of
the City of Hattiesburg, Mississippi, shall
have published in a newspaper, published
and having a general circulation in the City
of Hattiesburg, a certified copy hereof,
pursuant to and as NOTICE under the
provisions of the Motor Vehicle Ad Val-
orem Tax Act of 1958, and Chapter 273 of
the Laws of 1960, otherwise designated
as Section 27-51-21 of the Mississippi
Code of 1972, Annotated.

SO, ORDERED AND APPROVED on
this 3rd day of November, 2020.

/s/KERMAS EATON, CITY CLERK
Published November 5, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, repre-
senting The PineBelt NEWS, a weekly newspapers published in
Lamar County and Forrest County, Mississippi, who, being duly
sworn, says that the notice, a true copy of which is hereto an-
nexed, appeared in the issues of said newspapers as follows:

Total # of Words: 265 Published 1 times

Date 1st Published: Nov 5 Amt: 31.80

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 31.80

Proof of Publication Fee: 3.00

TOTAL: 34.80

(signed) Christina Puiice
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 5th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H Bullock

FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - RFP Transit Master Notice
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

TRANSIT MASTER PLAN

RELEASE DATE: October 20, 2020
Planners, engineers, and other related
professionals familiar with transportation
and transit planning practices are re-
quested to submit a proposal to provide
professional services for the development
of a Transit Master Plan for the Hatties-
burg Urbanized Area.

The goal of the Transit Master Plan is
to create short-, mid- and long-range
plans for Hub City Transit, which provide

for an effective and efficient system, tak-
ing into consideration a variety of possible
transit types, available resources, and a
data-driven approach toward system im-
provement.

The intended outcome of this project
is a planning document that considers the
transportation demands and opportunities
unique to the area, considers and applies
transit options in addition to fixed route,
and is immediately actionable.

The deadline for Bidders to submit
written questions for information and/or
clarification is 3:00 PM on Thursday, No-
vember 19, 2020. All written questions re-
ceived by this deadline will be answered
in a written addendum.

The deadline for receipt of all submit-
tals is 10:00 A.M. on Thursday, December
3, 2020.

The Request for Proposals application
can be found on the MPO's website at
www.hattiesburgms.com/m/p.o,
www.hubcitytransit.com, or by email to
aesters@hattiesburgms.com. Questions
and answers will be posted on these
same websites. Interested professionals
should deliver six copies of proposals and
one PDF version on a flash drive or CD
by 10:00 a.m. on December 3, 2020 to:

Physical Address: Mailing Address:
Office of the City Clerk
Office of the City Clerk
City of Hattiesburg
City of Hattiesburg
200 Forrest Street P.O. Box 1898
Hattiesburg, Mississippi 39401
Hattiesburg, MS 39403
Published November 5, 2020



Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspaper published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 428 Published 1 times

Date 1st Published: Nov 5 Amt: 51.36

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 51.36

Proof of Publication Fee: 3.00

TOTAL: 54.36

(signed) Christina Price
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 5th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H Bullock
STATE OF MISSISSIPPI
NOTARY PUBLIC
ID # 71666
KATHERINE H. BULLOCK
Commission Expires
Oct. 28, 2023
LAMAR COUNTY

FOR OFFICE USE ONLY:

- ☐ Em P: 10/29/20
- ☐ App: _____
- ☐ File Name: COH - NOPH 2021 Action Plan
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

NOTICE OF PUBLIC HEARING AND COMMENT PERIOD FOR THE 2021 ACTION PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG & HOME) PROGRAMS AND APPLICABLE INFORMATION

ATTENTION: ALL HATTIESBURG, MISSISSIPPI RESIDENTS

The City of Hattiesburg, Mississippi anticipates receipt of Community Development Block Grant (CDBG) and HOME Investment Partnerships (HOME) Program funds from the U.S. Department of Housing and Urban Development in January 2021 or soon thereafter. These funds are estimated to total approximately

\$750,000. The funds will be used to meet the primary objectives of the Housing and Urban Development Act of 1974, as amended, by providing access to affordable, decent, safe and sanitary housing and a suitable living environment and expanding economic opportunities for persons of low and moderate income.

A Public Hearing is scheduled for November 23, 2020 at 5:00 p.m. in the Jackie Dole Sherrill Community Center, 220 W. Front Street for the purpose of receiving ideas, comments, and proposals on the creation of the 2021 Action Plan priorities and feedback on past activities. In light of social distancing requirements, this will be a VIRTUAL Public Hearing with access by internet or phone. For instructions on how to join the virtual Public Hearing, please contact the Department of Urban Development at (601) 545-4675 no later than 3:00pm on November 23, 2020. Public Comments on the topic will be taken between November 5, 2020 and December 7, 2020.

The City expects to receive:
CDBG entitlement grant of approximately \$546,000
HOME entitlement grant of approximately \$205,000

The City will consider any comments or views of citizens, agencies or units of local government received in writing and orally at the Public Hearing scheduled for November 23, 2020. Written comments will additionally be accepted in the Community Development Division through December 7, 2020. These comments will be utilized to assist in creating a draft plan which will be made available for review in the coming months. A summary of any comments accepted will be attached to the final action plan.

Comments related to this NOTICE may be sent to or delivered to City Hall, First Floor, Urban Development/Community Development Division, 200 Forrest Street, Hattiesburg, MS 39401.

If you have any questions regarding this information, please contact the Department at (601) 545-4556. Anyone requiring special accommodation in considering these proposals, providing related comments, or in attending the public hearing are encouraged to contact the Department of Urban Development at (601) 545-4675 or email shall@hattiesburgms.com in sufficient advance of meetings to make arrangements.

CITY OF HATTIESBURG, MISSISSIPPI
BY: Kemas Eaton
CITY CLERK
(SEAL)
Toby Barker, Mayor
Published November 5, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspaper published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 360 Published 1 times

Date 1st Published: Nov 12 Amt: 43.20

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 43.20

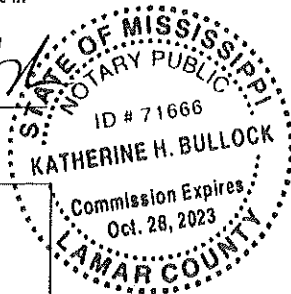
Proof of Publication Fee: 3.00

TOTAL: 46.20

(signed) [Signature]
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 12th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock



FOR OFFICE USE ONLY:

- ☐ Em P: 11/5/20
- ☐ App: _____
- ☐ File Name: COH - 2019 Amendment CV Func
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

PUBLIC NOTICE AND PUBLIC COMMENT PERIOD CITY OF HATTIESBURG CONSOLIDATED PLAN AND ACTION PLAN AMENDMENTS

NOTICE is hereby given that the City of Hattiesburg, Department of Urban Development has produced a draft amendment to the 2019 Action Plan, which outlines proposed use of CDBG grant funds from the U.S. Department of Housing and Urban Development.

The amendment proposed relates to the City's response to the COVID-19 pandemic, and serves to enable the City to incorporate a second special allocation of \$475,435 in CDBG grant funding from the U.S. Department of Housing and Urban Development (HUD). Further, this amendment takes advantage of a waiver offered by HUD to expedite the public comment process in order to put these funds to use as soon as possible. As such, residents and other stakeholders are encouraged to provide any comments no later than November 19, 2020.

NOTICE is further hereby given that the draft document will be available for review at www.hattiesburgms.com/community-development or at City Hall, First Floor, Department of Urban Development, 200 Forrest Street, Hattiesburg, MS.

NOTICE is further hereby given that a Public Hearing will be held Tuesday, November 17, 2020 at 5:00 p.m. to afford an opportunity for stakeholders and residents to provide feedback and comments related to the proposed amendment. In light of social distancing requirements, this will be a VIRTUAL Public Hearing with access by internet or phone. For instructions on how to join the virtual Public Hearing, please contact the Department of Urban Development at (601) 545-4675 no later than 3:00 p.m. on November 17, 2020.

Additionally, comments related to the draft document may be mailed to the City of Hattiesburg, Department of Urban Development, Community Development Division, P.O. Box 1898, Hattiesburg, MS 39403-1898, or delivered to City Hall, First Floor, Department of Urban Development, 200 Forrest Street, Hattiesburg, MS. Related comments should be delivered by November 19, 2020.

Questions may be directed to the Department of Urban Development at (601) 545-4558. To ensure compliance with the Americans with Disabilities Act (ADA), persons with disabilities that require aids or services to participate may contact the Department of Urban Development at (601) 545-4675; or e-mail shall@hattiesburgms.com in advance of meetings to make arrangements.

Published November 12, 2020

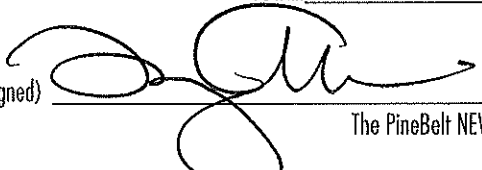
Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

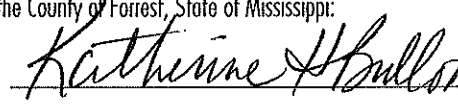
Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspapers published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 866 Published 1 times
Date 1st Published: Nov 12 Amt: 103.92
Date 2nd Published: _____ Amt: _____
Date 3rd Published: _____ Amt: _____
Date 4th Published: _____ Amt: _____
Date 5th Published: _____ Amt: _____
Subtotal Printer's Fee: 103.92
Proof of Publication Fee: 3.00
TOTAL: 106.92

(signed)  The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 12th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) 

FOR OFFICE USE ONLY:

- ☐ Em P: 11/16/20
☐ App: _____
☐ File Name: COH - Public Notice - HPC
☐ Invoice #: _____
☐ Inv. Crt/Mld: _____
☐ Pymt Rec.d: _____
☐ POP sent: _____

PUBLIC HEARING

NOTICE is hereby given that a petition has been filed by Joseph Lanford, President, HHNA, Applicant, and Seth M. Hunter, Attorney, to amend the City's Comprehensive Plan 2008-2028, Chapter - 7 Land Use and Development, Map 2. Future Land Use, to change the designated "Future Land Use" of Bay Street from the intersection of Hall Avenue to Gordon's Creek from "Neighborhood Business" to "Neighborhood Conservation District 1".

A PUBLIC HEARING in relation to the above described petition will be held at 1:00 p.m., Wednesday, December 2, 2020 in the Jackie Dole Sherrill Community Center, First Floor, Hattiesburg, Mississippi, before the Planning Commission of said City, at which time and at which hearing all parties of interest and citizens shall have an opportunity to be heard.

WITNESS my signature and the official seal of said City on this, the 5th day of November 2020.

CITY OF HATTIESBURG,
MISSISSIPPI
BY: /s/Kermas Eaton
CITY CLERK
(SEAL)
Published November 12, 2020

PUBLIC HEARING

NOTICE is hereby given that a petition has been filed by Marcella Strong, Applicant, as required in the Land Development Code, Ord. No. 3209, to close and vacate a portion of Fairlane Drive, a public platted street, which is located south of Mandalay Drive, north of Jamestown Road, and to the west of Colonial Place (Parcel 2-039D-18-120.00, PPIN 14667, Parcel 2-039D-18-119.00, PPIN 14668, Parcel 2-039D-18-116.00, PPIN 14669, and Parcel 2-039D-18-115.00, PPIN 14670, Ward 3). Said property being more particularly described as follows, to-wit:

Request to vacate the right-of-way and retain a utility easement for the portion of a platted public road known as Fairlane Drive in the Darwin Heights First Addition Subdivision, located in the Southwest 1/4 of the Northwest 1/4 of Section 18, Township 4 North, Range 13 West, Forrest County, Mississippi.

A PUBLIC HEARING in relation to the above described petition will be held at 1:00 p.m., Wednesday, December 2, 2020 in the Jackie Dole Sherrill Community Center, First Floor, Hattiesburg, Mississippi, before the Planning Commission of said City, at which time and at which hearing all parties of interest and citizens shall have an opportunity to be heard.

WITNESS my signature and the official seal of said City on this, the 5th day of November 2020.

CITY OF HATTIESBURG,
MISSISSIPPI
BY: /s/Kermas Eaton
CITY CLERK
(SEAL)
Published November 12, 2020

PUBLIC HEARING

NOTICE is hereby given that a petition has been filed by Andrea Saffle, Representative, and Scott Pipkins and Brian Saffle, Owners, as required in the Land Development Code, Ord. No. 3209, to change the zoning classification for a certain property located at 236 Mobile Street (Parcel 2-029J-10-290.00, PPIN 15690, Ward 4) from Section 4.5.12, B-5 (Regional Business) District to Section 4.5.11, B-4 (Downtown Business) District. Said property being more particularly described as follows, to-wit:

A part of lot 4 in Block 23 of Hardy & Scott Survey of the City of Hattiesburg, Forrest County, Mississippi, more particularly described as beginning at the NE corner of said Lot, said point of intersection of the South line of Second Street with the West line of Market Street (formerly Mobile Street) and run thence in a Southerly direction along the West line of Market Street 50 feet; run thence in a Westerly direction 50 feet; run then in a Northerly direction 50 feet to the South line of Second Street and run thence in a Easterly direction along the South line of Second Street a distance of 50 feet to the Point of Beginning.

A PUBLIC HEARING in relation to the above described petition will be held at 1:00 p.m., Wednesday, December 2, 2020 in the Jackie Dole Sherrill Community Center, First Floor, Hattiesburg, Mississippi, before the Planning Commission of said City, at which time and at which hearing all parties of interest and citizens shall have an opportunity to be heard.

WITNESS my signature and the official seal of said City on this, the 5th day of November 2020.

CITY OF HATTIESBURG,
MISSISSIPPI
BY: /s/Kermas Eaton
CITY CLERK
(SEAL)
Published November 12, 2020

PUBLIC HEARING

NOTICE is hereby given that a petition has been filed by Tracy Parker, Owner, as required in the Land Development Code, Ord. No. 3209, to change the zoning classification for a certain property located at 512 North Washington Avenue (Parcel 2-042E-26-212.00, PPIN 12551, Ward 5) from Section 4.5.5, R-1C (Single Family Residential) District to Section 4.5.2, A-2 (Agricultural Residential) District. Said property being more particularly described as follows, to-wit:

LOTS 5-11 INCL BLK 15 WASHINGTON HGTS S/D B375 P233 3/73 PREV #: 4551405
BLOCK 15 DEED BOOK-1019
PAGE-049
Subdivision: Washington Heights
Section 26, Township 4N, Range 13W
Parcel No.: 2-042E-26-212.00 PPIN: 12551

Forrest County, Mississippi A PUBLIC HEARING in relation to the above described petition will be held at 1:00 p.m., Wednesday, December 2, 2020 in the Jackie Dole Sherrill Community Center, First Floor, Hattiesburg, Mississippi, before the Planning Commission of said City, at which time and at which hearing all parties of interest and citizens shall have an opportunity to be heard.

WITNESS my signature and the official seal of said City on this, the 5th day of November 2020.

CITY OF HATTIESBURG,
MISSISSIPPI
BY: /s/Kermas Eaton
CITY CLERK
(SEAL)
Published November 12, 2020



Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspaper published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 240 Published 1 times

Date 1st Published: Nov 12 Amt: 28.80

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 28.80

Proof of Publication Fee: 3.00

TOTAL: 31.80

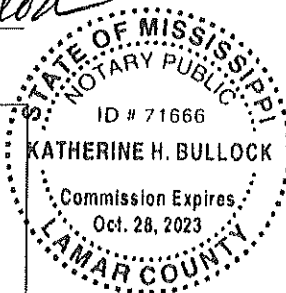
(signed) [Signature]
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 12th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock

FOR OFFICE USE ONLY:

- ☐ Em P: 11/6/20
- ☐ App: _____
- ☐ File Name: COH - Public Notice BOA
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____



PUBLIC HEARING

NOTICE is hereby given that a petition has been filed by Edward C. Ruffin, Jr., Representative, as required in the Land Development Code, Ord. No. 3209, to request a variance from Section 6, Table 6.1 "Minimum/Maximum Front Setback" for I-1, "40 feet", and instead allow a setback of ten (10) feet for a variance of thirty (30) feet along Highway 42 for a building located at 5116 Hwy 42 (Parcel 2-024P-32-014.00, PPIN 24603; Ward 1). Said property being more particularly described as follows, to-wit:

Part of the SW 1/4 of the SE 1/4 of Section 32 in Township 5 North, of Range 13 West, and more particularly described as the West two thirds of Lots 1 and 2 of the Wayside Subdivision as per map thereof of record in the Chancery Clerk's office, being a parcel of land 200 feet square, together with all appurtenances thereunto belonging.

A PUBLIC HEARING in relation to the above described petition will be held at 3:30 p.m., Wednesday, December 2, 2020 in the Jackie Dole Sherrill Community Center, First Floor, Hattiesburg, Mississippi, before the Board of Adjustment of said City, at which time and at which hearing all parties of interest and citizens shall have an opportunity to be heard.

WITNESS my signature and the official seal of said City on this, the 5th day of November 2020.

CITY OF HATTIESBURG,
MISSISSIPPI
BY: /s/Kermas Eaton
CITY CLERK
(SEAL)

Published November 12, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

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Total # of Words: 317 Published 1 times

Date 1st Published: Nov 12 Amt: 38.04

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 38.04

Proof of Publication Fee: 3.00

TOTAL: 41.04

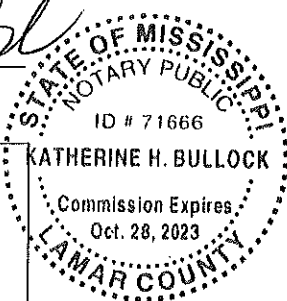
(signed) [Signature] The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 26th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H Bullock

FOR OFFICE USE ONLY:

- ☐ Em P: 11/6/20
☐ App: _____
☐ File Name: COH - PPP Amendment
☐ Invoice #: _____
☐ Inv. Crt/Mld: _____
☐ Pymt Rec.d: _____
☐ POP sent: _____



PUBLIC NOTICE

PUBLIC COMMENT PERIOD and
VIRTUAL PUBLIC HEARING Hattiesburg-Petal-Forrest-Lamar Metropolitan Planning Organization Public Participation Plan (PPP) Amendment

In response to U.S. Department of Transportation Federal Highway Administration (FHWA) and Federal Transit Administration (FTA) recent guidance related to virtual public involvement in the planning process for Metropolitan Planning Organizations, the Hattiesburg-Petal-Forrest-Lamar Metropolitan Planning Organization (HPFL-MPO) will be amending the current HPFL-MPO Public Participation Plan (PPP).

Due to recent COVID-19 pandemic protocols such as social distancing requirements, in-person meetings have been limited in participants. To ensure we meet requirements under statutes 23 U.S.C. 134-135 and 23 CFR 450 giving the public the ability to participate in the transportation planning process, virtual public hearings and meetings have become necessary. An amendment to our PPP addresses the implementation of a new and safe electronic venue for public participation in HPFL-MPO public hearings that does not require social contact.

The draft amendment will be available for review at www.hattiesburgms.com/mpo. A hard copy of the document can be requested by contacting the MPO office at 601.554.1008. The official review and comment period will be held from November 16, 2020 – December 30, 2020.

Written comments regarding the PPP amendment should be emailed to mpo@hattiesburgms.com or mailed to: Armendia Esters, MPO Division Manager

P.O. Box 1898
Hattiesburg, MS 39403

Additionally, HPFL-MPO is hosting a virtual public meeting on the matter at 5:00 p.m. on December 1, 2020. This will provide the public with another opportunity to make comments on the proposed PPP amendment.

Individuals who would like to participate in the virtual public meetings should contact the HPFL-MPO at 601.554.1008 by 1:00 p.m. on December 1, 2020. Access to the hearing will be available by computer, smart phone, or land line telephone.

Anyone who may require auxiliary aids or special accommodations to participate should advise the HPFL-MPO at least 10 business days in advance by calling 601.554.1008 or emailing aesters@hattiesburgms.com.

Published November 12, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspapers published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 344 Published 1 times

Date 1st Published: Nov 19 Amt: 41.28

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

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Proof of Publication Fee: 3.00

TOTAL: 44.28

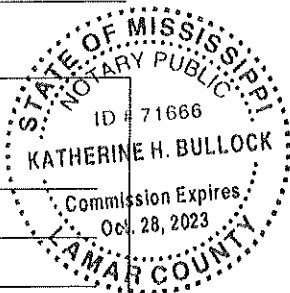
(signed) Christina Price
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 19th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi

(signed) Katherine H. Bullock

FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - 1425 W 7th St
- ☐ Invoice #: _____
- ☐ Inv. Cr/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____



NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S) AND/OR TO CLEAR ALL CODE VIOLATIONS

To: Carol Warren, 179 West Shore Drive, Hattiesburg, MS 39401; and all unknown persons claiming any right, title or interest in or to the hereinafter described property.

PLEASE TAKE NOTICE PURSUANT TO §21-19-11 of the Mississippi Code of 1972, as annotated and amended, the City Council of the City of Hattiesburg will hold a public hearing at 4:00 p.m. on Monday, December 7, 2020 in the Jackie Dole Sherrill Community Center, Hattiesburg, MS to determine whether or not the hereinafter-described property is in such a state of uncleanness to be a menace to the public health and safety of the community. You have a right to file an answer and to appear at said hearing in person or otherwise and to offer your defense, if any. If, at such hearing, the City Council shall adjudicate the property in its then condition to be a menace to the

health and safety of the community, the City of Hattiesburg shall, if the owner will not do so himself, proceed to have the land cleared pursuant to the aforesaid statute. The City of Hattiesburg may then adjudicate the costs plus penalty of cleaning said property and the costs may become assessment against the property, which shall be a lien against said property all as provided by statute, to wit: 1425 W. 7th St., Parcel: 2-028H-05-011.00 Hattiesburg, MS, and better described as: A part of the NE ¼ of the SE ¼ of Section 5, Township 4 North, Range 13 West, Forrest County, Mississippi, more particularly described as beginning at a point 678.75 feet West and 25 feet North of the SE corner of said NE ¼ of SE ¼, from said Point of Beginning run thence West 189.75 feet, run thence North 140 feet, run thence West 6 feet, run thence North 1155 feet, run thence East 195.75 feet, run thence South 1295 feet to the Point of Beginning.

Published November 19, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspapers published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 323 Published 1 times

Date 1st Published: Nov 19 Amt: 38.76

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 38.76

Proof of Publication Fee: 3.00

TOTAL: 41.76

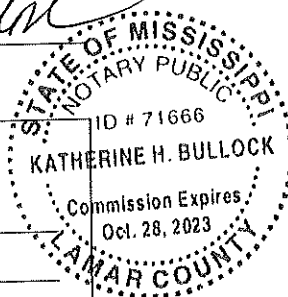
(signed) Christina Preece
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 1919
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H Bullock

FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - 706 New Orleans St
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____



NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S) AND/OR TO CLEAR ALL CODE VIOLATIONS

To: Maggie Pace (deceased), 706
New Orleans St., Hattiesburg, MS
39401, ACC Tax Sale Properties, 4905
B Poplar Springs Dr. Meridian, MS
39305, Long Land Inv., P O Box 7, Laud-
erdale, MS 39335; and all unknown per-
sons claiming any right, title or interest in
or to the hereinafter described property.

PLEASE TAKE NOTICE PURSUANT
TO §21-19-11 of the Mississippi Code of
1972, as annotated and amended, the
City Council of the City of Hattiesburg will
hold a public hearing at 4:00 p.m. on
Monday, December 7, 2020 in the Jackie
Dole Sherrill Community Center, Hatties-
burg, MS to determine whether or not the
hereinafter-described property is in such
a state of uncleanness to be a menace
to the public health and safety of the
community. You have a right to file an an-
swer and to appear at said hearing in
person or otherwise and to offer your de-
fense, if any. If, at such hearing, the City
Council shall adjudicate the property in
its then condition to be a menace to the
health and safety of the community, the
City of Hattiesburg shall, if the owner will
not do so himself, proceed to have the
land cleared pursuant to the aforesaid
statute. The City of Hattiesburg may then
adjudicate the costs plus penalty of
cleaning said property and the costs may
become assessment against the prop-
erty, which shall be a lien against said
property all as provided by statute, to wit:
706 New Orleans St., Parcel: 2-
029G-03-187.00 Hattiesburg, MS, and
better described as: Lot Three (3), Block
Thirteen (13) according to the Yellow
Pine Park Survey and Addition to the City
of Hattiesburg, Forrest County, Missis-
sippi, as per the official map or plat
thereof on the file in the office of the
Chancery Clerk of Forrest County.

Published November 19, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspapers published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 365 Published 1 times

Date 1st Published: Nov 19 Amt: 43.80

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 43.80

Proof of Publication Fee: 3.00

TOTAL: 46.80

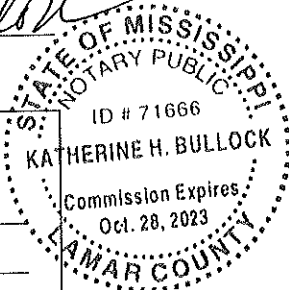
(signed) Christina Price
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 19th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock

FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - 102 Mohawk St
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____



NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S) AND/OR TO CLEAR ALL CODE VIOLATIONS

To: Vaughn Kelly & Family Partnership, 5071 Highway 42, Hattiesburg, MS 39401, MS TL LLC, 940 Centre Circle, Ste 2005, Altamonte Springs, FL 32714, Trustmark National Bank, 6401 Highway 98, Hattiesburg, MS 39401; and all unknown persons claiming any right, title or interest in or to the hereinafter described property.

PLEASE TAKE NOTICE PURSUANT TO §21-19-11 of the Mississippi Code of 1972, as annotated and amended, the City Council of the City of Hattiesburg will hold a public hearing at 4:00 p.m. on Monday, December 7, 2020 in the Jackie Dole Sherrill Community Center, Hattiesburg, MS to determine whether or not the hereinafter-described property is in such a state of uncleanness to be a menace to the public health and safety of the community. You have a right to file an answer and to appear at said hearing in person or otherwise and to offer your defense, if any. If, at such hearing, the City Council shall adjudicate the property in its then condition to be a menace to the health and safety of the community, the City of Hattiesburg shall, if the owner will not do so himself, proceed to have the land cleared pursuant to the aforesaid statute. The City of Hattiesburg may then adjudicate the costs plus penalty of cleaning said property and the costs may become assessment against the property, which shall be a lien against said property all as provided by statute, to wit:

102 Mohawk St., Parcel: 2-028B-05-040.00 Hattiesburg, MS, and better described as: Part of lot 4, Block 1, of the T.A. Cahal Subdivision, as per official map or plat thereof on file in the office of the Chancery Clerk of Forrest County, Mississippi, more particularly described

as commencing at NW Corner of said NE ¼ of NW ¼ of said Section 5, Township 4 North, Range 13 West; thence run South 80 feet; thence East 50 feet to the P.O.B.; thence East 82.85 feet; thence South 173.57 feet; thence West 82.85 feet North 173.57 feet back to the P.O.B.

Published November 19, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspaper published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 376 Published 1 times

Date 1st Published: Nov 19 Amt: 45.12

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 45.12

Proof of Publication Fee: 3.00

TOTAL: 48.12

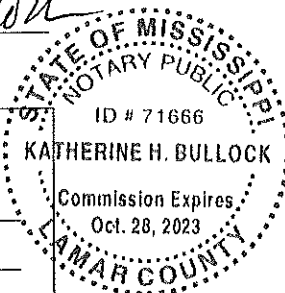
(signed) Kristina Purice
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 19th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H Bullock

FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - 107 South St
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____



NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S) AND/OR TO CLEAR ALL CODE VIOLATIONS

To: Jeanette Watson, 107 South Street, Hattiesburg, MS 39401, ACC Tax Sale Properties, 4905 B Poplar Springs Dr., Meridian, MS 39305, Symbiotic Partners, LLC, 4805 Poplar Springs Dr. Suite B, Meridian, MS 39305; and all unknown persons claiming any right, title or interest in or to the hereinafter described property.

PLEASE TAKE NOTICE PURSUANT TO §21-19-11 of the Mississippi Code of 1972, as annotated and amended, the City Council of the City of Hattiesburg will hold a public hearing at 4:00 p.m. on Monday, December 7, 2020 in the Jackie Dole Sherrill Community Center, Hattiesburg, MS to determine whether or not the hereinafter-described property is in such a state of uncleanness to be a menace to the public health and safety of the community. You have a right to file an answer and to appear at said hearing in person or otherwise and to offer your defense, if any. If, at such hearing, the City Council shall adjudicate the property in its then condition to be a menace to the health and safety of the community, the City of Hattiesburg shall, if the owner will not do so himself, proceed to have the land cleared pursuant to the aforesaid statute. The City of Hattiesburg may then adjudicate the costs plus penalty of cleaning said property and the costs may become assessment against the property, which shall be a lien against said property all as provided by statute, to wit:

107 South Street, Parcel: 2-029L-09-005.00 Hattiesburg, MS, and better described as: Commencing at the Northeast Corner of the Northeast Quarter of the Northwest Quarter of Section 9, Township 4 North, Range 13 West, and run thence South 30.00 feet to the South margin of 4th Street; thence run West along 4th Street South margin for 20.20 feet; thence run South 327.75 feet for a Point of Beginning; thence run West for 79.30 feet; thence run South 75.00 feet; thence run East 79.30 feet; thence run North 75.00 feet to the Point of Beginning. Said land being located in the City of Hattiesburg, County of Forrest and State of Mississippi

Published November 19, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspapers published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 286 Published 1 times

Date 1st Published: Nov 19 Amt: 34.32

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 34.32

Proof of Publication Fee: 3.00

TOTAL: 37.32

(signed) Christina Pucice
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 19th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock

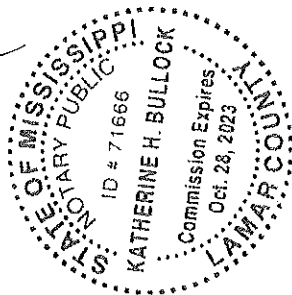
FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - 1211 Dewey St
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S) AND/OR TO CLEAR ALL CODE VIOLATIONS

To: HL&C Properties, LLC, P.O. Box
60, Picayune, MS 39466; and all un-
known persons claiming any right, title or
interest in or to the hereinafter described
property.

PLEASE TAKE NOTICE PURSUANT
TO §21-19-11 of the Mississippi Code of
1972, as annotated and amended, the
City Council of the City of Hattiesburg will
hold a public hearing at 4:00 p.m. on
Monday, December 7, 2020 in the Jackie
Dole Sherrill Community Center, Hatties-
burg, MS to determine whether or not the
hereinafter-described property is in such
a state of uncleanness to be a menace
to the public health and safety of the
community. You have a right to file an an-
swer and to appear at said hearing in
person or otherwise and to offer your de-
fense, if any. If, at such hearing, the City
Council shall adjudicate the property in
its then condition to be a menace to the
health and safety of the community, the
City of Hattiesburg shall, if the owner will
not do so himself, proceed to have the
land cleared pursuant to the aforesaid
statute. The City of Hattiesburg may then
adjudicate the costs plus penalty of
cleaning said property and the costs may
become assessment against the prop-
erty, which shall be a lien against said
property all as provided by statute, to wit:
1211 Dewey St., Parcel: 2-029B-03-
250.00 Hattiesburg, MS, and better de-
scribed as: Lot 5, Blk 3, Rec# 18188,
Mayflower Park 1211 Dewey St,
Mayflower Park - H I Ferguson, Section
3, Township 4 North, Range 13 West,
Parcel# 2029B03250.00, PPIN# 20331
Forrest County, MS.
Published November 19, 2020



Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspapers published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 528 Published 1 times

Date 1st Published: Nov 19 Amt: 63.36

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 63.36

Proof of Publication Fee: 3.00

TOTAL: 66.36

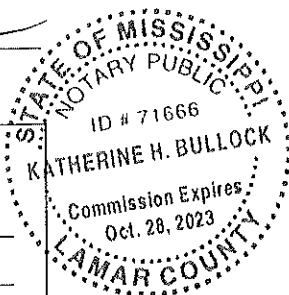
(signed) Christina Purice
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 19th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock

FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - 537 W 4th St
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____



NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S) AND/OR TO CLEAR ALL CODE VIOLATIONS

To: Holly Nichols, LLC, 4766 Bon Jour Lane, Nesbit MS 38651, Mitchell Lee, Long Land Investments, Adrian Floyd and Shownie Floyd; and all unknown persons claiming any right, title or interest in or to the hereinafter described property.

PLEASE TAKE NOTICE PURSUANT TO §21-19-11 of the Mississippi Code of 1972, as annotated and amended, the City Council of the City of Hattiesburg will hold a public hearing at 4:00 p.m. on Monday, December 7, 2020 in the Jackie Dole Sherrill Community Center, Hattiesburg, MS to determine whether or not the hereinafter-described property is in such a state of uncleanness to be a menace to the public health and safety of the community. You have a right to file an answer and to appear at said hearing in person or otherwise and to offer your defense, if any. If, at such hearing, the City Council shall adjudicate the property in its then condition to be a menace to the health and safety of the community, the City of Hattiesburg shall, if the owner will not do so himself, proceed to have the land cleared pursuant to the aforesaid statute. The City of Hattiesburg may then adjudicate the costs plus penalty of cleaning said property and the costs may become assessment against the property, which shall be a lien against said property all as provided by statute, to wit:

537 W. 4th Street, Parcel: 2-0385F-16-141.00 Hattiesburg, MS, and better described as: A part of Lot Four (4) of Block One hundred seventy-one (171) according to the Crittenden Survey of the said City of Hattiesburg and more particularly described as commencing at the Southwest Corner of N. M. Vineyard's lot, which said corner is on the North boundary line of West Fourth Street in said City and runs West along said boundary line of West Fourth Street 100 feet; thence North to the right of way of the Mississippi Central Railroad Company; thence East along the right of way of the said Mississippi Central Railroad Company 100 feet to the Northwest Corner of N. M. Vineyard's lot; thence South to the Point of Beginning.

In order to more definitely locate the said land and for said purpose it is hereby understood that N. M. Vineyard's lot above mentioned is described as commencing at the Southwest Corner of the Southwest Quarter of the Southeast Quarter, Section 4, Township 4 North, Range 13 West; thence North 30 feet to the North boundary of West Fourth Street; thence East along the North boundary of said street 307.6 feet to the point which is the point of beginning; thence North along an old fence 281 feet to the point which is the point of beginning; thence North along an old fence 281 feet to the M.C.R.R. right of way; thence Easterly along the South boundary of said right of way 100 feet; thence South along an old fence 273 feet to the North boundary of West Fourth Street; thence West 100 feet to the point of beginning.

Published November 19, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, repre-
senting The PineBelt NEWS, a weekly newspapers published in
Lamar County and Forrest County, Mississippi, who, being duly
sworn, says that the notice, a true copy of which is hereto an-
nexed, appeared in the issues of said newspapers as follows:

Total # of Words: 358 Published 1 times

Date 1st Published: Nov 19 Amt: 42.96

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 42.96

Proof of Publication Fee: 3.00

TOTAL: 45.96

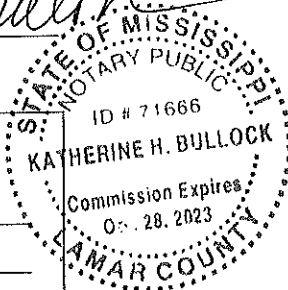
(signed) [Signature]
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 19th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) [Signature]

FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - 802 W Pine St
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____



NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S) AND/OR TO CLEAR ALL CODE VIOLATIONS

To: Marathon Asset Management c/o
Gavin Hamp Cooley, 2569 Little Black
Creek Rd., Purvis, MS 39475, T T L B
L, LLC; and all unknown persons claim-
ing any right, title or interest in or to the
hereinafter described property.

PLEASE TAKE NOTICE PURSUANT
TO §21-19-11 of the Mississippi Code of
1972, as annotated and amended, the
City Council of the City of Hattiesburg will
hold a public hearing at 4:00 p.m. on
Monday, December 7, 2020 in the Jackie
Dole Sherrill Community Center, Hatties-
burg, MS to determine whether or not the
hereinafter-described property is in such
a state of uncleanness to be a menace
to the public health and safety of the
community. You have a right to file an an-
swer and to appear at said hearing in
person or otherwise and to offer your de-
fense, if any. If, at such hearing, the City
Council shall adjudicate the property in
its then condition to be a menace to the
health and safety of the community, the
City of Hattiesburg shall, if the owner will
not do so himself, proceed to have the
land cleared pursuant to the aforesaid
statute. The City of Hattiesburg may then
adjudicate the costs plus penalty of
cleaning said property and the costs may
become assessment against the prop-
erty, which shall be a lien against said
property all as provided by statute, to wit:
802 W. Pine St., Parcel: 2-029N-09-
308.00 Hattiesburg, MS, and better de-
scribed as: Lots 15 and 16, Block 137 of
the Kamper Whinnery Extension No. 2
Survey of Addition of the City of Hatties-
burg, Forrest County, Mississippi, as per
the official plat map thereof on file in the

Office of Chancery Clerk of Forrest
County, Mississippi. Together with the
improvements thereon and belonging.
Less and except all of the oil, gas, and
other minerals of like kind and character
in, on, and under the above described
property which have been heretofore ex-
cepted, reserved, or conveyed by former
owners in the chain of title.
Published November 19, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspaper published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 298 Published 1 times

Date 1st Published: Nov 19 Amt: 35.76

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 35.76

Proof of Publication Fee: 3.00

TOTAL: 38.76

(signed) Christina Purice
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 19th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock
STATE OF MISSISSIPPI
NOTARY PUBLIC
ID # 71666
KATHERINE H. BULLOCK
Commission Expires
Oct. 28, 2023
LAMAR COUNTY

FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - 305 N 10th Ave
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S) AND/OR TO CLEAR ALL CODE VIOLATIONS

To: Ramsey J William, 604 Pineview Drive, Hattiesburg, MS 39402; and all unknown persons claiming any right, title or interest in or to the hereinafter described property.

PLEASE TAKE NOTICE PURSUANT TO §21-19-11 of the Mississippi Code of 1972, as annotated and amended, the City Council of the City of Hattiesburg will

hold a public hearing at 4:00 p.m. on Monday, December 7, 2020 in the Jackie Dole Sherrill Community Center, Hattiesburg, MS to determine whether or not the hereinafter-described property is in such a state of uncleanness to be a menace to the public health and safety of the community. You have a right to file an answer and to appear at said hearing in person or otherwise and to offer your defense, if any. If, at such hearing, the City Council shall adjudicate the property in its then condition to be a menace to the health and safety of the community, the City of Hattiesburg shall, if the owner will not do so himself, proceed to have the land cleared pursuant to the aforesaid statute. The City of Hattiesburg may then adjudicate the costs plus penalty of cleaning said property and the costs may become assessment against the property, which shall be a lien against said property all as provided by statute, to wit: 305 N 10th Avenue, Parcel: 2-029L-09-285.00 Hattiesburg, MS, and better described as: All of Lot 9 and Lot 8, less the East 3.5 Feet thereof on Block 4, of the J. L. McDaniel Subdivision of Blocks 4, 5, 12, and 13 of the John Kamper survey of the City of Hattiesburg, Forrest County, Mississippi.
Published November 19, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspaper published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 335 Published 1 times

Date 1st Published: Nov 19 Amt: 40.20

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 40.20

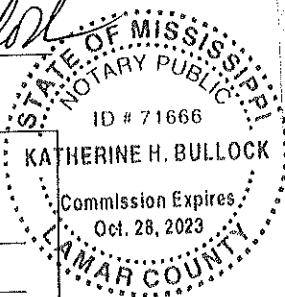
Proof of Publication Fee: 3.00

TOTAL: 43.20

(signed) Christina Purice
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 19th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock



FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - 702S 22nd
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S) AND/OR TO CLEAR ALL CODE VIOLATIONS

To: Karen Wells & James Robinson,
301 E 2nd Street, Trinidad, CO 80182,
Bank of America, 115 W. Government
St., Brandon, MS 39042, Federal Savings Bank; and all unknown persons claiming any right, title or interest in or to the hereinafter described property.

PLEASE TAKE NOTICE PURSUANT TO §21-19-11 of the Mississippi Code of 1972, as annotated and amended, the City Council of the City of Hattiesburg will hold a public hearing at 4:00 p.m. on Monday, December 7, 2020 in the Jackie Dole Sherrill Community Center, Hattiesburg, MS to determine whether or not the

hereinafter-described property is in such a state of uncleanness to be a menace to the public health and safety of the community. You have a right to file an answer and to appear at said hearing in person or otherwise and to offer your defense, if any. If, at such hearing, the City Council shall adjudicate the property in its then condition to be a menace to the health and safety of the community, the City of Hattiesburg shall, if the owner will not do so himself, proceed to have the land cleared pursuant to the aforesaid statute. The City of Hattiesburg may then adjudicate the costs plus penalty of cleaning said property and the costs may become assessment against the property, which shall be a lien against said property all as provided by statute, to wit:

702 S. 22nd Avenue, Parcel: 2-039B-17-047.00 Hattiesburg, MS, and better described as: The South 55 ft. of Lot two (2) and the North 10 feet of lot three (3), block two (2) of the Audubon Subdivision in the City of Hattiesburg County of Forrest, State of Mississippi, as per the map or plat thereof on file in the Office of Chancery Clerk of Forrest County, Mississippi, together with all improvements thereon and appurtenances thereunto belonging

Published November 19, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspaper published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 285 Published 3 times

Date 1st Published: Nov 19 Amt: 34.20

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 34.20

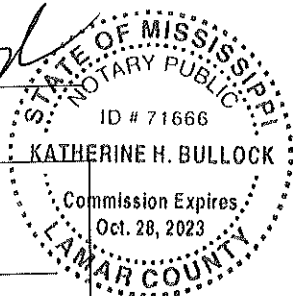
Proof of Publication Fee: 3.00

TOTAL: 37.20

(signed) Christina Purice
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 19th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock



FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - 117 E Scooba St
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S) AND/OR TO CLEAR ALL CODE VIOLATIONS

To: John E & Exie Jean Rawls, 9297
Highway 98 W, Sumrall, MS 39482, 16th
Section Land, State of Mississippi; and
all unknown persons claiming any right,
title or interest in or to the hereinafter de-
scribed property.

PLEASE TAKE NOTICE PURSUANT
TO §21-19-11 of the Mississippi Code of
1972, as annotated and amended, the
City Council of the City of Hattiesburg will
hold a public hearing at 4:00 p.m. on
Monday, December 7, 2020 in the Jackie
Dole Sherrill Community Center, Hatties-
burg, MS to determine whether or not the
hereinafter-described property is in such
a state of uncleanness to be a menace
to the public health and safety of the
community. You have a right to file an an-
swer and to appear at said hearing in
person or otherwise and to offer your de-
fense, if any. If, at such hearing, the City
Council shall adjudicate the property in
its then condition to be a menace to the
health and safety of the community, the
City of Hattiesburg shall, if the owner will
not do so himself, proceed to have the
land cleared pursuant to the aforesaid
statute. The City of Hattiesburg may then
adjudicate the costs plus penalty of
cleaning said property and the costs may
become assessment against the prop-
erty, which shall be a lien against said
property all as provided by statute, to wit:
117 E. Scooba St., Parcel: 2-038C-
16-278.00 Hattiesburg, MS, and better
described as: Lot 16, Block 4 of the D D
McInnis 3rd Addition, in the City of Hat-
tiesburg, Forrest County, Mississippi.
Published November 19, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspaper published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 291 Published 1 times

Date 1st Published: Nov 19 Amt: 34.92

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 34.92

Proof of Publication Fee: 3.00

TOTAL: 37.92

(signed) Christina Purice
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 19th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock
STATE OF MISSISSIPPI
NOTARY PUBLIC
ID # 71666
KATHERINE H. BULLOCK
Commission Expires
Oct. 23, 2023
LAMAR COUNTY

FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - 423 E Scooba St
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S) AND/OR TO CLEAR ALL CODE VIOLATIONS

To: 16th Section Land, State of Mississippi, Hattie Weight, Ike Wright and Shamera Wright, 410 Scooba St., Hattiesburg, MS 39401; and all unknown persons claiming any right, title or interest in or to the hereinafter described property.

PLEASE TAKE NOTICE PURSUANT TO §21-19-11 of the Mississippi Code of 1972, as annotated and amended, the City Council of the City of Hattiesburg will hold a public hearing at 4:00 p.m. on Monday, December 7, 2020 in the Jackie Dole Sherrill Community Center, Hattiesburg, MS to determine whether or not the hereinafter-described property is in such a state of uncleanness to be a menace to the public health and safety of the community. You have a right to file an answer and to appear at said hearing in person or otherwise and to offer your defense, if any. If, at such hearing, the City Council shall adjudicate the property in its then condition to be a menace to the health and safety of the community, the City of Hattiesburg shall, if the owner will not do so himself, proceed to have the land cleared pursuant to the aforesaid statute. The City of Hattiesburg may then adjudicate the costs plus penalty of cleaning said property and the costs may become assessment against the property, which shall be a lien against said property all as provided by statute, to wit:

423 Scooba Street, Parcel: 2-038F-16-091.00 Hattiesburg, MS, and better described as: Lots 16, 17, 20 & the North half of Lot 21, Block 40 of the R.W. Rawls Subdivision. In the City of Hattiesburg, Forrest County, Mississippi.

Published November 19, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, repre-
senting The PineBelt NEWS, a weekly newspapers published in
Lamar County and Forrest County, Mississippi, who, being duly
sworn, says that the notice, a true copy of which is hereto an-
nexed, appeared in the issues of said newspapers as follows:

Total # of Words: 296 Published 1 times

Date 1st Published: Nov 19 Amt: 35.52

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 35.52

Proof of Publication Fee: 3.00

TOTAL: 38.52

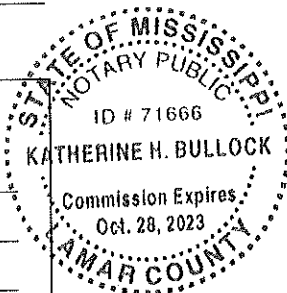
(signed) Christina Police
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 19th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi;

(signed) Katherine H. Bullock

FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - 521 Barnes Ave
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____



NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S) AND/OR TO CLEAR ALL CODE VIOLATIONS

To: Emma Pugh, 506 Barnes Avenue,
Hattiesburg, MS 39401; and all un-
known persons claiming any right, title or
interest in or to the hereinafter described
property.

PLEASE TAKE NOTICE PURSUANT
TO §21-19-11 of the Mississippi Code of
1972, as annotated and amended, the
City Council of the City of Hattiesburg will
hold a public hearing at 4:00 p.m. on
Monday, December 7, 2020 in the Jackie
Dole Sherrill Community Center, Hatties-
burg, MS to determine whether or not the
hereinafter-described property is in such
a state of uncleanness to be a menace
to the public health and safety of the
community. You have a right to file an an-
swer and to appear at said hearing in per-
son or otherwise and to offer your de-
fense, if any. If, at such hearing, the City
Council shall adjudicate the property in
its then condition to be a menace to the
health and safety of the community, the
City of Hattiesburg shall, if the owner will
not do so himself, proceed to have the
land cleared pursuant to the aforesaid
statute. The City of Hattiesburg may then
adjudicate the costs plus penalty of
cleaning said property and the costs may
become assessment against the prop-
erty, which shall be a lien against said
property all as provided by statute, to wit:

521 Barnes Avenue, Parcel: 2-042G-
25-140.00 Hattiesburg, MS, and better
described as: Lot twelve (12), Block two
(2) of the Tosh Barnes Subdivision, ac-
cording to a map or plat thereof on file
and of record in the office of the
Chancery Clerk of Forrest County, Mis-
sissippi, and files in plat cabinet A, slot
113.

Published November 19, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspapers published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 389 Published 1 times

Date 1st Published: Nov 19 Amt: 46.68

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 46.68

Proof of Publication Fee: 3.00

TOTAL: 49.68

(signed) Christina Puce
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 19th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi;

(signed) Katherine H. Bullock

FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - 1215 N 32nd Ave
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

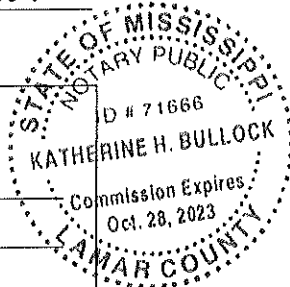
NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S) AND/OR TO CLEAR ALL CODE VIOLATIONS

To: Michael & Linda B. Boyd, 1215 N.
32nd Avenue, Hattiesburg, MS 39401;
and all unknown persons claiming any
right, title or interest in or to the here-
inafter described property.

PLEASE TAKE NOTICE PURSUANT
TO §21-19-11 of the Mississippi Code of
1972, as annotated and amended, the
City Council of the City of Hattiesburg will
hold a public hearing at 4:00 p.m. on
Monday, December 7, 2020 in the Jackie
Dole Sherrill Community Center, Hatties-
burg, MS to determine whether or not the
hereinafter-described property is in such
a state of uncleanness to be a menace
to the public health and safety of the
community. You have a right to file an an-
swer and to appear at said hearing in
person or otherwise and to offer your de-
fense, if any. If, at such hearing, the City
Council shall adjudicate the property in
its then condition to be a menace to the
health and safety of the community, the
City of Hattiesburg shall, if the owner will
not do so himself, proceed to have the
land cleared pursuant to the aforesaid
statute. The City of Hattiesburg may then
adjudicate the costs plus penalty of
cleaning said property and the costs may
become assessment against the prop-
erty, which shall be a lien against said
property all as provided by statute, to wit:

1215 N. 32nd Avenue, Parcel: 2-
028C-06-035.00 Hattiesburg, MS, and
better described as: A part of lots 7 & 8,
block 3, Lakeview Subdivision, Hatties-
burg, Forrest County, Mississippi, and
more particularly described as follows:
Begin at the Northwest corner of said Lot
and run South 89° 45' 40" East along the
North line of said lots 7 and 8, 191.42
feet to the Northeast corner of said lot 8,
thence South 0° 47' 11" West along the
East line of said Lot 8, 75.51 feet; thence
North 89° 55' 40" West 200.03 feet to the
West line of said Lot 7; thence North 7°
14' East along the said West line of Lot
7 and the East right-of-way line of North
31st Avenue, 76.66 feet to the Point of
Beginning, said parcel containing 0.34
acres, more or less; together with all im-
provements lying thereon and appurte-
nances thereunto belonging.

Published November 19, 2020



Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspapers published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 239 Published 2 times

Date 1st Published: Nov 25 Amt: 28.68

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 28.68

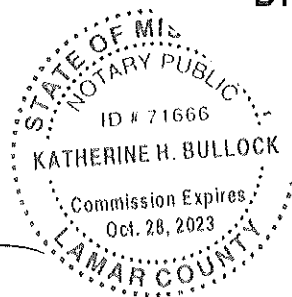
Proof of Publication Fee: 3.00

TOTAL: 31.68

(signed) Christina Pince
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 325th
day of november, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock



NOTICE TO BIDDERS

PURSUANT to the provisions of Chapter 105, Article 3, Volume 9, and more Specifically, Section 27-105-301 through 27-105-371, Mississippi Code of 1972, as Annotated and Amended, NOTICE IS HEREBY GIVEN TO ALL FINANCIAL INSTITUTIONS, INSURED AS REQUIRED BY STATE STATUTE, in the City of Hattiesburg, Mississippi, that the Mayor and Council of the City of Hattiesburg, Mississippi, will receive sealed bids until 10:00 A.M., December 17, 2020, in the City Clerk's Office in City Hall, P.O. Box 1898, Hattiesburg, Mississippi, 39403, and will be opened and considered for the privilege of keeping funds of said City of Hattiesburg, or any part thereof, for a period of two (2) years, such bids to be submitted as provided by law and particularly as provided by Chapter 105, Article 3, Volume 9, of the Mississippi Code of 1972, as Annotated and Amended.

Each BID must be received in a sealed envelope which is marked in the lower left hand corner EXACTLY as follows:

BID:

TWO (2) YEAR DEPOSITORIES
OPENING 10:00 A.M. DECEMBER 17, 2020

Each BID should also specify the kind(s) of securities to be given as security for funds Pursuant to State Statute.
Published by Order of the Council on this the 17th day of November 2020.

CITY OF HATTIESBURG, MISSISSIPPI

BY: Kermas Eaton /s/
CITY CLERK

Published November 25, December 3, 2020.

FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - Depositories
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspapers published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 249 Published 2 times

Date 1st Published: Nov 19 Amt: 29.88

Date 2nd Published: Nov 26 Amt: 24.90

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 54.78

Proof of Publication Fee: 3.00

TOTAL: 57.78

(signed) Christina Price
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 3rd
day of December, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock



FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - NTB - QEC
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

NOTICE TO BIDDERS

NOTICE is hereby given that the City of Hattiesburg, Mississippi will receive Statements of Qualifications until 10:00 A.M., Thursday, December 3, 2020, in the City Clerk's Office in the City Hall for the following:

Qualified Eligible Contractors for the purposes of housing rehabilitation, housing repair, housing reconstruction and related activities as needed for a period ending December 31, 2022 for the Department of Urban Development - Community Development Division.

The above shall be delivered as per detailed specifications on file in the Office of the Clerk, P.O. Box 1898, 200 Forrest Street, Hattiesburg, Mississippi, 39403-1898, (601) 545-4552, which may be obtained upon request. Technical assistance is available to all interested parties by calling (601) 545-4558.

Each PROPOSAL must be received in a sealed envelope which is marked in the lower left-hand corner with the words "Request for Qualifications - Qualified Eligible Contractors" and the DATE OF BID OPENING ("December 3, 2020").

The purpose of this solicitation is to establish a list of Qualified Eligible Contractors for participation in the City's CDBG and HOME programs. Respondents meeting the established criteria will be placed on a list of QECs in accordance with the City's Housing Rehabilitation/Reconstruction, and Housing Repair Grants Manual. Notwithstanding, the

Council reserves the right to reject any or all bids received and to waive formalities.

PUBLISHED by Order of the Council
on this, the 17th day of November 2020.
CITY OF HATTIESBURG,
MISSISSIPPI
BY: Kermas Eaton CITY CLERK
(SEAL)
Toby Barker, Mayor
Published November 19, 25, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspapers published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 215 Published 2 times

Date 1st Published: Oct 29 Amt: 25.80

Date 2nd Published: Nov 5 Amt: 21.50 ✓

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 47.30

Proof of Publication Fee: 3.00

TOTAL: 50.30

(signed) Christina Prince
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 5th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock



FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - NTB - Demolition
- ☐ Invoice #: _____
- ☐ Inv. Cr/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

NOTICE TO BIDDERS

NOTICE is hereby given that the Mayor and Council of the City of Hattiesburg, Mississippi, will receive sealed bids until November 19, at 10:00 a.m., in the City Clerk's Office, in the City Hall of said City, for furnishing the City's requirements for the following supplies, to-wit:

ITEM: DEMOLITION AND RELATED SERVICES FOR THE CITY OF HATTIESBURG

The above shall be bid upon and delivered as per detailed specifications on file in the Office of the City Clerk, 200 Forrest Street, Hattiesburg, Mississippi, 39403, (601) 545-4552, which may be obtained upon request.

SEALED BIDS:

Sealed bids must be received in a sealed envelope which is marked in the lower left-hand corner with the word BID and the DEMOLITION AND RELATED SERVICES on which bid is being made and the DATE OF BID OPENING.

The lowest and best bid received will be accepted, subject to the provisions of Section 31-7-13 of the Mississippi Code of 1972, Annotated as Amended, and other applicable State law; but the Council reserves the right to reject any or all bids received and to waive formalities.

PUBLISHED by Order of the Council on this, the 20th of October.
CITY OF HATTIESBURG,
MISSISSIPPI

Kermas Eaton/s/
CITY CLERK
(SEAL)

Published October 29,
November 5, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspaper published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 217 Published 2 times

Date 1st Published: Oct 29 Amt: 26.04

Date 2nd Published: Nov 5 Amt: 21.70 ✓

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 47.74

Proof of Publication Fee: 3.00

TOTAL: 50.74

(signed) Christina Purice
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 12th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock



FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - NOB-Lot Clearing
- ☐ Invoice #: _____
- ☐ Inv. Cr/Md: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

NOTICE TO BIDDERS

NOTICE is hereby given that the Mayor and Council of the City of Hattiesburg, Mississippi, will receive sealed bids until November 19, 2020 at 10:00 a.m., in the City Clerk's Office, in the City Hall of said City, for furnishing the City's requirements for the following supplies, to-wit:

ITEM: LOT CLEARING/GRASS CUTTING FOR THE CITY OF HATTIESBURG

The above shall be bid upon and delivered as per detailed specifications on file in the Office of the City Clerk, 200 Forrest Street, Hattiesburg, Mississippi, 39403, (601) 545-4552, which may be obtained upon request.

SEALED BIDS:

Sealed bids must be received in a sealed envelope which is marked in the lower left-hand corner with the word BID and the LOT CLEARING/GRASS CUTTING AND RELATED SERVICES on which bid is being made and the DATE OF BID OPENING.

The lowest and best bid received will be accepted, subject to the provisions of Section 31-7-13 of the Mississippi Code of 1972, Annotated as Amended, and other applicable State law; but the Council reserves the right to reject any or all bids received and to waive formalities.

PUBLISHED by Order of the Council on this, the 20th of October.
CITY OF HATTIESBURG,
MISSISSIPPI

Kermas Eaton/s/
CITY CLERK
(SEAL)
Published October 29,
November 5, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspapers published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 439 Published 1 times

Date 1st Published: Nov 5 Amt: 52.68

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 52.68

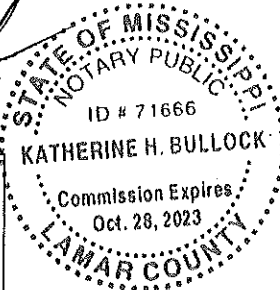
Proof of Publication Fee: 3.00

TOTAL: 55.68

(signed) Christina Purice
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 19th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock



FOR OFFICE USE ONLY:

- ☐ Em P: 10/27/20
- ☐ App: _____
- ☐ File Name: COH - Motor Vehicle
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

PUBLIC NOTICE AND ORDER OF MAYOR AND COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI,

ADOPTING A MOTOR VEHICLE ASSESSMENT SCHEDULE FOR THE CITY OF HATTIESBURG, MISSISSIPPI FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2020 AND ENDING SEPTEMBER 30, 2021.

WHEREAS, the Mayor and Council of the City of Hattiesburg, Mississippi, have received from the Mississippi Department of Revenue notice of the adoption of the Motor Vehicle Assessment Schedule by said department for the fiscal year 2020-21; and

WHEREAS, the hard copy schedule of assessments by property code is no longer produced and the assessment schedule for passenger vehicles and lights trucks is produced only the computer system of the county tax collector, and is the schedule that is subject for adoption; and

WHEREAS, the Mayor and Council of said City desire to adopt the same for the City of Hattiesburg in assessing and collecting ad valorem taxes on motor vehicles for the ensuing year.

IT IS THEREFORE, HEREBY ORDERED BY THE MAYOR AND COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI, TO-WIT:

The Motor Vehicle Assessment Schedule for the fiscal year 2020-21 adopted by the Mississippi Department of Revenue under the provisions of the Motor Vehicle Ad Valorem Tax Act of 1958, as amended by Laws of 1960, being Section 27-51-21, Mississippi Code of 1972, Annotated, is hereby adopted as the Motor Vehicle Assessment Schedule for the City of Hattiesburg, MS, for the fiscal year beginning October 1, 2020 and ending September 30, 2021.

A public hearing of the Mayor and Council of the City of Hattiesburg will be held in the Jackie Dole Sherill Auditorium located at 220 W Front Street Forrest Street in said City at 4:00 December 7, 2020, for the purpose of hearing and taking action on any complaint or objection filed in writing objection to and petitioning for a special reduction of any portion of said motor vehicle assessment schedule affecting the complainant directly. Said motor vehicle assessment schedule is open for public inspection and examination in the Office of the Forrest and Lamar County Tax Collectors until the date and time of said hearing.

This order is entered, and the Clerk of the City of Hattiesburg, Mississippi, shall have published in a newspaper, published and having a general circulation in the City of Hattiesburg, a certified copy hereof, pursuant to and as NOTICE under the provisions of the Motor Vehicle Ad Valorem Tax Act of 1958, and Chapter 273 of the Laws of 1960, otherwise designated as Section 27-51-21 of the Mississippi Code Of 1972, Annotated.

SO, ORDERED AND APPROVED on this 3rd day of November, 2020.

/s/KERMAS EATON, CITY CLERK
Published November 5, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspaper published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 265 Published 1 times
Date 1st Published: Nov 5 Amt: 31.80
Date 2nd Published: _____ Amt: _____
Date 3rd Published: _____ Amt: _____
Date 4th Published: _____ Amt: _____
Date 5th Published: _____ Amt: _____
Subtotal Printer's Fee: 31.80
Proof of Publication Fee: 3.00
TOTAL: 34.80

(signed) Christina Puiice
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 5th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H Bullock

FOR OFFICE USE ONLY:

- ☐ Em P: _____
- ☐ App: _____
- ☐ File Name: COH - RFP Transit Master Notice
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

TRANSIT MASTER PLAN

RELEASE DATE: October 20, 2020
Planners, engineers, and other related professionals familiar with transportation and transit planning practices are requested to submit a proposal to provide professional services for the development of a Transit Master Plan for the Hattiesburg Urbanized Area.

The goal of the Transit Master Plan is to create short-, mid- and long-range plans for Hub City Transit, which provide

for an effective and efficient system, taking into consideration a variety of possible transit types, available resources, and a data-driven approach toward system improvement.

The intended outcome of this project is a planning document that considers the transportation demands and opportunities unique to the area, considers and applies transit options in addition to fixed route, and is immediately actionable.

The deadline for Bidders to submit written questions for information and/or clarification is 3:00 PM on Thursday, November 19, 2020. All written questions received by this deadline will be answered in a written addendum.

The deadline for receipt of all submissions is 10:00 A.M. on Thursday, December 3, 2020.

The Request for Proposals application can be found on the MPO's website at www.hattiesburgms.com/m/p.o, www.hubcitytransit.com, or by email to aesters@hattiesburgms.com. Questions and answers will be posted on these same websites. Interested professionals should deliver six copies of proposals and one PDF version on a flash drive or CD by 10:00 a.m. on December 3, 2020 to:

Physical Address: Mailing Address:
Office of the City Clerk
Office of the City Clerk
City of Hattiesburg
City of Hattiesburg
200 Forrest Street P.O. Box 1898
Hattiesburg, Mississippi 39401
Hattiesburg, MS 39403
Published November 5, 2020



Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspaper published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 428 Published 1 times

Date 1st Published: Nov 5 Amt: 51.36

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 51.36

Proof of Publication Fee: 3.00

TOTAL: 54.36

(signed) Christina Purice
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 5th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock
STATE OF MISSISSIPPI
NOTARY PUBLIC
ID # 71666
KATHERINE H. BULLOCK
Commission Expires
Oct. 28, 2023
LAMAR COUNTY

FOR OFFICE USE ONLY:

- ☐ Em P: 10/29/20
- ☐ App: _____
- ☐ File Name: COH - NOPH 2021 Action Plan
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

NOTICE OF PUBLIC HEARING AND COMMENT PERIOD FOR THE 2021 ACTION PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG & HOME) PROGRAMS AND APPLICABLE INFORMATION

ATTENTION: ALL HATTIESBURG, MISSISSIPPI RESIDENTS

The City of Hattiesburg, Mississippi anticipates receipt of Community Development Block Grant (CDBG) and HOME Investment Partnerships (HOME) Program funds from the U.S. Department of Housing and Urban Development in January 2021 or soon thereafter. These funds are estimated to total approximately

\$750,000. The funds will be used to meet the primary objectives of the Housing and Urban Development Act of 1974, as amended, by providing access to affordable, decent, safe and sanitary housing and a suitable living environment and expanding economic opportunities for persons of low and moderate income.

A Public Hearing is scheduled for November 23, 2020 at 5:00 p.m. in the Jackie Dole Sherrill Community Center, 220 W. Front Street for the purpose of receiving ideas, comments, and proposals on the creation of the 2021 Action Plan priorities and feedback on past activities. In light of social distancing requirements, this will be a VIRTUAL Public Hearing with access by internet or phone. For instructions on how to join the virtual Public Hearing, please contact the Department of Urban Development at (601) 545-4675 no later than 3:00pm on November 23, 2020. Public Comments on the topic will be taken between November 5, 2020 and December 7, 2020.

The City expects to receive:

CDBG entitlement grant of approximately \$546,000

HOME entitlement grant of approximately \$205,000

The City will consider any comments or views of citizens, agencies or units of local government received in writing and orally at the Public Hearing scheduled for November 23, 2020. Written comments will additionally be accepted in the Community Development Division through December 7, 2020. These comments will be utilized to assist in creating a draft plan which will be made available for review in the coming months. A summary of any comments accepted will be attached to the final action plan.

Comments related to this NOTICE may be sent to or delivered to City Hall, First Floor, Urban Development/Community Development Division, 200 Forrest Street, Hattiesburg, MS 39401.

If you have any questions regarding this information, please contact the Department at (601) 545-4558. Anyone requiring special accommodation in considering these proposals, providing re-

lated comments, or in attending the public hearing are encouraged to contact the Department of Urban Development at (601) 545-4675 or email shall@hattiesburgms.com in sufficient advance of meetings to make arrangements.

CITY OF HATTIESBURG, MISSISSIPPI
BY: Kemas Eaton
CITY CLERK
(SEAL)
Toby Barker, Mayor
Published November 5, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspaper published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 360 Published 1 times

Date 1st Published: Nov 12 Amt: 43.20

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

Subtotal Printer's Fee: 43.20

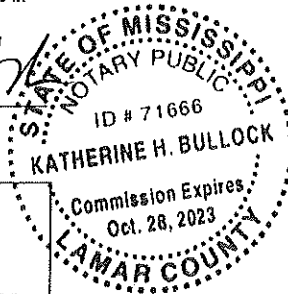
Proof of Publication Fee: 3.00

TOTAL: 46.20

(signed) [Signature]
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 12th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) Katherine H. Bullock



FOR OFFICE USE ONLY:

- ☐ Em P: 11/5/20
- ☐ App: _____
- ☐ File Name: COH - 2019 Amendment CV Fun
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

PUBLIC NOTICE AND PUBLIC COMMENT PERIOD CITY OF HATTIESBURG CONSOLIDATED PLAN AND ACTION PLAN AMENDMENTS

NOTICE is hereby given that the City of Hattiesburg, Department of Urban Development has produced a draft amendment to the 2019 Action Plan, which outlines proposed use of CDBG grant funds from the U.S. Department of Housing and Urban Development.

The amendment proposed relates to the City's response to the COVID-19 pandemic, and serves to enable the City to incorporate a second special allocation of \$475,435 in CDBG grant funding from the U.S. Department of Housing and Urban Development (HUD). Further, this amendment takes advantage of a waiver offered by HUD to expedite the public comment process in order to put these funds to use as soon as possible. As such, residents and other stakeholders are encouraged to provide any comments no later than November 19, 2020.

NOTICE is further hereby given that the draft document will be available for review at www.hattiesburgms.com/community-development or at City Hall, First Floor, Department of Urban Development, 200 Forrest Street, Hattiesburg, MS.

NOTICE is further hereby given that a Public Hearing will be held Tuesday, November 17, 2020 at 5:00 p.m. to afford an opportunity for stakeholders and residents to provide feedback and comments related to the proposed amendment. In light of social distancing requirements, this will be a VIRTUAL Public Hearing with access by internet or phone. For instructions on how to join the virtual Public Hearing, please contact the Department of Urban Development at (601) 545-4675 no later than 3:00 p.m. on November 17, 2020.

Additionally, comments related to the draft document may be mailed to the City of Hattiesburg, Department of Urban Development, Community Development Division, P.O. Box 1898, Hattiesburg, MS 39403-1898, or delivered to City Hall, First Floor, Department of Urban Development, 200 Forrest Street, Hattiesburg, MS. Related comments should be delivered by November 19, 2020.

Questions may be directed to the Department of Urban Development at (601) 545-4558. To ensure compliance with the Americans with Disabilities Act (ADA), persons with disabilities that require aids or services to participate may contact the Department of Urban Development at (601) 545-4675; or e-mail shall@hattiesburgms.com in advance of meetings to make arrangements.

Published November 12, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspapers published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 866 Published 1 times

Date 1st Published: Nov 12 Amt: 103.92

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

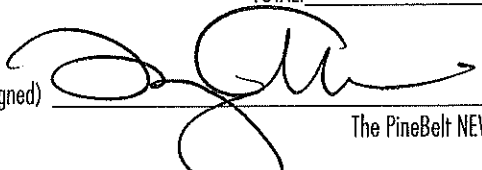
Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

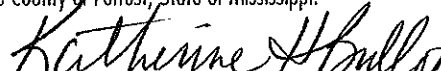
Subtotal Printer's Fee: 103.92

Proof of Publication Fee: 3.00

TOTAL: 106.92

(signed) 
The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 12th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) 
KATHERINE H. BULLOCK



FOR OFFICE USE ONLY:

- ☐ Em P: 11/16/20
- ☐ App: _____
- ☐ File Name: COH - Public Notice -HPC
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____

PUBLIC HEARING

NOTICE is hereby given that a petition has been filed by Joseph Lanford, President, HHNA, Applicant, and Seth M. Hunter, Attorney, to amend the City's Comprehensive Plan 2008-2028, Chapter - 7 Land Use and Development, Map 2: Future Land Use, to change the designated "Future Land Use" of Bay Street from the intersection of Hall Avenue to Gordon's Creek from "Neighborhood Business" to "Neighborhood Conservation District 1".

A PUBLIC HEARING in relation to the above described petition will be held at 1:00 p.m., Wednesday, December 2, 2020 in the Jackie Dole Sherrill Community Center, First Floor, Hattiesburg, Mississippi, before the Planning Commission of said City, at which time and at which hearing all parties of interest and citizens shall have an opportunity to be heard.

WITNESS my signature and the official seal of said City on this, the 5th day of November 2020.

CITY OF HATTIESBURG,
MISSISSIPPI
BY: /s/Kermas Eaton
CITY CLERK
(SEAL)
Published November 12, 2020

PUBLIC HEARING

NOTICE is hereby given that a petition has been filed by Marcella Strong, Applicant, as required in the Land Development Code, Ord. No. 3209, to close and vacate a portion of Fairlane Drive, a public platted street, which is located south of Mandalay Drive, north of Jamestown Road, and to the west of Colonial Place (Parcel 2-039D-18-120.00, PPIN 14667, Parcel 2-039D-18-119.00, PPIN 14668, Parcel 2-039D-18-116.00, PPIN 14669, and Parcel 2-039D-18-115.00, PPIN 14670, Ward 3). Said property being more particularly described as follows, to-wit:

Request to vacate the right-of-way and retain a utility easement for the portion of a platted public road known as Fairlane Drive in the Darwin Heights First Addition Subdivision, located in the Southwest 1/4 of the Northwest 1/4 of Section 18, Township 4 North, Range 13 West, Forrest County, Mississippi.

A PUBLIC HEARING in relation to the above described petition will be held at 1:00 p.m., Wednesday, December 2, 2020 in the Jackie Dole Sherrill Community Center, First Floor, Hattiesburg, Mississippi, before the Planning Commission of said City, at which time and at which hearing all parties of interest and citizens shall have an opportunity to be heard.

WITNESS my signature and the official seal of said City on this, the 5th day of November 2020.

CITY OF HATTIESBURG,
MISSISSIPPI
BY: /s/Kermas Eaton
CITY CLERK
(SEAL)
Published November 12, 2020

PUBLIC HEARING

NOTICE is hereby given that a petition has been filed by Tracy Parker, Owner, as required in the Land Development Code, Ord. No. 3209, to change the zoning classification for a certain property located at 512 North Washington Avenue (Parcel 2-042E-26-212.00, PPIN 12551, Ward 5) from Section 4.5.5, R-1C (Single Family Residential) District to Section 4.5.2, A-2 (Agricultural Residential) District. Said property being more particularly described as follows, to-wit:

LOTS 5-11 INCL BLK 15 WASHINGTON HTS S/D B375 P233 3/73 PREV # 4551405
BLOCK 15 DEED BOOK-1019
PAGE-049
Subdivision: Washington Heights
Section 26, Township 4N, Range 13W
Parcel No.: 2-042E-26-212.00 PPIN: 12551

Forrest County, Mississippi A PUBLIC HEARING in relation to the above described petition will be held at 1:00 p.m., Wednesday, December 2, 2020 in the Jackie Dole Sherrill Community Center, First Floor, Hattiesburg, Mississippi, before the Planning Commission of said City, at which time and at which hearing all parties of interest and citizens shall have an opportunity to be heard.

WITNESS my signature and the official seal of said City on this, the 5th day of November 2020.

CITY OF HATTIESBURG,
MISSISSIPPI
BY: /s/Kermas Eaton
CITY CLERK
(SEAL)
Published November 12, 2020

PUBLIC HEARING

NOTICE is hereby given that a petition has been filed by Andrea Saffle, Representative, and Scott Pipkins and Brian Saffle, Owners, as required in the Land Development Code, Ord. No. 3209, to change the zoning classification for a certain property located at 236 Mobile Street (Parcel 2-029J-10-290.00, PPIN 15690, Ward 4) from Section 4.5.12, B-5 (Regional Business) District to Section 4.5.11, B-4 (Downtown Business) District. Said property being more particularly described as follows, to-wit:

A part of lot 4 in Block 23 of Hardy & Scott Survey of the City of Hattiesburg, Forrest County, Mississippi, more particularly described as beginning at the NE corner of said Lot, said point of intersection of the South line of Second Street with the West line of Market Street (formerly Mobile Street) and run thence in a Southerly direction along the West line of Market Street 50 feet; run thence in a Westerly direction 50 feet; run then in a Northerly direction 50 feet to the South line of Second Street and run thence in a Easterly direction along the South line of Second Street a distance of 50 feet to the Point of Beginning.

A PUBLIC HEARING in relation to the above described petition will be held at 1:00 p.m., Wednesday, December 2, 2020 in the Jackie Dole Sherrill Community Center, First Floor, Hattiesburg, Mississippi, before the Planning Commission of said City, at which time and at which hearing all parties of interest and citizens shall have an opportunity to be heard.

WITNESS my signature and the official seal of said City on this, the 5th day of November 2020.

CITY OF HATTIESBURG,
MISSISSIPPI
BY: /s/Kermas Eaton
CITY CLERK
(SEAL)
Published November 12, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

THE STATE OF MISSISSIPPI, LAMAR COUNTY, FORREST COUNTY
Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspaper published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 240 Published 1 times

Date 1st Published: Nov 12 Amt: 28.80

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

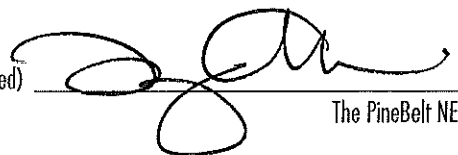
Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

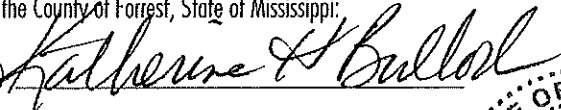
Subtotal Printer's Fee: 28.80

Proof of Publication Fee: 3.00

TOTAL: 31.80

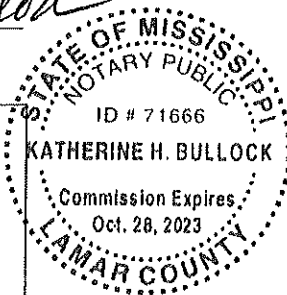
(signed)  The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 12th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) 

FOR OFFICE USE ONLY:

- ☐ Em P: 11/6/20
- ☐ App: _____
- ☐ File Name: COH - Public Notice BOA
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Rec.d: _____
- ☐ POP sent: _____



PUBLIC HEARING

NOTICE is hereby given that a petition has been filed by Edward C. Ruffin, Jr., Representative, as required in the Land Development Code, Ord. No. 3209, to request a variance from Section 6, Table 6.1 "Minimum/Maximum Front Setback" for I-1, "40 feet", and instead allow a setback of ten (10) feet for a variance of thirty (30) feet along Highway 42 for a building located at 5116 Hwy 42 (Parcel 2-024P-32-014.00, PPIN 24603; Ward 1). Said property being more particularly described as follows, to-wit:

Part of the SW ¼ of the SE ¼ of Section 32 in Township 5 North, of Range 13 West, and more particularly described as the West two thirds of Lots 1 and 2 of the Wayside Subdivision as per map thereof of record in the Chancery Clerk's office, being a parcel of land 200 feet square, together with all appurtenances thereunto belonging.

A PUBLIC HEARING in relation to the above described petition will be held at 3:30 p.m., Wednesday, December 2, 2020 in the Jackie Dole Sherrill Community Center, First Floor, Hattiesburg, Mississippi, before the Board of Adjustment of said City, at which time and at which hearing all parties of interest and citizens shall have an opportunity to be heard.

WITNESS my signature and the official seal of said City on this, the 5th day of November 2020.

CITY OF HATTIESBURG,
MISSISSIPPI
BY: Is/Kermas Eaton
CITY CLERK
(SEAL)

Published November 12, 2020

Hattiesburg Publishing, Inc.

103 N. 40th Ave. • Hattiesburg, MS 39401
(601) 268-2331 tel • (601) 268-2965 fax

Proof of Publication

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Personally appeared before me, the undersigned person, representing The PineBelt NEWS, a weekly newspapers published in Lamar County and Forrest County, Mississippi, who, being duly sworn, says that the notice, a true copy of which is hereto annexed, appeared in the issues of said newspapers as follows:

Total # of Words: 317 Published 1 times

Date 1st Published: Nov 12 Amt: 38.04

Date 2nd Published: _____ Amt: _____

Date 3rd Published: _____ Amt: _____

Date 4th Published: _____ Amt: _____

Date 5th Published: _____ Amt: _____

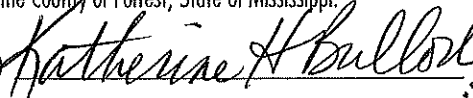
Subtotal Printer's Fee: 38.04

Proof of Publication Fee: 3.00

TOTAL: 41.04

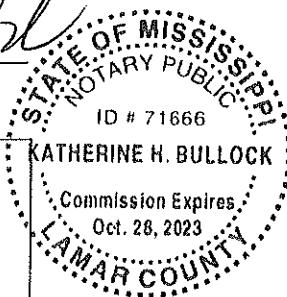
(signed)  The PineBelt NEWS

Sworn to and subscribed before me in my Presence, this 26th
day of November, 2020, a Notary Public in
and for the County of Forrest, State of Mississippi:

(signed) 

FOR OFFICE USE ONLY:

- ☐ Em P: 11/6/20
- ☐ App: _____
- ☐ File Name: COH - PPP Amendment
- ☐ Invoice #: _____
- ☐ Inv. Crt/Mld: _____
- ☐ Pymt Recd: _____
- ☐ POP sent: _____



PUBLIC NOTICE

PUBLIC COMMENT PERIOD and VIRTUAL PUBLIC HEARING Hattiesburg-Petal-Forrest-Lamar Metropolitan Planning Organization Public Participation Plan (PPP) Amendment

In response to U.S. Department of Transportation Federal Highway Administration (FHWA) and Federal Transit Administration (FTA) recent guidance related to virtual public involvement in the planning process for Metropolitan Planning Organizations, the Hattiesburg-Petal-Forrest-Lamar Metropolitan Planning Organization (HPFL-MPO) will be amending the current HPFL-MPO Public Participation Plan (PPP).

Due to recent COVID-19 pandemic protocols such as social distancing requirements, in-person meetings have been limited in participants. To ensure we meet requirements under statutes 23 U.S.C. 134-135 and 23 CFR 450 giving the public the ability to participate in the transportation planning process, virtual public hearings and meetings have become necessary. An amendment to our PPP addresses the implementation of a new and safe electronic venue for public participation in HPFL-MPO public hearings that does not require social contact.

The draft amendment will be available for review at www.hattiesburgms.com/mpo. A hard copy of the document can be requested by contacting the MPO office at 601.554.1008. The official review and comment period will be held from November 16, 2020 – December 30, 2020. Written comments regarding the PPP amendment should be emailed to mpo@hattiesburgms.com or mailed to: Armendia Esters, MPO Division Manager, P.O. Box 1898, Hattiesburg, MS 39403.

Additionally, HPFL-MPO is hosting a virtual public meeting on the matter at 5:00 p.m. on December 1, 2020. This will provide the public with another opportunity to make comments on the proposed PPP amendment.

Individuals who would like to participate in the virtual public meetings should contact the HPFL-MPO at 601.554.1008 by 1:00 p.m. on December 1, 2020. Access to the hearing will be available by computer, smart phone, or land line telephone.

Anyone who may require auxiliary aids or special accommodations to participate should advise the HPFL-MPO at least 10 business days in advance by calling 601.554.1008 or emailing aesters@hattiesburgms.com.

Published November 12, 2020

Hattiesburg Clinic
415 South 28th Avenue
Hattiesburg, MS 39401

Reimbursement Request
Community Based Covid 19 Testing Outreach Project
August 2020

Personnel costs-	Hours	Payroll	Benefits	Total
Site coordinator	104.97	5,089.55	1,272.39	6,361.93
Lab technician	212.22	5,630.49	1,407.62	7,038.11
Reception/Check-in	179.58	3,535.49	883.87	4,419.36
Medical assistant	-	-	-	-
Registered nurse	18.18	469.23	117.31	586.54
Courier	78.38	1,655.29	413.82	2,069.11
Nurse Practitioner	0	0	-	-
Physician	2.70	388.80	5.64	394.44
	596.03	16,768.84	4,100.65	20,869.49
Supplies				578.12
Contracted Housekeeping				3,120.00
	<u># of studies</u>			
Reference laboratory testing	555			28,477.05
Indirect expenses				1,965.60
Equipment				0
Grand total				<u>\$ 55,010.26</u>

RECEIVED
11/29/20
DN

MEMORANDUM

TO: City of Hattiesburg Council Members

FROM: Andrew Ellard, Director
Department of Urban Development

DATE: December 14, 2020

SUBJECT: Authorize issuance of manual checks for CDBG-CV Program claims

The following request for payment is being submitted for approval during the City Council's December 22, 2020 meeting. Please authorize and approve issuance of manual checks for the claims listed below:

Recipient:	Hattiesburg Clinic
Activity:	Housing Rehabilitation
Program:	CDBG-CV Public Services Testing Center
Project Site:	303 E. 5 th Street (C. E. Roy Community Center)
Amount Requested:	\$53,044.66
Purpose of Request:	COVID-19 free testing (May 2020 – August 2020)

ANDERSON ENVIRONMENTAL SERVICES

P. O. Box 16891

Jackson, MS 39236

Cell: (601) 940-4644

Office: 601-354-4400

Fax: (601) 354-3133

SERVICE INVOICE

RECEIVED
12/14/20
DAN**SERVICE FOR:**LEAD ABATEMENT for the 213 South 11TH Avenue
Hattiesburg MS Lead Abatement Project**INVOICE NUMBER** 2020-1214-01**DATE** December 14, 2020**JOB NAME / NUMBER** LEAD ABATEMENT
213 SOUTH 11TH AVE
Hattiesburg MS**SUPERVISED BY** Daryl Anderson**BILL TO:**City of Hattiesburg
Community Development Division
PO Box 1898
Hattiesburg MS 39403-1898

QTY	DESCRIPTION	PRICE	AMOUNT
1	LEAD ABATEMENT FEE from Work Agreement signed on 3/25/20	\$8,500.00	\$8,500.00
1	LEAD ABATEMENT FEE from Work Agreement signed on 6/24/20	\$6,500.00	\$6,500.00
1	LEAD INSPECTION #2 – Performed 7/13/2020	-\$676.10	-\$676.10
1	LEASD INSPECTION #3 AND #4 – Performed 7/28/20	-\$751.60	-\$751.60
1	LEAD INSPECTION #5 – Performed 8/21/20	-\$778.60	-\$778.60
1	LEAD INSPECTION #6 – Performed 9/01/20	-\$763.60	-\$763.60
1	LEAD IINSPECTION #7 – Performed 9/11/20	-\$261.10	-\$261.10
1	ReliaBilt Series 35.5-in x 59.5-in Vinyl Egress New Construction White – Single Hung Window	-\$169.00	-\$169.00

TOTAL JOB COST			\$11,600.00

COMMENTS

	JOB	0.00
	LABOR	0.00
	TAX RATE	0.000%
	TAX	0.00
Total Due		\$11,600.00
		TOTAL DUE

RECEIVED
12/14/20
PMB

MEMORANDUM

TO: City of Hattiesburg Council Members

FROM: Andrew Ellard, Director
Department of Urban Development

DATE: December 14, 2020

SUBJECT: Authorize issuance of manual checks for CDBG Program claims

The following request for payment is being submitted for approval during the City Council's December 22, 2020 meeting. Please authorize and approve issuance of manual checks for the claims listed below:

Recipient:	Anderson Environmental Services
Activity:	Lead based paint abatement
Program:	CDBG Housing Rehabilitation
Project Site:	213 S 11 th Avenue
Amount Requested:	\$11,600.00
Purpose of Request:	Lead based paint abatement

NOTICE TO BIDDERS

NOTICE is hereby given that the Mayor and Council of the City of Hattiesburg, Mississippi will receive proposals in the following manner:

Proposals will be accepted until 10:00a.m. On Thursday, January 21, 2021, by electronic bid submission or in sealed envelopes at the Office of the City Clerk, 200 Forrest Street, Hattiesburg, MS 39401. Specifications and procedures can be downloaded from Central Bidding at www.centralbidding.com. All bids must comply with the specifications provided. The City of Hattiesburg reserves the right to amend the specifications, as necessary.

Submissions will be evaluated and vendors submitting acceptable offers will be invited to submit priced bids via reverse auction. Electronic bids and/or reverse auction bids can be submitted at www.centralbidding.com. For any questions relating to the electronic process, please call Central Bidding at (225)810-4814.

Qualified bidders will be invited to participate in a reverse auction, which will take place on January 28, 2020 at 10:00 a.m.

10 Motorcycles for Hattiesburg Police Department on a 12-month lease.

The above shall be bid upon and delivered as per detailed specifications on file in the Office of the City Clerk, P. O. Box 1898, 200 Forrest Street, Hattiesburg, Mississippi, 39403-1898, (601) 545-4552, which may be obtained upon request.

The lowest and best bid received will be accepted, subject to the provisions of Section 31-7-13 of the Mississippi Code of 1972, Annotated as Amended, and other applicable State law; but the Council reserves the right to reject any or all bids received and to waive informalities.

PUBLISHED by Order of the Council on this, the 22nd day of December, 2019.

CITY OF HATTIESBURG, MISSISSIPPI

:Publish 12/31/20& 1/7/21

BY: Kermas Eaton/s/
CITY CLERK

The Hattiesburg Police Department Traffic Division is requesting to purchase the follow for police service with the similar specs.

Bidder shall bid on furnishing Hattiesburg Police Department (Traffic Division) with ten (10) motorcycles on a 12 month lease with the option to renew afterwards, which meets or exceeds the following specifications, to-wit:

A. Engine

Piston displacement of not less than 1868cc Milwaukee-Eight™ 114 cubic inch, pushrod-operated, overhead valves with hydraulic, self-adjusting lifters, four valves per cylinder and featuring EITMS (Engine Idle Temperature Management System), producing minimal vibration frequencies and magnitudes. Engine and transmission isolated from motorcycle frame utilizing a rubber mounting system.

- Powertrain deluxe chrome group designed for low maintenance; black powder coat finish on engine; chrome rocker boxes, timer cover, outer primary housing & transmission cover.
- Compression ratio: 10.0:1
- Electronic Sequential Port Fuel Injection System (ESPFI)
- Single Cam design
- Hydraulic Lifters requiring no maintenance service adjustments
- Air and Oil cooled
- Fan-assisted oil cooler

B. Clutch / Transmission

- Clutch shall be of the latest assist and slip nine (9) plate design, wet
- Hydraulically Actuated Clutch system
- Transmission to be of latest design, manual type, with not less than six (6) forward speeds
- Clutch disengage for starter motor operation
- Primary Drive, double-row chain, 34/46 ratio
- Greaseless shifter shaft with “anti-vibration” rubber spacers
- Gear Ratios:

1st	9.593
2nd	6.650
3rd	4.938
4th	4.000
5th	3.407
6th	2.875

C. Brakes

- Reflex™ Linked Braking with ABS, linking disengages below 25 mph
- Hydraulic Disc brakes for both front and rear wheels
- Front brakes having dual 11.81-inch diameter floating discs
- Rear brake having a single disc
- Brakes shall be relatively free of heat fade
- Calipers-4 Piston
- Uniform Expanding Rear Rotor

D. Suspension

Motorcycles shall be provided with a suspension system to permit optimum handling conditions as required in law enforcement.

- Front suspension uses Showa® Dual Bending Valve (SDBV™) technology and gives you 117 mm of travel; improved damping performance over the range of suspension travel
- Hand-adjustable emulsion rear shocks provide 15-30% more preload adjustment and adjust with the turn of a single knob, no tools required; improved damping performance over the range of suspension travel
- 49 mm telescopic front forks
- Rear suspension swing arm bearings shall require no lubrication for life of the motorcycle

E. Wheels / Tires

- Black Impeller™ Cast Aluminum wheels, rim material to be impermeable to compressed air
- Tubeless type tires to have non-skid tread, designed to operate on paved highways and shall have a full, four-ply fabric reinforcement
- Bead-retention tires designed to remain on wheel during sudden loss of pressure
- Sealed automotive style wheel bearings requiring no endplay adjustment and service interval of 100,000 miles (160,000 km)

F. Fuel Tank

- Fuel tank to have a capacity of 6 U.S. gallons (22.71 liters). Must provide a minimum of 1-gallon (3.8 L) reserve fuel capacity when main supply is exhausted
- Electric fuel pump

G. Electrical System

Electrical system shall be nominal 12-volt as follows:

- Battery. Sealed, heavy-duty maintenance-free, 12-volt, minimum rated capacity – 28 ampere hours (Battery Council International rating), 270 cold cranking amps
- Ignition. Non-waste spark, alpha control
- Charging System. Three-phase, 48-amp high output alternator producing 28 amps at idle, solid state regulator
- Connectors. Industrial grade throughout, provided with electrical accessory connection
- Hand Controls. Water-resistant, integrated switches
- Starting System. 12-volt starter, solenoid operated engagement, relay required
- Horn. Sound level audible above motorcycle and traffic-generated noise

H. Lighting

Each motorcycle shall be provided with the following lighting equipment:

- Dual Halogen Headlight
- Front Emergency Lamps PAR-36, one red and one blue (incandescent)
- Tail light
- Turn Signals, self-canceling system
- Flashers, four-way, with independent switch
- License plate lighting with two blue marker lamps

I. Visual Displays

- Speedometer. Analog & Digital speedometer, range 0-120mph (or kph equivalent),
- (2) re-settable trip meters
- Speed Capture with Digital Speed Display
- Gear Indicator
- Odometer Calibrated, cumulative
- Tachometer Analog
- Fuel level gauge
- Emergency Light Activation Indicators, separate indicators for front and rear emergency lights

- Stealth Mode indicator-if activated
- Cruise Control indicator
- Sight glass on brake master cylinders
- Fuel Mileage countdown till empty displayed in odometer window when Low fuel indicator lamp is lit
- Turn Signal Indicators
- Hazard-Warning Lights Indicator
- Neutral Indicator
- High beam Indicator
- Low Oil pressure Indicator
- Engine diagnostic light
- ABS indicator lamp
- Security Lamp

B. Feature Requirements

- Seat. Deluxe solo saddle, special police type, breathable material covering, adjustable coil overspring suspension system
- Cruise Control-OE standard
- Stealth Mode-optional activation
- Push to Talk Switch-requires other police radio equipment not supplied by H-D
- Power ON for emergency equipment for 30 minutes with ignition OFF
- Analog and Digital Speed Display with Speed Capture feature
- Gear Indicator
- Side Stand. Jiffy stand with electronic disengage to prevent drive off with jiffy stand deployed
- Foot Boards. pivoting type with non-skid rubber pads
- Guards Front engine guard bar and rear saddlebag guard bars
Horizontal Saddlebag Rails- Optional
- Saddlebags Factory installed, law enforcement type Injection Molded GTX saddlebags, approximately 2000 cubic inches of storage space per bag, water-resistant, utilizing one touch operation latches
- Final belt drive, with a rubber isolated 68 tooth rear drive sprocket
- Chrome, two into one into two exhaust system
- Windshield Constructed of clear polycarbonate, designed to break away with minimal force
- Mirrors Two (2) long stem true image mirrors
- Security system with 2 programmable key fobs and keys
- Wheelbase 64 inches (1625 mm)
- Laden Seat Height 27.3 inches (695 mm)
- Gross Vehicle Weight Rating 1360 lbs. (617 kg.)
- Dry Weight 805 lbs. (365 kg.)
- Running Order 842 lbs. (382 kg.)
- Service Intervals 1st 1000 miles and then every 5000 miles thereafter
- Warranty 24 months, unlimited mileage

The City of Hattiesburg will only accept bids for products manufactured and assembled/packaged in plants located in the United States. Written certification shall be provided upon request of Hattiesburg Police Department Officials.

The City reserves the right to award multiple categories or line items to the lowest and best bidder. All bidders must list the manufacturer and model or part number for each product offered.

IMPORTANT: All bids shall be submitted utilizing the enclosed bid form furnished by the City of Hattiesburg. To ensure continuity of all bids received, vendors shall bid only on specified item(s) in units(s) of measure listed. Failure to comply will automatically disqualify bid from consideration by the City.

PAYMENT TERMS: Remittance within thirty (30) days from satisfactory delivery of goods and/or receipt of invoice(s).

PRICES shall be FIRM for a period beginning with official award of the bid, and ending March 31, 2021, items to be purchased as required.

The City of Hattiesburg and/or the vendor has the option to terminate the contract after a period of one year.

DELIVERY: F.O.B. Hattiesburg, Mississippi, within thirty to sixty (30-60) days from issuance of purchase order, freight prepaid.

The lowest and best bid received will be accepted, subject to the provisions of Section 31-7-13 of the Mississippi Code of 1972, Annotated as Amended, and other applicable State law; but the Council reserves the right to reject any and all bids received and to waive informalities.

APPROVED on this, the 22nd day of January, 2019.

CITY OF HATTIESBURG, MISSISSIPPI

BY:

CITY CLERK

SPECIFICATIONS APPROVED BY:

HATTIESBURG DEPARTMENT

ITEMS	MANUFACTURER/MODEL #	UNIT BID PRICE
GRAND TOTAL BID PRICE		



Memorandum

To: Mayor Toby Barker and Members of City Council

From: Chris McGee, Director of Parks and Recreation

cc:

Date: Tuesday, December 22, 2020

Re: Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds.
File Number: 2020-903
Minute Book #

Summary

Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds.

Recommendation Statement

I am recommending approval of the grave spaces.

Please place this on the December 22, 2020 City Council meeting for consideration.

To: CITY COUNCIL

From: Deborah Bourne, Assistant Division Manager of Cemeteries

Date: November 30, 2020

The following represents the grave spaces sold on November 30, 2020.

Tara A. Powell

(1) Space \$ 175.00

North Half (N ½) of the Northeast Quarter (NE ¼)

Lot 24, Section 37, Highland Cemetery

Lonnie Ray Hayes

(1) Space \$ 150.00

West Half (W ½) of the Southeast Quarter (SE ¼)

Lot 138, Section 1, South Hill Cemetery

Willie Pearl Boyd

(1) Space \$ 150.00

East Half (E ½) of the Southwest Quarter (SW ¼)

Lot 46, Section 1, South Hill Cemetery

To: CITY COUNCIL

From: Deborah Bourne, Assistant Division Manager of Cemeteries

Date: December 02, 2020

The following represents the grave spaces sold on December 02, 2020.

Eddie & Jeruthia Stepney

(2) Spaces \$ 350.00

Southeast Quarter (SE ¼)

Lot 64, Section 38, Highland Cemetery

Charles Smith, Sr.

(1) Space \$ 175.00

South Half (S ½) of the Northeast Quarter (NE ¼)

Lot 64, Section 38, Highland Cemetery

Julie Radavich

(2) Spaces \$ 350.00

Southeast Quarter (SE ¼)

Lot 126, Section 39, Highland Cemetery

To: CITY COUNCIL

From: Deborah Bourne, Assistant Division Manager of Cemeteries

Date: November 30, 2020

The following represents the grave spaces sold on November 30, 2020. (Debit Cards)

Alfred Ray Richardson

(1) Space \$ 175.00

North Half (N ½) of the Northwest Quarter (NW ¼)

Lot 69, Section 34, Highland Cemetery

Wilhelmina Rice Richardson

(1) Space \$ 175.00

South Half (S ½) of the Southwest Quarter (SW ¼)

Lot 62, Section 34, Highland Cemetery

To: CITY COUNCIL

From: Deborah Bourne, Assistant Division Manager of Cemeteries

Date: December 7, 2020

The following represents the grave spaces sold on December 7, 2020.

James or Peggy Braswell

(2) Spaces \$ 350.00

Southeast Quarter (SE ¼)

Lot 119, Section 22, Highland Cemetery

Charles Earl Davis

(1) Space \$ 175.00

North Half (N ½) of the Southeast Quarter (SE ¼)

Lot 54, Section 35, Highland Cemetery

Ingrid Woullard

(1) Space \$ 175.00

South Half (S ½) of the Southwest Quarter (SW ¼)

Lot 64, Section 38, Highland Cemetery

Lenorice Smith

(1) Space \$ 175.00

East Half (E ½) of the Southeast Quarter (SE ¼)

Lot 140, Section 21, Highland Cemetery

Shannon Braswell

(1) Space \$ 175.00

North Half (N ½) of the Northwest Quarter (NW ¼)

Lot 68, Section 36, Highland Cemetery

Cora Mix

(2) Spaces \$ 350.00

Northwest Quarter (NW ¼)

Lot 44, Section 35, Highland Cemetery

Walter Smith

(1) Space \$ 175.00

South Half (S ½) of the Northwest Quarter (NW ¼)

Lot 35, Section 37, Highland Cemetery

Demarco Lewis

(1) Space \$ 175.00

South Half (S ½) of the Northeast Quarter (NE ¼)

Lot 31, Section 36, Highland Cemetery

Valerie Smalling

(1) Space \$175.00

North Half (N ½) of the Northeast Quarter (NE ¼)

Lot 118, Section 38, Highland Cemetery

Hillary Stepney

(1) Space \$ 175.00

North Half (N ½) of the Northeast Quarter (NE ¼)

Lot 64, Section 38, Highland Cemetery

To: CITY COUNCIL

From: Deborah Bourne, Assistant Division Manager of Cemeteries

Date: December 7, 2020

The following represents the grave spaces sold on December 7, 2020.

David & Francisca Caveda

(2) Spaces \$ 350.00

Northeast Quarter (NE ¼)

Lot 8, Section 38, Highland Cemetery

Donald G. & Charlotte Townsend

(2) Spaces \$ 350.00

Southwest Quarter (SW ¼)

Lot 113, Section 39, Highland Cemetery

To: CITY COUNCIL

From: Deborah Bourne, Assistant Division Manager of Cemeteries

Date: December 10, 2020

The following represents the grave spaces sold on December 10, 2020.

Clemmie Nelson Morgan

(1) Space \$ 175.00

North Half (N ½) of the Northwest Quarter (NW ¼)

Lot 10, Section 34, Highland Cemetery

James H. Jones, Sr.

(1) Space \$ 150.00

East Half (E ½) of the Northeast Quarter (NE ¼)

Lot 146, Section 1, South Hill Cemetery

Odell McNeal

(1) Space \$ 150.00

West Half (W ½) of the Northwest Quarter (NW ¼)

Lot 109, Section 1, South Hill Cemetery

**CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES**

Hattiesburg, Miss., _____ 20__

SOLD TO:

Mr. Mrs. Miss Willie Pearl Boyd

ADDRESS 535 Malcolm St. Hattiesburg, MS 39401

desires to purchase the grave space described below, subject to Cemetery regulations.

E 1/2 SW 1/4 Lot No. 46 Section No. 1 in Full Cemetery

Number of grave spaces 1 Price per grave space \$ _____

Price Received \$ 150.00

CASH

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

**CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES**

Hattiesburg, Miss., _____ 20__

SOLD TO:

Mr. (Mrs) Miss Tara A. Powell

ADDRESS 91 M. Upend Dr. Hattiesburg, MS 39401

desires to purchase the grave space described below, subject to Cemetery regulations.

N 1/2 NE 1/4 Lot No. 24 Section No. 37 in Full Cemetery

Number of grave spaces 1 Price per grave space \$ _____

Price Received \$ 175.00

CASH

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

**CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES**

Hattiesburg, Miss., _____ 20__

SOLD TO:

Mr. Mrs. Miss Lonnie Ray Hayes

ADDRESS 104 T. L. Carter McDonald Dr. Hattiesburg, MS 39401

desires to purchase the grave space described below, subject to Cemetery regulations.

W 1/2 SE 1/4 Lot No. 138 Section No. 1 in Full Cemetery

Number of grave spaces 1 Price per grave space \$ _____

Price Received \$ 150.00

CC

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

✓✓

CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES

Hattiesburg, Miss., _____ 20__

SOLD TO:

Mr. ~~Mrs.~~ Miss Eddie & Jeannette Stephens

ADDRESS 307 Magnolia Ave. Hattiesburg, Miss. 39401

desires to purchase the grave space described below, subject to Cemetery regulations.

1/2 SE 1/4 Lot No. 64 Section No. 35 in Hughes Cemetery

Number of grave spaces 2 Price per grave space \$ _____

Price Received \$ 350.00

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

CC

✓✓

CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES

Hattiesburg, Miss., _____ 20__

SOLD TO:

Mr. ~~Mrs.~~ Miss Charles Smith Sr.

ADDRESS 307 Magnolia Ave. Hattiesburg, Miss. 39401

desires to purchase the grave space described below, subject to Cemetery regulations.

S 1/2 NE 1/4 Lot No. 164 Section No. 38 in Hughes Cemetery

Number of grave spaces 1 Price per grave space \$ _____

Price Received \$ 175.00

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

CC

✓✓

CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES

Hattiesburg, Miss., _____ 20__

SOLD TO:

Mr. Mrs. Miss Julie Radavich

ADDRESS 134 Waverly Circle Hattiesburg, Miss. 39402

desires to purchase the grave space described below, subject to Cemetery regulations.

1/2 SE 1/4 Lot No. 126 Section No. 30 in Hughes Cemetery

Number of grave spaces 2 Price per grave space \$ _____

Price Received \$ 350.00

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

CC

**CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES**

Hattiesburg, Miss., _____ 20__

SOLD TO:

Mr. Mrs. Miss Alfred Ray E. [unclear]

ADDRESS 604 Maplewood Dr.

desires to purchase the grave space described below, subject to Cemetery regulations.

N $\frac{1}{2}$ NW $\frac{1}{4}$ Lot No. 69 Section No. _____ in _____ Cemetery

Number of grave spaces 1 Price per grave space \$ _____

Price Received \$ 175.00

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

**CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES**

Hattiesburg, Miss., _____ 20__

SOLD TO:

Mr. Mrs. Miss Wilhelmina Rice E.

ADDRESS 604 Maplewood Dr.

desires to purchase the grave space described below, subject to Cemetery regulations.

S $\frac{1}{2}$ SW $\frac{1}{4}$ Lot No. 62 Section No. _____ in _____ Cemetery

Number of grave spaces 1 Price per grave space \$ _____

Price Received \$ 175.00

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES

Hattiesburg, Miss., _____ 20 ____

SOLD TO:

Mr. Mrs. Miss James or Peggy Brown

ADDRESS 3707 Morningstar Dr

desires to purchase the grave space described below, subject to Cemetery regulations.

1/2 SE 1/4 Lot No. 119 Section No. 8 in _____ Cemetery

Number of grave spaces 2 Price per grave space \$ _____

Price Received \$ 350.00

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

CK#2044

CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES

Hattiesburg, Miss., _____ 20 ____

SOLD TO:

Mr. Mrs. Miss Charles Earl Davis

ADDRESS 409 Greenback Ave

desires to purchase the grave space described below, subject to Cemetery regulations.

N 1/2 SE 1/4 Lot No. 54 Section No. 5 in _____ Cemetery

Number of grave spaces 1 Price per grave space \$ _____

Price Received \$ 175.00

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

Cash

CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES

Hattiesburg, Miss., _____ 20 ____

SOLD TO:

Mr. Mrs. Miss Ingrid Wauland

ADDRESS 112 Fredna Ave

desires to purchase the grave space described below, subject to Cemetery regulations.

S 1/2 SW 1/4 Lot No. 64 Section No. _____ in _____ Cemetery

Number of grave spaces 1 Price per grave space \$ _____

Price Received \$ 175.00

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

CK#6251

**CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES**

Hattiesburg, Miss., _____ 20 _____

SOLD TO:

Mr. Mrs. Miss Lancee Smith

ADDRESS 1410 Magnolia Dr. Apt. 2

desires to purchase the grave space described below, subject to Cemetery regulations.

E $\frac{1}{2}$ EE $\frac{1}{4}$ Lot No. 1410 Section No. _____ in _____ Cemetery

Number of grave spaces 1 Price per grave space \$ _____

Price Received \$ 175.⁰⁰

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

ck # 2043

**CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES**

Hattiesburg, Miss., _____ 20 _____

SOLD TO:

Mr. Mrs. Miss SHANNON BRADSHAW

ADDRESS 3707 MORNINGSTAR DR. UNIT 10

desires to purchase the grave space described below, subject to Cemetery regulations.

N $\frac{1}{2}$ NW $\frac{1}{4}$ Lot No. 68 Section No. _____ in _____ Cemetery

Number of grave spaces 1 Price per grave space \$ _____

Price Received \$ 175.⁰⁰

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

**CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES**

Hattiesburg, Miss., _____ 20 _____

SOLD TO:

Mr. Mrs. Miss SCOTT MIX

ADDRESS 1258 R. HUBBARD DR.

desires to purchase the grave space described below, subject to Cemetery regulations.

1/2 NW $\frac{1}{4}$ Lot No. 44 Section No. _____ in _____ Cemetery

Number of grave spaces 2 Price per grave space \$ _____

Price Received \$ 175.⁰⁰ 350.⁰⁰

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

ck # 2646

**CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES**

Hattiesburg, Miss., _____ 20 _____

SOLD TO:

Mr.. Mrs. Miss Walter Smith

ADDRESS 134 North 1st St.

desires to purchase the grave space described below, subject to Cemetery regulations.

5 1/2 NW 1/4 Lot No. 35 Section No. _____ in _____ Cemetery

Number of grave spaces 1 Price per grave space \$ _____

Price Received \$ 175.00

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

ck# 2646
(Forest)

**CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES**

Hattiesburg, Miss., _____ 20 _____

SOLD TO:

Mr.. Mrs. Miss Valerie Smith

ADDRESS 213 Parkdale Dr.

desires to purchase the grave space described below, subject to Cemetery regulations.

N 1/2 NE 1/4 Lot No. 118 Section No. _____ in _____ Cemetery

Number of grave spaces 1 Price per grave space \$ _____

Price Received \$ 175.00

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

Cash

**CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES**

Hattiesburg, Miss., _____ 20__

SOLD TO:

Mr. ☒ Miss Demarco Leung

ADDRESS 11 Continental Blvd

desires to purchase the grave space described below, subject to Cemetery regulations.

S 1/2 NE 1/4 Lot No. 31 Section No. _____ in _____ Cemetery

Number of grave spaces 1 Price per grave space \$ _____

Price Received \$ 175.00

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

**CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES**

Hattiesburg, Miss., _____ 20__

SOLD TO:

Mr. ☒ Mrs. ☐ Miss Hillary Stegney

ADDRESS 307 Magnolia Hill Dr

desires to purchase the grave space described below, subject to Cemetery regulations.

N 1/2 NE 1/4 Lot No. 64 Section No. _____ in _____ Cemetery

Number of grave spaces 1 Price per grave space \$ _____

Price Received \$ 175.00

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

CK# 1140

✓✓

CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES

Hattiesburg, Miss., 12-07- 2020

SOLD TO:

Mr. Mrs. Miss David & Francisca Caveda

ADDRESS 901 West Pine Street Apt 28A Hattiesburg, MS 39401

desires to purchase the grave space described below, subject to Cemetery regulations.

1/2 NE 1/4 Lot No. 9 Section No. 38 in Highland Cemetery

Number of grave spaces 2 Price per grave space \$ 175.00

Price Received \$ 350.00

CC

CITY OF HATTIESBURG, MISSISSIPPI

By [Signature]
Supt. of City Cemeteries

✓✓

CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES

Hattiesburg, Miss., 12-07- 2020

SOLD TO:

Mr. Mrs. Miss Donald G. & Charlotte Townsend

ADDRESS 28 Meadow Lake Circle Hattiesburg, MS 39402

desires to purchase the grave space described below, subject to Cemetery regulations.

1/2 SW 1/4 Lot No. 113 Section No. 37 in Highland Cemetery

Number of grave spaces 2 Price per grave space \$ 175.00

Price Received \$ 350.00

CC

CITY OF HATTIESBURG, MISSISSIPPI

By [Signature]
Supt. of City Cemeteries

**CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES**

Hattiesburg, Miss., _____ 20__

SOLD TO:

Mr. Mrs. Miss Cleome Nelson Morgan

ADDRESS 307 Clark Ave Hattiesburg, Miss 39401

desires to purchase the grave space described below, subject to Cemetery regulations.

N 1/2 NW 1/4 Lot No. 10 Section No. 39 in South Hill Cemetery

Number of grave spaces 1 Price per grave space \$ _____

Price Received \$ 175.00

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

**CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES**

Hattiesburg, Miss., _____ 20__

SOLD TO:

Mr. Mrs. Miss James H. Jones Sr.

ADDRESS 704 Bernice Ave. Hattiesburg MS 39401

desires to purchase the grave space described below, subject to Cemetery regulations.

E 1/2 NE 1/4 Lot No. 1416 Section No. 1 in South Hill Cemetery

Number of grave spaces 1 Price per grave space \$ 150.00

Price Received \$ 150.00

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

**CITY OF HATTIESBURG
PURCHASE OF CEMETERY GRAVE SPACES**

Hattiesburg, Miss., _____ 20__

SOLD TO:

Mr. Mrs. Miss Ode H Mc Neal

ADDRESS 224 May Ave Hattiesburg, Miss 39401

desires to purchase the grave space described below, subject to Cemetery regulations.

W 1/2 NW 1/4 Lot No. 109 Section No. 1 in South Hill Cemetery

Number of grave spaces 1 Price per grave space \$ 150.00

Price Received \$ 150.00

CITY OF HATTIESBURG, MISSISSIPPI

By _____
Supt. of City Cemeteries

CK# 35007

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of ONE HUNDRED SEVENTY-FIVE AND NO/100 Dollars (\$175.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto Tara A. Powell, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

North Half (N½) of the Northeast Quarter (NE¼)

Lot 24

Section 37

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December 2020.

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
SOUTH HILL CEMETERY**

For and in consideration of the sum of ONE HUNDRED FIFTY AND NO/100 Dollars (\$150.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto Lonnie Ray Hayes, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

West Half (W½) of the Southeast Quarter (SE¼)

Lot Number: 138 Section Number: 1

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as South Hill Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK
(S E A L)

MAYOR

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and Deputy City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December, 2020.

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
SOUTH HILL CEMETERY**

For and in consideration of the sum of ONE HUNDRED FIFTY AND NO/100 Dollars (\$150.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto Willie Pearl Boyd, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

East Half (E½) of the Southwest Quarter (SW¼)

Lot Number: 46 Section Number: 1

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as South Hill Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK
(SEAL)

MAYOR

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and Deputy City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December, 2020.

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of THREE HUNDRED FIFTY AND NO/100 Dollars (\$350.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto, Eddie & Jeruthia Stepney, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

Southeast Quarter (SE¼)

Lot Number 64 Section Number 38

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

Two Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December, 2020

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of ONE HUNDRED SEVENTY-FIVE AND NO/100 Dollars (\$175.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto Charles Smith, Sr., subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

South Half (S½) of the Northeast Quarter (NE¼)

Lot 64

Section 38

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December 2020.

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of THREE HUNDRED FIFTY AND NO/100 Dollars (\$350.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto, Julie Radavich, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

Southeast Quarter (SE¼)

Lot Number 126 Section Number 39

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

Two Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December, 2020

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of ONE HUNDRED SEVENTY-FIVE AND NO/100 Dollars (\$175.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto Alfred Ray Richardson, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

North Half (N½) of the Northwest Quarter (NW¼)

Lot 69

Section 34

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December 2020.

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of ONE HUNDRED SEVENTY-FIVE AND NO/100 Dollars (\$175.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto Wilhelmina Rice Richardson, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

South Half (S½) of the Southwest Quarter (SW¼)

Lot 62

Section 34

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December 2020.

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of THREE HUNDRED FIFTY AND NO/100 Dollars (\$350.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto, James or Peggy Braswell, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

Southeast Quarter (SE¼)

Lot Number 119 Section Number 22

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

Two Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December, 2020

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of ONE HUNDRED SEVENTY-FIVE AND NO/100 Dollars (\$175.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto Charles Earl Davis, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

North Half (N½) of the Southeast Quarter (SE¼)

Lot 54

Section 35

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December 2020.

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of ONE HUNDRED SEVENTY-FIVE AND NO/100 Dollars (\$175.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto Ingrid Woullard, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

South Half (S½) of the Southwest Quarter (SW¼)

Lot 64

Section 38

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December 2020.

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of ONE HUNDRED SEVENTY-FIVE AND NO/100 Dollars (\$175.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto Lenorice Smith, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

East Half (E½) of the Southeast Quarter (SE¼)

Lot 140

Section 21

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December 2020.

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of ONE HUNDRED SEVENTY-FIVE AND NO/100 Dollars (\$175.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto Shannon Braswell, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

North Half (N½) of the Northwest Quarter (NW¼)

Lot 68

Section 36

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December 2020.

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of THREE HUNDRED FIFTY AND NO/100 Dollars (\$350.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto, Cora Mix, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

Northwest Quarter (NW¼)

Lot Number 44 Section Number 35

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

Two Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December, 2020

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of ONE HUNDRED SEVENTY-FIVE AND NO/100 Dollars (\$175.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto Walter Smith, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

South Half (S½) of the Northwest Quarter (NW¼)

Lot 35 Section 37

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December 2020.

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of ONE HUNDRED SEVENTY-FIVE AND NO/100 Dollars (\$175.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto Demarco Lewis, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

South Half (S½) of the Northeast Quarter (NE¼)

Lot 31 Section 36

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December 2020.

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of ONE HUNDRED SEVENTY-FIVE AND NO/100 Dollars (\$175.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto Valerie Smalling, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

North Half (N½) of the Northeast Quarter (NE¼)

Lot 118 Section 38

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December 2020.

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of ONE HUNDRED SEVENTY-FIVE AND NO/100 Dollars (\$175.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto Hillary Stepney, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

North Half (N½) of the Northeast Quarter (NE¼)

Lot 64 Section 38

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December 2020.

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of THREE HUNDRED FIFTY AND NO/100 Dollars (\$350.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto, David & Francisca Caveda, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

Northeast Quarter (NE $\frac{1}{4}$)

Lot Number 8 Section Number 38

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

Two Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December, 2020

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of THREE HUNDRED FIFTY AND NO/100 Dollars (\$350.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto, Donald G. & Charlotte Townsend, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

Southwest Quarter (SW¹/₄)

Lot Number 113 Section Number 39

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

Two Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December, 2020

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
HIGHLAND CEMETERY**

For and in consideration of the sum of ONE HUNDRED SEVENTY-FIVE AND NO/100 Dollars (\$175.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto Clemmie Nelson Morgan, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

North Half (N½) of the Northwest Quarter (NW¼)

Lot 10 Section 34

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as Highland Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK

MAYOR

(S E A L)

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December 2020.

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
SOUTH HILL CEMETERY**

For and in consideration of the sum of ONE HUNDRED FIFTY AND NO/100 Dollars (\$150.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto James H. Jones, Sr., subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

East Half (E½) of the Northeast Quarter (NE¼)

Lot Number: 146 Section Number: 1

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as South Hill Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK
(S E A L)

MAYOR

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and Deputy City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December, 2020.

My Commission Expires:

NOTARY PUBLIC

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR
CITY OF HATTIESBURG
HATTIESBURG, MS

**DEED TO CEMETERY LOT
SOUTH HILL CEMETERY**

For and in consideration of the sum of ONE HUNDRED FIFTY AND NO/100 Dollars (\$150.00), cash in hand paid to the City of Hattiesburg, Mississippi, the City of Hattiesburg, Mississippi acting by and through its duly authorized Mayor and City Clerk does hereby bargain, sell and convey unto Odell McNeal, subject to the reservations and restrictions hereinafter set out and subject to rules and regulations now or hereafter adopted, the following described grave spaces:

West Half (W½) of the Northwest Quarter (NW¼)

Lot Number: 109 Section Number: 1

according to the Cemetery Survey of the City of Hattiesburg, Mississippi known as South Hill Cemetery, and containing

One (1) Grave space (s).

SAID Lot shall be used for burial purposes only and all graves therein must be checked and laid out by the Cemetery sexton before the same is dug and must be at least 4 feet deep and shall be, when completed, level with the ground. No shrubbery, vines or trees shall be planted in the Cemetery Lot and there shall be nothing left above the ground except markers which may be erected to meet all City regulations and requirements. All burials in the grave space(s) herein conveyed shall comply with applicable State and Federal laws governing human burial and with City rules and regulations pertaining thereto. If boxes or vaults are used they shall be at least 10 inches below the ground level.

GRANTEE herein shall not sell or convey this lot without a written permit from the Mayor and Council of the City of Hattiesburg, Mississippi.

WITNESS the signature and seal of the City of Hattiesburg, Mississippi, a Municipal Corporation, acting, by and through its duly authorized Mayor and City Clerk, on this, the 22nd day of December, 2020.

ATTEST:

CITY OF HATTIESBURG, MISSISSIPPI

CITY CLERK
(S E A L)

MAYOR

STATE OF MISSISSIPPI
COUNTY OF FORREST/LAMAR

Personally, appeared before me, the undersigned authority in and for said County and State, Toby Barker and Kermas Eaton, Mayor and Deputy City Clerk, respectively, of the City of Hattiesburg, Mississippi, a municipal corporation, each of whom acknowledged before me that they signed, executed and delivered the above and foregoing Cemetery Deed on the day and year therein mentioned as the act and deed of the City of Hattiesburg after having first been authorized so to do.

Given under my hand and official seal of office on this, the 22nd day of December, 2020.

My Commission Expires:

NOTARY PUBLIC



Memorandum

To: Mayor Toby Barker and Members of City Council

From:

cc:

Date: Tuesday, December 22, 2020

Re: Approve claims docket for the period ending December 18, 2020.
File Number: 2020-954
Minute Book #

Summary

Approve claims docket for the period ending December 18, 2020.

Recommendation Statement

Please place this on the December 22, 2020 City Council meeting for consideration.