



**Tuesday, June 22, 2021
5:00 PM**

**City Council
Tuesday Meeting Agenda**

**Council Chambers
200 Forrest Street**

Call to Order

Call to Prayer and Pledge of Allegiance

Presentation Agenda

POLICY AGENDA

1. **2021-824** Approve the minutes for the June 7 and 8, 2021 meetings of the City Council.
2. **2021-398** Take from the table to Approve or Deny a petition filed by Alexandria Flowers and April Warnsley, Applicants, and Kenneth Cooley, Owner, to request a Conditional Use as “Club and Bar” in B-2 (Neighborhood Business) District as defined by the LDC for a certain property located at 340 N 25th Avenue (Ward 4). The Planning Commission recommended to Approve as a “Hookah Bar” on May 10, 2021.
3. **2021-808** Adopt an Ordinance for the petition filed by The City of Hattiesburg to amend the Land Development Code Section 5 Use Regulations and Conditions, Section 7 Standards of Design, Section 9 Environmental Regulations, and Section 13 Definitions. More specifically, amendments are proposed as they relate to food truck park uses and stormwater management. The Planning Commission recommended to Approve on June 2, 2021.
4. **2021-809** Adopt an Ordinance for the petition filed by The City of Hattiesburg to amend the Land Development Code Section 7 Standards of Design. More specifically, the amendment adds B-3 (Community Business) District as a Conditional Use to Sec. 7.12.10.4.iii. for the use of gravel in a storage area. The Planning Commission recommended to Approve on June 2, 2021.
5. **2021-810** Approve or Deny a petition filed by Kim Bradley, Owner, and Nick Connelly, Engineer, to request a Conditional Use as “Machinery, tools/construction equipment, limited sales and service” in B-3 (Community Business) District as defined by the LDC for a certain property located at 4219 Lincoln Rd. (Ward 3). The Planning Commission recommended to Approve on June 2, 2021.

- 6. 2021-811** Approve or Deny a petition filed by Kim Bradley, Owner, and Nick Connelly, Engineer, to request a Conditional Use per Sec. 7.12.10.4.iii for gravel storage yard in B-3 (Community Business) District as defined by the LDC for properties located at 4219 Lincoln Rd. (Ward 3). Request is contingent upon approval of text amendment to Land Development Code Sec.7.12.10.4.iii. The Planning Commission recommended to Approve on June 2, 2021.
- 7. 2021-812** Approve or Deny a petition filed by Kim Bradley, Owner, and Nick Connelly, Engineer, to request a variance from Section 7.12.10.4 “A maximum outdoor equipment storage space of 50% of the side and rear lot area is allowed for business and industrial equipment and materials if outdoor storage is an accessory to another use on the same lot” and instead allow for maximum outdoor storage space of 85%, for a variance of 35% for a proposed storage yard located at 4219 Lincoln Rd. (Parcel 056L-23-004.001, PPIN 31922; portion of 056L-23-004.002, PPIN 31923, Ward 3). The Board of Adjustment recommended to Approve on June 2, 2021.
- 8. 2021-813** Approve or Deny a petition filed by Robert St. John, Owner, to request a variance from Section 6, Table 6.1 “Minimum Front Setback” for B-3, “30 feet”, and instead allow a setback of nine (9) feet and eight (8) inches for a variance of twenty (20) feet and four (4) inches along Hardy Street for a proposed structure located at 3810 Hardy Street (Parcel 2-028M-07-076.0l, PPIN 26450; Parcel 2-028M-07-074.00, PPIN 26449; Parcel 2-028M-07-020.00, PPIN 44632, Ward 3). The Board of Adjustment recommended to Approve on June 2, 2021.
- 9. 2021-814** Adopt a Resolution setting Public Hearing on Monday, July 19, 2021 at 4:00 p.m. in the City Council Chambers at City Hall to determine if certain properties are in such a state of uncleanness so as to be a menace to the health and safety of the community, according to the provision of MS Code 1972, Section 21-19-11.
- 10. 2021-825** Adopt the June 22, 2021 amendments to the budget for the City of Hattiesburg for fiscal year ending September 30, 2021 and adopt Resolution authorizing publication of amendments for funds in excess of 10% of the originally appropriated fund balance.
- 11. 2021-822** Approve Engineering Contract with Neel-Schaffer, Inc. for the Hall Avenue West Build Project for an amount not to exceed \$920,315.02 and authorize the Mayor to execute in triplicate.
- 12. 2021-841** Approve contract with Neel-Schaffer, Inc. for construction engineering and inspection services related to the Hardy Street Roundabout Project at 2nd Avenue, Green Street and Adeline Street STP-0210-00(037) LPA/108081-701000 and authorize the Mayor to execute in triplicate.
- 13. 2021-819** Approve agreement with Powell Construction Services, Inc. for repair and maintenance of traffic signals for the period June 30, 2021 through June 30, 2022 and authorize the Mayor to execute in duplicate.
- 14. 2021-835** Approve Exclusive Use Agreement between the City, Lamar Park Water and Sewage

Association, Inc. and Garner Nichols Properties, LLC for the acceptance and treatment of sewage from the Garner Nichols dental office located at 4127 Lincoln Road; Authorize Mayor to execute in triplicate.

15. **2021-826** Approve Change Order No. 1 with Rowell Roofing, Inc. for the Hattiesburg American ReRoof Phase II project and authorize Mayor to execute in triplicate.
16. **2021-815** Approve advertising sponsorship for the 2021 Star Spangled Celebration on the River, July 2, 2021, in accordance with Mississippi 17-3-1, in the amount of \$6000.00 and authorize issuance of manual check for the same.
17. **2021-839** Approve revised Interlocal Agreement between City of Hattiesburg and Arnold Line Water Association, Inc., for certain utility services and authorize the Mayor to execute the same contingent upon the Attorney General's approval.
18. **2021-837** Approve Memorandum of Understanding between City of Hattiesburg and Forrest County Sheriff's Department for participation in the Joint State County Work Program.
19. **2021-829** Approve Memorandum of Understanding with the Mississippi State Fire Academy (MSFA) and the Hattiesburg Fire Department to administer the NFPA 1072 F: Hazardous Materials Awareness and Operations field course and authorize the Fire Chief to execute the same.
20. **2021-832** Ratify and confirm the Mayor's re-appointment of Ronnie Perkins to the Pine Belt Regional Solid Waste Authority for a term beginning June 30, 2021 and ending on June 29, 2025.
21. **2021-821** Authorize the acceptance of the Mississippi Department of Wildlife, Fisheries, and Parks (MDWFP) Youth Participation Initiative Grant Program award, to fund an educational pollinator garden and outdoor classroom at the Hattiesburg Community Arts Center, for a total estimated project cost of \$14,500.00(\$6,660 grant share and \$7,840.00 local share) ; authorize the Mayor to execute the same.
22. **2021-827** Acknowledge receipt of a Corrected Water Easement and a Corrected Permanent Access Easement from Garner Property & Development, LLC for a certain property located in Lamar County described as a part of the SE 1/4 of the SW 1/4 of Section 13 and in the NE 1/4 of the NW 1/4 of Section 24, Township 4 North, Range 14 West, and more particularly described in the attached documents.
23. **2021-823** Acknowledge receipt of closing documents for the Fire Station No. 9 Construction project; Authorize advertisement of Notice of Final Settlement; Approve final acceptance of the project and approve payment of final pay application to the contractor.
24. **2021-833** Acknowledge receipt of closing documents for the C. E. Roy Pathway project, approve final acceptance of the project and approve payment of final pay application to the contractor.

ROUTINE AGENDA

1. **2021-407** Acknowledge the public comment period and two (2) publications providing notification of the same for the City of Hattiesburg's 2021-2023 Disadvantaged Business Enterprise (DBE) Program Goals and the new DBE Program Plan.
2. **2021-830** Acknowledge bids received May 13, 2021 for the Water Plant #1 Rehabilitation project and reject all bids due to bids being priced outside of funding amounts.
3. **2021-820** Authorize submission of a grant application to the U.S. Department of Justice, Bureau of Justice Assistance for the 2021 Bulletproof Vest Partnership Grant in the amount of \$31,200.00 to purchase bulletproof vests for the Hattiesburg Police Department. The grant reimbursement to the city will provide \$15,600.00 (50%) of the cost of the vests.
4. **2021-838** Approve and authorize issuance of manual checks for CDBG-CV Program Claims per attached Memorandum. {Entitlement CDBG-CV}
5. **2021-840** Approve and authorize issuance of manual checks for CDBG Program Claims per attached Memorandum. {Entitlement CDBG}
6. **2021-818** Approve Plans and Specifications for the Hall Avenue Infrastructure Improvements Project and authorize advertisement for bids.
7. **2021-807** Approve the sale of grave spaces, per attached Memo's, Receipts and Deeds.
8. **2021-834** Approve claims docket for the period ending June 18, 2021.

In Memoriam:

- **Mr. Robert Fagan**

Meeting Adjourn