Published Agenda

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 uncleanliness 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
- Mr. Steve Floyd
- Mr. Earl Marshall

Meeting Adjourn

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Call to Order

BE IT REMEMBERED that the **regular meeting of the Hattiesburg City Council was held at 5:00 p.m. Tuesday, June 22, 2021**, in Council Chambers at City Hall; same being a recessed meeting from June 21, 2021.

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

Council President Carroll Called the meeting to order.

Call to Prayer and Pledge of Allegiance

The prayer was given by Kermas Eaton.

The Pledge of Allegiance was led by Council President Carroll.

Presentation Agenda

The PRESENTATION AGENDA came before the Council.

There were no presentations at this time.

POLICY AGENDA

The POLICY AGENDA came before the Council.

1. **2021-824** Approve the minutes for the June 7 and 8, 2021 meetings of the City Council.

Attachments: 6-7-2021 APH, AR, WS Mins.
6-8-2021 Mins

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Approve the minutes for the June 7 and 8, 2021 meetings of the City Council.

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

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

Nays: 0

2. **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.

Attachments: HPC Special Mtg Item A
special called may HPC MINUTES

A MOTION was made by Council Vice President Dryden and seconded by Council President Carroll to Take 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) from the table.

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

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

Nays: 0

A MOTION was made by Council Vice President Dryden and seconded by Council President Carroll to 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).

Following discussion, the Motion failed, receiving the negative vote of the Council as follows:

Yeas: 2 - Carroll and Dryden

Nays: 3 - George, Delgado and Brown

A MOTION was made by Council Member Delgado and seconded by Council Member Brown to Approve 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).

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

Yeas: 2 - Delgado and Brown

Nays: 3 - George, Carroll and Dryden

A MOTION was made by Council Member George and seconded by Council Member Delgado to Approve 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) with the following conditions:

1. Shall not permit consumption of alcoholic beverages on premises without the appropriate license from the Department of Revenue Alcohol Beverage Control.

2. Shall not be permitted to hold a dance hall permit.

3. Shall close no later than 12:00 a.m. (midnight).

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

Yeas: 3 - George, Delgado and Brown

Nays: 2 - Carroll and Dryden

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.

Attachments: Ordinance - LDC Amendment Food Truck Park
June HPC MINUTES
HPC item a

A MOTION was made by Council Vice President Dryden and seconded by Council Member Brown to Adopt an Ordinance (#3290) 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.

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

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

Nays: 0

4. **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.

Attachments: HPC item b
June HPC MINUTES
Ordinance - LDC Amendment gravel lot storage

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Adopt an Ordinance (#3291) 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.

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

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

Nays: 0

5. **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.

Attachments: June HPC MINUTES
HPC item c d

A MOTION was made by Council Vice President Dryden and seconded by Council Member Brown to Approve 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).

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

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

Nays: 0

6. **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.

Attachments: June HPC MINUTES
HPC item c d

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Approve 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.

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

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

Nays: 0

7. **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.

Attachments: BOA item a
JUNE BOA Minutes

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Approve 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).

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

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

Nays: 0

8. **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.

Attachments: JUNE BOA Minutes
BOA item b
EL RAYO June 2021 Presentation by Applicant

A MOTION was made by Council Vice President Dryden and seconded by Council Member Brown to Approve 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).

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

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

Nays: 0

9. **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 uncleanliness 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.

Attachments: Request to Set P H 6 21 2021
Set Public Hearing Unsafe Properties Resolution 6 21 2021

A MOTION was made by Council Member Brown and seconded by Council Member George to Adopt a Resolution (#2021-51) 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 uncleanliness 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.

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

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

Nays: 0

10. **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.

Attachments: June 2021 Budget Amendments

A MOTION was made by Council Vice President Dryden and seconded by Council Member Brown to Adopt the June 22, 2021 amendments to the budget for the City of Hattiesburg for fiscal year ending September 30, 2021 and adopt Resolution (#2021-52) authorizing publication of amendments for funds in excess of 10% of the originally appropriated fund balance.

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

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

Nays: 0

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.

Attachments: Hall Avenue West Prelim-Cover Letters
Hall Avenue West Prelim-MDOT Signed

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to 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.

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

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

Nays: 0

12. **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.

Attachments: NS CE&I Contract

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to 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.

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

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

Nays: 0

13. **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.

Attachments: PCS-TEM-AgreementLetter-Signed

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to 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.

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

Yeas: 3 - George, Carroll and Dryden

Nays: 2 - Delgado and Brown

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.

Attachments: Garner-Lamar Park Sewer Agreement
Exhibit A
Exhibit A (1)
Utility Plan

A MOTION was made by Council Member George and seconded by Council Member Brown to 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.

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

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

Nays: 0

15. **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.

Attachments: Change Order No. 1

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Approve Change Order No. 1 with Rowell Roofing, Inc. for the Hattiesburg American ReRoof Phase II project and authorize Mayor to execute in triplicate.

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

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

Nays: 0

16. **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.

Attachments: Star Spangled Celebration on the River 2021

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to 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.

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

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

Nays: 0

17. **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.

Attachments: Interlocal Agreement - Arnold Line 060921

A MOTION was made by Council Member George and seconded by Council Member Brown to 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.

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

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

Nays: 0

18. **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.

Attachments: MDOC MOU (002)_1-5 dbm edits (002)

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Approve Memorandum of Understanding between City of Hattiesburg and Forrest County Sheriff's Department for participation in the Joint State County Work Program.

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

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

Nays: 0

19. **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.

Attachments: 20210614150358490

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to 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.

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

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

Nays: 0

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.

A MOTION was made by Council Member Brown and seconded by Council Vice President Dryden to 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.

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

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

Nays: 0

21. **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.

Attachments: Hattiesburg Community Arts Award Letter
Hattiesburg Community Arts Agreement YPI 21-22
MDWFP YPI- HCAC Pollinator Garden and Outdoor Classroom

A MOTION was made by Council Vice President Dryden and seconded by Council Member Delgado to 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.

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

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

Nays: 0

22. **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.

Attachments: Corrected Access Easement-Garner Nichols
Corrected Water Easement-Garner Nichols

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to 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.

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

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

Nays: 0

23. **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.

Attachments: Notice of Final Settlement - Fire Station No. 9
Final Pay Application
Table of Contents
Consent of Surety
Release of Liens
Contractors Release of Owner
Contract Document Statement
Non-Asbestos Statement
Guarantee of Work
Contractors Guarantee
Fire Station No 9 - As Built Drawings
Fire Station No 9 - As Built Specs
Payment of Debts & Claims
A. Cover Letter

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to 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.

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

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

Nays: 0

24. **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.

Attachments: Closing Documents

A MOTION was made by Council Member George and seconded by Council Member Delgado to 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.

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

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

Nays: 0

ROUTINE AGENDA

THE ROUTINE AGENDA came before the Council.

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

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

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

Nays: 0

1. **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.

Attachments: Notice-Public Comment DBE Goals 2021-2023
DBE 2021-2023 Goals Document
Notice-Public Comment for the new Program Plan-DBE
New DBE Program Plan 2021-draft

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.

Attachments: Bid Tab and Rec Ltr 051321

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.

Attachments: 2021 BVP Application

4. **2021-838** Approve and authorize issuance of manual checks for CDBG-CV Program Claims per attached Memorandum. {Entitlement CDBG-CV}

Attachments: Manual CV Check Memo 06222021
Hburg Clinic_032021
Hburg Clinic_112020

5. **2021-840** Approve and authorize issuance of manual checks for CDBG Program Claims per attached Memorandum. {Entitlement CDBG}

Attachments: Manual Check Memo 06222021_CDBG

6. **2021-818** Approve Plans and Specifications for the Hall Avenue Infrastructure Improvements Project and authorize advertisement for bids.

Attachments: 12213_Street Ready Specs
Adv for Bids
12213_Plans_Street Ready Set_2021-06-11

7. **2021-807** Approve the sale of grave spaces, per attached Memo's, Receipts and Deeds.

Attachments: Image_00239
Image_00240
Image_00241

8. **2021-834** Approve claims docket for the period ending June 18, 2021.

Attachments: Docket 21.06.18
DT 21.6.18

In Memoriam:

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

- Mr. Robert Fagan
- Mr. Steve Floyd
- Mr. Earl Marshall

Resolution

Council President Carroll, accompanied by Council members George, Delgado and Brown; Council Clerk, Ronda Cole; and Council Deputy Clerk, Lisa Luu Jolly, presented a resolution thanking Council Vice President Dryden for her 8 years of service to Ward 4 and all citizens of Hattiesburg. This was the final meeting for Council Vice President Dryden; she also addressed remarks to those in attendance.

Meeting Adjourn

Council President Carroll declared the **meeting adjourned at 5:22 p.m., this 22nd day of June, 2021**, by unanimous consent, until the 6th day of July, 2021.

ATTEST: **APPROVE:**

Ronda S. Cole

Clerk of Council **Council President**

ATTEST AND CERTIFY: **APPROVE:**

City Clerk **Mayor**

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