

Published Agenda

**Tuesday, July 6, 2021
4:00 PM**

**City Council
Tuesday Meeting Agenda**

**Council Chambers
200 Forrest Street**

Public Hearing

1. **2021-859** Hold public hearing for appeal filed by Liz Cotten, Owner, to appeal the Hattiesburg Historic Conservation Commission's Denial of the petition filed by Liz and Miles Cotten to paint exterior brick at 1101 Corinne Street. The HHCC Denied on May 12, 2021.

Call to Order**Call to Prayer and Pledge of Allegiance****Election of Council Officers - to take effect immediately.****Presentation Agenda****Citizens' Forum****POLICY AGENDA**

1. **2021-865** Approve the minutes for the June 21 and 22, 2021 meetings of the City Council.
2. **2021-860** Approve or Deny the petition filed by filed by Liz Cotten, Owner, to appeal the Hattiesburg Historic Conservation Commission's Denial of the petition filed by Liz and Miles Cotten to paint exterior brick at 1101 Corinne Street. The HHCC Denied on May 12, 2021.
3. **2021-856** Approve contract with Shows, Dearman and Waits, Inc. in the amount of \$197,368.94 for Construction Engineering and Inspection services related to the Country Club Road Improvements Project (STP-8760-00(005) LPA/108134-701000) and authorize the Mayor to execute in triplicate.
4. **2021-852** Approve Lighting Agreement with Mississippi Power Company for additional lighting at the Trace--USM Gateway to almost I-59 with a monthly cost increase of \$10.20 and authorize the Mayor to execute the same.
5. **2021-853** Approve Lighting Agreement with Mississippi Power Company for additional lighting at Mable Street from South to Main Streets for a monthly increase of \$92.79 and authorize Mayor to execute the same.
6. **2021-861** Approve Encroachment Agreement for Facilities with Mississippi Power for the Pearl River Community College Sewer Improvements project and authorize the Mayor to execute in duplicate.
7. **2021-842** Acknowledge bids received June 10, 2021 for the Country Club Road Reconstruction project and accept the bid of R & J Construction, Inc. in the amount of \$1,947,200.69 and authorize the Mayor to execute contracts and other required documents upon preparation.
8. **2021-866** Acknowledge receipt of proposal for services related to plans for Commercial Overlay Corridor Districts focused along E Hardy Street, Hall Avenue, and the forthcoming rail overpass route, approve agreement with Emerge Community Planning & Strategy LLC, and authorize the Mayor to execute the same.
9. **2021-857** Approve receipt of proposal from Landarc Consulting Group, Inc. for Landscape and Phase One Development for the new Public Safety Complex, including new South Parking Lot, Lighting, Landscape and Flagpole for an amount not to exceed \$30,000.00.
10. **2021-855** Authorize application for funds under the U.S. Department of Housing and Urban Development (HUD) Lead Hazard Reduction Grant Program and Healthy Homes Supplement and authorize Mayor to execute any and all documents necessary for application. The HUD Lead Hazard Reduction Grant Program federal request will be up to \$1,800,000, and the match requirement up to \$180,000 (or 10% of federal request). The Healthy Homes Supplement Request will be up to \$400,000 with no match requirement.

- 11. 2021-854 Authorize the acceptance of the Mississippi Development Authority (MDA) FY 2022 Tourism Development Grant award, to fund production of the Midnight on Front Street event, for a total estimated project cost of \$25,000 (\$4,000 grant share and \$21,000 local share) and authorize the Mayor to execute the same.
- 12. 2021-874 Adopt a Resolution designating the City of Hattiesburg voting delegates for voting in the 2021 Mississippi Municipal League Election.
- 13. 2021-876 Adopt a Resolution appointing Ann Jones as Chief Administrative Officer for the City of Hattiesburg.
- 14. 2021-877 Adopt a Resolution appointing Kermas Eaton as Director of Administration and City Clerk.
- 15. 2021-878 Adopt a Resolution appointing Randy Pope as City Attorney for the City of Hattiesburg.
- 16. 2021-864 Ratify and Confirm the Mayor’s appointment of Ginger M. Lowrey (W4) to the Rails to Trails Commission for a 4-year term beginning July 6, 2021 and ending July 5, 2025.

ROUTINE AGENDA

- 1. 2021-843 Acknowledge Proof of Publications for the month of May 2021.
- 2. 2021-858 Acknowledge receipt of executed Construction and Maintenance Easement for a portion of a certain property located at 109 Elaine Circle, Hattiesburg, MS and further described in the attached deed.
- 3. 2021-862 Acknowledge receipt of an executed warranty deed for property acquired for the Hall Avenue Overpass East Project (PPIN 012836) from Stone Properties, LLC.
- 4. 2021-863 Acknowledge receipt of a warranty deed from Veronica H. Jordan for a part of Lot 4 of Plantation Place Apartments Subdivision and further described in the attached deed.
- 5. 2021-867 Acknowledge revised Drug & Alcohol Policy pursuant to requirements of the Federal Transit Administration.
- 6. 2020-872 Acknowledge amendment to the Down payment Assistance (DPA) Guidelines, Exhibit B.
- 7. 2021-873 Approve and authorize publication of Notice to Bidders for the demolition of certain dilapidated structures.
- 8. 2021-851 Approve the sale of grave spaces per attached Memo's, Receipts, and Deeds.
- 9. 2021-875 Approve claims docket for the period ending June 30, 2021.

In Memoriam:

- Ms. Rhonda Sanderson
- Ms. Lisa Ross
- Mr. George Earl Fairley, Sr.
- Ms. Sallie Thompson
- Mr. Tra’darius Cooper
- Mrs. Patsy Nell (Patti) Mowery
- Dr. Cecil Burt
- Ms. Carolyn Gibbons
- Mrs. Blanche Matos

Meeting Adjourn

Public Hearing

BE IT REMEMBERED that the Hattiesburg City Council held a **public hearing at 4:00 p.m. Tuesday, July 6, 2021**, in Council Chambers at City Hall, for the appeal filed by Liz Cotten, Owner, to appeal the Hattiesburg Historic Conservation Commission’s Denial of the petition filed by Liz and Miles Cotten to paint exterior brick at 1101 Corinne Street. The HHCC Denied on May 12, 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; Dave Ware, 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 Jolly; City staff members; media; and the public.

Council President Carroll called the meeting to order and explained the procedures.

1. **2021-859** Hold public hearing for appeal filed by Liz Cotten, Owner, to appeal the Hattiesburg Historic Conservation Commission's Denial of the petition filed by Liz and Miles Cotten to paint exterior brick at 1101 Corinne Street. The HHCC Denied on May 12, 2021.

Ginger Lowrey, Planning Division Manager, provided a presentation overview on the petition for 1101 Corinne Street (see attached presentation).

Attachments: Appeal Presentation_Cotten

Council Member Ware stated that he had spoken to the applicant (who was not able to attend the hearing); the applicant asked the petition not be tabled, and that the Council make a decision on the matter.

Council President Carroll asked the public if there were any citizens to speak for or against the petition.

There were no citizens who wished to speak for or against the petition.

By unanimous consent, Council President Carroll **closed the public hearing at 4:06 p.m. and proceeded with the regular Council meeting.**

Call to Order

BE IT REMEMBERED that the **regular meeting of the Hattiesburg City Council was held at 4:07 p.m. Monday, July 6, 2021**, in Council Chambers at City Hall; same being a recessed meeting from June 22, 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; Dave Ware, 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.

Election of Council Officers - to take effect immediately

Council President Carroll asked for nominations for Council President.

Council Member Ware nominated Council President Carroll.

Council Member Brown nominated Council Member Delgado.

Council Members Delgado and Brown voted in favor of Council Member Delgado.

Council Members George, Carroll and Ware voted in favor of Council President Carroll.

Council President Carroll was elected Council President.

Council President Carroll asked for nominations for Council Vice President.

Council Member Delgado nominated Council Member Brown.

Council President Carroll nominated Council Member George.

Council Members Delgado and Brown voted in favor of Council Member Brown.

Council Members George, Carroll and Ware voted in favor of Council Member George.

Council Member George was elected Council Vice President.

Citizens' Forum

Council Vice President George proceeded with the Citizens' Forum.

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

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

Council Vice President George closed the Citizen Forum.

Presentation Agenda

The PRESENTATION AGENDA came before the Council.

Mayor Barker presented a Certificate of Recognition to the following High School students:

Sacred Heart School

- Salutatorian, Lucy Mellen
- Valedictorian, Kate Marie Gallardo

Presbyterian Christian School

- Salutatorian, Rachael Barbieri
- Valedictorian, Sarah Spencer

Hattiesburg High School

- Salutatorian, Alexandria McCullum
- Valedictorian, Natasia Barnes

Logan Green, Sophomore of Hattiesburg High School, recognized for State Championship for National Speech and Debate.

There were no other presentations at this time.

POLICY AGENDA

The POLICY AGENDA came before the Council.

1. **2021-865** Approve the minutes for the June 21 and 22, 2021 meetings of the City Council.

Attachments: 6-21-2021 AR Mins.
 6-22-2021 Mins.

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Approve the minutes for the June 21 and 22, 2021 meetings of the City Council.

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

Yeas: 4 - George, Delgado, Carroll and Brown

Nays: 0

Abstain: 1 - Ware

2. **2021-860** Approve or Deny the petition filed by filed by Liz Cotten, Owner, to appeal the Hattiesburg Historic Conservation Commission's Denial of the petition filed by Liz and Miles Cotten to paint exterior brick at 1101 Corinne Street. The HHCC Denied on May 12, 2021.

Attachments: 1101 Corinne St_data sheets
Cotten Appeal 2021 1101 Corinne St

A MOTION was made by Council Member Ware and seconded by Council Vice President George to Approve the petition filed by filed by Liz Cotten, Owner, to appeal the Hattiesburg Historic Conservation Commission's Denial of the petition filed by Liz and Miles Cotten to paint exterior brick at 1101 Corinne Street. The HHCC Denied on May 12, 2021.

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

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

Nays: 0

3. **2021-856** Approve contract with Shows, Dearman and Waits, Inc. in the amount of \$197,368.94 for Construction Engineering and Inspection services related to the Country Club Road Improvements Project (STP-8760-00(005)LPA/108134-701000) and authorize the Mayor to execute in triplicate.

Attachments: SDW CE&I CONTRACT
SDW CE&I MDOT Concurrence

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Approve contract with Shows, Dearman and Waits, Inc. in the amount of \$197,368.94 for Construction Engineering and Inspection services related to the Country Club Road Improvements Project (STP-8760-00(005)LPA/108134-701000) 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, Ware and Brown

Nays: 0

4. **2021-852** Approve Lighting Agreement with Mississippi Power Company for additional lighting at the Trace--USM Gateway to almost I-59 with a monthly cost increase of \$10.20; authorize the Mayor to execute the same.

Attachments: MS Power-Trace - USM Gateway to almost I-59

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Approve Lighting Agreement with Mississippi Power Company for additional lighting at the Trace--USM Gateway to almost I-59 with a monthly cost increase of \$10.20; 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, Ware and Brown

Nays: 0

5. **2021-853** Approve Lighting Agreement with Mississippi Power Company for additional lighting at Mable Street from South to Main Streets for a monthly increase of \$92.79, and authorize Mayor to execute the same.

Attachments: MS Power-Mable Street from South to Main Streets

A MOTION was made by Council Member Delgado and seconded by Council Member Brown to Approve Lighting Agreement with Mississippi Power Company for additional lighting at Mable Street from South to Main Streets for a monthly increase of \$92.79, and authorize 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, Ware and Brown

Nays: 0

6. **2021-861** Approve Encroachment Agreement for Facilities with Mississippi Power for the Pearl River Community College Sewer Improvements project; Authorize Mayor to execute in duplicate.

Attachments: MS POWER ENCROACHMENT AGREEMENT

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Approve Encroachment Agreement for Facilities with Mississippi Power for the Pearl River Community College Sewer Improvements project; Authorize Mayor to execute in duplicate.

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

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

Nays: 0

7. **2021-842** Acknowledge bids received June 10, 2021 for the Country Club Road Reconstruction project and accept the bid of R & J Construction, Inc. in the amount of \$1,947,200.69; Authorize Mayor to execute contracts and other required documents upon preparation.

Attachments: Certified Bid Tab
 Recommendation Ltr
 Evaluation of Bids
 Checklist to Award

A MOTION was made by Council Member Brown and seconded by Council Vice President George to Acknowledge bids received June 10, 2021 for the Country Club Road Reconstruction project and accept the bid of R & J Construction, Inc. in the amount of \$1,947,200.69; Authorize Mayor to execute contracts and other required documents upon preparation.

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

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

Nays: 0

8. **2021-866** Acknowledge receipt of proposal for services related to plans for Commercial Overlay Corridor Districts focused along E Hardy Street, Hall Avenue, and the forthcoming rail overpass route, approve agreement with Emerge Community Planning & Strategy LLC, and authorize the Mayor to execute.

Attachments: E Hardy Corridor Overlay - Letter of Engagement - 7-2021
 E Hardy Corridor Proposal - EMERGE Proposal

A MOTION was made by Council Member Delgado and seconded by Council Member Brown to DENY receipt of proposal for services related to plans for Commercial Overlay Corridor Districts focused along E Hardy Street, Hall Avenue, and the forthcoming rail overpass route, approve agreement with Emerge Community Planning & Strategy LLC.

Council member Delgado stated the reason to deny the proposal because of the companies' lack of experiences. She also asked the administration to resubmit the proposal to solicit a wider range of experienced firms.

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

Yeas: 2 - Delgado and Brown

Nays: 3 - George, Carroll and Ware

A MOTION was made by Council Member Ware and seconded by Council Vice President George to Acknowledge receipt of proposal for services related to plans for Commercial Overlay Corridor Districts focused along E Hardy Street, Hall Avenue, and the forthcoming rail overpass route, approve agreement with Emerge Community Planning & Strategy LLC, and authorize the Mayor to execute.

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

Yeas: 3 - George, Carroll and Brown

Nays: 2 - Delgado and Brown

9. **2021-857** Approve receipt of proposal from Landarc Consulting Group, Inc. for Landscape and Phase One Development for the new Public Safety Complex, including new South Parking Lot, Lighting, Landscape and Flagpole for an amount not to exceed \$30,000.00.

Attachments: Public SAfety Mem Plaza Bid Documents Proposal

A MOTION was made by Council Member Ware and seconded by Council Vice President George to Approve receipt of proposal from Landarc Consulting Group, Inc. for Landscape and Phase One Development for the new Public Safety Complex, including new South Parking Lot, Lighting, Landscape and Flagpole for an amount not to exceed \$30,000.00.

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

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

Nays: 0

10. **2021-855** Authorize application for funds under the U.S. Department of Housing and Urban Development (HUD) Lead Hazard Reduction Grant Program and Healthy Homes Supplement and authorize Mayor to execute any and all documents necessary for application. The HUD Lead Hazard Reduction Grant Program federal request will be up to \$1,800,000, and the match requirement up to \$180,000 (or 10% of federal request). The Healthy Homes Supplement Request will be up to \$400,000 with no match requirement.

Attachments: Lead Hazard Project Summary
LHR - SF424
HH Supplement - SF424
LHR - SF424B
LHR - SF424D
LHR - SFLLL

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Authorize application for funds under the U.S. Department of Housing and Urban Development (HUD) Lead Hazard Reduction Grant Program and Healthy Homes Supplement and authorize Mayor to execute any and all documents necessary for application. The HUD Lead Hazard Reduction Grant Program federal request will be up to \$1,800,000, and the match requirement up to \$180,000 (or 10% of federal request). The Healthy Homes Supplement Request will be up to \$400,000 with no match requirement.

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

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

Nays: 0

- 11. 2021-854** Authorize the acceptance of the Mississippi Development Authority (MDA) FY 2022 Tourism Development Grant award, to fund production of the Midnight on Front Street event, for a total estimated project cost of \$25,000 (\$4,000 grant share and \$21,000 local share); authorize the Mayor to execute the same.

Attachments: MDA Tourism Grant - Acceptance Letter
Midnight on Front Street - COH - FY22 TDG Application
FY22 TD Grant Guidelines

A MOTION was made by Council Member Ware and seconded by Council Vice President George to Authorize the acceptance of the Mississippi Development Authority (MDA) FY 2022 Tourism Development Grant award, to fund production of the Midnight on Front Street event, for a total estimated project cost of \$25,000 (\$4,000 grant share and \$21,000 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, Ware and Brown

Nays: 0

- 12. 2021-874** Adopt a Resolution designating the City of Hattiesburg voting delegates for voting in the 2021 Mississippi Municipal League Election.

Attachments: RESOL.DELEGATES

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Adopt a Resolution (#2021-53) designating the City of Hattiesburg voting delegates for voting in the 2021 Mississippi Municipal League Election.

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

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

Nays: 0

- 13. 2021-876** Adopt a resolution appointing Ann Jones as Chief Administrative Officer for the City of Hattiesburg.

Attachments: COUNCIL RESOLUTION FOR APPOINTMENT-A Jones July 6 2021

A MOTION was made by Council Member Brown and seconded by Council Vice President George to Adopt a resolution (#2021-54) appointing Ann Jones as Chief Administrative Officer for the City of Hattiesburg.

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

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

Nays: 0

14. **2021-877** Adopt a Resolution appointing Kermas Eaton as Director of Administration and City Clerk.

Attachments: COUNCIL RESOLUTION FOR APPOINTMENT-K Eaton July 6 2021

A MOTION was made by Council Member Brown and seconded by Council Vice President George to Adopt a Resolution (#2021-55) appointing Kermas Eaton as Director of Administration and City Clerk.

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

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

Nays: 0

15. **2021-878** Adopt a Resolution appointing Randy Pope as City Attorney for the City of Hattiesburg.

Attachments: COUNCIL RESOLUTION FOR APPOINTMENT-R Pope July 6 2021
City Attorney Agreement - August 1 2021 through July 31 2022
Resume for 2021 City of Hattiesburg-R Pope

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Adopt a Resolution (#2021-56) appointing Randy Pope as City Attorney for the City of Hattiesburg.

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

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

Nays: 0

16. **2021-864** Ratify and Confirm the Mayor's appointment of Ginger M. Lowrey (W4) to the Rails to Trails Commission for a 4-year term beginning July 6, 2021 and ending July 5, 2025.

Attachments: Ginger Lowrey Data sheet 2021 Rails to Trails

A MOTION was made by Council Member Ware and seconded by Council Vice President George to Ratify and Confirm the Mayor's appointment of Ginger M. Lowrey (W4) to the Rails to Trails Commission for a 4-year term beginning July 6, 2021 and ending July 5, 2025.

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

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

Nays: 0

ROUTINE AGENDA

THE ROUTINE AGENDA came before the Council.

A MOTION was made by Council Vice President George and seconded by Council Member Brown 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, Ware and Brown

Nays: 0

1. **2021-843** Acknowledge Proof of Publications for the month of May 2021.

Attachments: Proof of Publication Hub City Spokes Inv97986

2. **2021-858** Acknowledge receipt of executed Construction and Maintenance Easement for a portion of a certain property located at 109 Elaine Circle, Hattiesburg, MS and further described in the attached deed.

 Attachments: Harrington Easement-signed
3. **2021-862** Acknowledge receipt of an executed warranty deed for property acquired for the Hall Avenue Overpass East Project (PPIN 012836) from Stone Properties, LLC.

 Attachments: Stone Properties PPIN 012836
4. **2021-863** Acknowledge receipt of a warranty deed from Veronica H. Jordan for a part of Lot 4 of Plantation Place Apartments Subdivision and further described in the attached deed.

 Attachments: Warranty Deed - Plantation Place Bus Stop - Veronica Jordan - 6.24.21
5. **2021-867** Acknowledge revised Drug & Alcohol Policy pursuant to requirements of the Federal Transit Administration.

 Attachments: Sec 17 a - Drug Policy FTA compliant - 6.15.21
6. **2020-872** Acknowledge amendment to the Downpayment Assistance (DPA) Guidelines, Exhibit B

 Attachments: DPA Exhibit B 06282021
7. **2021-873** Approve and authorize publication of Notice to Bidders for the demolition of certain dilapidated structures.

 Attachments: NOTICE TO BIDDERS - Demolitions - August 2021
 Instructions to Bidders for Demolition Services 000403
 Demolition & Lot Clearing August 2021 Bid form 000404
8. **2021-851** Approve the sale of grave spaces per attached Memo's, Receipts, and Deeds.

 Attachments: Memo's (07-06-2021)
 Receipts (07-06-2021)
 Deeds (07-06-2021)
9. **2021-875** Approve claims docket for the period ending June 30, 2021.

 Attachments: Docket 21.06.30
 DT 21.06.30

In Memoriam:

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

- Ms. Rhonda Sanderson
- Ms. Lisa Ross
- Mr. George Earl Fairley, Sr.
- Ms. Sallie Thompson
- Mr. Tra'darius Cooper
- Mrs. Patsy Nell (Patti) Mowery
- Dr. Cecil Burt
- Ms. Carolyn Gibbons

Executive Session

A MOTION was made by Council Vice President George for the Council to enter closed session to determine the need to enter Executive Session at 4:27 p.m.

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

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

Nays: 0

Council President Carroll asked for the Chambers to be cleared at this time.

A MOTION was made by Council Vice President George and seconded by Council Member Ware to enter Executive Session at 4:29 p.m. to discuss strategy or negotiations with respect existing opioid litigation, since to have an open meeting on this would have a detrimental effect on the litigating position of the City.

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

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

Nays: 0

The City Attorney stepped out into the hall and announced that the Council has gone into Executive Session to discuss strategy or negotiations with respect existing opioid litigation.

Those present for the Executive Session were Mayor Toby Barker; Council members Jeffrey George, Deborah Delgado, Carter Carroll, Dave Ware and Nicholas Brown; Director of Administration/City Clerk, Kermas Eaton; City Attorney, Randy Pope; Chief Administrative Officer, Ann Jones; Chief Communications Officer, Samantha McCain; Officer Ross Kinsey; Clerk of Council, Ronda Cole; Deputy Clerk of Council, Lisa Luu Jolly.

A MOTION was made by Council Vice President George and seconded by Council Member Ware exit Executive Session and re-open the meeting to the public at 4:42 p.m.

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

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

Nays: 0

Council President Carroll stated to the public that the Council went into executive session to discuss existing opioid litigation and no action was taken by the Council in executive session.

A MOTION was made by Council Vice President George and seconded by Council Member Delgado to approve the Perdue Pharma Bankruptcy Plan as recommended by the City Attorney.

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

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

Nays: 0

Meeting Recessed

Council President Carroll declared the **meeting recessed at 4:44 p.m., this 6th day of July, 2021**, by unanimous consent, until the 19th day of July, 2021.

ATTEST:

APPROVE:


Clerk of Council


Council President

ATTEST AND CERTIFY:

APPROVE:


City Clerk


Mayor