

Published Agenda

**Tuesday, July 20, 2021
5:00 PM**

**City Council
Tuesday Meeting Agenda**

**City Hall, Council Chambers
200 Forrest Street**

Call to Order

Call to Prayer and Pledge of Allegiance

Presentation Agenda

POLICY AGENDA

1. **2021-896** Approve the minutes for the July 6, 2021 meeting of the City Council.
2. **2021-890** Adopt Resolutions adjudicating and directing the placement as an assessment for the cleanup costs and applicable penalties, not to exceed the values prescribed by State law, against the following properties.
3. **2021-888** Adopt Resolutions condemning the following properties as unclean and a menace to the health and safety of the community.
4. **2021-942** Approve Funding Grant Agreement with Mississippi Department of Finance and Administration and letter requesting bond funds for disbursement of said bond funds to assist the City of Hattiesburg in paying costs associated with infrastructure improvements in the Midtown area, as appropriated in Section 84 of Senate Bill 2971, 2021 Regular Legislative Session and authorize the Mayor to execute all necessary documents.
5. **2021-889** Approve Memorandum of Understanding Between City of Hattiesburg and the University of Southern Mississippi Institute for Disability Studies to implement community-based transition pilots for youth and adults with intellectual and development disabilities transitioning to community living and authorize the Mayor to execute the same.
6. **2021-879** Approve Fire Protection Agreement between the City of Hattiesburg and the University of Southern Mississippi to provide fire protection and related services for a one (1) year term, beginning July 1, 2021 and ending on June 30, 2022, in the amount of \$95,652.00 and authorize the Mayor to execute the same.
7. **2021-941** Approve Agreement between Mississippi State Fire Academy (MSFA) and the Hattiesburg Fire Department to provide the course for the NFPA 1001-I-II F and authorize the Fire Chief to execute the same.
8. **2021-895** Approve Letter of Engagement with Hicks Law Firm, PLLC, in Civil Action No. CO21-0212T.
9. **2021-894** Approve Agreement between the City of Hattiesburg and South Mississippi Planning and Development District for participation in the Senior Community Service Employment Program and authorize the Mayor to execute in duplicate.
10. **2021-893** Approve Advertising Sponsorship for the 2021 Hattiesburg Hall of Fame Program, in accordance with Mississippi 17-3-1, in the amount of \$5,000.00 and authorize issuance of manual check for the same.
11. **2021-918** Approve Agreement between the City of Hattiesburg and Havard Pest Control for pest control treatment at Fire Station # 9, in amount not to exceed \$175.00 and authorize the Mayor to execute the same.
12. **2021-899** Acknowledge receipt of three fully executed warranty deeds for a portion of Forrest County Tax Parcel No. 2-038A-15-011.00 (PPIN 039155) for the Hall Avenue Overpass East project.
13. **2021-891** Acknowledge bids received June 17, 2021 for the Bobby L. Chain Airport Runway 13-31 Lighting Improvements Project (AIP No. 3-28-0031-029-2021) and accept the bid from Webster Electric Co., Inc. in the amount of \$1,074,464.00 for the base bid only, and authorize the Mayor to execute contracts upon preparation.

- 14. **2021-944** Acknowledgement - of correction of bid and alternate amount for the Hardy Street Roundabout Project at 2nd Avenue, Green Street and Adeline Street; previously approved on June 8, 2021.
- 15. **2021-880** Approve the purchase of National Night Out Against Crime supplies from NATW in an amount not to exceed \$3,026.21; declare as a sole source purchase as provided for in Section 31-7-13 (viii) of the Mississippi Code of 1972, based on information in attached letter and memorandums.

ROUTINE AGENDA

- 1. **2021-881** Acknowledge receipt of Privilege Tax License monthly report June 2021.
- 2. **2021-884** Acknowledge Proof of Publications for the month of June 2021.
- 3. **2021-886** Acknowledge issuance of corrected cemetery deed to Otis C. & Betsy M. Rowell, due to incorrect description (as recorded in (MB 2021-149).
- 4. **2021-897** Acknowledge receipt of the fiscal year 2022 budget from Pine Belt Solid Waste Management Authority and acknowledge member county and city rate will remain the same at \$37.75 per ton.
- 5. **2021-900** Approve and authorize issuance of manual checks for CDBG Program Claims per attached Memorandum. {Entitlement CDBG}
- 6. **2021-901** Approve and authorize issuance of manual checks for HOME Program Claims per attached Memorandum. {Entitlement HOME}
- 7. **2021-885** Approve the sale of grave spaces per attached, Memo's, Receipts, and Deeds.
- 8. **2021-943** Approve claims docket for the period ending July 16,2021.

In Memoriam:

- Mrs. Bernice Dove Milton
- Mr. Quenton Loving, Sr.

Call to Order

BE IT REMEMBERED that the **regular meeting of the Hattiesburg City Council was held at 5:00 p.m. Tuesday, July 20, 2021**, in Council Chambers at City Hall; same being a recessed meeting from July 19, 2021.

Those present included Mayor Toby Barker and members of the City Council: Deborah Delgado, Ward 2 (via teleconference); 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; 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. **2021-896** Approve the minutes for the July 6, 2021 meeting of the City Council.

Attachments: 7-6-2021 XS Mins.

A MOTION was made by Council Member Nicholas Brown and seconded by Council Member Dave Ware to Approve the minutes for the July 6, 2021 meeting of the City Council.

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

Yeas: 4- Deborah Delgado (via teleconference), Carter Carroll, Dave Ware, Nicholas Brown

Nays: 0- None

Absent: Jeffrey George

2. **2021-890** Adopt Resolutions adjudicating and directing the placement as an assessment for the cleanup costs and applicable penalties, not to exceed the values prescribed by State law, against the following properties.

Attachments: Adjudication Resolution 7 20 2021
 416 S. 15th Avenue Adjudication Resolution
 6563 Highway 49 Adjudication Resolution

A MOTION was made by Council Member Nicholas Brown and seconded by Council Member Dave Ware to Adopt Resolutions (#2021-57-58) adjudicating and directing the placement as an assessment for the cleanup costs and applicable penalties, not to exceed the values prescribed by State law, against the following properties.

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

Yeas: 4- Deborah Delgado (via teleconference), Carter Carroll, Dave Ware, Nicholas Brown

Nays: 0- None

Absent: Jeffrey George

3. **2021-888** Adopt Resolutions condemning the following properties as unclean and a menace to the health and safety of the community.

Attachments: Adopt Resolutions of Condemnation 7 20 2021
 114 Brookwood Lane
 1234 Beverly Hills Road
 922 W. 6th Street
 202 Lewis Street
 620 E. 8th Street
 407 S. 14th Avenue
 315 J. C. Killingsworth Dr.
 0 S. Pine Drive
 706 Martin Luther King Dr.
 86 Canal Drive

A MOTION was made by Council Member Dave Ware and seconded by Council Member Nicholas Brown to Adopt Resolutions (#2021-59-68) condemning the following properties as unclean and a menace to the health and safety of the community.

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

Yeas: 4- Deborah Delgado (via teleconference), Carter Carroll, Dave Ware, Nicholas Brown

Nays: 0- None

Absent: Jeffrey George

4. **2021-942** Approve Funding Grant Agreement with Mississippi Department of Finance and Administration and letter requesting bond funds for disbursement of said bond funds to assist the City of Hattiesburg in paying costs associated with infrastructure improvements in the Midtown area, as appropriated in Section 84 of Senate Bill 2971, 2021 Regular Legislative Session and authorize the Mayor to execute all necessary documents.

Attachments: DFA Resolution Midtown Infrastructure Bond Funds
SB2971 Declaration Letter
SB 2971 Contact List
SB 2971 W-9
SB 2971 Project Information Sheet

A MOTION was made by Council Member Nicholas Brown and seconded by Council Member Dave Ware to Approve Funding Grant Agreement (Resolution #2021-69) with Mississippi Department of Finance and Administration and letter requesting bond funds for disbursement of said bond funds to assist the City of Hattiesburg in paying costs associated with infrastructure improvements in the Midtown area, as appropriated in Section 84 of Senate Bill 2971, 2021 Regular Legislative Session and authorize the Mayor to execute all necessary documents.

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

Yeas: 4- Deborah Delgado (via teleconference), Carter Carroll, Dave Ware, Nicholas Brown

Nays: 0- None

Absent: Jeffrey George

5. **2021-889** Approve Memorandum of Understanding Between City of Hattiesburg and the University of Southern Mississippi Institute for Disability Studies to implement community-based transition pilots for youth and adults with intellectual and development disabilities transitioning to community living and authorize the Mayor to execute the same.

Attachments: Image_00290

A MOTION was made by Council Member Nicholas Brown and seconded by Council Member Dave Ware to Approve Memorandum of Understanding Between City of Hattiesburg and the University of Southern Mississippi Institute for Disability Studies to implement community based transition pilots for youth and adults with intellectual and development disabilities transitioning to community living and authorize the Mayor to execute the same.

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

Yeas: 4- Deborah Delgado (via teleconference), Carter Carroll, Dave Ware, Nicholas Brown

Nays: 0- None

Absent: Jeffrey George

6. **2021-879** Approve Fire Protection Agreement between the City of Hattiesburg and the University of Southern Mississippi to provide fire protection and related services for a one (1) year term, beginning July 1, 2021 and ending on June 30, 2022, in the amount of \$95,652.00 and authorize the Mayor to execute the same.

Attachments: Fire Agreement 21-22

A MOTION was made by Council Member Nicholas Brown and seconded by Council Member Dave Ware to Approve Fire Protection Agreement between the City of Hattiesburg and the University of Southern Mississippi to provide fire protection and related services for a one (1) year term, beginning July 1, 2021 and ending on June 30, 2022, in the amount of \$95,652.00 and authorize the Mayor to execute the same.

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

Yeas: 4- Deborah Delgado (via teleconference), Carter Carroll, Dave Ware, Nicholas Brown

Nays: 0- None

Absent: Jeffrey George

7. **2021-941** Approve Agreement between Mississippi State Fire Academy (MSFA) and the Hattiesburg Fire Department to provide the course for the NFPA 1001-I-II F and authorize the Fire Chief to execute the same.

Attachments: Hattiesburg 1001 July Signed By MSFA

A MOTION was made by Council Member Nicholas Brown and seconded by Council Member Dave Ware to Approve Agreement between Mississippi State Fire Academy (MSFA) and the Hattiesburg Fire Department to provide the course for the NFPA 1001-I-II F 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: 4- Deborah Delgado (via teleconference), Carter Carroll, Dave Ware, Nicholas Brown

Nays: 0- None

Absent: Jeffrey George

8. **2021-895** Approve Letter of Engagement with Hicks Law Firm, PLLC, in Civil Action No. CO21-0212T.

Attachments: Hicks Engagement Letter Civil Case # CO21-0212T

A MOTION was made by Council Member Dave Ware and seconded by Council Member Nicholas Brown to Approve Letter of Engagement with Hicks Law Firm, PLLC, in Civil Action No. CO21-0212T.

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

Yeas: 4- Deborah Delgado (via teleconference), Carter Carroll, Dave Ware, Nicholas Brown

Nays: 0- None

Absent: Jeffrey George

9. **2021-894** Approve Agreement between the City of Hattiesburg and South Mississippi Planning and Development District for participation in the Senior Community Service Employment Program and authorize the Mayor to execute in duplicate.

Attachments: SMPDD Senior Community Service Employment Program Agreement 2021

A MOTION was made by Council Member Nicholas Brown and seconded by Council Member Dave Ware to Approve Agreement between the City of Hattiesburg and South Mississippi Planning and Development District for participation in the Senior Community Service Employment Program and authorize the Mayor to execute in duplicate.

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

Yeas: 4- Deborah Delgado (via teleconference), Carter Carroll, Dave Ware, Nicholas Brown

Nays: 0- None

Absent: Jeffrey George

10. **2021-893** Approve Advertising Sponsorship for the 2021 Hattiesburg Hall of Fame Program, in accordance with Mississippi 17-3-1, in the amount of \$5,000.00 and authorize issuance of manual check for the same.

Attachments: Hattiesburg Hall of Fame Program 2021 Advertising Sponsorship

A MOTION was made by Council Member Dave Ware and seconded by Council Member Nicholas Brown to Approve Advertising Sponsorship for the 2021 Hattiesburg Hall of Fame Program, in accordance with Mississippi 17-3-1, in the amount of \$5,000.00 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: 4- Deborah Delgado (via teleconference), Carter Carroll, Dave Ware, Nicholas Brown

Nays: 0- None

Absent: Jeffrey George

11. **2021-918** Approve Agreement between the City of Hattiesburg and Havard Pest Control for pest control treatment at Fire Station # 9, in amount not to exceed \$175.00 and authorize the Mayor to execute the same.

Attachments: Fire Station 9

A MOTION was made by Council Member Dave Ware and seconded by Council Member Nicholas Brown to Approve Agreement between the City of Hattiesburg and Havard Pest Control for pest control treatment at Fire Station # 9, in amount not to exceed \$175.00 and authorize the Mayor to execute the same..

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

Yeas: 4- Deborah Delgado (via teleconference), Carter Carroll, Dave Ware, Nicholas Brown

Nays: 0- None

Absent: Jeffrey George

12. **2021-899** Acknowledge receipt of three fully executed warranty deeds for a portion of Forrest County Tax Parcel No. 2-038A-15-011.00 (PPIN 039155) for the Hall Avenue Overpass East project.

Attachments: Roseberry 1
 Roseberry 2
 Roseberry 3

A MOTION was made by Council Member Dave Ware and seconded by Council Member Nicholas Brown to Acknowledge receipt of three fully executed warranty deeds for a portion of Forrest County Tax Parcel No. 2-038A-15-011.00 (PPIN 039155) for the Hall Avenue Overpass East Project.

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

Yeas: 4- Deborah Delgado (via teleconference), Carter Carroll, Dave Ware, Nicholas Brown

Nays: 0- None

Absent: Jeffrey George

- 13. 2021-891** Acknowledge bids received June 17, 2021 for the Bobby L. Chain Airport Runway 13-31 Lighting Improvements Project (AIP No. 3-28-0031-029-2021) and accept the bid from Webster Electric Co., Inc. in the amount of \$1,074,464.00 for the base bid only, and authorize the Mayor to execute contracts upon preparation.

Attachments: HBGWebsterAwardRec
Bid Tab - Runway 13-31 Lighting Improvements 29-2021 - Final

A MOTION was made by Council Member Nicholas Brown and seconded by Council Member Dave Ware to Acknowledge bids received June 17, 2021 for the Bobby L. Chain Airport Runway 13-31 Lighting Improvements Project (AIP No. 3-28-0031-029-2021) and accept the bid from Webster Electric Co., Inc. in the amount of \$1,074,464.00 for the base bid only, and authorize the Mayor to execute contracts upon preparation.

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

Yeas: 4- Deborah Delgado (via teleconference), Carter Carroll, Dave Ware, Nicholas Brown

Nays: 0- None

Absent: Jeffrey George

- 14. 2021-944** Acknowledgement - of correction of bid and alternate amount for the Hardy Street Roundabout Project at 2nd Avenue, Green Street and Adeline Street; previously approved on June 8, 2021.

Attachments: Correction Memo-Item 2021-404 Green Hardy Roundabout (5)
108081-701000 Hardy Roundabout Cert Bid Tab (004)
Previous Cover Memo from June 8, 2021

A MOTION was made by Council Member Dave Ware and seconded by Council Member Nicholas Brown to Acknowledge the correction of bid and alternate amount for the Hardy Street Roundabout Project at 2nd Avenue, Green Street and Adeline Street; previously approved on June 8, 2021.

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

Yeas: 4- Deborah Delgado (via teleconference), Carter Carroll, Dave Ware, Nicholas Brown

Nays: 0- None

Absent: Jeffrey George

- 15. 2021-880** Approve the purchase of National Night Out Against Crime supplies from NATW in an amount not to exceed \$3,026.21; declare as a sole source purchase as provided for in Section 31-7-13 (viii) of the Mississippi Code of 1972, based on information in attached letter and memorandums.

Attachments: 2021 NNO Budget - NATW

NATW Sole Source Letter 2021
Sole Source Memo - T. Jordan

A MOTION was made by Council Member Dave Ware and seconded by Council Member Nicholas Brown to Approve the purchase of National Night Out Against Crime supplies from NATW in an amount not to exceed \$3,026.21; declare as a sole source purchase as provided for in Section 31-7-13 (viii) of the Mississippi Code of 1972, based on information in attached letter and memorandums.

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

Yeas: 4- Deborah Delgado (via teleconference), Carter Carroll, Dave Ware, Nicholas Brown
Nays: 0- None
Absent: Jeffrey George

ROUTINE AGENDA

THE ROUTINE AGENDA came before the Council.

A MOTION was made by Council Member Nicholas Brown and seconded by Council Member Dave Ware to approve the Routine Agenda.

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

Yeas: 4- Deborah Delgado (via teleconference), Carter Carroll, Dave Ware, Nicholas Brown
Nays: 0- None
Absent: Jeffrey George

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| 1. | 2021-881 | Acknowledge receipt of Privilege Tax License monthly report June 2021.

Attachments: Privilege Tax License Mthly June 2021 |
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| 2. | 2021-884 | Acknowledge Proof of Publications for the month of June 2021.

Attachments: Proof of Publications Hub City Spokes June 2021 |
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| 3. | 2021-886 | Acknowledge issuance of corrected cemetery deed to Otis C. & Betsy M. Rowell, due to incorrect description (as recorded in (MB 2021-149).

Attachments: Corrected Deed - Rowell |
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| 4. | 2021-897 | Acknowledge receipt of the fiscal year 2022 budget from Pine Belt Solid Waste Management Authority and acknowledge member county and city rate will remain the same at \$37.75 per ton.

Attachments: Pine Belt Solid Waste Authority FY 2022 Budget |
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| 5. | 2021-900 | Approve and authorize issuance of manual checks for CDBG Program Claims per attached Memorandum. {Entitlement CDBG}

Attachments: Manual Check Memo 07202021_CDBG |

6. **2021-901** Approve and authorize issuance of manual checks for HOME Program Claims per attached Memorandum. {Entitlement HOME}

Attachments: BCS_104 Donald_Gutting_07202021
Manual Check Memo 07202021_HOME

7. **2021-885** Approve the sale of grave spaces per attached, Memo's, Receipts, and Deeds.

Attachments: Memo's (07-20-2021)
Receipts (07-20-2021)
Deeds (07-20-2021)

8. **2021-943** Approve claims docket for the period ending July 16,2021.

Attachments: DT 21.07.16
DOCKET 21.07.16 M

In Memoriam:

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

- Mrs. Bernice Dove Milton
- Mr. Quenton Loving, Sr.

Meeting Adjourn

Council President Carroll declared the **meeting adjourned at 5:12 p.m., this 20th day of July, 2021**, by unanimous consent, until the 2nd day of August, 2021.

ATTEST:

APPROVE:



Clerk of Council



Council President

ATTEST AND CERTIFY:

APPROVE:



City Clerk



Mayor

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