

Published Agenda

**Tuesday, December 21, 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. **2021-1427** Approve the minutes for the December 6 & 7, 2021 meetings of the City Council.
2. **2021-1423** Adopt an Ordinance for the petition filed by The City of Hattiesburg to establish the zoning classification for certain un-zoned properties located along J. Ed Turner Drive (Parcel 052B-03-004.101, 052B-03-004.102, 052B-03-004.103, 052B-03-004.104; PPIN 33783, 33784, 33785, 33786; Lamar Co., Ward 1) Section 4.5.3, R-1A (Residential) District. The Planning Commission recommended to Approve on December 1, 2021.
3. **2021-1422** Adopt an Ordinance for the petition filed by Creed Group Communities, LLC, Applicant, and Hulett-Winstead Funeral Home, owner, Cloud Nine Properties, LLC, owner, to change the zoning classification for a certain property located along N 28th Ave and Northwood Dr (US 49 N service road) (Parcel 2-028B-05-096.00, 2-028B-05-097.00; PPIN 26048, 26051, Forrest Co., Ward 1) from Section 4.5.10 B-3 (Community Business) District to Section 4.5.7, R-3 (Multi-Family Residential) District. The Planning Commission recommended to Approve on December 1, 2021.
4. **2021-1424** Adopt an Ordinance for the petition filed by The City of Hattiesburg to close and vacate a portion of Fredna Avenue, which is located west of Richard Collins Dr., east of Dabbs St, North of Ruby Ave, and South of May Ave (Ward 2). The Planning Commission recommended to Approve on December 1, 2021.
5. **2021-1420** Adopt an Ordinance for the petition filed by Greg Hodges, Representative, John C. Anglin, Engineer, and Merchants & Marine Bank, Owner to change the zoning classification at 4607 Hardy St (Parcel 051Q-12-001.000, PPIN 21451, Lamar Co., Ward 3) from Section 4.5.13 I-1 (Light Industrial) District to Section 4.5.12, B-5 (Regional Business) District. The Planning Commission recommended to Approve on December 1, 2021.
6. **2021-1425** Approve or Deny a petition filed by Greg Hodges, Representative, John C. Anglin, Engineer, and Merchants & Marine Bank, Owner, to request a variance from section 6, Table 6.1 "Minimum Front Setback" for B-5, "30 feet", and instead allow a setback of 10 feet for a variance of 20 feet along Coca-Cola Ave for a proposed building to be located at 4607 Hardy Street (Parcel 051Q-12-001.000, PPIN 21451, Lamar Co., Ward 3). The Board of Adjustment recommended to Approve on December 1, 2021.
7. **2021-1421** Approve or Deny a petition filed Chad Edmonson, Representative, and Trace 4th St. LLC, Owner, to request a Conditional Use as "Restaurant, without Drive-thru" in B-2 (Neighborhood Business) District for a property located at 1015 Main Street (Parcels 2-029G-03-529.00, 2-029G-03-611.00, 2-029G-03-608.00; PPINs 18827, 18814, 18817; Ward 2). The Planning Commission recommended to Approve on December 1, 2021.
8. **2021-1426** Approve or Deny a petition filed by Justin Woodward, Representative, and Roddy Rumbley, Owner, to request a variance from section 10, Table 10.6 "Minimum Front Sign Setback" for a pole sign in B-5, "10 ft" and instead allow a sign setback of 0 feet for a variance of 10 feet along US HWY 98 W for a proposed sign to be located at 6439 US HWY 98 W (Parcel 052N-09-032.001, PPIN 35094, Lamar Co., Ward 3). The Board of Adjustment recommended to Approve on December 1, 2021.
9. **2021-1428** Adopt a Resolution establishing petty cash funds effective December 21, 2021 and approve issuance of a manual check to each custodian as of October 1, 2021.
10. **2021-1433** Adopt a Resolution authorizing Requisition No. 87 from the Project Fund Construction Account in connection with a certain loan agreement dated August 18, 2016, by and between the Mississippi Development Bank and the City of Hattiesburg.
11. **2021-1430** Approve Change Order for flooring material changes and electrical changes for the Hattiesburg Public Safety Complex in the amount of \$46,842.12 and \$10,044.27 respectively.
12. **2021-1416** Approve letter of engagement with Landarc Consulting Group, Inc., to provide professional conceptual design services for Hardy Street/I-59 Street Interchange.

13. 2021-1417 Approve agreement between City of Hattiesburg and South Mississippi Planning and Development District to provide financial consultation professional services for a period of one year beginning January 1, 2022.
14. 2021-1432 Approve Professional Services Agreement with Neel-Schaffer, Inc. for engineering services related to the Highway 49 Roadway Lighting Project and authorize the Mayor to execute in duplicate.
15. 2021-1434 Approve an amendment to the Professional Services Agreement with Neel-Schaffer, Inc. for the creation of a Transit Master Plan, extending the duration of agreement, and authorize the Mayor to execute the same.
16. 2021-1413 Approve Supplemental Agreement No. 1 with Walker Construction, LLC for the St. Annes Drive Culvert Repair project (FEMA DR-4415-MS) increasing the contract amount by \$21,341.60 for a total contract amount of \$228,657.60; Authorize Mayor to execute in duplicate.
17. 2021-1406 Approve professional services agreement with Shows, Dearman and Waits, Inc. for engineering services related to the Highway 42 Overlay project and authorize Mayor to execute in duplicate.
18. 2021-1377 Approve Street Light Agreement with Mississippi Power Company for additional lighting at 419 S 22nd Avenue for a monthly cost increase of \$8.43, and authorize the Mayor to execute the same.
19. 2021-1405 Authorize designation of Sharon Hensarling as Applicant Agent to execute for and in behalf of the City of Hattiesburg, applications for the purpose of obtaining and administering certain federal financial assistance under the Disaster Relief Act of 1974, as amended by Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, in regards to Hurricane Ida, designated disaster 4626DR-MS (4626) Hurricane Ida Emergency Protective Measures, which occurred August 29, 2021, and to file applications with the Governor's authorized representative.
20. 2021-1415 Acknowledge request of renewal of appropriation from Southern Mississippi Symphony Orchestra and the Arts Institute of Mississippi for the 2021-2022 fiscal year and authorize payment of the same.
21. 2021-1418 Acknowledge receipt of closing documents for the Comprehensive Water Improvements Phase II - Palmers Crossing & Irene Chapel project and approve Supplemental Agreement No. 1 with C. B. Developers, Inc. to add items and adjust quantities to actual, making the final contract total \$2,221,158.72; Authorize Mayor to execute Supplemental Agreement No. 1 in triplicate; Authorize final acceptance of the project and issuance of a manual check to C. B. Developers, Inc. in payment of final pay application.
22. 2021-1419 Acknowledge receipt of closing documents for the Infrastructure Rehabilitation - Arledge Street & Katie Avenue project and approve Supplemental Agreement No. 1 with C. B. Developers, Inc. to add items and adjust quantities to actual, making the final contract total \$996,280.48; Authorize Mayor to execute Supplemental Agreement No. 1 in triplicate; Authorize final acceptance of the project and issuance of a manual check to C. B. Developers, Inc. in payment of final pay application.
23. 2021-1414 Acknowledge receipt of closing documents for the Hardy Street and Concart Street Drainage and Sidewalk Improvements project and Authorize final acceptance of project; Authorize issuance of manual check in payment of final pay application to Gulf South Construction, LLC.
24. 2021-1407 Acknowledge bids received October 28, 2021 for the Hall Avenue East Project and accept the bid of R & J Construction, Inc. in the amount of \$13,637,834.93; Authorize Mayor to execute contracts when prepared.
25. 2021-1411 Acknowledge bids received December 2, 2021 for the Water Plant #1 Rehabilitation - Phase I project and accept the bid of Hemphill Construction Company, Inc. in the amount of \$1,199,155.00; Authorize Mayor to execute contracts when prepared.
26. 2021-1410 Acknowledge bids received November 18, 2021 for the Hattiesburg Public Safety Complex Landscaping project and accept the bid of Four Seasons Lawn and Landscape, LLC as revised by the attached letter in the amount of \$490,793.71; Authorize Mayor to execute contracts when prepared.
27. 2021-1412 Acknowledge one bid received December 2, 2021 for the Elaine Circle Retaining Wall project and reject said bid due to cost being well above Engineer's cost estimate; Authorize re-advertisement for bids.
28. 2021-1408 Acknowledge receipt of fully executed and recorded deed from Sarah N. Smith and Ronnie Smith for a portion of a parcel of property identified as Forrest County Parcel No. 2-029P-10-302.00 (PPIN 019192) for the Hall Avenue Roundabout Project.
29. 2021-1436 Adopt Resolution requesting the Legislature of the State of Mississippi to enact a local and private bill to extend the repealer imposed on the Hattiesburg Tourism Commission and the special tax levied therefore, to July 2026.
30. 2021-1437 Adopt a Resolution requesting the Legislature of the State of Mississippi to enact a local and private bill enabling the City of Hattiesburg, Mississippi, to extend the repealer imposed on the Special 1% Tax levied on the gross proceeds from hotel/motel overnight room rentals and restaurants, excluding restaurants with gross sales less than \$100,000 annually, which proceeds are divided by the City of Hattiesburg and the University of Southern Mississippi to July 1, 2026.

ROUTINE AGENDA

1. 2021-1404 Ratification of Release of Lien documents filed in relation to Code Enforcement clean-up assessments.
2. 2021-1397 Acknowledge Proof of Publications for Hub City Spokes for the month of November 2021.

3. **2021-1398** Acknowledge receipt of the Privilege Tax License monthly report for November 2021.
4. **2021-1402** Acknowledge receipt of a grant award from the U.S. Department of Housing & Urban Development in connection with the 2021 allocation of both CDBG and HOME grant funds and ratification of the Grant Agreement.
5. **2021-1409** Approve and authorize issuance of manual checks for CDBG Program Claims per attached Memorandum. {Entitlement CDBG}
6. **2021-1382** Approve and authorize publication of Notice for Request for Qualifications for Qualified Eligible Contractors for the City of Hattiesburg's CDBG/HOME Programs {Entitlement}
7. **2021-1435** Approve Specifications and Authorize publication of Advertisement for one (1) or more Chasis Mounted 24 Yard Automated Side Loading Refuse Collection Garbage Truck(s).
8. **2021-1401** Approve the City's purchase of (1) one grave space, located in Section 39, Lot 131, the North Half (N1/2) of the Southeast Quarter (SE 1/4) at Highland Cemetery, Minute book# and page# 2020-273, in the amount of \$175.00 from Pranati S. Johnson, Authorize manual check for the same.
9. **2021-1403** Approve the sale of grave spaces per attached Memo's, Receipts, and Deeds.
10. **2021-1431** Approve claims docket for the period ending December 17, 2021.

In Memoriam:

- Ms. Brenda Pollard
- Ms. Marian McIntyre Pierce
- Mrs. Essie Robinson Musgrove
- Mr. Joseph Thames
- Ms. Kieta McCarty
- Mrs. Doris Little
- Ms. Karlynn Hughes Courtney

Meeting Adjourn

Call to Order

BE IT REMEMBERED that the **regular meeting of the Hattiesburg City Council was held at 5:00 p.m. Tuesday, December 21, 2021**, in Council Chambers at City Hall; same being from a recessed meeting held on December 20, 2021.

Those present included Mayor Toby Barker and members of the City Council Jeffrey George, Ward 1; 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. Kennedy; Deputy Clerk of Council, Lisa Luu Jolly; City staff members; media; and the public. Absent: Deborah Delgado, Ward 2.

Council President Carroll Called the meeting to order.

Call to Prayer and Pledge of Allegiance

The prayer was given by Pastor Donnie Myers of Pathway Christian Fellowship Church.

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. **2021-1427** Approve the minutes for the December 6 & 7, 2021 meetings of the City Council.

Attachments: 12-6-2021 AR Mins.
12-7-2021 Mins.

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Approve the minutes for the December 6 & 7, 2021 meetings of the City Council.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

2. **2021-1423** Adopt an Ordinance for the petition filed by The City of Hattiesburg to establish the zoning classification for certain un-zoned properties located along J. Ed Turner Drive (Parcel 052B-03-004.101, 052B-03-004.102, 052B-03-004.103, 052B-03-004.104; PPIN 33783, 33784, 33785, 33786; Lamar Co., Ward 1) Section 4.5.3, R-1A (Residential) District. The Planning Commission recommended to Approve on December 1, 2021.

Attachments: HPC Item E Dec 2021
Ordinance - J Ed Turner establish

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Adopt an Ordinance (#3303) for the petition filed by The City of Hattiesburg to establish the zoning classification for certain un-zoned properties located along J. Ed Turner Drive (Parcel 052B-03-004.101, 052B-03-004.102, 052B-03-004.103, 052B-03-004.104; PPIN 33783, 33784, 33785, 33786; Lamar Co., Ward 1) Section 4.5.3, R-1A (Residential) District.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

3. **2021-1422** Adopt an Ordinance for the petition filed by Creed Group Communities, LLC, Applicant, and Hulett-Winstead Funeral Home, owner, Cloud Nine Properties, LLC, owner, to change the zoning classification for a certain property located along N 28th Ave and Northwood Dr (US 49 N service road) (Parcel 2-028B-05-096.00, 2-028B-05-097.00; PPIN 26048, 26051, Forrest Co., Ward 1) from Section 4.5.10 B-3 (Community Business) District to Section 4.5.7, R-3 (Multi-Family Residential) District. The Planning Commission recommended to Approve on December 1, 2021.

Attachments: HPC Item D Dec 2021
Ordinance - N 28th Ave and Northwood Dr R-3

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Adopt an Ordinance (#3304) for the petition filed by Creed Group Communities, LLC, Applicant, and Hulett-Winstead Funeral Home, owner, Cloud Nine Properties, LLC, owner, to change the zoning classification for a certain property located along N 28th Ave and Northwood Dr (US 49 N service road) (Parcel 2-028B-05-096.00, 2-028B-05-097.00; PPIN 26048, 26051, Forrest Co., Ward 1) from Section 4.5.10 B-3 (Community Business) District to Section 4.5.7, R-3 (Multi-Family Residential) District.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

4. **2021-1424** Adopt an Ordinance for the petition filed by The City of Hattiesburg to close and vacate a portion of Fredna Avenue, which is located west of Richard Collins Dr., east of Dabbs St, North of Ruby Ave, and South of May Ave (Ward 2). The Planning Commission recommended to Approve on December 1, 2021.

Attachments: HPC Item F Dec 2021
Ordinance - Vacate Portion of Fredna Avenue

A MOTION was made by Council Member Brown and seconded by Council Vice President George to Adopt an Ordinance (#3305) for the petition filed by The City of Hattiesburg to close and vacate a portion of Fredna Avenue, which is located west of Richard Collins Dr., east of Dabbs St, North of Ruby Ave, and South of May Ave (Ward 2).

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

5. **2021-1420** Adopt an Ordinance for the petition filed by Greg Hodges, Representative, John C. Anglin, Engineer, and Merchants & Marine Bank, Owner to change the zoning classification at 4607 Hardy St (Parcel 051Q-12-001.000, PPIN 21451, Lamar Co., Ward 3) from Section 4.5.13 I-1 (Light Industrial) District to Section 4.5.12, B-5 (Regional Business) District. The Planning Commission recommended to Approve on December 1, 2021.

Attachments: HPC Item A Dec 2021
Ordinance - 4607 Hardy St

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Adopt an Ordinance (#3306) for the petition filed by Greg Hodges, Representative, John C. Anglin, Engineer, and Merchants & Marine Bank, Owner to change the zoning classification at 4607 Hardy St (Parcel 051Q-12-001.000, PPIN 21451, Lamar Co., Ward 3) from Section 4.5.13 I-1 (Light Industrial) District to Section 4.5.12, B-5 (Regional Business) District.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

6. **2021-1425** Approve or Deny a petition filed by Greg Hodges, Representative, John C. Anglin, Engineer, and Merchants & Marine Bank, Owner, to request a variance from section 6, Table 6.1 "Minimum Front Setback" for B-5, "30 feet", and instead allow a setback of 10 feet for a variance of 20 feet along Coca-Cola Ave for a proposed building to be located at 4607 Hardy Street (Parcel 051Q-12-001.000, PPIN 21451, Lamar Co., Ward 3). The Board of Adjustment recommended to Approve on December 1, 2021.

Attachments: BOA Item A Dec 2021

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Approve a petition filed by Greg Hodges, Representative, John C. Anglin, Engineer, and Merchants & Marine Bank, Owner, to request a variance from section 6, Table 6.1 "Minimum Front Setback" for B-5, "30 feet", and instead allow a setback of 10 feet for a variance of 20 feet along Coca-Cola Ave for a proposed building to be located at 4607 Hardy Street (Parcel 051Q-12-001.000, PPIN 21451, Lamar Co., Ward 3).

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

7. **2021-1421** Approve or Deny a petition filed Chad Edmonson, Representative, and Trace 4th St. LLC, Owner, to request a Conditional Use as "Restaurant, without Drive-thru" in B-2 (Neighborhood Business) District for a property located at 1015 Main Street (Parcels 2-029G-03-529.00, 2-029G-03-611.00, 2-029G-03-608.00; PPINs 18827, 18814, 18817; Ward 2). The Planning Commission recommended to Approve on December 1, 2021.

Attachments: HPC Item C Dec 2021

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Approve a petition filed Chad Edmonson, Representative, and Trace 4th St. LLC, Owner, to request a Conditional Use as "Restaurant, without Drive-thru" in B-2 (Neighborhood Business) District for a property located at 1015 Main Street (Parcels 2-029G-03-529.00, 2-029G-03-611.00, 2-029G-03-608.00; PPINs 18827, 18814, 18817; Ward 2).

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

8. **2021-1426** Approve or Deny a petition filed by Justin Woodward, Representative, and Roddy Rumbley, Owner, to request a variance from section 10, Table 10.6 "Minimum Front Sign Setback" for a pole sign in B-5, "10 ft" and instead allow a sign setback of 0 feet for a variance of 10 feet along US HWY 98 W for a proposed sign to be located at 6439 US HWY 98 W (Parcel 052N-09-032.001, PPIN 35094, Lamar Co., Ward 3). The Board of Adjustment recommended to Approve on December 1, 2021.

Attachments: BOA Item B Dec 2021

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Approve a petition filed by Justin Woodward, Representative, and Roddy Rumbley, Owner, to request a variance from section 10, Table 10.6 "Minimum Front Sign Setback" for a pole sign in B-5, "10 ft" and instead allow a sign setback of 0 feet for a variance of 10 feet along US HWY 98 W for a proposed sign to be located at 6439 US HWY 98 W (Parcel 052N-09-032.001, PPIN 35094, Lamar Co., Ward 3).

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

9. **2021-1428** Adopt a Resolution establishing petty cash funds effective December 21, 2021 and approve issuance of a manual check to each custodian as of October 1, 2021.

Attachments: Petty Cash Resolution 2021

A MOTION was made by Council Vice President George and seconded by Council Member Ware to Adopt a Resolution (#2021-130) establishing petty cash funds effective December 21, 2021 and approve issuance of a manual check to each custodian as of October 1, 2021.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

10. **2021-1433** Adopt a Resolution authorizing Requisition No. 87 from the Project Fund Construction Account in connection with a certain loan agreement dated August 18, 2016, by and between the Mississippi Development Bank and the City of Hattiesburg.

Attachments: 2016 Bond Resolution No. 87
 Project Resolution Requisition 2016 Bonds No. 87

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Adopt a Resolution (#2021-131) authorizing Requisition No. 87 from the Project Fund Construction Account in connection with a certain loan agreement dated August 18, 2016, by and between the Mississippi Development Bank and the City of Hattiesburg.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

11. **2021-1430** Approve Change Order for flooring material changes and electrical changes for the Hattiesburg Public Safety Complex in the amount of \$46,842.12 and \$10,044.27 respectively.

Attachments: HPSC PCO 008r-change order

A MOTION was made by Council Member Brown and seconded by Council Vice President George to Approve Change Order for flooring material changes and electrical changes for the Hattiesburg Public Safety Complex in the amount of \$46,842.12 and \$10,044.27 respectively.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

12. **2021-1416** Approve letter of engagement with Landarc Consulting Group, Inc., to provide professional conceptual design services for Hardy Street/I-59 Street Interchange

Attachments: Landarc-Hardy & I-59 Street Interchange Design Contract

A MOTION was made by Council Member Brown and seconded by Council Vice President George to Approve letter of engagement with Landarc Consulting Group, Inc., to provide professional conceptual design

services for Hardy Street/I-59 Street Interchange.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

13. **2021-1417** Approve agreement between City of Hattiesburg and South Mississippi Planning and Development District to provide financial consultation professional services for a period of one year beginning January 1, 2022.

Attachments: SMPDD Financial Professional Services Contract

A MOTION was made by Council President Carroll and seconded by Council Vice President George to TABLE agreement between City of Hattiesburg and South Mississippi Planning and Development District to provide financial consultation professional services for a period of one year beginning January 1, 2022 until next City Council meeting (January 4, 2021).

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

14. **2021-1432** Approve Professional Services Agreement with Neel-Schaffer, Inc. for engineering services related to the Highway 49 Roadway Lighting Project and authorize the Mayor to execute in duplicate.

Attachments: 12-13-21 Hwy 49 Roadway Lighting Agreement

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Approve Professional Services Agreement with Neel-Schaffer, Inc. for engineering services related to the Highway 49 Roadway Lighting Project 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 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

15. **2021-1434** Approve an amendment to the Professional Services Agreement with Neel-Schaffer, Inc. for the creation of a Transit Master Plan, extending the duration of agreement, and authorize the Mayor to execute the same.

Attachments: TMP - Amendment - 12-2021

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Approve an amendment to the Professional Services Agreement with Neel-Schaffer, Inc. for the creation of a Transit Master Plan, extending the duration of agreement, 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 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

- 16. 2021-1413** Approve Supplemental Agreement No. 1 with Walker Construction, LLC for the St. Annes Drive Culvert Repair project (FEMA DR-4415-MS) increasing the contract amount by \$21,341.60 for a total contract amount of \$228,657.60; Authorize Mayor to execute in duplicate.

Attachments: Supplemental Agreement No. 1 awaiting Mayor Signature

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Approve Supplemental Agreement No. 1 with Walker Construction, LLC for the St. Annes Drive Culvert Repair project (FEMA DR-4415-MS) increasing the contract amount by \$21,341.60 for a total contract amount of \$228,657.60; Authorize Mayor to execute in duplicate.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

- 17. 2021-1406** Approve professional services agreement with Shows, Dearman and Waits, Inc. for engineering services related to the Highway 42 Overlay project and authorize Mayor to execute in duplicate.

Attachments: 12226 Standard Form Agreement between Owner and Engineer

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Approve professional services agreement with Shows, Dearman and Waits, Inc. for engineering services related to the Highway 42 Overlay project and authorize Mayor to execute in duplicate.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

- 18. 2021-1377** Approve Street Light Agreement with Mississippi Power Company for additional lighting at 419 S 22nd Avenue for a monthly cost increase of \$8.43, and authorize the Mayor to execute the same.

Attachments: MS Power-419 S 22nd Ave Street Light Authorization

A MOTION was made by Council Member Brown and seconded by Council Vice President George to Approve Street Light Agreement with Mississippi Power Company for additional lighting at 419 S 22nd Avenue for a monthly cost increase of \$8.43, 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 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

- 19. 2021-1405** Authorize designation of Sharon Hensarling as Applicant Agent to execute for and in behalf of the City of Hattiesburg, applications for the purpose of obtaining and administering certain federal financial assistance under the Disaster Relief Act of 1974, as amended by Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, in regards to Hurricane Ida, designated disaster 4626DR-MS (4626) Hurricane Ida Emergency Protective Measures, which occurred August 29, 2021, and to file applications with the Governor's authorized representative.

Attachments: 4626-DR-MS PA-1 Designation of Applicant Agent 2020 (002)
4626-DR-MS State Local Agreement 2.1.2020-McCraney (002)
4626-DR-MS FFATA 2021m (002) (1)

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Authorize designation of Sharon Hensarling as Applicant Agent to execute for and in behalf of the City of Hattiesburg, applications for the purpose of obtaining and administering certain federal financial assistance under the Disaster Relief Act of 1974, as amended by Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, in regards to Hurricane Ida, designated disaster 4626DR-MS (4626) Hurricane Ida Emergency Protective Measures, which occurred August 29, 2021, and to file applications with the Governor's authorized representative.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

- 20. 2021-1415** Acknowledge request of renewal of appropriation from Southern Mississippi Symphony Orchestra and the Arts Institute of Mississippi for the 2021-2022 fiscal year and authorize payment of the same.

Attachments: Southern Mississippi Symphony Orchestra 2021-2022

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Acknowledge request of renewal of appropriation from Southern Mississippi Symphony Orchestra and the Arts Institute of Mississippi for the 2021-2022 fiscal year and authorize payment of the same.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

- 21. 2021-1418** Acknowledge receipt of closing documents for the Comprehensive Water Improvements Phase II Palmers Crossing & Irene Chapel project and approve Supplemental Agreement No. 1 with C. B. Developers, Inc. to add items and adjust quantities to actual, making the final contract total \$2,221,158.72; Authorize Mayor to execute Supplemental Agreement No. 1 in triplicate; Authorize final acceptance of the project and issuance of a manual check to C. B. Developers, Inc. in payment of final pay application.

Attachments: Closing Documents
Supplemental Agreement No. 1

A MOTION was made by Council Member Brown and seconded by Council Vice President George to Acknowledge receipt of closing documents for the Comprehensive Water Improvements Phase II - Palmers Crossing & Irene Chapel project and approve Supplemental Agreement No. 1 with C. B. Developers, Inc. to add items and adjust quantities to actual, making the final contract total \$2,221,158.72; Authorize Mayor to execute Supplemental Agreement No. 1 in triplicate; Authorize final acceptance of the project and issuance of a manual check to C. B. Developers, Inc. in payment of final pay application.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

22. 2021-1419 Acknowledge receipt of closing documents for the Infrastructure Rehabilitation - Arledge Street & Katie Avenue project and approve Supplemental Agreement No. 1 with C. B. Developers, Inc. to add items and adjust quantities to actual, making the final contract total \$996,280.48; Authorize Mayor to execute Supplemental Agreement No. 1 in triplicate; Authorize final acceptance of the project and issuance of a manual check to C. B. Developers, Inc. in payment of final pay application.

Attachments: Closing Documents
Supplemental Agreement No. 1

A MOTION was made by Council Member Brown and seconded by Council Vice President George to Acknowledge receipt of closing documents for the Infrastructure Rehabilitation - Arledge Street & Katie Avenue project and approve Supplemental Agreement No. 1 with C. B. Developers, Inc. to add items and adjust quantities to actual, making the final contract total \$996,280.48; Authorize Mayor to execute Supplemental Agreement No. 1 in triplicate; Authorize final acceptance of the project and issuance of a manual check to C. B. Developers, Inc. in payment of final pay application.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

23. 2021-1414 Acknowledge receipt of closing documents for the Hardy Street and Concart Street Drainage and Sidewalk Improvements project and Authorize final acceptance of project; Authorize issuance of manual check in payment of final pay application to Gulf South Construction, LLC.

Attachments: Closing Documents

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Acknowledge receipt of closing documents for the Hardy Street and Concart Street Drainage and Sidewalk Improvements project and Authorize final acceptance of project; Authorize issuance of manual check in payment of final pay application to Gulf South Construction, LLC.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

24. 2021-1407 Acknowledge bids received October 28, 2021 for the Hall Avenue East Project and accept the bid of R & J Construction, Inc. in the amount of \$13,637,834.93; Authorize Mayor to execute contracts when prepared.

Attachments: Hall Avenue East Bid Tab Ltr
Hall Avenue East Certified Bid Tab

A MOTION was made by Council Member Brown and seconded by Council Vice President George to Acknowledge bids received October 28, 2021 for the Hall Avenue East Project and accept the bid of R & J Construction, Inc. in the amount of \$13,637,834.93; Authorize Mayor to execute contracts when prepared.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

25. **2021-1411** Acknowledge bids received December 2, 2021 for the Water Plant #1 Rehabilitation - Phase I project and reject all bids received; Authorize for re-advertisement of bids.

Attachments: Recommendation Ltr
 Certified Bid Tab

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Acknowledge bids received December 2, 2021 for the Water Plant #1 Rehabilitation - Phase I project and reject all bids received; Authorize for re-advertisement of bids.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

26. **2021-1410** Acknowledge bids received November 18, 2021 for the Hattiesburg Public Safety Complex Landscaping project and accept the bid of Four Seasons Lawn and Landscape, LLC as revised by the attached letter in the amount of \$490,793.71; Authorize Mayor to execute contracts when prepared.

Attachments: Bid Recommendation Memo
 Public Safety - Bid Change
 Bid tab HPSC

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Acknowledge bids received November 18, 2021 for the Hattiesburg Public Safety Complex Landscaping project and accept the bid of Four Seasons Lawn and Landscape, LLC as revised by the attached letter in the amount of \$490,793.71; Authorize Mayor to execute contracts when prepared.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

27. **2021-1412** Acknowledge one bid received December 2, 2021 for the Elaine Circle Retaining Wall project and reject said bid due to cost being well above Engineer's cost estimate; Authorize re-advertisement for bids.

Attachments: 1235-108 bid response trans
 Memo to Council

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Acknowledge one bid received December 2, 2021 for the Elaine Circle Retaining Wall project and reject said bid due to cost being well above Engineer's cost estimate; Authorize re-advertisement for bids.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

28. **2021-1408** Acknowledge receipt of fully executed and recorded deed from Sarah N. Smith and Ronnie Smith for a portion of a parcel of property identified as Forrest County Parcel No. 2-029P-10-302.00 (PPIN 019192) for the Hall Avenue Roundabout Project.

Attachments: Sarah Smith Deed-Recorded

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Acknowledge receipt of fully executed and recorded deed from Sarah N. Smith and Ronnie Smith for a portion of a parcel of property identified as Forrest County Parcel No. 2-029P-10-302.00 (PPIN 019192) for the Hall Avenue Roundabout Project.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

29. **2021-1436** Adopt Resolution requesting the Legislature of the State of Mississippi to enact a local and private bill to extend the repealer imposed on the Hattiesburg Tourism Commission and the special tax levied therefore, to July 2026.

Attachments: Resolution Requesting The Mississippi Legislature To
Extend The Repealer Imposed On The Hattiesburg Tourism
Commission And The Special Tax Levied There

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Adopt Resolution (#2021-132) requesting the Legislature of the State of Mississippi to enact a local and private bill to extend the repealer imposed on the Hattiesburg Tourism Commission and the special tax levied therefore, to July 2026.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

30. **2021-1437** Adopt a Resolution requesting the Legislature of the State of Mississippi to enact a local and private bill enabling the City of Hattiesburg, Mississippi, to extend the repealer imposed on the Special 1% Tax levied on the gross proceeds from hotel/motel overnight room rentals and restaurants, excluding restaurants with gross sales less than \$100,000 annually, which proceeds are divided by the City of Hattiesburg and the University of Southern Mississippi to July 1, 2026.

Attachments: Resolution to Extend 1% Special Levy December 2021 TB

A MOTION was made by Council Vice President George and seconded by Council Member Brown to Adopt a Resolution (#2021-133) requesting the Legislature of the State of Mississippi to enact a local and private bill enabling the City of Hattiesburg, Mississippi, to extend the repealer imposed on the Special 1% Tax levied on the gross proceeds from hotel/motel overnight room rentals and restaurants, excluding restaurants with gross sales less than \$100,000 annually, which proceeds are divided by the City of Hattiesburg and the University of Southern Mississippi to July 1, 2026.

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

Yeas: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

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: 4 - George, Carroll, Ware and Brown

Nays: 0

Absent: 1 - Delgado

1. **2021-1404** Ratification of Release of Lien documents filed in relation to Code Enforcement clean-up assessments.

Attachments: Release of Lien 12 21 21
1. 102 S 14th Ave
2. 117 Dearborne St
3. 201 S 23rd Ave
4. 325 W 4th St
5. 508 Buschman St
6. 701 Clairborne Ave
7. 708 Greely St
8. 713 Duane St
9. 1106 Arledge St
10. 1108 W 4th St 2019-84
11. 1108 W 4th St 2020-34
12. 3105 Delwood Dr
13. 1600 E Hardy St 2019-120
14. 1600 E Hardy St 2020-141

2. **2021-1397** Acknowledge Proof of Publications for Hub City Spokes for the month of November 2021

Attachments: Hub City Spokes Inv98985

3. **2021-1398** Acknowledge receipt of the Privilege Tax License monthly report for November 2021.

Attachments: Privilege Tax License Mthly Report Nov 2021

4. **2021-1402** Acknowledge receipt of a grant award from the U.S. Department of Housing & Urban Development in connection with the 2021 allocation of both CDBG and HOME grant funds and ratification of the Grant Agreement.

Attachments: 2021 Executed Grant Agreements

5. **2021-1409** Approve and authorize issuance of manual checks for CDBG Program Claims per attached Memorandum. {Entitlement CDBG}

 Attachments: Manual Check Memo 12212021
 Bonner 12212021
6. **2021-1382** Approve and authorize publication of Notice for Request for Qualifications for Qualified Eligible Contractors for the City of Hattiesburg's CDBG/HOME Programs {Entitlement}

 Attachments: QEC Notice 01 2022
7. **2021-1435** Approve Specifications and Authorize publication of Advertisement for one (1) or more Chasis Mounted 24 Yard Automated Side Loading Refuse Collection Garbage Truck(s).

 Attachments: 24 Yard Automated Side Loader Bid Specs
 NTB- 24 yd automated side loader
8. **2021-1401** Approve the City's purchase of (1) one grave space, located in Section 39, Lot 131, the North Half (N1/2) of the Southeast Quarter (SE 1/4) at Highland Cemetery, Minute book# and page# 2020-273, in the amount of \$175.00 from Pranati S. Johnson, Authorize manual check for the same.

 Attachments: Buy Back (Pranati S Johnson (12-21-2021))
9. **2021-1403** Approve the sale of grave spaces per attached Memo's, Receipts, and Deeds.

 Attachments: Memo's (12-21-2021)
 Receipts (12-21-2021)
 Deeds (12-21-2021)
10. **2021-1431** Approve claims docket for the period ending December 17, 2021.

 Attachments: DOCKET21.12.17AD
 20211216170034

In Memoriam:

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

- Ms. Brenda Pollard
- Ms. Marian McIntyre Pierce
- Mrs. Essie Robinson Musgrove
- Mr. Joseph Thames
- Ms. Kieta Mccarty
- Mrs. Doris Little
- Ms. Karlynn Hughes Courtney
- Ms. Bessie Pittman

Additional Business

Council President Carroll stated that Chris Watson, AICP of Bridge & Watson, Inc., will be presenting the submitted Redistricting maps at the January 4, 2022 City Council meeting.

Meeting Adjourn

Council President Carroll declared the **meeting adjourned at 5:21 p.m., this 21st day of December, 2021**, by unanimous consent, until the 3rd day of January, 2022.

ATTEST:

APPROVE:


Clerk of Council


Council President

ATTEST AND CERTIFY:

APPROVE:


City Clerk


Mayor