



Tuesday, February 22, 2022
4:00 PM

City Council
Tuesday Meeting Agenda

Council Chambers
200 Forrest Street

Appeal Public Hearing

1. **2022-100** Hold public hearing for appeal filed by Joe Pegram to appeal Hattiesburg Board of Adjustment's recommendation for the petition filed by Forrest Dungan, Engineer, and Lynn Crosby Gammil, Owner, and SDP MS Hattiesburg to request a variance from section 5.4.36.4, which states: no part of the active use area of a drive-through restaurant, including the drive-through, menu, and window, may be located closer than three hundred (300) feet to a lot containing a legal, conforming residential use, and instead allow for a distance of one hundred and twenty-two point seven (122.7) feet of the active area of a drive-through for a restaurant to a lot containing a legal, conforming residential use for a proposed development for undeveloped lots in the 3100 block of Hardy St (Parcel No. 2-028N-07-095.00, 2-028N-07-094.00, 2-028N-07-096.01; PPINs 26490, 26488, 44474). Hattiesburg Board of Adjustment recommended to Deny on January 5, 2022.

Call to Order

Call to Prayer and Pledge of Allegiance

Presentation Agenda

Citizen's Forum

POLICY AGENDA

1. **2022-112** Approve the minutes for the February 7 & 8, 2022 meeting of the City Council.
2. **2022-109** Approve or Deny a petition filed by Forrest Dungan, Engineer, and Lynn Crosby Gammil, Owner, and SDP MS Hattiesburg to request a variance from the required three hundred feet to one hundred and twenty-two point seven (122.7) feet of the active area of a drive-through for a restaurant to a lot containing a legal, conforming residential use for a proposed development for undeveloped lots in the 3100 block of Hardy St., PPINs 26490, 26488, 44474 - Hattiesburg Board of Adjustment recommended to Deny on January 5, 2022.

3. **2022-96** Approve or Deny a petition filed by Robert G Smith and Gary W Adams, Owners, to request a variance and allow a setback of zero (0) feet for a variance of ten (10) feet, and a variance of five (5) feet from the side property lot for a proposed accessory building at 2505 Arcadia Street (Parcel 2-039B-17-136.00, PPIN 24511, Ward 4). The Board of Adjustment recommended to Approve on February 2, 2022.
4. **2022-97** Approve or Deny a petition filed by Terry G. Edwards, Owner, to request a variance of an additional 662 sq ft of detached accessory structures for a proposed structure at 243 Jervis Mims Road (Parcel No. 2-051B-05-001.06, PPIN 35886, Ward 5). The Board of Adjustment recommended to Approve on February 2, 2022.
5. **2022-98** Approve or Deny a petition filed by Donna Davis, Owner, to request a variance of two (2) feet and an eight (8) foot fence in the front yard for a variance of four (4) feet for a proposed fence located at 310 Venetian Way (Parcel No. 2-028J-08-053.00, PPIN 22740, Ward 4). The Board of Adjustment recommended to approve the request as amended: 2 foot variance for rear fence only.
6. **2022-95** Approve or Deny a petition filed by George Coll, Applicant, Adam Nicolosi, Agent, and James Smith, Representative to request a Conditional Use as “Warehousing and Distribution” facility in a B-3 (Community Business) District for property located along Oak Grove Road (Parcel 051R-12-089.000, PPIN 11226, Ward 3 near the intersection of Oak Grove Road and S Westover Drive). The Planning Commission recommended to Approve on February 2, 2022.
7. **2022-108** Adopt a Resolution declaring surplus a certain parcel of City-owned property at PPIN 6802 and authorize the execution of a Quit Claim Deed from the City of Hattiesburg to Shaddock Leggett in the amount of \$9,000.00, in accordance with 21-17-1.
8. **2022-110** Approve Letter of Engagement with Frye Environmental to provide environmental assessment for Sheley Place project and authorize the Mayor to execute the same in triplicate.
9. **2022-117** Approve Interlocal Agreement between Lamar County, Mississippi, The City of Hattiesburg, Mississippi, and the Lamar County Board of Education for the development of a shared use tennis and pickle ball complex and future projects, and authorize the Mayor to execute on behalf of the City.
10. **2022-103** Approve Agreement between the City of Hattiesburg and the Mississippi Transportation Commission for certain improvements and maintenance of Interstate 59 from the Bouie River Bridge southerly to U.S. Hwy 98 East and authorize the Mayor to execute the same.
11. **2022-105** Approve Agreement with Neel-Schaffer, Inc. for professional services related to Project Management of the Hattiesburg Stormwater Management Program (MS4) for the next

four years (2022-2025) and authorize the Mayor to execute in duplicate.

12. **2022-102** Approve Letter Agreement with Richard & Thomas, LLC for legal services related to the acquisition of property for the Martin Luther King Avenue Improvement Project and authorize the Mayor to execute in duplicate.
13. **2022-104** Approve Memorandum of Understanding with the Mississippi Development Authority Economic Development Highway Program for a grant in the amount of \$1,500,000.00 for a roadway improvement project in the Midtown Area of the city and authorize the Mayor to execute in triplicate.
14. **2022-107** Approve Supplemental Agreement No. 1 to the contract with Walters Construction Company, Inc. dated January 6, 2021 for the Reconstruction of Lamar Boulevard Project; adding additional line items and construction days to the original contract, at a cost of \$22,034.50 and authorize the Mayor to execute in duplicate.
15. **2022-101** Approve subcontracts with A-1 Sealing, Inc. and Miller Enterprises, LLC for the State Aid Project No. DECD-001-018(35)BO identified as Highway 49, Camp, Adeline and Mamie project; Authorize the mayor to execute each subcontract in triplicate.
16. **2022-114** Declare repairs to the Campbell Loop Bridge as an emergency repair; Accept proposal from Holliday Construction, LLC in the amount of \$563,541.70 as authorized by Mississippi Code 31-7-13 (k).
17. **2022-113** Acknowledge receipt of closing documents for the Campbell Loop Bridge Repair project; Approve Supplemental Agreement No. 1 with Holliday Construction to record project underrun and liquidated damages, reducing the contract amount by \$27,842.39 to a final amount of \$535,699.31 and authorize the Mayor to execute in triplicate; Authorize payment of final pay application.
18. **2022-106** Acknowledge bids received February 3, 2022 for the Water Plant #1 Rehabilitation Project Ph I and accept the bid of Hemphill Construction Company, Inc. in the amount of \$1,305,095.00 and authorize the Mayor to execute contracts when prepared.
19. **2022-115** Acknowledge receipt of proposal for services related to a Master Plan for the future development of portions of N 25th and N 26th Avenues, approve agreement with Orion Planning - Design, and authorize the Mayor to execute the same.
20. **2022-92** Approve and authorize the Mayor to execute the Release of Lien documents filed in relation to Code Enforcement clean-up assessments per attached memo and authorize recording of the same.

ROUTINE AGENDA

1. **2022-111** Ratify Agreement between City of Hattiesburg and Trinity Consultants to provide odor monitoring and data collection services.
2. **2022-84** Acknowledge receipt of the Privilege Tax License monthly report for January 2022.
3. **2022-86** Acknowledge Proof of Publications for Hub City Spokes for the month of January 2022 and Clarion Ledger for the month of December 2021.
4. **2022-88** Acknowledge receipt of a grant award from the U.S. Department of Justice, Bureau of Justice Assistance, 2021 Bulletproof Vest Partnership Grant Program to purchase bulletproof vests for the Hattiesburg Police Department. The grant reimbursement to the city will provide \$15,600.00 (50%) of the cost of the vests.
5. **2022-89** Acknowledge receipt of a grant award from the Mississippi State Department of Health FY2022 Violence Against Women Act (VAWA) S.T.O.P. Grant Program, in the amount of \$41,748.40, to provide victim advocacy services.
6. **2022-94** Acknowledge the setting of a public comment period by the Hattiesburg-Petal-Forrest-Lamar MPO for the proposed Safety Performance Targets, Long-Range Transportation Plan amendment and proposed amendment to the FY 2021-2024 Transportation Improvement Plan (TIP).
7. **2022-90** Acknowledge receipt of an extension for the Bureau of Justice Assistance, Coronavirus Emergency Supplemental Funding grant program. The period of performance end date was revised from January 31, 2022 to January 31, 2023.
8. **2022-91** Approve and authorize issuance of manual checks for CDBG Program Claims per attached Memorandum {Entitlement CDBG}.
9. **2022-93** Approve and Authorize publication of a Request for Proposals for Needs Assessment and Gap Analysis to be used in the development of the HOME-ARP Allocation Plan.
10. **2022-118** Approve Specifications and authorize publication of one (1) New Bucket Truck/ Rear Mounted Aerial Unit for the Urban Forestry Division, Parks & Recreation Department.
11. **2022-119** Approve Specifications and Authorize publication of advertisement for the lease of Fifteen (15) Sports Utility Vehicles with a Police Pursuit Package for the Hattiesburg Police Department.
12. **2022-87** Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds.

13. 2022-116 Approve claims docket for the period ending February 18, 2022.

In Memoriam:

- Mrs. Bertha Otkins Lobrano
- Ms. Deborah West
- Mrs. Nina Martin
- Mr. Dewitt Anderson, Jr.
- Mr. Charles Patrick, Sr.

Meeting Adjourn