

Published Agenda



Tuesday, June 21, 2022
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

Agenda Adjustments

- **Add to Routine Item #9 Claims Docket, addendum to the claims docket, invoice payable to TMH, in the amount of \$55,325.00 for auditing services.**

POLICY AGENDA

- 1. 2022-428** Approve the minutes for the June 6 & 7, 2022 meetings of the City Council.
- 2. 2022-416** Adopt an Ordinance for the petition filed by David Lee, owner, Charles Dawe, representative, and Forrest Dungan, Engineer to change the zoning classification for a portion of certain properties located south of Lincoln Road (PPIN 17642, PPIN 29025 Lamar County, Ward 3) from Section 5.4.10 Community Business District B-3 to Section 5.4.3 Residential District R-1A. The Planning Commission recommended to Approve on June 1, 2022.
- 3. 2022-417** Approve or Deny a petition filed by De'Broski R. Herbert, owner, for a conditional use for "Horticulture-for profit and research-related" in I-1 Zone (Light Industrial) for 88 Academy Drive (PPIN 7069, Forrest County, Ward 5). The Planning Commission recommended to Approve on June 1, 2022.
- 4. 2022-419** Approve or Deny a petition filed by Bryant Hensleigh, representative, and Maxem Health Urgent Care, applicant, and Charlotte C. Rawls, owner, for a variance to allow a setback of five (5) feet for a variance of twenty-five (25) feet along U.S. Highway 49 for a proposed building at 6096 U.S. Highway 49 (PPIN 16559, Forrest Co., Ward 4). The Board of Adjustment recommended to Approve on June 1, 2022.
- 5. 2022-418** Approve or Deny a petition filed by Scott Alexander, Owner, for a variance for wall signs in B-3, to allow a wall sign of one hundred ten feet (110) square feet for a variance of sixty one (61) square feet for 1610 Hardy Street (PPIN 16815, Forrest County, Ward 4). The Planning Commission recommended to Approve on June 1, 2022.
- 6. 2022-413** Adopt Resolution re-appointing Randy Pope as City Attorney effective August 1, 2022, through July 31, 2023.
- 7. 2022-429** Adopt a Resolution declaring surplus a certain parcel of City-owned property at PPIN 25126 and authorize the execution of a Quit Claim Deed from the City of Hattiesburg to Trace West, LLC., in the amount of \$3,625.00 in accordance with 21-17-1.
- 8. 2022-425** Approve Agreement with Verb Architecture for professional services related to the Midtown Green Bandshell project and authorize the Mayor to execute in duplicate.
- 9. 2022-427** Approve Lighting Agreement with Mississippi Power Company for additional lighting at the 205 N 20th Avenue Alley for a monthly cost of \$8.43, and authorize the Mayor to execute the same.
- 10. 2022-431** Approve amended Change Order #4 to the contract with Hanco Corporation for the Public Safety Complex, in an amount of \$137,792.54 and authorize the Mayor to execute in triplicate.
- 11. 2022-422** Acknowledge bids received June 9, 2022 for the Hall Avenue West Demolition Project and accept the bid from R & J Construction, Inc. in the amount of \$54,999.00; Authorize the Mayor to execute contracts when prepared.
- 12. 2022-423** Acknowledge bids received May 26, 2022 for the Hall Avenue Roundabout Project and accept the bid of Colony Construction, LLC in the amount of \$2,372,393.00 contingent upon MDOT approval; Authorize the Mayor to execute letter and forms requesting MDOT concurrence; Authorize the Mayor to execute contracts when prepared and approved by MDOT.
- 13. 2022-420** Ratify and confirm the Mayor's re-appointment of Michael Anderson (W4) to the Historic Conservation Commission for a 5-year term - 6/25/2021 - 6/24/2026.
- 14. 2022-430** Ratification of renewal for annual support services with UKG / Kronos Inc., in the amount of \$19,622.41.

ROUTINE AGENDA

- 1. **2022-414** Acknowledge receipt of the Privilege Tax License monthly report for May 2022.
- 2. **2022-415** Acknowledge Proof of Publications for Hub City Spokes for the month of May 2022.
- 3. **2022-411** Acknowledge and approve the updated Emergency Roof Initiative Program manual.
- 4. **2022-412** Approve and authorize issuance of manual checks for CDBG/HOME Program Claims per attached Memorandum. {/Entitlement CDBG/HOME}
- 5. **2022-426** Approve and authorize publication of a Request for Proposals for architectural historian services to complete a digital photography recordation package and cultural resources survey in order to comply with state and federal requirements associated with the city’s 2019 Hazard Mitigation Grant Program application.
- 6. **2022-421** Approve Plans and Specifications for the Highway 49 Lighting Project and authorize advertisement for bids.
- 7. **2022-424** Approve Plans and Specifications for the Water Plant #1 Rehabilitation Project Phase II and authorize advertisement for bids.
- 8. **2022-407** Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds.
- 9. **2022-432** Approve claims docket for the period ending June 17, 2022.

In Memoriam:

- Ms. Carlee Ruth Ducksworth
- (Meridian) Officer Kennis Croom
- Mr. Robert Louis Luga

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, June 21, 2022**, in Council Chambers at City Hall; same being from a recessed meeting held on June 20, 2022.

Those present included Mayor Toby Barker and members of the City Council Jeffrey George, Ward 1; Deborah Delgado, Ward 2 (via teleconference); Carter Carroll, Ward 3; Dave Ware, Ward 4 (via teleconference); 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.

Council President George Called the meeting to order.

Call to Prayer and Pledge of Allegiance

The prayer was given by Pastor Michael Jordan of Mt. Olive Baptist Church.

The Pledge of Allegiance was led by Council President George.

Presentation Agenda

The PRESENTATION AGENDA came before the Council.

There were no presentations at this time.

Agenda Adjustments

9. **2022-453** Add to Routine Item #9 - Addendum to the claims docket, invoice payable to TMH, in the amount of \$55,325.00 for auditing services.

Attachments: Addendum to the claims docket – TMH

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to add Addendum to the claims docket, invoice payable to TMH, in the amount of \$55,325.00 for auditing services at the request of the as follows:

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware (via teleconference) and Brown

Nays: 0

POLICY AGENDA

The POLICY AGENDA came before the Council.

1. **2022-428** Approve the minutes for the June 6 & 7, 2022 meetings of the City Council.

Attachments: 6-6-2022 AR Mins.
 6-7-2022 Mins

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Approve the minutes for the June 6 & 7, 2022 meetings of the City Council.

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware (via teleconference) and Brown

Nays: 0

2. **2022-416** Adopt an Ordinance for the petition filed by David Lee, owner, Charles Dawe, representative, and Forrest Dungan, Engineer to change the zoning classification for a portion of certain properties located south of Lincoln Road (PPIN 17642 and PPIN 29025 Lamar County, Ward 3) from Section 5.4.10 Community Business District B-3 to Section 5.4.3 Residential District R-1A. The Planning Commission recommended to Approve on June 1, 2022.

Attachments: Ordinance - Lincoln Road Residential
 Image Sheet - Lincoln Road Rezone
 Staff Summary - Lincoln Road Rezone

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Adopt an Ordinance (#3313) for the petition filed by David Lee, owner, Charles Dawe, representative, and Forrest Dungan, Engineer to change the zoning classification for a portion of certain properties located south of Lincoln Road (PPIN 17642 and PPIN 29025 Lamar County, Ward 3) from Section 5.4.10 Community Business District B-3 to Section 5.4.3 Residential District R-1A.

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware (via teleconference) and Brown

Nays: 0

3.

2022-417

Approve or Deny a petition filed by De’Broski R. Herbert, owner, for a conditional use for “Horticulture-for profit and research-related” in I-1 Zone (Light Industrial) for 88 Academy Drive (Parcel 2-0421-36-006.00, PPIN 7069, Forrest County, Ward 5). The Planning Commission recommended to Approve on June 1, 2022.

Attachments: Image Sheet - Bamboo Farm CU
 Staff Summary- Bamboo Farm CU

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Approve a petition filed by De’Broski R. Herbert, owner, for a conditional use for “Horticulture-for profit and research-related” in I-1 Zone (Light Industrial) for 88 Academy Drive (Parcel 2-0421-36-006.00, PPIN 7069, Forrest County, Ward 5).

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware (via teleconference) and Brown

Nays: 0
4.

2022-419

Approve or Deny a petition filed by Bryant Hensleigh, representative, and Maxem Health Urgent Care, applicant, and Charlotte C. Rawls, owner, for a variance from section 6, Table 6.1 “Minimum Front Setback” for B-3, “30 feet”, and instead allow a setback of five (5) feet for a variance of twenty-five (25) feet along U.S. Highway 49 for a proposed building at 6096 U.S. Highway 49 (Parcel No. 2-028O-08-243.00, PPIN 16559, Forrest Co., Ward 4). The Board of Adjustment recommended to Approve on June 1, 2022.

Attachments: Image Sheet - Maxem Health Clinic
 Staff Summary - Maxem Health Clinic

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Approve a petition filed by Bryant Hensleigh, representative, and Maxem Health Urgent Care, applicant, and Charlotte C. Rawls, owner, for a variance from section 6, Table 6.1 “Minimum Front Setback” for B-3, “30 feet”, and instead allow a setback of five (5) feet for a variance of twenty-five (25) feet along U.S. Highway 49 for a proposed building at 6096 U.S. Highway 49 (Parcel No. 2-028O-08-243.00, PPIN 16559, Forrest Co., Ward 4).

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware (via teleconference) and Brown

Nays: 0
5.

2022-418

Approve or Deny a petition filed by Scott Alexander, Owner, for a variance from section 10, Table 10.6 “Sign Message Area (Max)(sq. ft)” for wall signs in B-3, “maximum 15% of the single wall”, and instead allow a wall sign of one hundred ten feet (110) square feet for a variance of sixty one (61) square feet for 1610 Hardy Street (Parcel No. 2-029M-09-518.00, PPIN 16815, Forrest County, Ward 4). The Planning Commission recommended to Approve on June 1, 2022.

Attachments: 1610 Hardy St - Hardy Street Baptist Church Image Sheet
 1610 Hardy St- Hardy St Baptist Church

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Approve or Deny a petition filed by Scott Alexander, Owner, for a variance from section 10, Table 10.6 “Sign Message Area (Max)(sq. ft)” for wall signs in B-3, “maximum 15% of the single wall”, and instead allow a wall sign of one hundred ten feet (110) square feet for a variance of sixty one (61) square feet for 1610 Hardy Street (Parcel No. 2-029M-09-518.00, PPIN 16815, Forrest County, Ward 4).

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware (via teleconference) and Brown

Nays: 0

6. **2022-413** Adopt Resolution re-appointing Randy Pope as City Attorney effective August 1, 2022, through July 31, 2023.

Attachments: City Attorney re-appointment August 1 2022 through July 31 2023
Resolution Appointing City Attorney

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Adopt Resolution (#2022-48) re-appointing Randy Pope as City Attorney effective August 1, 2022, through July 31, 2023.

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware (via teleconference) and Brown

Nays: 0

7. **2022-429** Adopt a Resolution declaring surplus a certain parcel of City-owned property at PPIN 25126 and authorize the execution of a Quit Claim Deed from the City of Hattiesburg to Trace West, LLC., in the amount of \$3,625.00 in accordance with 21-17-1.

Attachments: QCD for 213 W. 4th St. from City to Trace West LLC 6-13-22
SURPLUS RESOLUTION - PPIN 25126 6.21.22
PPIN 25126 - Appraisal Report
213 W 4th Street, Hattiesburg, MS 39401

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Adopt a Resolution (#2022-49) declaring surplus a certain parcel of City-owned property at PPIN 25126 and authorize the execution of a Quit Claim Deed from the City of Hattiesburg to Trace West, LLC., in the amount of \$3,625.00 in accordance with 21-17-1.

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware (via teleconference) and Brown

Nays: 0

8. **2022-425** Approve Agreement with Verb Architecture for professional services related to the Midtown Green Bandshell project and authorize the Mayor to execute in duplicate.

Attachments: 22-10 Midtown Green Bandshell VERB Proposal Revised 6.6.22

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Approve Agreement with Verb Architecture for professional services related to the Midtown Green Bandshell 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: 5 - George, Delgado (via teleconference), Carroll, Ware (via teleconference) and Brown

Nays: 0

9. **2022-427** Approve Lighting Agreement with Mississippi Power Company for additional lighting at the 205 N 20th Avenue Alley for a monthly cost of \$8.43, and authorize the Mayor to execute the same.

Attachments: MS Power-205 N 20th Ave Auth

A MOTION was made by Council Member Nicholas Brown and seconded by Council Member Carroll to Approve Lighting Agreement with Mississippi Power Company for additional lighting at the 205 N 20th Avenue Alley for a monthly cost 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: 5 - George, Delgado (via teleconference), Carroll, Ware (via teleconference) and Brown

Nays: 0

10. **2022-431** Approve amended Change Order #4 to the contract with Hanco Corporation for the Public Safety Complex, in an amount of \$137,792.54 and authorize the Mayor to execute in triplicate.

Attachments: Amended Change Order #4 contract w/ Hanco Corporation Public Safety Complex

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Approve amended Change Order #4 to the contract with Hanco Corporation for the Public Safety Complex, in an amount of \$137,792.54 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 (via teleconference), Carroll, Ware (via teleconference) and Brown

Nays: 0

11. **2022-422** Acknowledge bids received June 9, 2022 for the Hall Avenue West Demolition Project and accept the bid from R & J Construction, Inc. in the amount of \$54,999.00; Authorize the Mayor to execute contracts when prepared.

Attachments: Hall Ave West Bldg Demo Cert Bid Tab
Hall Ave West Bldg Demo Bid Tab Ltr

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Acknowledge bids received June 9, 2022 for the Hall Avenue West Demolition Project and accept the bid from R & J Construction, Inc. in the amount of \$54,999.00; Authorize the Mayor to execute contracts when prepared.

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware (via teleconference) and Brown

Nays: 0

12. **2022-423** Acknowledge bids received May 26, 2022 for the Hall Avenue Roundabout Project and accept the bid of Colony Construction, LLC in the amount of \$2,372,393.00 contingent upon MDOT approval; Authorize the Mayor to execute letter and forms requesting MDOT concurrence; Authorize the Mayor to execute contracts when prepared and approved by MDOT.

Attachments: 108639-801000 Certified Bid Tab
108639-801000 Cert Bid Tab Ltr
Evaluation of Bids
MDOT Concurrence Ltr
Checklist-Signed by Engineer

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Acknowledge bids received May 26, 2022 for the Hall Avenue Roundabout Project and accept the bid of Colony Construction, LLC in the amount of \$2,372,393.00 contingent upon MDOT approval; Authorize the Mayor to execute letter and forms requesting MDOT concurrence; Authorize the Mayor to execute contracts when prepared and approved by MDOT.

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware (via teleconference) and Brown

Nays: 0

13. **2022-420** Ratify and confirm the Mayor's re-appointment of Michael Anderson (W4) to the Historic Conservation Commission for a 5-year term - 6/25/2021 - 6/24/2026.

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Ratify and confirm the Mayor's re-appointment of Michael Anderson (W4) to the Historic Conservation Commission for a 5-year term - 6/25/2021 - 6/24/2026.

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware (via teleconference) and Brown

Nays: 0

14. **2022-430** Ratification of renewal for annual support services with UKG / Kronos Inc., in the amount of \$19,622.41.

Attachments: 2197_001

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Ratification of renewal for annual support services with UKG / Kronos Inc., in the amount of \$19,622.41.

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware (via teleconference) and Brown

Nays: 0

ROUTINE AGENDA

THE ROUTINE AGENDA came before the Council.

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

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware (via teleconference) and Brown

Nays: 0

1. **2022-414** Acknowledge receipt of the Privilege Tax License monthly report for May 2022.

 Attachments: Privilege Tax License Mthly report May 2022
2. **2022-415** Acknowledge Proof of Publications for Hub City Spokes for the month of May 2022.

 Attachments: Proof of Publications for Hub City Spokes Inv100003
3. **2022-411** Acknowledge and approve the updated Emergency Roof Initiative Program manual

 Attachments: Roof Initiative Program_06092022
4. **2022-412** Approve and authorize issuance of manual checks for CDBG/HOME Program Claims per attached Memorandum. {/Entitlement CDBG/HOME}

 Attachments: Landry invoice_06212022
 Bradley 515 Draw_0621022
 Bradley 303 JCK Draw_06212022
 Manual Check Memo 06212022
5. **2022-426** Approve and authorize publication of a Request for Proposals for architectural historian services to complete a digital photography recordation package and cultural resources survey in order to comply with state and federal requirements associated with the city's 2019 Hazard Mitigation Grant Program application.

 Attachments: HMGP 2019 - Historic Mitigation RFP

6.

2022-421

Approve Plans and Specifications for the Highway 49 Lighting Project and authorize advertisement for bids.

Attachments: [Highway 49 Lighting Plans](#)
[Highway 49 Lighting Project - Final Specs](#)
[Adv. for Bids](#)
7.

2022-424

Approve Plans and Specifications for the Water Plant #1 Rehabilitation Project Phase II and authorize advertisement for bids.

Attachments: [1273-W015_Ph II_Advertisement for Bids](#)
[1273-W015_Phase II_Specs_Street Ready Set_2022-01-17](#)
[1273-W015 Phase 2_Plans_Street Ready_2021-09-29](#)
8.

2022-407

Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds.

Attachments: [Memo's \(06-21-2022\)](#)
[Receipts \(06-21-2022\)](#)
[Deeds \(06-21-2022\)](#)
9.

2022-432

Approve claims docket for the period ending June 17, 2022.

Attachments: [DOCKET 22.06.17](#)
[DT-6.17.22](#)
[Addendum to the claims docket - TMH](#)

In Memoriam:

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

- Ms. Carlee Ruth Ducksworth
- (Meridian) Officer Kennis Croom
- Mr. Robert Louis Luga

Meeting Adjourn

Council President George declared the **meeting adjourned at 5:16 p.m., this 21st day of June, 2022**, by unanimous consent, until the 5th day of July, 2022.

ATTEST:

APPROVE:

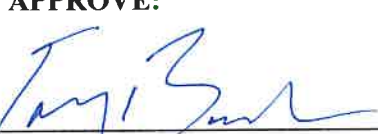

Clerk of Council


Council President

ATTEST AND CERTIFY:

APPROVE:


City Clerk


Mayor