

Published Agenda



**Tuesday, July 19, 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

POLICY AGENDA

1. **2022-496** Approve the minutes for the June 30 & July 5, 2022 meetings of the City Council.
2. **2022-486** Adopt an Ordinance for the petition filed by Barbara Hamilton, representative, to rename the public street presently known as County Drive to "Tommy King Drive" (beginning at the intersection of William Carey Parkway and ending at the intersection of and Edward Street, Ward 2 and Ward 5), Planning Commission recommended to Approve on July 6, 2022.
3. **2022-485** Adopt an Ordinance for the petition filed by Andy Stetelman, owner, to change the zoning classification for a property located at 3207 Hardy St, Neighborhood Business District B-2 and Multi-Family Residential District R-3 to Community Business District B-3 (Ward 3), Planning Commission recommended to Approve on July 6, 2022.
4. **2022-487** Approve or Deny a petition filed by Quinby Chunn, owner, to request a conditional use for "Horticulture-for profit and research-related" in a B-5 Zone (Regional Business) for a certain property located at 314 E 3rd Street (Ward 4), Planning Commission recommend to Approve on July 6, 2022.
5. **2022-488** Approve or Deny a petition filed by Paula Bonneval, Representative, Shiloh Moates, Architect, and Topple Real Estate, LLC., to request a variance from section 7.12.16.1, "...drive-thru facilities shall provide a minimum of five (5) stacking spaces per drive-thru facility..." for a facility requiring ten (10) spaces and instead allow for four (4) total stacking spaces for a variance of six (6) stacking spaces for a property located at 2 Southern Pointe Parkway (Ward 5), The Board of Adjustment recommended to Approve on July 6, 2022.
6. **2022-492** Adopt a Resolution requesting the Mississippi Department of Transportation initiate the Fourth Street Pathway Project - 38th Avenue to 34th Avenue, and authorize the Mayor to sign the Project Initiation Request Letter.
7. **2022-493** Approve contract with Neel-Schaffer, Inc. for engineering services related to the Midtown Streetscapes - MDA project, also known as the 31st Avenue, Chevy Chase Drive, and Lorraine Street Improvements Project, contingent upon approval by the Mississippi Development Authority (MDA), and authorize the Mayor to execute in triplicate.
8. **2022-480** Approve a Letter Agreement with Neel-Schaffer, Inc. for engineering services related to the Highway 11 Roadway Lighting Project and authorize the Mayor to execute the same.
9. **2022-498** Approve a Lease Agreement between the City of Hattiesburg and Mississippi Power for lighting services at the Eastside Park Basketball Court and authorize the Mayor to execute in duplicate.
10. **2022-495** Authorize payment of Relocation Assistance to owners and/or tenants of property being acquired for the Hall Avenue Overpass West Project, the budget for which was approved at MB 2021-466, as payment requests are submitted by the Relocation Assistance Consultant; Authorize issuance of manual checks in payment of said requests.
11. **2022-499** Rescind Resolution # 2022-62, adopted on July 5, 2022; Acknowledge receipt of forfeiture of (1) one 2005 Chevrolet Avalanche and authorize said vehicle to be placed in Police Department inventory.

ROUTINE AGENDA

1. **2022-479** Acknowledge receipt of a fully executed deed for a portion of Forrest County Parcel No. 2-028G-05-072.00, PPIN 024545, for the North 28th Avenue Bridge Replacement project.
2. **2022-500** Acknowledge receipt of the monthly budget report for the month ending June 30, 2022.
3. **2022-478** Acknowledge receipt of the Privilege Tax License monthly report for June 2022.
4. **2022-484** Acknowledge public comment period and public meeting for Lincoln Road Drainage Study and authorize publication of public notice of the same.
5. **2022-481** Acknowledge draft 2022 Annual Action Plan.

- 6. 2022-483 Approve specifications and Authorize publication of advertisement for Various Term Bid Items.
- 7. 2022-491 Approve plans and specifications for the Midtown Green Drainage Improvements Project and authorize advertisement for bids for same.
- 8. 2022-482 Approve the sale of grave spaces per attached Memo's, Receipts and Deeds.
- 9. 2022-497 Approve claims docket for the period ending July 15,2022.

In Memoriam:

- (Ridgeland) Sgt. Ray Daniels
- Mrs. Tonia Lynette Robinson Chapman
- Ms. Bridget Blackledge
- Ms. Lillie Nix
- Mr. Maurice McCarty Hughes
- Mr. Aron Bowens
- Mr. Hersie Lucas
- Mr. Rome A. Emmons, II
- Mr. Leroy Ratcliff
- Mr. Milton Waldoff

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, July 19, 2022**, in Council Chambers at City Hall; same being from a recessed meeting held on July 18, 2022.

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

Council Vice President Ware Called the meeting to order.

Call to Prayer and Pledge of Allegiance

The prayer was given by Wiley Quinn, Code Enforcement Division Manager.

The Pledge of Allegiance was led by Council Vice President Ware.

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. 2022-496 Approve the minutes for the June 30 & July 5, 2022 meetings of the City Council.

 Attachments: 6-30-2022 SC Mins.
 7-5- 2022 Mins.

A MOTION was made by Council Member Delgado and seconded by Council Member Brown to Approve the minutes for the June 30 & July 5, 2022 meetings of the City Council.

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

Yeas: 4- George (via teleconference), Delgado, Ware and Brown

Nays: 0

Absent: 1 - Carroll

2. **2022-486** Adopt an Ordinance for the petition filed by Barbara Hamilton, representative, to rename the public street presently known as County Drive to "Tommy King Drive" (beginning at the intersection of William Carey Parkway and ending at the intersection of and Edward Street, Ward 2 and Ward 5), Planning Commission recommended to Approve on July 6, 2022.

Attachments: Ordinance - County Drive to Tommy King Drive
County Drive - Street Renaming - Summary and Image Sheet
MINUTES HPC July 2022

A MOTION was made by Council Member Delgado and seconded by Council Member Brown to Adopt an Ordinance (#3314) for the petition filed by Barbara Hamilton, representative, to rename the public street presently known as County Drive to "Tommy King Drive" (beginning at the intersection of William Carey Parkway and ending at the intersection of and Edward Street, Ward 2 and Ward 5).

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

Yeas: 4- George (via teleconference), Delgado, Ware and Brown

Nays: 0

Absent: 1 - Carroll

3. **2022-485** Adopt an Ordinance for the petition filed by Andy Stetelman, owner, to change the zoning classification for a property located at 3207 Hardy St, Neighborhood Business District B-2 and Multi-Family Residential District R-3 to Community Business District B-3 (Ward 3), Planning Commission recommended to Approve on July 6, 2022.

Attachments: Ordinance - 3207 Hardy Street Rezone
3207 HARDY ST - Summary and Image Sheet
MINUTES HPC July 2022

A MOTION was made by Council Member Delgado and seconded by Council Member Brown to Adopt an Ordinance (#3315) for the petition filed by Andy Stetelman, owner, to change the zoning classification for a property located at 3207 Hardy St, Neighborhood Business District B-2 and Multi-Family Residential District R-3 to Community Business District B-3 (Ward 3).

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

Yeas: 4- George (via teleconference), Delgado, Ware and Brown

Nays: 0

Absent: 1 - Carroll

4. **2022-487** Approve or Deny a petition filed by Quinby Chunn, owner, to request a conditional use for "Horticulture-for profit and research-related" in a B-5 Zone (Regional Business) for a certain property located at 314 E 3rd Street (Ward 4), Planning Commission recommend to Approve on July 6, 2022.

Attachments: 314 E 3rd St - Summary and Image Sheet
MINUTES HPC July 2022

A MOTION was made by Council Member Delgado and seconded by Council Member Brown to Approve petition filed by Quinby Chunn, owner, to request a conditional use for “Horticulture-for profit and research-related” in a B-5 Zone (Regional Business) for a certain property located at 314 E 3rd Street (Ward 4).

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

Yeas: 4- George (via teleconference), Delgado, Ware and Brown

Nays: 0

Absent: 1 - Carroll

5. **2022-488** Approve or Deny a petition filed by Paula Bonneval, Representative, Shiloh Moates, Architect, and Topple Real Estate, LLC., to request a variance from section 7.12.16.1, “...drive-thru facilities shall provide a minimum of five (5) stacking spaces per drive-thru facility...” for a facility requiring ten (10) spaces and instead allow for four (4) total stacking spaces for a variance of six (6) stacking spaces for a property located at 2 Southern Pointe Parkway (Ward 5), The Board of Adjustment recommended to Approve on July 6, 2022.

Attachments: 2 southern pointe - HWB Summary and Image Sheet
 MINUTES BOA July 2022 NEW

A MOTION was made by Council Member Delgado and seconded by Council Member Brown to Approve petition filed by Paula Bonneval, Representative, Shiloh Moates, Architect, and Topple Real Estate, LLC., to request a variance from section 7.12.16.1, “...drive-thru facilities shall provide a minimum of five (5) stacking spaces per drive-thru facility...” for a facility requiring ten (10) spaces and instead allow for four (4) total stacking spaces for a variance of six (6) stacking spaces for a property located at 2 Southern Pointe Parkway (Ward 5).

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

Yeas: 4- George (via teleconference), Delgado, Ware and Brown

Nays: 0

Absent: 1 - Carroll

6. **2022-492** Adopt a Resolution requesting the Mississippi Department of Transportation initiate the Fourth Street Pathway Project - 38th Avenue to 34th Avenue, and authorize the Mayor to sign the Project Initiation Request Letter.

Attachments: 4th Street Pathway Project Initiation Res
 Site Plan
 Seyfarth Initiation Ltr

A MOTION was made by Council Member Delgado and seconded by Council Member Brown to Adopt a Resolution (#2022-67) requesting the Mississippi Department of Transportation initiate the Fourth Street Pathway Project - 38th Avenue to 34th Avenue, and authorize the Mayor to sign the Project Initiation Request Letter.

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

Yeas: 4- George (via teleconference), Delgado, Ware and Brown

Nays: 0

Absent: 1 - Carroll

7. **2022-493** Approve contract with Neel-Schaffer, Inc. for engineering services related to the Midtown Streetscapes - MDA project, also known as the 31st Avenue, Chevy Chase Drive, and Lorraine Street Improvements Project, contingent upon approval by the Mississippi Development Authority (MDA), and authorize the Mayor to execute in triplicate.

Attachments: Jones Corp MidTown EDH Engineering Contract ready for signatures

A MOTION was made by Council Member Delgado and seconded by Council Member Brown to Approve contract with Neel-Schaffer, Inc. for engineering services related to the Midtown Streetscapes - MDA project, also known as the 31st Avenue, Chevy Chase Drive, and Lorraine Street Improvements Project, contingent upon approval by the Mississippi Development Authority (MDA), and authorize the Mayor to execute in triplicate.

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

Yeas: 4- George (via teleconference), Delgado, Ware and Brown

Nays: 0

Absent: 1 - Carroll

8. **2022-480** Approve a Letter Agreement with Neel-Schaffer, Inc. for engineering services related to the Highway 11 Roadway Lighting Project and authorize the Mayor to execute the same.

Attachments: 6-16-22 Hwy 11 Lighting Letter Agreement

A MOTION was made by Council Member Delgado and seconded by Council Member Brown to Approve a Letter Agreement with Neel-Schaffer, Inc. for engineering services related to the Highway 11 Roadway Lighting Project 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 (via teleconference), Delgado, Ware and Brown

Nays: 0

Absent: 1 - Carroll

9. **2022-498** Approve a Lease Agreement between the City of Hattiesburg and Mississippi Power for lighting services at the Eastside Park Basketball Court and authorize the Mayor to execute in duplicate.

Attachments: Eastside light agreement

A MOTION was made by Council Member Delgado and seconded by Council Member Brown to Approve a Lease Agreement between the City of Hattiesburg and Mississippi Power for lighting services at the Eastside Park Basketball Court 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 (via teleconference), Delgado, Ware and Brown

Nays: 0

Absent: 1 - Carroll

10. **2022-495** Authorize payment of Relocation Assistance to owners and/or tenants of property being acquired for the Hall Avenue Overpass West Project, the budget for which was approved at MB 2021-466, as payment requests are submitted by the Relocation Assistance Consultant; Authorize issuance of manual checks in payment of said requests.

A MOTION was made by Council Member Delgado and seconded by Council Member Brown to Authorize payment of Relocation Assistance to owners and/or tenants of property being acquired for the Hall Avenue Overpass West Project, the budget for which was approved at MB 2021-466, as payment requests are submitted by the Relocation Assistance Consultant; Authorize issuance of manual checks in payment of said requests.

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

Yeas: 4- George (via teleconference), Delgado, Ware and Brown
Nays: 0
Absent: 1 - Carroll

11. **2022-499** Rescind Resolution # 2022-62, adopted on July 5, 2022; Acknowledge receipt of forfeiture of (1) one 2005 Chevrolet Avalanche and authorize said vehicle to be placed in Police Department inventory.

 Attachments: Circuit Court Cause no CO 20-1005 (2)

A MOTION was made by Council Member Delgado and seconded by Council Member Brown to Rescind Resolution # 2022-62, adopted on July 5, 2022; Acknowledge receipt of forfeiture of (1) one 2005 Chevrolet Avalanche and authorize said vehicle to be placed in Police Department inventory.

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

Yeas: 4- George (via teleconference), Delgado, Ware and Brown
Nays: 0
Absent: 1 - Carroll

ROUTINE AGENDA

THE ROUTINE AGENDA came before the Council.

A MOTION was made by Council Member Delgado 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 (via teleconference), Delgado, Ware and Brown
Nays: 0
Absent: 1 - Carroll

1. **2022-479** Acknowledge receipt of a fully executed deed for a portion of Forrest County Parcel No. 2-028G-05-072.00, PPIN 024545, for the North 28th Avenue Bridge Replacement project.

 Attachments: PPIN 24545
2. **2022-500** Acknowledge receipt of the monthly budget report for the month ending June 30, 2022.

 Attachments: 063022 EXP
 063022 REV
3. **2022-478** Acknowledge receipt of the Privilege Tax License monthly report for June 2022.

 Attachments: Privilege Tax License Mthly report June 2022
4. **2022-484** Acknowledge public comment period and public meeting for Lincoln Road Drainage Study and authorize publication of public notice of the same.

 Attachments: Public Comment Notice - Lincoln Rd. Drainage Study
5. **2022-481** Acknowledge draft 2022 Annual Action Plan

 Attachments: 2022 Action Plan Draft

6.

2022-483

Approve specifications and Authorize publication of advertisement for Various Term Bid Items.

Attachments: Term Bid Items
7.

2022-491

Approve plans and specifications for the Midtown Green Drainage Improvements Project and authorize advertisement for bids for same.

Attachments: Sealed Contract Docs - COH, Drainage Improvements Midtown Green 7.7.22
Sealed Contract Dwg - COH, Drainage Improvements Midtown Green 7.7.22
Advertisement for Bids
8.

2022-482

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

Attachments: Memo's (07-19-2022)
Receipts (07-19-2022)
Deeds (07-19-2022)
9.

2022-497

Approve claims docket for the period ending July 15,2022.

Attachments: 7.15.22 Disb Sheet
DOCKET 22.15.7

In Memoriam:

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

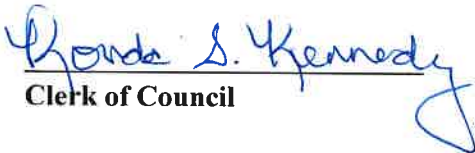
- (Ridgeland) Sgt. Ray Daniels
- Mrs. Tonia Lynette Robinson Chapman
- Ms. Bridget Blackledge
- Ms. Lillie Nix
- Mr. Maurice McCarty Hughes
- Mr. Aron Bowens
- Mr. Hersie Lucas
- Mr. Rome A. Emmons, II
- Mr. Leroy Ratcliff
- Mr. Milton Waldoff

Meeting Adjourn

Council Vice President Ware declared the **meeting adjourned at 5:10 p.m., this 19th day of July, 2022**, by unanimous consent, until the 1st day of August, 2022.

ATTEST:

APPROVE:

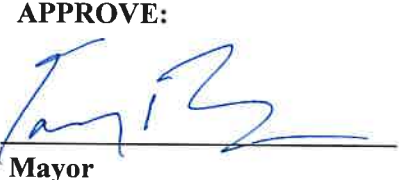

Clerk of Council


Council President

ATTEST AND CERTIFY:

APPROVE:


City Clerk


Mayor