

**Published Agenda**



**Monday, September 19, 2022  
4:00 PM**

**City Council  
Monday Meeting Agenda**

**Council Chambers  
200 Forrest Street**

**Call to Order**

**Public Hearing**

- 1. **2022-707** Hold a Public Hearing regarding the Tax Increment Financing Plan Midtown Hattiesburg Project, City of Hattiesburg, Mississippi, February 2014, as amended for the Elam Arms Development, February 2016, as amended June 2016, and as amended and restated for the Midtown Montevista Project, August 2022.

**Agenda Review**

**Citizens' Forum**

**Request for closed session to determine executive session on a litigation matter.**

**Meeting Recess**

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**Call to Order**

BE IT REMEMBERED that the Hattiesburg City Council held a **Public Hearing at 4:00 p.m. Monday, September 19, 2022**, in Council Chambers at City Hall to receive comments regarding the Tax Increment Financing Plan Midtown Hattiesburg Project as amended and restated for the Midtown Montevista Project, August 2022; same being from a recessed meeting held on September 6, 2022.

Those present included Mayor Toby Barker and members of the City Council Jeffrey George, Ward 1; Deborah Delgado, Ward 2; 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.

Council President George called the meeting to order and explained the procedures.

**Public Hearing**

- 1. **2022-707** Hold a Public Hearing regarding the the Tax Increment Financing Plan Midtown Hattiesburg Project, City of Hattiesburg, Mississippi, February 2014, as amended for the Elam Arms Development, February 2016, as amended June 2016, and as amended and restated for the Midtown Montevista Project, August 2022.

Attachments: [Hattiesburg - Midtown Montevista TIF - Amended and Restated TIF Plan 9.20.22](#)  
[Hattiesburg - Midtown Montevista TIF - City Resolution Approving TIF Plan 9.20.22](#)

Council President George called on Chris Gouras of Gouras and Associates for an overview of the Midtown Project TIF Plan.

Council President George called for public comment or questions.

No citizens were present to address the Council on this matter.

Council President George closed the Public Hearing at 4:08 p.m. and proceeded with the Agenda Review.

**Agenda Review**

Council President George proceeded with the Agenda Review.

Following discussion of agenda items, Council President George closed the Agenda Review.

**Citizens' Forum**

Council Vice President Ware proceeded with the Citizens' Forum.

He stated the procedures and invited members of the public to speak.

The following citizens addressed the Council:

- Dan Buyers

There were no other citizens present who wished to address the Council.

Council Vice President Ware closed the Citizen Forum.

**Request for closed session to determine executive session on a litigation matter.**

A MOTION was made by Council Vice President Ware for the Council to enter closed session to determine the need to enter Executive Session at 4:23 p.m.

Council President George asked for the Chambers to be cleared at this time.

A MOTION was made by Council Vice President Ware and seconded by Council Member Carroll to enter Executive Session to discuss strategy or negotiations with respect existing litigation, since to have an open meeting on this would have a detrimental effect on the litigating position of the City, in accordance with Mississippi Code Section 25-41-7 (b) at 4:25 p.m.

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

Yeas: 5 George, Delgado, Carroll, Ware and Brown

Nays: 0

The City Attorney stepped out into the hall and announced that the Council has gone into Executive Session to discuss strategy or negotiations with respect to existing litigation.

Those present for the Executive Session were Mayor Toby Barker; Council members Jeffrey George, Deborah Delgado, Carter Carroll, Dave Ware and Nicholas Brown; Director of Administration/City Clerk, Kermas Eaton; City Attorney, Randy Pope; Chief Administrative Officer, Ann Jones; Assistant Police Chief, Peggy Sealy; Fire Chief, Sherrocko Stewart; Interim Chief Financial Officer, Malcolm Berch; City Engineer, Lamar Rutland; Director of Urban Development, Wiley Quinn; Director of the Water Department, Alan Howe; Clerk of Council, Ronda S. Kennedy; Deputy Clerk of Council, Lisa Luu Jolly; and Attorney Keith Turner of Watkins & Eager law firm.

Chief Stewart left the room at 4:51 p.m.

A MOTION was made by Council Member Delgado and seconded by Council Member Carroll exit Executive Session and re-open the meeting to the public at 5:00 p.m.

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

Yeas: 5 George, Delgado, Carroll, Ware and Brown

Nays: 0

Council President George stated to the public that there was no action taken during Executive Session.

**Meeting Recess**

Council President George declared the meeting recessed at 5:01 p.m., this 19<sup>th</sup> day of September, 2022, by unanimous consent, until the 20<sup>th</sup> day of September, 2022.

**ATTEST:**

  
Clerk of Council

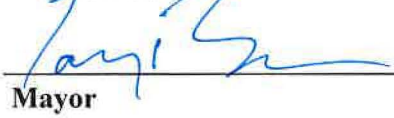
**APPROVE:**

  
Council President

**ATTEST AND CERTIFY:**

  
City Clerk

**APPROVE:**

  
Mayor