



**Tuesday, November 22, 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 invoice to Routine Item #5, claims docket at the request of the Administration.

- **Addendum to the claims docket6, invoice payable to MS State Department of Health, in the amount of \$40,000.00.**

POLICY AGENDA

- 1. 2022-891** Approve the minutes for the November 7 & 8, 2022 meetings of the City Council.
- 2. 2022-889** Adopt an Ordinance approving, enacting and establishing a New Code of Ordinances for the City of Hattiesburg, Mississippi; providing for the repeal of certain ordinances as expressly provided; providing for the manner of amending such Code of Ordinances; and repealing Ordinance Number 2331, and all other Ordinances in conflict.
- 3. 2022-859** Adopt an Ordinance for the petition filed by Robert Owen, Heather Dickerson, to rename the public street presently known as Eagle Drive to “Newhaven Drive” (Eagle Drive is a dead-end street connecting only to N 38th Ave, Ward 1). The Planning Commission recommended to Approved on November 2, 2022.
- 4. 2022-860** Approve or Deny a petition filed by Forrest General Hospital, Jeff Cook, Dustin Gatlin, for approval by Planning Commission (conditional use) to expand a non-conforming use of “Parking lot or garage” in OS (Open Space Zoning) District for property located at 205 S 28th Avenue (PPIN's 20796, 20795; Ward 3). The Planning Commission recommended to Deny on November 2, 2022.
- 5. 2022-861** Approve or Deny a petition filed by Newton Fawcett, to request a Flood variance per Article 6, Section E, for 102 Walley Street (Parcel No. 2-029K-09-212.00, PPIN

19634, Ward 2). The Planning Commission recommended to approve on November 2, 2022.

6. **2022-862** Approve or Deny a petition filed by Marc Broome, Garner Property and Development, LLC, to request a variance; a setback of 22 feet for a variance of 8 feet along Hardy for a proposed building to be located at approximately 3104 Hardy Street (PPIN's 26488, 26490, 44474, 26489, and 26491, Ward 3). The Board of Adjustment recommended to Approve on November 2, 2022.
7. **2022-863** Approve or Deny a petition filed by William Krosp, SDP MS Hattiesburg 1, LLC. (Joe Pegram), to request a variance; allowing for a distance of 47 feet, for a variance of 253 feet for a proposed development at 3606 Hardy Street (PPIN 26473, Ward 3). The Board of Adjustment recommended to Approve on November 2, 2022.
8. **2022-864** Approve or Deny a petition filed by University Mall, LLC., Ron Farris, Lewis Griffin, to request a variance; allowing a setback of 9.1 feet for a variance of 20.9 feet along South 37th Avenue for a proposed structure and to request a variance allowing for a six (6) foot fence in the front yard for a variance of two (2) feet for a proposed fence located at 3706 Hardy Street fronting South 37th Avenue (PPIN 26449, Ward 3). The Board of Adjustment recommended to Approve on November 2, 2022.
9. **2022-890** Adopt the November 22, 2022 amendments to the budget for the City of Hattiesburg for fiscal year ending September 30, 2023 and adopt Resolution authorizing publication of amendments for funds in excess of 10% of the originally appropriated balance.
10. **2022-885** Approve Professional Services Contract with Shows, Dearman and Waits, Inc. to provide engineering services related to the Mississippi Hall Sewer Improvements project and authorize the Mayor to execute in duplicate.
11. **2022-882** Approve a Professional Services Agreement with Shows, Dearman and Waits, Inc. to provide engineering services related to the Lincoln Rd Detention Facility project and authorize the Mayor to execute in duplicate.
12. **2022-881** Approve Professional Services Agreement with Shows, Dearman and Waits, Inc. to provide engineering services related to the Drainage Improvements Projects Along 7th Street, 25th Avenue and Grace Avenue and authorize the Mayor to execute in duplicate.
13. **2022-878** Approve Supplemental Agreement No. 1 with Walters Construction Co., Inc. for the Hwy 49, Camp St., Adeline St. and Mamie St. project (Project No. DECD-0018(35)BO Forrest County) to add items to the contract resulting in an increase of \$19,282.50 to the contract amount and authorize the Mayor to execute in triplicate.

14. 2022-874 Approve Supplemental Agreement No. 2 with Hemphill Construction Co., Inc. for the Longleaf North Infrastructure Improvements project to account for added items and project overruns/underruns increasing the total contract amount to \$3,171,143.08; Authorize the Mayor to execute in duplicate.
15. 2022-879 Approve Supplemental Agreement No. 3 with Suncoast Infrastructure, Inc. for the Cured in Place Pipe Sewer Project in Various Locations Phase I project to account for project underruns of \$736,707.13, acknowledge receipt of closing documents for project, authorize final payment to contractor, authorize final acceptance of the project, authorize return of Certificate of Deposit held in lieu of retainage and authorize the mayor to execute the Supplemental Agreement.
16. 2022-880 Approve Supplemental Agreement No. 3 with Walters Construction Company, Inc. for the Lamar Boulevard Reconstruction Project to add Roadway Lighting to the contract for an increase of \$176,855.17 to the contract amount and authorize the Mayor to execute in duplicate.
17. 2022-867 Approve Lighting Agreement with Mississippi Power for lighting changes near 1103 Arledge Street for a monthly savings of \$8.66 and authorize the Mayor to execute in duplicate.
18. 2022-868 Approve Lighting Agreement with Mississippi Power for lighting changes on West St. from 5th St. to 4th St., and along West 5th St. from Phillips St. to Main St. for a monthly cost increase of \$76.07 and authorize the Mayor to execute in duplicate.
19. 2022-870 Approve Contractor and Owner Agreements for the Emergency Roof Repair Initiative for an amount not to exceed \$15,000 per project according to the Emergency Roof Repair Initiative Manual and authorize the Mayor to execute in triplicate.
20. 2022-873 Approve Memorandum of Agreement/Data Use Agreement between the City of Hattiesburg and the Mississippi State Department of Health to share data in regard to the LeadSafe Hattiesburg Program and authorize the Mayor to execute it in duplicate and electronically.
21. 2022-876 Approve Agreement between the City of Hattiesburg Parks and Recreation Department and Hattiesburg Arts Council, in an amount of \$20,760.00 to provide art for children's programs and art and cultural opportunities for adults, seniors and persons with disabilities for Hattiesburg residents, for a term beginning October 1, 2022 through September 30, 2023; authorize manual check for same.
22. 2022-886 Approve an agreement between the City of Hattiesburg and the Hattiesburg Tourism Commission (Hattiesburg Alliance for Public Art) for the purpose of promoting and supporting local economic development through public art in accordance with

Section 21-19-44, Mississippi Code of 1972.

23. **2022-888** Approve Agreement between City of Hattiesburg and Downtown Hattiesburg Association, a designated Mississippi Main Street member, to create a Downtown Hattiesburg Facade Grant Program in accordance with Mississippi Code 21-19-44.1
24. **2022-884** Authorize the purchase of Parcel #2-038B-15-279.00 (PPIN # 13866) in the amount of \$42,000.00 and payment of 2022 taxes and authorize the issuance of manual checks due upon closing.
25. **2022-883** Authorize the administration to submit pre-application and application with the Natural Resources Conservation Services for an Emergency Watershed Protection (EWP) Project at Mixon Creek Site #5, Gordon Creek @ Old Bakery #3 and Elaine Circle and authorize the Mayor to execute any and all documents required for the project pre-application, application, and other required documents.
26. **2022-887** Acknowledge proposal received November 3, 2022 for Consultant services to create the 2023-2027 Consolidated Plan and 2023 Annual Action Plan for the City of Hattiesburg; Authorize re-advertisement for said proposals per attached memo.
27. **2022-875** Acknowledge receipt of closing documents for the Longleaf North Infrastructure Improvements project and authorize payment of final pay application, Final Acceptance of project, and release of deposit submitted in lieu of retainage.
28. **2022-877** Acknowledge receipt of Power of Attorney and receipt for a Certificate of Deposit in the amount of \$40,000.00 with Priority One Bank provided by Hemphill Construction Co., Inc. in lieu of retainage for the Water Plant #1 Rehabilitation Phase I project.
29. **2022-901** Adopt a Resolution authorizing submittal of FY 2022 “Consolidated Rail Infrastructure and Safety Improvements Program (CRISI) Grant Program Application to the Federal Railroad Administration.

ROUTINE AGENDA

1. **2022-858** Acknowledge receipt of proofs of Publications for Hub City Spokes for the month of November 2022.
2. **2022-871** Acknowledge receipt of FY 2022 Expenditure Report from the Hattiesburg Arts Council Municipal Programs.
3. **2022-872** Approve Plans and Specifications for the CIPP Sewer in Various Locations Phase II project and authorize advertisement for bids.

4. **2022-865** Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds.

5. **2022-869** Approve claims docket for the period ending November 18,2022.

In Memoriam:

- Mr. John Selby Kean, III
- Mr. John Edward McClure
- Ms. Deborah Dale Patrick

Meeting Adjourn