



Monday, February 6, 2023
4:00 PM

City Council
Monday Meeting Agenda

Council Chambers
200 Forrest Street

Call to Order

Public Hearing

1. 2023-36 Hold Public Hearing to determine if certain properties are in such a state of uncleanliness so as to be a menace to the health and safety of the community, according to the provision of MS Code 1972, Section 21-19-11.
Attachments:
 1. PH 02 06 2023 Request to Set Public Hearing Memo
 2. 1. 100 Broadway Drive Case History - Final
 3. 4. Bouie Street Case History - Final
 4. 5. E 8th Street Case History - Final
 5. Request of Removal of Case No. 2 from the List of Unsafe Properties Public Hearing - 906 Edwards Street
 6. Request of Removal of Case No. 3 from the List of Unsafe Properties Public Hearing - 1506 Main Street

Agenda Adjustments at the request of the Administration:

Add Policy Item #21

21. 2023-93 Approve an Agreement between the City of Hattiesburg and Hattiesburg Exchange Club/ Dixie Youth Inc. to operate and promote Dixie Youth Baseball for Hattiesburg Residents and authorize the Mayor to execute the same.

Add Routine Item #15

15. 2023-92 Acknowledge receipt of FY 2022 Expenditure Report from Hattiesburg Exchange Club for Dixie Youth Baseball.

Agenda Review

Citizens' Forum

Meeting Recess



Memorandum

To: Mayor Toby Barker and Members of City Council

From:

cc: Wiley Quinn, Urban Development Director

Date: Monday, February 6, 2023

Re: Hold Public Hearing to determine if certain properties are in such a state of uncleanliness so as to be a menace to the health and safety of the community, according to the provision of MS Code 1972, Section 21-19-11.
File Number: 2023-36
Minute Book #

Summary

Public Hearing 02 06 2023, Unsafe Properties

Recommendation Statement

I recommend a Public Hearing for the listed properties to determine if said properties are in such a state of uncleanliness so as to be a menace to the health and safety of the community.

Please place this on the February 6, 2023 City Council meeting for consideration.



MAYOR
Toby Barker

COUNCIL - WARD ONE
Jeffrey George

COUNCIL - WARD TWO
Deborah Denard Delgado

COUNCIL - WARD THREE
Carter Carroll

COUNCIL - WARD FOUR
Dave Ware

COUNCIL - WARD FIVE
Nicholas Brown

MEMORANDUM

TO: Mayor and City Council

FROM: Wiley Quinn, Code Enforcement Manager

DATE: January 3rd, 2023

RE: Set Public Hearing

The Code Enforcement Division requests that the City Council hold a Public Hearing on Monday, February 6, 2023 to determine if the following properties are in such a state of uncleanliness so as to be a menace to the health and safety of the community, according to the provisions of MS Code 1972, Section 21-19-11.

	Address	PPIN	Ward	Violations	Proposed Actions	Estimated Cost	Estimated Penalty
1	100 Broadway Drive	21746	4	DS	Demo	\$5,000	\$2,500
2	906 Edwards Street	12918	2	DB, ES, AG&R	Demo	\$5,000	\$2,500
3	1506 Main Street	22175	2	DS	Demo	\$5,000	\$2,500
4	Bouie Street	15772	2	OGL	Clean	\$4,500	\$2,250
5	E 8 th Street	17533	2	US	Demo	\$5,000	\$2,500

Garbage & Rubbish=GAR/RUB
Accumulation of Garbage and Rubbish = AG&R
Dilapidated Building=DB
Dangerous Structure=DS
Imminent Danger=ID
Overgrown Lot=OGL
Open Storage=OS
Unsafe Structure=US
Abandoned Vehicle=AV
Abandoned Structure=AS
Vacant Structure=VS
Owner Responsibility=OR
Hazardous Tree = HT
Exterior Structure = ES
Clean Pool = POOL
Trash & Litter = T&L

Case # 1

Case History For 100 Broadway Drive

Ward: 4

Action Center: 10-22-010405

Date: 10/27/2022

PPIN: 21746

Owner: R. M. Napier

Violations: DS

Case History: On August 4, 2022, predicated by a police chase, a vehicle ran through the side of the trailer/office on the property damaging some vehicles on the property as well.

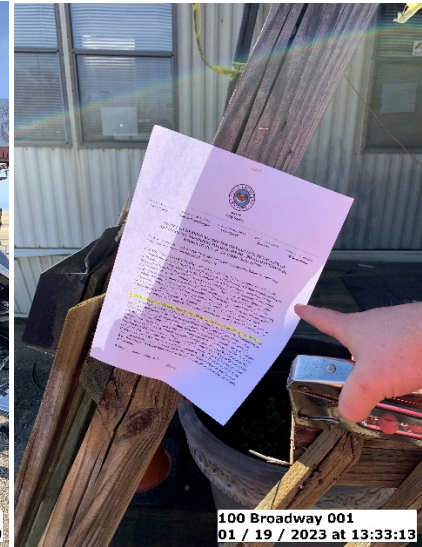
Code Enforcement was contacted by the property owner's attorney stating that that he was waiting on insurance to close the case and pay. Since that time, no remedy has taken place to clean the debris, or demolish and remove the remaining structure.

Code Enforcement is requesting resolution from City Council to demolish the remaining structure and clean debris that is left.

Inspector:

Whit Sanguinetti

601-554-1011





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**NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF
HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S)
AND/OR TO CLEAR ALL CODE VIOLATIONS**

To: R. M. Napier, PO Box 135, Petal, MS 39465; and all unknown persons claiming any right, title or interest in or to the hereinafter described property.

PLEASE TAKE NOTICE PURSUANT TO §21-19-11 of the Mississippi Code of 1972, as annotated and amended, the City Council of the City of Hattiesburg will hold a public hearing at 4:00 p.m. on Monday, February 6, 2023, Hattiesburg, MS to determine whether or not the hereinafter-described property is in such a state of uncleanness to be a menace to the public health and safety of the community. You have a right to file an answer and to appear at said hearing in person or otherwise and to offer your defense, if any. If, at such hearing, the City Council shall adjudicate the property in its then condition to be a menace to the health and safety of the community, the City of Hattiesburg shall, if the owner will not do so himself, proceed to have the land cleared pursuant to the aforesaid statute. The City of Hattiesburg may then adjudicate the costs plus penalty of cleaning said property and the costs may become assessment against the property, which shall be a lien against said property all as provided by statute, to wit:

PARCEL: 2-038C-16-333.00, PPIN: 21746, 100 Broadway Drive, Hattiesburg, MS, 39401, and better described as: A part of Block 77, D.D. McInnis 3rd Survey of the City of Hattiesburg, as per map or plat thereof now on file in the Office of the Chancery Clerk, Forrest County, Mississippi, being a part of the Northwest Quarter of the Northeast Quarter of Section 16, Township 4 North, Range 13 West, more particularly described as commencing at the Southeast corner of said Block 77, which is the point of intersection of West line of West Pine Street, with the North line of West Royal Street, run thence Northeasterly along the West boundary of West Pine Street, 355.6 feet to a point of beginning, then Northwesterly 51.9 feet to the Southeast line of U.S. Highway 11 as now located, thence run Southwesterly along said Southeast line of said Highway 11, 184.5 feet, thence Southeasterly parallel with West Royal Street, 143.6 feet, more or less, to the west line of West Pine Street, thence run Northeasterly on the West line of said West Pine Street, 145.6 feet more or less to the point of beginning in Hattiesburg Forrest County, Mississippi.

Publication: January 19th, 2023

100 Broadway Drive

PPIN: 21746

7021 0350 0000 7836 9867

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Street and Apt. No., c.	
City, State, ZIP+4®	
R. M. Napier PO Box 135 Petal, MS 39465	
PS Form 3800, April 2015 PSN 7530-02-000 5047 See Reverse for Instructions	

HATTIESBURG MS
JAN 2023
Postmark
Heta
39403-9316
100 Broadway Dr

Case # 4

Case History For 901 Bouie Street

Ward: 2

Action Center: 09-22-010289

Date: 9/20/2022

PPIN: 15772

Owner: Riverside Salvage, LLC.

Violations: OGL

Case History: This property is an eyesore and takes away from the possible potential the property can bring to the area. This property has been overgrown for several years, and currently has kudzu overtaking the property and powerlines on the property. Code Enforcement is seeking a resolution to correct these violations.

Inspector:

Dale Brown

601-554-1009





MAYOR
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**NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF
HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S)
AND/OR TO CLEAR ALL CODE VIOLATIONS**

To: Riverside Salvage, LLC., 600 E 6th Street, Hattiesburg, MS 39401; and all unknown persons claiming any right, title or interest in or to the hereinafter described property.

PLEASE TAKE NOTICE PURSUANT TO §21-19-11 of the Mississippi Code of 1972, as annotated and amended, the City Council of the City of Hattiesburg will hold a public hearing at 4:00 p.m. on Monday, February 6, 2023, Hattiesburg, MS to determine whether or not the hereinafter-described property is in such a state of uncleanness to be a menace to the public health and safety of the community. You have a right to file an answer and to appear at said hearing in person or otherwise and to offer your defense, if any. If, at such hearing, the City Council shall adjudicate the property in its then condition to be a menace to the health and safety of the community, the City of Hattiesburg shall, if the owner will not do so himself, proceed to have the land cleared pursuant to the aforesaid statute. The City of Hattiesburg may then adjudicate the costs plus penalty of cleaning said property and the costs may become assessment against the property, which shall be a lien against said property all as provided by statute, to wit:

PARCEL: 2-029H-03-038.00, PPIN: 15772, Bouie Street, Hattiesburg, MS, 39401, and better described as: All of Block 43 of the Hardy and Scott Survey or Addition to the City of Hattiesburg, as per map or plat thereof on file in the office of the Chancery Clerk of Forrest County, Mississippi, together with all improvements thereon and appurtenances thereunto belonging.

Publication: January 19th, 2023

Bouie Street

PPIN: 15772

7021 0350 0000 7836 9843

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Postage \$
Total Postage and Fees \$
Sent To
Street and Apt. No., or P.O. Box No. **Riverside Salvage, LLC.**
600 E 6th Street
City, State, ZIP+4® **Hattiesburg, MS 39401**
Bouie St

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

Case # 5

Case History For 624 East 8th Street

Ward: 2

Action Center: 09-22-010324

Date: 12/19/2022

PPIN: 17533

Owner: Jerry Howard

Violations: US

Case History: The building or structure has been neglected, damaged, and dilapidated since 2018. The property is also unsecured and abandoned. When Code Enforcement spoke to the property owner, he informed us that he has no intention of doing anything with the property and he does not care what happens to it. At this time, Code Enforcement is asking for the property to be demolished and cleaned.

Inspector:

Dale Brown

601-554-1009





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COUNCIL - WARD FOUR
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COUNCIL - WARD FIVE
Nicholas Brown

**NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF
HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S)
AND/OR TO CLEAR ALL CODE VIOLATIONS**

To: Jerry Howard, 320 William Carey Parkway, Hattiesburg, MS 39401; and all unknown persons claiming any right, title or interest in or to the hereinafter described property.

PLEASE TAKE NOTICE PURSUANT TO §21-19-11 of the Mississippi Code of 1972, as annotated and amended, the City Council of the City of Hattiesburg will hold a public hearing at 4:00 p.m. on Monday, February 6, 2023, Hattiesburg, MS to determine whether or not the hereinafter-described property is in such a state of uncleanness to be a menace to the public health and safety of the community. You have a right to file an answer and to appear at said hearing in person or otherwise and to offer your defense, if any. If, at such hearing, the City Council shall adjudicate the property in its then condition to be a menace to the health and safety of the community, the City of Hattiesburg shall, if the owner will not do so himself, proceed to have the land cleared pursuant to the aforesaid statute. The City of Hattiesburg may then adjudicate the costs plus penalty of cleaning said property and the costs may become assessment against the property, which shall be a lien against said property all as provided by statute, to wit:

PARCEL: 2-029H-03-105.00, PPIN: 17533, E 8th Street, Hattiesburg, MS, 39401, and better described as: Receipt # 15859 Parcel # 2-029H-03-105.00 PPIN # 17533 W 119 FT OF LOTS 1 & 2 BLK 39 HICKS SUB OF HARDY & SCOTT PREV #: H0348-07-002 STR 03-04N-13W

Publication: January 19th, 2023

E 8th Street

PPIN: 17533

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☐ Certified Mail Restricted Delivery	\$
☐ Adult Signature Required	\$
☐ Adult Signature Restricted Delivery	\$
Postage \$	
Total Postage and Fees \$	
Postmark Here	
E 8th St	
Sent To	
Jerry Howard	
Street and Apt. No., or 320 William Carey Parkway	
City, State, ZIP+4® Hattiesburg, MS 39401	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	



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MEMORANDUM

TO: Mayor and City Council

FROM: Charles Copeland, Code Enforcement Division Manager

DATE: February 6, 2023

RE: Removal of Case Number 2 – 906 Edwards Street from List of Unsafe Properties for February 6, 2023 Public Hearing on Unsafe Properties

The Code Enforcement Division requests the removal of Case Number 2 from the list of properties being considered during the February 6, 2023 Public Hearing on unsafe properties. There is a new property owner for the property at 906 Edwards Street and they are in communication with Code Enforcement and working toward correcting the violations for this property.



MAYOR
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Nicholas Brown

MEMORANDUM

TO: Mayor and City Council

FROM: Charles Copeland, Code Enforcement Division Manager

DATE: February 6, 2023

RE: Removal of Case Number 3 – 1506 Main Street from List of Unsafe Properties for February 6, 2023 Public Hearing on Unsafe Properties

The Code Enforcement Division requests the removal of Case Number 3 for 1506 Main Street from the list of properties being considered during the February 6, 2023 Public Hearing on unsafe properties. The incorrect property address was documented and we do not have cause to take 1506 Main Street to public hearing at this time.



Memorandum

To: Mayor Toby Barker and Members of City Council

From:

cc:

Date: Monday, February 6, 2023

Re: Approve an Agreement between the City of Hattiesburg and Hattiesburg Exchange Club/ Dixie Youth Inc. to operate and promote Dixie Youth Baseball for Hattiesburg Residents and authorize the Mayor to execute the same.
File Number: 2023-93
Minute Book #

Summary

Recommendation Statement

Please place this on the February 6, 2023 City Council meeting for consideration.

STATE OF MISSISSIPPI

COUNTY OF FORREST

AGREEMENT

WHEREAS, the **Hattiesburg Exchange Club and Dixie Youth Inc.**, hereinafter hereinafter referred to as “**City**”, has entered into discussion with view of Association and Dixie Youth Inc. developing and promoting **Dixie Youth Baseball** for Hattiesburg residents, and the parties hereto desire to reduce to writing their agreement of understanding with a properly executed copy of Agreement provided to each party. Association and Dixie Youth Inc. and City do hereby agree and obligate themselves as follows, to-wit:

I.

Association and Dixie Youth Inc. will hereby develop and promote **Dixie Youth Baseball** for Hattiesburg area residents for a period of one (1) year beginning on the 1st day of October 2022, and terminating on the 30th day of September 2023. Association and Dixie Youth Inc. shall be responsible for operation of the baseball program including, but not limited to **organization of league, obtaining coaches, obtaining officials, collection of fees, setting schedules, limiting rosters and other related duties and responsibilities.** The program will operate **March 1, 2023** thru **August 31, 2023**. Concessions, tournaments, clinics and other money-making events will be covered by a separate agreement. Association and Dixie Youth Inc. shall provide to the City a written practice and game schedule. This schedule shall be inclusive of all scheduled dates and fields to be used. Season schedules shall be provided to the City no later than two (2) weeks prior to the start of the season. Make-up game schedules shall be provided to the City no later than one (1) day prior to the scheduled make-up game. All recreation league regular ending tournament schedules shall be provided to the City no later than one (1) week prior to the start of the scheduled tournament. All other tournaments, (sub-district, district, state, national, etc) shall be addressed by a separate contract. It shall be the

responsibility of the Association and Dixie Youth Inc. to confirm potential post-season tournament dates with the City before bidding if use of City facilities or any maintenance for the particular post-season tournament will be required. Program playing field specifications shall be provided to the City no less than (4) weeks prior to the start of the program.

II.

City shall be responsible for maintaining the **Larry Doleac Youth Baseball Complex** as described in Attachment I for providing seating and electricity.

Funding provided in the amount of **Fifteen-Thousand Dollars (\$15,000.00)** for the payment of officials and equipment and maintenance expenditures. The City does reserve the right to use facilities for other functions. See Attachment IIa for Policy on General Use of Facilities.

III.

Association and Dixie Youth Inc. does hereby obligate itself to comply with the policies of the City: That all recreation programs shall be open to all citizens of the Hattiesburg area regardless of his/her ability to pay any fees charged for participation in said programs; and that the City nondiscrimination policy (Attachment IIb) shall be observed. See Attachment II for all pertinent City policies.

IV.

It is understood by and between parties that this Agreement may be terminated by either party for any reason upon thirty (30) days written notice of their intention to terminate this Agreement.

V.

Association and Dixie Youth Inc. does hereby agree that it will hold harmless and indemnify the City from any and all liability and damages of any kind whatsoever resulting from the operation of this recreational program. The Liability Policy of the City is attached as Attachment IIc.

Association and Dixie Youth Inc. does hereby agree to appropriately acknowledge City contribution to the program in a public manner such as on ad boards, patches, and in all media.

Association and Dixie Youth Inc. does hereby obligate itself to comply with National Standards for Youth Sports and Coach Review Policy (Attachment IId and IIe, respectively) adopted by the City Council.

VI.

Association and Dixie Youth Inc. does hereby obligate itself to comply with the Sports Participation Policy that is attached as Attachment IIF.

VII.

WITNESS the signatures of Contractor and City to duplicate originals of this

Agreement on this, the _____ day of _____, A.D., _____.

Contractor

Hattiesburg Exchange Club and Dixie Youth

BY: _____

President

CITY OF HATTIESBURG, MISSISSIPPI

BY: _____

Mayor

ATTEST:

KERMIS EATON, CITY CLERK

(S E A L)



Memorandum

To: Mayor Toby Barker and Members of City Council

From:

cc:

Date: Monday, February 6, 2023

Re: Acknowledge receipt of FY 2022 Expenditure Report from Hattiesburg Exchange Club for Dixie Youth Baseball.
File Number: 2023-92
Minute Book #

Summary

Recommendation Statement

Please place this on the February 6, 2023 City Council meeting for consideration.

HATTIESBURG EXCHANGE CLUB- DIXIE YOUTH EXPENDITURE REPORT

Beginning balance.....\$16,785.37

Income:

City of Hattiesburg.....15,000.00
Concessions.....6,985.19
Sponsorships.....11,500.00
MSDYB.....1,000.00
Donations.....2,350.00
Photographs.....1,500.00
Gate fees.....14,945.00
Registration fees.....31,296.00

Total Income.....84,576.19

Total expenditures:

Umpires.....14,665.00
Scorekeepers.....4,135.00
Coaches shirts.....3,496.00
Scholarships.....2,456.00
Background checks.....526.00
World Series bid
Expenses.....4,220.31
Tournament bids.....7,097.00
Office supplies.....2,465.33
Baseball supplies.....24,906.11
Franchise fees.....349.00
Tournament fees.....2,749.00
Postage & box tent.....528.00
Insurance.....4,288.00
Trophies and awards.....2,991.68
World Series team
Expense.....1,000.00
Hospitality.....659.36

Total Expenditures.....76,531.79

Ending balance.....\$24,829.77

Submitted by Mike Smith, Hattiesburg
Dixie Youth Treasurer

1/29/23