



Tuesday, March 21, 2023
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

<u>POLICY AGENDA</u>		
1.	2023-178	Approve the minutes for the March 6 & 7, 2023 meetings of the City Council.
2.	2023-197	Approve or Deny a petition filed by Bill Wikstrom, to appeal the Hattiesburg Planning Commission's action on the petition filed by Bill Wikstrom, owner, to request a conditional use for "Product wholesale" in a B-3 Zone for a property located at 1601 Hardy Street. The Planning Commission Recommended to Deny on February 1st, 2023
3.	2023-180	Approve or Deny a petition that has been filed by Nicholas Connolly, engineer, and Jonathan Krebs, owner, to change the zoning classification for certain properties located at the southeast corner of Classic Drive and J Ed Turner Drive (PPIN's 16918, and 8540) from R-1A and R-1B (Single-Family Residential) to A-2 (Agricultural Residential). The request is part of a major subdivision (Lamar County, Ward 1). The Planning Commission recommended to approve on March 1st, 2023.
4.	2023-181	Approve or Deny a petition that has been filed by Nicholas Connolly, engineer, and Jonathan Krebs, owner, as required in the Land Development Code, Ord. No. 3209, for a major subdivision of properties located at the southeast corner of Classic Drive and J Ed Turner Drive (PPIN's 30026, 16918, and 8540) Lamar County, Ward 1). The Planning Commission recommended to approve on March 1, 2023.
5.	2023-182	Approve or Deny a petition has been filed by Mike Jones, representative of NorthPoint Development, J.T. Murphy, Engineer, and Forrest County Industrial Park, owner, requesting a variance from section 6, Table 6.1 "Minimum/Maximum Front Setback" for I-1, "40 feet", and instead allow a setback of 210 feet for a variance of 170 feet for an unimproved parcel on W.L Runnels Road (PPIN 27623, Forrest Co., Ward 5). The Board of Adjustment recommended approval on March 1st, 2023.
6.	2023-179	Adopt a Resolution declaring equipment surplus (per attached list) and authorize the disposal of said equipment; authorize the removal of said equipment from the city inventory of the Hattiesburg Police Department.
7.	2023-187	Approve Lighting Agreement with Mississippi Power Company for enhancements to existing street lighting for a monthly savings of \$2,814, and authorize the Mayor to execute the same.
8.	2023-186	Approve Lighting Agreements with Mississippi Power Company for additional lighting on Country Club Rd, Vernon Dahmer Park, and other locations as described in the attached forms, and authorize the Mayor to execute the same.
9.	2023-174	Approve Engagement Letter with Jackson, Tullos & Rogers, PLLC for legal services related to the acquisition of right of way property for the 4th Street Improvements: 38th to 34th Project.
10.	2023-175	Approve Engagement Letter with Jackson, Tullos & Rogers, PLLC for legal services related to the acquisition of right of way property for the 4th Street Improvements: Phase III Project.
11.	2023-190	Approve Proposal from Zac Fairley Appraisals & Consulting, for appraisal services related to the Midtown Streetscape Project and authorize the Mayor to execute in duplicate.
12.	2023-193	Approve Contract Change Order #4 with J. W. Chain Contractors, LLC, in the amount of \$11,619.51 for the Jaycee Park Field Improvements Project and authorize the Mayor to execute in duplicate.
13.	2023-191	Approve HOME-ARP (American Rescue Plan) Allocation Plan for the City of Hattiesburg and authorize submission to the US Department of Housing and Urban Development.
14.	Removed	
15.	2023-198	Approve Agreement between City of Hattiesburg and Protection Agency and Security Services, LLC (PASS) to provide security services at various Parks and Recreation Department programs, facilities and events.
16.	2023-183	Authorize the submission of a grant application to the Mississippi Department of Homeland Security for the Hattiesburg Police Department, for the purchase of equipment, with a total estimated cost of \$84,686 and authorize the Mayor to execute in duplicate.

ROUTINE AGENDA

- | | | |
|----|----------|--|
| 1. | 2023-188 | Rescind executed Emergency Roof Repair Initiative Contractor and Homeowner Agreement; approved November 8, 2022, File ID 2022-821, MB 2022-33. |
| 2. | 2023-194 | Approve and authorize issuance of manual checks for CDBG/HOME Program Claims per attached Memorandum. {CDBG Entitlement/HOME} |
| 3. | 2023-196 | Acknowledge no bids received on March 2, 2023 for one or more Police Pursuit package vehicles; authorize re-advertisement for same. |
| 4. | 2023-177 | Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds. |
| 5. | 2023-195 | Approve claims docket for the period ending March 17, 2023. |

In Memoriam:

- Ms. Cheryl Mueller
- Mr. Stewart Gammill, IV
- Mr. Brooks Anderson Bradley
- Mrs. Ollie Williams Hill
- Rev. Reggie “Pop” Bridges
- Mr. Tommy Lee Fenton
- Mr. W.C. “Sam” Larkin
- Monsignor Joseph Clement Mercier

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, March 21, 2023**, in Council Chambers at City Hall; same being from a recessed meeting held on March 20, 2023.

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; 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 Malcolm Berch.

The Pledge of Allegiance was led by Kermas Eaton.

Presentation Agenda

The PRESENTATION AGENDA came before the Council.

There were no presentations at this time.

THE MATTER OF THE AGENDA ORDER came before the Council.

POLICY AGENDA

The POLICY AGENDA came before the Council.

1. **2023-178** Approve the minutes for the March 6 & 7, 2023 meetings of the City Council.

Attachments: 3-6-2023 APH, AR, XS Mins
 3-7-2023 Mins.

A MOTION was made by Council Member Carroll and seconded by Council Vice President Ware to
Approve the minutes for the March 6 & 7, 2023 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 and Brown

Nays: 0

2. **2023-197** Approve or Deny a petition filed by Bill Wikstrom, to appeal the Hattiesburg Planning Commission's action on the petition filed by Bill Wikstrom, owner, to request a conditional use for “Product wholesale” in a B-3 Zone for a property located at 1601 Hardy Street. The Planning Commission Recommended to Deny on February 1st, 2023.

Attachments: 1601 Hardy St - Image Sheet
 1601 Hardy St - Staff Summary
 CU Application

A MOTION was made by Council Vice President Ware and seconded by Council Member Carroll to
TABLE the request of a conditional use for “Product wholesale” in a B-3 Zone for a property located at 1601 Hardy
Street.

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

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

Nays: 0

3. **2023-180** Approve or Deny a petition that has been filed by Nicholas Connolly, engineer, and Jonathan Krebs, owner, to change the zoning classification for certain properties located at the southeast corner of Classic Drive and J Ed Turner Drive (PPIN’s 16918, and 8540) from R-1A and R-1B (Single-Family Residential) to A-2 (Agricultural Residential). The request is part of a major subdivision (Lamar County, Ward 1). The Planning Commission recommended to approve on March 1st, 2023.

Attachments: Item B,C Application
 Item B, C Image sheet
 Ordinance - Slate Subdivision Rezone
 MINUTES HPC March 2023

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Approve the
re-zoning of properties located at the southeast corner of Classic Drive and J Ed Turner Drive from R-1A and R-1B
to A-2.

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

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

Nays: 0

4. **2023-181** Approve or Deny a petition that has been filed by Nicholas Connolly, engineer, and Jonathan Krebs, owner, as required in the Land Development Code, Ord. No. 3209, for a major subdivision of properties located at the southeast corner of Classic Drive and J Ed Turner Drive (PPIN’s 30026, 16918, and 8540) Lamar County, Ward 1). The Planning Commission recommended to approve on March 1, 2023.

Attachments: Item B,C Application
 Item B, C Image sheet

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Approve a
major subdivision of properties located at the southeast corner of Classic Drive and J Ed Turner Drive.

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

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

Nays: 0

5.

2023-182

Approve or Deny a petition has been filed by Mike Jones, representative of NorthPoint Development, J.T. Murphy, Engineer, and Forrest County Industrial Park, owner, requesting a variance from section 6, Table 6.1 “Minimum/Maximum Front Setback” for I-1, “40 feet”, and instead allow a setback of 210 feet for a variance of 170 feet for an unimproved parcel on W.L Runnels Road (PPIN 27623, Forrest Co., Ward 5). The Board of Adjustment recommended approval on March 1st, 2023.

Attachments: [BOA Item A Staff Summary](#)
[BOA Item A Image Sheet](#)
[BOA Item A - Application](#)
[MINUTES BOA March 2023](#)

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Approve a variance of 170 feet for an unimproved parcel on W.L Runnels Road.

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

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

Nays: 0

6.

2023-179

Adopt a Resolution declaring equipment surplus (per attached list) and authorize the disposal of said equipment; authorize the removal of said equipment from the city inventory of the Hattiesburg Police Department.

Attachments: [HPD surplus vehicle memo](#)
[Resolution-surplus 2023](#)

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Adopt a Resolution (#2023-52) declaring equipment surplus (per attached list) and authorize the disposal of said equipment; authorize the removal of said equipment from the city inventory of the Hattiesburg Police Department.

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

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

Nays: 0

7.

2023-187

Approve Lighting Agreement with Mississippi Power Company for enhancements to existing street lighting for a monthly savings of \$2,814, and authorize the Mayor to execute the same.

Attachments: [MS Power Auth Blanket Auth Hattiesburg](#)

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Approve Lighting Agreement with Mississippi Power Company for enhancements to existing street lighting for a monthly savings of \$2,814, 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 and Brown

Nays: 0

8.

2023-186

Approve Lighting Agreements with Mississippi Power Company for additional lighting on Country Club Rd, Vernon Dahmer Park, and other locations as described in the attached forms, and authorize the Mayor to execute the same.

Attachments: [MS Power - Country Club Dr \(Adding 6 Lights\)](#)
[Dahmer Park](#)
[Authorization Letter MS Power Eastside Dumas Coleman](#)

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Approve Lighting Agreements with Mississippi Power Company for additional lighting on Country Club Rd, Vernon Dahmer Park, and other locations as described in the attached forms, 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 and Brown
Nays: 0

9. 2023-174 Approve Engagement Letter with Jackson, Tullos & Rogers, PLLC for legal services related to the acquisition of right of way property for the 4th Street Improvements: 38th to 34th Project.

 Attachments: Engagement Letter including title 34th - 38th

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Approve Engagement Letter with Jackson, Tullos & Rogers, PLLC for legal services related to the acquisition of right of way property for the 4th Street Improvements: 38th to 34th Project.

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware and Brown
Nays: 0

10. 2023-175 Approve Engagement Letter with Jackson, Tullos & Rogers, PLLC for legal services related to the acquisition of right of way property for the 4th Street Improvements: Phase III Project.

 Attachments: Engagement Letter 38th – Thornhill

A MOTION was made by Council Vice President Ware and seconded by Council Member Carroll to Approve Engagement Letter with Jackson, Tullos & Rogers, PLLC for legal services related to the acquisition of right of way property for the 4th Street Improvements: Phase III Project.

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware and Brown
Nays: 0

11. 2023-190 Approve Proposal from Zac Fairley Appraisals & Consulting, for appraisal services related to the Midtown Streetscape Project and authorize the Mayor to execute in duplicate.

 Attachments: ZAC Proposal of Services - Midtown Streetscapes Project

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Approve Proposal from Zac Fairley Appraisals & Consulting, for appraisal services related to the Midtown Streetscape 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 and Brown
Nays: 0

12. 2023-193 Approve Contract Change Order #4 with J. W. Chain Contractors, LLC, in the amount of \$11,619.51 for the Jaycee Park Field Improvements Project and authorize the Mayor to execute in duplicate.

 Attachments: Jaycee Park Change Order #4

A MOTION was made by Council Vice President Ware and seconded by Council Member Carroll to Approve Contract Change Order #4 with J. W. Chain Contractors, LLC, in the amount of \$11,619.51 for the Jaycee Park Field Improvements 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 and Brown
Nays: 0

13.

2023-191

Approve HOME-ARP (American Rescue Plan) Allocation Plan for the City of Hattiesburg and authorize submission to the US Department of Housing and Urban Development
- Attachments: [HOME-ARP Allocation Plan DRAFT 3.20.23](#)

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Approve HOME-ARP (American Rescue Plan) Allocation Plan for the City of Hattiesburg and authorize submission to the US Department of Housing and Urban Development.

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware and Brown
Nays: 0

14.

Removed
15.

2023-198

Approve Agreement between City of Hattiesburg and Protection Agency and Security Services, LLC (PASS) to provide security services at various Parks and Recreation Department programs, facilities and events.
- Attachments: [PassSecurityLLC_3.1.23.Council](#)

A MOTION was made by Council Member Carroll and seconded by Council Vice President Ware to Approve Agreement between City of Hattiesburg and Protection Agency and Security Services, LLC (PASS) to provide security services at various Parks and Recreation Department programs, facilities and events.

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Ware and Brown
Nays: 0

16.

2023-183

Authorize the submission of a grant application to the Mississippi Department of Homeland Security for the Hattiesburg Police Department, for the purchase of equipment, with a total estimated cost of \$84,686 and authorize the Mayor to execute in duplicate.
- Attachments: [FY23 HSGP Funding Guidelines](#)
[MSHSGP23 Budget Narrative](#)
[MSHSGP23 Proposal narrative](#)

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Authorize the submission of a grant application to the Mississippi Department of Homeland Security for the Hattiesburg Police Department, for the purchase of equipment, with a total estimated cost of \$84,686 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 and Brown
Nays: 0

ROUTINE AGENDA

THE ROUTINE AGENDA came before the Council.

A MOTION was made by Council Member Carroll 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: 5 - George, Delgado (via teleconference), Carroll, Ware and Brown

Nays: 0

1. **2023-188** Rescind executed Emergency Roof Repair Initiative Contractor and Homeowner Agreement; approved November 8, 2022, File ID 2022-821, MB 2022-33.

 Attachments: EXECUTED Starter Homes of MS 1112 McInnis Ave

2. **2023-194** Approve and authorize issuance of manual checks for CDBG/HOME Program Claims per attached Memorandum. {CDBG Entitlement/HOME}

 Attachments: Manual Check Memo 03212023
 Bradley 515 Draw 03212023

3. **2023-196** Acknowledge no bids received on March 2, 2023 for one or more Police Pursuit package vehicles; authorize re-advertisement for same.

 Attachments: Notice to Bidders - Vehicles 2023 HPD
 Specifications for Police Vehicles (1)

4. **2023-177** Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds.

 Attachments: Memo's (03-21-2023)
 Receipts (03-21-2023)
 Deeds (03-21-2023)

5. **2023-195** Approve claims docket for the period ending March 17, 2023.

 Attachments: DOCKET 22.17.03
 DT 22.17.03

In Memoriam:

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

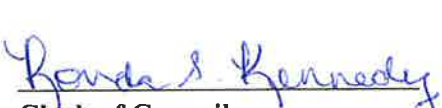
- Ms. Cheryl Mueller
- Mr. Stewart Gammill, IV
- Mr. Brooks Anderson Bradley
- Mrs. Ollie Williams Hill
- Rev. Reggie "Pop" Bridges
- Mr. Tommy Lee Fenton
- Mr. W.C. "Sam" Larkin
- Monsignor Joseph Clement Mercier

Meeting Adjourn

Council President George declared the meeting adjourned at 5:13 p.m., this 21st day of March, 2023, by unanimous consent, until the 3rd day of April, 2023.

ATTEST:

APPROVE:

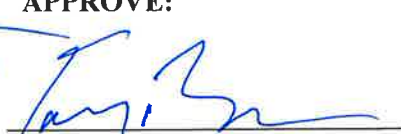

Clerk of Council


Council President

ATTEST AND CERTIFY:

APPROVE:


City Clerk


Mayor