

Published Agenda

Tuesday, April 4, 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

Agenda Adjustments - Add Policy Items #17, #18 and #19 at the request of the Administration as follows:

- | | | |
|-----|----------|--|
| 17. | 2023-233 | Approve Agreement with Shows, Dearman and Waits, Inc. for Sewer Management Programs Phase II Projects and authorize the Mayor to execute in duplicate. |
| 18. | 2023-234 | Authorized the City Attorney to settle and compromise the eminent domain case styled <i>City of Hattiesburg v. Pine Creek Townhomes, LLC, et al</i> , Forrest County Court No. 22-284, for not more than a total of \$10,000.00. |
| 19. | 2023-235 | Authorize submission of grant application to Federal Transit Administration (FTA) for the Low or No Emission Vehicle Grant Program-5339 (c) and authorize execution of any and all necessary documents for the same. |

POLICY AGENDA

- | | | |
|----|----------|---|
| 1. | 2023-228 | Approve the minutes for the March 20 & 21, 2023 meetings of the City Council. |
| 2. | 2023-197 | Take from the table Approve or Deny a petition filed by Bill Wikstrom appealing the Hattiesburg Planning Commission's action on a petition requesting 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 1, 2023. |
| 3. | 2023-121 | Adopt an Ordinance for the petition filed by John P. Scanlon, representative, and Safari Timberlands, LLC, owner, establishing the zoning classification for a portion of an unimproved property located at the intersection of Jackson Road and the Longleaf Trace to B-2 Neighborhood Business District. (PPIN 33787, Lamar County, Ward 1). The Planning Commission recommended to approve on February 15, 2023. |
| 4. | 2023-122 | Approve or Deny a petition filed by John P. Scanlon, representative, and Safari Timberlands, LLC, owner, requesting a conditional use for "restaurant, without drive-through" in a B-2 Zone (Neighborhood Business District) contingent upon approval of the request to establish the zoning. (PPIN 33787, Lamar County, Ward 1). The Planning Commission recommended to approve on February 15, 2023. |
| 5. | 2023-220 | Adopt a Resolution authorizing the employment of professionals in connection with the issuance of revenue bonds of the city and/or a loan with the Mississippi Development Bank, all in an aggregate principal amount not to exceed Seven Million Five Hundred Thousand Dollars (\$7,500,000.00) to raise money for the purpose of financing various convention and tourism related projects of the city. |
| 6. | 2023-225 | Adopt a Resolution to issue revenue bonds of the city and/or to enter into a loan aggregate principal amount not to exceed Seven Million Five Hundred Thousand Dollars (\$7,500,000) to raise money for the purpose of financing various convention and tourism related projects of the city, as provided herein, including funding capitalized interest, if applicable, and paying the cost of borrowing, including any cost for bond insurance premium, if applicable; directing the publication of a notice of such intention; and for related purposes. |
| 7. | 2023-218 | Approve Agreement with Shows, Dearman and Waits, Inc. to provide engineering services for the Drainage Improvement of South 10th Avenue and authorize the Mayor to execute in duplicate. |
| 8. | 2023-217 | Approve Agreement with Shows, Dearman and Waits, Inc. to provide engineering services for the Construction of Pipeline Road and authorize the Mayor to execute in duplicate. |
| 9. | 2023-222 | Approve Supplemental Agreement No. 4 with ARE Consultants, Inc. for the Runway 13 Safety Area and Apron Drainage Improvements, Part I Project and authorize the Mayor to execute in triplicate. |

10.

2023-213

Approve Lighting Agreement with Mississippi Power Company for additional lighting for a monthly increase in pricing for the following locations per attached documents and authorize the Mayor to execute the same.
11.

2023-208

Approve Release of Lien documents filed in relation to Code Enforcement clean-up assessments per attached memo, authorize the Mayor to execute and record the same.
12.

2023-215

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.
13.

2023-219

Approve and authorize issuance of manual checks for CDBG/HOME Program Claims per attached Memorandum. {CDBG Entitlement}
14.

2023-223

Acknowledge bids received on February 9, 2023 for Midtown Green and accept the bid from Colony Construction in the amount of \$1,202,720.00 and authorize the Mayor to execute contracts upon preparation.
15.

2023-226

Acknowledge two-quote bids received for the CAC Black Box Theatre Project and accept the bid from B. W. Sullivan Building Contractor, Inc. in the amount of \$19,900.00 and authorize the Mayor to execute any required documentation.
16.

2023-232

Adopt a Resolution appointing Marybeth Bergin as City Engineer and Director of Transportation and Engineering.
17.

2023-233

Approve Agreement with Shows, Dearman and Waits, Inc. for Sewer Management Programs Phase II Projects and authorize the Mayor to execute in duplicate.
18.

2023-234

Authorized the City Attorney to settle and compromise the eminent domain case styled *City of Hattiesburg v. Pine Creek Townhomes, LLC, et al*, Forrest County Court No. 22-284, for not more than a total of \$10,000.00.
19.

2023-235

Authorize submission of grant application to Federal Transit Administration (FTA) for the Low or No Emission Vehicle Grant Program-5339 (c) and authorize execution of any and all necessary documents for the same.

ROUTINE AGENDA

1.

2023-209

Acknowledge receipt of a request filed by Robin L. Roberts and Michael Anderson, to appeal the Hattiesburg Planning Commission’s action on the petition filed by Robin Roberts, applicant, and Michael Albanese of Burnice Whittier Smith Corp., owner, to change the zoning classification for properties located at 350 S 11th Ave and 709 Mamie Street. The applicant requested to change the zoning classification of 350 S 11th Ave from R-1B (Single-Family Residential) to R-3 (Multi-family residential), and to change 709 Mamie Street from R-1B to R-2 (two-family residential). Planning Commission recommended denying on March 1st, 2023. Set a public hearing before City Council on Monday, April 17th, 2023, and authorize publication of Public Notice setting and Appeal Public Hearing.
2.

2023-212

Acknowledge the setting of a public comment period by the Hattiesburg-Petal-Forrest-Lamar MPO for the proposed amendments to the FY 2023-2026 Transportation Improvement Plan (TIP).
3.

2023-214

Acknowledge receipt of the two-quote docket.
4.

2023-210

Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds.
5.

2023-227

Approve claims docket for the period ending March 31, 2023.

- In Memoriam:
- Ms. Dorothy Jean Wilson Langham
 - Mrs. Sunnye Forte
 - Mr. Legustus Sonny Saucier

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, April 4, 2023**, in Council Chambers at City Hall; same being from a recessed meeting held on April 3, 2023.

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; 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 Rev. Taurean Easterling of Beautiful Zion Missionary Baptist Church.

The Pledge of Allegiance was led by Kermas Eaton.

Presentation Agenda

The PRESENTATION AGENDA came before the Council.

Council President George welcomed and recognized the Delta Sigma Theta Sorority.

There were no other presentations at this time.

Agenda Adjustments

A MOTION was made by Council Member Carroll and seconded by Council Vice President Ware to Add Policy Items #17, #18 and #19 at the request of the Administration as follows:

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

- | | | |
|-----|----------|--|
| 17. | 2023-233 | Approve Agreement with Shows, Dearman and Waits, Inc. for Sewer Management Programs Phase II Projects and authorize the Mayor to execute in duplicate. |
| | | <u>Attachments:</u> <u>CD Sewer Management Programs Phase II Proposal signed rev</u> |
| 18. | 2023-234 | Authorized the City Attorney to settle and compromise the eminent domain case styled City of Hattiesburg v. Pine Creek Townhomes, LLC, et al, Forrest County Court No. 22-284, for not more than a total of \$10,000.00. |
| | | <u>Attachments:</u> <u>COH v.PineCreek Townhomes, LLC, N28th Ave Bridge ProjectEminent domain case</u> |
| 19. | 2023-235 | Authorize submission of grant application to Federal Transit Administration (FTA) for the Low or No Emission Vehicle Grant Program-5339 (c) and authorize execution of any and all necessary documents for the same. |

POLICY AGENDA

THE MATTER OF THE AGENDA ORDER came before the Council.

The POLICY AGENDA came before the Council.

- | | | |
|----|----------|--|
| 1. | 2023-228 | Approve the minutes for the March 20 & 21, 2023 meetings of the City Council. |
| | | <u>Attachments:</u> <u>3-20-2023 APH, AR, XS Mins</u>
<u>3-21-2023 Mins</u> |

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Approve the minutes for the March 20 & 21, 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, Carroll, Ware and Brown

Nays: 0

2. **2023-197** Take from the table Approve or Deny a petition filed by Bill Wikstrom appealing the Hattiesburg Planning Commission's action on a petition requesting 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 1, 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 Take the petition filed by Bill Wikstrom appealing the Hattiesburg Planning Commission's action on a petition requesting a conditional use for "product wholesale" in a B-3 Zone for a property located at 1601 Hardy Street from the table.

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

A MOTION was made by Council Vice President Ware and seconded by Council Member Carroll to Approve the with the following conditions:

1. All shipping, receiving, delivery, entry, exit, or other transportation of the business' products shall be limited to the rear entrances to the building, which currently front High Street and Mississippi Avenue located on the north and east sides of the building. Employees, customers, vendors, and other invitees of the business may ingress and egress through the front entrance of the building which fronts Hardy Street and is located on the south side of the building. However, all of the business' products that are purchased or delivered from the business' vendors, or which are sold or shipped to the business' customers, must be transported through the rear entrances of the building.
2. Any addition of retail to the building shall nullify the conditional use approval of product wholesale.
3. The sale or lease of any or all of the property to another party other than Bill Wikstrom, Savant Industries, LLC d/b/a Paradigm Distribution, shall nullify the conditional use approval of the product wholesale.
4. The non-conforming monument sign shall be removed within sixty (60) days of the granting approval for the conditional use or prior to the business being in operation, whichever comes first.
5. Signage shall be limited to window signage only and must meet all other applicable sign regulations as set forth by the City of Hattiesburg's Land Development Code.
6. If any of the above conditions are not met during the operation of the product wholesale business as conducted by Bill Wikstrom and his company, Savant Industries, LLC d/b/a Paradigm Distribution, the conditional use as a product wholesale in a B-3 zone shall terminate, and the business shall cease to operate immediately.

It is, therefore, ORDERED that the request of Bill Wikstrom for a conditional use for "Product wholesale" in a B-3 zone for a property located at 1601 Hardy Street be granted subject to the above conditions.

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

Nays: 0

3. **2023-121** Adopt an Ordinance for the petition filed by John P. Scanlon, representative, and Safari Timberlands, LLC, owner, establishing the zoning classification for a portion of an unimproved property located at the intersection of Jackson Road and the Longleaf Trace to B-2 Neighborhood Business District. (PPIN 33787, Lamar County, Ward 1). The Planning Commission recommended to approve on February 15, 2023.

Attachments: Rezone and CU on Jackson Road - Image Sheet-combined
Ordinance - Jackson Road ZONING established
MINUTES HPC February 2023
MINUTES HPC Special Called Meeting - February 15 2023

A MOTION was made by Council Member Carroll and seconded by Council Vice President Ware to TABLE Ordinance for establishing the zoning classification for a portion of an unimproved property located at the intersection of Jackson Road and the Longleaf Trace to B-2 Neighborhood Business District; to give the attorney more time to gather information.

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

4. **2023-122** Approve or Deny a petition filed by John P. Scanlon, representative, and Safari Timberlands, LLC, owner, requesting a conditional use for “restaurant, without drive-through” in a B-2 Zone (Neighborhood Business District) contingent upon approval of the request to establish the zoning. (PPIN 33787, Lamar County, Ward 1). The Planning Commission recommended to approve on February 15, 2023.

Attachments: Rezone and CU on Jackson Road - Image Sheet-combined

A MOTION was made by Council Member Carroll and seconded by Council Vice President Ware to TABLE the request of a conditional use for “restaurant, without drive-through” in a B-2 Zone contingent upon approval of the request to establish the zoning; to give the attorney more time to gather information.

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

5. **2023-220** Adopt a Resolution authorizing the employment of professionals in connection with the issuance of revenue bonds of the city and/or a loan with the Mississippi Development Bank, all in an aggregate principal amount not to exceed Seven Million Five Hundred Thousand Dollars (\$7,500,000.00) to raise money for the purpose of financing various convention and tourism related projects of the city.

Attachments: COH- Convention Center Revenue Bonds - (226837) -Engagement Res (4 4 23 mtg)
Exhibit A to Engagement Resolution - Hattiesburg Revenue Bonds (226837) - HCC
February Minutes
Exhibit D to Engagement Resolution (MDB City of Hattiesburg Convention Center
Revenue Bonds 2023) (226837) - Engagement Letter o
Exhibit B to Engagement Resolution -Hattiesburg (MDB) Revenue Bonds (2023)
(226837) - City MA (IRMA) Disc Eng Ltr (4.4.23)
Hattiesburg Letter of Engagement IRMA Exemption (RJ) 4.4.2023

A MOTION was made by Council Member Carroll and seconded by Council Vice President Ware to Adopt a Resolution (#2023-53) authorizing the employment of professionals in connection with the issuance of revenue bonds of the city and/or a loan with the Mississippi Development Bank, all in an aggregate principal amount not to exceed Seven Million Five Hundred Thousand Dollars (\$7,500,000.00) to raise money for the purpose of financing various convention and tourism related projects of the city.

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

6. **2023-225** Adopt a Resolution to issue revenue bonds of the city and/or to enter into a loan aggregate principal amount not to exceed Seven Million Five Hundred Thousand Dollars (\$7,500,000) to raise money for the purpose of financing various convention and tourism related projects of the city, as provided herein, including funding capitalized interest, if applicable, and paying the cost of borrowing, including any cost for bond insurance premium, if applicable; directing the publication of a notice of such intention; and for related purposes.

Attachments: COH - Convention Center Revenue Bonds - (226837) - Intent Res(4 4 23 mtg)

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Adopt a Resolution (#2023-54) to issue revenue bonds of the city and/or to enter into a loan aggregate principal amount not to exceed Seven Million Five Hundred Thousand Dollars (\$7,500,000) to raise money for the purpose of financing various convention and tourism related projects of the city, as provided herein, including funding capitalized interest, if applicable, and paying the cost of borrowing, including any cost for bond insurance premium, if applicable; directing the publication of a notice of such intention; and for related purposes.

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

7. **2023-218** Approve Agreement with Shows, Dearman and Waits, Inc. to provide engineering services for the Drainage Improvement of South 10th Avenue and authorize the Mayor to execute in duplicate.

Attachments: South 10th Ave 12246 - Standard Form Agreement between Owner and Engineer

A MOTION was made by Council Vice President Ware and seconded by Council Member Delgado to Approve Agreement with Shows, Dearman and Waits, Inc. to provide engineering services for the Drainage Improvement of South 10th Avenue 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, Carroll, Ware and Brown

Nays: 0

8. **2023-217** Approve Agreement with Shows, Dearman and Waits, Inc. to provide engineering services for the Construction of Pipeline Road and authorize the Mayor to execute in duplicate.

Attachments: Pipeline Road 12248 - Standard Form Agreement between Owner and Engineer

A MOTION was made by Council Member Carroll and seconded by Council Vice President Ware to Approve Agreement with Shows, Dearman and Waits, Inc. to provide engineering services for the Construction of Pipeline Road 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, Carroll, Ware and Brown

Nays: 0

9. **2023-222** Approve Supplemental Agreement No. 4 with ARE Consultants, Inc. for the Runway 13 Safety Area and Apron Drainage Improvements, Part I Project and authorize the Mayor to execute in triplicate.

Attachments: Supplemental Agreement #4 - Taxiway A Realignment

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Approve Supplemental Agreement No. 4 with ARE Consultants, Inc. for the Runway 13 Safety Area and Apron Drainage Improvements, Part I Project and authorize the Mayor to execute in triplicate.

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

10. **2023-213** Approve Lighting Agreement with Mississippi Power Company for additional lighting for a monthly increase in pricing for the following locations per attached documents and authorize the Mayor to execute the same.

Attachments: MS Power - 610 Francis St.
MS Power - 4301 Mamie St.
MS Power - 10 on Eastside Dr, 107 Coleman Ave, 610 Dumas Ave, 807 Dumas Ave

A MOTION was made by Council Member Brown and seconded by Council Member Delgado to Approve Lighting Agreement with Mississippi Power Company for additional lighting for a monthly increase in pricing for the following locations per attached documents 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, Carroll, Ware and Brown

Nays: 0

11. **2023-208** Approve Release of Lien documents filed in relation to Code Enforcement clean-up assessments per attached memo, authorize the Mayor to execute and record the same.

Attachments: Release of Lien Memo 04 04 2023

1. 507 Louise Street Release
2. 1016 Dewey Street Release
3. 116 Oak Street
4. 217 E 3rd Street Release
5. 528 W 4th Street Release
6. 103 Montague Street Release
7. 724 New Orleans Street Release

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Approve Release of Lien documents filed in relation to Code Enforcement clean-up assessments per attached memo, authorize the Mayor to execute and record the same.

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

- | | | |
|-----|----------|--|
| 12. | 2023-215 | 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. |
|-----|----------|--|

Attachments: 716 Barkley Road - Agreement
2805 Hillside Drive - Agreements
705 Quinn Street – Agreements

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to 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.

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

13.

2023-219

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

Attachments: Manual Check Memo 04.04.23
201 West 4th Street invoice 3623
116 East 8th Ave. Invoice 3623
218 Fredna Ave Invoice 3623

A MOTION was made by Council Member Brown and seconded by Council Member Delgado to Approve and authorize issuance of manual checks for CDBG/HOME Program Claims per attached Memorandum. {CDBG Entitlement}.

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

14.

2023-223

Acknowledge bids received on February 9, 2023 for Midtown Green and accept the bid from Colony Construction in the amount of \$1,202,720.00 and authorize the Mayor to execute contracts upon preparation.

Attachments: Landarc Consulting Group Bid Tab Request

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Acknowledge bids received on February 9, 2023 for Midtown Green and accept the bid from Colony Construction in the amount of \$1,202,720.00 and authorize the Mayor to execute contracts upon preparation.

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

15.

2023-226

Acknowledge two-quote bids received for the CAC Black Box Theatre Project and accept the bid from B. W. Sullivan Building Contractor, Inc. in the amount of \$19,900.00 and authorize the Mayor to execute any required documentation.

Attachments: Black Box Theater Quotes

A MOTION was made by Council Vice President Ware and seconded by Council Member Carroll to Acknowledge two-quote bids received for the CAC Black Box Theatre Project and accept the bid from B. W. Sullivan Building Contractor, Inc. in the amount of \$19,900.00 and authorize the Mayor to execute any required documentation.

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

16. **2023-232** Adopt a Resolution appointing Marybeth Bergin as City Engineer and Director of Transportation and Engineering.

Attachments: COUNCIL RESOLUTION FOR APPOINTMENT-Marybeth Bergin meb professional resume 2023

A MOTION was made by Council Member Carroll and seconded by Council Member Delgado to Adopt a Resolution (#2023-55) appointing Marybeth Bergin as City Engineer and Director of Transportation and Engineering.

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

17. **2023-233** Approve Agreement with Shows, Dearman and Waits, Inc. for Sewer Management Programs Phase II Projects and authorize the Mayor to execute in duplicate.

Attachments: CD Sewer Management Programs Phase II Proposal signed_rev

A MOTION was made by Council Member Delgado and seconded by Council Member Brown to Approve Agreement with Shows, Dearman and Waits, Inc. for Sewer Management Programs Phase II Projects 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, Carroll, Ware and Brown

Nays: 0

18. **2023-234** Authorized the City Attorney to settle and compromise the eminent domain case styled City of Hattiesburg v. Pine Creek Townhomes, LLC, et al, Forrest County Court No. 22-284, for not more than a total of \$10,000.00.

Attachments: COH v.PineCreek Townhomes, LLC, N28th Ave Bridge ProjectEminent domain case

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Authorized the City Attorney to settle and compromise the eminent domain case styled City of Hattiesburg v. Pine Creek Townhomes, LLC, et al, Forrest County Court No. 22-284, for not more than a total of \$10,000.00.

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

19. **2023-235** Authorize submission of grant application to Federal Transit Administration (FTA) for the Low or No Emission Vehicle Grant Program-5339 (c) and authorize execution of any and all necessary documents for the same.

A MOTION was made by Council Member Delgado and seconded by Council Member Carroll to Authorize submission of grant application to Federal Transit Administration (FTA) for the Low or No Emission Vehicle Grant Program-5339 (c) and authorize execution of any and all necessary documents for the same.

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

ROUTINE AGENDA

THE ROUTINE AGENDA came before the Council.

A MOTION was made by Council Member Carroll and seconded by Council Vice President Ware to approve the Routine Agenda.

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

1.

2023-209

Acknowledge receipt of a request filed by Robin L. Roberts and Michael Anderson, to appeal the Hattiesburg Planning Commission’s action on the petition filed by Robin Roberts, applicant, and Michael Albanese of Burnice Whittier Smith Corp., owner, to change the zoning classification for properties located at 350 S 11th Ave and 709 Mamie Street. The applicant requested to change the zoning classification of 350 S 11th Ave from R-1B (Single-Family Residential) to R-3 (Multi-family residential), and to change 709 Mamie Street from R-1B to R-2 (two-family residential). Planning Commission recommended denying on March 1st, 2023. Set a public hearing before City Council on Monday, April 17th, 2023, and authorize publication of Public Notice setting and Appeal Public Hearing.
- Attachments:

Appeal of Rezoning - Roberts S 11th and Mamie
2.

2023-212

Acknowledge the setting of a public comment period by the Hattiesburg-Petal-Forrest-Lamar MPO for the proposed amendments to the FY 2023-2026 Transportation Improvement Plan (TIP).
- Attachments:

PUBLIC NOTICE - FY2023-2026 TIP Amendments

Project ID #415

Project ID #419

Project ID #421
3.

2023-214

Acknowledge receipt of the two-quote docket.
- Attachments:

TWO QUOTE 04
4.

2023-210

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

Memo's (04-04-2023)

Receipts (04-04-2023)

Deeds (04-04-2023)
5.

2023-227

Approve claims docket for the period ending March 31, 2023.
- Attachments:

DT 3.31.23

DOCKET 23.31.03

In Memoriam:

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

- Ms. Dorothy Jean Wilson Langham
- Mrs. Sunnye Forte
- Mr. Legustus Sonny Saucier

Meeting Adjourn

Council President George declared the meeting adjourned at 5:13 p.m., this 4th day of April, 2023, by unanimous consent, until the 17th day of April, 2023.

ATTEST:

APPROVE:


Clerk of Council


Council President

ATTEST AND CERTIFY:

APPROVE:


City Clerk


Mayor