

Published Agenda



Tuesday, May 2, 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

POLICY AGENDA

- | | | |
|-----|----------|---|
| 1. | 2023-307 | Approve the minutes for the April 17, 18 & 24, 2023 meetings of the City Council. |
| 2. | 2023-243 | Take from the table an Appeal of the Planning Commission's recommendation to deny a change in zoning classification for property located at 350 S 11 th Ave from R-1B (Single-Family Residential) to R-3 (Multi-family residential), and to change 709 Mamie Street from R-1A to R-2 (two-family residential) (Forrest County, Ward 4) - tabled at the April 18, 2023 meeting. |
| 3. | 2023-290 | Adopt a Resolution setting Public Hearing on Monday, June 5 th , 2023 at 4:00 p.m. in the City Council Chambers located at City Hall to determine if certain properties are in such a state of uncleanness 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. |
| 4. | 2023-299 | Approve Letter Agreement with Neel-Schaffer, Inc. for professional engineering services related to the Gordon's Creek Pathway Along VFW Project and authorize the Mayor to execute in duplicate. |
| 5. | 2023-306 | Approve Memorandum of Agreement with the Mississippi Department of Transportation (MDOT) to provide funding for the Gordon's Creek VFW Pathway Project (Federal Aid Project No. STP-0210-00(042)LPA/109399-701000) and authorize the Mayor to execute in duplicate. |
| 6. | 2023-293 | 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. |
| 7. | 2023-267 | 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 Program Manual and authorize the Mayor to execute in triplicate. |
| 8. | 2023-300 | Approve an agreement between the Mississippi State Fire Academy (MSFA) and The Hattiesburg Fire Department to administer the NFPA 1001 Field program, for an amount not to exceed \$5,000.00 and authorize the Mayor to execute the same. |
| 9. | 2023-309 | Approve a Sponsorship Agreement between the City of Hattiesburg and JTR Productions, INC for advertisement sponsorship, in accordance with Mississippi 17-3-1, for an amount not to exceed \$7,500.00 and authorize manual check for the same. |
| 10. | 2023-268 | Approve and authorize issuance of a manual check for CDBG/HOME Program Claims per attached Memorandum (CDBG Entitlement) |
| 11. | 2023-302 | Adopt a Resolution appointing Andrew Arman Miri as Municipal Public Defender Pro Tem, for the City of Hattiesburg. |

ROUTINE AGENDA

- | | | |
|----|----------|---|
| 1. | 2023-287 | Acknowledge receipt of the two-quote docket. |
| 2. | 2023-305 | Acknowledge receipt of FY22 audit from Hattiesburg Public School District. |
| 3. | 2023-303 | Acknowledge receipt of FY 2021 audit from the Hattiesburg Tourism Commission. |
| 4. | 2023-304 | Acknowledge receipt of the FY 2022 audit from the Hattiesburg Tourism Commission. |
| 5. | 2023-301 | Acknowledge bids received on April 6, 2023 for one or more small tandem dump trucks and accept the bid of Burroughs Companies as the best and lowest bid. |
| 6. | 2023-308 | Acknowledge bids received on April 14, 2023 for one or more police pursuit package vehicles and accept the bid of Cannon Motors as the best and lowest bid. |
| 7. | 2023-298 | Approve Plans and Specifications for the COMSWIP Sewer Improvements Phase IX - East 2nd Street Area project and authorize advertisement for bids for same. |
| 8. | 2023-296 | Approve Plans and Specifications for the MLK Avenue Area Infrastructure Improvements Project and authorize advertisement for bids for same. |
| 9. | 2023-295 | Approve Plans and Specifications for the Edwards Street Infrastructure Improvements Project and authorize advertisement for bids for same. |

10.

2023-294

Approve Plans and Specifications for the Bobby L. Chain Runway Taxiway A Realignment and Improvements Project (AIP Project No. 3-28-0031-0030-2023) and authorize advertisement for bids for same.
11.

2023-266

Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds.
12.

2023-297

Approve claims docket for the period ending April 28, 2023.

In Memoriam:

- Ms. Betty McSwain
- Mrs. Martha Jo Hayes
- Mr. Ronnie Price
- Minister Marie LaNay Hibbler
- Ms. Ella Mae Booker Kling
- Ms. Joyce “Boochie” Carroll

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, May 2, 2023**, in Council Chambers at City Hall; same being from a recessed meeting held on May 1, 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 Wiley Quinn.

The Pledge of Allegiance was led by Kermas Eaton.

Presentation Agenda

The PRESENTATION AGENDA came before the Council.

The Mayor presented all members of the Mayor's Youth Council with a Certificate of Recognition.

There were no other presentations at this time.

THE MATTER OF THE AGENDA ORDER came before the Council.

POLICY AGENDA

The POLICY AGENDA came before the Council.

1.

2023-307

Approve the minutes for the April 17, 18 & 24, 2023 meetings of the City Council.
- Attachments:

04-17-2023 APH, AR Mins.

04-18-2023 Mins.

04-24-2023 SC Mins.

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Approve the minutes for the April 17, 18 & 24, 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. **2023-243** Take from the table an Appeal of the Planning Commission's recommendation to deny a change in zoning classification for property located at 350 S 11th Ave from R-1B (Single-Family Residential) to R-3 (Multi-family residential), and to change 709 Mamie Street from R-1A to R-2 (two-family residential) (Forrest County, Ward 4) - tabled at the April 18, 2023 meeting.

Attachments: [Item A Staff Summary](#)
[Item A image sheet](#)
[Item A Applicant Summary](#)
[Ordinance - Robin Roberts Rezone](#)
[MINUTES HPC March 2023](#)

A MOTION was made by Council Vice President Ware and seconded by Council Member Carroll to Take the Appeal of the Planning Commission's recommendation to deny a change in zoning classification for property located at 350 S 11th Ave from R-1B to R-3, and to change 709 Mamie Street from R-1A to R-2 from the table.

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

A MOTION was made by Council Vice President Ware and seconded by Council Member Carroll to TABLE the Appeal of the Planning Commission's recommendation to deny a change in zoning classification for property located at 350 S 11th Ave from R-1B to R-3, and to change 709 Mamie Street from R-1A to R-2 until next City Council meeting (May 16, 2023).

Council Vice President Ware stated that he still had concerns from the neighborhood and requested that the Council postpone considering the petition until he could address those concerns with both sides.

Following 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. **2023-290** Adopt a Resolution setting Public Hearing on Monday, June 5th, 2023 at 4:00 p.m. in the City Council Chambers located at City Hall to determine if certain properties are in such a state of uncleanness 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: [PH 06 05 2023 Request to Set Public Hearing Memo](#)
[PH 06 05 2023 Resolution](#)

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Adopt a Resolution (#2023-59) setting Public Hearing on Monday, June 5th, 2023 at 4:00 p.m. in the City Council Chambers located at City Hall to determine if certain properties are in such a state of uncleanness 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.

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. **2023-299** Approve Letter Agreement with Neel-Schaffer, Inc. for professional engineering services related to the Gordon's Creek Pathway Along VFW Project and authorize the Mayor to execute in duplicate.

Attachments: Gordon's Creek Pathway at the VFW - 2023 TAP Project

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Approve Letter Agreement with Neel-Schaffer, Inc. for professional engineering services related to the Gordon's Creek Pathway Along VFW 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

5. **2023-306** Approve Memorandum of Agreement with the Mississippi Department of Transportation (MDOT) to provide funding for the Gordon's Creek VFW Pathway Project (Federal Aid Project No. STP-0210-00(042)LPA/109399-701000) and authorize the Mayor to execute in duplicate.

Attachments: MDOT MOA - Gordon Creek VFW

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Approve Memorandum of Agreement with the Mississippi Department of Transportation (MDOT) to provide funding for the Gordon's Creek VFW Pathway Project (Federal Aid Project No. STP-0210-00(042)LPA/109399-701000) 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

6. **2023-293** 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 - 500 MLK & 300 Scooba

A MOTION was made by Council Member Carroll and seconded by Council Member Brown 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 (via teleconference), Carroll, Ware and Brown

Nays: 0

7. **2023-267** 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 Program Manual and authorize the Mayor to execute in triplicate.

Attachments: Memorandum - Emergency Roof Repair Agreements 05.02.23
Roof Grant Agreement - Bullock
Roof Grant Agreement - May
Roof Grant Agreements - Fortenberry
Roof Grant Agreement - Hoard

Roof Grant Agreements – Smith

A MOTION was made by Council Member Carroll and seconded by Council Member Brown 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 Program 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 (via teleconference), Carroll, Ware and Brown

Nays: 0

8. **2023-300** Approve an agreement between the Mississippi State Fire Academy (MSFA) and The Hattiesburg Fire Department to administer the NFPA 1001 Field program, for an amount not to exceed \$5,000.00 and authorize the Mayor to execute the same.

Attachments: Hattiesburg 1001 Field Delivery April-Jun

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Approve an agreement between the Mississippi State Fire Academy (MSFA) and The Hattiesburg Fire Department to administer the NFPA 1001 Field program, for an amount not to exceed \$5,000.00 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. **2023-309** Approve a Sponsorship Agreement between the City of Hattiesburg and JTR Productions, INC for advertisement sponsorship, in accordance with Mississippi 17-3-1, for an amount not to exceed \$7,500.00 and authorize manual check for the same.

Attachments: 0084_001

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Approve a Sponsorship Agreement between the City of Hattiesburg and JTR Productions, INC for advertisement sponsorship, in accordance with Mississippi 17-3-1, for an amount not to exceed \$7,500.00 and authorize manual check for 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

10. **2023-268** Approve and authorize issuance of a manual check for CDBG/HOME Program Claims per attached Memorandum (CDBG Entitlement)

Attachments: Manual Check Memo 05.02.23
 Invoice - N. 19th Ave Invoice 05.02.23
 Invoice - 115 Townsend 05.02.23

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Approve and authorize issuance of a manual check 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 (via teleconference), Carroll, Ware and Brown

Nays: 0

11. **2023-302** Adopt a Resolution appointing Andrew Arman Miri as Municipal Public Defender Pro Tem, for the City of Hattiesburg.

Attachments: Arman Miri Resume 2023
Appoint Public Defender

A MOTION was made by Council Member Carroll and seconded by Council Vice President Ware to Adopt a Resolution (#2023-60) appointing Andrew Arman Miri as Municipal Public Defender Pro Tem, for the City of Hattiesburg.

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. **2023-287** Acknowledge receipt of the two-quote docket.

Attachments: Two Quote 04-21-2023
2. **2023-305** Acknowledge receipt of FY22 audit from Hattiesburg Public School District.

Attachments: Hattiesburg Public School District FY 22 Audit
3. **2023-303** Acknowledge receipt of FY 2021 audit from the Hattiesburg Tourism Commission.

Attachments: Tourism Commission Audit Report 2021
4. **2023-304** Acknowledge receipt of the FY 2022 audit from the Hattiesburg Tourism Commission.

Attachments: Tourism Commission Audit Report 2022
5. **2023-301** Acknowledge bids received on April 6, 2023 for one or more small tandem dump trucks and accept the bid of Burroughs Companies as the best and lowest bid.

Attachments: Untitled
6. **2023-308** Acknowledge bids received on April 14, 2023 for one or more police pursuit package vehicles and accept the bid of Cannon Motors as the best and lowest bid.

Attachments: Bid Tabulation- Hattiesburg Police Vehicles
7. **2023-298** Approve Plans and Specifications for the COMSWIP Sewer Improvements Phase IX - East 2nd Street Area project and authorize advertisement for bids for same.

Attachments: 1273-S014 Specs Street Ready Set 2023-04-21
1273-S014 Advertisement for Bids
1273S014 Plans Street Ready Set 2023-04-21
1273S014 Request Permission to Advertise trans

8. 2023-296 Approve Plans and Specifications for the MLK Avenue Area Infrastructure Improvements Project and authorize advertisement for bids for same.
- Attachments: [11295 Specs Street Ready Set 2022-06-24](#)
[11295 Advertisement for Bids](#)
[11295 Plans Street Ready Set 2022-06-24](#)
[11295 Request Permission to Advertise trans](#)
9. 2023-295 Approve Plans and Specifications for the Edwards Street Infrastructure Improvements Project and authorize advertisement for bids for same.
- Attachments: [12220-002 Request Permission to Advertise trans](#)
[12220-002 Specs Street Ready Set 2022-06-24](#)
[12220-002 Advertisement for Bids](#)
[12220-002 Plans Street Ready Set 2022-06-24](#)
10. 2023-294 Approve Plans and Specifications for the Bobby L. Chain Runway Taxiway A Realignment and Improvements Project (AIP Project No. 3-28-0031-0030-2023) and authorize advertisement for bids for same.
- Attachments: [Plans for Bobby L. Chain Runway Taxiway A Realignment and Improvements Project](#)
[Specifications for Bobby L. Chain Runway Taxiway A Realignment and Improvements Project](#)
[Contract Documents Section A Advertisement for Bidders 0030-2023 1 and 2](#)
[Contract Documents Section A Advertisement for Bidders 0030-2023 1 and 2](#)
11. 2023-266 Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds.
- Attachments: [Image_00734](#)
[Image_00735](#)
[Image_00736](#)
12. 2023-297 Approve claims docket for the period ending April 28, 2023.
- Attachments: [DOCKET 23.04.30](#)
[DT 4.30.23](#)

In Memoriam:

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

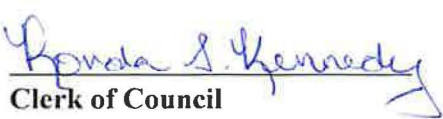
- Ms. Betty McSwain
- Mrs. Martha Jo Hayes
- Mr. Ronnie Price
- Minister Marie LaNay Hibbler
- Ms. Ella Mae Booker Kling
- Ms. Joyce "Boochie" Carroll

Meeting Adjourn

Council President George declared the meeting adjourned at 5:24 p.m., this 2nd day of May, 2023, by unanimous consent, until the 15th day of May, 2023.

ATTEST:

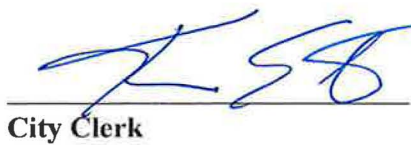
APPROVE:


Clerk of Council


Council President

ATTEST AND CERTIFY:

APPROVE:


City Clerk


Mayor