

BE IT REMEMBERED that the Hattiesburg City Council held a public hearing at 4:00 p.m. Monday, May 7, 2018, in Council Chambers at City Hall, for the appeal filed by Utpal Patel, Owner, of the Planning Commission's recommendation for the petition filed by Mr. Patel to change the zoning classification for a certain property located at 208 North 38th Avenue (Parcel 2-028L-07-144.01, PPIN 41562, Ward 1) from Section 4.5.9, B-2 (Neighborhood Business) District to Section 4.5.10, B-3 (Community Business) District. Hattiesburg Planning Commission recommended to Deny on April 4, 2018.

Those present included Mayor Toby Barker and members of the City Council Jeffrey George, Ward 1; Deborah Delgado, Ward 2; Carter Carroll, Ward 3; Mary Dryden, Ward 4; and Nicholas Brown, Ward 5. Others in attendance included Chief Administrative Officer, Ann Jones; Assistant to the Mayor, Greg Ladner; City Engineer, Lamar Rutland; Major Hardy Sims of the Police Department; Deputy Director of Streets, Colton Hill; Deputy Director of Solid Waste, Wanda Tyler; Deputy Director of Maintenance, Perry Thomas; Director of the Water Department, Alan Howe; Director of Parks and Recreation, Ronnie Perkins; Director of Urban Development, Andrew Ellard; Planning Administrator, Ginger Maddox; Code Enforcement Manager, Chris Price; City Attorney, Randy Pope; Customer Service Coordinator, Joe Paul; Chief Communications Officer, Samantha McCain; Clerk of Council, Debbie Bernardo; Deputy Clerk of Council, Lisa Luu; media; and the public.

Council President Carroll called the public hearing to order and explained that it had been placed on the agenda in error; he said the hearing had been advertised for May 21, 2018, and will be rescheduled for that date.

1. **2018-408** Hold public hearing for appeal filed by Utpal Patel, Owner, to appeal the Planning Commission's recommendation for the petition filed by Utpal Patel, Owner to change the zoning classification for a certain property located at 208 North 38th Avenue (Parcel 2-028L-07-144.01, PPIN 41562, Ward 1) from Section 4.5.9, B-2 (Neighborhood Business) District to Section 4.5.10, B-3 (Community Business) District. Hattiesburg Planning Commission recommended to Deny on April 4, 2018

Attachments: Appeal - 208 N 38th Ave

By unanimous consent, Council President Carroll closed the public hearing at 4:02 p.m. and proceeded with the Agenda Review.

- 2018-517** Appeal Public Hearing Sign-In Sheet for 208 N. 38th Ave., 5-7-18.

Attachments: 5-7-18 APH Sign-In Sheet, 208 N. 38th Ave.

The Clerk of Council read aloud amendments to the agenda as follows:

Add Policy Agenda Item VI.-14 at the request of the Administration as follows:

- VI.-14 2018-440** Adopt a Resolution endorsing the bond referendum scheduled for May 22, 2018 and encouraging all citizens of Hattiesburg Public School district to vote in favor of the bond.

Attachments: Council Resolution-School Bond

Following discussion of agenda items, Council President Carroll closed the Agenda Review.

Council Vice President Dryden proceeded with the Citizens' Forum. She stated the procedures and invited members of the public to speak.

There were no citizens present who wished to address the Council.

Council Vice President Dryden closed the Citizens' Forum at 4:06 p.m.

2018-516 Citizens' Forum Sign-In Sheet, 5-7-18.

Attachments: 5-7-18 Citizens' Forum Sign-In Sheet

Council President Carroll proceeded with the Work Session, which included a discussion of small cell towers, an update on Workers' Compensation, a request from Council member Delgado regarding a Minority Business Participation policy, and a report from Ginny Sims of Southern Pines Animal Shelter on feral cats and stray dogs.

2018-519 Small Cell Towers - Update From Andrew Ellard, 5-7-18

Attachments: AT&T Small Cell Handout, 5-7-18

2018-520 Feral Cats and Stray Dogs - Report Summary from Ginny Sims of Southern Pines Animal Shelter, 5-7-18

Attachments: Feral Cats Handout Sheets, 5-7-18

Following the work session, a MOTION was made by Council member George and seconded by Council Vice President Dryden to consider the need to go into Executive Session to discuss pending litigation and personnel, in accordance with Mississippi Code Sections 25-41-7 (b) and (k).

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

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

Nays: 0

A MOTION was made by Council Vice President Dryden and seconded by Council member Delgado to go into Executive Session to discuss pending litigation and personnel, in accordance with Mississippi Code Sections 25-41-7 (b) and (k).

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

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

Nays: 0

Those present for the Executive Session were Mayor Barker; Council members George, Delgado, Carroll, Dryden and Brown; Attorney John Scanlon of Pyle, Mills, Dye and Pittman law firm; Mr. Howe, Mr. Rutland, Mr. Paul, Mr. Perkins, Ms. Tyler, Mr. Thomas and Ms. McCain; Mr. Eaton; Attorney Pope; and Ms. Bernardo.

No action was taken during Executive Session.

Mr. Scanlon left the room at 5:33 p.m.

Everyone but the City Attorney and the City Council left the room at 5:35 p.m.

A MOTION was made by Council member Delgado and seconded by Council member George to come

out of Executive Session and re-open the meeting to the public at 5:51 p.m.

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

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

Nays: 0

By unanimous consent, Council President Carroll closed the meeting at 5:51 p.m., this the 7th day of May, A.D., 2018.