

BE IT REMEMBERED that the Hattiesburg City Council held a public hearing at 4:00 p.m. Monday, May 21, 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; City Engineer, Lamar Rutland; Director of Administration/City Clerk, Kermas Eaton; Interim Chief Financial Officer, Connie Everett; Interim Fire Chief, Stephen Mooney; Police Chief, Anthony Parker; Assistant Police Chief, Peggy Sealy; Deputy Director of Streets, Colton Hill; Director of the Water Department, Alan Howe; 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; Deputy Clerk of Council, Lisa Luu; media; and the public.

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

Council President Carroll called the public hearing to order and explained that the hearing will be rescheduled for June 18, 2018, at the request of the appellant's attorney.

- 2018-550** Letter Requesting Re-Setting of the May 21, 2018 Appeal Public Hearing from Utpal Patel's, 208 North 38th Avenue, Attorney.

Attachments: 208 N 38th Ave - Appeal hearing delay request 5-17-18

- 2018-552** Appeal Public Hearing Sign-In Sheet for 208 N. 38th Ave., 5-21-18.

Attachments: 5-21-18 APH Sign-In Sheet, 208 N. 38th Ave.

Council President Carroll closed the public hearing at 4:01 p.m., this the 21st day of May, A.D., 2018.

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BE IT REMEMBERED that the Hattiesburg City Council held a Public Hearing on unsafe properties at 4:00 p.m. Monday, May 21, 2018, in Council Chambers at City Hall, pursuant to order adopted April 17, 2018, at Minute Book 2018 Page 103, to determine if the following properties are in such a state of uncleanness so as to be a menace to the health and safety of the community.

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; City Engineer, Lamar Rutland; Director of Administration/City Clerk, Kermas Eaton; Interim Chief Financial Officer, Connie Everett; Interim Fire Chief, Stephen Mooney; Police Chief, Anthony Parker; Assistant Police Chief, Peggy Sealy; Deputy Director of Streets, Colton Hill; Director of the Water Department, Alan Howe; 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; Deputy Clerk of Council, Lisa Luu; media; and the public.

Council President Carroll called the meeting to order and explained the procedures.

1. **2018-454** Hold Public Hearing on Monday May 21, 2018 to determine if the following 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 provisions of MS Code 1972, Section 21-19-11.

Attachments: PUBLIC HEARING 5.21.18
1. 202 S. 14th Ave.
2. 802 West Pine St.
3. 451 West 4th St.

Code Enforcement Manager Chris Price presented the properties to be considered. Mr. Price recommended that the Council adopt resolutions determining the properties are in such a state of uncleanness so as to be a menace to the health and safety of the community, providing a specified period of time to remove the violations, and declaring the City's intent to take action to clear the violations and charge the cost plus penalty against the property if the violations are not resolved in the specified period of time. He recommended resolutions allowing homeowners 15 days to resolve violations.

There were no citizens present who wished to address the Council regarding properties listed for the public hearing.

By unanimous consent, Council President Carroll closed the public hearing at 4:03 p.m. and proceeded with the Agenda Review.

2018-553 Unsafe PH Sign-In Sheet, 5-21-18.

Attachments: PH-Unsafe Sign-In Sheet, 5-21-18

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

Add Policy Agenda Items VI.-15 - VI.-17 at the request of the Administration as follows:

VI. -15 2018-474 Adopt the May 22, 2018 Amendments to the Budget for the City of Hattiesburg for the fiscal year ending September 30, 2018 and adopt resolution authorizing publication of amendments for funds in excess of 10% of the original appropriation fund balance.

Attachments: May 2018 Budget Amendments

VI. -16 2018-458 Approve and authorize Mayor to execute a Warranty Deed and Deed of Trust for Gwendolyn Harris, an income eligible HOME program applicant, for the property located at 543 Miller Street according to the Housing Rehabilitation and Housing Programs Manual Section VII (E).
{Entitlement}

Attachments: Property Deed and Deed of Trust G. Harris 05.15.18

VI. -17 2018-451 Declare and approve the purchase of National Night Out Against Crime supplies from NATW in an amount not to exceed \$7,134.00 as a sole source purchase as provided for in Section 31-7-13 (viii) of the Mississippi Code of 1972, based on information in attached letter and memorandums.

Attachments: 2018 NNO Budget NATW
NATW Letter to Hattiesburg 2018
NATW Memo

Add Routine Agenda Item VII. 5 at the request of the Administration as follows:

VII. -5 2018-476 Acknowledge receipt of request to reschedule filed by Joel Johnson, attorney, for the hearing to appeal the Planning Commission's recommendation for the petition filed by 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; Set a public hearing before City Council on June 18, 2018 at 4:00 p.m. and authorize publication of Public Notice setting an Appeal Public Hearing.

Attachments: 208 N 38th Ave Appeal hearing delay request 5-17-18
Appeal 208 N 38th Ave
Public Notice 208 N 38th Ave Resch Appeal Hearing

Regarding Policy Agenda Item VI.-14, Ms. Jones provided an overview of the manpower adjustments for the Water Department, the Public Works Department, the Fire Department and the Administration Department.

Regarding Policy Agenda Item VI.-15, Ms. Everett provided an audit update and an overview of the budget amendments.

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.

The following citizens addressed the Council: Joseph Rawson, 701 Dearborne Road; Chris Howdeshell, 28 Brookline Drive; and Derrian Moye.

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

Council Vice President Dryden closed the Citizens' Forum at 4:36 p.m.

2018-554 Citizens' Forum Sign-In Sheet, 5-21-18.

Attachments: 5-21-18 Citizens' Forum Sign-In Sheet

Council President Carroll called for additional business.

Council President Carroll encouraged citizens to vote in the Hattiesburg School Bond Renewal Election tomorrow, May 22, 2018. He also explained that by renewing the school bond, taxes will not be increased; it will only help improve the public schools in the City.

Mayor Barker wanted to remind everyone the Hattiesburg Parade of Champions is held at 6:00 p.m.

A MOTION was made by Council Vice President Dryden and seconded by Council Member Delgado to consider the need to go into Executive Session to discuss personnel matters, in accordance with Mississippi Code Sections 25-41-7 (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 personnel matters, in accordance with Mississippi Code Sections 25-41-7 (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; and Attorney Pope.

No action was taken during Executive Session.

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 4:59 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 5:00 p.m., this the 21st day of May, A.D., 2018.