

BE IT REMEMBERED that the regular meeting of the Hattiesburg City Council was held at 5:00 p.m. Tuesday, July 17, 2018, in Council Chambers at City Hall.

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; Director of Administration/City Clerk, Kermas Eaton; Police Chief, Anthony Parker; Deputy Director of Streets, Colton Hill; Deputy Director of Sanitation 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; Code Enforcement Manager, Chris Price; City Attorney, Randy Pope; Chief Communications Officer, Samantha McCain; Clerk of Council, Ronda Cole; Deputy Clerk of Council, Lisa Luu; media; and the public.

Council President Carroll called the meeting to order.

The prayer was given by Elder Fred Goins of Ephesus Seventh-day Adventist Church.

The Pledge of Allegiance was led by Chief Parker.

THE MATTER OF THE AGENDA ORDER came before the Council.

A MOTION was made by Council member George and seconded by Council Vice President Dryden to Add Addendum to the claims docket, Routine Agenda Item as follows:

VII-13 2018-628 Addendum to the claims docket, invoice payable to the United States Treasury, in the amount of \$2,067.90:

Attachments: Addendum (addition) to the docket of claims

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 George to approve the minutes of the June 18 and 19, 2018, City Council meetings.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Abstain: 1 - Delgado

THE PRESENTATION AGENDA came before the Council.

There were no presentations at this time.

THE POLICY AGENDA came before the Council.

- VI.-1 2018-603** Adopt an Ordinance for the petition filed by Paul H. Williams, Owner, Richard E. Braswell, Owner, to change the zoning classification for 301 Gordon Street (Parcel 2-029H-03-371.00, PPIN 22168, Ward 2) from Section 4.5.7, R-3 (Multi-Family Residential) District to Section 4.5.10, B-3 (Community Business) District. The Planning Commission recommended to APPROVE on July 5, 2018.

Attachments: July HPC Minutes DRAFT
301 Gordon St - Zoning change - Planning Report
Ordinance - 301 Gordon St

A MOTION was made by Council Member Delgado and seconded by Council Vice President Dryden to table an Ordinance for the petition filed by Paul H. Williams, Owner, Richard E. Braswell, Owner, to change the zoning classification for 301 Gordon Street (Parcel 2-029H-03-371.00, PPIN 22168, Ward 2) from Section 4.5.7, R-3 (Multi-Family Residential) District to Section 4.5.10, B-3 (Community Business) District.

Following discussion, the Motion received the affirmative vote of the Council as follows:

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

Nays: 0

- VI.-2 2018-604** APPROVE or DENY a petition filed by Dan Adams, Applicant, to request a permit for a replacement "Digital Billboard" as provided in Section 10.13.6 and all applicable regulations for 4649 Hardy Street (Parcel 051Q-12-002.000, PPIN 21452, Ward 3). The Planning Commission recommended to APPROVE on July 5, 2018.

Attachments: July HPC Minutes DRAFT
4649 Hardy St - Digital Billboard - Planning Report

A MOTION was made by Council member George and seconded by Council member Delgado to APPROVE a petition filed by Dan Adams, Applicant, to request a permit for a replacement "Digital Billboard" as provided in Section 10.13.6 and all applicable regulations for 4649 Hardy Street (Parcel 051Q-12-002.000, PPIN 21452, Ward 3).

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

- VI.-3 2018-602** Adopt an Ordinance for the petition filed by The City of Hattiesburg to amend the Land Development Code Section 10, Signs, including only the previously tabled amendments presented at the June Hattiesburg Planning Commission Public Hearing. The Planning Commission recommended to Approve on July 5, 2018.

Attachments: July HPC Minutes DRAFT
Ord. Sec. 10 - Amendment 7-17-18
Memo - LDC Amendment - Digital Billboard Late Addition - 6-5-2018
Memo - Sec. 10 - Additional changes GML 6-1-18

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Adopt an Ordinance (#3235) for the petition filed by The City of Hattiesburg to amend the Land Development Code Section 10, Signs, including only the previously tabled amendments presented at the June Hattiesburg

Planning Commission Public Hearing.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Abstain: 1 - Delgado

- VI.-4 2018-611** Adopt an ordinance regulating work in, along, or across the right-of-way of the City of Hattiesburg and establishing standards and policies for small cell wireless facilities in the right-of-way.

Attachments: ROW and Small Cell - 7-2018

A MOTION was made by Council member George and seconded by Council Vice President Dryden to Adopt an ordinance (#3236) regulating work in, along, or across the right-of-way of the City of Hattiesburg and establishing standards and policies for small cell wireless facilities in the right-of-way.

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

- VI.-5 2018-600** Adopt an Ordinance amending Section 16-75 (9-B) and Exhibit (A) of the Municipal Code of Ordinances of the City of Hattiesburg last amended by Ordinance Number 2714, adopted February 8, 2000; in order to incorporate legislative changes (House Bill 1114) to Mississippi Code section 21-19-11 into the local ordinances for the City of Hattiesburg.

Attachments: Ordinance amending 16-17 paragraph B-9-of the Code of ordinances.

A MOTION was made by Council Vice President Dryden and seconded by Council member Brown to Adopt an Ordinance (#3237) amending Section 16-75 (9-B) and Exhibit (A) of the Municipal Code of Ordinances of the City of Hattiesburg last amended by Ordinance Number 2714, adopted February 8, 2000; in order to incorporate legislative changes (House Bill 1114) to Mississippi Code section 21-19-11 into the local ordinances for the City of Hattiesburg.

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

- VI.-6 2018-592** Adopt a resolution to set a Public Hearing before City Council at 4 p.m. on Monday August 20, 2018 to determine if certain properties are in such a state of uncleanliness so as to be a menace to the health and safety of the community and providing for notice to owners and authorize a publication of the notice hearing.

Attachments: Set P.H. 7.17.18
P.H. resolution 7.17.18

A MOTION was made by Council Vice President Dryden and seconded by Council member George to Adopt a resolution to set a Public Hearing before City Council at 4 p.m. on Monday August 20, 2018 to determine if certain properties are in such a state of uncleanliness so as to be a menace to the health and safety of the community and providing for notice to owners and authorize a publication of the notice hearing.

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

- VI.-7 2018-605** Adopt a resolution authorizing certain employees to determine whether properties or parcels constitute a menace to the public health, safety, and welfare of the community pursuant to Section 21-19-11 of the Mississippi Code.

Attachments: Resolution - Authorizing Staff for Expedited Code Enforcement

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Adopt a resolution authorizing certain employees to determine whether properties or parcels constitute a menace to the public health, safety, and welfare of the community pursuant to Section 21-19-11 of the Mississippi Code.

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

- VI.-8 2018-613** Adopt a Resolution re-appointing Randy Pope as City Attorney for the City of Hattiesburg for a term beginning August 1, 2018 and continuing to July 31,2019 in accordance to MS Code 21-15-25.

Attachments: Pope letter of engagement.
Reso-Randy Pope

A MOTION was made by Council Vice President Dryden and seconded by Council member Brown to Adopt a Resolution re-appointing Randy Pope as City Attorney for the City of Hattiesburg for a term beginning August 1, 2018 and continuing to July 31,2019 in accordance to MS Code 21-15-25.

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

- VI.-9 2018-581** Adopt a Resolution naming the Administrative Office Suite at the Hattiesburg Train Depot in Honor of Charles Patrick Harrington, honoring all the dedicated railroad men and women in Hattiesburg's history.

Attachments: Resolution-Harrington

A MOTION was made by Council Vice President Dryden and seconded by Council member George to Adopt a Resolution naming the Administrative Office Suite at the Hattiesburg Train Depot in Honor of Charles Patrick Harrington, honoring all the dedicated railroad men and women in Hattiesburg's history.

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

- VI.-10 2018-606** Adopt a Resolution authorizing Requisition No. 23 from the Project Fund Construction Account in connection with a certain loan agreement dated August 18, 2016, by and between the Mississippi Development Bank and the City of Hattiesburg.

Attachments: 2016 Bond Resolution No. 23

A MOTION was made by Council member George and seconded by Council member Brown to Adopt a Resolution authorizing Requisition No. 23 from the Project Fund Construction Account in connection with a certain loan agreement dated August 18, 2016, by and between the Mississippi Development Bank and the City of Hattiesburg.

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

VI.-11 2018-598 Authorize Mayor to execute Facility Use Agreement between the City of Hattiesburg and the American Red Cross, for use of the Bobby L. Chain Municipal Airport as a disaster storage facility.

Attachments: Facility Use of Bobby L. Chain Municipal Airport Agreement Between COH and American Red Cross

A MOTION was made by Council Member Brown and seconded by Council Vice President Dryden to Authorize Mayor to execute Facility Use Agreement between the City of Hattiesburg and the American Red Cross, for use of the Bobby L. Chain Municipal Airport as a disaster storage facility.

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

VI.-12 2018-578 Authorize the Mayor to execute Change Order No 1 in an additional amount of \$24,028 associated with the Hub City Transit Facility Construction Project.

Attachments: HCT Facility - Change Order No 1

A MOTION was made by Council member George and seconded by Council member Brown to Authorize the Mayor to execute Change Order No 1 in an additional amount of \$24,028 associated with the Hub City Transit Facility Construction Project.

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

VI.-13 2018-586 Approve and authorize Mayor to execute in triplicate a Contractor and Owner Agreement and a Housing Rehabilitation Grant Award to Earnestine White of 208 Willis Avenue in an amount not to exceed \$50,000 according to the Housing Rehabilitation and Housing Programs Manual Section VII (E). {Entitlement}

Attachments: Contract and Grant Agreement - 208 Willis Avenue 07.03.18 - 2

A MOTION was made by Council member Brown and seconded by Council member George to Approve and authorize Mayor to execute in triplicate a Contractor and Owner Agreement and a Housing Rehabilitation Grant Award to Earnestine White of 208 Willis Avenue in an amount not to exceed \$50,000 according to the Housing Rehabilitation and Housing Programs Manual Section VII (E). {Entitlement}

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

- VI.-14 2018-587** Approve the purchase of Stalker DSR Radar Units from Applied Concepts, Inc. for the Hattiesburg Police Department in an amount not to exceed \$24,153.00 as a sole source purchase as provided for in Section 31-7-3(viii) of the Mississippi Code of 1972, based on information in the attached letter and memorandum.

Attachments: [Chief Memo 2018 Stalker](#)
[Sole Source-Stalker 2018](#)
[Quote-Stalker 2018](#)

A MOTION was made by Council Vice President Dryden and seconded by Council member George to Approve the purchase of Stalker DSR Radar Units from Applied Concepts, Inc. for the Hattiesburg Police Department in an amount not to exceed \$24,153.00 as a sole source purchase as provided for in Section 31-7-3(viii) of the Mississippi Code of 1972.

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

- VI.-15 2018-601** Acknowledge the submission of an amendment request for award MS-2017-006-01 to the Federal Transit Administration to incorporate the FY 2018 allocation of Section 5307 funds for Operating Assistance, Capital Assistance (Preventive Maintenance), and Capital (Rolling Stock). This amendment seeks to incorporate \$1,043,000 in federal funds and \$626,714 in local match. (nunc pro tunc)

Attachments: [View Print Application - MS-2017-006-01](#)

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Acknowledge the submission of an amendment request for award MS-2017-006-01 to the Federal Transit Administration to incorporate the FY 2018 allocation of Section 5307 funds for Operating Assistance, Capital Assistance (Preventive Maintenance), and Capital (Rolling Stock). This amendment seeks to incorporate \$1,043,000 in federal funds and \$626,714 in local match. (nunc pro tunc)

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

- VI.-16 2018-633** Approve or Deny changes to wages and salaries in the Hattiesburg Police Department, Dispatch Division, in accordance with Ordinance 3154.

Attachments: [Copy of Evidence Position Salary Adjustment 07.16.18-Edit 2](#)

A MOTION was made by Council Vice President Dryden and seconded by Council member George to Approve changes to wages and salaries in the Hattiesburg Police Department, Dispatch Division, in accordance with Ordinance 3154.

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

- VI.-17 2018-634** Authorize Mayor to execute an agreement between the City of Hattiesburg and the University of Southern Mississippi, entering into a pilot program to offer full-time employees with an opportunity to complete their undergraduate education.

Attachments: USM Agreement w/COH for Employee Education

A MOTION was made by Council Vice President Dryden and seconded by Council member George to Authorize Mayor to execute an agreement between the City of Hattiesburg and the University of Southern Mississippi, entering into a pilot program to offer full-time employees with an opportunity to complete their undergraduate education.

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

- VI.-18 2018-632** Authorize Director of Engineering, Lamar Rutland, to make application to MDOT-FAA for 100% Reimbursable Supplementary Discretionary Funding in the amount of \$1,000,000 for a Ramp Rehabilitation project.

Attachments: FW \$1B Supplemental Discretionary Funding Requests
Supplemental Guidance
Federal Register Notice 2018-14675

A MOTION was made by Council member George and seconded by Council Vice President Dryden to Authorize Director of Engineering, Lamar Rutland, to make application to MDOT-FAA for 100% Reimbursable Supplementary Discretionary Funding in the amount of \$1,000,000 for a Ramp Rehabilitation project.

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

- VI.-19 2018-629** Acknowledge receipt of the Hazard Mitigation Grant award for the acquisition and green space conversion of the property located at 2100 Eddy Street, Project 4248-0015, and authorize Mayor to execute the same; total project cost \$153,459.00 with \$115,094.00 federal and \$38,365.00 local match to be provided by property seller.

Attachments: 4248-0015 Hattiesburg Agreements

A MOTION was made by Council Vice President Dryden and seconded by Council member George to Acknowledge receipt of the Hazard Mitigation Grant award for the acquisition and green space conversion of the property located at 2100 Eddy Street, Project 4248-0015, and authorize Mayor to execute the same; total project cost of \$153,459.00 with \$115,094.00 federal and \$38,365.00 local match to be provided by property seller.

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

THE ROUTINE AGENDA came before the Council.

A MOTION was made by Council member George and seconded by Council Vice President Dryden to approve the Routine Agenda as amended.

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

VII.-1 2018-591 Acknowledge receipt of the monthly budget report for the month ending June 30, 2018.

Attachments: REV18.0618
EXP18.0618

VII.-2 2018-607 Acknowledge receipt of June 2018 Privilege Tax License Report.

Attachments: Memo-Privilege License Report for June 2018
Privilege License Report-June-2018

VII.-3 2018-597 Acknowledge Proof of Publication for the month of June 2018.

Attachments: PUBLICATIONS FOR JUNE 2018

VII.-4 2018-596 Acknowledge receipt of the Fiscal Year 2019 budget for the Pine Belt Regional Solid Waste Management Authority.

VII.-5 2018-593 Acknowledge FY18 High Intensity Drug Trafficking Areas (HIDTA) Subgrantee Cooperative Agreement between the Mississippi Bureau of Narcotics, the Mississippi Gulf Coast High Intensity Drug Trafficking Area and the Hattiesburg Police Department to fund one police officer In the amount of \$ 25,931.00 for drug trafficking prevention activities. (nunc pro tunc)

Attachments: FY18 HIDTA Agreement

VII.-6 2018-610 Acknowledge receipt of fully executed permanent easement from Fordham-Thompson Development for a portion of Lamar County Tax Parcel No. 051G-01-292-001 for the COMSWIP Sewer Phase V project.

Attachments: Signed Easement.Fordham-Thompson Development

VII.-7 2018-612 Acknowledge bids received June 7, 2018 for the 28th Avenue Bridge Replacement Project and reject all bids as exceeding cost estimates; Authorize re-advertisement for bids.

Attachments: Advertisement for Bids-rebid 2
11204_Bid Rejection_(Lamar)
Certified Bid Tab
11204 construction plans signed 2018-07-11
11204_Specs_Street Ready_2018_07_11

VII.-8 2018-418 Authorize the Mayor to execute a rental agreement between The City of Hattiesburg and RICOH for two (2) copiers located in the City Court building for a period of 48 months, at a cost of \$287.51 per month.

Attachments: RICOH Rental Agreement for City Court

VII.-9 2018-595 Approve and authorize issuance of manual check for CDBG Program Claim per attached memorandum. {Entitlement CDBG}

Attachments: MEMORANDUM FOR CDBG CLAIMS AJULY 17, 2018.pdf

VII.-10 2018-608 Approve Plans and Specifications for the 2018 Water System Improvements Project; Authorize advertisement for bids for same.

Attachments: ADVERTISEMENT FOR BIDS
11268 Plans Street Ready Set Signed 2018-07-09
11268 Specs Street Ready 2018 07 09

VII.-11 2018-609 Approve Plans and Specifications for the Drainage Project at Priority One Bank; Authorize advertisement for bids for same.

Attachments: Advertisement for Bids
11269 Plans Street Ready Set Signed 2018-07-09
11269 Specs 2018 07 09

VII.-12 2018-594 Approve the sale of grave spaces, per attached Receipts, Memo's and Deeds.

Attachments: Receipts (07-17-18)
Memo's (07-17-18)
Deeds (07-17-18)

VII.-13 2018-628 Approve claims docket for the period ending July 13, 2018.

Attachments: DOCKET 18.07-13
Addendum (addition) to the docket of claims

Council President Carroll called for additional business.

There was no additional business.

By unanimous consent, Council President Carroll declared the meeting adjourned at 5:17 p.m., this the 17th day of July, A.D. , 2018.

Minutes for the June 18 and 19, 2018, Council Meetings.

ATTEST:


Clerk of Council
Deputy

APPROVE:


President

ATTEST AND CERTIFY:


City Clerk

APPROVE:


Mayor