Published Agenda

Tuesday, January 16, 2024 4:00 PM	City Council Tuesday Meeting Agenda	Council Chambers 200 Forrest Street

Call to Order

Call to Prayer and Pledge of Allegiance

Presentation Agenda

Citizen's Forum

Agenda Adjustments:		**Add Policy Item #18 at the requestion of the Administration as follows:**
18.	**2024-58**	Acknowledge the declaration of State of Local Emergency due to freezing weather and winter precipitation that occurred on January 15, 2024.

POLICY AGENDA

1.	**2024-27**	Approve the minutes for the January 2, 2024 meeting of the City Council.
2.	**2024-17**	Adopt an ordinance request to rezone properties made by Creed Group Communities, LLC, agent for RSCO Corporation, owner, and Donald Pulliam, owner. The request is to rezone property located between North 28th Avenue and Northwood Drive (US 49) from B-5 to R-3 in Ward 2, Forrest County.
3.	**2024-16**	Approve a preliminary plat for a major subdivision filed by Hunter Andrews, representative, and Jason Graham, owner. The property is known as "Hattiesburg Market Place", located along US Highway 98 in Lamar County, Ward 3.
4.	**2024-40**	Take from the Table to Approve or Deny a petition filed by Douglas Miller to appeal a decision by the Hattiesburg Planning Commission. The appeal is regarding the decision of the Director of Urban Development for a use designation for an entity as a "Group Care Facility." The Planning Commission recommended upholding the director's decision on November 15th, 2023.
5.	**2024-32**	Take from the Table to Adopt Resolution condemning the following property, 20 Broadacres Drive, as unclean and a menace to the health and safety of the community.
6.	**2024-41**	Adopt a Resolution declaring certain vehicles and equipment as surplus (per attached list) authorize the sale of said vehicles and equipment at auction, and removal of said vehicles and equipment from the inventory of the Parks and Recreation Department.
7.	**2024-31**	Adopt Resolution declaring a portion of property identified as Forrest County Parcel PPIN 9514 necessary for public use, establishing just compensation and Authorizing the Mayor to make a fair market value offer to Denton B. Biglane and any and all interest holders in said property, and to acquire rights to the property from all interests holders, and generally Authorizing any and all proceedings necessary to acquire the aforementioned property pursuant to Miss. Code Ann. 21-37-47, as amended.
8.	**2024-23**	Adopt an order to approve the sale of a personal service weapon to retiring Chief Peggy Sealy pursuant trio Mississippi Code Annotated 45-9-131.
9.	**2024-28**	Approve an agreement with Butler Snow, LLP to serve as Dissemination Agent for annual continuing disclosure requirements for the fiscal year 2023 per Securities and Exchange Commission (SEC) rules and authorize the mayor to execute the same.
10.	**2024-18**	Approve issuance of a Right-of-Way Easement to Mississippi Power Company for the purpose of maintaining power lines and authorize the Mayor to execute the same.
11.	**2024-21**	Approve Change Order No. 1 with Hemphill Construction Co. for the Water Plant #1 Rehab Phase II to increase the number of days for completion of the contract and authorize the Mayor to execute in duplicate.
12.	**2024-30**	Approve Practicum Agreement between City of Hattiesburg and the University of Southern Mississippi, College of Education & Human Sciences for services related to historical records in the Department of Transportation and Engineering.
13.	**2024-39**	Authorize the Mayor to execute a Rental Agreement between the City of Hattiesburg and RJ Young for a copier located in the Municipal Court, for a period of 60 months at a cost of $295.69 per month.
14.	**2024-29**	Acknowledge receipt of proposals for services related to the Broadway Drive and West Pine Street Master Plan and approve an agreement with Asakura Robinson and authorize the Mayor to execute the same.
15.	**2024-38**	Ratify and confirm the Mayor's appointment of Michelle Shinall to the Civil Service Commission for a six-year term beginning March 1, 2024 and ending March 1, 2030.

16.	**2024-37**	Ratify and confirm the Mayor's appointment of Roderick Nix (Ward 1) to the Hattiesburg Police Citizens Review Board to fill the unexpired term of Michelle Shinall, for a term beginning January 16, 2023 and ending December 7, 2025.
17.	**2024-43**	Adopt a Resolution appointing Hardy Sims as Police Chief for the City of Hattiesburg effective February 1, 2024.

ROUTINE AGENDA

1.	**2024-19**	Acknowledge receipt of the monthly budget report for the month ending December 31, 2023.
2.	**2024-26**	Acknowledge receipt of the annual valuation report covering the participation of the City of Hattiesburg in the Mississippi Retirement System for the period ending June 30, 2023.
3.	**2024-20**	Authorize the submission of grant application to the Department of Public Safety's FY2022 Project Safe Neighborhood for the Hattiesburg Police Department for the purchase of equipment with a total cost of $46,966.00.
4.	**2024-35**	Approve and authorize publication of a request for proposals to provide professional services to author an updated Comprehensive Plan for the City of Hattiesburg.
5.	**2024-42**	Approve plans and specifications for the Restroom and Pavilion Improvements Project for Tatum Park; Authorize advertisement for bids for the same.
6.	**2024-25**	Approve the City's purchase of (1) one grave space, located in the North Half (N 1/2) of the Northwest Quarter (NW 1/4), Lot # 33, Section 39, at Highland Cemetery. Minute Book# 2022-Page# 329, in the amount of $175.00, from Barbara Miller, Authorize manual check for the same.
7.	**2024-24**	Approve the sale of grave spaces, per attached Memo's, Receipts and Deeds.
8.	**2024-36**	Approve claims docket for the period ending January 12, 2024.

In Memoriam:

- Mrs. Linda Diane Andrews Jeter Taylor
- Ms. Sally Mae Johnson
- Ms. Caresia "Ms. Honey" Croom

Meeting Adjourn

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Call to Order

BE IT REMEMBERED that the **regular meeting of the Hattiesburg City Council was held at 4:00 p.m. Tuesday, January 16, 2024**, in Council Chambers at City Hall; same being from a recessed meeting held on January 2, 2024.

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; Deputy Clerk of Council, Lisa Luu Jolly; City staff members; media; and the public. Absent: Clerk of Council, Ronda S. Kennedy.

Council President George Called the meeting to order.

Call to Prayer and Pledge of Allegiance

The prayer was given by Officer David Matos.

The Pledge of Allegiance was led by Kermas Eaton.

Presentation Agenda

The PRESENTATION AGENDA came before the Council.

There were no presentations at this time.

Citizen's Forum

Council Vice President Ware proceeded with the Citizens' Forum.

He stated the procedures and invited members of the public to speak.

The following citizens addressed the Council:

- Hunter Andrews, Purvis, MS
- Dennis Miller, Petal, MS
- Melody Miller, Petal, MS
- Logan Miller, Hattiesburg, MS
- Victoria Pittman, Hattiesburg, MS
- Irene Williams-Jones, Hattiesburg, MS
- Sheldon James, Hattiesburg, MS
- Janet Steed, Petal, MS
- Ken Thronson, Petal, MS
- Ben Skipper, Petal, MS
- Ed Langton

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

Council Vice President Ware closed the Citizen Forum.

Agenda Adjustments:

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

18. **2024-58** Acknowledge the declaration of State of Local Emergency due to freezing weather and winter precipitation that occurred on January 15, 2024.

Attachments: 2024 Winter St of Emer

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

THE MATTER OF THE AGENDA ORDER came before the Council.

POLICY AGENDA

The POLICY AGENDA came before the Council.

1. **2024-27** Approve the minutes for the January 2, 2024 meeting of the City Council.

Attachments: 01-02-2024 APH, XS, WS Mins.

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Approve the minutes for the January 2, 2024 meeting 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. **2024-17** Adopt an Ordinance request to rezone properties made by Creed Group Communities, LLC, agent for RSCO Corporation, owner, and Donald Pulliam, owner. The request is to rezone property located between North 28th Avenue and Northwood Drive (US 49) from B-5 to R-3 in Ward 2, Forrest County.

Attachments: Staff Summary N 28th Ave rezone R-3
Image Sheet - N 28th Ave Northwood Sr Rezone
IVY ROW PHASE 2 - Public Hearing Application _OCT 30 2023
Ordinance - Ivy Row Phase II_US 49

A MOTION was made by Council Member Delgado and seconded by Council Member Carroll to Table Ordinance request to rezone property located between North 28th Avenue and Northwood Drive (US 49) from B-5 to R-3 pending on further information provided by the developer within 30 days.

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

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

Nays: 0

3. **2024-16** Approve a preliminary plat for a major subdivision filed by Hunter Andrews, representative, and Jason Graham, owner. The property is known as "Hattiesburg Market Place", located along US Highway 98 in Lamar County, Ward 3.

Attachments: Staff Summary - Hattiesburg Marketplace Major Subdivision
Marketplace Image Sheet
6214 HWY 98 - Hattiesburg MarketPlace - Lots 3 , 4, 5 - Commercial Development Public Hearing App
Hattiesburg_Marketplace_Developement-TIS Report_App E_v1.0
Traffic Study_Appendices_combined

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Table the preliminary plat for a major subdivision known as "The Hattiesburg Market Place" located along US Highway 98 for further information until the next Council meeting (February 6, 2024).

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. **2024-40** Take from the Table to Approve or Deny a petition filed by Douglas Miller to appeal a decision by the Hattiesburg Planning Commission. The appeal is regarding the decision of the Director of Urban Development for a use designation for an entity as a "Group Care Facility." The Planning Commission recommended upholding the director's decision on November 15th, 2023.

Attachments: Appeal of PC Decision to City Council
Appeal Letter_use determination_1st appeal
MINUTES NOVEMBER SCM HPC

A MOTION was made by Council Vice President Ware and seconded by Council Member Carroll to Take from the Table an appeal regarding the decision of the Director of Urban Development for the use designation of property located at 408 Broadway Drive as a "Group Care Facility."

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 Deny the petition filed by Douglas Miller and uphold the decision of the Director of Urban Development for a use designation of property located at 408 Broadway Drive as a "Group Care Facility" with the full decision of the Council being said out in the following order:

THERE CAME ON for hearing before the City Council the appeal of Douglas Miller on behalf of Ken Thronson of the recommendation of the Hattiesburg Planning Commission to uphold the decision of the Director of Urban Development ("the Director") for a use designation of property located at 408 Broadway Drive as a "Group Care Facility" rather than a "Rehabilitation Center". Following a presentation to the Council by Cory Long, Planning Division Manager, on behalf of the Director explaining the rationale for his decision, Mr. Miller, Mr. Thronson, and four women who are or have been residents at the Lighthouse Rescue Mission for women addressed the Council on behalf of the Appellant. In addition, Mr. Miller presented to the Council a packet of information concerning the Lighthouse Rescue Mission. Having heard and reviewed the presentation of the Planning Division Manager and the six (6) people who spoke on behalf of the Appellant as well as the packet of information provided by the Appellant to the Council, the Council took the matter under advisement. Having considered the evidence and testimony presented to it, the Council FINDS as follows:

1. This is the second time that the Council has considered a request from Ken Thronson regarding the property located at 408 Broadway Drive. On August 22, 2023, the Council upheld the recommendation of the City's Planning Commission to deny a change in zoning for the subject property from B-5 (Regional Business) to B-3 (Community Business). Under the City's Land Development Code (LDC), Group Care Facilities are not permitted in a B-5 zoning district; the highest commercial classification such facilities can be conditionally approved in is B-3. In its Order, the Council found that the Appellant had failed to meet his burden of proof to justify a change in the City's zoning map. Mr. Thronson did not appeal that decision of the Council.
2. Subsequently, Mr. Thronson challenged the decision of the Director that the proposed use of the subject property was as a Group Care Facility, contending instead that the facility's intended use would be a "Rehabilitation Center". The Planning Commission upheld the Director's decision, and this appeal followed.
3. The City's Land Development Code (LDC) contains, in Section 13, a definition of a "Group Care Facility"; the LDC does not contain a definition of a "Rehabilitation Center," although "Rehabilitation Centers" are mentioned in the LDC's Table of Uses in Section 5.4.35, along with "Nursing Care, Assisted Living, Congregate Care, Palliative Care, and Hospice Care."
4. A "Group Care Facility" is defined in the LDC as A facility or dwelling unit housing person unrelated by blood or marriage and operating as a group household. A group care facility may include half-way houses, recovery homes, and homes for orphans, foster children, the elderly, battered children and women. It would include a specific treatment providing less than primary health care by staff appropriately certified or licensed to provide such treatment.
5. Among the duties of the Director of the Department of Urban Development ("the Director") as set out in the LDC is that contained in Section 11.7.3: "[The Director shall] decide all requests for interpretation of the intent or meaning of provisions of [the LDC]."

6. If a proposed use's permitted status is unclear, the LDC instructs the Director to refer to the North American Industrial Classification System (N AI CS) categorizations in place at the time of adoption of the LDC and subsequent revisions to make a determination. NAICS is "the standard used by Federal statistical agencies in classifying business establishments for the purpose of collecting, analyzing, and publishing statistical data related to the U. S. Business economy." Although there are a number of results in the NAICS online search that contain the word "rehabilitation," including "alcoholism rehabilitation facilities (except licensed hospitals), residential," and "drug addiction rehabilitation facilities (except licensed hospitals), residential," the word "rehabilitation" itself is not defined in the NAICS. Tellingly, the NAICS discussion of both varieties of residential rehabilitation facilities mentions group homes as an illustrative example.
7. The Council finds it significant that all four of the women who spoke before the Council stated that they lived at the Lighthouse facility for long periods of time, with one women saying that "I call this [Lighthouse facility] my home," and "My son has come to Lighthouse to stay with me."
8. The Council also finds it significant that while "Rehabilitation Facility" is not defined in the LDC, it is grouped with "Nursing Care, Assisted Living, Congregate Care, Palliative Care, and Hospice Care"-all of which contemplate in-patient living. In his initial application to the City, the Appellant stated that "The cottages at 408 Broadway Drive will be used as a Rehabilitation center for men battling drugs and alcohol. It will be an inpatient facility that offers drug rehab, life skills, trade skills and coping skills." Despite referring to the proposed use as a "Rehabilitation center," the further explanation as an "inpatient facility which offers drug rehab, life skills, trade skills and coping skills," appears to meet the definition of a "Group Care Facility" in the LDC.
9. The Council appreciates and endorses the work of the Lighthouse Rescue Mission; the testimonies of the women to the Council make clear that it is doing important work in the lives of women who have suffered in various ways. However, the quality of the work being done by the Lighthouse Rescue Mission is not the issue before the Council. The only issue the Council is considering is whether the decision of the Director of Urban Development as to the proposed use of 408 Broadway Drive is reasonable and should be upheld.
10. The Council FINDS that the Director's decision is consistent with the LDC and relevant ordinances; that the decision aligns with the goals and objectives outlined in the City's Comprehensive Plan; and that the decision reflects a thorough consideration of the facts and input from stakeholders, including the Appellant, and the public.

IT IS, THEREFORE, ORDERED that the decision of the Director of Urban Development determining that the proposed use of the property at 408 Broadway Drive is as a "Group Care Facility" be and the same is upheld.

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

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

Nays: 0

Note: Council President George recused himself and exited the chambers (at 4:54 p.m.) during the discussion and vote on the following item:

5. **2024-32** Take from the Table to Adopt Resolution condemning the following property, 20 Broadacres Drive, as unclean and a menace to the health and safety of the community.

Attachments: PH 12 19 2023 Adopt Resolution to Condemn Memo
1. 20 Broadacres Drive Condemnation Resolution

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Take from the Table Resolution condemning the following property, 20 Broadacres Drive, as unclean and a menace to the health and safety of the community.

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

Yeas: 4- Delgado, Carroll, Ware and Brown

Nays: 0

Recused: 1 - George

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Adopt Resolution (#2024-1) condemning the following property, 20 Broadacres Drive, as unclean and a menace to the health and safety of the community.

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

Yeas: 4- Delgado, Carroll, Ware and Brown

Nays: 0

Recused: 1 - George

*Council President George returned to the room (at 4:55 p.m.) following the vote.

6. **2024-41** Adopt a Resolution declaring certain vehicles and equipment as surplus (per attached list) authorize the sale of said vehicles and equipment at auction, and removal of said vehicles and equipment from the inventory of the Parks and Recreation Department.

Attachments: Resol.surplus equipment
Auction Memo 1524

A MOTION was made by Council Member Brown and seconded by Council Vice President Ware to Adopt a Resolution (#2023-2) declaring certain vehicles and equipment as surplus (per attached list) authorize the sale of said vehicles and equipment at auction, and removal of said vehicles and equipment from the inventory of the Parks and Recreation Department.

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. **2024-31** Adopt Resolution declaring a portion of property identified as Forrest County Parcel PPIN 9514 necessary for public use, establishing just compensation and Authorizing the Mayor to make a fair market value offer to Denton B. Biglane and any and all interest holders in said property, and to acquire rights to the property from all interests holders, and generally Authorizing any and all proceedings necessary to acquire the aforementioned property pursuant to Miss. Code Ann. 21-37-47, as amended.

Attachments: Resolution - Biglane - PPIN 9514
EJCO-Biglane PPIN 9514
FAIR MARKET VALUE OFFER - Biglane PPIN 9514

9514 Title Opinion
PPIN 9514 - Appraisal Report

A MOTION was made by Council Vice President Ware and seconded by Council Member Carroll to Adopt Resolution (#2024-3) declaring a portion of property identified as Forrest County Parcel PPIN 9514 necessary for public use, establishing just compensation and Authorizing the Mayor to make a fair market value offer to Denton B. Biglane and any and all interest holders in said property, and to acquire rights to the property from all interests holders, and generally Authorizing any and all proceedings necessary to acquire the aforementioned property pursuant to Miss. Code Ann. 21-37-47, as amended.

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. **2024-23** Adopt an order to approve the sale of a personal service weapon to retiring Chief Peggy Sealy pursuant trio Mississippi Code Annotated 45-9-131.

Attachments: Service Weapon Purchase - Benevolent Fund Memo
Service Weapon Purchase - Assistant Chief Sim's Memo

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Adopt an order to approve the sale of a personal service weapon to retiring Chief Peggy Sealy pursuant trio Mississippi Code Annotated 45-9-131.

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. **2024-28** Approve an agreement with Butler Snow, LLP to serve as Dissemination Agent for annual continuing disclosure requirements for the fiscal year 2023 per Securities and Exchange Commission (SEC) rules and authorize the mayor to execute the same.

Attachments: FY 2023 Continuing Disclosure Engagement Letter - City of Hattiesburg, MS

A MOTION was made by Council Vice President Ware and seconded by Council Member Carroll to Approve an agreement with Butler Snow, LLP to serve as Dissemination Agent for annual continuing disclosure requirements for the fiscal year 2023 per Securities and Exchange Commission (SEC) rules 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

10. **2024-18** Approve issuance of a Right-of-Way Easement to Mississippi Power Company for the purpose of maintaining power lines and authorize the Mayor to execute the same.

Attachments: Easement--City of Hattiesburg to MPC 2023.12.28
Summary of work for reference only

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Approve issuance of a Right-of-Way Easement to Mississippi Power Company for the purpose of maintaining power lines 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. **2024-21** Approve Change Order No. 1 with Hemphill Construction Co. for the Water Plant #1 Rehab Phase II to increase the number of days for completion of the contract and authorize the Mayor to execute in duplicate.

Attachments: Time Extension Change Order #1 - Executed

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Approve Change Order No. 1 with Hemphill Construction Co. for the Water Plant #1 Rehab Phase II to increase the number of days for completion of the contract 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

12. **2024-30** Approve Practicum Agreement between City of Hattiesburg and the University of Southern Mississippi, College of Education & Human Sciences for services related to historical records in the Department of Transportation and Engineering.

Attachments: Practicum Agreement - USM and COH

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to Approve Practicum Agreement between City of Hattiesburg and the University of Southern Mississippi, College of Education & Human Sciences for services related to historical records in the Department 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

13. **2024-39** Authorize the Mayor to execute a Rental Agreement between the City of Hattiesburg and RJ Young for a copier located in the Municipal Court, for a period of 60 months at a cost of 295.69 per month.

Attachments: City of Hattiesburg Municipal Court State Rental Agreement Dec 2023

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to Authorize the Mayor to execute a Rental Agreement between the City of Hattiesburg and RJ Young for a copier located in the Municipal Court, for a period of 60 months at a cost of 295.69 per month.

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. **2024-29** Acknowledge receipt of proposals for services related to the Broadway Drive and West Pine Street Master Plan and approve an agreement with Asakura Robinson and authorize the Mayor to execute the same.

Attachments: Broadway & West Pin St. Master Plan-Letter of Engagement-Asakura Robinson - 1.9.24
Broadway and West Pine Street Master Plan - Asakura Robinson Proposal
Overstreet & Associates Broadway Dr & West Pine St Master Plan V2 Reduced
Steadfast City - City of Hattiesburg Master Plan Response
Orion Planning and Development - MS Hattiesburg Broadway Pine Proposal

A MOTION was made by Council Vice President Ware and seconded by Council Member Carroll to Acknowledge receipt of proposals for services related to the Broadway Drive and West Pine Street Master Plan and approve an agreement with Asakura Robinson 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

15. **2024-38** Ratify and confirm the Mayor's appointment of Michelle Shinall to the Civil Service Commission for a six-year term beginning March 1, 2024 and ending March 1, 2030.

Attachments: data sheet civil service

A MOTION was made by Council Member Brown and seconded by Council Vice President Ware to Ratify and confirm the Mayor's appointment of Michelle Shinall to the Civil Service Commission for a six-year term beginning March 1, 2024 and ending March 1, 2030.

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. **2024-37** Ratify and confirm the Mayor's appointment of Roderick Nix (Ward 1) to the Hattiesburg Police Citizens Review Board to fill the unexpired term of Michelle Shinall, for a term beginning January 16, 2023 and ending December 7, 2025.

Attachments: roderick nix resume

A MOTION was made by Council Vice President Ware and seconded by Council Member Carroll to Ratify and confirm the Mayor's appointment of Roderick Nix (Ward 1) to the Hattiesburg Police Citizens Review Board to fill the unexpired term of Michelle Shinall, for a term beginning January 16, 2023 and ending December 7, 2025.

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. **2024-43** Adopt a Resolution appointing Hardy Sims as Police Chief for the City of Hattiesburg effective February 1, 2024.

Attachments: Hardy Sims Council Resolution for Appointment 1.16.24

A MOTION was made by Council Member Delgado and seconded by Council Vice President Ware to Adopt a Resolution (#2024-4) appointing Hardy Sims as Police Chief for the City of Hattiesburg effective February 1, 2024.

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. **2024-58** Acknowledge the declaration of State of Local Emergency due to freezing weather and winter precipitation that occurred on January 15, 2024.

Attachments: 2024 Winter St of Emer

A MOTION was made by Council Vice President Ware and seconded by Council Member Carroll to Acknowledge the declaration of State of Local Emergency due to freezing weather and winter precipitation that occurred on January 15, 2024.

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 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, Carroll, Ware and Brown

Nays: 0

1. **2024-19** Acknowledge receipt of the monthly budget report for the month ending December 31, 2023.

Attachments: EXP 1223
REV 1223

2. **2024-26** Acknowledge receipt of the annual valuation report covering the participation of the City of Hattiesburg in the Mississippi Retirement System for the period ending June 30, 2023.

Attachments: Annual Valuation PERS 6-30-23

3. **2024-20** Authorize the submission of grant application to the Department of Public Safety's FY2022 Project Safe Neighborhood for the Hattiesburg Police Department for the purchase of equipment with a total cost of $46,966.00.

Attachments: Application Packet

4. **2024-35** Approve and authorize publication of a request for proposals to provide professional services to author an updated Comprehensive Plan for the City of Hattiesburg.

Attachments: Comprehensive Plan RFP - Hattiesburg 1.8.24

5. **2024-42** Approve plans and specifications for the Restroom and Pavilion Improvements Project for Tatum Park; Authorize advertisement for bids for the same.

Attachments: 4030 - 00 11 13 - Advertisement for Bids - 1pg
4030 - Final Specs
4030 Tatum Park Pavilion CD1 FINAL 12.20.23

6. **2024-25** Approve the City's purchase of (1) one grave space, located in the North Half (N 1/2) of the Northwest Quarter (NW 1/4), Lot # 33, Section 39, at Highland Cemetery. Minute Book# 2022- Page# 329, in the amount of $175.00, from Barbara Miller, Authorize manual check for the same.
Attachments: Buy Back (Barbara Miller) 01-16-2024

7. **2024-24** Approve the sale of grave spaces, per attached Memo's, Receipts and Deeds.

Attachments: Memo's (01-16-2024)
Receipts (01-16-2024)
Deeds (01-16-2024)

8. **2024-36** Approve claims docket for the period ending January 12, 2024.

Attachments: DOCKET 24.01.12
DT 24.01.12

In Memoriam:

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

- Mrs. Linda Diane Andrews Jeter Taylor
- Ms. Sally Mae Johnson
- Ms. Caresia "Ms. Honey" Croom
- Mr. Drew Turner
- Mr. Collins Emeka Okehie
- Mrs. Maryland Parkerson

Meeting Adjourn

Council President George declared the **meeting adjourned at 5:02 p.m., this 16th day of January, 2024**, by unanimous consent, until the 5th day of February, 2024.

ATTEST: **APPROVE:**

Ronda S. Kennedy Jeffrey George
Clerk of Council **Council President**

ATTEST AND CERTIFY: **APPROVE:**

City Clerk **Mayor**

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