



Tuesday, October 8, 2024  
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

- **Agenda Adjustments - Add Addendum to the Claims Docket (Routine #15) at the request of the Administration.**

|      |          |                                                                                                                          |
|------|----------|--------------------------------------------------------------------------------------------------------------------------|
| R#9. | 2024-572 | Addendum to the Claims docket, invoices payable to MS State Department of Health and Hattiesburg Public School District. |
|------|----------|--------------------------------------------------------------------------------------------------------------------------|

**POLICY AGENDA**

- |     |          |                                                                                                                                                                                                                                                                                                                                                                                                                            |
|-----|----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1.  | 2024-519 | Approve the minutes for the September 16, 17 & 20, 2024 meetings of the City Council.                                                                                                                                                                                                                                                                                                                                      |
| 2.  | 2024-258 | Take from the table; Approve a variance request from the minimum required frontage of 150 ft for a pole sign for a B-5 zoned property to instead allow for a 93 ft frontage on a property located at 6054 Hwy 98 Hardy Street, as requested by Joel Ford, applicant (PPIN 30851, Ward 3, Lamar County). The Board of Adjustment recommended approval on July 3rd, 2024. (Tabled from the August 20, 2024 Council meeting). |
| 3.  | 2024-390 | Take from the table: Adopt an Ordinance to amend the comprehensive zoning district map for a located at 532 Cox Street (PPIN 12368, Ward 5, Forrest County) from R-1C (Single-Family Residential) to A-2 (Agricultural Residential). The Planning Commission recommended approval with conditions on September 4 <sup>th</sup> , 2024.                                                                                     |
| 4.  | 2024-399 | Take from the table: Approve the Board of Adjustment's recommendation to approve the request for a variance from the minimum lot size of 43,560 sq ft (1 acre) for an A-2 zoned property to instead allow for a minimum lot size of 16,200 sq ft on a property located at 532 Cox Street. The request is conditional upon the approval of a rezoning request to A-2 (PPIN 12368, Ward 5, Forrest County).                  |
| 5.  | 2024-496 | Adopt Resolutions adjudicating and directing the placement as an assessment for the cleanup costs and applicable penalties, not to exceed the values prescribed by State law, against the following properties.                                                                                                                                                                                                            |
| 6.  | 2024-520 | Adopt a Resolution setting Public Hearing on Monday, November 4th, 2024 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.                                                                                 |
| 7.  | 2024-509 | Adopt a Resolution adopting the 2024 Forrest County and Lamar County Real and Personal Property Assessment Rolls containing property located within the City of Hattiesburg, in accordance with MS Code 1972, Section 21-33-9C.                                                                                                                                                                                            |
| 8.  | 2024-521 | Adopt a Resolution to declare one (1) 2018 Dodge Charger VIN:2C3CDXAG1JH169693, as surplus and authorize the sale of said vehicle at auction, and removal of said vehicle from the city's inventory of the Hattiesburg Police Department.                                                                                                                                                                                  |
| 9.  | 2024-552 | Adopt a Resolution declaring property identified as Forrest County Parcel PPIN 17946 necessary for public use as part of the FEMA Hazard Mitigation Grant Program (HMGP Project DR-4429-0014-R, establishing just compensation and authorizing the Mayor to make a fair market value offer to Brenda J. Williams and any and all interest holders and authorize the issuance of a manual check at closing.                 |
| 10. | 2024-510 | Approve Agreement between City of Hattiesburg and Doleac Electric to provide professional services for the maintenance of city-owned generators and authorize the Mayor to execute the same.                                                                                                                                                                                                                               |
| 11. | 2024-518 | Approve Agreement between City of Hattiesburg and Doleac Electric to provide professional services for the maintenance of city-owned lighting within the City of Hattiesburg that are not currently under contract with a power company for maintenance and authorize the Mayor to execute the same.                                                                                                                       |
| 12. | 2024-522 | Approve Agreement between City of Hattiesburg and Local Impact Analytics to provide project management necessary to submit grant application to the U.S. Department of Transportation for the Bridge Invest Program (BIP) grant for FY25, and authorize the Mayor to execute any and all necessary documents required.                                                                                                     |

13.

2024-511

Approve Letter of Engagement with Hicks Law Firm, PLLC, in the matter, Cause No. 2:24-cv-136-TBM-RPM effective August 29, 2024.
14.

2024-516

Approve Letter of Engagement with David B. Miller, PLLC, in the matter, City of Hattiesburg vs. Bobbie Ruth Meeks, et al., in the Special Court of Eminent Domain for Forrest County, Mississippi, effective September 17, 2024.
15.

2024-517

Approve Letter of Engagement with David B. Miller, PLLC, in the matter, City of Hattiesburg vs. Denton B. Biglane 1991 Trust., in the Special Court of Eminent Domain for Forrest County, Mississippi.
16.

2024-549

Approve Contract for Sale and Purchase of Real Estate between the City of Hattiesburg and Nathan Smutzer for property located at PPIN No. 21851, Parcel No. 2-029J-10-169.00,in an amount not to exceed \$80,000 plus closing costs, and authorize the Mayor to execute any and all documents necessary and authorize issuance of manual check at closing.
17.

2024-514

Approve the 2024-2025 VisitHattiesburg Tourism Grant award in the amount of \$1,750.00 to support Parks and Recreation Marketing and Outreach and authorize the Mayor to execute the same.
18.

2024-548

Approve an Agreement between City of Hattiesburg and Noble Motive to provide website design and security development and authorize the Mayor to execute the same.
19.

2024-515

Approve Agreement between the City of Hattiesburg Parks and Recreation Department and South Mississippi Art Association to operate and promote ceramics, pottery, and other art programs for Hattiesburg residents in the amount of \$13,000.00 from October 1, 2024, through September 30, 2025, authorize Mayor to execute and issue a manual check for the same.
20.

2024-553

Approve an agreement between the City of Hattiesburg and Tyler for Tyler Electronic Payments Software for the Parks and Recreation Department and authorize the Mayor to execute the same.
21.

2024-528

Authorize submission of the 2024 USDOJ Edward Byrne Memorial Justice Assistance Grant in the amount of \$25,358 to be shared by the City of Hattiesburg with disparate jurisdiction Forrest County (\$15, 214.8 Hattiesburg/ \$10, 143.2 Forrest County) and authorize the Mayor to execute the same.
22.

2024-559

Authorize the Mayor and City Clerk to execute certification to the Municipal Compliance Questionnaire for the fiscal year ending September 30, 2024.
23.

2024-544

Ratify and confirm the Mayor's appointment of William Wallace (W5) to the Civil Service Commission, for a term beginning October 8, 2024, and ending September 30, 2030.
24.

2024-566

Approve Name, Image, and Likeness (NIL) Marketing Agreement with To The Top Collective, LLC, for advertising services related to student-athlete, Melyia Grayson, in an amount, together with service fees, not to exceed \$3,200.00 (Student Athlete \$2500.00) in accordance with Mississippi Code, Section 17-3-1 and authorize the Mayor to execute; authorize issuance of manual check for the same.
25.

2024-567

Approve Name, Image, and Likeness (NIL) Marketing Platform with Opendorse, for advertising services related to student-athlete, Lauren Jones, in an amount, together with service fees, not to exceed \$3,200.00 (Student Athlete \$2500.00) in accordance with Mississippi Code, Section 17-3-1 and authorize issuance of online payment for the same.

ROUTINE AGENDA

1.

2024-488

Set a public hearing for an appeal filed by Pierce 98, LLC (Toyota of Hattiesburg), and Kerri McAlpin Little (Munn Enterprises, Inc.), concerning the denial by the Board of Adjustment regarding a request for a variance. The applicants had sought to allow for a flagpole height of 100 feet on the property located at 6461 US 98 (PPIN 26161, Ward 3, Lamar County). The current zoning regulations permit a maximum structure height of 72 feet. The requested variance was recommended for denial at the Board of Adjustment meeting held on September 4th, 2024; authorize publication of public notice setting a hearing for November 4th, 2024 at 4:00 PM before City Council, where all parties of interest and citizens shall have an opportunity to be heard.
2.

2024-493

Ratify submission of a grant application to Mississippi Department of Environmental Quality (MDEQ) for the Solid Waste Assistance Grant in the amount of \$75,000.00 to fund a Household Hazardous Waste "Right Way to Throw Away Day;" and authorize the Mayor to execute the same in duplicate. The grant requires the city to provide \$25,000.00 in matching funds for a total project cost of \$100,000.

- 3. 2024-525 Ratify grant agreement between the City of Hattiesburg and Mississippi Department of Archives and History for the Certified Local Government (CLG) Grant Program.
- 4. 2024-529 Ratify grant agreement between the City of Hattiesburg and Mississippi Department of Archives and History for the Certified Local Government (CLG) Grant Program for Phase II FY24.
- 5. 2024-544 Ratification of applications to the U.S. Department of Transportation-Federal Aviation Administration for a grant for construction of improvements at the Bobby L. Chain Municipal Airport.
- 6. 2024-524 Acknowledge receipt of the two-quote docket.
- 7. 2024-530 Acknowledge receipt of the 2023-2024 Expenditure Report of Advocacy Service Compassion (ASC).
- 8. 2024-550 Acknowledge bids received on September 26, 2024, for Chasis Mounted 24 yard Automated Side Loading Refuse Truck for the Public Works Department and accept the bid of Sansom Equipment Company as the best and lowest bid received.
- 9. 2024-551 Acknowledge receipt of bids received on September 26, 2024, for various Water Department Term Bids and accept the bids as peer recommendation in the attached memorandum.
- 10. 2024-526 Approve Specifications and Authorize publication of an advertisement for various term bid items for the City of Hattiesburg Public Works Department.
- 11. 2024-545 Approve and authorize publication of a Request for Qualifications for Lead Abatement and Lead Renovator Contractor(s) for the LeadSafe Program.
- 12. 2024-547 Approve and authorize publication of a Request for Qualifications for Lead-Based Paint Testing Firm(s)
- 13. 2024-543 Authorize publication of Notice of Public Hearing regarding the City of Hattiesburg Drinking Water System Improvements Project.
- 14. 2024-523 Approve the sale of grave spaces per attached Memo's, Receipts, and Deeds.
- 15. 2024-512 Approve claims docket for the period ending September 30, 2024.

In Memoriam:

- Mr. Samuel “Sam” E. Farris
- Mr. Renando “Piccalo” Esters
- Mrs. Alice Benjamin
- Dr. Edwin Varner, Jr.
- Mr. Charles “Charlie” Breckenridge

Meeting Adjourn

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Call to Order

BE IT REMEMBERED that the **regular meeting of the Hattiesburg City Council was held at 5:00 p.m. Tuesday, October 8, 2024**, in Council Chambers at City Hall; same being from a recessed meeting held on October 7, 2024.

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 Officer David Matos.

The Pledge of Allegiance was led by Officer David Matos.

**Presentation Agenda**

The PRESENTATION AGENDA came before the Council.

There were no presentations at this time.

**Agenda Adjustments**

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to **ADD** Addendum to the Claims Docket (*Routine #15*) at the request of the Administration.

**R#15. 2024-572** Addendum to the Claims docket, invoices payable to MS State Department of Health and Hattiesburg Public School District.

Attachments: Addendum to claims docket

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

THE MATTER OF THE AGENDA ORDER came before the Council.

**POLICY AGENDA**

The POLICY AGENDA came before the Council.

**1. 2024-519** Approve the minutes for the September 16, 17 & 20, 2024 meetings of the City Council.

Attachments: 09-16-2024 AR, XS Mins.  
09-17-2024 Mins.  
09-20-2024 SC Mins.

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to **APPROVE** the minutes for the September 16, 17 & 20, 2024 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. 2024-258** Take from the table; Approve a variance request from the minimum required frontage of 150 ft for a pole sign for a B-5 zoned property to instead allow for a 93 ft frontage on a property located at 6054 Hwy 98 Hardy Street, as requested by Joel Ford, applicant (PPIN 30851, Ward 3, Lamar County). The Board of Adjustment recommended approval on July 3rd, 2024. (Tabled from the August 20, 2024 Council meeting).  
*[TABLED]*

Attachments: A1 - Staff Summary - Big Chicken  
A1 - Image Sheet - Big Chicken  
PH Application with variance application  
Warranty Deed  
BIG CHICK POLE SIGN - site plan  
BOA JULY - MINUTES

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to **TAKE** **FROM THE TABLE**; a variance request from the minimum required frontage of 150 ft. for a pole sign for a B-5

zoned property to instead allow for a 93 ft. frontage on a property located at 6054 Hwy 98 Hardy Street (*Tabled from the August 20, 2024 Council meeting*).

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 Member Carroll and seconded by Council Member Brown to **TABLE** a variance request (from the minimum required frontage of 150 ft for a pole sign for a B-5 zoned property to instead allow for a 93 ft frontage) on a property located at 6054 Hwy 98 Hardy Street *until next Council meeting, October 22, 2024* at the request of the applicant.

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

3.

2024-390  
*[TABLED]*

Take from the table: Adopt an Ordinance to amend the comprehensive zoning district map for a located at 532 Cox Street (PPIN 12368, Ward 5, Forrest County) from R-1C (Single-Family Residential) to A-2 (Agricultural Residential). The Planning Commission recommended approval with conditions on September 4<sup>th</sup>, 2024.
- Attachments:

E1 - 532 Cox Street - Staff Summary

E1 Image Sheet - 532 Cox Street

532 Cox St- Public Hearing Application Jordan

532 Cox St-Community Support

ORDINANCE - 532 Cox Street

HPC September- MINUTES

A MOTION was made by Council Member Brown and seconded by Council Vice President Ware to **TAKE FROM THE TABLE**: an Ordinance to amend the comprehensive zoning district map for a located at 532 Cox Street from R-1C to A-2 (*Tabled from the August 20, 2024 Council meeting*).

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 Member Brown and seconded by Council Vice President Ware to **TABLE** an Ordinance (that amends the comprehensive zoning district map to rezone a property located at 532 Cox Street from R-1C to A-2) *until the first meeting in November (the 5th)* to allow the property owner additional time to work with the surrounding businesses on an acceptable solution.

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.

2024-399  
*[TABLED]*

Take from the table: Approve the Board of Adjustment's recommendation to approve the request for a variance from the minimum lot size of 43,560 sq ft (1 acre) for an A-2 zoned property to instead allow for a minimum lot size of 16,200 sq ft on a property located at 532 Cox Street. The request is conditional upon the approval of a rezoning request to A-2 (PPIN 12368, Ward 5, Forrest County).
- Attachments:

B1 - 532 Cox Street - Staff Summary

B1 Image Sheet - 532 Cox Street

532 Cox St- Public Hearing Application Jordan

532 Cox St-Community Support

BOA September- MINUTES

A MOTION was made by Council Member Brown and seconded by Council Vice President Ware to **TAKE FROM THE TABLE**: the Board of Adjustment's recommendation to approve the request for a variance (from the minimum lot size of 43,560 sq ft. (1 acre) for an A-2 zoned property to instead allow for a minimum lot size of 16,200 sq ft.) on a property located at 532 Cox Street (*Tabled from the August 20, 2024 Council meeting*).

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 Member Brown and seconded by Council Vice President Ware to **TABLE** the Board of Adjustment's recommendation to approve the request a property located at 532 Cox Street *until the first meeting in November (the 5th)* to allow the property owner additional time to work with the surrounding businesses on an acceptable solution.

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. 2024-496
- Adopt Resolutions adjudicating and directing the placement as an assessment for the cleanup costs and applicable penalties, not to exceed the values prescribed by State law, against the following properties.

- Attachments:
- Adjudication Memo - CE 10/08/2024

1. 0 Oak St Adjudication Resolution

2. 0 Scott St Adjudication Resolution

3. 105 Columbia St Adjudication Resolution

4. 117 Montague St Adjudication Resolution

5. 131 W 8th St Adjudication Resolution

6. 3002 Raphael Dr Adjudication Resolution

7. 6581 Hwy 49 N Adjudication Resolution

8. 104 Comanche Drive Adjudication Resolution

9. 2011 Brooklane Drive Adjudication Resolution

10. 1200 Alcorn Avenue Adjudication Resolution

11. 0 Alcorn Avenue Adjudication Resolution

12. 1206 Alcorn Avenue Adjudication Resolution

13. 1214 Alcorn Avenue Adjudication Resolution

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to **ADOPT RESOLUTIONS (#2024-153-165)** adjudicating and directing the placement as an assessment for the cleanup costs and applicable penalties, not to exceed the values prescribed by State law, against the following properties.

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. 2024-520
- Adopt a Resolution setting Public Hearing on Monday, November 4th, 2024 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 uncleanliness 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:
- Request to Set Public Hearing Memo – CE 10/08/2024

Request to Set Public Hearing Resolution - CE 10/08/2024

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to **ADOPT a RESOLUTION (#2024-166)** setting Public Hearing on Monday, November 4th, 2024 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

7.      **2024-509**      Adopt a Resolution adopting the 2024 Forrest County and Lamar County Real and Personal Property Assessment Rolls containing property located within the City of Hattiesburg, in accordance with MS Code 1972, Section 21-33-9C.

Attachments:      Approval of Forrest County Roll.  
                                  Approval of Lamar Co Roll  
                                  Resolution Tax Roll.

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to **ADOPT a RESOLUTION (#2024-167)** adopting the 2024 Forrest County and Lamar County Real and Personal Property Assessment Rolls containing property located within the City of Hattiesburg, in accordance with MS Code 1972, Section 21-33-9C.

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.      **2024-521**      Adopt a Resolution to declare one (1) 2018 Dodge Charger VIN:2C3CDXAG1JH169693, as surplus and authorize the sale of said vehicle at auction, and removal of said vehicle from the city's inventory of the Hattiesburg Police Department.

Attachments:      Memo - surplus vehicles Sep24  
                                  Letter from Chief  
                                  SURPLUS RESOLUTION Sept 2024

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to **ADOPT a RESOLUTION (#2024-168)** to declare one (1) 2018 Dodge Charger VIN:2C3CDXAG1JH169693, as surplus and authorize the sale of said vehicle at auction, and removal of said vehicle from the city's inventory of the Hattiesburg Police Department.

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.      **2024-552**      Adopt a Resolution declaring property identified as Forrest County Parcel PPIN 17946 necessary for public use as part of the FEMA Hazard Mitigation Grant Program (HMGP Project DR-4429-0014-R, establishing just compensation and authorizing the Mayor to make a fair market value offer to Brenda J. Williams and any and all interest holders and authorize the issuance of a manual check at closing.

Attachments:      17946 title opin williams 092423  
                                  718A Grace Ave  
                                  RESOLUTION

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to **ADOPT** a **RESOLUTION (#2024-169)** declaring property identified as Forrest County Parcel PPIN 17946 necessary for public use as part of the FEMA Hazard Mitigation Grant Program (HMGP Project DR-4429-0014-R, establishing just compensation and authorizing the Mayor to make a fair market value offer to Brenda J. Williams and any and all interest holders and authorize the issuance of a manual check at closing.

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.

2024-510

Approve Agreement between City of Hattiesburg and Doleac Electric to provide professional services for the maintenance of city-owned generators and authorize the Mayor to execute the same.

Attachments: City Hattiesburg Generator Maintenance

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to **APPROVE** Agreement between City of Hattiesburg and Doleac Electric to provide professional services for the maintenance of city-owned generators 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

11.

2024-518

Approve Agreement between City of Hattiesburg and Doleac Electric to provide professional services for the maintenance of city-owned lighting within the City of Hattiesburg that are not currently under contract with a power company for maintenance and authorize the Mayor to execute the same.

Attachments: City of Hattiesburg Agreement 09.19.2024 thru 11.30.2025  
City Hattiesburg Lighting Maintenance Labor and Equipment Rates

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to **APPROVE** Agreement between City of Hattiesburg and Doleac Electric to provide professional services for the maintenance of city-owned lighting within the City of Hattiesburg that are not currently under contract with a power company for maintenance 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

12.

2024-522

Approve Agreement between City of Hattiesburg and Local Impact Analytics to provide project management necessary to submit grant application to the U.S. Department of Transportation for the Bridge Invest Program (BIP) grant for FY25, and authorize the Mayor to execute any and all necessary documents required.

Attachments: LIA Signed Grant Services Scope of Work - Hattiesburg - BIP FY25

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to **APPROVE** Agreement between City of Hattiesburg and Local Impact Analytics to provide project management necessary to submit grant application to the U.S. Department of Transportation for the Bridge Invest Program (BIP) grant for FY25, and **AUTHORIZE** the Mayor to execute any and all necessary documents required.

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

13.      **2024-511**      Approve Letter of Engagement with Hicks Law Firm, PLLC, in the matter, Cause No. 2:24-cv-136-TBM-RPM effective August 29, 2024.

Attachments:      Clark Hicks engagement letter

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to **APPROVE** Letter of Engagement with Hicks Law Firm, PLLC, in the matter, Cause No. 2:24-cv-136-TBM-RPM effective August 29, 2024.

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

14.      **2024-516**      Approve Letter of Engagement with David B. Miller, PLLC, in the matter, City of Hattiesburg vs. Bobbie Ruth Meeks, et al., in the Special Court of Eminent Domain for Forrest County, Mississippi, effective September 17, 2024.

Attachments:      meeks engage ltr 092424

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to **APPROVE** Letter of Engagement with David B. Miller, PLLC, in the matter, City of Hattiesburg vs. Bobbie Ruth Meeks, et al., in the Special Court of Eminent Domain for Forrest County, Mississippi, effective September 17, 2024.

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

15.      **2024-517**      Approve Letter of Engagement with David B. Miller, PLLC, in the matter, City of Hattiesburg vs. Denton B. Biglane 1991 Trust., in the Special Court of Eminent Domain for Forrest County, Mississippi.

Attachments:      biglane engage ltr 092424

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to **APPROVE** Letter of Engagement with David B. Miller, PLLC, in the matter, City of Hattiesburg vs. Denton B. Biglane 1991 Trust., in the Special Court of Eminent Domain for Forrest County, Mississippi.

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

16.      **2024-549**      Approve Contract for Sale and Purchase of Real Estate between the City of Hattiesburg and Nathan Smutzer for property located at PPIN No. 21851, Parcel No. 2-029J-10-169.00, in an amount not to exceed \$80,000 plus closing costs, and authorize the Mayor to execute any and all documents necessary and authorize issuance of manual check at closing.

Attachments:      Contract for Sale and Purchase  
                                 PPIN 21851 - Appraisal Report  
                                 Mayor signed contract for sale & purchase of real estate-Nathan Smutzer PPIN 21851  
                                 Countersigned contract for sale & purchase of real estate-Nathan Smutzer PPIN 21851

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to APPROVE Contract for Sale and Purchase of Real Estate between the City of Hattiesburg and Nathan Smutzer for property located at PPIN No. 21851, Parcel No. 2-029J-10-169.00, in an amount not to exceed \$80,000 plus closing costs, and AUTHORIZE the Mayor to execute any and all documents necessary and authorize issuance of manual check at closing..

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

17.      **2024-514**      Approve the 2024-2025 VisitHattiesburg Tourism Grant award in the amount of \$1,750.00 to support Parks and Recreation Marketing and Outreach and authorize the Mayor to execute the same.
- Attachments:      VisitHattiesburg Tourism Grant  
                                 2024-2025 VisitHattiesburg Tourism Grant award for Parks& Rec Marketing & Outreach

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to APPROVE the 2024-2025 VisitHattiesburg Tourism Grant award in the amount of \$1,750.00 to support Parks and Recreation Marketing and Outreach 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

18.      **2024-548**      Approve an Agreement between City of Hattiesburg and Noble Motive to provide website design and security development and authorize the Mayor to execute the same.
- Attachments:      Noble Motive Contract July 2024  
                                 2024-10-02 12.24.22

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to APPROVE an Agreement between City of Hattiesburg and Noble Motive to provide website design and security development 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

19.      **2024-515**      Approve Agreement between the City of Hattiesburg Parks and Recreation Department and South Mississippi Art Association to operate and promote ceramics, pottery, and other art programs for Hattiesburg residents in the amount of \$13,000.00 from October 1, 2024, through September 30, 2025, authorize Mayor to execute and issue a manual check for the same.
- Attachments:      South MS Art Association contract  
                                 Certificate of Liability Insurance  
                                 Grant Fund Report 2023-2024  
                                 Agreement with SMAA - ceramics, pottery and other art programs fye2025

A MOTION was made by Council Member Carroll and seconded by Council Vice President Ware to APPROVE Agreement between the City of Hattiesburg Parks and Recreation Department and South Mississippi

Art Association to operate and promote ceramics, pottery, and other art programs for Hattiesburg residents in the amount of \$13,000.00 from October 1, 2024, through September 30, 2025, **AUTHORIZE** Mayor to execute and issue a 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

20.      2024-553      Approve an agreement between the City of Hattiesburg and Tyler for Tyler Electronic Payments Software for the Parks and Recreation Department and authorize the Mayor to execute the same.

Attachments:      City of Hattiesburg - Tyler Payments Quote v8

A MOTION was made by Council Member Carroll and seconded by Council Vice President Ware to **APPROVE** an agreement between the City of Hattiesburg and Tyler for Tyler Electronic Payments Software for the Parks and Recreation Department 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

21.      2024-528      Authorize submission of the 2024 USDOJ Edward Byrne Memorial Justice Assistance Grant in the amount of \$25,358 to be shared by the City of Hattiesburg with disparate jurisdiction Forrest County (\$15, 214.8 Hattiesburg/ \$10, 143.2 Forrest County) and authorize the Mayor to execute the same.

Attachments:      C&As  
                         FY2024 - Byrne JAG - Narrative  
                         2024 Disclosure of Duplication in Cost Items  
                         FY24 Byrne- Signed MOU- Bell & Sims

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to **AUTHORIZE** submission of the 2024 USDOJ Edward Byrne Memorial Justice Assistance Grant in the amount of \$25,358 to be shared by the City of Hattiesburg with disparate jurisdiction Forrest County (\$15, 214.8 Hattiesburg/ \$10, 143.2 Forrest County) 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

22.      2024-559      Authorize the Mayor and City Clerk to execute certification to the Municipal Compliance Questionnaire for the fiscal year ending September 30, 2024.

Attachments:      municipal-compliance-questionnaire

A MOTION was made by Council Member Carroll and seconded by Council Member Brown to **AUTHORIZE** the Mayor and City Clerk to execute certification to the Municipal Compliance Questionnaire for the fiscal year ending September 30, 2024.

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

23.

2024-544

Ratify and confirm the Mayor's appointment of William Wallace (W5) to the Civil Service Commission, for a term beginning October 8, 2024, and ending September 30, 2030.
- Attachments:

WFW-RESUME-2024  
data sheet.civil service

A MOTION was made by Council Member Brown and seconded by Council Member Carroll to **RATIFY AND CONFIRM** the Mayor's appointment of William Wallace (W5) to the Civil Service Commission, for a term beginning October 8, 2024, and ending September 30, 2030.

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

24.

2024-566

Approve Name, Image, and Likeness (NIL) Marketing Agreement with To The Top Collective, LLC, for advertising services related to student-athlete, Melyia Grayson, in an amount, together with service fees, not to exceed \$3,200.00 (Student Athlete \$2500.00) in accordance with Mississippi Code, Section 17-3-1 and authorize the Mayor to execute; authorize issuance of manual check for the same.
- Attachments:

City of Hattiesburg Agreement Melyia Grayson  
Agreement with To The Top Collective, LLC for NIL Marketing  
Agreement - Melyia Grayson

A MOTION was made by Council Vice President Ware and seconded by Council Member Brown to **APPROVE** Name, Image, and Likeness (NIL) Marketing Agreement with To The Top Collective, LLC, for advertising services related to student-athlete, Melyia Grayson, in an amount, together with service fees, not to exceed \$3,200.00 (Student Athlete \$2500.00) in accordance with Mississippi Code, Section 17-3-1 and **AUTHORIZE** the Mayor to execute; authorize issuance of 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

25.

2024-567

Approve Name, Image, and Likeness (NIL) Marketing Platform with Opendorse, for advertising services related to student-athlete, Lauren Jones, in an amount, together with service fees, not to exceed \$3,200.00 (Student Athlete \$2500.00) in accordance with Mississippi Code, Section 17-3-1 and authorize issuance of online payment for the same.
- Attachments:

1595\_001 (2)

A MOTION was made by Council Vice President Ware and seconded by Council Member Brown to **APPROVE** Name, Image, and Likeness (NIL) Marketing Platform with Opendorse, for advertising services related to student-athlete, Lauren Jones, in an amount, together with service fees, not to exceed \$3,200.00 (Student Athlete \$2500.00) in accordance with Mississippi Code, Section 17-3-1 and **AUTHORIZE** issuance of online payment 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

**ROUTINE AGENDA**

THE ROUTINE AGENDA came before the Council.

A MOTION was made by Council Member Carroll and seconded by Council Vice President Ware 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.

2024-488

Set a public hearing for an appeal filed by Pierce 98, LLC (Toyota of Hattiesburg), and Kerri McAlpin Little (Munn Enterprises, Inc.), concerning the denial by the Board of Adjustment regarding a request for a variance. The applicants had sought to allow for a flagpole height of 100 feet on the property located at 6461 US 98 (PPIN 26161, Ward 3, Lamar County). The current zoning regulations permit a maximum structure height of 72 feet. The requested variance was recommended for denial at the Board of Adjustment meeting held on September 4th, 2024; authorize publication of public notice setting a hearing for November 4th, 2024 at 4:00 PM before City Council, where all parties of interest and citizens shall have an opportunity to be heard.

Attachments: Appeal Kerri Little  
Public Notice - Public Hearing - Kerri Little - Toyota of Hattiesburg
2.

2024-493

Ratify submission of a grant application to Mississippi Department of Environmental Quality (MDEQ) for the Solid Waste Assistance Grant in the amount of \$75,000.00 to fund a Household Hazardous Waste "Right Way to Throw Away Day;" and authorize the Mayor to execute the same in duplicate. The grant requires the city to provide \$25,000.00 in matching funds for a total project cost of \$100,000.

Attachments: Completed Part 1 and 2 Grant Application  
2024 MDEQ SWA Narrative & Budget Final
3.

2024-525

Ratify grant agreement between the City of Hattiesburg and Mississippi Department of Archives and History for the Certified Local Government (CLG) Grant Program.

Attachments: FFY 2023 CLG Grant packet
4.

2024-529

Ratify grant agreement between the City of Hattiesburg and Mississippi Department of Archives and History for the Certified Local Government (CLG) Grant Program for Phase II FY24.

Attachments: FFY 2024 CLG Grant packet
5.

2024-544

Ratification of applications to the U.S. Department of Transportation-Federal Aviation Administration for a grant for construction of improvements at the Bobby L. Chain Municipal Airport.

Attachments: ACIP Worksheet  
Map Layout  
5100-4 Preapp  
5100-4 Preapp 2
6.

2024-524

Acknowledge receipt of the two-quote docket.

Attachments: October 8, 2024 Council Agenda
7.

2024-530

Acknowledge receipt of the 2023-2024 Expenditure Report of Advocacy Service Compassion (ASC).

Attachments: ASC CoH MOA Expenses
8.

2024-550

Acknowledge bids received on September 26, 2024, for Chasis Mounted 24 yard Automated Side Loading Refuse Truck for the Public Works Department and accept the bid of Sansom Equipment Company as the best and lowest bid received.

Attachments: Bid Tabulation-City of Hattiesburg- Refuse Collection Garbage Truck 9-26-24  
Memo from R. Perkins  
SANSOM- FINAL BID PROPOSAL

9.

2024-551

Acknowledge receipt of bids received on September 26, 2024, for various Water Department Term Bids and accept the bids as peer recommendation in the attached memorandum.
- Attachments:

item 11

item 20

Memo-WTB

Item #26
10.

2024-526

Approve Specifications and Authorize publication of an advertisement for various term bid items for the City of Hattiesburg Public Works Department.
- Attachments:

Item #8 Furnish Towing Services

Item #11 Vehicle Loop Sealant

Item #12 Furnish and Install Various Chain Link & Vinyl Coated Fencing

Item #20 Ready Mix Concrete

Item #24 Rock for RipRap

Item #33 Crushed Concrete

Notice to Bidder Public Services
11.

2024-545

Approve and authorize publication of a Request for Qualifications for Lead Abatement and Lead Renovator Contractor(s) for the LeadSafe Program.
- Attachments:

RFQ Lead Abatement-Renovation
12.

2024-547

Approve and authorize publication of a Request for Qualifications for Lead-Based Paint Testing Firm(s)
- Attachments:

RFP - QEC Lead Testing Firms
13.

2024-543

Authorize publication of Notice of Public Hearing regarding the City of Hattiesburg Drinking Water System Improvements Project.
- Attachments:

Notice of Public Hearing Water Plant No 1 Phase 3
14.

2024-523

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

Memo's (10-08-2024)

Receipts (10-08-2024)

Deeds (10-08-2024)
15.

2024-512

Approve claims docket for the period ending September 30, 2024.
- Attachments:

DT 24.09.30

DOCKET 24.09.30

Addendum to the claims docket

**In Memoriam:**

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

- *Mr. Renando “Piccalo” Esters*
- *Mrs. Alice Benjamin*
- *Mr. Samuel “Sam” E. Farris*
- *Dr. Joseph Edwin Varner, Jr.*
- *Mr. Charles “Charlie” Breckenridge*
- *Mr. Wayne Edwards*
- *Mr. Eddie L. Carr*

Meeting Adjourn

Council President George declared the **meeting adjourned at 5:22 p.m., this 8<sup>th</sup> day of October, 2024**, by unanimous consent, until the 21<sup>st</sup> day of October, 2024.

ATTEST:

APPROVE:

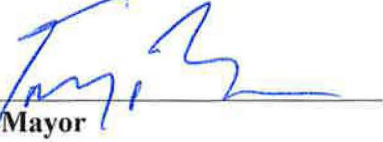
  
Clerk of Council

  
Council President

ATTEST AND CERTIFY:

APPROVE:

  
City Clerk

  
Mayor

