



Monday, November 4, 2024
4:00 PM

City Council
Monday Meeting Agenda

Council Chambers
200 Forrest Street

Call to Order

Public Hearing

1. 2024-487
- Hold a public hearing for an appeal requested by Kerri Little, appellant, of the decision by the Board of Adjustment, which recommended denial of a variance request on September 4, 2024. The Board of Adjustment recommended denial of a variance request to allow a structure to exceed the maximum height of 72 feet in a B-5 zoned property by permitting a 100-foot structure (flagpole) on the property located at 6461 US 98 (PPIN 26161, Ward 3, Lamar County).
2. 2024-611
- Hold Public Hearing 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.

- Attachments: Hold Public Hearing Memo - CE 11/04/2024
1. 114 Brookwood Ln - Case History
2. 104 S 34th Ave - Case History
3. 210 S 34th Ave - Case History
4. 313 S 34th Ave - Case History
5. 114 St Josep St - Case History
6. 434 Buschman St - Case History
7. 523 Louise St - Case History
8. 612 Dearborne St - Case History
9. 901 River Ave - Case History
10. 907 River Ave - Case History
11. 6 Alder Ln - Case History
12. 224 Fredna Ave - Case History
13. 4881 US Hwy 49 S - Case History

Policy Item

1. 2024-650
- Adopt a Resolution of the Mayor and City Council of the City of Hattiesburg, Mississippi to authorize waiving of fees for mass transit riders on Tuesday, November 5, 2024, due to the United States Presidential Election.

Agenda Adjustments – Add Policy Items #35, #36, #37, #38 & #39 at the request of the Administration:

35. 2024-653
- Adopt an Ordinance setting salary of Mayor and City Council for the City of Hattiesburg, Mississippi.
36. 2024-654
- Adopt a Resolution declaring Forrest County PPIN 1488, 1489 and 39311 necessary for public use and determine that it is prudent and in the best interest of the public and authorize the Mayor to enter an administrative settlement in the Special Court of Eminent Domain for Forrest County, Mississippi, Cause No. 24-1142, 24-1143, and 24-1144 in an aggregate amount not to exceed Three Hundred Fifty Thousand Dollars (\$350,000.00) to the Forrest County Circuit Clerk, the named Defendants, their counsel, and/or other interested parties in the above referenced proceedings at the direction of the City Attorney or his designee.
37. 2024-651
- Approve Memorandum of Understanding between City of Hattiesburg and the Mississippi Department of Finance and Administration for funding in the amount of \$300,000.00 for improvements to Tipton Street in Hattiesburg and authorize the Mayor to execute any and all necessary documents for the same.
38. 2024-652
- Approve Memorandum of Understanding between the City of Hattiesburg and the Mississippi Department of Finance and Administration for funding in the amount of \$3,500,000.00 for improvements in the Avenues area of Hattiesburg and authorize the Mayor to execute any and all necessary documents for the same.
39. 2024-655
- Approve Agreement between City of Hattiesburg and BRINC Drones, Inc., to provide devices and services related to the BRINC Drone system and authorize the Mayor to execute all documents necessary.

Agenda Review

<u>Work Session</u>		
1.	2024-648	Ad valorem tax exemption, presented by Alex Pickle.
2.	2024-649	Update of Fire Station #2, presented by Administration.
3.	2024-646	Review of Draft Short Term Rental Ordinance presented by Councilman Jeffrey George & Planning Department.

Call to Order

BE IT REMEMBERED that the Hattiesburg City Council held a **public hearing at 4:00 p.m. Monday, November 4, 2024**, in Council Chambers at City Hall, for the appeal filed by Kerri Little, appellant, of the decision by the Board of Adjustment, which recommended denial of a variance request on September 4, 2024. The Board of Adjustment recommended denial of a variance request to allow a structure to exceed the maximum height of 72 feet in a B-5 zoned property by permitting a 100-foot structure (flagpole) on the property located at 6461 US 98 (PPIN 26161, Ward 3, Lamar County).

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; 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, **opened the Public Hearing at 4:01 p.m.** and explained the procedures.

Public Hearing – Flagpole Variance Request Appeal

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| 1. | 2024-487 | Hold a public hearing for an appeal requested by Kerri Little, appellant, of the decision by the Board of Adjustment, which recommended denial of a variance request on September 4, 2024. The Board of Adjustment recommended denial of a variance request to allow a structure to exceed the maximum height of 72 feet in a B-5 zoned property by permitting a 100-foot structure (flagpole) on the property located at 6461 US 98 (PPIN 26161, Ward 3, Lamar County). |
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Attachments: Appeal Kerri Little

Nathan Satcher, City Senior Planner, presented an overview history of the case.

After Mr. Satcher's overview, the Appellant, Kerri Little, presented an overview and explanation of the variance request for the size of the flagpole.

Council President George asked the public if there were any citizens for or against the petition.

There were no citizens who wished to speak for or against the petition.

Council President George asked the Appellant for rebuttal.

There were no rebuttals.

By unanimous consent, Council President George **closed the public hearing at 4:17 p.m. and proceeded with the Public Hearing on the Unsafe Properties listed.**

Public Hearing – Condemning Unsafe Properties

BE IT REMEMBERED that the Hattiesburg City Council held a **Public Hearing on unsafe properties at 4:17 p.m., November 4, 2024**, in Council Chambers at City Hall, pursuant to order adopted October 8, 2024, at Minute

Book 2023 Pages 138-139, to determine if the following properties are in such a state of uncleanliness so as to be a menace to the health and safety of the community.

Council President George called the **opened the hearing** and explained the procedures.

2.
- 2024-611
- Hold Public Hearing 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:
- Hold Public Hearing Memo - CE 11/04/2024
1. 114 Brookwood Ln - Case History
2. 104 S 34th Ave - Case History
3. 210 S 34th Ave - Case History
4. 313 S 34th Ave - Case History
5. 114 St Josep St - Case History
6. 434 Buschman St - Case History
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11. 6 Alder Ln - Case History
12. 224 Fredna Ave - Case History
13. 4881 US Hwy 49 S - Case History

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

Council President George called out each unsafe property listed and asked if there were any citizens who wished to speak on behalf of the property called.

- Case #4 - 313 S. 34th Ave. - Sourabh Mukherjee, property owner
- Case # 7 - 523 Louise St. - Brenda Husband, neighbor to the property owner
- Case #8 - 612 Dearborne St. - Eddie McCoy, property owner
- Case #9 - 901 River Ave. - Timonthy Beasley, property owner
- Case #12 - 224 Fredna Ave. - Alvin Watson (J. Alvin Investments, LLC), property owner

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

By unanimous consent, Council President George **closed the public hearing at 4:46 p.m. and proceeded with the Agenda Review.**

Policy Item

**NOTE: The City Council went ahead and adopted the following Resolution due to the Presidential Election on the City Council's Tuesday meeting.*

1.
- 2024-650
- Adopt a Resolution of the Mayor and City Council of the City of Hattiesburg, Mississippi to authorize waiving of fees for mass transit riders on Tuesday, November 5, 2024, due to the United States Presidential Election.

- Attachments:
- RESOLUTION - Election Day Mass Transit System Access 2024

A MOTION was made by Council Member Delgado and seconded by Council Member Carroll to **ADOPT a RESOLUTION #2024-184** of the Mayor and City Council of the City of Hattiesburg, Mississippi to authorize waiving of fees for mass transit riders on Tuesday, November 5, 2024, due to the United States Presidential Election.

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

Agenda Adjustments

The Clerk of Council read aloud the Agenda adjustments.

Add Policy Items #35, #36, #37, #38 & #39 at the request of the Administration.

35.

2024-653

Adopt an Ordinance setting salary of Mayor and City Council for the City of Hattiesburg, Mississippi.

Attachment: Ordinance Setting Salary of Mayor and City Council
36.

2024-654

Adopt a Resolution declaring Forrest County PPIN 1488, 1489 and 39311 necessary for public use and determine that it is prudent and in the best interest of the public and authorize the Mayor to enter an administrative settlement in the Special Court of Eminent Domain for Forrest County, Mississippi, Cause No. 24-1142, 24-1143, and 24-1144 in an aggregate amount not to exceed Three Hundred Fifty Thousand Dollars (\$350,000.00) to the Forrest County Circuit Clerk, the named Defendants, their counsel, and/or other interested parties in the above referenced proceedings at the direction of the City Attorney or his designee.

Attachment: Resolution – settlement Meeks 110524
37.

2024-651

Approve Memorandum of Understanding between City of Hattiesburg and the Mississippi Department of Finance and Administration for funding in the amount of \$300,000.00 for improvements to Tipton Street in Hattiesburg and authorize the Mayor to execute any and all necessary documents for the same.

Attachments: SB 2468 MOU Tipton Street
COH-W-9
SB 2468 – Verification Form
SB 2468 Contact Form – Tipton Street Project
38.

2024-652

Approve Memorandum of Understanding between the City of Hattiesburg and the Mississippi Department of Finance and Administration for funding in the amount of \$3,500,000.00 for improvements in the Avenues area of Hattiesburg and authorize the Mayor to execute any and all necessary documents for the same.

Attachments: SB 2468 MOU Avenues
39.

2024-655

Approve Agreement between City of Hattiesburg and BRINC Drones, Inc., to provide devices and services related to the BRINC Drone system and authorize the Mayor to execute all documents necessary.

Attachments: BRINC MSPA 2024
City of Hattiesburg, MS BRINC Advanced Drone Program

Agenda Review

Council President George proceeded with the **Agenda Review**.

Regarding Policy Items #8-19 - Adam Schraeder, Economic Development Director for ADP, presented an overview.

- 2024-682

Property Tax Overview on the following Companies:

- Kohler Co.
 - Georgia-Pacific Consumer Operation, LLC
 - Western Container Corporation
 - Resinall Corporation
 - Wis-Pak of Hattiesburg
 - BP Rex Closures, LLC

- Sofidel America Corp
- Zeon Chemicals, L.P.
- York International Corporation
- Green Bay Converting, Inc.
- JPM of Mississippi, Inc.
- Mississippi Tank Company

Attachments: 2024 Property Tax Presentation, 11-04-2024

Following discussion of agenda items, Council President George **closed the Agenda Review and proceeded with the Citizens' Forum.**

Citizens' 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:

- Virginia Smith, 200 Tuscan Ave., Apt. A
- Brenda Husband, 516 Louise St.

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

Council Vice President Ware **closed the Citizen Forum and proceeded with the Work Session.**

Work Session

Council President George proceeded with the Work Session, which included:

1.

2024-648

Ad valorem tax exemption, presented by Alex Pickle.

Attachments: Hattiesburg 2023 Ad Valorem Abatements, 11-04-2024
2.

2024-649

Update of Fire Station #2, presented by Ann Jones.
3.

2024-646

Review of Draft Short Term Rental Ordinance presented by Councilman Jeffrey George & Planning Department, Cory Long.

Attachments: Ordinance - LDC Amendments - Short-Term Rental, 11-04-2024
Short-Term Rental License - From OS - Draft, 11-04-2024

Meeting Recess

Council President George declared the **meeting recessed at 6:09 p.m., this 4th day of November, 2024**, by unanimous consent, until the 5th day of November, 2024.

ATTEST:

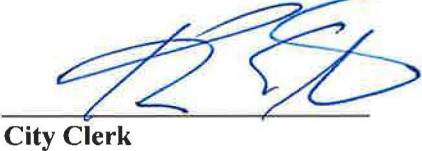
APPROVE:


Clerk of Council


Council President

ATTEST AND CERTIFY:

APPROVE:


City Clerk


Mayor