Call to Order

BE IT REMEMBERED that the **regular meeting of the Hattiesburg City Council was held at 4:00 p.m. Tuesday, August 6, 2019**, in the Dining Room of the Jackie Dole Community Center.

Those present included Mayor Toby Barker and members of the City Council Jeffrey George, Ward 1; Carter Carroll, Ward 3; Mary Dryden, 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. Cole; Deputy Clerk of Council, Lisa Luu; City staff members; media; and the public. Absent: Deborah Delgado, Ward 2.

Council President Carroll Called the meeting to order.

Call to Prayer and Pledge of Allegiance

The Pledge of Allegiance was led by Chief Anthony Parker.

The prayer was given by Associate Pastor Chris Camille of River of Life Church.

Presentation Agenda

The PRESENTATION AGENDA came before the Council.

There were no presentations at this time.

POLICY AGENDA

The POLICY AGENDA came before the Council.

1. **2019-1** Approve the minutes for the July 15 & 16, 2019 meetings of the City Council.

   Attachments: 7-15-19 AR, FY 19-20 BP Mins.

   7-16-19 Mins.

A MOTION was made by Council Member George and seconded by Council Member Brown to Approve the minutes for the July 15 & 16, 2019 meetings of the City Council.

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

Yeas: 4- George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

2. **2019-9** Adopt the August 6, 2019 Amendments to the Budget for the City of Hattiesburg for the fiscal year ending September 30, 2019 and adopt resolution authorizing publication of amendments for funds in excess of 10% of the original appropriation fund balance.

Attachments: August 2019 Budget Amendments

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Adopt the August 6, 2019 Amendments to the Budget for the City of Hattiesburg for the fiscal year ending September 30, 2019 and adopt resolution (#2019-253) authorizing publication of amendments for funds in excess of 10% of the original appropriation fund balance.

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

Yeas: 4 - Jeffrey George, Carter Carroll, Mary Dryden, Nicholas Brown

Nays: 0

Absent: 1 - Delgado

3. **2019-53** Adopt a Resolution authorizing the form of a Development and Reimbursement Agreement between P&W Investments, LLC, a Mississippi Limited Liability Company, and the City of Hattiesburg and authorize the Mayor to execute the same.

Attachments: Hattiesburg TIF (Avid Hotel) Resolution Approving Development and Reimbursement Agreement
Hattiesburg TIF - Avid Hotel (2019) (204647) - Development Agreement

A MOTION was made by Council Member Brown and seconded by Council Member George to Adopt a Resolution (#2019-254) authorizing the form of a Development and Reimbursement Agreement between P&W Investments, LLC, a Mississippi Limited Liability Company, and the City of Hattiesburg and authorize the Mayor to execute the same.

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

Yeas: 4- George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

4. **2019-2** Adopt a Resolution authorizing Requisition No. 47 from the Project Fund Construction Account in connection with a certain loan agreement dated August 18, 2016, by and between the Mississippi Development Bank and the City of Hattiesburg.

Attachments: 2016 Bond Resolution No. 47

A MOTION was made by Council Member George and seconded by Council Member Brown to Adopt a Resolution (#2019-255)authorizing Requisition No. 47 from the Project Fund Construction Account in connection with a certain loan agreement dated August 18, 2016, by and between the Mississippi Development Bank and the City of Hattiesburg.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

5. **2019-26** Adopt a Resolution authorizing Disbursement No. 21 from the Project Fund Escrow Account in connection with certain Equipment Lease/Purchase Agreement, dated as of February 4, 2016, by and between Banc of America Public Capital Corp. and City of Hattiesburg.

Attachments: Disbursement Resolution #21

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Adopt a Resolution (#2019-256) authorizing Disbursement No. 21 from the Project Fund Escrow Account in connection with certain Equipment Lease/Purchase Agreement, dated as of February 4, 2016, by and between Banc of America Public Capital Corp. and City of Hattiesburg.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

6. **2019-15** Rescind approval of the Interlocal Agreement approved July 16, 2019 related to a Pavement Management Plan, and Approve an Interlocal Agreement with Forrest County enabling each jurisdiction to fund its share of local match and other related costs of a Pavement Management Plan administered by the MPO and authorize the Mayor to execute the same.

Attachments: INTERLOCAL AGREEMENT - Pavement Management 7-22-2019

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Rescind approval of the Interlocal Agreement approved July 16, 2019 related to a Pavement Management Plan, and Approve an Interlocal Agreement with Forrest County enabling each jurisdiction to fund its share of local match and other related costs of a Pavement Management Plan administered by the MPO and authorize the Mayor to execute the same.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

7. **2019-40** Approve an Interlocal Agreement between the City of Hattiesburg and Forrest County to facilitate joint improvements to City streets and defining respective responsibilities with regards to undertaking and financing of such improvements, contingent upon approval by Forrest County and the Office of the Mississippi Attorney General and authorize the Mayor to execute the same.

Attachments: Interlocal-Street improvements

A MOTION was made by Council Vice President Dryden and seconded by Council Member Brown to Approve an Interlocal Agreement between the City of Hattiesburg and Forrest County to facilitate joint improvements to City streets and defining respective responsibilities with regards to undertaking and financing of such improvements, contingent upon approval by Forrest County and the Office of the Mississippi Attorney General and authorize the Mayor to execute the same.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

8. **2019-37** Approve Owner / Architect Agreement with Albert & McCleskey Associates Architects for architectural services provided for owner-procured equipment, materials and installation services related to the construction of the Public Safety Complex and authorize Mayor to execute in triplicate.

Attachments: Contract Owner Procured Equip 07.29.19-signed
Contract Owner Procured Equip Cover Ltr

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Approve Owner / Architect Agreement with Albert & McCleskey Associates Architects for architectural services provided for owner-procured equipment, materials and installation services related to the construction of the Public Safety Complex and authorize Mayor to execute in triplicate.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

9. **2019-42** Approve an Agreement with Terracon Consultants, Inc. to provide Geotechnical Engineering Services for the Fire Station No. 9 project and authorize the Mayor to execute in duplicate.

Attachments: Revised Fire Station #9.GeoProposal.PE4195029

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Approve an Agreement with Terracon Consultants, Inc. to provide Geotechnical Engineering Services for the Fire Station No. 9 project and authorize the Mayor to execute in duplicate.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

10. **2019-33** Approve a Professional Services Agreement between the City of Hattiesburg and Doleac Electric to provide generator maintenance on all city-owned generators at a cost of $57,550.00 for annual maintenance and an additional fee of $21,580.00 for semi-annual maintenance and authorize the Mayor to execute the same.

Attachments: Generator Maintenance Proposal 2019

A MOTION was made by Council Vice President Dryden and seconded by Council Member Brown to Approve a Professional Services Agreement between the City of Hattiesburg and Doleac Electric to provide generator maintenance on all city-owned generators at a cost of $57,550.00 for annual maintenance and a additional fee of $21,580.00 for semi-annual 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: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

11. **2019-28** Approve a Contract with Shows, Dearman and Waits, Inc. for Preliminary Engineering Services through the LPA process of MDOT for Country Club Road Reconstruction between Killingsworth Drive and Highway 49 and authorize Mayor to execute in duplicate.

Attachments: SD&W Contract - 2019 Cover Sheet
SD&W Contract - 2019

A MOTION was made by Council Member Brown and seconded by Council Member George to Approve a Contract with Shows, Dearman and Waits, Inc. for Preliminary Engineering Services through the LPA process of MDOT for Country Club Road Reconstruction between Killingsworth Drive and Highway 49 and authorize Mayor to execute in duplicate.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

12. **2019-48** Approve Agreement between the City of Hattiesburg and Southern Mississippi Planning and Development, for administrative services related to the Lamar Boulevard Road Improvements (EDA) Disaster Supplemental Grant Project and authorize the Mayor to execute the same.

Attachments: AGREEMENT FOR ADMINISTRATIVE SERVICES1 - City of Hattiesburg – EDA

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Approve Agreement between the City of Hattiesburg and Southern Mississippi Planning and Development, for administrative services related to the Lamar Boulevard Road Improvements (EDA) Disaster Supplemental Grant Project and authorize the Mayor to execute the same.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

13. **2019-7** Approve Lighting Agreement with Mississippi Power to provide additional lighting in the East Jerusalem Enhancement Area for a monthly cost increase of $677.18 and authorize the Mayor to execute the same.

Attachments: MS Power-East Jerusalem

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Approve Lighting Agreement with Mississippi Power to provide additional lighting in the East Jerusalem Enhancement Area for a monthly cost increase of $677.18 and authorize the Mayor to execute the same.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

14. **2019-8** Approve Lighting Agreement with Mississippi Power to provide additional lighting in the Vickers Estate Area for a monthly cost increase of $44.40, and an upfront cost of $1,593.30 and authorize the Mayor to execute the same.

Attachments: MS Power-Vickers Estate

A MOTION was made by Council Vice President Dryden and seconded by Council Member Brown to Approve Lighting Agreement with Mississippi Power to provide additional lighting in the Vickers Estate Area for a monthly cost increase of $44.40, and an upfront cost of $1,593.30 and authorize the Mayor to execute the same.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

15. **2019-12** Approve Lighting Agreement with Mississippi Power for additional lighting in the Alley between South 22nd and 23rd Avenues for an additional monthly cost of $65.49 and authorize the Mayor to execute the same.

Attachments: MS Power-Ally between 22nd and 23rd Ave

A MOTION was made by Council Vice President Dryden and seconded by Council Member Brown to Approve Lighting Agreement with Mississippi Power for additional lighting in the Alley between South 22nd and 23rd Avenues for an additional monthly cost of $65.49 and authorize the Mayor to execute the same.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

16. **2019-39** Approve Payment Application No. 6 and Final from C.B. Developers for the Comprehensive Water Improvements Phase V Project; Approve final acceptance of said project.

Attachments: Closeout documents & Final pay application

A MOTION was made by Council Member George and seconded by Council Member Brown to Approve Payment Application No. 6 and Final from C.B. Developers for the Comprehensive Water Improvements Phase V Project; Approve final acceptance of said project.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

17. **2019-38** Approve an Agreement with Moore and Moore Properties, Inc. for the collection and treatment of Domestic Wastewater and authorize the Mayor to execute the same.

Attachments: Agreement - Moore & Moore Properties
Payment
Survey & Deeds
Ordinance 3167
Ordinance 3205

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Approve an Agreement with Moore and Moore Properties, Inc. for the collection and treatment of Domestic Wastewater and authorize the Mayor to execute the same.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

18. **2019-23** Approve Service Agreement with the Commission of Accreditation for Law Enforcement Agencies, in connection with an on-site assessment of Hattiesburg Police Department and authorize the Mayor to execute the same.

Attachments: Mock Assessment

A MOTION was made by Council Member George and seconded by Council Member Brown to Approve Service Agreement with the Commission of Accreditation for Law Enforcement Agencies, in connection with an on-site assessment of Hattiesburg Police 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: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

19. **2019-14** Approve an Interlocal Agreement with the University of Southern Mississippi for the provision of expanded service hours for certain fixed transit routes on certain days, contingent upon approval by the IHL Board of Directors and the Office of the Mississippi Attorney General and authorize the Mayor to execute the same.

Attachments: Interlocal Agreement - USM Athletics - 7-30-2019

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Approve an Interlocal Agreement with the University of Southern Mississippi for the provision of expanded service hours for certain fixed transit routes on certain days, contingent upon approval by the IHL Board of Directors and the Office of the Mississippi Attorney General and authorize the Mayor to execute the same.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

20. **2019-43** Approve Event Marketing Agreement with IMG College, LLC, for marketing partnership with USM athletics for a three (3) year period beginning October 1, 2019 and ending October 1, 2021, in the annual amounts outlined in said agreement and authorize the Mayor to execute the same.

Attachments: USM-City of Hattiesburg-IMG August 2019

A MOTION was made by Council Member George and seconded by Council Member Brown to Approve Event Marketing Agreement with IMG College, LLC, for marketing partnership with USM athletics for a three (3) year period beginning October 1, 2019 and ending October 1, 2021, in the annual amounts outlined in said agreement and authorize the Mayor to execute the same.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

21. **2019-45** Approve form of Assignment of Sixteenth Section Lease and Deed to Improvements and Promissory Note for the purchase of property at 1410 West Pine Street; Approve purchase amount of $607,000.00 and five year payment schedule and authorize Mayor to execute upon closing of transaction.

Attachments: WD to City from Courtesy Ford (002)
WD to City from TNM REALTY (002)
NOTE (002)

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Approve form of Assignment of Sixteenth Section Lease and Deed to Improvements and Promissory Note for the purchase of property at 1410 West Pine Street; Approve purchase amount of $607,000.00- and five-year payment schedule and authorize Mayor to execute upon closing of transaction.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

22. **2019-51** Adopt an ordinance amending sections 17-1 through 17-10 of the Code of Ordinances of the City of Hattiesburg, addressing aggressive panhandling in the City of Hattiesburg

Attachments: Amended Ord. Panhandling

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Adopt an Ordinance (#3260) amending sections 17-1 through 17-10 of the Code of Ordinances of the City of Hattiesburg, addressing aggressive panhandling in the City of Hattiesburg.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

23. **2019-31** Authorize payment for stored materials for the State Aid Project 31st Avenue and Alley Improvements Project (No. DECD-0018(34)BO).

Attachments: 31st Ave Stored Materials - Written Consent of the Surety
31st Stored Materials Letter
31st Ave Stored Material
31st Avenue State Aid Project - Advancement of Materials

A MOTION was made by Council Member George and seconded by Council Member Brown to Authorize payment for stored materials for the State Aid Project 31st Avenue and Alley Improvements Project (No. DECD-0018(34)BO).

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

24. **2019-18** Authorize the acceptance of the FY2020 Multi-Modal Transportation Improvement Program Award from the Mississippi Department of Transportation (MDOT) in the amount of $13,800; authorize the Mayor to execute the same in triplicate.

Attachments: MDOT FY20 Multi-Modal Contract

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Authorize the acceptance of the FY2020 Multi-Modal Transportation Improvement Program Award from the Mississippi Department of Transportation (MDOT) in the amount of $13,800; authorize the Mayor to execute the same in triplicate.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

25. **2019-13** Authorize the acceptance of Grant Offer in the amount of $574,200.00 from the Federal Aviation Administration for the Bobby L. Chain Municipal Airport Drainage Restoration Part I project and authorize the Mayor to execute in duplicate.

Attachments: Grant Offer 2019

A MOTION was made by Council Member Brown and seconded by Council Vice President Dryden to Authorize the acceptance of Grant Offer in the amount of $574,200.00 from the Federal Aviation Administration for the Bobby L. Chain Municipal Airport Drainage Restoration Part I project and authorize the Mayor to execute in duplicate.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

26. **2019-25** Authorize the acceptance of the Traumatic Brain Injury/Spinal Cord Injury Trust Fund Program Award from the Mississippi Department of Rehabilitation Services (MDRS) in the amount of $2,250 for the purchase of motorized wheelchair charging stations to be installed at five locations in the city. Authorize the Mayor to execute the same in duplicate.

Attachments: MDRS Grant Agreement

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Authorize the acceptance of the Traumatic Brain Injury/Spinal Cord Injury Trust Fund Program Award from the Mississippi Department of Rehabilitation Services (MDRS) in the amount of $2,250 for the purchase of motorized wheelchair charging stations to be installed at five locations in the city. Authorize the Mayor to execute the same in duplicate.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

27. **2019-32** Authorize the submission of the FY 2019 Mississippi Office of Homeland Security (MOHS) grant application in the amount of $1,115,474 for the Hattiesburg Police Department to purchase the LifeMap 3D Modeling System, which will include 3D modeling of 5 city buildings, a viewer application, and first responder training.

Attachments: FY 2019 Funding Opportunity Letter
MOHS Funding Request-Stakeholder Response
Budget Detail Worksheets

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Authorize the submission of the FY 2019 Mississippi Office of Homeland Security (MOHS) grant application in the amount of $1,115,474 for the Hattiesburg Police Department to purchase the LifeMap 3D Modeling System, which will include 3D modeling of 5 city buildings, a viewer application, and first responder training.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

28. **2019-36** Ratify and confirm the Mayor's appointment of Eddie Holloway (W1) to the Hattiesburg Public School Board for a term beginning September 1, 2019 and ending August 31, 2024.

Attachments: Holloway Data Sheet
Holloway Resume

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Ratify and confirm the Mayor's appointment of Eddie Holloway (W1) to the Hattiesburg Public School Board for a term beginning September 1, 2019 and ending August 31, 2024.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

29. **2019-30** Ratify and confirm the Mayor's appointment of Jeff Keyseear (W4) to the Hattiesburg Planning Commission for a five year term beginning August 1, 2019 and ending July 31, 2024.

Attachments: Keyseear Resume 2019

A MOTION was made by Council Vice President Dryden and seconded by Council Member Brown to Ratify and confirm the Mayor's appointment of Jeff Keyseear (W4) to the Hattiesburg Planning Commission for a five year term beginning August 1, 2019 and ending July 31, 2024.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

30. **2019-52** Approve or Deny changes to wages and salaries proposed in accordance with Ordinance # 3154.

Attachments: Pay Scale Alignment Police Department Council August 2019 Council Draft 2

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Approve or Deny changes to wages and salaries proposed in accordance with Ordinance # 3154..

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 - Delgado

ROUTINE AGENDA

THE ROUTINE AGENDA came before the Council.

A MOTION was made by Council Member George and seconded by Council member Council Member Brown to approve the Routine Agenda.

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

Yeas: 4 - George, Carroll, Dryden and Brown

Nays: 0

Absent: 1 – Delgado

1. **2019-10** Set a public hearing on the proposed budget and proposed tax levies for fiscal year 2020 for 5:30 p.m. on Tuesday, September 3, 2019, in Council Chambers at City Hall; authorize advertisement of Notice of Public Hearing.

Attachments: Notice of Public Hearing on FY 20 Budget

2. **2019-24** Approve and authorize issuance of manual check for CDBG Program Claim.{Entitlement CDBG}

Attachments: Invoice for Manual Check Payment #4 - 216 North 16th FINAL

3. **2019-49** Approve and authorize publication of a Request for Proposals for implementing a fully functional, city wide, cloud based telecommunications system utilizing Voice over Internet Protocol (VOIP). for the City of Hattiesburg.

Attachments: cityofhattiesburgvoiprfp
RFP- VOIP

4. **2019-41** Approve and authorize publication of advertisement for bids for a Motorized Mobile Storage Shelving and Evidence Locker System complying with the attached specifications to be installed in the Public Safety Complex during its construction.

Attachments: ADVERTISEMENT FOR BIDS-Shelving-September
10 51 13.10 Metal Evidence Lockers
10 56 26.23 Motorized Mobile Storage Shelving
A2.4b Second Floor Plan Part B Ref Plan

5. **2019-34** Acknowledge receipt of the Fiscal Year 2020 budget for Pine Belt Regional Solid Waste Authority.

Attachments: PBRSWA 2020 Budget
PBRSWA Disposal Rates 2020

6. **2019-11** Approve claims docket for the period ending July 31, 2019.

Attachments: DOCKET 7.31.19

Executive Session

A MOTION was made by Council Member George for the Council to enter closed session to determine the need to enter Executive Session at 4:25 p.m.

Council President Carroll asked for the room to be cleared at this time.

A MOTION was made by Council Member George and seconded by Council Member Brown to enter Executive Session to discuss strategy or negotiations with respect prospective litigation concerning a tax abatement, since to have an open meeting on this would have a detrimental effect on the litigating position of the City, in accordance with Mississippi Code Section 25-41-7 (b) at 4:26 p.m.

Council Vice President Dryden recused herself and left the room at 4:27 p.m.

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

Yeas: 3 - George, Carroll and Brown

Nays: 0

Absent: 1 - Delgado

Recused: 1 - Dryden

The City Attorney stepped out into the hall and announced that the Council has gone into Executive Session to discuss strategy or negotiations with respect prospective litigation concerning a tax abatement.

Those present for the Executive Session were Mayor Toby Barker; Council members Jeffrey George, Carter Carroll and Nicholas Brown; Director of Administration/City Clerk, Kermas Eaton; City Attorney, Randy Pope; Chief Administrative Officer, Ann Jones; Interim Chief Financial Officer, Connie Everett; Police Chief, Anthony Parker; Assistant Police Chief, Peggy Sealy; Major Michael Fleming; Fire Chief, Sherrocko Stewart; Assistant Fire Chief, Danny Wade; City Engineer, Lamar Rutland; Director of Urban Development, Andrew Ellard; Director of the Water Department, Alan Howe; Director of Public Works, Ronnie Perkins; Clerk of Council, Ronda Cole; Deputy Clerk of Council, Lisa Luu Jolly.

A MOTION was made by Council Member and seconded by Council Member exit Executive Session and re-open the meeting to the public at.

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

Yeas: 3 - George, Carroll and Brown

Nays: 0

Absent: 1 - Delgado

Recused: 1 - Dryden

Council President Carroll stated to the public that there was no action taken during Executive Session.

Council Member George moved that the City of Hattiesburg join with Forrest County in settling a colorable claim/threatened litigation by Hattiesburg Farm LLC/Silicon Ranch concerning an inducement agreement entered into by the City and Forrest County in 2015 by granting a ten (10) - year exemption beginning in 2019 upon payment of 2018 personal property taxes without penalties and interest, and that , upon review of the City Attorney, the Mayor be authorized to sign a settlement agreement containing these terms, with the City's portion of the 2018 personal property taxes being $428, 372.95.

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

Yeas: 3 - George, Carroll and Brown

Nays: 0

Absent: 1 - Delgado

Recused: 1 - Dryden

Council Vice President Dryden re-entered the room at 4:39 p.m.

In Memoriam:

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

- Ms. Mary Annette Esters
- Mr. Walter Bone
- Mrs. Kaity Grenn

Meeting Adjourn

By unanimous consent, Council President Carroll declared the **meeting adjourned at 4:40 p.m., this 6th day of August, 2019**.

ATTEST: **APPROVE:**

Clerk of Council **Council President**

ATTEST AND CERTIFY: **APPROVE:**

City Clerk **Mayor**

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