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, 2019**, in Council Chambers at City Hall.

Those present included Mayor Toby Barker and members of the City Council Jeffrey George, Ward 1; Deborah Delgado, Ward 2 (via teleconference); 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.

Council President Carroll Called the meeting to order.

Call to Prayer and Pledge of Allegiance

The prayer was given by Rev. Annie Green of Mt. Olive Baptist Church.

The Pledge of Allegiance was led by Assistant Chief Peggy Sealy.

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. **2019-204** Approve the minutes for the September 16 & 17, 2019 meetings of the City Council.

Attachments: 9-16-19 AR Mins.
9-17-19 Mins.

A MOTION was made by Council George and seconded by Council Member Brown to Approve the minutes for the September 16 & 17, 2019 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, Dryden and Brown

Nays: 0

2. **2019-196** Adopt an Ordinance for the petition filed by Kenneth Moye, Bay Street Developments, LLC, Applicant, Sam Levison, Representative, and Marvin Arrington, Owner, to change the zoning classification for a certain property located at 314 Bay Street (PPIN 18609, Ward 4) from Section 4.5.4, R-1B (Single Family Residential) District to Section 4.5.9, B-2 (Neighborhood Business) District. The Planning Commission recommended to Deny on August 7, 2019.

Attachments: Appeal - 314 Bay St rezoning 8-9-19
aug 2019 item d hpc 314 Bay St
AUGUST HPC Minutes
Received from Applicant Bay Street_Moye
Bay Street Presentation from Applicant_Moye
Ordinance - 314 Bay Street

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to DENY Ordinance for the petition filed by Kenneth Moye, Bay Street Developments, LLC, Applicant, Sam Levison, Representative, and Marvin Arrington, Owner, to change the zoning classification for a certain property located at 314 Bay Street (PPIN 18609, Ward 4) from Section 4.5.4, R-1B (Single Family Residential) District to Section 4.5.9, B-2 (Neighborhood Business) District. The Planning Commission recommended to Deny on August 7, 2019.

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

Yeas: 5- George, Delgado (via teleconference), Carroll, Dryden and Brown

Nays: 0

3. **2019-178** Adopt a Resolution for final approval of Motor Vehicle Assessment Schedule for Fiscal Year 2019-2020; authorize publication of same.

Attachments: Motor Veh Resolution to adopt
Proof of Publication-Motor Vehicle

A MOTION was made by Council Member Brown and seconded by Council Vice President Dryden to Adopt a Resolution (#2019-267) for final approval of Motor Vehicle Assessment Schedule for Fiscal Year 2019-2020; authorize publication of same.

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

Yeas: 5- George, Delgado (via teleconference), Carroll, Dryden and Brown

Nays: 0

4. **2019-199** Adopt a Resolution approving the issuance of a Free port Warehouse License to Resinall Corp, and granting the appropriate tax exemption pursuant to Section 21-31-53,et seq., of the Mississippi Code.

Attachments: Resinall free port App
Resinall Free port
Resinall payment free port

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Adopt a Resolution (#2019-268) approving the issuance of a Free port Warehouse License to Resinall Corp, and granting the appropriate tax exemption pursuant to Section 21-31-53,et seq., of the Mississippi Code.

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

Yeas: 5- George, Delgado (via teleconference), Carroll, Dryden and Brown

Nays: 0

5. **2019-198** Adopt a Resolution approving the issuance of a Free Port Warehouse License to Wis-Pak of Hattiesburg and granting the appropriate exemption pursuant to Section 21-31-53,et.seq., of the Mississippi Code.

Attachments: Wis pak app freeport
Wis Pak Payment freeport
Wis-Pak Freeport

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Adopt a Resolution (#2019-269) approving the issuance of a Free Port Warehouse License to Wis-Pak of Hattiesburg and granting the appropriate exemption pursuant to Section 21-31-53,et.seq., of the Mississippi Code.

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

Yeas: 5- George, Delgado (via teleconference), Carroll, Dryden and Brown

Nays: 0

6. **2019-191** Adopt a Resolution authorizing Requisition No. 50 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. 50
Project Resolution Requisition 2016 Bonds No. 50

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Adopt a Resolution (#2019-270) authorizing Requisition No. 50 from the Project Fund Construction Account in connection with a certain loan agreement dated August 18, 2016, by and between the Mississippi Development Bank and the City of Hattiesburg.

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

Yeas: 5- George, Delgado (via teleconference), Carroll, Dryden and Brown

Nays: 0

7. **2019-152** Adopt a Resolution authorizing application for a loan through the Drinking Water Systems Improvements Revolving Loan Fund Program and naming the Mayor as the authorized representative of the City.

Attachments: Resolution.SRFL

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Adopt a Resolution (#2019-270) authorizing application for a loan through the Drinking Water Systems Improvements Revolving Loan Fund Program and naming the Mayor as the authorized representative of the City.

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

Yeas: 5- George, Delgado (via teleconference), Carroll, Dryden and Brown

Nays: 0

8. **2019-189** Approve Professional Services Contract with Shows, Dearman and Waits, Inc. for Engineering services related to the design, construction and oversight of the Longleaf North Infrastructure Project and authorize the Mayor to execute in duplicate.

Attachments: 11290_Lump Sum Owner Engineer Agreement

A MOTION was made by Council Member Brown and seconded by Council Vice President Dryden to Approve Professional Services Contract with Shows, Dearman and Waits, Inc. for Engineering services related to the design, construction and oversight of the Longleaf North Infrastructure 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: 5- George, Delgado (via teleconference), Carroll, Dryden and Brown

Nays: 0

9. **2019-197** Approve the MS Department of Public Safety, Office of Highway Safety FY2020 154 Alcohol Grant Agreement in the amount of $45,006.40 and authorize the Mayor to execute in duplicate.

Attachments: FY20 Alcohol Grant Notification Letter
Fiscal Control & Fund Accounting Procedures
FY20 Alcohol Grant Agreement

A MOTION was made by Council Member George and seconded by Council Member Brown to Approve the MS Department of Public Safety, Office of Highway Safety FY2020 154 Alcohol Grant Agreement in the amount of $45,006.40 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 (via teleconference), Carroll, Dryden and Brown

Nays: 0

10. **2019-201** Approve Backup Internet connection with Comcast for AT&T to build a VPN for the HPD units for a month to month contract in the amount of $186.00 and authorize the Mayor to execute the same.

Attachments: Comcast

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Approve Backup Internet connection with Comcast for AT&T to build a VPN for the HPD units for a month to month contract in the amount of $186.00 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, Dryden and Brown

Nays: 0

11. **2019-180** Approve a Contractor and Owner Agreement and a Housing Rehabilitation Grant Award to Carolyn White of 213 South 11th Avenue in an amount not to exceed $50,000 according to the Housing Rehabilitation and Housing Programs Manual Section VII (E) {Entitlement} and authorize the Mayor to execute in triplicate.

Attachments: COHCDD Contractor & C. White 09.19.19
Grant Agreement - C. White ($25K+) 09.19.19

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Approve a Contractor and Owner Agreement and a Housing Rehabilitation Grant Award to Carolyn White of 213 South 11th Avenue in an amount not to exceed $50,000 according to the Housing Rehabilitation and Housing Programs Manual Section VII (E) {Entitlement} and authorize the Mayor to execute in triplicate.

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

Yeas: 5- George, Delgado (via teleconference), Carroll, Dryden and Brown

Nays: 0

12. **2019-183** Approve a Contractor and Owner Agreement and a Housing Rehabilitation Grant Award to Harry and Sabrina Brister of 207 West 5th Street in an amount not to exceed $50,000 according to the Housing Rehabilitation and Housing Programs Manual Section VII (E) {Entitlement} and authorize the Mayor to execute in triplicate.

Attachments: COHCDD Contractor & H. and S. Brister 09.26.19
Grant Agreement - H. and S. Brister ($25K+) 09.26.19

A MOTION was made by Council Member Brown and seconded by Council Member George to Approve a Contractor and Owner Agreement and a Housing Rehabilitation Grant Award to Harry and Sabrina Brister of 207 West 5th Street in an amount not to exceed $50,000 according to the Housing Rehabilitation and Housing Programs Manual Section VII (E) {Entitlement} and authorize the Mayor to execute in triplicate.

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

Yeas: 5- George, Delgado (via teleconference), Carroll, Dryden and Brown

Nays: 0

13. **2019-182** Approve a Contractor and Owner Agreement and a Housing Repair Grant Award to Mary Smith of 708 Monroe Street in an amount not to exceed $10,000 according to the Housing Rehabilitation and Housing Programs Manual Section VIII (E){Entitlement} and authorize the Mayor to execute in triplicate.

Attachments: COHCDD Contractor & M. D. Smith Agreement 09.26.19
Grant Agreement - M. D. Smith ($10-) 09.26.19

A MOTION was made by Council Member George and seconded by Council Vice President Dryden to Approve a Contractor and Owner Agreement and a Housing Repair Grant Award to Mary Smith of 708 Monroe Street in an amount not to exceed $10,000 according to the Housing Rehabilitation and Housing Programs Manual Section VIII (E){Entitlement} and authorize the Mayor to execute in triplicate.

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

Yeas: 5- George, Delgado (via teleconference), Carroll, Dryden and Brown

Nays: 0

14. **2019-187** Authorize submission of a grant application to Mississippi Department of Archives and History (MDAH) for the Community Heritage Preservation Grant Program in the amount of $59,200.00 to fund City Hall renovations. The grant requires the city to provide $14,800.00 (20% of total project costs) in matching funds.

Attachments: MDAH Community Heritage Preservation Grant Application - City Hall

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Authorize submission of a grant application to Mississippi Department of Archives and History (MDAH) for the Community Heritage Preservation Grant Program in the amount of $59,200.00 to fund City Hall renovations. The grant requires the city to provide $14,800.00 (20% of total project costs) in matching funds.

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

Yeas: 5- George, Delgado (via teleconference), Carroll, Dryden and Brown

Nays: 0

15. **2019-188** Authorize submission of a grant application to Mississippi Department of Archives and History (MDAH) for the Community Heritage Preservation Grant Program in the amount of $200,000.00 to fund renovations at F.B. Woodley Elementary School. The grant requires $50,000.00 (20% of total project costs) in matching funds, which will be provided by Hattiesburg Public School District.
Attachments: MDAH Community Heritage Preservation Grant Application – Woodley

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Authorize submission of a grant application to Mississippi Department of Archives and History (MDAH) for the Community Heritage Preservation Grant Program in the amount of $200,000.00 to fund renovations at F.B.

Woodley Elementary School. The grant requires $50,000.00 (20% of total project costs) in matching funds, which will be provided by Hattiesburg Public School District.

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

Yeas: 5- George, Delgado (via teleconference), Carroll, Dryden and Brown

Nays: 0

16. **2019-202** Designate The Spectrum Center's Annual Pine Belt Pride event, to be held Saturday, October 12, 2019, at Town Square Park, as a city approved event for the purposes described in Ordinance 3148.

Attachments: Ord.3148
2019-20 Cert Insurance - City of Hattiesburg

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Designate The Spectrum Center's Annual Pine Belt Pride event, to be held Saturday, October 12, 2019, at Town Square Park, as a city approved event for the purposes described in Ordinance 3148.

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

Yeas: 5- George, Delgado (via teleconference), Carroll, Dryden and Brown

Nays: 0

17. **2019-209** Authorize Mayor to execute Tri-Party Agreement, in triplicate, between City of Hattiesburg, South Mississippi Planning and Development District, and Goff Investments, LLC for participation in the Commercial Redevelopment Incentive Program for redevelopment of property located at 142 East Front Street.

Attachments: Tri-Party Agreement with COH, SMPDD and Goff Investments, LLC

A MOTION was made by Council Vice President Dryden and seconded by Council Member George to Authorize Mayor to execute Tri-Party Agreement, in triplicate, between City of Hattiesburg, South Mississippi Planning and Development District, and Goff Investments, LLC for participation in the Commercial Redevelopment Incentive Program for redevelopment of property located at 142 East Front Street.

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

Yeas: 5- George, Delgado (via teleconference), Carroll, Dryden and Brown

Nays: 0

ROUTINE AGENDA

THE ROUTINE AGENDA came before the Council.

A MOTION was made by Council Member George and seconded by Council member Council Vice President Dryden 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, Dryden and Brown

Nays: 0

1. **2019-206** Acknowledge receipt of City of Hattiesburg, Mississippi combined water and sewer systems audited financial statements for fiscal year ending September 30, 2018.

Attachments: City of Hattiesburg Water and Sewer FY 2018

2. **2019-194** Acknowledge receipt of a list of properties determined by Code Enforcement Officers in the month of September of 2019 eligible for processing via expedited process.

Attachments: Notice

3. **2019-192** Acknowledge receipt of the two quote docket for the period of August 27, 2019 through September 29, 2019 as provided for in section 31-7-13 (b) of the Mississippi code of 1972

Attachments: 2861 FINAL
2874 FINAL
2883 FINAL
2884 FINAL
2885 FINAL
2886 FINAL
2891 FINAL
2892 FINAL
2893 FINAL
Memo for Council
20190930084108

4. **2019-190** Acknowledge receipt of Privilege Tax License Report for August, 2019.

Attachments: PTL Monthly Report-August 2019

5. **2019-176** Acknowledge receipt from Phillip McSwain Certificate of Attendance of the Municipal Court Clerks Statewide Seminar.

Attachments: Mcswain Certificate- 9-2019

6. **2019-184** Approve Specifications and Authorize Publication of Advertisement for Term Bid Item #21 – Corporation Stop, 3-Part Union, and Straight Coupling for the Hattiesburg Water Department

Attachments: 20190927085550
Notice to Bidders - Item 21 - Couplings

7. **2019-185** Approve Specifications and Authorize Publication of Advertisement for Term Bid Item #12 – Furnish and Install Various Chain Link & Vinyl Coated Fencing

Attachments: Memo - Advertise - Item 12 - Fencing
NTB - Item 12 - Fencing
Specs - Item 12 - Fencing

8. **2019-186** Approve Plans and Specifications for the Country Club Road Water Improvements project and authorize publication of advertisement for bids.

Attachments: 11288_Requesting Permission to Advertise_signed (003)
11288_Specs_Street Ready_2019-09-24
ADVERTISEMENT FOR BIDS
11288_Plans_Street Ready_2019-09-24

9. **2019-193** Approve plans and specifications and authorize publication of Advertisement for Bids for four (4) bus stop locations.

Attachments: Bus Stop Final Plans
Bus Stop Final Specs

10. **2019-181** Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds.

Attachments: Memo's (10-08-19)
Receipts (10-08-19)
Deeds (10-08-19)

11. **2019-203** Approve claims docket for the period ending September 30, 2019

Attachments: DOCKET 9-30-19

In Memoriam:

None

Meeting Adjourn

By unanimous consent, Council President Carroll declared the **meeting recessed at 5:15 p.m., this the 8th day of October, 2019**.

ATTEST: **APPROVE:**

Clerk of Council **Council President**

ATTEST AND CERTIFY: **APPROVE:**

City Clerk **Mayor**