



**Tuesday, November 19, 2019
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

Remove Policy Item #19 at the request of the Administration.

POLICY AGENDA

- 1. 2019-342** Approve the minutes for the November 4 & 5, 2019 meetings of the City Council.
- 2. 2019-343** Acknowledge receipt of letter filed by Tyler Watts withdrawing appeal to the Planning Commission's recommendation for a change to the zoning classification for certain properties located at and north of 914 Beverly Hills Drive from R-1B (Single Family Residential) to R-3 (Multi-Family Residential), as per the attached Memo. Planning Commission recommended to Deny on October 2, 2019.
- 2-A. 2019-330** Adopt an Ordinance for the petition filed by Tyler Watts et al., as required in the LCD, to change the zoning classification for two properties located at 914 Beverly Hills Road and north of 914 Beverly Hills Road R-1B (Single Family Residential) District to R-3 (Multi-Family Residential) District, as per the attached Memo. The Planning Commission recommended to Deny on October 2, 2019.
- 3. 2019-332** Approve or Deny a petition filed by George Walker, Owner, as required in the LDC, to request a variance from Section 10 Table 10.6-2 "Sign Message Area" for Wall Signs, for an existing wall sign located at 8 Park Place (Ward 3), as per the attached case file. The Board of Adjustment recommended to Deny on October 2, 2019.

- 4. 2019-323** Approve or Deny a petition filed by G&C Funding, LLC, Owner, as required in the Land Development Code, Ord. No. 3209, to request a conditional use as a “Group Facility” as defined by the LDC for a certain property located at 912 Main Street, as per the attached case file. The Planning Commission recommended to Approve with the stipulation of a residency limit of sixteen (16) individuals, on November 6, 2019.
- 5. 2019-328** Approve or Deny the petition filed by Chase Fisher, Representative, and GCHP/Beverly Land, LLC/Village at the Beverly II, LP, Owner, to amend the previously approved Planned Unit Development (PUD) Overlay District, approved under the previous Land Development Code, Ord. 2330, and instead allow for a Planned Mixed-Use Planned District (PMU-PD) for a property located at 15 Old Airport Rd (Ward 5), as per the attached case file. The Planning Commission recommended to Approve on November 6, 2019.
- 6. 2019-331** Approve or Deny a petition filed by Brian Nettles, P.E, Hattiesburg TC East, LLC, Applicant, Jimmy Dillon, Hub City Lodge, Owner, as required in the Land Development Code, to request (3) three variances for a proposed medical clinic located at 3319 Hardy Street (Ward 1), as per the attached case file. The Board of Adjustment recommended to Approve on November 6, 2019; with the condition that the 10-foot variance to the greenspace requirement only apply to those areas indicated on the applicant’s proposed site design.
- 7. 2019-324** Approve or Deny the preliminary plat filed by Shea McNease, Engineer, on behalf of Applicant, Craig Tatum, Midtown Developers, LLC, for the District at Midtown Townhomes property located along 31st Avenue (Ward 3), as per the attached case file. The Planning Commission recommended to Approve on November 6, 2019.
- 8. 2019-333** Adopt November 19, 2019 Amendments to the budget for the City of Hattiesburg for fiscal year ending September 30, 2020 and Adopt Resolution authorizing publication of amendments for funds in excess of 10% of the originally appropriated fund balance.
- 9. 2019-329** Adopt a Resolution authorizing Requisition No. 53 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.
- 10. 2019-327** Approve Change Order No. 1 with L & A Contracting Company for the 38th Avenue Pathway Project, changing materials and quantity for retaining wall for a net decrease of \$1,631.08; and authorize Mayor to execute in duplicate.
- 11. 2019-307** Approve Lighting Agreement with Mississippi Power Company to provide additional lighting on Sullivan Drive at bridge for a monthly increase of \$48.52, and authorize Mayor to execute the same.

- 12. 2019-308** Approve Lighting Agreement with Mississippi Power Company to provide additional lighting on S 31st Avenue from Midtown to Arlington Loop for a monthly increase of \$49.88, and authorize Mayor to execute the same.
- 13. 2019-309** Approve Lighting Agreement with Mississippi Power Company to provide additional lighting on N 39th and N 40th Avenues between Hardy Street and Montague Drive for a monthly increase of \$78.69, and authorize Mayor to execute the same.
- 14. 2019-312** Approve Agreement between City of Hattiesburg Parks and Recreation Department and Hattiesburg Little League to operate and promote Little League Baseball for Hattiesburg area residents for the operating period of October 1, 2019 through September 30, 2020; approve manual check and authorize the Mayor to execute in duplicate.
- 15. 2019-315** Approve Agreement between the City of Hattiesburg Parks and Recreation Department and the Hattiesburg Youth Soccer Association to develop and promote soccer programs for Hattiesburg residents, for the operating period of October 1, 2019 through September 30, 2020 and authorize the Mayor to execute in duplicate.
- 16. 2019-317** Approve Agreement between the City of Hattiesburg Parks and Recreation Department and Hattiesburg Arts Council to provide art for children programs and art and cultural opportunities for adults, seniors, and persons with disabilities for Hattiesburg residents, for the operating period of October 1, 2019 through September 30, 2020 and authorize the Mayor to execute in duplicate.
- 17. 2019-319** Approve Agreement between City of Hattiesburg Parks and Recreation Department and Hattiesburg Exchange Club/Dixie Youth Inc. to operate and promote Dixie Youth Baseball for Hattiesburg residents for the operating period of October 1, 2019 through September 30, 2020 and authorize the Mayor to execute in duplicate.
- 18. 2019-321** Approve Agreement between City of Hattiesburg Parks and Recreation Department and Noon Day Optimist Club to operate and promote Dixie Boys Baseball for Hattiesburg residents for the operating period of October 1, 2019 through September 30, 2020 and authorize the Mayor to execute in duplicate.
- 19. 2019-337** Approve Facilities Use Agreement between the City of Hattiesburg and the Salvation Army, for the facility located at 5670 US Hwy 49 and authorize the Mayor to execute the same.
- 20. 2019-300** Approve a Cooperative Equipment Agreement between the City of Hattiesburg and Mississippi Forestry Commission allowing for the transfer of excess equipment no longer in use by the Forestry Commission to the City of Hattiesburg for fire suppression responsibility

and authorize the Mayor to execute the same.

21. **2019-299** Approve Agreement between Mississippi State Fire Academy (MSFA) and the Hattiesburg Fire Department to provide the field course curriculum for the NFPA 1021 and authorize the Mayor to execute the same.
22. **2019-297** Approve an Amendment to Part I of the Community Development Housing Rehabilitation and Housing Repair Grants Program Manual (November 2019). {Entitlement}
23. **2019-291** Approve Agreement between the Hattiesburg Police Department and the United States Marine Corps for U.S. Marine Corps Forces, Specims Operations Command (MARSOC) to periodically conduct required training within the City of Hattiesburg, MS and authorize the Mayor to execute the same.
24. **2019-326** Approve and authorize issuance of manual checks for CDBG Program Claim per the attached memorandum. {Entitlement CDBG}
25. **2019-310** Authorize the acceptance of the FY 2019 Mississippi Department of Public Safety Homeland Security Grant Award No. 19HS205T in the amount of \$10,000 for Task Force III to purchase equipment as related to the Mississippi Office of Homeland Security initiatives; and authorize the Mayor to execute the same in duplicate.
26. **2019-335** Acknowledge Final Judgment in Civil Action Case No. CO-0019-482, for property located at Highway 49 North and Irby Road as described in attached Exhibit "A"; and authorize issuance of manual check in the amount of \$62,735.20 as final settlement to SAIA Motor Freight Line, LLC, for the same.
27. **2019-334** Acknowledge receipt of sealed proposals submitted for issuance of a general obligation note(s) for the purpose of providing funds for demolition, construction, and furnishing of fire stations and purchase of fire apparatus, and accept the proposal of _____ as the lowest and best proposal submitted, which meets the requirements set forth in the Notice of Note Sale.

ROUTINE AGENDA

1. **2019-341** Set a Public Hearing at 5:30 p.m. on Monday, December 9, 2019 in the City Council Chamber of City Hall at 200 Forrest Street and a subsequent Public Comment Period ending on December 23, 2019 for the purpose of receiving public input for the creation of the 2020 CDBG/HOME Annual Action Plan, and authorize and approve publication of the same. {Entitlement}

2. **2019-340** Authorize and approve publication setting a Public Hearing at 5:30 p.m. on Monday, December 9, 2019 in the City Council Chambers at City Hall, for the purpose of reviewing proposed amendments to the 2016, 2017, and 2018 Action Plans related to the CDBG and HOME programs and to receive public comments regarding the same. {Entitlement}

3. **2019-305** Acknowledge submission of closeout request to the Mississippi Emergency Management Agency (MEMA) Hazard Mitigation Grant Program for the HMGP 4248-0015 Hattiesburg Acquisition project and approve request for payment of reimbursement for 75% of the total project costs in the amount of \$126,054 (\$126,054 federal/\$42,018 local match for a total project cost of \$168,072).

4. **2019-313** Acknowledge receipt of FY 2019 Expenditure Report from Hattiesburg Little League.

5. **2019-316** Acknowledge receipt of the FY 2018-2019 Expenditure Report from Hattiesburg Youth Soccer Association.

6. **2019-318** Acknowledge receipt of FY 2018-2019 Expenditure Report from Hattiesburg Arts Council Municipal Programs.

7. **2019-320** Acknowledge receipt of FY-2019 Expenditure Report from Hattiesburg Exchange Club for Dixie Youth Baseball.

8. **2019-322** Acknowledge receipt of FY 2018-2019 Expenditure Report from Noon Day Optimist Club for Dixie Boys Baseball Program.

9. **2019-325** Acknowledge receipt of the 2018-2019 South Mississippi Art Association's Expenditure Report.

10. **2019-298** Acknowledge receipt of the monthly budget report for the month ending October 31, 2019.

11. **2019-306** Acknowledge Proof of Publications for the month of October 2019.

12. **2019-304** Approve the City's purchase of One (1) grave space, located in the North Half (N 1/2) of the Northwest Quarter (NW 1/4) Lot 64, Section 34, at Highland Cemetery, Minute Book #2019, Page# 241, in the amount of \$ 175.00, from William David Langford. Authorize manual check for the same.

- 13. 2019-303** Approve the City's purchase of four (4) grave spaces, located in the East Half (E 1/2) of Lot 23, Section 36, at Highland Cemetery, Minute Book #2019, Page# 152, in the amount of \$ 700.00, from Mariamne and Andrew Richardson. Authorize manual check for the same.

- 14. 2019-302** Approve the City's purchase of four (4) grave spaces, located in the East Half (E 1/2) of Lot 29, Section 36, at Highland Cemetery, Minute Book #2019, Page# 152, in the amount of \$ 700.00, from Mariamne and Andrew Richardson. Authorize manual check for the same.

- 15. 2019-301** Approve the sale of grave spaces, per attached Memo's, Receipts, and Deed.

- 16. 2019-336** Approve claims docket for the period ending November 15, 2019.

In Memoriam:

- **Ms. Louise B. Moore**
- **Ms. Chiffon R. Holmes**
- **Mr. Brad Pickett**
- **MS House Speaker William J. "Billy" McCoy**
- **Mr. William Bradley "Brad" Pickett**
- **Ms. Leona Watts**

Meeting Adjourn