



**Tuesday, December 17, 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

Add Policy Items #39 #40 and #41 at the request of the Administration

- 39. 2019-323** Take from the table Approval or Denial of 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 - tabled at the November 19th meeting.
- 2. 2019-431** Approve purchase of property, Parcel No. 2-037D-14-158.00, PPIN 22090, located at 715 Greely Street, as per Quick Claim Deed, in the amount of \$1,800.00, appraisals attached, in accordance with Mississippi Code 21-17-1 *et seq.*, and authorize issuance of manual check for the same.
- 3. 2019-432** Approve the sale of a parcel of undeveloped land located on Dewey Street, Parcel No. 2-029B-03-237.00, PPIN 15186, as per Quit Claim Deed, to Jacob and Alesha Edwards in the amount of \$1900.00, which is the average of the two attached appraisals, and authorize the Mayor to execute Quit Claim Deed.

POLICY AGENDA

1. **2019-425** Approve the minutes for the December 2 & 3, 2019 meetings of the City Council.

2. **2019-373** Adopt Resolutions condemning the following properties as unclean and a menace to the health and safety of the community.

3. **2019-375** 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.

4. **2019-398** Adopt a Resolution setting Public Hearing on Monday, February 3, 2020 at 4:00 p.m. in the City Council Chambers 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.

5. **2019-384** Adopt an Ordinance filed by The City of Hattiesburg, as required in the Land Development Code, Ord. No. 3209, to amend the Land Development Code Sections 5, 7, 11 and 13 for the purpose of considering amendments to use types and/or an additional use types, conditions, policy, procedure, and definitions therefore throughout the Land Development Code and to consider amendments related to meetings of the Planning Commission and Board of Adjustment. The Planning Commission recommended to Approve on December 4, 2019.

6. **2019-385** Adopt an Ordinance filed by Ronald Blackwell, Engineer, and Bennet V. York, Owner, as required in the Land Development Code, Ord. No. 3209, to change the zoning classification for certain properties located on Cross Creek Parkway from Section 4.5.12, B-5 (Regional Business) District to Section 4.5.7, R-3 (Multi-Family Residential) District. The Planning Commission recommended to Approve on December 4, 2019.

7. **2019-387** Approve or Deny a petition filed by Kerri Little, Munn Enterprises, Contractor, and Pediatrtrust, Owner, as required in the Land Development Code, Ord. No. 3209, to request a sign variance from Section 10 Table 10.6-2 Monument Sign “Side Setback”, and allow for a side setback variance of fourteen (14) feet for a proposed sign to be located at 401 S. 40th Avenue. The Board of Adjustment recommended to Approve on December 4, 2019.

- 8. 2019-386** Approve or Deny a petition filed by Marcell Lee, Applicant, and John Horn, Owner, as required in the Land Development Code, Ord. No. 3209, to request a conditional use as a “Senior Adult Daycare Center” as defined by the LDC for a certain property located at 89 Industrial Drive. The Planning Commission recommended to Approve on December 4, 2019.
- 9. 2019-406** Adopt a Resolution authorizing Requisition No. 55 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. 2019-405** Acknowledge and accept bids received December 5, 2019 for the 38th Avenue Roadway Improvements Project, Federal Aid Project No. STP 0210-00(036)LPA/108080-701000; Approve the bid from Webster Electric Company, LLC in the amount of \$1,191,322.20 as the lowest and best bid, subject to Mississippi Department of Transportation (MDOT) concurrence; Authorize Mayor to execute contracts and MDOT documents as required for the project.
- 11. 2019-397** Acknowledge offer of Airport Improvement Project grant from the U. S. Department of Transportation-Federal Aviation Administration (FAA) in the amount of \$2,134,424.00 for the Bobby L. Chain Municipal Airport Apron Restoration Part I Project; Authorize Mayor to accept grant and execute all related documents as required by FAA.
- 12. 2019-394** Acknowledge bids received September 7, 2018 for the Bobby L. Chain Municipal Airport Apron Restoration Part I Project and accept the bid from Simmons Erosion Control, Inc. in the amount of \$1,804,056.50 for the base bid; Authorize Mayor to execute contracts in triplicate.
- 13. 2019-388** Approve Supplemental Agreement No. 17 with ARE Consultants, Inc. for design engineering services related to the Bobby L. Chain Municipal Airport Apron Restoration Part I Project; Authorize Mayor to execute in duplicate.
- 14. 2019-393** Approve Supplemental Agreement No. 18 with ARE Consultants, Inc. for administration, construction engineering and observation services related to the Bobby L. Chain Airport Apron Restoration Part I Project; Authorize Mayor to execute in duplicate.

15. **2019-404** Approve Wastewater Treatment Agreement by and between the City of Hattiesburg and F & H Utilities for the acceptance and treatment of wastewater for the development known as Copperfield Subdivision, pending approval from Public Service Commission; Authorize Mayor to execute in duplicate.

16. **2019-376** Approve Lighting Agreement with Mississippi Power Company to provide additional lighting at 706 Pineview Drive for a monthly increase of \$12.47, and authorize Mayor to execute the same.

17. **2019-382** Approve a Processing Agreement between the City and OpenEdge, LLC, for credit card processing services for payments made in the Building, Planning, and Tax Divisions and authorize the Mayor to execute in triplicate.

18. **2019-360** Approve Service Agreement with MCCi for scanning, converting, indexing and hosting of Minute Books for an amount not to exceed \$20,000.00 and authorize the Mayor to execute the same.

19. **2019-379** Approve and authorize issuance of manual check for CDBG Program Claim per the attached memorandum.

20. **2019-380** Approve an amendment to the Community Development Housing Rehabilitation and Housing Repair Grants Program Manual (December 2019 - Temporary Relocation Policy). {Entitlement}

21. **2019-381** Approve a Contractor and Owner Agreement and a Housing Repair Grant Award to Gayla Dukes of 103 North 11th Avenue 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.

22. **2019-408** Take from the table a Resolution granting and allowing ad valorem tax exemption, except state and school district ad valorem taxes to Georgia-Pacific Consumer Operations, LLC, for a period of ten (10) years; commencing on December 31, 2018 and ending December 31, 2027; with a true value of \$7,378,819.27 or the amount approved by Mississippi Department of Revenue - tabled at the November 5, 2019 meeting.

23. **2019-412** Take from the table a Resolution granting and allowing ad valorem tax exemption, except state and school district ad valorem taxes to Green Bay Converting, Inc., for a period of ten (10) years; commencing on December 31, 2018 and ending December 31, 2027; with a true value of \$239,210.00 or the amount approved by Mississippi Department of Revenue - tabled at the November 5, 2019 meeting.
24. **2019-413** Take from the table a Resolution granting and allowing ad valorem tax exemption, except state and school district ad valorem taxes to Hybrid Plastics for a period of ten (10) years; commencing on December 31, 2018 and ending December 31, 2027; with a true value of \$90,000.00 or the amount approved by Mississippi Department of Revenue - tabled at the November 5, 2019 meeting.
25. **2019-414** Take from the table a Resolution granting and allowing ad valorem tax exemption, except state and school district ad valorem taxes to Kohler Company for a period of ten (10) years; commencing on December 31, 2018 and ending December 31, 2027; with a true value of \$23,791,896.40 or the amount approved by Mississippi Department of Revenue - tabled at the November 5, 2019 meeting.
26. **2019-415** Take from the table a Resolution granting and allowing ad valorem tax exemption, except state and school district ad valorem taxes to Resinall Corporation for a period of ten (10) years; commencing on December 31, 2018 and ending December 31, 2027; with a true value of \$6,939,951.67 or the amount approved by Mississippi Department of Revenue - tabled at the November 5, 2019 meeting.
27. **2019-416** Take from the table a Resolution granting and allowing ad valorem tax exemption, except state and school district ad valorem taxes to Sofidel America Corporation for a period of ten (10) years; commencing on December 31, 2018 and ending December 31, 2027; with a true value of \$353,211.32 or the amount approved by Mississippi Department of Revenue - tabled at the November 5, 2019 meeting.
28. **2019-418** Take from the table a Resolution granting and allowing ad valorem tax exemption, except state and school district ad valorem taxes to Wis-Pak of Hattiesburg, LLC, for a period of ten (10) years; commencing on December 31, 2018 and ending December 31, 2027; with a true value of \$916,981.00 or the amount approved by Mississippi Department of Revenue - tabled at the November 5, 2019 meeting.
29. **2019-419** Take from the table a Resolution granting and allowing ad valorem tax exemption, except state and school district ad valorem taxes to Zeon Chemicals, for a period of ten (10) years; commencing on December 31, 2018 and ending December 31, 2027;

with a true value of \$249,823.00 or the amount approved by Mississippi Department of Revenue - tabled at the November 5, 2019 meeting.

- 30. 2019-420** Take from the table a Resolution granting and allowing ad valorem tax exemption, except state and school district ad valorem taxes to Western Container for a period of ten (10) years; commencing on December 31, 2018 and ending December 31, 2027; with a true value of \$3,140,205.00 or the amount approved by Mississippi Department of Revenue - tabled at the November 5, 2019 meeting.
- 31. 2019-421** Take from the table a Resolution granting and allowing ad valorem tax exemption, except state and school district ad valorem taxes to Merchants Company for a period of ten (10) years; commencing on December 31, 2018 and ending December 31, 2027; with a true value of \$1,397,486.85 or the amount approved by Mississippi Department of Revenue - tabled at the November 5, 2019 meeting.
- 32. 2019-422** Take from the table a Resolution granting and allowing ad valorem tax exemption, except state and school district ad valorem taxes to Mississippi Tank Company for a period of ten (10) years; commencing on December 31, 2018 and ending December 31, 2027; with a true value of \$160,211.45 or the amount approved by Mississippi Department of Revenue - tabled at the November 5, 2019 meeting.
- 33. 2019-423** Take from the table a Resolution granting and allowing ad valorem tax exemption, except state and school district ad valorem taxes to Mar-Jac Poultry MS LLC, for a period of ten (10) years; commencing on December 31, 2018 and ending December 31, 2027; with a true value of \$2,629,911.99 or the amount approved by Mississippi Department of Revenue - tabled at the November 5, 2019 meeting.
- 34. 2019-424** Take from the table a Resolution granting and allowing ad valorem tax exemption, except state and school district ad valorem taxes to Hattiesburg Farm, LLC, for a period of ten (10) years; commencing on December 31, 2018 and ending December 31, 2027; with a true value of \$47,592,512.00 or the amount approved by Mississippi Department of Revenue - tabled at the November 5, 2019 meeting.
- 35. 2019-396** Authorize submittal of an amendment to award MS-2016-007-02 with the Federal Transit Administration (FTA) to reprogram remaining funds following the completion of the Mass Transit Operations Facility.
- 36. 2019-395** Authorize the Mayor to make submittal for the Blight Elimination Program sponsored

by the Mississippi Home Corporation.

37. **2019-427** Acknowledge and accept amendments to the Civil Service Rules and Regulations with an effective date of January 1, 2020.
38. **2019-428** Approve letter of engagement from Montague, Pittman, Varnado & Hall to provide legal counsel to the Civil Service Commission and attend monthly meetings.
39. **2019-323** Take from the table Approval or Denial of 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 - tabled at the November 19th meeting.
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41. **2019-432** Approve the sale of a parcel of undeveloped land located on Dewey Street, Parcel No. 2-029B-03-237.00, PPIN 15186, as per Quit Claim Deed, to Jacob and Alesha Edwards in the amount of \$1900.00, which is the average of the two attached appraisals, and authorize the Mayor to execute Quit Claim Deed.

ROUTINE AGENDA

1. **2019-374** Acknowledge Proof of Publications for the month of November 2019.
2. **2019-377** Acknowledge the monthly budget report for the month ending November 30, 2019.
3. **2019-383** Acknowledge receipt of Privilege License Monthly Report for November 2019.
4. **2019-389** Acknowledge receipt of a draft update to the Title VI Plan for Hub City Transit; approve a public comment period from December 19, 2019 to January 20, 2020, and authorize publication of the same.

5. **2019-401** Acknowledge receipt of a Drainage Release located at PPIN 12975 Lakewood Drive executed by Craig Flanagan.

6. **2019-403** Acknowledge receipt of a Drainage Release, executed by Anil Patel, SHS Hattiesburg LLC, for Springhill Suites, 6574 Hwy 49N.

7. **2019-407** Acknowledge no proposals were received for the Reverse Auction for One (1) Electric Traction Elevator B 5000# by the deadline on December 5, 2019 and Authorize re-advertisement for the Elevator.

8. **2019-391** Approve specifications and authorize advertisement for bids for a Regenerative Sweeper Truck for the City of Hattiesburg Public Works Department.

9. **2019-402** Approve Plans and Specifications for the Big Yank Demolition Project and authorize advertisement for bids for same.

10. **2019-390** Approve the sale of grave spaces, per attached Memo's, Receipts and Deeds.

11. **2019-378** Approve claims docket for the period ending December 13, 2019.

In Memoriam:

- Mrs. Evelyn Christina Howell
- Ms. Shannon Gilbert Corey
- Mr. Shelby Eugene "Gene" Barnes
- Mr. Curtis Scott Dumal
- Mrs. Penny Hart Blanks
- Mr. Gus Bowering
- Mr. John Edward Barber, Sr.
- Mrs. Vivian Margaret Scroggs Pierce
- Mr. Sam Henry Hall
- Mr. William Sturkin
- Mr. Calvin Wayne Drake
- Mrs. Betty Tatum Coady

Meeting Adjourn