

Call to Order

BE IT REMEMBERED that the **regular meeting of the Hattiesburg City Council was held at 4:00 p.m. Tuesday, April 7, 2020**, in Jackie Dole Community Center Auditorium.

Those present included Mayor Toby Barker (via teleconference) and members of the City Council Jeffrey George, Ward 1; Deborah Delgado, Ward 2 (via teleconference); Carter Carroll, Ward 3; Mary Dryden, Ward 4 (via teleconference); and Nicholas Brown, Ward 5. Others in attendance included Director of Administration/City Clerk, Kermas Eaton; City Attorney, Randy Pope (via teleconference); Clerk of Council, Ronda S. Cole (via teleconference); Deputy Clerk of Council, Lisa Luu (via teleconference); 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 Kermas Eaton.

The Pledge of Allegiance was led by Andrew Ellard, Director of Urban Development.

Presentation Agenda

The PRESENTATION AGENDA came before the Council.

There were no presentations at this time.

Citizens' Forum

Council President Carroll proceeded with the Citizens' Forum.

He stated the procedures and invited members of the public to speak.

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

Council President Carroll closed the Citizen Forum.

POLICY AGENDA

The POLICY AGENDA came before the Council.

1. **2020-239** Approve the minutes for the March 16, 17 & 25, 2020 meetings of the City Council.

Attachments: 3-16-2020 Unsafe PH, AR Mins.
3-17-2020 Mins.
3-25-2020 SC Mins.

A MOTION was made by Council Member George and seconded by Council Member Brown to Approve the minutes for the March 16, 17 & 25, 2020 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 (via teleconference) and Brown

Nays: 0

2. **2020-219** Adopt a corrected Resolution adjudicating and directing the placement as an assessment the cleanup cost and applicable penalties per State Law, against certain properties and Authorize the Release of an improperly filed adjudication related to 742 Monroe.

Attachments: Release - 742 Monroe Incorrect Version
 Adjudication - 742 Monroe – Corrected

A MOTION was made by Council Member George and seconded by Council Member Brown to Adopt a corrected Resolution (#2020-111) adjudicating and directing the placement as an assessment the cleanup cost and applicable penalties per State Law, against certain properties and Authorize the Release of an improperly filed adjudication related to 742 Monroe.

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

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

Nays: 0

3. **2020-236** Adopt a corrected Resolution adjudicating and directing the placement as an assessment the cleanup cost and applicable penalties per State Law, against certain properties and Authorize the Release of an improperly filed adjudication related to 902 Roby.

Attachments: Release - 902 Roby Incorrect Version
 Adjudication - 902 Roby – Corrected

A MOTION was made by Council Member George and seconded by Council Member Brown to Adopt a corrected Resolution (#2020-112) adjudicating and directing the placement as an assessment the cleanup cost and applicable penalties per State Law, against certain properties and Authorize the Release of an improperly filed adjudication related to 902 Roby.

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

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

Nays: 0

4. **2020-218** Adopt a Resolution authorizing Requisition No. 61 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. 61
 Project Resolution Requisition 2016 Bonds No. 61

A MOTION was made by Council Member George and seconded by Council Member Brown to Adopt a Resolution (#2020-113) authorizing Requisition No. 61 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 (via teleconference) and Brown

Nays: 0

5. **2020-240** Approve of the suspension of Land Development Code section 12.4.2 requirement that all appeals be heard within 60 days of filing, and allow for the setting, tabling, or delay of such hearings by the appropriate body until such time that it can be determined that the health risk related to COVID-19 can be adequately mitigated. Said suspension to expire in 90 days unless extended further.

A MOTION was made by Council Member George and seconded by Council Member Brown to Approve of the suspension of Land Development Code section 12.4.2 requirement that all appeals be heard within 60 days of filing, and allow for the setting, tabling, or delay of such hearings by the appropriate body until such time that it can be determined that the health risk related to COVID-19 can be adequately mitigated. Said suspension to expire in 90 days unless extended further.

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

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

Nays: 0

6. **2020-238** Approve Supplemental Agreement No. 1 with Grady Crawford Construction Co., Inc. for the Comprehensive Sewer/Water Improvements Project Phase X to account for added items and to adjust quantities to actual for a net contract decrease of \$223,968.05; Acknowledge receipt of closing documents; Authorize Mayor to execute Supplemental Agreement No. 1 in quadruplicate; Authorize final acceptance of the project, the Mayor to execute in quadruplicate and issuance of a manual check in payment of the same.

Attachments: Closeout Cover Letter
 Pay Estimate No. 7 & Final
 Closing Documents
 Supplemental Agreement No. 1

A MOTION was made by Council Member George and seconded by Council Member Brown to Approve Supplemental Agreement No. 1 with Grady Crawford Construction Co., Inc. for the Comprehensive Sewer/Water Improvements Project Phase X to account for added items and to adjust quantities to actual for a net contract decrease of \$223,968.05; Acknowledge receipt of closing documents; Authorize Mayor to execute Supplemental Agreement No. 1 in quadruplicate; Authorize final acceptance of the project, the Mayor to execute in quadruplicate and issuance of a manual check in payment of 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 (via teleconference) and Brown

Nays: 0

7. **2020-216** Approve lighting agreement with Mississippi Power for additional street lighting near the Street Maintenance Building and Parking area on Walnut Street for a monthly increase of \$50.94.

Attachments: MS Power-Street Maintenance building Walnut SL Form

A MOTION was made by Council Member George and seconded by Council Member Brown to Approve lighting agreement with Mississippi Power for additional street lighting near the Street Maintenance Building and Parking area on Walnut Street for a monthly increase of \$50.94.

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Dryden (via teleconference) and Brown
Nays: 0

8. **2020-232** Approve lighting agreement with Mississippi Power for additional at the former Ford Dealership on West Pine Street at a monthly cost of \$131.37; Authorize Mayor to execute.

Attachments: MS Power-Former Ford Dealership

A MOTION was made by Council Member George and seconded by Council Member Brown to Approve lighting agreement with Mississippi Power for additional at the former Ford Dealership on West Pine Street at a monthly cost of \$131.37; Authorize Mayor to execute.

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Dryden (via teleconference) and Brown
Nays: 0

9. **2020-233** Approve lighting agreement with Mississippi Power for additional lighting near the Maintenance Barn on James Street for a monthly decrease of \$1.69; Authorize Mayor to execute.

Attachments: MS Power-Hattiesburg Maintenance Barn

A MOTION was made by Council Member George and seconded by Council Member Brown to Approve lighting agreement with Mississippi Power for additional lighting near the Maintenance Barn on James Street for a monthly decrease of \$1.69; Authorize Mayor to execute.

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Dryden (via teleconference) and Brown
Nays: 0

10. **2020-234** Approve lighting agreement with Mississippi Power for additional lighting at Southern Avenue and 306 Fredrick Street for a monthly increase of \$24.80; Authorize Mayor to execute.

Attachments: MS Power-1104 Southern Ave and 306 Frederick St

A MOTION was made by Council Member George and seconded by Council Member Brown to Approve lighting agreement with Mississippi Power for additional lighting at Southern Avenue and 306 Fredrick Street for a monthly increase of \$24.80; Authorize Mayor to execute.

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

Yeas: 5 - George, Delgado (via teleconference), Carroll, Dryden (via teleconference) and Brown
Nays: 0

11. **2020-217** Approve lighting agreement with Mississippi Power for additional street lighting at 725 Grace Ave and 309 Crestmont Dr for a monthly increase of \$24.80.

Attachments: MS Power-725 Grace 309 Crestmont SL form

A MOTION was made by Council Member George and seconded by Council Member Brown to Approve lighting agreement with Mississippi Power for additional street lighting at 725 Grace Ave and 309 Crestmont Dr for a monthly increase of \$24.80.

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

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

Nays: 0

- 12. 2020-227** Approve Memorandum of Understanding between the Mississippi Bureau of Narcotics (MBN) and the Mississippi Gulf Coast High Intensity Drug Trafficking Area (HIDTA) and the Hattiesburg Police Department (LEO) shall begin on 01/01/2020 and shall not extend beyond 12/31/20 unless the period is extended by written modification to this agreement and authorize the Mayor to execute the same.

Attachments: FY 2020 HIDTA Agreement

A MOTION was made by Council Member George and seconded by Council Member Brown to Approve Memorandum of Understanding between the Mississippi Bureau of Narcotics (MBN) and the Mississippi Gulf Coast High Intensity Drug Trafficking Area (HIDTA) and the Hattiesburg Police Department (LEO) shall begin on 01/01/2020 and shall not extend beyond 12/31/20 unless the period is extended by written modification to this 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 (via teleconference) and Brown

Nays: 1 - Delgado (via teleconference)

- 13. 2020-228** Approve the 2020 Annual Action Plan for the City of Hattiesburg and authorize submission to the US Department of Housing and Urban Development.

Attachments: 2020 Action Plan

A MOTION was made by Council Member George and seconded by Council Member Brown to Approve the 2020 Annual Action Plan for the City of Hattiesburg and authorize submission to the US Department of Housing and Urban Development.

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

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

Nays: 0

- 14. 2020-237** Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-029N-09-209-00 (PPIN 45963) for the Hardy Street/Green Street Roundabout Project; Acknowledge receipt of Appraisal Report and Appraisal Review Report; Determine the appraisal valuation of \$47,550.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$47,550.00; Authorize Mayor to execute any and all documents required to complete the transaction.

Attachments: Combined Appraisal Review and Appraisal
Establishment of Just Compensation Offer-Forrest County - Adeline Proper..
FAIR MARKET VALUE OFFER

A MOTION was made by Council Member George and seconded by Council Member Brown to Authorize acquisition of a portion of a parcel of property identified as Forrest County Parcel No. 2-029N-09-209-00 (PPIN 45963) for the Hardy Street/Green Street Roundabout Project; Acknowledge receipt of Appraisal Report and Appraisal Review Report; Determine the appraisal valuation of \$47,550.00 to be Just Compensation for the aforementioned portion of the parcel; Authorize Mayor to make a Fair Market Value Offer for the property of \$47,550.00; Authorize Mayor to execute any and all documents required to complete the transaction.

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

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

Nays: 0

15. **2020-231** Ratify and confirm the Mayor’s reappointment of Rhoda A. Pickett (Ward 2) to the Planning Commission for a term beginning May 13, 2020 and ending May 12, 2025.

Attachments: Data sheet Pickett 2020

A MOTION was made by Council Member George and seconded by Council Member Brown to Ratify and confirm the Mayor’s reappointment of Rhoda A. Pickett (Ward 2) to the Planning Commission for a term beginning May 13, 2020 and ending May 12, 2025.

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

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

Nays: 0

1. **2020-221** Ratification of submitted grant application to the Federal Emergency Management Agency (FEMA) FY 2019 Assistance to Firefighters Grant Program to fund the purchase of an aerial apparatus for an estimated cost of \$1,045,000 (\$950,000 federal share and \$95,000 local share).

Attachments: 2019 AFG Application - Final

2. **2020-222** Ratification of a submitted grant application to the U.S. Department of Justice (DOJ), Office of Community Oriented Policing Services (COPS) Hiring Program to fund the hiring of four (4) additional police officers, for a total estimated three-year project cost of \$653,349 (\$488,499 federal share and \$164,850 local share).

Attachments: CHP 2020 Application - Final

3. **2020-223** Ratification of submitted grant application to the Federal Transit Administration (FTA) FY 2020 Grants for Buses and Bus Facilities Program to fund sidewalks, ADA accessibility features, crosswalks, and pedestrian signals at selected bus stop locations, for a total project cost estimated at \$2,616,000 (\$1,831,200 federal share and \$784,800 local share).

Attachments: Supplemental Form 2020
 SF424
 Lobbying Certification

4. **2020-225** Ratification of submitted 2019 Consolidated Annual Performance and Evaluation Report (CAPER)

Attachments: COH 2019 CAPER FINAL

5. **2020-241** Ratification of corrected Agreement with PropertyRoom.com to auction property on inventory at the Hattiesburg Police Department previously approved on March 3, 2020.

Attachments: PropertyRoom.com Agreement

6. **2020-230** Acknowledge receipt of request filed by P&L Rental LLC, Agustina & Oscar Leal, Owners, to appeal the Hattiesburg Historic Conservation Commission's Denial of the petition filed by P&L Rental LLC to paint exterior brick at 512 6th Ave. The HHCC Denied on March 11, 2020. Set a public hearing before City Council on June 2, 2020 at 4:00 p.m. and authorize publication of Public Notice setting an Appeal Public Hearing.
- Attachments: Appeal form
7. **2020-229** Acknowledge receipt of the two-quote docket as provided for in 31-7-13(b) of the Mississippi Code of 1972
- Attachments: 20200330085324
 2946 FINAL
 2947 FINAL
 2948 FINAL
 2949 FINAL
 2951 FINAL
 2952 FINAL
 2959 FINAL
 2960 FINAL
8. **2020-215** Approve and authorize issuance of manual check(s) for CDBG Program Claims per attached Memorandum. {Entitlement CDBG}
- Attachments: Hollimon Construction_04072020
 Manual Check 04072020
 LuMar Development_04072020
9. **2020-235** Approve plans and specifications for the Tatum Park Tennis Court Lighting Project and authorize advertisement for bids for same.
- Attachments: Tatum Tennis Lighting - Adv for Bids
 Tatum Park Tennis Court Lighting - Final Plans
 Tatum Tennis Lighting - Final Specs
10. **2020-224** Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds.
- Attachments: Memo's (04-07-2020)
 Receipts (04-07-2020)
 Deeds (04-07-2020)
11. **2020-213** Approve claims docket for the period ending March 31,2020.
- Attachments: Docket 3.31.20

Meeting Adjourn

By unanimous consent, Council President Carroll declared the **meeting recessed at 4:18 p.m., this 7th day of April, 2020.**

ATTEST:**APPROVE:**


 Clerk of Council


 Council President

ATTEST AND CERTIFY:**APPROVE:**


 City Clerk


 Mayor

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