

# **City of Hattiesburg, MS**

*200 Forrest St.  
P.O. Box 1898  
Hattiesburg, MS 39401*



## **Minutes Report**

**Tuesday, June 4, 2013**

**10:00 AM**

**Council Chambers**

**City Council**

**I. Call to Order**

**BE IT REMEMBERED** that the regular meeting of the Hattiesburg City Council was held at 10:00 a.m. Tuesday, June 4, 2013, in Council Chambers at City Hall.

Those present included members of the City Council Kim Bradley, Ward 1; Deborah Delgado, Ward 2; and Carter Carroll. Others in attendance included Director of Administration/City Clerk, Eddie Myers; Chief Financial Officer, Connie Everett; Assistant Fire Chief, Paul Presley; Police Chief, Frazier Bolton; Assistant Police Chief, Frank Misenhelter; Planning Administrator, Donovan Scruggs; City Attorney, Charles Lawrence; Public Relations Coordinator, Chinika Hood; Clerk of Council, Debbie Bernardo; and the public.

**THE MEETING** was called to order by Council President Bradley.

Kim Bradley; Deborah Delgado; Carter Carroll; Dave Ware and Henry Naylor

**II. Call to Prayer and Pledge of Allegiance**

The prayer was given by Attorney Lawrence.

The Pledge of Allegiance was led by Chief Bolton.

**III. Agenda Order**

**A MOTION** was made by Council member Carroll and seconded by Council member Delgado to Add Policy Agenda Items VI - 4 and VI - 5 at the request of the Administration as follows:

**VI.-4 2013 0318** Extend the State of Emergency for an additional thirty (30) days to allow for the ongoing cleanup resulting from Tornado on February 10, 2013.

**VI.-5 2013 0319** Approve Friday, July 5, 2013, as an additional Independence Day holiday, as proclaimed by the Governor of the State of Mississippi.

**Attachments:** July 5 holiday, Governor's Proclamation

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

**Yeas: 3 - Bradley, Delgado and Carroll**

**Nays: 0**

**Absent: 2 - Ware and Naylor**

**IV. Approval of Minutes**

A MOTION was made by Council member Carroll and seconded by Council member Delgado to approve the minutes of the May 6, 7, 8, 20, 21 and 31, 2013, City Council meetings.

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

Yeas: 3 - Bradley, Delgado and Carroll

Nays: 0

Absent: 2 - Ware and Naylor

V. **PRESENTATION AGENDA**

THE PRESENTATION AGENDA came before the Council.

There were no presentations at this time.

VI. **POLICY AGENDA**

THE POLICY AGENDA came before the Council.

VI.-1 [2013-0305](#)

Authorize Mayor to execute duplicate originals of permit from The Alabama Great Southern Railway Company for access to the railroad's right of way as required for the construction of the Longleaf Trace Depot to Chain Park Project ( aka Newman-Buschman Neighborhood Shared Use Pathway).

**Attachments:** [BR0011777 - DRAFT Agreement - Hattiesburg MS - Chain Park Trail](#)

A MOTION was made by Council Member Carroll and seconded by Council Member Delgado to Authorize Mayor to execute duplicate originals of permit from The Alabama Great Southern Railway Company for access to the railroad's right of way as required for the construction of the Longleaf Trace Depot to Chain Park Project ( aka Newman-Buschman Neighborhood Shared Use Pathway).

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

Yeas: 3 - Bradley, Delgado and Carroll

**Nays: 0**

**Absent: 2 - Ware and Naylor**

President Kim Bradley; Council Member Deborah Delgado and Council Member Carter Carroll

**VI.-2** [2013-0306](#)

Authorize Mayor to execute duplicate originals of a Professional Services Agreement with Shows, Dearman & Waits, Inc. for design and construction engineering services for the extension of water and sewer services on W. L. Runnels Drive.

**Attachments:** [SDW Agreement](#)

**A MOTION was made by Council Member Carroll and seconded by Council Member Delgado to Authorize Mayor to execute duplicate originals of a Professional Services Agreement with Shows, Dearman & Waits, Inc. for design and construction engineering services for the extension of water and sewer services on W. L. Runnels Drive.**

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

**Yeas: 3 - Bradley, Delgado and Carroll**

**Nays: 0**

**Absent: 2 - Ware and Naylor**

President Kim Bradley; Council Member Deborah Delgado and Council Member Carter Carroll

**VI.-3** [2013-0314](#)

Authorize Mayor to execute duplicate original agreement between 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. This program will operate October 1, 2012, through September 30, 2013. (Nunc Pro Tunc)

**Attachments:** [Hattiesburg Civic Arts Council Contract 2013](#)

**A MOTION was made by Council Member Carroll and seconded by Council Member Delgado to Authorize Mayor to execute duplicate original agreement between 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. This program will operate October 1, 2012, through September 30, 2013. (Nunc Pro Tunc)**

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

**Yeas: 3 - Bradley, Delgado and Carroll**

**Nays: 0**

**Absent: 2 - Ware and Naylor**

President Kim Bradley; Council Member Deborah Delgado and Council Member Carter Carroll

**VI.-4** [2013-0318](#)

Extend the State of Emergency for an additional thirty (30) days to allow for the ongoing cleanup resulting from Tornado on February 10, 2013.

**A MOTION was made by Council Member Carroll and seconded by Council Member Delgado to Extend the State of Emergency for an additional thirty (30) days to allow for the ongoing cleanup resulting from Tornado on February 10, 2013.**

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

**Yeas: 5 - Bradley, Delgado and Carroll**

**Nays: 0**

**Absent: 2 - Ware and Naylor**

President Kim Bradley; Council Member Deborah Delgado and Council Member Carter Carroll

**VI.-5** [2013-0319](#)

Approve Friday, July 5, 2013, as an additional Independence Day holiday, as proclaimed by the Governor of the State of Mississippi.

**Attachments:** [July 5 holiday, Governor's Proclamation](#)

**A MOTION was made by Council member Delgado to Approve Friday, July 5, 2013, as an additional Independence Day holiday, as proclaimed by the Governor of the State of Mississippi.**

**Council member Carroll asked Mr. Myers if employees normally receive 12 or 13 holidays; Mr. Myers responded in the affirmative and said it varies,**

depending on what day of the week Christmas and New Years fall on, as to whether the governor decides to grant an extra day.

Council member Delgado noted that from time to time, [an extra day is given] for Independence Day; Mr. Myers agreed and said the last time was in 2006.

Council President Bradley stated his opposition [to the additional holiday] and noted that it will cost the City because some services will have to be offered.

Council member Carroll asked Ms. Everett what the extra costs will be; Ms. Everett stated that payroll costs for a day can run to \$102,000 a day; she said she calculated that it would cost roughly \$60,000 to declare a holiday and then pay employees who work to provide police, fire and other needed services. Council member Carroll expressed concern that areas of the city will go without sanitation services for close to a week; Ms. Everett stated that John Brown indicated that Thursday pickups will be made on Wednesday and that Friday pickups will be made on Monday, and that there is a possibility that a [small] amount of overtime pay will be involved.

Council President Bradley asked if the City has any policy limiting employees from taking vacation immediately following a holiday; Mr. Myers replied in the negative.

Council member Delgado asked for the costs of operating city buildings, including utilities, over and above employee salaries and benefits; Ms. Everett said she did not know that those costs would [represent] a major impact.

Council member Delgado spoke in favor of approving the additional holiday for employees and said her motion stands.

The Motion failed for lack of a second.

## VII. ROUTINE AGENDA

THE ROUTINE AGENDA came before the Council.

A MOTION was made by Council Member Carroll and seconded by Council Member Delgado to approve the Routine Agenda.

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

**Yeas: 3 - Bradley, Delgado and Carroll**

**Nays: 0**

**Absent: 2 - Ware and Naylor**

President Kim Bradley; Council Member Deborah Delgado and Council Member Carter Carroll

### VII.-1 [2013-0300](#)

Acknowledge receipt of the monthly budget report for the month

ending May 31, 2013, on permanent file in the City Clerk's Office.

**VII.-2** [2013-0301](#)

Acknowledge receipt of two bid purchase docket for the period of March 26, 2013 through May 27, 2013 as provided for in Section 31-7-13 (b) of the Mississippi Code of 1972.

**Attachments:** [06-04-Two Quote Docket](#)

**VII.-3** [2013-0313](#)

Acknowledge receipt of FY2011-2012 Expenditure Report from Hattiesburg Arts Council for 2012 Summer Arts Program.

**Attachments:** [2012 Hatt Arts Council Expend Report](#)

**VII.-4** [2013-0311](#)

Approve final acceptance of the project Country Club Area Water Rehabilitation; Authorize publication of the Notice of Final Settlement of Contract for same.

**Attachments:** [NOTICE OF FINAL SETTLEMENT-Country Club Area Water Rehab Closeout Documents](#)

**VII.-5** [2013-0310](#)

Approve final acceptance of the project Construction of New Cells at the North Lagoon; Authorize Publication of the Notice of Final Settlement of Contract for same.

**Attachments:** [Closeout Documents](#)  
[NOTICE OF FINAL SETTLEMENT-North Lagoon Expansion](#)

**VII.-6** [2013-0304](#)

Acknowledge receipt of a street deed for a part of Blocks 1 & 2 of High-Land Park Subdivision as more particularly described in the attached deed granted by Welkin Enterprises, LLC; Accept said street for maintenance.

**Attachments:** [Street Deed - Cedar Street - Signed](#)

**VII.-7** [2013-0302](#)

Acknowledge receipt of the bid on May 16, 2013 for Term Bid Item #17 - Uniforms for the Hattiesburg Fire Department and accept the bid as per recommendation as the only bid received that meet the City's advertised specifications.

**Attachments:** [06-04-Accept PS 17](#)

**VII.-8** [2013-0309](#)

Authorize and approve publication of Notice of Availability and Request for Proposals for Public Service Grant funds in connection with the City of Hattiesburg's Community Development Block Grant Program (CDBG). {Entitlement}

**Attachments:** [CDBG PUBLIC SERVICE APPLICATION FORM to Accompany RFP](#)  
[NOA.PubServiceGrants June 2013](#)

**VII.-9** [2013-0303](#)

Approve Specifications for Mass Notification System #6 (Country Club Area Warning Siren) and authorize advertisement for bids for same.

**Attachments:** [11211 signed specs](#)  
[11211 advertisement for bids.2](#)

**VII.-1** [2013-0308](#)

**0**

Approve and authorize issuance of manual checks for CDBG Program Claims per attached memorandum. {Entitlement}

**Attachments:** [MEMORANDUM-Manual Checks-CDBG](#)  
[CDBG Supporting Docs](#)

**VII.-1** [2013-0312](#)

**1**

Approve Claims Docket for the period ending May 31, 2013.

**Attachments:** [claim 6.4.13](#)

**Council President Bradley called for additional business.**

**There was no additional business.**

**By unanimous consent, Council President Bradley declared the meeting recessed at 10:21 a.m., this the 4th day of June, A.D. 2013.**