

City of Hattiesburg, MS

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



Meeting Agenda

Tuesday, June 18, 2013

4:30 PM

Council Chambers

City Council

I. Call to Order

II. Call to Prayer and Pledge of Allegiance

III. Agenda Order

V. PRESENTATION AGENDA

VI. POLICY AGENDA

VI.-1 [2013-0337](#)

Approve or Deny to adopt an ordinance changing the zoning designation of certain properties located at 404 & 419 Tuscan Avenue from R1-A (Single-Family Residential) District to R-2 (Two- Family Residential) District (PPIN #'s 013663 & 013665, respectively, Ward 2). Hattiesburg Planning Commission recommended to APPROVE on June 5, 2013.

Attachments: [Ordinance rezone 404 & 419 Tuscan
404 & 419 Tuscan Rezoning](#)

VI.-2 [2013-0339](#)

Approve or Deny the petition filed by Charles Bourland, petitioner, on behalf of William Carey University, Owner to request variances of 15 foot of the front yard setback and height regulations 15 foot variance of Sections 55.04 for certain properties located at 404 & 419 Tuscan Avenue (PPIN's # 013663 & 013663, respectively Ward 2). Hattiesburg Planning Commission recommended to APPROVE on June 5, 2013.

Attachments: [404 & 419 Tuscan Rezoning](#)

VI.-3 [2013-0338](#)

Approve or Deny the petition filed by Charles Bourland, petitioner on behalf of William Carey University, Owner to request a Use Permit Upon Review as detailed in the Comprehensive Zoning Ordinance No. 2330 Article 4, Section 55.03 (8) for a "University or College" for certain properties located at 404 & 419 Tuscan Avenue (PPIN's # 013663 & 013665, respectively, Ward 2). Hattiesburg Planning Commission recommended to APPROVE on June 5, 2013.

Attachments: [404 & 419 Tuscan Rezoning](#)

VI.-4 2013-0333

Approve or Deny to adopt an ordinance changing the zoning designation of certain properties located at 506 & 510 Tuscan Avenue from R1-A (Single-Family Residential) District to R-2 (Two- Family Residential) District (PPIN #'s 013652 & 013652, respectively, Ward 2). Hattiesburg Planning Commission recommended to APPROVE on June 5, 2013.

Attachments: Ordinance rezone 506 & 510 Tuscan
506 & 510 Tuscan Rezoning

VI.-5 [2013-0334](#)

Approve or Deny a petition filed by Charles Bourland, petitioner on behalf of William Carey University, Owner to request a Use Permit Upon Review as detailed in the Comprehensive Zoning Ordinance No. 2330 Article 4 Section 55.03 (8) for a "University or College" for certain properties located at 506 & 510 Tuscan Avenue (PPIN #'s 013652 & 013652, respectively, Ward 2). Hattiesburg Planning Commission recommended to APPROVE on June 5, 2013.

Attachments: [506 & 510 Tuscan Rezoning](#)

VI.-6 [2013-0335](#)

Approve or Deny to adopt an ordinance changing the zoning designation of certain properties located at 1300, 1308, & 1309 Vernon Street from R1-A (Single-Family Residential) District to R-2 (Two- Family Residential) District (PPIN #'s 13684, 13685, & 13705, respectively, Ward 5). Hattiesburg Planning Commission recommended to APPROVE on June 5, 2013.

Attachments: [Ordinance rezone 1300, 1308, & 1309 Vernon
1300, 1308, & 1309 Vernon Rezoning](#)

VI.-7 [2013-0336](#)

Approve or Deny the petition filed by Charles Bourland, petitioner on behalf of William Carey University, Owner to request a Use Permit Upon Review as detailed in the Comprehensive Zoning Ordinance No. 2330 Article 4, Section 55.0 (8) for a " University or College" for certain properties located at 1300, 1308, & 1309 Vernon Street (PPIN # 13684, 13685, & 13705, respectively Ward 5). Hattiesburg Planning commission recommended to APPROVE on June 5, 2013.

Attachments: [1300, 1308, & 1309 Vernon Rezoning](#)

VI.-8 [2013-0332](#)

Approve or Deny the petition filed by Benjamin Stevens, Owner to request a Use Permit Upon Review for a "Junk Yard (Specifically a Recycling Center)", as provided in Article 4, Section 50.03 of the Comprehensive Zoning Ordinance No. 2330 for a certain property located at 1920 Glendale Avenue (PPIN # 8426, respectively, Ward 2). Hattiesburg Planning Commission recommended to DENY on June 5, 2013.

Attachments: [Use Permit for 1920 Glendale](#)

VI.-9 [2013-0329](#)

Approve or Deny the petition filed by Jimmy Burke, petitioner, on behalf of Rick Hill, Owner to request a variance from the side and rear yard setback requirements as detailed in Article 4, Section 52.04 of the Comprehensive Zoning Ordinance No. 2330 for a certain property located at 3105 Delwood Drive (PPIN # 14726, respectively Ward 3). Hattiesburg Planning Commission recommended to APPROVE on June 5, 2013.

Attachments: [Use Permit for 3105 Delwood](#)

VI.-10 [2013-0330](#)

Approve or Deny the petition filed by Dan & Susan Reid, Owner to request a Use Permit Upon Review for " Off Street Automobile Parking and Storage" as provided in Article 5, Section 89.04 of the Comprehensive Zoning Ordinance No. 2330 for a certain property locate at 1213 East Hardy Street and the Adjacent parcels to the west. (PPIN #'s 21218, 21206, 21205, & 21207, respectively, Ward 2). Hattiesburg Planning Commission recommended to APPROVE on June 5, 2013.

Attachments: [Use Permit for 1213 East Hardy](#)

VI.-11 [2013-0331](#)

Approve or Deny the petition filed by Dan & Susan Reid, Owner to request a variance for " gravel surface parking" as provided in Article 5, Section 89.03 of the Comprehensive Zoning Ordinance No. 2330 for a certain property located at 1213 East Hardy Street and the adjacent parcels to the west (PPIN's 21218, 21206, 21206, 21205, & 21207, respectively, Ward 2). Hattiesburg Planning Commission recommended to APPROVE on June 5, 2013.

Attachments: [Request of Variance for 1213 East Hardy](#)

- VI.-12** [2013-0359](#) Adopt the June 18, 2013 Amendments to the Budget for the City of Hattiesburg for the fiscal year ending September 30, 2013 and adopt resolution authorizing publication of amendments for funds in excess of 10% of the original appropriation fund balance.

Attachments: [June 2013 Budget Amendments](#)

- VI.-13** [2013-45](#) Adopt Resolution setting Public Hearing before City Council on Monday, July 22, 2013 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 and providing for notice to owners and authorize publication of the notice hearing.

Attachments: [RES- Unsafe Properties PH 7-15-13](#)
[Memo-Unsafe Properties, 7-22-13 PH](#)

- VI.-14** [2013-0344](#) Adopt Resolution declaring certain non-digital radios as surplus and authorizing trade-in to Motorola as upgrades for digital radios compatible with the new Astro Digital P25 radio system used by the Emergency Management System, in accordance with the resolution and contract approved by the City Council December 18, 2012.

Attachments: [RES-surplus property](#)
[HPD-MEMO-Radios](#)
[Surplus Non-Digital Radios](#)
[HPD-APX6000-TradeInQuote-6-18-2013](#)
[Comsouth bid-digital radios](#)

- VI.-15** [2013-0341](#) Adopt a Resolution authorizing Requisition No. 23 from the Project Fund Construction Account in connection with that certain loan agreement, dated as of March 29, 2012, by and between the Mississippi Development Bank and the City of Hattiesburg.

Attachments: [Bond Requisition No.23](#)

VI.-16 [2013-0352](#)

Adopt Resolution and Order to Condemn a portion of property owned by Magee Memorial Church of God in Christ; the Estate of Johnnie Magee; and the Estate of Williner Magee and identified as Tax Parcel No. 2-029I-10-254.00, and a portion of property owned by Shannon J. Hill and identified as Tax Parcel No. 2-029I-10-194.00, as required for the Unetta Street Bridge project.

Attachments: [Magee and Hill Order to Condemn](#)

VI.-17 [2013-0358](#)

Approve letter agreement for professional services with Neel-Schaffer, Inc. to provide engineering and design services for the Midtown Improvements Project - Phase I; authorize Mayor to execute in triplicate.

Attachments: [6-11-13 MIDTOWN CONTRACT - HARDY & 28th](#)

VI.-18 [2013-0357](#)

Approve agreement with Eco Systems, Inc. to provide engineering services for bank stabilization of Gordon Creek on West Pine Street; authorize Mayor to execute duplicate copies of agreement.

Attachments: [Eco Systems Proposal 2013](#)

VI.-19 [2013-0356](#)

Approve agreement with Eco Systems, Inc. to provide engineering services for bank stabilization of the Timberton Drainage Channel; authorize Mayor to execute duplicate copies of agreement.

Attachments: [Eco Systems Proposal 2013](#)

VI.-20 [2013-0365](#)

Authorize entering into preliminary negotiations with Groundworx, LLC, to develop the scope of professional services and to determine the contractual costs of those services for the land application waste water treatment system for the City of Hattiesburg.

Attachments: [HRG Summary of Evaluation, Land Application Proposals](#)

VI.-21 [2013-0354](#)

Authorize Mayor to execute Request for Cash and Summary Support Sheet No. 30 for engineering expenses related to CDBG Project #R-110-205-02-GZ James Street Water Plant.

Attachments: [Request for Cash No 30](#)

VI.-22 [2013-0346](#)

Approve change order and authorize Mayor to execute in triplicate Supplemental Agreement No. 3 with CDM Smith, Inc. for contract development and new bidding specifications for the Hub City Transit Bus Shelter / ADA Accessibility project. {FTA/ARRA}

Attachments: [HCT BusStopADA Amendment3](#)

VI.-23 [2013-0368](#)

Approve Amendment to the CHDO contract with Breakthrough Community Services (found at MB 2010-4/26-37) and amended September 7, 2010 (MB 2010-5/167-169), March 22, 2011 (MB 2011-2/285-286), October 16, 2012 (MB 2013-370-371), and to extend the time period to December 31, 2028 (no change to total proposed expenditure) and authorize Mayor to execute agreement in triplicate for same. {Entitlement - HOME}

Attachments: [CONTRACT ADDENDUM Agreements #5 \(BCS\)](#)

VI.-24 [2013-0369](#)

Approve Amendment to the CHDO contract with Community Connections (found at MB 2010-3/28-38), and amended August 3, 2010 (MB 2010-4/459-460), December 21, 2010 (MB 2010-6/708-709), September 20, 2011 (MB 2011-5/551-552), and to extend the time period to December 31, 2028 (no change to total proposed expenditure) and authorize Mayor to execute agreement in triplicate for same. {Entitlement - HOME}

Attachments: [CONTRACT ADDENDUM Agreements \(CC\) Jun 2013](#)

VI.-25 [2013-0321](#)

Approve and authorize Mayor to execute in triplicate a Contractor and Owner Agreement and a Housing Rehabilitation Grant Award to Darrell Gaddis of 605 Broad Street in an amount not to exceed \$50, 000 according to the Housing Rehabilitation and Housing Programs Manual Section VII (E). {Entitlement}

Attachments: [COHCD Contractor & D. Gaddis Agreement 06.07.13](#)
[Grant Agreement - D. Gaddis \(\\$25K+\) 06.07.13](#)

VI.-26 [2013-0322](#)

Approve and authorize Mayor to execute in triplicate a Contractor and Owner Agreement and a Housing Rehabilitation Grant Award to Gladys Jemison of 701 Tuscan Avenue in an amount not to exceed \$50, 000 according to the Housing Rehabilitation and Housing Programs Manual Section VII (E). {Entitlement}

Attachments: [COHCD Contractor & G. Jemison Agreement 06.07.13](#)
[Grant Agreement - G. Jemison \(\\$25K+\) 06.07.13](#)

VI.-27 [2013-0323](#)

Approve and authorize Mayor to execute in triplicate a Contractor and Owner Agreement and a Housing Rehabilitation Grant Award to Willie Banks of 602 Stevens Street in an amount not to exceed \$50, 000 according to the Housing Rehabilitation and Housing Programs Manual Section VII (E). {Entitlement}

Attachments: [COHCD Contractor & W. Banks Agreement 06.07.13](#)
[Grant Agreement - W. Banks \(\\$25K+\) 06.07.13](#)

VI.-28 [2013-0324](#)

Approve and authorize Mayor to execute in triplicate a Contractor and Owner Agreement and a Housing Rehabilitation Grant Award to Louise Williams of 901 North 34th Avenue in an amount not to exceed \$50, 000 according to the Housing Rehabilitation and Housing Programs Manual Section VII (E). {Entitlement}

Attachments: [COHCD Contractor & L. Williams Agreement 06.07.13](#)
[Grant Agreement - L. Williams \(\\$25K+\) 06.07.13](#)

VI.-29 **2013-0355**

Authorize the Mayor to execute, in triplicate, HOME Grant Agreement between Community Connections, Inc. and the City of Hattiesburg for the development of an affordable housing unit at 614 Barkley Road utilizing HOME CHDO Set-aside funds in an amount not to exceed \$61,000. {Entitlement}

Attachments: Agreement - Community Connections - 614 Barkley Rd 6-18-2013
Agreement Exhibits - 614 Barkley Rd.

VI.-30 [2013-0348](#)

Adopt an order certifying Community Connections, Inc. as a Community Housing Development Organization (CHDO) for the City of Hattiesburg's HOME Program in accordance with 24 CFR 92.2. {Entitlement}

Attachments: [Community Connections - CERTIFICATE OF DESIGNATION](#)

VI.-31 [2013-0347](#)

Adopt an order certifying Breakthrough Community Services, Inc., as a Community Housing Development Organization (CHDO) for the City of Hattiesburg's HOME Program in accordance with 24 CFR 92.2. {Entitlement}

Attachments: [Breakthrough Community Services - CERTIFICATE OF DESIGNATION](#)

VI.-32 [2013-0349](#)

Adopt an order certifying Housing Alternatives in Hattiesburg, Inc. as a Community Housing Development Organization (CHDO) for the City of Hattiesburg's HOME Program in accordance with 24 CFR 92.2. {Entitlement}

Attachments: [Housing Alternatives in Hattiesburg - CERTIFICATE OF DESIGNATION](#)

VI.-33 [2013-0350](#)

Adopt an order certifying Pinebelt Community Services as a Community Housing Development Organization (CHDO) for the City of Hattiesburg's HOME Program in accordance with 24 CFR 92.2. {Entitlement}

Attachments: [Pinebelt Community Services - CERTIFICATE OF DESIGNATION](#)

VI.-34 [2013-0364](#)

Ratify and confirm the Mayor's reappointment of Jerome Brown, W4, to the Forrest County Industrial Park Commission for a five (5) year term beginning 6/17/2013 and ending 6/16/2018.

Attachments: [Data Sheet-Jerome Brown](#)

VI.-35 [2013-0327](#)

Declare and approve the purchase of National Night Out Against Crime supplies in an amount not to exceed \$7300, from NATW as a sole source purchase as provided for in Section 31-7-13 (viii), of the Mississippi Code of 1972, based on information as per attached letter and memorandums.

Attachments: [2013 NNO Sole Source Letter](#)

[2013 Budget](#)

[2013 NNO Flyer](#)

VII. **ROUTINE AGENDA**

- VII.-1** [2013-0343](#) Authorize Mayor to renew Maintenance Contract between the City of Hattiesburg and RJ Young Company for maintenance on a copier located in the Human Resources Department in City Hall beginning May 18, 2013.
Attachments: [06-18-HR Copier](#)
- VII.-2** [2013-0360](#) Acknowledge receipt of the audit of the City of Hattiesburg for the fiscal year ending September 30, 2012, from Nicholson & Company, P.A. (on file in the City Clerk's office).

Attachments: [Audit letter 1](#)
 [Audit letter 2](#)
 [Final of City of Hburg Financials](#)
- VII.-3** [2013-0361](#) Acknowledge receipt of the audit of the Combined Water & Sewer System of the City of Hattiesburg for the fiscal year ending September 30, 2012, from Nicholson & Company, P.A. (on file in the City Clerk's Office).
Attachments: [City of Hburg W & S Financial 9-30-2012](#)
- VII.-4** [2013-0090](#) Acknowledge receipt of a check totaling \$1296.70 from the State of Mississippi to the Hattiesburg Police Department and authorize monies to be placed in the Hattiesburg Police Department's Forfeiture Fund.

Attachments: [Forfeiture 6-18-13](#)
- VII.-5** [2013-0316](#) Acknowledge execution of deed for property located off of J. Ed Turner Road, approved for sale at MB 2013-100.
Attachments: [SETTLEMENT STATEMENT](#)
 [Appraisal - Nace](#)
 [Appraisal - Rayburn](#)
 [Deed](#)
- VII.-6** **2013-0342** Acknowledge bids received May 23, 2013 for the Hub City Transit Bus Shelter and ADA Accessibility Project and reject all bids.
Attachments: HCT_BidRecommendation_130611

VII.-7 [2013-0325](#)

Acknowledge receipt of Privilege License report for the month of May 2013 from the City of Hattiesburg Tax Department, as per recommendation.

Attachments: [Privilege License letter-May](#)
[PTL MAY 2013](#)
[PTL MAY 2013 RENEWALS](#)

VII.-8 [2013-0366](#)

Acknowledge proof of publications for the month of May 2013.

Attachments: [proof of publications-May](#)

VII.-9 [2013-0307](#)

Approve Plans and Specifications for the Downtown Improvements Phase I; Authorize advertisement for bids for same.

Attachments: FINAL_PDF_SET 5-24-13
DT Contract Documents
Downtown Improvements Adv. for Bids 1
Downtown Improvements Adv. for Bids 2

VII.-10 [2013-0351](#)

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

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

VII.-11 [2013-0345](#)

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

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

VII.-12 [2013-0363](#)

Approve Claims Docket for the period ending June 14, 2013.

Attachments: [DOCKET 13 06-14](#)