

# **City of Hattiesburg, MS**

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



## **Meeting Agenda**

**Tuesday, September 18, 2018**

**5:00 PM**

**Council Chambers**

**City Council**

**I. Call to Order****II. Call to Prayer and Pledge of Allegiance****III. Agenda Order****Agenda Adjustments:**

**Remove Policy Agenda Item VI.-2, Add Addendum to the Claims Docket and Add Routine Agenda Item VII.-8 at the request of the Administration as follows:**

- VII.-8**     [2018-791](#)     Acknowledge receipt of request filed by Robert Green to appeal the Planning Commission's recommendation for the petition filed by The City of Hattiesburg to change the zoning classification for certain properties located along Dabbs Street from Pauline Avenue to Fredna Avenue (per attached memo - Ward 2) from Section 4.5.9, B-2, (Neighborhood Business) District to Section 4.5.10, B-3, (Community Business) District on behalf of the Katie-John-Dabbs Neighborhood Association. The Planning Commission recommended to Deny on September 5, 2018. Set a public hearing before City Council on October 15, 2018 at 4:00 p.m. and authorize publication of Public Notice setting an Appeal Public Hearing.

**Attachments:**     [September HPC Minutes](#)  
                              [Letter of appeal - Dabbs Green](#)  
                              [Public Notice - Dabbs Green Set Appeal Hearing](#)  
                              [Appeal application - Dabbs Green](#)

**V. PRESENTATION AGENDA****IV. Approval of Minutes**

- IV.-1**     [2018-788](#)     Approval of minutes - for the September 4 & 11, 2018 meetings of the City Council.

**Attachments:**     [min 9-4-18](#)  
                              [min 9-11-18 BA FY'19](#)

**VI. POLICY AGENDA**

- VI.-1**      [2018-780](#)      Adopt a resolution to amend the City's Comprehensive Plan 2008-2028, Chapter 7 Land Use and Development, Hattiesburg's Districts and Corridors, Neighborhood Business Corridors, Pg 119, to include the following within the existing list: "Dabbs Street: From intersection at Pauline Avenue to Fredna Avenue" and also to amend the Future Land Use Map, Appendix C: Map C-6 to show an extent of Dabbs Street as Neighborhood Center Mixed-Use District, specifically from Pauline Avenue to Fredna Avenue. The Planning Commission recommended to Approve on September 5, 2018.

**Attachments:**      [September HPC Minutes](#)  
                                 [Item A HPC](#)  
                                 [Resolution -Amendment Comp Plan - DABBS](#)

- VI.-2**      [2018-781](#)      Adopt an Ordinance for the petition filed by The City of Hattiesburg to change the zoning classification for certain properties located along Dabbs Street from Pauline Avenue to Fredna Avenue (per the attached memo - Ward 2) from Section 4.5.9, B-2, (Neighborhood Business) District to Section 4.5.10, B-3, (Community Business) District on behalf of the Katie-John-Dabbs Neighborhood Association. The Planning Commission recommended to Deny on September 5, 2018.

**Attachments:**      [September HPC Minutes](#)  
                                 [Item B HPC](#)  
                                 [Ordinance - Dabbs St](#)  
                                 [Ordinance - Dabbs St](#)  
                                 [Letter of appeal - Dabbs Green](#)

- VI.-3**      [2018-786](#)      Adopt a Resolution authorizing Requisition No. 27 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. 27](#)

- VI.-4**      [2018-779](#)      Approve Supplemental Agreement No. 1 with Precision Construction, LLC for the Longleaf Trace Depot to Chain Park Project (STP 8771-00(002)LPA/106943-701000) revising the number of working days for the contract from 70 to 126; Authorize Mayor to execute in duplicate.

**Attachments:**      [Supplemental Agreement No. 1](#)

- VI.-5**     [2018-784](#)     Authorize Mayor to execute Agreed-upon Procedure letter between City of Hattiesburg and TMH to evaluate the financial records, policies and procedures of the Hattiesburg Municipal Court.

**Attachments:**     [Municipal Court AUP Engagement Letter-TMH](#)

- VI.-6**     [2018-770](#)     Authorize submission of grant application to Mississippi Department of Environmental Quality (MDEQ) for the 2018 Solid Waste Assistance Grant in the amount of \$75,000.00 to fund a Household Hazardous Waste "Right Way to Throw Away Day." The grant requires the city to provide \$25,000.00 in matching funds.

**Attachments:**     [1 - SWA Application Cover Letter](#)  
                              [2 - Grant application Part 1 - General Information](#)  
                              [4 - Grant application Part 2a](#)  
                              [5 - 2018 MDEQ SWA Narrative & Budget](#)

- VI.-7**     [2018-774](#)     Approve and authorize Mayor to execute in triplicate Amendment No.2 to the agreement with Tyler Technologies, Inc. for the upgrade of EnerGov software used by the Department of Urban Development.

**Attachments:**     [AMENDMENT NO. 2 Energov](#)  
                              [Memorandum-FEMA Floodplain Data Reporting](#)

- VI.-8**     [2018-768](#)     Approve the sale of a parcel of undeveloped land located off of Highway 49, Forrest County, MS( as described in Exhibit "A") by the Forrest County Industrial Park Commission known as the ("Seller") to Continental Rails, INC known as the (Buyer), in the amount of \$10,000.00, for use to construct a new office building.

**Attachments:**     [FCIPC. CR. Purchase Agreement - First Draft \(002\)](#)  
                              [FCIPC.CR.Survey.8.6.18](#)

## **VII. ROUTINE AGENDA**

- VII.-1**     [2018-782](#)     Acknowledge receipt of request filed by John Eye to appeal the Board of Adjustment's recommendation for the petition filed by Ashley Robinson, Owner, vary from Section 6, Table 6.1 which states the minimum side setback for property located in an R-1A Zone is ten (10) feet and instead allow a side setback of five (5) feet for a variance of five (5) feet for the following properties located in the Mandalay Villas at Greystone subdivision at the intersection of J. Ed Turner Drive and Topanga Trail (per attached memo - Ward 1). The Board of Adjustment recommended to Approve on September 5, 2018. Set a public hearing before City Council on October 15, 2018 at 4:00 p.m. and authorize publication of Public Notice setting an Appeal Public Hearing.

**Attachments:**     [September BOA Minutes Corrected](#)  
                              [Item A BOA](#)  
                              [Public Notice - Mandalay Ashley Robinson Set Appeal Hearing](#)  
                              [Mandalay Villas - Additional Docs public hearing](#)  
                              [appeal\\_planning\\_commission\\_9-7-2018 John Eye](#)

- VII.-2**     [2018-783](#)     Acknowledge receipt of request filed by John Eye to appeal the Board of Adjustment's recommendation for the petition filed by Jeff Sims, Owner as required in the Land Development Code, Ord. No. 3209, to vary from Section 6, Table 6.1 which states the minimum side setback for property located in an R-1A Zone is ten (10) feet and instead allow a side setback of five (5) feet for a variance of five (5) feet for properties located in the Mandalay Villas at Greystone subdivision at the intersection of J. Ed Turner Drive and Topanga Trail (per attached memo - Ward 1). The Board of Adjustment recommended to Approve on September 5, 2018. Set a public hearing before City Council on October 15, 2018 at 4:00 p.m. and authorize publication of Public Notice setting an Appeal Public Hearing.

**Attachments:**     [September BOA Minutes Corrected](#)  
                              [Item B BOA](#)  
                              [Public Notice - Mandalay Jeff Sims Set Appeal Hearing](#)  
                              [Mandalay Villas - Additional Docs public hearing](#)  
                              [appeal\\_planning\\_commission\\_9-7-2018 John Eye](#)

- VII.-3**     [2018-765](#)     Acknowledge receipt of the monthly budget report for the month ending August 31,2018.

**Attachments:**     [EXP18.0818](#)  
                              [REV18.0818](#)

- VII.-4**     [2018-767](#)     Acknowledge the issuance of corrected cemetery deed to Fred Lee Meggs, due to incorrect description(as recorded in MB 2018-197).

Attachments:     [Corrected Deed-Fred Lee Meggs](#)

- VII.-5**     [2018-766](#)     Approve the State Holiday Schedule as the City's holidays for the fiscal; year 2018-2019 in accordance with MS Code 3-3-7, per attached list.

Attachments:     [2018-2019- Holiday Schedule.](#)

- VII.-6**     [2018-787](#)     Approve publication of Notice re-scheduling a Public Hearing to hear public comment on the Motor Vehicle Assessment Schedule for the City of Hattiesburg for the Fiscal Year beginning October 1,2018 and ending September 30,2019

Attachments:     [Revised PH 2018-2019 Motor Vehicle Hearing](#)

- VII.-7**     [2018-769](#)     Approve claims docket for the period ending September 14, 2018.

Attachments:     [DOCKET 18.09-14](#)

#### **VIII. Adjournment**