

City of Hattiesburg, MS

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



Meeting Agenda

Tuesday, October 2, 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****Add Policy Item V.-22 at the request of the Administration as follows:**

- V.-22** [2018-838](#) Authorize the City Attorney to file an Interpleader in the Forrest County Chancery Court to settle a dispute amongst the principals in TFR Group,LLC.

IV. PRESENTATION AGENDA**V. POLICY AGENDA**

- V.-1** [2018-834](#) Approval of minutes - for the September 17 & 18, 2018 meetings of the City Council.

Attachments: [min 9-17-18 AR](#)
 [min 9-18-18](#)

- V.-2** [2018-831](#) Adopt Resolutions determining the following properties are in such a state of uncleanness so as to be a menace to the health and safety of the community.

Attachments: [PH resolution memo 11.5.18](#)
 [1. 307 Conti Resolution](#)
 [2. 102 S. 11th resolution](#)
 [3. 2011 Brooklane Dr_resolution](#)
 [4. 121 May St_resolution](#)
 [5. 717 Walnut St_resolution](#)
 [6. 3407 Tiltree Dr_resolution](#)
 [7. 114 N 23rd_resolution](#)
 [8. 611 Highland Ave_resolution](#)
 [9. 100 Claiborne Ave_resolution](#)
 [10. 111 Dearborne St_resolution](#)
 [11. 306 J. D Randolph_resolution](#)
 [12. 212 Timoth Ln_resolution](#)

- V.-3** [2018-795](#) Adopt Resolutions adjudicating and directing the placement as an assessment for the cleanup costs, not to exceed the value of the property per State law, against the following properties.

Attachments: [Aduj memo 10.02.18](#)

- [1. 315 N 20th Ave](#)
- [2. 1312 Deason Ave](#)
- [3. 6 Bonnie St](#)
- [4. 211 S 24th Ave](#)
- [5. 733 Longstreet Dr](#)
- [6. 307 Klondyke ADJ](#)

- V.-4** [2018-819](#) Adopt a Resolution setting a Public Hearing on Monday November 5, 2018 at 4 p.m. in the City Council Chambers to determine if certain properties are in such a state of uncleanness so as to be a menace to the health and safety of the community, according to the provision of MS Code 1972, Section 21-19-11.

Attachments: [Request P.H. memo 11.5.18](#)
[Request P.H. resolution 11.5.18](#)

- V.-5** [2018-828](#) Adopt a Resolution approving the request for tax exemption filed by Marlow, LLC for ad valorem tax exemption, except school district ad valorem taxes, for property located in the Historic Preservation District at 525 Corinne Street, in the amount of \$48,065.00, for a period of seven (7) years, beginning January 1, 2018 and ending December 31, 2024; as authorized by Section 17-21-5, Mississippi Code of 1972.

Attachments: [Memo-Eaton](#)
[Application-Marlow, LLC](#)
[Zoning-Marlow, LLC](#)
[Marlow, LLC Resolution](#)
[Land Roll prior to renovations-Marlow, LLC](#)
[2017-Tax Roll-MARlow, LLC](#)
[B.W. Sullivan Invoices-Marlow, LLC](#)
[Cerertificate of Occupancy-Marlow, LLC](#)

- V.-6** [2018-809](#) Adopt a Resolution authorizing Requisition No. 28 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. 28](#)

- V.-7** [2018-813](#) Adopt an Ordinance amending Chapter 21-2(D)(4) of the Code of Ordinances for the City of Hattiesburg, Mississippi, being Ordinance Number 3206, adopted September 6, 2016, to address measurement of sanitary sewer effluent flow for any individual, corporation, partnership, sole proprietorship or other legal entity with a meter size 2 inches or larger.

Attachments: [Ordinance Amending No. 3167 10-2-2018](#)

- V.-8** [2018-806](#) Authorize Mayor to execute Lighting Agreement with MS Power for additional street lights on W. 4th Street and Stone Street for a net increase to the monthly power bill of \$111.78.

Attachments: [MS Power-4th St & Stone St](#)

- V.-9** [2018-808](#) Authorize Mayor to execute Lighting Agreement with MS Power for additional street lights at various locations as detailed in the attached list for a net increase to the monthly power bill of \$228.79.

Attachments: [MS Power-Various locations-SWAT #2](#)

- V.-10** [2018-816](#) Authorize Mayor to execute Lighting Agreement with MS Power for additional street lights at various locations as detailed in the attached list (SWOT #3) for a net increase to the monthly power bill of \$249.04.

Attachments: [MS Power-Various locations-SWAT #3](#)

- V.-11** [2018-817](#) Authorize Mayor to execute Lighting Agreement with MS Power for additional street lights at C E Roy Community Center for a net increase to the monthly power bill of \$36.22.

Attachments: [MS Power-C E Roy Community Center](#)

- V.-12** [2018-800](#) Authorize the Mayor to execute an Intent to Participate and Designation letter for District 8 Regional Hazard Mitigation Plan and designate Andrew Ellard to represent the City in all matters pertaining to the development of the District Eight (8) Regional Hazard Mitigation Plan.

Attachments: [City designation letter District 8 Hattiesburg](#)

[City participation letter D8 Hattiesburg](#)

- V.-13** [2018-821](#) Approve Supplemental Agreement No. 2 with C. B. Developers adjusting quantities to actual final quantities for the Comprehensive Water Improvements Phase IV - Miscellaneous Connections Project; Authorize Mayor to execute Supplemental Agreement No. 2 in triplicate; Acknowledge receipt of As-Built plans for said project; Approve Final Acceptance of said project; Authorize advertisement of Notice of Final Settlement of contract for said project.

Attachments: [1273W009_Closeout Documents](#)

[Supplemental Agreement No. 2](#)

[CB Developers Pay Application No. 4 & Final](#)

[Notice of Final Settlement-Water Ph IV](#)

[1273-W009 As Built- Water Improvments Phase IV](#)

- V.-14** [2018-832](#) Approve and Declare the purchase of Twenty-Four (24) HRE- LCD Register and Orion LTE Cellular Meter Reading System by Badger

Meter, Inc, as a sole source purchase as provided for in Section 31-7-13 (viii), of the Mississippi Code of 1972, based on information in the attached letter.

Attachments: [Memo-Howe](#)
 [Sole Source Letter](#)
 [CELLULAR - MOBILE ME - HYBRID BID - WITH TRIMBLE 7](#)

- V.-15** [2018-790](#) Approve the purchase of ten (10) 4RE In-Car video system and ten (10) VISTA HD Wi-Fi Extended Capacity System from WatchGuard Video for the Hattiesburg Police Department in an amount not to exceed \$77,550.00 as a sole source purchase as provided for in Section 31-7-3 (viii) of the Mississippi Code of 1972, based on information in the attached letter and memorandum.

Attachments: [WatchGuard Memo-Parker](#)
 [WatchGuard Estimate](#)
 [WatchGuard Sole Source Letter](#)

- V.-16** [2018-825](#) Approve or Deny changes to wages and salaries proposed in accordance with Ordinance 3154.

Attachments: [Pay Scale Alignment Information Systems October 2018](#)

- V.-17** [2018-797](#) Designate The Spectrum Center's 4th Annual Pine Belt Pride event, to be held Saturday, October 13, 2018, at Town Square Park, as a city approved event for the purposes described in Ordinance 3148.

Attachments: [Ord.3148](#)
 [Walker-Email](#)

- V.-18** [2018-793](#) Ratify and confirm the Mayor's appointment of Gerard Patterson (W3) to the Recreation Board for a five (5) year term beginning October 2, 2018 and ending October 1, 2023.

Attachments: [Patterson-Resume](#)
 [Patterson-Data Sheet](#)

- V.-19** [2018-799](#) Ratify and confirm the Mayor's appointment of Patti Mowery (W4) to the Hattiesburg Historic Conservation Commission for a term beginning - October 2, 2018 and ending - June 30, 2022.

Attachments: [data sheet Mowery 2018](#)
 [Resume letter](#)

- V.-20** [2018-835](#) Adopt Resolution authorizing the employment of professionals in connection with the sale and issuance by the City of General Obligation Bonds and/or a General Obligation Bond of the City for sale to the Mississippi Development Bank (The "City Bond"); all in an aggregate principal amount not to exceed forty-five million dollars (\$45,000,000); and for related purposes.

Attachments: [Hattiesburg MDB Hattiesburg General Obligation Bonds 2019 \(200087\) \(MDB C](#)
[Hattiesburg MDB Hattiesburg General Obligation Bonds 2019 \(200087\) \(MDB C](#)
[Hattiesburg GO Bonds 2019 - City MA \(IRMA\) Disclosure & Eng Ltr \(10.2.18\)](#)
[Hattiesburg GO Bond 2019 RJ IRMA Exemption Letter Hattiesburg 9.28.18](#)

- V.-21** [2018-836](#) Adopt Resolution Declaring the Intention of the Mayor and the City Council of the City of Hattiesburg, Mississippi, to issue General Obligation Bonds of the City and/or a General Obligation Bond of the City for Sale to the Mississippi Development Bank, all in an aggregate principle amount not to exceed Forty-Five Million Dollars (\$45,000,000) to raise money for the purpose of (I) Constructing, Improving or Paving Streets, Sidewalks, Driveways, Parkways, Walkways or Public Parking Facilities, and Purchasing Land Therefor; (II) Erecting, Repairing, Improving, Adorning, Equipping and Furnishing Municipal Buildings, and Purchasing Buildings and Land Therefor; (III) Protecting a Municipality, its Streets and Sidewalks from Overflow, Caving Banks and other like Dangers; (IV) Constructing Bridges and Culverts; and (V) For Other Authorized Purposes Under Mississippi Code Ann. Sections 21-33-301 ET SEQ., and Sections 31-25-1 ET SEQ., as Amended and Supplemented from Time to Time, Including Funding Capitalized Interest, if Applicable and Paying the Costs of Borrowing, Including any Costs for Bond Insurance Premium, if applicable; Directing the Publication of a Notice of Such Intention; and for Related Purposes.

Attachments: [Hattiesburg MDB Hattiesburg General Obligation Bonds 2019 \(200087\) \(MDB C](#)

VI. ROUTINE AGENDA

- VI.-1** [2018-798](#) Acknowledge receipt of request filed by Rev. Ken Ramon-Landry to appeal the Hattiesburg Historic Conservation Commission's Denial of the petition filed by Sacred Heart Parish to modify the steeple design at 510 W. Pine St. The HHCC Denied on September 12, 2018. Set a public hearing before City Council on November 5, 2018 at 4:00 p.m. and authorize publication of Public Notice setting an Appeal Public Hearing.

Attachments: [Appeal form - Ramon-Landry 9-12-18](#)
[Public Notice - 501 W Pine St Set Appeal Hearing](#)

- VI.-2** [2018-810](#) Acknowledge receipt of a list of properties, determined by Code Enforcement Officers, in the month of August 2018, to be in such a state of uncleanliness as to be a menace to the public health, safety and welfare of the community, and eligible for pursuit via an expedited process pursuant to Section 21-19-11, Mississippi Code of 1972 as amended and Chapter 16 of the Municipal Code of the City of Hattiesburg as amended.

Attachments: [Expedited List 10.2.18](#)

- VI.-3** [2018-827](#) Acknowledge Receipt of Privilege Tax License Report for the Month of August 2018.

Attachments: [Privilege license Report-August-2018](#)
[Memo-Privilege License Report for August 2018](#)

- VI.-4** [2018-811](#) Acknowledge receipt of the audit for Pine Belt Regional Solid Waste Management Authority for the fiscal years ending June 30, 2018 and 2017, from TMH CPA & Consulting Firm.

Attachments: [2017-2018 PBRSWMA-Audit](#)

- VI.-5** [2018-823](#) Acknowledge receipt of Deed of Dedication and Partial Release of Deed of Trust from 2 Square, LLC for a portion of Forrest County Tax Parcel No. 2-028L-07-155.00 (PPIN 23166) for the 38th Avenue Sidewalk project; Authorize the Mayor to execute the same and authorize attorney to record with Forrest County.

Attachments: [2 Square LLC - PPIN 23166 - Deed](#)
[2 Square LLC - PPIN 23166 - Partial Release](#)

- VI.-6** [2018-824](#) Acknowledge receipt of Deed of Dedication and Partial Release of Deed of Trust from McMahan Houses LLC for a portion of Forrest County Tax Parcels PPIN 23038 and 23107, and Deed of Dedication for a Portion of Forrest County Tax Parcel PPIN 23105, and PPIN 23106 for the 38th Avenue Sidewalk project; Authorize the Mayor to execute the same and authorize attorney to record with Forrest County.

Attachments: [McMahan - PPIN 23038 - Deed](#)
[McMahan - PPIN 23038 - Partial Release](#)
[McMahan - PPIN 23105 - Deed](#)
[McMahan - PPIN 23106 - Deed](#)
[McMahan - PPIN 23107 - Deed](#)
[McMahan - PPIN 23107 - Partial Release](#)

- VI.-7** [2018-822](#) Acknowledge receipt of Deed of Dedication and Partial Release of Deed of Trust and Assignment of Leases from L & D, LLC for a portion of Forrest County Tax Parcel No. 2-028E-06-097.00 (PPIN 23998) for the 38th Avenue Sidewalk project; Authorize the Mayor to execute the same and authorize attorney to record with Forrest County.

Attachments: [L & D, LLC - PPIN 23998 - Deed](#)
[L & D, LLC - PPIN 23998 - Partial Release](#)

- VI.-8** [2018-820](#) Acknowledge the execution and submission by the Hattiesburg Police Department of the Stop Violence Against Women Grant.

Attachments: [Fully Executed Sub-grant Agreement - Hattiesburg PD STOP](#)

- VI.-9** [2018-794](#) Acknowledge receipt from Phillip McSwain Certificate of Attendance of the Municipal Court Clerks Statewide Seminar held June 25-26, 2018 and September 12-14, 2018.

Attachments: [McSwain Cert9-2018](#)

[McSwain Cert 6-2018](#)

- VI.-10** [2018-818](#) Approve Plans and Specifications for the Cured in Place Pipe (CIPP) Sewer Repair Project - Various Locations and Authorize advertisement for bids.

Attachments: [11256 Plans Street Ready 2018-08-22](#)

[11256 Specs Street Ready 2018 09 24](#)

[11256 Advertisement](#)

- VI.-11** [2018-812](#) Approve and authorize issuance of manual checks for CDBG Program Claims per the attached memorandum. {Entitlement CDBG}

Attachments: [MEMORANDUM for CDBG Check Request October 2, 2018](#)

[INVOICES FOR CDBG Program Claims October 2, 2018](#)

- VI.-12** [2018-815](#) Approve and authorize issuance of a manual check for HOME Program Claims per the attached memorandum. {Entitlement HOME}

Attachments: [MEMORANDUM for HOME Check Request October 2, 2018 Breakthrough 709](#)

[INVOICE FOR Breakthrough - 709 Highland Avenue](#)

- VI.-13** [2018-796](#) Approve the sale of grave spaces, per attached memo's, Receipts, and Deeds.

Attachments: [Memo's \(10-02-18\)](#)

[Receipts \(10-02-18\)](#)

[Deeds \(10-02-18\)](#)

- VI.-14** [2018-833](#) Approve claims docket for the period ending September 30, 2018.

Attachments: [DOCKET 18.09-30](#)

- VI.-15** [2018-837](#) Ratification of amended Memorandum of Understanding between the Bureau of Alcohol, Tobacco, Firearms and Explosive (ATF) and Hattiesburg Police Department - to be made a part of the minutes.

Attachments: [MOU with ATF and HPD - revised](#)

VII. Adjournment