

# **City of Hattiesburg, MS**

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



## **Meeting Agenda**

**Tuesday, March 19, 2019**

**5:00 PM**

**Council Chambers**

**City Council**

**I. Call to Order****II. Call to Prayer and Pledge of Allegiance****III. Agenda Order****IV. Presentation Agenda****V. POLICY AGENDA**

- V.-1**      [2019-237](#)      Approval of minutes - for the March 4, 5 and 12, 2019 meetings of the City Council.

**Attachments:**      [3-4-19 PH, AR, WS Mins](#)  
                                 [3-5-19 Mins](#)  
                                 [3-12-19 SC Mins](#)

- V.-2**      [2019-201](#)      Approve or Deny a petition filed by Edmund & Lillian McGee, Owners to request a variance from Section 6 Table 6.1 "Setbacks" for R-1A, Minimum Side Setback is ten (10) feet and instead allow a setback of seven (7) feet eight (8) inches for a variance two (2) feet four (4) inches and Minimum Rear Setback is twenty five (25) feet and instead allow a setback of twenty one (21) feet for a variance of four (4) feet for a property located at 622 Milton Barnes Avenue (Parcel 2-038B-15-162.00, PPIN 18482, Ward 2). The Board of Adjustment recommended to Approve on March 6, 2019.

**Attachments:**      [622 Milton Barnes variance staff report](#)  
                                 [MARCH BOA Minutes](#)

- V.-3**      [2019-202](#)      Approve or Deny a petition filed by Hattiesburg Convention Commission to request a Conditional Use as a "Gallery, Museum, Library" as defined by the LDC for a certain property located along E. 6th Street (Parcel 2-029G-03-360.00, PPIN 15504; Parcel 2-029G-03-361.00, PPIN 15505; Parcel 2-029G-03-363.00, PPIN 15507; Parcel 2-029G-03-364.00, PPIN 15508; Parcel 2-029G-03-345.00, PPIN 15509; Parcel 2-029G-03-346.00, PPIN 15510; Ward 2). The Planning Commission recommended to Approve on March 6, 2019.

**Attachments:**      [MARCH HPC Minutes](#)  
                                 [Ocesola Mccarty Conditional use staff report](#)  
                                 [OSEOLA McCARTY MUSEUM PATHWAY TOPO 2-21-19 Draft](#)

- V.-4**      [2019-203](#)      Adopt an Ordinance for the petition filed by Hattiesburg Convention Commission to close and vacate a portion of the alley, which is

located north of East 6th Street between Memphis Street and Poplar Row (Parcel 2-029G-03-361.00, PPIN 15505; Parcel 2-029G-03-363.00, PPIN 15507 ; Parcel 2-029G-03-345.00, PPIN 15509 ; Parcel 2-029G-03-346.00, PPIN 15510; Ward 2). The Planning Commission recommended to Approve on March 6, 2019.

**Attachments:**      [MARCH HPC Minutes](#)  
[Ordinance - Vacate Alley E 6th Street](#)  
[E 6th St alley closure staff report](#)  
[OSEOLA McCARTY MUSEUM PATHWAY TOPO 2-21-19 Draft](#)

- V.-5**      [2019-217](#)      Adopt the March 19, 2019 Amendments to the Budget for the City of Hattiesburg for the fiscal year ending September 30, 2019 and adopt Resolution authorizing publication of amendments for funds in excess of 10% of the original appropriation fund balance.

**Attachments:**      [March 2019 Budget Amendments](#)

- V.-6**      [2019-168](#)      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:**      [Memo- Adj Request](#)  
[1. 311 Park Ave](#)  
[2. 2011 Brooklane Dr](#)  
[3. 1016 Franklin St](#)  
[4. 905 Duke Ave](#)  
[5. 911 Duke Ave](#)  
[6. 441 W 4th St](#)  
[7. 1016 Dewey St](#)  
[8. 115 S 10th Ave](#)  
[9. 1108 W 4th St](#)  
[10. 700 Walnut St](#)  
[11. 306 J.D. Randolph ST](#)  
[12. 308 Mable ST](#)

- V.-7**      [2019-215](#)      Adopt a Resolution authorizing Requisition No. 38 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. 38](#)

- V.-8**      [2019-212](#)      Adopt Resolution authorizing application for Fiscal Year 2019 Recreational Trails Program Grant for the construction of a pathway at Duncan Lake and to name the Mayor as the City's representative for the purposes of the application.

**Attachments:**     [15013 OPC\(FINAL\)](#)  
[Final Site Plan](#)  
[2019-rtp-application](#)  
[Resolution-DuncanLakePathway](#)

- V.-9**     [2019-209](#)     Adopt a Resolution requesting the Mississippi Department of Transportation (MDOT) to initiate the 38th Avenue Roadway Improvements Project; Authorize Mayor to execute letter to MDOT requesting initiation.

**Attachments:**     [38th Ave Project Initiation Res](#)  
[Seyfarth InitiationLtr](#)  
[Function Class Map](#)  
[LETTER TO D. SEYFARTH -38th Avenue Roadway Improvements](#)  
[Vicinity Map](#)  
[LPA](#)

- V.-10**     [2019-235](#)     Authorize Mayor to execute an agreement between the City of Hattiesburg and Complete Environmental & Remediation Co., LLC to provide complete labor and equipment and disposal services for the 2019 Household Hazardous Waste Event, April 20, 2019 at the Bobby L. Chain Airport.

**Attachments:**     [Complete Enviro Contract 2019](#)  
[2019 Pricing Sheet](#)

- V.-11**     [2019-218](#)     Authorize Mayor to execute a Facilities Sharing Agreement between the City of Hattiesburg and The University of Southern Mississippi, allowing each party to utilize both City of Hattiesburg and The University of Southern Mississippi recreational facilities to enhance the lives of the citizens of the Hattiesburg community.

**Attachments:**     [Facilities sharing agreement](#)

- V.-12**     [2019-205](#)     Authorize the Hattiesburg Police Department to enter into an agreement with the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) for the purpose of reimbursement of overtime salary costs and other costs, with prior ATF approval, including but no limited to travel, fuel, training, and equipment, incurred by the Hattiesburg Police Department in providing resources to assist ATF.

**Attachments:**     [Agreement - Bureau of Alcohol, Tobacco, Firearms and Explosives](#)

- V.-13**     [2019-186](#)     Authorize Mayor to execute lighting request with Mississippi Power Company to provide additional lighting at East 7th Street from Main Street to railroad tracks for a net increase to the monthly bill of \$46.83.

**Attachments:**     [MS Power Lighting Request-East 7th St-Main St to RR Tracks](#)

- V.-14**     [2019-187](#)     Authorize Mayor to execute lighting request with Mississippi Power Company to provide lighting repairs at 825 N Main St-Hattiesburg American Building for a net decrease to the monthly bill of \$121.78.
- Attachments:**     [MS Power Lighting Repairs Request-825 N Main St-Hattiesburg American Build](#)
- V.-15**     [2019-199](#)     Authorize purchase of .97 acres of property located at 500 William Carey Parkway described as, part of the SW 1/4 of the NE 1/4 of the NE 1/4, Section 21, T4N, R13W, in the City of Hattiesburg, County of Forrest, Mississippi, as per attached deed in the amount of \$13,600.00, in accordance with Mississippi Code 21-17-1 et seq. Authorize issuance of manual check for the same.
- Attachments:**     [Ephesus Seventh Day Adventist Church Property-500 William Carey Parkway-V](#)  
[Ephesus Seventh Day Adventist Church Property-500 William Carey Parkway-A](#)
- V.-16**     [2019-207](#)     Approve contract with Neel-Schaffer for Engineering Services related to the Hardy St. Improvements project for a fixed fee of \$78,712.27; Authorize Mayor to execute in triplicate.
- Attachments:**     [NS-Contract](#)
- V.-17**     [2019-200](#)     Approve and authorize Mayor to execute in triplicate a Contractor and Owner Agreement and a Housing Rehabilitation Grant Award to Erica Lee of 216 North 19th Avenue in an amount not to exceed \$50,000 according to the Housing Rehabilitation and Housing Programs Manual Section VII (E). {Entitlement}
- Attachments:**     [COHCDD Contractor & E. Lee 03.08.19](#)  
[Grant Agreement - E. Lee \(\\$25K+\) 03.08.19](#)
- V.-18**     [2019-239](#)     Approve and Authorize an Memorandum of Understanding between the City of Hattiesburg and the Mississippi State Fire Academy, to conduct an NFPA 1001 Field Program training for the Hattiesburg Fire Department.
- Attachments:**     [March 2019 NFPA 1001](#)
- V.-19**     [2019-214](#)     Approve letter of engagement with Richard and Thomas, PLLC, for title confirmation at 603 East Pine Street and property located at Tuscan & Edwards Street Parcel # 26861.
- Attachments:**     [603 East Pine & Kleen Cote Title Confirmation Letter of Engagement](#)
- V.-20**     [2019-234](#)     Approve or deny changes to wages and salaries proposed in accordance with Ordinance 3154.
- Attachments:**     [Copy of Pay Scale Alignment Fire Department March 19 2019 Council](#)  
[Hattiesburg FD part-time firefighter job decription](#)
- V.-21**     [2019-208](#)     Acknowledge receipt of Grant Award and Agreement from the Natural Resources Conservation Service (NRCS) for an Emergency

Watershed Protection project with sites near Timothy Lane and Salvage World with an estimated construction cost of \$351,750.00 of which \$263,812.50 is federally funded and \$87,937.50 is city funded; Authorize Mayor to execute said agreement.

**Attachments:**      [Grant Award](#)

## VI. ROUTINE AGENDA

- VI.-1      [2019-206](#)      Adopt a Resolution requesting the Mississippi Department of Transportation (MDOT) to initiate the Hardy Street Improvements Project; Authorize Mayor to execute letter to MDOT requesting initiation.

**Attachments:**      [Hardy St Imps Project Initiation Res](#)  
[Seyfarth\\_InitiationLtr](#)  
[Award Letter](#)  
[Vicinity Map](#)  
[Hardy Street Improvement Area](#)  
[LPA Certificate-Waits](#)

- VI.-2      [2019-197](#)      Acknowledge receipt of the monthly budget report for the month ending February 28, 2019.

**Attachments:**      [EXP19.0219](#)  
[REV19.0219](#)

- VI.-3      [2019-211](#)      Acknowledge receipt of Privilege Tax License Report for the month of February 2019.

**Attachments:**      [PTL Monthly Report for Feb 2019](#)  
[Memo-Privilege License Report for February 2019](#)

- VI.-4      [2019-216](#)      Acknowledge Proof of Publications for the months of January and February 2019.

**Attachments:**      [CLARION LEDGER PROOF OF PUBLICATIONS FEB 2019](#)  
[PROOF OF PUBLICATIONS HUB CITY SPOKES FEB 2019](#)

- VI.-5      [2019-204](#)      Acknowledge receipt of the Benjamin J. Deen Grant, managed by the Pinebelt Foundation in the amount of \$ 853.69 to the Hattiesburg Police Department to be used for safety equipment, safety training and counseling.

**Attachments:**      [Deen-Grant-Donation](#)

- VI.-6      [2019-223](#)      Acknowledge receipt of letter from the Department of Revenue granting ad valorem tax exemption to Sofidel America Corp. for a period not to exceed ten (10) years, commencing January 1, 2018, and ending December 31, 2027, with a true total value of

\$3,971,127.00;adopt final order allowing the same.

**Attachments:**     [Sofidel Reso final order-3-19-19](#)  
[Sofidel final order-3-19-19](#)

- VI.-7**     [2019-224](#)     Acknowledge receipt of letter from the Department of Revenue granting ad valorem tax exemption to Georgia Pacific Consumer Operations, LLC for a period not to exceed ten (10) years, commencing January 1, 2018, and ending December 31, 2027, with a true total value of \$27,042,828.00;adopt final order allowing the same.

**Attachments:**     [GP-Final Order 3-19-19](#)  
[Final order GP Reso-3-19-19](#)

- VI.-8**     [2019-225](#)     Acknowledge receipt of letter from the Department of Revenue granting ad valorem tax exemption to Zeon Chemicals, L.P. for a period not to exceed ten (10) years, commencing January 1, 2018, and ending December 31, 2027, with a true total value of \$605,570.00;adopt final order allowing the same.

**Attachments:**     [Final Order reso Zeon 3-19-19](#)  
[Zeon Final Order 3-19-19](#)

- VI.-9**     [2019-226](#)     Acknowledge receipt of letter from the Department of Revenue granting ad valorem tax exemption to BP Rex Closures, LLC for a period not to exceed four (4) years, commencing January 1, 2018, and ending December 31, 2022, with a true total value of \$1,011,521.00;adopt final order allowing the same.

**Attachments:**     [Final order-reso-BP Rex 3-19-19](#)  
[Final order BP Rex 3-19-19](#)

- VI.-10**     [2019-227](#)     Acknowledge receipt of letter from the Department of Revenue granting ad valorem tax exemption to Kohler Company for a period not to exceed ten (10) years, commencing January 1, 2018, and ending December 31, 2027, with a true total value of \$1,011,521.00;adopt final order allowing the same.

**Attachments:**     [Final Order Reso-Kohler 3-19-19](#)  
[Kohler Final Order-3-19-2019](#)

- VI.-11**     [2019-228](#)     Acknowledge receipt of letter from the Department of Revenue granting ad valorem tax exemption to Wis-Pak of Hattiesburg, LLC for a period not to exceed five (5) years, commencing January 1, 2018, and ending December 31, 2022, with a true total value of \$1,125,749.00;adopt final order allowing the same.

**Attachments:**     [Final Order Reso-Wis-Pak](#)  
[Final Order Wis-Pak-3-19-19](#)

- VI.-12**     [2019-229](#)     Acknowledge receipt of letter from the Department of Revenue granting ad valorem tax exemption to Green Bay Converting, Inc for a period not to exceed ten (10) years, commencing January 1, 2018, and ending December 31, 2027, with a true total value of \$1,071,069.00;adopt final order allowing the same.

**Attachments:**     [Final order reso-Green bay 3-19-19](#)  
                              [Final Order Green Bay 3-19-19](#)

- VI.-13**     [2019-230](#)     Acknowledge receipt of letter from the Department of Revenue granting ad valorem tax exemption to Mar-Jac Poultry MS, LLC for a period not to exceed ten (10) years, commencing January 1, 2018, and ending December 31, 2027, with a true total value of \$13,412,150.00;adopt final order allowing the same.

**Attachments:**     [Final Order Reso MAR-Jac 3-19-19](#)  
                              [Mar-Jac Final Order 3-19-19](#)

- VI.-14**     [2019-231](#)     Acknowledge receipt of letter from the Department of Revenue granting ad valorem tax exemption to CCM Capital Assets, LLC for a period not to exceed ten (10) years, commencing January 1, 2018, and ending December 31, 2027, with a true total value of \$2,420,000.00;adopt final order allowing the same.

**Attachments:**     [Final Order Reso 3-19-19 CCM Capital](#)  
                              [Final Order CCM Capital 3-19-19](#)

- VI.-15**     [2019-232](#)     Acknowledge receipt of letter from the Department of Revenue granting ad valorem tax exemption to Western Container Corporation for a period not to exceed five (5) years, commencing January 1, 2018, and ending December 31, 2022, with a true total value of \$4,343,447.00;adopt final order allowing the same.

**Attachments:**     [Final Order Reso- Western Container](#)  
                              [Western Container Corp Final Order 3-19-19](#)

- VI.-16**     [2019-233](#)     Acknowledge receipt of letter from the Department of Revenue granting ad valorem tax exemption to JPM of Mississippi, Inc. for a period not to exceed ten (10) years, commencing January 1, 2018, and ending December 31, 2022, with a true total value of \$77,000.00;adopt final order allowing the same.

**Attachments:**     [JPM Resolution inal Order- 3-19-19](#)  
                              [Final Order JPM 3-19-19](#)

- VI.-17**     [2019-196](#)     Acknowledge sealed bid received on March 7, 2019 for Concrete and Brick Transportation Structures Term Bid; Accept the bid from RJM McQueen Contracting as the only bid received.

**Attachments:**     [RJM](#)



- VI.-18**     [2019-190](#)     Acknowledge bid received on February 28, 2019 by reverse auction for Crushed Concrete Term Bid; Accept the bid from Warren Paving.

**Attachments:**     [Warren Paving Specs - Item 33 - Crushed Concrete \(2-14-19\)](#)  
[Warren Paving Bid](#)

- VI.-19**     [2019-191](#)     Acknowledge no proposals were received for Uniforms for Hattiesburg Police Department Term Bid; Approve Specifications and Authorize Publication of Advertisement for Uniforms for Hattiesburg Police Department Term Bid.

**Attachments:**     [Notice to Bidders - Item 16 - HPD Uniforms](#)  
[Specs - Item 16 - HPD Uniforms](#)

- VI.-20**     [2019-189](#)     Acknowledge receipt of Warranty Deed from ARG SNHTTMS001, LLC (American Finance Operating Partnership, LP) for a portion of Forrest County Tax Parcel No. 2-028E-06-098.00 (PPIN 23999) for the 38th Avenue Sidewalk Project; authorize Mayor to execute; authorize issuance of manual check in payment.

**Attachments:**     [Ex Warranty Deed-ARG SNHTTMS001, LLC](#)

- VI.-21**     [2019-210](#)     Acknowledge receipt of and accept Appraisal Review Report for a portion of Parcel PPIN 008991 located in Forrest County for property to be used for the construction of a fire station. Approve Establishment of Just Compensation and declare Appraised Value of \$87,750.00 to be Fair Market Value pursuant to Miss. Code 43-37-3 and other applicable statutes. Authorize City Attorney to file Eminent Domain on behalf of the City of Hattiesburg to acquire property located on U. S. Highway 49 North, Parcel No. 2-011-15-005.00, PPIN 008991, for public purpose

**Attachments:**     [7450 Highway 49 - appraisal update](#)  
[7450 Highway 49](#)

- VI.-22**     [2019-194](#)     Approve the City's purchase of three (3) grave spaces, located in the Southeast Quarter (SE 1/4), Lot 4, Section 30, and North Half ( N 1/2) of the Northeast Quarter (NE 1/4), Lot 8, Section 30, at Highland Cemetery, in the amount of \$ 525.00, Minute Book# 2017, Page 168, from Jean Hendley, Authorize manual check for the same.

**Attachments:**     [Buy Back \(Jean Hendley\) 03-19-19](#)

- VI.-23**     [2019-195](#)     Approve the sale of grave spaces, per attached Memo, Receipts, and Deeds.

**Attachments:**     [Memo's \(03-19-19\)](#)  
[Receipts \(03-19-19\)](#)  
[Deeds \(03-19-19\)](#)

- VI.-24**     [2019-198](#)     Approve claims docket for the period ending March 15, 2019.

Attachments:      [DOCKET 19.03-15](#)

**VII. Memorial Adjournment**

**Mr. Paul Burkett**

**Mr. Bobby Farrell Howe**

**Chief David C. Wynn**

**Mr. Richard Edwin Ward**

**Mr. Herlon Pierce**