

City of Hattiesburg, MS

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



Meeting Agenda

Tuesday, May 21, 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** [2019-373](#) Approval of minutes - for the May 6 & 7, 2019 meetings of the City Council.

Attachments: [5-6-19 AR, WS Mins](#)
 [5-7-19 Mins](#)

- V.-2** [2019-360](#) Approve or Deny a petition filed by Dustin Gatlin, Engineer, Leonard Bentz, SMPDD, Applicant to request a variance from Section 6 Table 6.1 "Maximum Front Setback" for I-2, "40 feet", and instead allow a setback of (432) four hundred thirty two feet for a variance of (392) three hundred ninety two feet for a proposed building located on Sullivan Drive (Parcel 2-042M-35-026.00, PPIN 30261, Ward 5). The Board of Adjustments recommended to Approve on May 1, 2019.

Attachments: [MAY BOA Minutes Draft](#)
 [Sullivan Drive Variance Staff Summary](#)
 [smpdd provided to boa_001](#)

- V.-3** [2019-359](#) Approve or Deny a petition filed by Doug Wimberly, Representative, B. B. Patel, Applicant to request a variance from Section 6 Table 6.1 "Maximum Height" for B-3, "40 feet or 3 stories", and instead allow a height of (4) four stories for a variance of (1) one story for a proposed Hotel located at the southwest corner of N 39th Ave and Montague Boulevard (Parcel 2-028L-07-101.00, PPIN 23183, Ward 1). The Board of Adjustments recommended to Approve on May 1, 2019.

Attachments: [MAY BOA Minutes Draft](#)
 [39th and Montague Staff Summary](#)

- V.-4** [2019-358](#) Adopt an Ordinance for the petition filed by John P. Horn, Owner, Marcell Lee, Applicant to change the zoning classification for a certain property located at 89 Industrial Drive (Parcel 2-028A-05-059.00, PPIN 14275, Ward 2) from Section 4.5.13, I-1 (Light Industrial) District to Section 4.5.12, B-5 (Regional Business) District. The Planning Commission recommended to Deny on May 1, 2019.

Attachments: [MAY HPC Minutes Draft](#)
[89 Industrial Rezone Staff Summary](#)
[Ordinance - 89 Industrial](#)

- V.-5** [2019-336](#) Adopt an Ordinance amending Sections 9 and 23 of the Code of Ordinances to adopt the 2018 Edition of the International Residential Code, International Building Code, International Plumbing Code, International Fuel Gas Code, International Mechanical Code, International Property Maintenance Code, International Fire Code, the 2017 Edition of the National Electrical Code (NFPA 70), International Swimming Pool and Spa Code, International Existing Building Code, and ICC A117.1 Accessibility Standard, and repealing Ordinance Number 3143.

Attachments: [FINAL - 2018 Building Codes - 5.21.2019](#)
[Executed Ordinance 3255 adopting International Codes](#)

- V.-6** [2019-371](#) Adopt a Resolution setting a Public Hearing on Monday, July 1, 2019 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 5.21.19](#)
[Adopting P.H. resolution 5.21.19](#)
[Executed Resolution 2019-164 setting public hearing for unsafe for 7-1-2019](#)

- V.-7** [2019-362](#) 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: [Request to adjudicate 5.21.19](#)
[1. 200 St. Paul St](#)
[2. 609 Magnolia Ave](#)
[3. 805 Arledge St](#)
[4. 320 May Ave](#)
[5. 703 Lincoln St](#)
[6. 715 Lincoln St](#)
[7. 706 Greely St](#)
[8. 19 Collins St](#)
[9. 904 E 6th St](#)
[10. 1615 James St](#)
[11. 1009 Franklin St](#)

- V.-8** [2019-366](#) Adopt a Resolution requesting the Mississippi Department of Transportation (MDOT) to initiate the Country Club Road

Reconstruction Project; Authorize Mayor to execute letter to MDOT requesting initiation.

Attachments: [Project Initiation Resolution-Country Club Road](#)
[MPO LETTER TO D. SEYFARTH -Country Club Road Reconstruction](#)
[Seyfarth Initiation Letter](#)
[1295 Project map](#)
[2019-2022 Transportation Improvement Plan - Country Club Rd](#)
[LPA-L Rutland 2018](#)
[Executed Resolution 2019-176 requesting MDOT initiation of County Club Road](#)

- V.-9** [2019-377](#) Adopt a Resolution authorizing Requisition No. 42 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. 42](#)
[Executed Resolution 2019-177 authorizing Requisition No. 42](#)

- V.-10** [2019-375](#) Adopt a Resolution to advertise municipal resources through activities and exhibits of the City of Hattiesburg in celebration of the Fourth of July by hosting the Star Spangled Celebration on the River, in an amount not to exceed \$6,500.00 and authorize manual check for same, as authorized by Mississippi Code 17-3-3; advancing the moral, financial and other interest and promotion of the City of Hattiesburg.

Attachments: [Municipal Resources-Star Spangled CElebration.](#)
[Executed Resolution 2019-178 authorizing expenditure for Star Spangled Celeb](#)

- V.-11** [2019-367](#) Adopt a Resolution designating the City of Hattiesburg voting delegates for voting in the 2019 Mississippi Municipal League election.

Attachments: [2019-Voting Delegates](#)
[Executed Resolution 2019-179 designating voting delegates for MML](#)

- V.-12** [2019-372](#) Approve Supplemental Agreement No. 2 with C. B. Developers, Inc. to record project overrun of \$59,054.74 and to adjust proposed quantities to actual for the Lake Forgetful Road Project; Authorize payment of Pay Application No. 7 and Final; and approve final acceptance of project.

Attachments: [Closeout Cover Letter](#)
[C B Developers Pay App No. 7 and Final](#)
[Supplemental Agreement No. 2](#)
[Consent of Surety to Final Payment](#)
[Contractors affidavit of payment of debts](#)
[Request for Substantial Completion](#)
[Contractor Warranty](#)
[Executed Supplemental Agreement No 2 with CB Developers - Lake Forgetful F](#)

- V.-13** [2019-378](#) Approve and authorize Mayor to execute Collection Services Agreement between the City of Hattiesburg and Adela Agency formerly known as Network Services Inc, to provide collection services for delinquent utility bills (water, sewer and garbage).

Attachments: [Collection Services Contract](#)
[Collection Services Agreement with Adela Agency for collection services](#)

- V.-14** [2019-370](#) Authorize the City Attorney to initiate Eminent Domain proceedings on behalf of the City of Hattiesburg to acquire property located at 441 West 4th Street, Parcel #2-029F-04-202.00, PPIN 14453, for public purpose.

Attachments: [Title Opinion PPIN 14453](#)

- V.-15** [2019-361](#) Authorize the Mayor to execute Memorandum of Understanding between City of Hattiesburg and the University of Southern Mississippi, Institute of Disability Studies, to provide summer intern opportunities.

Attachments: [USM IDS Summer Intern MOU 2019 \(2\)](#)
[Executed MOU with USM, Institute Disability Studies for summer intern opportu](#)

- V.-16** [2019-368](#) Authorize the Mayor to execute in duplicate a Memorandum of Understanding between the City of Hattiesburg Municipal Court and Pine Belt Mental Healthcare Resources to establish the obligations of both entities with respect to fulfilling the requirements of the Substance Abuse and Mental Health Services Administration (SAMHSA) grant-funded project titled "Hattiesburg Municipal Court - Hattiesburg Behavioral Health Court Treatment Expansion," grant # 1H79TI081923-01.

Attachments: [SAMHSA-PBMHR MOU](#)
[SAMHSA-PBMHR MOU Attachments](#)

- V.-17** [2019-369](#) Authorize the Mayor to execute Right-of-way Easement (in duplicate) to Mississippi Power Company for service into the Hattiesburg Zoo.

Attachments: [Utility Easement - MS Power](#)
[Executed Right-of-way easement to MS Power for service into Hattiesburg Zoo](#)

- V.-18 [2019-384](#) Authorize and approve execution of contract between the City of Hattiesburg and the Mississippi Forestry Commission to implement the Urban Forestry Internship Program.

Attachments: [Hattiesburg Internship Contract](#)

- V.-19 [2019-363](#) Acknowledge receipt of MOU and Agreement by and between Lamar County and the City of Hattiesburg for Weathersby Road/Oak Grove Road Improvements; authorize Mayor to execute in duplicate.

Attachments: [MOU and Agreement for Weathersby Rd_Oak Grove Rd Improvements](#)
[Executed MOU with Lamar County for Weathersby Rd - Oak Grove Rd Improve](#)

- V.-20 [2019-376](#) Void Agreement executed by the Mayor with MCCi for Legistar agenda management software; approved June 20, 2017, at Minute Book 2017-295.

Attachments: [Legistar Contract 6-20-17](#)

- V.-21 [2019-354](#) Ratify and confirm the Mayor's appointment of Amy Hinton (W1) to the Hattiesburg Planning Commission to fill the unexpired term of Judy Corts beginning May 9, 2019 and ending May 12, 2020.

Attachments: [Amy Hinton - Resume vita 2016](#)
[Data Sheet - Amy Hinton 2019](#)

- V.-22 [2019-355](#) Ratify and confirm the Mayor's appointment of Shawn Harris (W3) to the Hattiesburg Board of Adjustment for a three year term beginning June 1, 2019 and ending May 31, 2022.

Attachments: [Data sheet S Harris BOA 2019](#)

- V.-23 [2019-353](#) Ratify and confirm the Mayor's re-appointment of Dick Conville (W3) to the Hattiesburg Board of Adjustment for a three year term beginning April 17, 2018 and ending April 16, 2021

Attachments: [Data Sheet Dick Conville BOA 2019](#)

VI. ROUTINE AGENDA

- VI.-1 [2019-338](#) Approve and authorize publication of a Request for Proposals for service related to the provision of Paratransit services for Hub City Transit.

Attachments: [Request for Proposals PARATRANSIT 2019 EDITED MAY 13 2019](#)

- VI.-2 [2019-364](#) Approve and authorize issuance of manual check for HOME Program Claim per the attached memorandum. {Entitlement HOME}

Attachments: [MEMORANDUM for HOME Check Request May 21, 2019 for 908 Dabbs Street](#)
[Hollimon Invoice for May 21, 2019 for 908 Dabbs Street](#)

- VI.-3 [2019-365](#) Approve and authorize issuance of manual check for CDBG Program

Claim per the attached memorandum. {Entitlement CDBG}

Attachments: [MEMORANDUM for CDBG Check Request Habitat May 21, 2019](#)
[Hattiesburg Habitat Invoice for May 21, 2019 for 208 W. 5th Street](#)

- VI.-4** [2019-349](#) Authorize the acceptance of the Asbury Foundation of Hattiesburg grant for the Hattiesburg Police Department K-9 Program Expansion in the amount of \$22,218; and authorize the Mayor to execute the same in duplicate.

Attachments: [Asbury Foundation K-9 Program Award Letter](#)

- VI.-5** [2019-350](#) Authorize submission of a grant application to the U.S. Department of Justice, Bureau of Justice Assistance for the 2019 Bulletproof Vest Partnership Grant in the amount of \$28,080.00 to purchase bulletproof vests for the Hattiesburg Police Department. The grant reimbursement to the city will provide \$14,040.00 (50%) of the cost of the vest.

Attachments: [BVP Overview](#)
[BVP application](#)

- VI.-6** [2019-337](#) Authorize submittal of FTA grant application 1108-2019-1 for Hub City Transit, utilizing federal fiscal year 2017 (residual) and 2018 funds for the anticipated operations, maintenance, and capital costs for use in city fiscal year 2021; a total of \$1,124,355 federal and \$731,088 local.

Attachments: [View Print Application - 1108-2019-1](#)

- VI.-7** [2019-313](#) Ratification of an executed application submitted to Mississippi Department of Rehabilitation Services, Traumatic Brain Injury/Spinal Cord Injury Trust Fund Program Grant Application in the amount of \$2,250, for the purchase of motorized wheelchair charging stations to be installed at five locations in the city.

Attachments: [MDRS Application - Complete](#)

- VI.-8** [2019-339](#) Ratification of an executed application submitted to the Mississippi Department of Transportation Multimodal Transportation Improvement Program Grant Application in the amount of \$13,800.

Attachments: [FY2020 Multimodal Transportation Improvement Program Application](#)

- VI.-9** [2019-356](#) Acknowledge receipt of Privilege Tax License report for the month of April 2019.

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

- VI.-10** [2019-351](#) Acknowledge receipt of the monthly budget report for the month ending April 30,2019.

Attachments: [EXP19.0419](#)
[REV19.0419](#)

VI.-11 [2019-352](#) Acknowledge Proof of Publications for the month of April 2019.

Attachments: [Proof of Publication Hub City Spokes April 2019](#)

VI.-12 [2019-357](#) Approve the sale of grave spaces, per attached Memo's, Receipts, and Deeds.

Attachments: [Memo's \(05-21-19\)](#)
 [Receipts \(05-21-19\)](#)
 [Deeds \(05-21-19\)](#)
 [Executed grave space deeds 5-21-19](#)

VI.-13 [2019-382](#) Approve claims docket for the period ending May 17, 2019.

Attachments: [DOCKET 19.5-17](#)

Executive Session

[2019-423](#) Letter of Intent between City of Hattiesburg and Southgate Realty LLC for the purchase of real estate and authorize the Mayor to execute.

Attachments: [Letter of Intent](#)
 [Executed Letter of Intent with Southgate Realty, LLC for purchase of property](#)

VII. Memorial Adjournment

A MOTION was made by Council President Carroll to Adjourn the meeting in memory of:

- Ms. Robin Kaizer Trahan
- Ms. Audrey McPhail
- Mr. John Buckley