

## **REGULAR MEETING OF MAY 1, 2012**

Be it remembered that the Mayor and Board of Aldermen of the City of Ocean Springs met in a Regular meeting at City Hall in the City of Ocean Springs at 6:00 p.m. on May 1, 2012. The Mayor presiding, Aldermen Cox, Gill, McDonnell, Cody, Denyer, Dalgo and Hagan were present. Also present was City Clerk Shelly Ferguson and City Attorney John Edwards.

The Mayor called the meeting to order.

Alderman Cody gave the invocation and the Mayor led the Pledge of Allegiance.

### **PROCLAMATION**

The Mayor read a proclamation declaring the week of May 6-12, 2012 as Goodwill Industries International Week (Exhibit 3-a).

### **OLD BUSINESS**

Mr. Beau Cox of Treme Entertainment, LLC was not present to show his revised plan for the Front Beach Live Event on June 9 and 10. Motion was made by Alderman Dalgo and seconded by Alderman Denyer to remove item (4-a) from the agenda. Alderman McDonnell further stated Mr. Cox wishes to move forward with this event but he was not able to attend. The Mayor will meet with Mr. Cox to present the allowable footprint of the area and also present him with the expenses, set-up and clean-up fees and the requirement of liability insurance. The Fire Chief will provide the capacity for Fort Maurepas Park. Alderman Denyer stated the City has no jurisdiction over the use of the beach; it would come under the Secretary of State's office. Alderman Dalgo withdrew his motion and Alderman Denyer withdrew his second to the motion.

### **NEW BUSINESS**

Ms. Kellie Lamb was not present. This item will be placed on the next agenda.

Mr. Phillip Doiron stated the YMCA is proposing to extend a community nature trail from the YMCA property through adjacent City of Ocean Springs property. Mr. Doiron stated the YMCA is putting together a 25-year plan of the Blossman branch. He is asking for a possibility of the YMCA and the City to become a partnership to develop a nature trail south of the Government Street YMCA that

would be extend beyond the YMCA property and go south through areas owned by the City. The Board stated concerns of the properties the trail would abut and also if it would be lighted and how it would be maintained. Mr. Doiron stated they held a community meeting and also a general meeting and had no complaints. Motion was made by Alderman McDonnell, seconded by Alderman Cody and unanimously carried to task the YMCA with sending letters to property owners within 500 yards of the nature trail before any action is taken.

Alderman Gill stated his concerns with the Highway 90 median landscaping maintenance. He said the youth corps prunes the crape myrtles and re-mulches the median once a year for a couple of weeks. He thinks the City needs a maintenance program for all year long to keep the suckers from growing on the crape myrtles and to keep the mulch under control. The Mayor stated the city landscaper will spray the herbicide on the crape myrtles before the youth corps begins the pruning and re-mulching process. The Public Works Department will herbicide the median on 90 between Washington Avenue and Winn Dixie on Highway 90, use weed eaters and the street sweeper to sweep along the curb on the concrete. Alderman Gill asked the City Clerk to obtain quotes for an ongoing maintenance program for highway 90 median.

## **PUBLIC COMMENTS**

Mr. Mark Spicer, 107 Augustine Court, thanked the Mayor and Board of Aldermen for their support for Pancake Day on behalf of the Rotary Club. They raised a significant amount of money for scholarships. He reported they will be giving out over \$11,000.00 in scholarships this year. He also announced the Rotary Club will have a group study exchange coming from Brazil.

## **CONSENT AGENDA**

Motion was made by Alderman Gill, seconded by Alderman Hagan and unanimously carried to approve the Consent Agenda with exception of item (g) which was pulled by Alderman Dalgo.

Alderman Dalgo pulled item (g) to inform the Board that Mr. Randy Hines with the Wildlife Care and Rescue Center was working diligently to find a place for the trailer and asked to allow them another 60 days to secure a place but to also give an update on their progress in 30 days.

Motion was made by Alderman McDonnell, seconded by Alderman Cody and unanimously carried to authorize to begin the process to auction the mobile

home used by the Police Department along with other items to be declared as surplus and of no use to the City; an itemized list of other items to be submitted for Board approval at a later date and the Building Official and City Clerk will search for a company to move the mobile home to the Civic Center at no cost to the City.

### **ALDERMEN'S FORUM**

The Mayor announced the City will hold the fireworks celebration on Tuesday, July 3<sup>rd</sup>, if we have sponsors.

Alderman Cody asked the Mayor to send a letter to MDOT asking the use limestone instead of rocks on Highway 90. The rocks are causing broken windshields from flying rocks.

Motion was made by Alderman Denyer, seconded by Alderman Hagan and unanimously carried to authorize up to \$500.00 for landscaping for Hunter Drive/Pine Hills Drive/Hidden Oak.

Motion was made by Alderman Dalgo, seconded by Alderman Hagan and unanimously carried to authorize up to \$500.00 for landscaping on Magnolia Bayou Homeowners Association for improvement to common areas.

Motion was made by Alderman Gill, seconded by Alderman Hagan and unanimously carried to authorize up to \$200.00 for landscaping in Ward 1.

### **EXECUTIVE SESSION**

Motion was made by Alderman Dalgo, seconded by Alderman Gill and unanimously carried to go into closed session to determine the necessity of going into executive session.

The City Clerk returned to the meeting and announced a motion was made by Alderman Dalgo, seconded by Alderman Cox and unanimously carried to remain in executive session to discuss current litigation in federal court and personnel in Police, Court and Planning Departments.

Motion was made by Alderman Cody, seconded by Alderman Denyer and unanimously carried to return to regular session.

Motion was made by Alderman Denyer, seconded by Alderman Cox and unanimously carried to follow the recommendation of the landscape architect to have third party contractors ready and available to repair and/or finish

outstanding work at the Highway 57 Sport Complex site, should contractors fail to timely perform.

Motion was made by Alderman McDonnell, seconded by Alderman Gill and unanimously carried to set time limits in the proposed ordinance of 11:00 p.m. Sunday-Thursday and 12:00 midnight Friday and Saturday nights and further to draft ordinance that specifies City or other approved special events end at 10:00 p.m.

Motion was made by Alderman Hagan, seconded by Alderman McDonnell and unanimously carried to authorize the City Attorney to develop a utility easement for property at 2016 Bienville Boulevard.

Motion was made by Alderman Cody, seconded by Alderman Cox and unanimously carried to recess until 6:00 p.m. on May 7, 2012.

Meeting ended at 9:07 p.m.

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

**AGENDA**  
**MAYOR AND BOARD OF ALDERMEN**  
**CITY OF OCEAN SPRINGS**  
**REGULAR MEETING**  
**May 1, 2012 - 6:00 p.m.**

**1. CALL TO ORDER**

**2. ROLL CALL**

**3. PROCLAMATION**

- a) Week of May 6-12, 2012 as Goodwill Industries International Week (Exhibit 3-a)

**4. OLD BUSINESS**

- a) Revised Plan for Front Beach Live Event sponsored by Treme Entertainment, LLC at Fort Maurepas Park on June 9<sup>th</sup> and 10<sup>th</sup> – Mr. Beau Cox (Exhibit 4-a)

**5. NEW BUSINESS**

- a) Presentation from MS Tobacco Free Coalition of Jackson County – Ms. Kellie Lamb (Exhibit 5-a)  
b) Request permission to extend a community nature trail from YMCA property through adjacent City property – Mr. Phillip Doiron (Exhibit 5-b)  
c) Highway 90 Median Landscaping Maintenance – Alderman Gill

**6. PUBLIC COMMENT:** The public is invited to address the Board for up to 3 minutes. The Board will take all comments under advisement for potential action at a later date if warranted.

**7. CONSENT AGENDA\***

*\* Consent Agenda – All matters listed under Item 7, Consent Agenda, are considered to be routine by the Board of Aldermen and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.*

**Mayor:**

- a) Authorize Mayor to execute Change Order #1 with Orocon Construction, LLC for the Shearwater Park Project in the amount of \$970.00 for clearing and pursuing of existing landscaping; funds are within the awarded grant budget (Exhibit 7-a)  
b) Authorize Mayor to execute Change Order #2 with Orocon Construction, LLC for the Shearwater Park Project in the amount of \$4,594.00 to install a timber retaining wall; funds are within the awarded grant budget (Exhibit 7-b)

**City Clerk:**

- c) Approve Minutes: Recess Meeting April 17, 2012 (Exhibit 7-c)  
d) Approve Minutes: Special Call Meeting April 25, 2012 (Exhibit 7-d)  
e) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 7-e)  
f) Accept Action Report (Exhibit 7-f)  
g) Authorize to begin the process to auction the mobile home used by the Police Department and other items to be declared surplus and no longer use to the City (Exhibit 7-g)

**Police Dept.:**

- h) Approve Special Event Permit for 5K Run/Walk Fundraiser for Think First Injury Prevention Program on Saturday, June 2, 2012 from 7:00 a.m. – 10:00 a.m. (Exhibit 7-h)  
i) Authorize employment of Police Officer Jonathan Carroll, a MS certified officer, effective May 17, 2012, \$13.94 hourly; one-year probationary period; and pending successful completion of all pre-employment requirements (Exhibit 7-i)  
j) Accept resignation from Dispatcher Mike King, effective April 26, 2012, and authorize to begin the process to fill the vacancy (Exhibit 7-j)

**Fire Dept.:**

**Human Resources/Risk:**

**City Engineer:**

**Public Works:**

- k) Authorize to extend water/sewer/storm sewer rehab Contract with Graham Construction Co., Inc. for an additional one year period beginning May 18, 2012 (Exhibit 7-k)
- l) Award bid to Pensacola Concrete Construction Co. in the aggregate amount of \$107,720.00 for slip lining projects on Shadowlawn, Parkwood and Sheppard (2), funded partially by Pat Harrison Waterway District and Public Works budgeted funds (Exhibit 7-l)

**Community Development & Planning:**

- m) Accept Tree Committee Report (Exhibit 7-m)

**Building Department:**

- n) Accept Code Enforcement Report (Exhibit 7-n)
- o) Approve Building Permit for construction of a pier with boat slip and boat house at 1216 Iola Road (Exhibit 7-o)

**Parks & Leisure Services:**

- p) Approve termination of probationary Parks maintenance worker, Justin Lawson, effective April 26, 2012; and authorize to begin the process to fill the vacancy (Exhibit 7-p)
- q) Approve Parks Advisory Board minutes for April 11, 2012 (Exhibit 7-q)

**City Attorney:**

**Facilities:**

**8. DEPARTMENT REPORTS**

**Mayor:**

**City Clerk:**

**Police:**

**Fire:**

**Human Resources/Risk Manager:**

**City Engineer:**

**Public Works:**

**Community Development & Planning:**

**Building Department:**

**Parks & Leisure Services:**

**City Attorney:**

**Facilities:**

**9. ALDERMEN'S FORUM**

**10. EXECUTIVE SESSION**

**RECESS UNTIL 6:00 P.M. on May 15, 2012**