

REGULAR MEETING OF SEPTEMBER 4, 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 September 4, 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.

PUBLIC COMMENTS

Ms. Crystal Ladner, 6514 Shoshonee Drive, requested support for the Ocean Springs Renaissance Festival.

Motion was made by Alderman Gill, seconded by Alderman Hagan and unanimously carried to add the Addendum to the Agenda.

CONSENT AGENDA AND ADDENDUM

Motion was made by Alderman Gill, seconded by Alderman Cody and unanimously carried to approve the Consent Agenda and Addendum.

ALDERMEN'S FORUM

Motion was made by Alderman Cody, seconded by Alderman Gill and unanimously carried to close the streets from Washington Avenue at Robinson to Cash Alley for the "Mini-Cruisin" on Friday, September 14th.

Motion was made by Alderman Cody, seconded by Alderman Gill and unanimously carried to authorize the Mayor to execute the entertainment contract for Friday, October 11th during the Cruisin' the Coast event, pending City Attorney review and approval.

Alderman Cody commended all of the departments for a job well done during Hurricane Isaac. He also commended Nate Wilson for doing a great job as EOC Director.

Alderman McDonnell asked the Mayor to contact MDOT to expedite getting the lights turned back on the bridge due to safety hazards.

Alderman McDonnell asked for guidance from the City Attorney regarding the East Beach issues and possibly issues with Front Beach. Specifically, he asked what the City and County can and cannot do according to the Court Order deeming the property as being owned privately. He asked for options concerning mandating private property owners cleaning their property. The City Attorney advised the lot cleaning process could be addressed using Section 21-19-11 concerning health and safety hazards that involves advertising a notice and a public hearing. It takes approximately a month to complete this process. There are questions concerning Front Beach and how the Court Order affects the City's clean-up efforts. The City Attorney advised the City to do what is necessary to protect the taxpayers' assets on Front Beach from the sidewalk to the seatwall. Alderman McDonnell asked if the Mayor would ask the East Beach residents to assist us by bringing the debris to the roadway to allow the County to pick it up since the City and County has no jurisdiction to do so.

Alderman McDonnell asked the Mayor to contact the Secretary of State concerning taking emergency steps to clean Front Beach due to a health and safety issue caused from Hurricane Isaac.

Alderman Gill asked the City Attorney for an update on the tax abatement ordinance. The City Attorney advised he is waiting on a clear and concise map of the new central business district to complete the ordinance.

The Mayor also commended all department heads for their work during Hurricane Isaac. She also spoke of having an appreciation party at a later date.

Motion was made by Alderman Gill, seconded by Alderman Cody and unanimously carried to recess the meeting until September 7, 2012 at 5:00 p.m.

The meeting ended at 6:57 p.m.

Mayor

City Clerk

Date

Date

AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
September 4, 2012 – 6:00 p.m.

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. NEW BUSINESS**
- 4. OLD BUSINESS**
- 5. 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.
- 6. CONSENT AGENDA***

**Consent Agenda – All matters listed under Item 6, 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 the Mayor to execute Supplementary Agreement #1 with Powell Construction Services, Inc. for Crossover Improvements at Highway 90 and Deana Road for striping in the amount of \$1,204.84, no additional funded needed, project funded by MDOT STP Funds (Exhibit 6-a)
- b) Accept Economic Development Council Meeting Minutes of August 7, 2012 (Exhibit 6-b)
- c) Accept resignation of Wayne Anderson from the Zoning and Adjustments Board and appoint Ellen Miller (Exhibit 6-c)
- d) Accept resignation of Lori Carter from the Historic Preservation Commission (Exhibit 6-d)
- e) Approve appointments to Boards and Commissions – Steve Robinson to Museum Commission; Bon Ha to Economic Development Council and Jason Payne to Zoning and Adjustment Board (Exhibit 6-e)

City Clerk:

- f) Approve Minutes: Recess Meeting August 21, 2012 (Exhibit 6-f)*
- g) Approve Minutes: Special Call Meeting August 26, 2012 (Exhibit 6-g)*
- h) Approve Minutes: Special Call Meeting August 27, 2012 (Exhibit 6-h)*
- i) Approve Minutes: Special Call Meeting August 28, 2012 (Exhibit 6-i)*
- j) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 6-j)*
**All minutes and the Docket of Claims will be distributed on Tuesday, September 4th*
- k) Accept Action Report (Exhibit 6-k)
- l) Ratify payment of \$50.00 to Mississippi State Dept. of Health for Waterworks Operator Certification Fee for Jarrid Mathers (Exhibit 6-l)
- m) Authorize to lift the hiring freeze for public safety officers (Exhibit 6-m)

Police Dept.:

- n) Accept resignation of Patrolman Kenneth Gillis, effective September 12, 2012, and request position to be filled when hiring freeze lifted (Exhibit 6-n)

Fire Dept.:

Human Resources/Risk:

City Engineer:

Public Works:

Community Development & Planning:

Building Department:

- o) Accept Code Enforcement Report (Exhibit 6-o)
- p) Authorize removal of David Groves, Code Enforcement Officer/Assistant Building Official from probationary status and place on full-time status, effective immediately (Exhibit 6-p)

Parks & Leisure Services:

- q) Authorize the Mayor to execute Change Order #4 for Highway 57 Sports Complex, Phase 3 for a deduct in the amount of \$10,200.00 for liquidated damages from Southwest Design & Landscaping (Exhibit 6-q)
- r) Accept recommendation for final acceptance of the Highway 57 Sports Complex, Phase 3 and authorize retainage to the contractor, Southwest Design and Landscaping in the amount of \$28,849.02 (Exhibit 6-r)
- s) Approve Facility Use Agreements for the Ocean Springs Soccer Organization and Adult Softball for games to be played at the Ocean Springs Sports Complex (Exhibit 6-s)
- t) Approve Rental Agreement for the Ocean Springs Sports Complex, pending City Attorney review and approval (Exhibit 6-t)
- u) Authorize removal of Jason Calcote, ball fields maintenance worker, from probationary status and place on full-time status, effective immediately (Exhibit 6-u)

City Attorney:

Facilities:

7. 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:

8. ALDERMEN'S FORUM

9. EXECUTIVE SESSION

RECESS UNTIL 6:00 P.M. on September 18, 2012

ADDENDUM TO AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
September 4, 2012 - 6:00 p.m.

1. CONSENT AGENDA

Public Works:

- a) Authorize the Mayor to execute Change Order No. 1 for an additional 90 days time extension to Graham Construction in connection with the Wastewater Pump Stations project (Exhibit A-1a)

Police Department:

- b) Authorize promotion of Patrolman Ryan Lemaire to Sergeant to replace Sergeant Kevin Walb and remove Patrolman Lemaire from the FBI Task Force and assign him to a patrol shift and authorize to remove Sergeant Brian Kestner from a patrol shift and assign him to Municipal Court as a Warrants Officer (Exhibit A-1b)