

RECESS MEETING OF AUGUST 20, 2013

Be it remembered that the Mayor and Board of Aldermen of the City of Ocean Springs met in a Recess Meeting at City Hall in the City of Ocean Springs at 6:00 p.m. on August 20, 2013. Mayor Moran presiding, Aldermen Cox, Gill, McDonnell, Cody, Denyer and Impey were present. Also present was City Clerk Shelly Ferguson and Kevin Melchi from the law firm of Dogan and Wilkinson, PLLC, City Attorneys. Alderman Dalgo was absent.

The Mayor called the meeting to order.

Reverend Cumbest gave the invocation and the Mayor led the Pledge of Allegiance.

Reverend Cumbest announced a special state-wide event to celebrate Mission Mississippi's 20th anniversary by carrying a lighted cross as a symbol of unity and reconciliation among all races and denominations. The cross run began on August 7th in Jackson with an 82-day journey through the 82 counties in Mississippi. The cross will come to Ocean Springs on August 25th at 7:00 p.m. at St. Paul United Methodist Church.

PROCLAMATIONS

The Mayor read a proclamation declaring August 20, 2013 as Asgard Motorcycle Club Day (Exhibit 3-a).

NEW BUSINESS

No one was present from the Ocean Springs School District for the presentation of the school's budget for FY13-14. Mrs. Sue White, a school board member, stated she was present but was in attendance as a citizen. Mrs. White further stated the School Board was fine with the budget presented tonight. There was discussion among the Board concerning the school funding their own crossing guards. Motion was made by Alderman Cody, seconded by Alderman Cox and unanimously carried to accept the Ocean Springs School District budget for FY13-14 (Exhibit 3-a).

Motion was made by Alderman McDonnell, seconded by Alderman Gill and unanimously carried to inform the Ocean Springs School District of the City's intention to ask them to fund the cost of their school crossing guards in the FY14-15 along with the Tax Assessor's new additional collection fees.

A presentation was made by Mississippi Power Company concerning a light study conducted by them and Sylvania. They proposed the City has significant opportunities for savings and options due to many innovations in LED lighting (Exhibit 4-b)

Ms. Helen Hicks was not present for the presentation of the pet microchip scanners.

The Mayor announced on behalf of the Museum Board, they have been awarded a \$194,000 BP Deepwater Horizon Grant/Gulf Tourism and Seafood Promotional Fund. The first priority is to achieve accreditation. The grant will fund this process as well as additional and supporting activities including the facilities upgrades, management of the restored Charnley House, replication of the Iberville Stone and a marketing plan and a traveling exhibit. Ms. Betty Magee and Dr. Pat Pinson were present on behalf of the City Museum (Exhibit 4-d).

OLD BUSINESS

The Mayor presented the traffic study conducted by Gulf Regional Planning Commission (GRPC) for Government Street and Old CCC Camp Road. There are recommendations made by GRPC regarding Government Street near Promenade. The Mayor said since Alderman Dalgo was not present would the Board consider tabling discussion until the next board meeting. The Mayor will ask Mr. David Taylor to attend the next meeting. Alderman Impey further asked for a recommendation from GRPC regarding the placement of the rumble strips on Old CCC Camp Road (Exhibit 5-a).

PUBLIC HEARING

Motion was made by Alderman Gill, seconded by Alderman McDonnell and unanimously carried to open the Public Hearing.

At this time a public hearing to hear and act on any complaint filed in writing objecting to and petitioning for a specified reduction on any portion or portions of the uniform assessment schedule for motor vehicles ad valorem taxes affecting the complaint directly was held. No complaints were filed.

Motion was made by Alderman Gill, seconded by Alderman Cody and unanimously carried to close the Public Hearing.

Motion was made by Alderman Denyer, seconded by Alderman Cody and unanimously carried to adopt the Resolution and Order of the FY13-14 Uniform Assessment Schedule for motor vehicles (Exhibit 6-a).

PUBLIC COMMENTS

None.

CONSENT AGENDA

Motion was made by Alderman Impey, seconded by Alderman Denyer and unanimously carried to approve the Consent Agenda with exception of item (a) which was removed from the agenda by the Mayor; item (m) which was pulled by Alderman McDonnell and add item (x) to accept resignation of Ken Flottman from Library Board.

Motion was made by Alderman Denyer, seconded by Alderman Gill and unanimously carried to remove item (a) from the agenda.

Motion was made by Alderman Denyer, seconded by Alderman Cody and unanimously carried to not accept Marc Poole's resignation from the Museum Commission, at Mr. Poole's request and allow him to continue to serve on this commission.

Alderman McDonnell pulled item (m) and commended the City Clerk and her staff for their diligent work and efforts in seeking the best decision for the City and its employees. Motion was made by Alderman McDonnell, seconded by Alderman Gill and unanimously carried to accept the recommendation to retain Bancorp South – The Insurance Center for Employee Benefit Broker Services and also retain Lockard & Williams as the Third Party Administrator (TPA) of the partially self-funded portion of the insurance (7-m).

DEPARTMENT REPORTS

Police Department:

Alderman McDonnell asked for an update on the Animal Control Officer. Capt. Jackson stated the Animal Control Officer is on duty Monday thru Friday from 7:00 a.m. – 4:30 p.m. and will continue this schedule until he enters the Police Academy on September 13th. At that time, an officer on duty will respond to all animal control issues.

ALDERMEN'S FORUM

Alderman Impey suggested the Aldermen zero out their capital improvement accounts and apply the balance to ending cash balance for the FY12-13 deficit budget. Alderman Denyer stated his alderman salary goes towards his capital improvement account and he opposes the idea.

Alderman Impey stated he was outraged and disappointed concerning the leak of information to the press about a personnel issue discussed in Executive Session. He further stated he would like to have an investigation conducted. He also intends to work with local and state delegation to have a Bill introduced again in the 2014 session to impose penalties for disclosing general information revealed in Executive Session.

Motion was made by Alderman Cody, seconded by Alderman McDonnell and unanimously carried to approve the demolition permit for 234 Audrey Circle.

Alderman Cody asked the Mayor to contact Waste Pro concerning the use of two (2) comfort stations for the Cruisin' the Coast and Peter Anderson Festival events.

Alderman McDonnell asked for an update on advertising RFP's for legal, engineering and auditor professional services. Alderman Cody stated the process will be completed by the end of September.

Motion was made by Alderman Gill, seconded by Alderman McDonnell and unanimously carried to direct the City landscaper to develop a plan to thin out some of the shrubbery on Front Beach for easier maintenance.

Motion was made by Alderman McDonnell, seconded by Alderman Gill and unanimously carried to authorize the Grants Administrator to development a plan for a parking lot at the Fallo site in order to allow the City an opportunity for the \$115,000.00 grant that could fund the project for approval at the next board meeting.

Motion was made by Alderman McDonnell, seconded by Alderman Denyer and unanimously carried to authorize an investigation be conducted by the Civil Service Commission to determine the anonymous source who shared personnel information on an employee of the City of Ocean Springs and permission will be allowed to hire an independent investigator and counselor of their choice to assist them and a written report of this investigation will be submitted to a higher authority.

Alderman Gill suggested asking Supervisor McKay and Supervisor Ross to pave the proposed parking lot at the Fallo site.

Alderman Gill asked the Mayor to have the Economic Development Commission to identify additional hotel sites in the City.

Alderman McDonnell asked to meet with the builder or property owner concerning the removal of two (2) large oak trees on Lover's Lane to modify their site plan. The Planning Administrator stated the Tree Committee has done a site visit. The Committee has asked for a modified site plant.

Motion was made by Alderman Gill, seconded by Alderman Cody and unanimously carried to work with the Garden Club and celebrate Arbor Day on Friday, February 14, 2014.

The Mayor announced there is a Storm Mitigation Tree meeting with the Mississippi Urban Forestry Council on August 28th at 2:00 p.m. The City of Ocean Springs is the pilot program to develop an actual plan that streetscapes plant the right species of trees so they actual help during storms as opposed to trees that fall.

Alderman Cody announced Vince Vance and the Valiants will be playing at the Friday night Sock Hop during Cruisin' the Coast.

EXECUTIVE SESSION

Motion was made by Alderman Gill, seconded by Alderman Impey 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 Gill, seconded by Alderman Cody and unanimously carried to remain in executive session to discuss personnel in the Parks Department; potential litigation regarding the Fallo property; personnel in administration and personnel in Building Department.

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

Motion was made by Alderman Gill, seconded by Alderman Denyer and unanimously carried to accept the recommendation of the Parks and Leisure Director regarding employee no. 1640, effective immediately. Employee no. 1640 was present and addressed the Board in Executive Session.

Motion was made by Alderman Cody, seconded by Alderman McDonnell and unanimously carried to accept resignation of David Groves, Deputy Building Official/Code Enforcement Officer due to retirement, effective September 27, 2013, and begin the process to fill the vacancy.

Motion was made by Alderman Cox, seconded by Alderman Gill and unanimously carried to adjourn.

Meeting ended at 10:20 p.m.

City Clerk

Mayor

Date

Date

AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
RECESS MEETING
August 20, 2013 - 6:00 p.m.

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PROCLAMATION**
 - a) Asgard Motorcycle Club Day – August 20, 2013 (Exhibit 3-a)
- 4. NEW BUSINESS**
 - a) Ocean Springs School District FY13-14 Budget (Exhibit 4-a)
 - b) Mississippi Power Company/Sylvania Light Study
 - c) Presentation by Helen Hicks, Jackson County Spay & Neuter, of pet microchip scanners
 - d) Award Announcement – Gulf Seafood Tourism and Promotional Fund – City Museum (Exhibit 4-d)
- 5. OLD BUSINESS**
 - a) Discussion on Speed Counts on Government Street and Old CCC Camp Road (Exhibit 5-a)
- 6. PUBLIC HEARING**
 - a) Adopt Resolution and Order for the FY13-14 Uniform Assessment Schedule for Motor Vehicles (Exhibit 6-a)
- 7. 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.
- 8. CONSENT AGENDA***
**Consent Agenda – All matters listed under Item 8, 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) Accept resignation of Marc Poole from the Museum Commission effective immediately (Exhibit 8-a)
 - b) Authorize to advertise for vacancies on the Museum Commission, Historic Preservation Commission, Building Board of Adjustments and Appeals and Library Board and extend Jason Mackenzie's term on the Historic Preservation Commission until new candidates are appointed to maintain a quorum; applications will be accepted through September 13, 2013 (Exhibit 8-b)**City Clerk:**
 - c) Approve Minutes: Regular Meeting August 6, 2013 (Exhibit 8-c)
 - d) Approve Minutes: Special Call Meeting August 14, 2013 (Exhibit 8-d)
 - e) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 8-e)
 - f) Accept Action Report (Exhibit 8-f)
 - g) Authorize civil service modular trailer be declared surplus; of no value to the city and send to auction (Exhibit 8-g)
 - h) Authorize removal of Jennifer Simmons, Administrative Clerk, from probationary status and placement on full-time status, effective immediately (Exhibit 8-h)**Police Dept.:**
 - i) Approve Special Event Permit for a Walk on Ocean Springs/Biloxi Bridge as a Fundraiser for Bethesda Free Clinic on Saturday, October 12th from 7:30 a.m. – 11:00 a.m. (Exhibit 8-i)
 - j) Approve Special Event Permit/Informational Purposes Only for Brewery Tours/Haunted House Event at Crooked Letter Brewing Company on Saturday, October 26th from 1:00 p.m. – 9:00 p.m. (Exhibit 8-j)

Fire Dept.:

- k) Accept Monthly Fire Department Report (Exhibit 8-k)
- l) Approve food policy in declared emergencies (Exhibit 8-l)

Human Resources/Risk:

- m) Accept recommendation to retain Bancorp South – The Insurance Center for Employee Benefit Broker Services (Exhibit 8-m)

City Engineer:

- n) Accept Utility Easement and Temporary Construction Easement from Linda H. Roberts and authorize the City Clerk's office to file and record the easements in the Land Records of Jackson County, Mississippi (Exhibit 8-n)

Public Works:

Community Development & Planning:

- o) Accept Tree Committee Report (Exhibit 8-o)
- p) Authorize the Mayor to execute a license to encroach City Right of Way/Easement at Bellande Avenue - 1016 Government Street; City Attorney; City Engineer and City staff concur (Exhibit 8-p)

Planning Commission:

- q) Accept Planning Commission's recommendation to approve the use permit for Innovative Design Concepts, Inc./George Manley – 7613 Bienville Boulevard to install propane tank and sell propane (Exhibit 8-q)
- r) Accept Planning Commission's recommendation to approve the lot split of Parcel No. 1 (KC Consultants) and table the reconfiguration of Parcel No. 2 (South Coast Development) until both pieces are under the same ownership (Exhibit 8-r)

Historic Preservation Commission:

- s) Accept Historic Preservation Commissions recommendation of conditional approval to construct a new home at 418 Ruskin Avenue – Erich Nichols (Exhibit 8-s)
- t) Accept Historic Preservation Commissions recommendation of conditional approval to construct a new home at 415 Ruskin Avenue – Robert C. Lewis, owner (Exhibit 8-t)

Zoning and Adjustment Board:

- u) Accept Zoning and Adjustment Board's recommendation to approve the 32% variance to the side yard setback requested at 102 Ashley Place/609 East Beach Drive (Exhibit 8-u)

Building Department:

- v) Accept Building Department Permit Report (Exhibit 8-v)

Parks & Leisure Services:

- w) Accept Parks Advisory Minutes for July 10, 2013 (Exhibit 8-w)

City Attorney:

Facilities:

Peer Review Committee:

9. DEPARTMENT REPORTS

Mayor:

City Clerk:

Police:

Fire:

Human Resources/Risk:

City Engineer:

Public Works:

Community Development & Planning:

Building Department:

Parks & Leisure Services:

City Attorney:

Facilities:

Peer Review Committee:

10. ALDERMEN'S FORUM

11. EXECUTIVE SESSION

- a) Personnel in Parks and Leisure Department

ADJOURN UNTIL 6:00 P.M. on September 3, 2013