

## **RECESS MEETING OF SEPTEMBER 17, 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 September 17, 2013. Mayor Moran presiding, Aldermen Cox, Gill, McDonnell, Cody, Denyer, Dalgo and Impey 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.

### **NEW BUSINESS**

Ms. Anne Pitre, Executive Assistant and PIO, introduced the Mayor's Youth Council for 2013-2014 (Exhibit 3-a).

Mr. Derrick Charbonnet, Chairman of the Board of Directors of the Friends of Mary C. O'Keefe Cultural Center presented their audit report for year ending December 31, 2012. He stated that they are in the best shape ever, organizationally. They have won the Jackson County Chamber of Commerce Anchor Award for the Best Non-Profit along with several grant awards for new programs. The Friends are currently looking for a new Executive Director. They have attracted over 6500 people to downtown Ocean Springs in 2013 (Exhibit 3-b).

### **OLD BUSINESS**

Motion was made by Alderman Dalgo, seconded by Alderman Cody and unanimously carried to appoint Carlos Barbados and Charles Burns to the Historic Preservation Commission, terms expiring June 30, 2017.

Motion was made by Alderman Cody, seconded by Alderman Dalgo and unanimously carried to appoint Margaret Reynolds and Susan Sonnier to the Library Board, terms expiring June 30, 2018.

The Mayor added an item under Old Business – Storm Shelter Grant as an informational item. She presented a letter from Robert Latham, Director of MEMA, stating that FEMA has agreed to allow the City to apply for a one year extension to complete the Gay Lemon shelter project. The deadline for completion would be August, 2015. She said she was not asking for any action at this time but stated this extension does give the City another opportunity to reconsider this project. This project will be brought to

Motion was made by Alderman McDonnell, seconded by Alderman Gill and unanimously carried to replace the letters for the Dewey Avenue Substation honoring Mr. Glenn Young.

Alderman Denyer asked the Board to identify where the funding will be come from for the lettering of the building. The Grants/Planning Administrator will determine if funds are available from the Dewey Avenue Substation renovation project upon receipt of the quotes.

Alderman Impey expressed his thanks to the Public Works Department for work on Old CCC Camp Road concerning the speed issues as recommended by GRPC. He appreciates their effort.

Alderman Dalgo asked the Public Works Department to install a "Dangerous Curve Ahead" sign and possibly rumble strips on Government Street based on the recommendations from Gulf Regional Planning Commission's traffic study.

Alderman Denyer asked the City Attorney to determine what types of establishments are allowed in R-3 zoning and if a shelter is allowed in this type of zoning. The City Attorney stated his determination will be very general until an application is submitted stating their intentions.

Alderman Denyer asked if the City includes the collection fee in the tax base to pay the county for the collection of the ad valorem taxes. The City Clerk explained the school district submits a number figure for their budget and she calculates the millage it will take to collect that amount for real personal and auto. It does not include penalties and interest and prior year taxes. The city charges an administrative fee for the collection of taxes. Alderman Denyer asked why the City has not asked the school to pay these fees. The Mayor asked for a meeting with City Clerk along with Donna Nester from the school district and the State Auditor's office for clarification on the collection of the taxes.

Alderman Cox asked the Public Works Department to check lights down by the bridge along with oak tree limbs hanging low along the bridge walking path.

Alderman Cody asked the Public Works Department to check tree limbs on Washington Avenue by Lovelace Drug Store.

Alderman Cody stated the Cruisin' the Coast event will begin Thursday, October 10<sup>th</sup> from 7 a.m. - 9:00 p.m.; Friday, October 11<sup>th</sup> from 7 a.m. - 11 p.m. and Saturday, October 12<sup>th</sup> from 9 a.m. – 9 p.m.

Motion was made by Alderman McDonnell, seconded by Alderman Cody and unanimously carried to rescind the letter in support of a group home located on Railroad Street that was presented to the Board by members of Macedonia Missionary Baptist Church.

Alderman McDonnell asked for a recommendation from the Police Department for placement of a 4-way stop sign at Porter Avenue and General Pershing and present to the Board at the next board meeting. It was stated a traffic study will have to be conducted by GRPC. He further asked for a report of how many accidents/incidents have occurred at this location.

Motion was made by Alderman McDonnell, seconded by Alderman Cody and unanimously carried to authorize the City Attorney to draft a No Parking Ordinance on the western edge of Lord is My Help to Blount.

Motion was made by Alderman McDonnell, seconded by Alderman Cody and unanimously carried to obtain quotes and authorize up to \$500.00 from Ward 2 Capital Improvement Account and up to \$500.00 from Alderman At Large Capital Improvement account to remove a large pine tree on Vermont Avenue in the City Right of Way.

Motion was made by Alderman Gill, seconded by Alderman Cody and unanimously carried to authorize up to \$300.00 from Ward 1 Capital Improvement Account to remove dead limbs in two (2) oak trees on Diller Avenue median.

Motion was made by Alderman Gill, seconded by Alderman Cody and unanimously carried that any findings of any committees, discussion or motion shall be clarified in writing and placed on the next agenda following the meeting and submitted by the agenda deadline.

Alderman Denyer reported the Peer Review Committee recommended approval for Public Works Department to transfer funds within their department to purchase gasoline through the end of this fiscal year.

Alderman Denyer stated the Peer Review Committee discussed the Government Street Sidewalk project. They do not think they will have any right of way issues now but will still meet with the two (2) homeowners next Tuesday. They also discussed the bridges, railings and types of material to be used on the project.

The Mayor stated she met with Donna Vowell, Director of the MS Urban Forestry Council along with Tony Miller from Cambium, a local arborist, and looked at the Ruskin oak. This very old, large oak tree is covered with lots of vines and needs pruning of deadwood. She stated the City can to obtain a conservation easement and right of entry to do in-kind work such as use of the bucket truck. She obtained a quote for \$3800.00. She will also approach the Garden Clubs in Ocean Springs and Gulf Hills

to ask if will take this on as a project. The Board's concern was the tree is located on private property and city resources cannot be used.

## **EXECUTIVE SESSION**

Motion was made by Alderman Gill, seconded by Alderman Cody 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 Impey, seconded by Alderman Cody and unanimously carried to remain in executive session to discuss personnel in Police Department, H.R. Department and Building Department; potential litigation regarding a contract and update on investigation into allegations of misconduct.

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

Motion was made by Alderman Denyer, seconded by Alderman Gill and unanimously carried to accept the resignation of Employee No. 2101 and move to fill the position after recommendation of the Peer Review Committee.

Motion was made by Alderman Cox, seconded by Alderman Impey and unanimously carried to adjourn until 6:00 p.m. on October 1, 2013.

Meeting ended at 8:46 p.m.

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City Clerk

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Mayor

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Date

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Date

**AGENDA**  
**MAYOR AND BOARD OF ALDERMEN**  
**CITY OF OCEAN SPRINGS**  
**RECESS MEETING**  
**September 17, 2013 - 6:00 p.m.**

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. NEW BUSINESS**
  - a) Introduction of Mayor's Youth Council 2013-2014 (Exhibit 3-a)
  - b) Mary C. O'Keefe Cultural Center Audit
- 4. OLD BUSINESS**
  - a) Appointments to Board and Commissions (Historic Preservation Commission, Building Board of Adjustments and Appeals and Library Board)
- 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) Adopt Resolution of the City of Ocean Springs, Mississippi, to Temporarily Allow Consumption of Beverages on Public Property for the Duration of Cruisin' the Coast 2013 and authorize the Mayor to execute same (Exhibit 6-a)
  - b) Accept Temporary Dedication of Land for Public Purposes from Robert Fayard, for and on behalf of the First Baptist Church of Ocean Springs for use of the parking in and around 602 Washington Avenue beginning on October 10, 2013 and expiring on October 12, 2013 during the Cruisin' the Coast Event (Exhibit 6-b)
  - c) Accept Temporary Dedication of Land for Public Purposes from Robert Fayard, for and on behalf of the First Baptist Church of Ocean Springs for use of the parking in and around 602 Washington Avenue beginning on November 2, 2013 and expiring on November 3, 2013 during the Peter Anderson Festival (Exhibit 6-c)
  - d) Authorize the Mayor's Youth Council to open a checking account under the City of Ocean Springs' Tax ID at Hancock Bank (Exhibit 6-d)**City Clerk:**
  - e) Approve Minutes: Special Call Meeting September 3, 2013 (Exhibit 6-e)
  - f) Approve Minutes: Regular Meeting September 3, 2013 (Exhibit 6-f)
  - g) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 6-g)
  - h) Accept Action Report (Exhibit 6-h)**Police Dept.:**
  - i) Approve Special Event Permit for OSHS Soccer to host a 5K Run fundraiser on Saturday, October 5, 2013, from 8:00 a.m. – 10:00 a.m. (Exhibit 6-i)
  - j) Approve Special Event Permit for an 8K and ½ Mile Run/Walk as a fundraiser for the Pink Heart Breast Cancer Charity on Saturday, September 21, 2013 from 8:00 a.m. – 9:30 a.m. (Exhibit 6-j)
  - k) Approve Special Event Permit for OSHS Homecoming Parade on Wednesday, September 25, 2013, from 5:00 p.m. – 6:30 p.m. (Exhibit 6-k)
  - l) Approve Special Event Permit for Bon Fire following Homecoming Football Game on Friday, September 27, 2013 from 8:00 p.m. – 11:50 p.m. (Exhibit 6-l)

- m) Approve Special Event Permit for Informational Purposes Only for a Wedding on Saturday, September 21, 2013 from 6:55 pm. – 11:00 p.m., approximately 150 in attendance (Exhibit 6-m)

**Fire Dept.:**

- n) Accept Monthly Fire Department Report for August 14-September 12, 2013 (Exhibit 6-n)

**Human Resources/Risk:**

**City Engineer:**

**Public Works:**

**Community Development & Planning:**

- o) Authorize the Mayor to execute the Agreed Cancellation of Agreements between Le Cheval, LLC and the City of Ocean Springs in order to facilitate return of the property to city ownership (Exhibit 6-o)
- p) Accept Tree Committee Report (Exhibit 6-p)

**Zoning and Adjustment Board**

- q) Accept Zoning and Adjustment Board's recommendation to approve a 10% variance for a side yard setback – 1102 Bowen Avenue (Exhibit 6-q)

**Historic Preservation Commission**

- r) Accept Historic Preservation Commissions recommendation to issue a COA to construct exterior stair cases and other improvements at 1111 Bowen Avenue (Exhibit 6-r)
- s) Accept Historic Preservation Commissions recommendation to issue a COA for repairs and renovations at 910 Calhoun Avenue (Exhibit 6-s)

**Building Department:**

- t) Accept Building Department Report for August, 2013 (Exhibit 6-t)
- u) Approve Building Permit for construction of a pier at 1108 Hanley Road (Exhibit 6-u)

**Parks & Leisure Services:**

- v) Approve the Individual Service Contract with Myrthe Moleveld, Tennis Instructor and authorize the Mayor to execute same (Exhibit 6-v)

**City Attorney:**

**Facilities:**

**Peer Review Committee:**

**7. 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:**

**8. ALDERMEN'S FORUM**

- a) Update on Purchase of Kudzu Lot on Magnolia Avenue – Alderman McDonnell
- b) Glenn Young E.O.C. Building Signage – Alderman McDonnell

**9. EXECUTIVE SESSION**

- a) Personnel in Police Department

**ADJOURN UNTIL 6:00 P.M. on October 1, 2013**