

## **REGULAR MEETING OF MAY 6, 2014**

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 6, 2014. The Mayor 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.

### **PROCLAMATIONS**

The Mayor read a proclamation declaring the week of May 18-24, 2014 as National Public Works Week (Exhibit 3-a).

The Mayor read a proclamation declaring the week of May 4-10, 2014 as Goodwill Industries International Week (Exhibit 3-b).

The Mayor recognized the coach and each member of the Ocean Springs High School Tennis Team for their outstanding season and performance at the state championship and read a proclamation declaring May 6, 2014 as Ocean Springs Greyhounds Tennis Day (Exhibit 3-c).

### **OLD BUSINESS**

Alderman Gill gave the background of the Cemetery Board which was established by Ordinance on December 16, 1986, authorizing them to have the power and authority to maintain, repair and enlarge all of the public cemeteries owned or controlled by such municipalities within or without the municipal limits at the expense of the treasury of such municipality. He recognized the current members of the Cemetery Board, Mr. Larry Cosper, Dr. William Lobrano, Ms. Marie Starr and himself. He stated there are a number of water oaks that are damaging gravesites and threatening the canopies of the live oaks and cedar trees. He then gave a power point presentation showing the damage these trees are causing. Some members of the Tree Committee were also present and expressed their concerns. The City Attorney stated city resources could be used to address maintenance of the common areas as well as public safety issues in the cemetery. Motion was made by Alderman Gill, seconded by Alderman McDonnell and unanimously carried to obtain bids for the removal of certain trees and seek the

Colonial Estates to become a customer for five (5) years, pending City Attorney's review and approval (Exhibit 5-a).

Mr. John Maas was not present for his discussion.

## **CONSENT AGENDA**

Motion was made by Alderman McDonnell, seconded by Alderman Denyer and unanimously carried to approve the Consent Agenda with exception of item (h) which was pulled by Alderman Denyer; items (g), (i), (j), (k), (l) which was pulled by Alderman McDonnell and item (m) which was pulled by Alderman Cox. Alderman Gill abstained from voting on item (7-u).

Alderman McDonnell pulled item (g), (i), (j), (k) and (l) and said he would address all items at one time. He stated there was nothing on the applications that indicated if the City would incur any expenses related to these special events. Motion was made by Alderman McDonnell, seconded by Alderman Dalgo and unanimously carried to approve items (g), (i), (j), (k) and (l) contingent upon each City department signing off that they will incur no expenses related to these events; and if they do, the expenses incurred be paid by the promoters sponsoring the events.

Alderman Denyer pulled item (7-h) asked for clarification expenses incurred for the Barbeque & Blues Fundraiser to be held on Friday, June 6, 2014 at Marshall Park. Ms. Melanie Allen clarified HOSA will pay for all the expenses incurred for security and port-o-lets and all clean-up. She also stated HOSA has met with the Public Works Department and the Police Chief. Motion was made by Alderman Denyer, seconded by Alderman Gill and unanimously carried to approve the Special Event Permit Application for the Barbeque & Blues Fundraiser for HOSA on Friday, June 6, 2014, pending approval from the City Attorney.

Alderman Cox pulled item (m) and asked if this was a new position. The City Clerk advised it was not a new position and the H.R. Committee has approved filling this position. Motion was made by Alderman Cox, seconded by Alderman Cody and unanimously carried to authorize employment of Michael D. McMackin, Correction Officer; to attend the necessary Correction Officer School for State Certification; \$12.50 hourly; effective May 7, 2014, one-year probationary period and pending successful completion of all pre-employment requirements (Exhibit 7-m).

## **DEPARTMENT REPORTS**

### **Community Development and Planning:**

The Grants/Planning Administrator introduced the research done related to wetlands and lot development. The Planning Commission will also be reviewing this matter at their next meeting. Alderman McDonnell asked her to give the Planning Commission a synopsis of how the surrounding 6-7 cities handle this issue in terms of calculation. Ms. Tammy Wisco stated this is a decision that should be vetted. Ms. Wisco stated there are a few alternatives to consider: (1) no change, (2) to allow inclusion of low quality wetlands in lot size calculations, (3) allow inclusion of wetlands (non-stream and above the high tide line for tidally influenced areas and (4) consider reasonable inclusions on a case-by case basis up to a certain percentage lot size with an internal algorithm to determine appropriateness and conditions as explained in (Exhibit 8-a).

Alderman Dalgo stated his concerns with the City incurring expenses by providing security, barricades and clean-up before, during and after events. He further stated the businesses would have to make over \$300,000.00 for the City to break even on their expenses during the Mayfest weekend event. Although the event organizer for Mayfest paid \$500.00 toward expenses, the City incurred an estimated cost of \$3,800.00. Alderman McDonnell asked the City to start flexing employees work schedules to help offset overtime expenses during special events and festivals. The Police Department will start increasing the reserve officers. The department heads are working to devise a reasonable plan to reduce some of the expenses incurred by the City and still allow events and festivals.

### **Parks and Leisure Services Department:**

The Parks Director asked the Board to consider the recommendations made by the Parks Advisory Board concerning field rental fees and Fort Maurepas rental fees. She asked the Board to consider revising the field rental fees at the Ocean Springs Sports Complex to \$100.00 per field/per day to be competitive with surrounding complexes. She further stated if an event promoter requests the Parks Department to do the set-up and clean-up during the event, the fee would be \$150.00 per field/per day. The Parks Advisory Board also recommends revising the Fort Maurepas Park Rental Agreement to require a \$250.00 refundable deposit and rental fee of \$250.00 to rent the green "square" space only. The rental will not include the pavilion. If the use of tables and chairs are requested, a fee of \$100.00 will be charged. Motion was made by Alderman Denyer, seconded by Alderman McDonnell and unanimously carried to accept the recommendations of the Parks Advisory Board (Exhibit 8-b).

## **ALDERMEN'S FORUM**

Motion was made by Alderman McDonnell, seconded by Alderman Dalgo and unanimously carried to require all departments to review and sign off on all Special Event Permit Applications submitted to the City.

Alderman McDonnell stated he met with the City Landscaper, Public Works Department and Christian Preus to discuss how to manage/maintain the landscaping on Front Beach. He said during the meeting, it was brought to his attention a Front Beach Maintenance Plan was submitted by Mr. Preus when the landscaping was done. Alderman McDonnell stated in order to implement this original plan; it would have required two (2) full-time employees to maintain the landscaping on Front Beach. A plan to utilize, move, thin out and shift some of the existing plant material will be brought to the Board for their consideration. He said they will need sand to fill in the eliminated areas in the new landscape plan.

Alderman McDonnell stated it was brought to his attention by the City Engineer of the drastic erosion taking place on the Front Beach sidewalk west of the checkerboard square. He said the City is in jeopardy of losing a large chunk of that sidewalk which will handicap the pedestrian pathway. He asked the Mayor to contact the Jackson County Board of Supervisors to ask if they can shore up this portion of the sidewalk. The Grant Administrator advised she will research any available grant funding.

Alderman Cody stated that during special events and/or festivals there should be a person there to coordinate with the Police, Fire and Public Works Departments. Alderman Cody will also be included in signing off on each Special Event Permit Application.

Alderman Denyer asked the Grants Administrator if Restore Act funds could be used to repair the two (2) vital areas on Front Beach that continue to erode.

Alderman Impey thanked Mike Landry, IT Administrator, for work done on the Windstream contract which reflects a cost savings to the City of approximately \$17,000.00, annually.

Alderman Impey thanked the Police Department for supporting the Cops on Tops to raise funds for the Special Olympics.

Alderman Impey also thanked the Public Works Department for their work on the Parktown drainage. James Foster advised he would check the records for a drainage study. He thought one was completed in recent years by Neel Schaffer and he would present it at the next board meeting.

Alderman Impey asked the Mayor for an update on the Mississippi Power study. She advised she will follow up with them. The City Attorney advised the Board should request proposals for energy efficient lighting. Upon receiving responses to the request for proposals, the City may select the most qualified proposal or proposals on the basis of experience and qualifications of the proposers, the technical approach, the financial arrangements, the overall benefits to the entity and any other relevant factors determined to be appropriate.

Motion was made by Alderman Dalgo, seconded by Alderman Denyer and unanimously carried to recess until 6:00 p.m. on May 20, 2014.

The meeting ended at 8:33 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**  
**REGULAR MEETING**  
**May 6, 2014 - 6:00 p.m.**

**1. CALL TO ORDER**

**2. ROLL CALL**

**3. PROCLAMATION**

- a) National Public Works Week – May 18-24, 2014 (Exhibit 3-a)
- b) Goodwill Industries International Week – May 4-10, 2014 (Exhibit 3-b)

**4. OLD BUSINESS**

- a) Evergreen Cemetery Restoration Project – Alderman Gill
- b) Discussion of initial concept for boat launch/parking at Gulf Coast Research Lab Campus (Exhibit 4-b)

**5. NEW BUSINESS**

- a) Discussion of water lines to Colonial Estates subdivision and Memorandum of Agreement between Jackson County, Mississippi and the City of Ocean Springs (Exhibit 5-a)
- b) Discussion on need for court reporter in City Court – Mr. John Maas (Exhibit 5-b)

**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) Approve Minutes of the Ocean Springs Museum Commission – April 11, 2014 (Exhibit 7-a)
- b) Adopt Resolution to Temporarily Allow Consumption of Alcohol and Sale of Beer on Public Property for HOSA Barbeque and Blues Festival on Saturday, June 6, 2014 (Exhibit 7-b)

**City Clerk:**

- c) Approve Minutes: Recess Meeting April 15, 2014 (Exhibit 7-c)
- d) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 7-d)
- e) Accept Action Report (Exhibit 7-e)
- f) Approve the telephone contract with Windstream, reflecting a savings of approximately \$17,000.00 per year, pending legal review and approval (Exhibit 7-f)

**Police Dept.:**

- g) Approve Special Event Permit for 5K Walk/Run Fundraiser for Michael M. Mooney on Saturday, May 24, 2014 from 9:00 a.m. – 12:00 Noon at Fort Maurepas Park and Ocean Springs/Biloxi Bay Bridge (Exhibit 7-g)
- h) Approve Special Event Permit for the Barbeque & Blues Fundraiser for HOSA on Friday, June 6, 2014 from 5:00 p.m. – 8:00 p.m. at Marshall Park, banner hanging, set up barricades; clean up after event, trash bags, trash receptacles and port-o-lets (Exhibit 7-h)
- i) Approve Special Event Permit for Bay House Flea Market on Saturday, June 7, 2014, from 6:00 a.m. – 4:00 p.m. and road closure at West end of Robinson Street, intersects with Washington Avenue (east side) and Church Street (West side) (Exhibit 7-i)
- j) Approve Gardens Pharmacy 5K Run on Wednesday, June 11, 2014 from 6:00 p.m. – 8:00 p.m., beginning and ending at Boots-n-Spurs (Exhibit 7-j)
- k) Approve 5K Glow Run for Charity sponsored by Beau Rivage on Saturday, August 16, 2014 from 7:00 p.m. – 10:00 p.m. at Ocean Springs/Biloxi Bay Bridge (Exhibit 7-k)

- l) Approve 5K and 10K Run for Fundraiser for Furrever Homes Animal Rescue on Saturday, January 24, 2015 from 9:00 a.m. – 11:30 a.m.; starts and stops in front of the Golden Nugget Casino over Ocean Springs/Biloxi Bay Bridge, right on Front Beach Drive, OS Yacht Club to marina, right on Lafontaine and right on Washington Avenue (Exhibit 7-l)
- m) Authorize employment of Michael D. McMackin, Correction Officer; attend the necessary Correction Officer School for State Certification; \$12.50 hourly; effective May 7, 2014, one-year probationary period and pending successful completion of all pre-employment requirements (Exhibit 7-m)

**Fire Dept.:**

- n) Approve promotion of Firefighter Ryan Heath to Lieutenant, effective May 7, 2014, \$15.90 hourly, and six-month probationary period (Exhibit 7-n)
- o) Approve promotion of Firefighter Justin Lopez to Lieutenant, effective May 7, 2014, \$15.90 hourly, and six-month probationary period (Exhibit 7-o)

**Human Resources/Risk Management:**

- p) Accept resignation of Kasey Richards, Part-time Civil Service Assistant, effective April 29, 2014, and authorize to begin the process of advertising and filling the position, 10 hours per week; no more than 40 hours monthly to be flexed to accommodate testing and meetings, \$10.00 hourly with no benefits (Exhibit 7-p)

**City Engineer:**

**Public Works:**

- q) Authorize the Mayor to apply for Pat Harrison Waterway District funding for one project at Ridgewood and one project at Burton Court (Exhibit 7-q)

**Community Development & Planning:**

- r) Authorize the Mayor to execute the Memorandum of Understanding with MDOT to include additional GRPC Funds for the Safe Routes to School project (Exhibit 7-r)
- s) Authorize the Mayor to execute the Memorandum of Understanding with MDOT to receive funds and implement the 2014 Youth Corps Program (Exhibit 7-s)

**Building Department:**

- t) Accept Tree Committee Report (Exhibit 7-t)
- u) Approve Building Permit for construction of two (2) piers at 111, 113 and 117 Spanish Point (Exhibit 7-u)

**Parks & Leisure Services:**

- v) Approve Facility Use Agreement for the Ocean Springs Adult Softball League at the Sports and Complex and Gay Lemon Park (Exhibit 7-v)
- w) Authorize to declare Unit #71, 1999 Ford F-250 Pickup, VIN 1FTRF27L6XNB42223 as surplus; no longer of value to the City; send to auction and remove from the City inventory (Exhibit 7-w)
- x) Approve Parks Advisory Minutes: Meeting April 23, 2014 (Exhibit 7-x)

**City Attorney:**

**Facilities:**

**Peer Review Committee:**

- y) Approve Peer Review Committee Minutes: Meeting April 28, 2014 (Exhibit 7-y)

**Finance Committee:**

**H.R. Committee:**

**8. DEPARTMENT REPORTS**

**Mayor:**

**City Clerk:**

**Police Dept.:**

**Fire Dept.:**

**Human Resources/Risk Management:**

**City Engineer:**

**Public Works:**

**Community Development & Planning:**

- a) Discussion on Initial Research Related to Wetlands and Lot Development (Exhibit 8-a)

**Building Dept.:**

**Parks & Leisure Services:**

**Parks & Leisure Services:**

b) Recommendations of Parks Advisory Board (Exhibit 8-b)

**City Attorney:**

**Facilities:**

**Peer Review Committee:**

**Finance Committee:**

**H.R. Committee:**

**9. ALDERMEN'S FORUM**

**10. EXECUTIVE SESSION**

**RECESS until 6:00 p.m. on May 20, 2014**