

## **RECESS MEETING OF MAY 20, 2014**

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 May 20, 2014. Mayor Moran presiding, Aldermen Cox, Gill, McDonnell, Cody, Denyer, and Impey were present. Also present was City Clerk Shelly Ferguson and City Attorney John Edwards. Alderman Dalgo was absent.

The Mayor called the meeting to order.

Rev. Barnett gave the invocation and the Mayor led the Pledge of Allegiance.

### **OLD BUSINESS**

The Mayor announced the segment on "Today in America" has been completed and is ready for airing. A date has not been set yet for the airing. It will be shown nationwide; therefore, it will be a great promotional tool for the City.

### **PUBLIC COMMENT**

Mr. Jack Ferrill, Owner of Jack Ferrill Heavy Equipment, asked the Board to consider approving his Pay Application for the Front Beach drainage project. The Public Works Director explained he received the Pay Application due to some punch list items to be completed. He further stated until the punch list items were complete, the Pay Application was not approved by Public Works. A meeting has been scheduled for tomorrow at 10:00 a.m. with Mr. Jack Ferrill, Thompson Engineering and Graham Construction.

Motion was made by Alderman Gill and seconded by Alderman Cox to authorize the Mayor to approve the Pay Application for Jack Ferrill Heavy Equipment, pending authorization from the Public Works Director.

After further discussion, Alderman Gill withdrew his motion and Alderman Cox withdrew his second. The Board determined when the punch list items are resolved; a Special Call Meeting would be scheduled to approve the Pay Application for Jack Ferrill Heavy Equipment.

Motion was made by Alderman Denyer and seconded by Alderman Gill to adopt **Ordinance No. 2014-06 ORDINANCE AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF OCEAN SPRINGS, MISSISSIPPI, BEING ORDINANCE NO. 13-1976, AS AMENDED, BY ADDING AND AMENDING SIGNAGE REQUIREMENTS** (Exhibit 7-a). The motion carried with a roll call vote as follows:

Alderman Cox	<u>Voting Aye</u>
Alderman Gill	<u>Voting Aye</u>
Alderman McDonnell	<u>Voting Aye</u>
Alderman Cody	<u>Voting Aye</u>
Alderman Denyer	<u>Voting Aye</u>
Alderman Dalgo	<u>Absent</u>
Alderman Impey	<u>Voting Aye</u>

#### **City Attorney:**

Motion was made by Alderman Denyer and seconded by Alderman Impey to adopt **Ordinance No. 2014-07 AN AMENDMENT TO THE CODE OF ORDINANCES, CITY OF OCEAN SPRINGS, REQUIRING STOP SIGNS AT THE INTERSECTION OF GROVELAND ROAD AND GETTYSBURG CIRCLE (WEST)** (Exhibit 7-c). The motion carried with a roll call vote as follows:

Alderman Cox	<u>Voting Aye</u>
Alderman Gill	<u>Voting Aye</u>
Alderman McDonnell	<u>Voting Aye</u>
Alderman Cody	<u>Voting Aye</u>
Alderman Denyer	<u>Voting Aye</u>
Alderman Dalgo	<u>Absent</u>
Alderman Impey	<u>Voting Aye</u>

#### **ALDERMEN'S FORUM**

At the request and in the absence of Alderman Dalgo, Alderman Impey asked that signage be placed at the Seaman's Memorial prohibiting picnics, barbeques and any and all of these types of activities. Motion was made by Alderman Impey, seconded by Alderman McDonnell and unanimously carried to authorize the Mayor and Police Department to determine language for signage prohibiting this type of activity at the Seaman's Memorial.

Alderman Impey thanked the Public Works Department for working with Singing River Electric Power Association for installing lights at Gibson and Lakeview.

Motion was made by Alderman Denyer, seconded by Alderman Cody and unanimously carried to lift the moratorium on PUDs (Planned Unit Developments).

Alderman Denyer asked the Board to address the vandalism in the downtown area. He will ask the Chamber of Commerce to help with funding for outside cameras.

Motion was made by Alderman Cox, seconded by Alderman Cody and unanimously carried to authorize the City Attorney to draft an Ordinance for VRBOs (Vacation Rentals by Owners) in residential areas.

Motion was made by Alderman Cox, seconded by Alderman Denyer to accept the donation from Blossman Gas to convert one (1) police vehicle to propane at no cost to the city.

Motion was made by Alderman Impey, seconded by Alderman Cody to appoint Alderman McDonnell as the 1<sup>st</sup> Alternate for Mississippi Municipal League 2014 Election to be held at the annual convention on June 23-25, 2014.

Motion was made by Alderman McDonnell, seconded by Alderman Denyer and unanimously carried to host an MML Reception on June 24<sup>th</sup> at either the Community Center or the Walter Anderson Museum of Art with the refreshments being provided by private sponsors.

Alderman Cody asked the Public Works Department to check the erosion on Bechtel and Davidson.

Alderman Cody asked for a status on the meeting to discuss the Mayfest event. The Mayor stated the Mayfest promoter, Arturo Barajas, cancelled the meeting. She further stated Mr. Barajas has been provided with the list of expenses incurred by the City for this event. Alderman Cody asked the City Clerk to ask for the sales tax report from Mr. Barajas of the taxes collected at the event.

Alderman McDonnell commended the Police Department and Jackson County Sheriff Office for joining the Task Force. He feels it is extremely important to the City in fighting the war against drugs. The Deputy Police Chief explained they are currently waiting for the Interlocal Agreement to be finalized. He stated the charter for the Task Force names the City of Pascagoula as the lead agency. All of the agencies in the County are participating in this task force and funds received from asset forfeitures will be divided between all of the agencies.

Alderman McDonnell asked for an update on the Fallo parking lot project. The City Engineer stated there was an issue with the dirt; therefore, the parking lot will be built according to the plans. He anticipates a completion date of approximately four (4)

weeks. The Grants/Planning Administrator reported the grant has been extended to the end of August, 2014.

Alderman McDonnell expressed his concern that before any studies are conducted and/or decisions made about Front Beach; a landscaping plan has to be an interval part of that discussion. The Public Works Director advised the City landscaper and Mr. Christian Preus will actually plant two (2) sample areas in the landscaping area for the Board to approve in approximately one (1) month.

Alderman Gill advised he along with the City Clerk, City Attorney and Cemetery Board has been working on obtaining quotes for removal of water oaks in Evergreen Cemetery.

The Mayor announced a Certified Arborists will be training the Public Works Department on pruning trees.

The Mayor stated that MDOT is willing to make a presentation to the City concerning the widening of Highway 90. The Public Works Director stated he met with the Contractor hired by MDOT to locate the entire infrastructure in Right of Ways. He further advised in the past, the City has had to pay thousands of dollars to move utilities out of the Right of Way. The Mayor stated she would contact Kelly Castleberry with MDOT to make a presentation to the Board.

The Mayor announced that a CMT reality show, "Party Down South", is considering filming their 3<sup>rd</sup> season in Ocean Springs. She stated they are not requiring any city services or city facilities but that local businesses in the area will be asked to participate.

## **EXECUTIVE SESSION**

Motion was made by Alderman Cox, 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 McDonnell, seconded by Alderman Cox and unanimously carried to remain in executive session to discuss potential litigation regarding construction contract and city services.

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

Motion was made by Alderman McDonnell, seconded by Alderman Cody and unanimously carried to request Jackson County Board of Supervisors with removal of

the Front Beach concrete panels upon recommendation from the Engineer after inspection.

Motion was made by Alderman McDonnell, seconded by Alderman Denyer and unanimously carried to adjourn until 6:00 p.m. on June 3, 2014.

Meeting ended at 8:24 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  
May 20, 2014 – 6:00 p.m.**

**1. CALL TO ORDER**

**2. ROLL CALL**

**3. OLD BUSINESS**

**4. NEW 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) Adopt Resolution Appointing Mississippi Municipal League 2014 Voting Delegates for the City of Ocean Springs (Exhibit 6-a)
- b) Accept Ocean Springs Museum of History Director's Report for April, 2014 (Exhibit 6-b)

**City Clerk:**

- c) Approve Minutes: Regular Meeting May 6, 2014 (Exhibit 6-c)
- d) Approve Minutes: Special Call Meeting May 13, 2014 (Exhibit 6-d)
- e) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 6-e)
- f) Accept Action Report (Exhibit 6-f)

**Police Dept.:**

- g) Accept resignation of Correction Officer Michael McMackin, effective May 16, 2014, and authorize to begin the process to fill the vacant position (Exhibit 6-g)

**Fire Dept.:**

- h) Accept Monthly Department Report (Exhibit 6-h)
- i) Authorize employment of Cory Viator, Firefighter, effective May 21, 2014, \$10.03 hourly, one-year probationary period, pending successful completion of all pre-employment requirements, H.R. Committee concurs (Exhibit 6-i)

**Human Resources/Risk Management:**

- j) Approve property insurance renewal with Zurich in the amount of \$266,070.85 beginning May 31, 2014 (Exhibit 6-j)
- k) Authorize City employees and elected officials to attend the Mississippi Power DISC Training-GOAL Planning Session from 8 a.m. – 11a.m. on June 11, 2014 and July 8, 2014, at no cost to the City (Exhibit 6-k)

**City Engineer:**

**Public Works:**

- l) Authorize Pay Application and Change Order No. 1 for Graham Construction for Sussex Drainage Improvements in the amount of \$1,720.00 (Exhibit 6-l)

**Community Development & Planning:**

**Zoning and Adjustment Board:**

- m) Accept the Zoning and Adjustment Board's recommendation for a 20% variance for the side yard setback at 103 Heron Cove (Exhibit 6-m)

Historic Preservation Commission:

- n) Accept Historic Preservation Commissions recommendation to issue a COA for the renovations to the rear of the unit to remove a “step out” and replace the walls with windows and glass doors at 527 Front Beach Drive, Unit #8 (Exhibit 6-n)

**Building Department:**

- o) Accept Tree Committee Report (Exhibit 6-o)
- p) Accept Building Department Report (Exhibit 6-p)
- q) Authorize removal of Terry Franklin, Deputy Building Official/Code Enforcement Officer from probationary status and placement on full time status, effective immediately (Exhibit 6-q)

**Parks & Leisure Services:**

- r) Approve Rental Agreement for the Ocean Springs Sports Complex (Exhibit 6-r)
- s) Approve Rental Agreement for Fort Maurepas Park (Exhibit 6-s)

**City Attorney:**

**Facilities:**

**Peer Review Committee:**

**Finance Committee:**

**H.R. Committee:**

**7. DEPARTMENT REPORTS**

**Mayor:**

**City Clerk:**

**Police Dept.:**

**Fire Dept.:**

**Human Resources/Risk:**

**City Engineer:**

**Public Works:**

**Community Development & Planning:**

- a) Adopt Modified Ordinance Amending the Comprehensive Zoning Ordinance of the City of Ocean Springs, Mississippi, Being Ordinance No. 13-1976, As Amended, By Adding and Amending Signage Requirements (Exhibit 7-a)
- b) Adopt Modified Ordinance Amending the Comprehensive Zoning Ordinance of the City of Ocean Springs, Mississippi, Being Ordinance No. 13-1976, As Amended, By Including Provisions for Family and Group Homes (Exhibit 7-b)

**Building Department:**

**Parks & Leisure Services:**

**City Attorney:**

- c) Adopt An Amendment to the Code of Ordinances, City of Ocean Springs, Requiring Stop Signs at the Intersection of Groveland Road and Gettysburg Circle (West) (Exhibit 7-c)

**Facilities:**

**Peer Review Committee:**

**Finance Committee:**

**H.R. Committee:**

**8. ALDERMEN’S FORUM**

**9. EXECUTIVE SESSION**

**ADJOURN UNTIL 6:00 P.M., JUNE 3, 2014**