

REGULAR MEETING OF JANUARY 5, 2016

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 January 5, 2016. The *Mayor Pro Tem* Cox presiding, Aldermen Gill, McDonnell, Cody, Denyer, Dalgo and Impey were present. Also present was City Clerk Shelly Ferguson and City Attorney John Edwards. The Mayor was absent.

The *Mayor Pro Tem* called the meeting to order.

Alderman Cody gave the invocation and the *Mayor Pro Tem* led the Pledge of Allegiance.

ADDENDUM

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

OLD BUSINESS

Alderman McDonnell presented the lighting proposal submitted by Mississippi Power Company to provide outdoor LED lighting in the City of Ocean Springs. The proposal includes the Cherokee Glenn Subdivision which consists of the following streets: East and West Cherokee Avenue, Cherokee Street, Fort Avenue, Cove Street, Hillcrest Street and Iola Road. Mississippi Power Company recommends removing 24 existing street lights and brackets and replacing them with 29 Gray LED street lights and brackets. The estimated monthly increase would be \$148.00 per month. Motion was made by Alderman McDonnell, seconded by Alderman Denyer and unanimously carried to accept the proposal from Mississippi Power Company to remove 24 existing street lights and install 29 new Gray LED street lights and brackets with an estimated monthly increase of \$148.00 (Exhibit 3-a).

CONSENT AGENDA – ADDENDUM

There was discussion concerning Exhibit A-1a under the Consent Agenda on the addendum. Alderman Gill stated the H.R. Committee recommended filling the Animal Control Officer position but the Patrol Officer position will remain vacant until it can be evaluated at a later date. Motion was made by Alderman Gill, seconded by Alderman Dalgo and unanimously carried to authorize converting the vacant Police Officer position to a full-time Animal Control Officer, \$14.00 hourly and re-evaluate the Police Officer

position after the seized forfeitures issues are resolved, H.R. Committee concurs, and amending the rate of pay to an hourly range of \$12.00 - \$14.00 (Exhibit A-1a).

NEW BUSINESS

Motion was made by Alderman Dalgo, seconded by Alderman Gill and unanimously carried to adopt the Resolution of the Governing Authority of the City of Ocean Springs, Mississippi, to Join with Coast Cities and Counties in Requesting Legislature to Appropriately at Least 80% of the \$750 Million in Economic Damages from Deepwater Horizon Oil Spill to the Local Governments of the Three Coast Counties to be used for Strategic, Economic Development as Determined by a Consensus of those Local Governments, to Create New Jobs and Permanently Expand the State's Tax Base from Sales, Income and Gaming Taxes Generated from Mississippi Coast Businesses (Exhibit 4-a).

Mr. Scott Lemon and Mr. Charles Rivers with Lemon-Mohler Insurance Company presented the options for the auto insurance renewal rates (Exhibit 4-b). He reported he met with the Insurance Committee, Alderman Cox, Alderman Impey, Alderman Dalgo as well as the H.R. Director and City Clerk, on several occasions to establish the goals and parameters to be presented to the Board. Mr. Rivers explained the different options concerning the deductibles to help reduce the City's premiums. He also stated they were able to negotiate a lower rate with the City's current company which amounted to a savings of \$5,489.00 annually. He also explained the other options.

Motion was made by Alderman Dalgo, seconded by Alderman Impey and unanimously carried to renew the City's vehicle insurance with EMC Insurance (Option 1A) with a deductible of \$1,000.00 (Exhibit 4-a).

PUBLIC COMMENTS

Ms. Mary Debell, 100 Robert Circle, expressed her concerns with the traffic lights and turn signals at South Ocean Springs Road intersection and Highway 90. She said she spoke at a previous meeting with the same concerns. The Police Chief stated he will contact Kelly Castleberry with MDOT to schedule a meeting to determine some options that will alleviate this problem such as posting a "No U Turn" sign at the intersection.

CONSENT AGENDA AND ADDENDUM

Motion was made by Alderman Impey, seconded by Alderman Dalgo and unanimously carried to approve the Consent Agenda with the exception of item (6-a) which was

pulled by Alderman Cody; item (6-j) which was pulled by Alderman Impey and item (6-q) which was pulled by Alderman Cody.

Motion was made by Alderman Cody, seconded by Alderman McDonnell and unanimously carried to authorize the Mayor to execute the Consulting Contract with Joe Gill as budgeted. Alderman Gill recuses himself from the vote (Exhibit 6-a).

Motion was made by Alderman Impey, seconded by Alderman Dalgo and unanimously carried to accept the resignation of Patrolman Matthew Jalanivich, effective December 29, 2015, and re-evaluate filling the vacant position after the seized forfeiture issues have been resolved (Exhibit 6-j).

Alderman Cody pulled item (6-q) for clarification. Alderman Cody asked if Clark Court and Clark Avenue is one and the same street. The Planning/Grants Administrator explained the legal name on the Land Records indicates Clark Court and reflected on the Memo as Court and not Avenue. Motion was made by Alderman Cody, seconded by Alderman Dalgo and unanimously carried to accept the Planning Commission's recommendation to approve the Short Term Rental Permit for Rose and Gary Horman at 620 Clark Court (Exhibit 6-q).

DEPARTMENT REPORTS

Community Development & Planning:

Motion was made by Alderman Impey, seconded by Alderman Cody to adopt **Ordinance No. 2016-01 An Amendment to Ordinance No. 13-1976 Rezoning Property Herein Described from R-1 to C-3** as presented (Exhibit 7-a). The motion carried with a roll call vote as follows:

| | |
|--------------------|------------------------------------|
| Alderman Cox | <u>Acting Mayor and Not Voting</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>Voting Aye</u> |
| Alderman Impey | <u>Voting Aye</u> |

DEPARTMENT REPORTS – Addendum

The City Clerk gave a first quarter budget report through December, 2015. She stated sales tax is up \$38,230.00 over this time last year. There are unbudgeted items that will impact the current budget. She explained the seized forfeitures have been denied on the Federal level due to new legislation. These funds were budgeted with an

annual payment of \$34,675.00 that was allocated to be paid from these funds but will now have to be paid from the general fund. She will also need to review the water and sewer rate increase to determine if it consistent enough with the JCUA rate increase. She will make a recommendation if the recent rate increase of 8% will need to be amended. The budget may be impacted with the possibility of losing the MDOC inmate workers. She recommended that no unbudgeted items be approved until such time as she re-evaluates the current budget.

Alderman Gill asked if this freeze would affect hiring a full-time person in the Facilities Department with the recent retirement of Robert Ladnier. Alderman Dalgo stated several ideas were discussed concerning the Facilities Department. These ideas would be presented to the Finance Committee.

Motion was made by Alderman Impey and seconded by Alderman Dalgo to not approve any unbudgeted items until such time as the City Clerk reviews the current budget.

Motion carried with Aldermen McDonnell, Cody, Denyer, Dalgo and Impey voting aye and Alderman Gill voting nay. Alderman Cox was acting *Mayor Pro Tem* and not voting.

ALDERMEN'S FORUM

Alderman Impey thanked the recent retirees, Robert Ladnier, Calvin Howard and Bruce Richard, for their many years of service with the City of Ocean Springs.

Alderman Dalgo said when the County recently paved Pabst Road without milling it, the asphalt is 8-10" thick in some areas with very narrow ditches on both sides causing a vehicle's tires to slip off the road easily. He further stated the teenagers are congregating in the area on Pabst Road underneath the bridge to skateboard but there are no street lights and is very dark. Alderman Dalgo said the vehicles traveling on Pabst Road cannot see them until they are right up on them. He asked to allow Singing River Electric Power Association to conduct a light study in this area.

Motion was made by Alderman Dalgo, seconded by Alderman Cody and unanimously carried to authorize the Mayor to ask Singing River Electric Power Association to conduct a light study in this area on Pabst Road.

Alderman Dalgo asked the Board consider making an adjustment to a high water bill at 147 Booth Circle. He explained the hose had been turned on by children and left running while the resident was in the hospital. He has removed the spicket handle to prevent this from happening in the future. Motion was made by Alderman Dalgo, seconded by Alderman Cody and unanimously carried to adjust the water bill at 147 Booth Circle to a three (3) month average and determine it was unreasonably increased due to unforeseen circumstances and he received no benefit of the water.

Alderman Denyer asked if the City would contact the Highway Department for more signage in the community to the public and tourists that the bait ship is still open at the OS Harbor and there is shrimp for sale, etc. He asked the Mayor to contact MDOT for permission to install more directional signage on Highway 90 to the OS Harbor.

Motion was made by Alderman Cody, seconded by Alderman McDonnell and unanimously carried to authorize the City Attorney to draft an Ordinance restricting parking on Government Street between Pine Drive and Clark Court (Avenue).

Alderman McDonnell asked for a progress update on the OS Harbor improvements project. The Grants/Planning Administrator stated the Contractor will finish once the County crew has completed their work. She said a good timeline would be mid-February. She will provide an updated schedule from the County.

Alderman McDonnell stated he will be out of town for the public hearing concerning the tree issue on Lover's Lane on Monday, January 11th at 5:30 p.m. Alderman McDonnell stated for the record that he yields to the recommendation of the Building Official and the Fire Chief concerning the tree issue on Lover's Lane.

Alderman Gill stated he was under the impression after the H.R. Committee meeting, the Board would be considering to hire a part-time employee for the Facilities Department to help during the busy Mardi Gras season. Alderman Cox stated the H.R. Committee was considering a recommendation for a full-time position but the Finance Committee would also need to review this and go through the process. Alderman Dalgo stated the matters that are reviewed by the H.R. Committee and Finance Committee are presented to the Board and then put on an agenda for consideration. Alderman Gill stated this is a time sensitive matter and the Facilities Department needs help now.

Motion was made by Alderman McDonnell, seconded by Alderman Gill and unanimously carried to authorize employment of a part-time position in the Facilities Department if necessary during the Mardi Gras season to the spring until such time as permanent decision is made to be paid from current salary budget.

EXECUTIVE SESSION

Motion was made by Alderman Impey, seconded by Alderman Denyer 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 Cody, seconded by Alderman Denyer and unanimously carried to remain in executive session to discuss personnel in the Facilities Department, Parks Department and Police Department.

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

Motion was made by Alderman Impey, seconded by Alderman Cody and unanimously carried to recess until 6:00 p.m. on January 19, 2016.

Meeting ended at 7:40 p.m.

City Clerk

Mayor

Date

Date

AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
January 5, 2016 - 6:00 p.m.

1. CALL TO ORDER

2. ROLL CALL

3. OLD BUSINESS

- a) Discussion concerning Mississippi Power Company Light Study performed for Cherokee Glenn Subdivision (Exhibit 3-a)

4. NEW BUSINESS

- a) Discussion concerning coastwide Resolution to approve collectively asking for 80% of the \$150 million the State Legislature will receive from the BP settlement (Exhibit 4-a)
- b) Discussion with Scott Lemon from Lemon-Mohler Insurance Company regarding vehicle insurance

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 Consulting Contract with Joe Gill as budgeted (Exhibit 6-a)

City Clerk:

- b) Approve Minutes: Recess Meeting December 15, 2015 (Exhibit 6-b)
- c) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 6-c)
- d) Accept Action Report (Exhibit 6-d)
- e) Approve Run/Walk Permit Application and route for the Frosty Kroc 5K/10K Walk or Run on Saturday, January 9, 2016 at 8:30 a.m. – 10:00 a.m., no costs incurred by City (Exhibit 6-e)
- f) Approve Run/Walk Permit Application and route for the TNT Ranch and Recovery Home Fund Raiser Bridge Walk on Saturday, January 9, 2016 at 9:00 a.m. – 1:00 p.m. pending department review (Exhibit 6-f)
- g) Approve Run/Walk Permit Application and route for the YMCA Winter Classic 10K Run/Walk on Saturday, January 16, 2016 at 9:00 a.m. – 10:30 a.m. pending department review (Exhibit 6-g)
- h) Ratify check in the amount of \$210.00 to the Association of State Floodplain Managers, Inc. for membership renewal for Hilliard Fountain and new membership fees for Megan Boston (Exhibit 6-h)
- i) Authorize to renew rental agreement with Pitney Bowes for the rental of a DM400C Digital Postage Meter System (Exhibit 6-i)

Police Dept.:

- j) Accept resignation of Patrolman Matthew Jalanivich effective December 29, 2015 and authorize to begin the process to fill the vacant position (Exhibit 6-j)
- k) Authorize employment of Ja'Lisa Wilson, Dispatcher, \$12.00 hourly, effective on or about January 11, 2016, six-month probationary period and pending successful completion of all pre-employment requirements (Exhibit 6-k)

Fire Dept.:

- l) Authorize travel request for Fire Chief Jeff Ponson and David Wicker to attend a Fire Equipment Expo in Decatur, Alabama on January 14, 2016, within department budget (Exhibit 6-l)

Risk Manager/HR:

- m) Accept letter of retirement for Robert Ladnier, effective January 16, 2016 (Exhibit 6-m)

City Engineer:

Public Works:

- n) Authorize to advertise to fill the vacant Equipment Operator position in Sewer Department due to retirement of Calvin Howard (Exhibit 6-n)
- o) Authorize to fill a vacant position in Sewer Department (Exhibit 6-o)

Community Development & Planning:

- p) Authorize the Mayor to execute Consultant Contract Amendment #2 for City Museum Marketing Services with Robert Sweeting in the amount of \$1,418.00, creating a new not to exceed amount of \$19,818.00, scope and amount are within the grant, no additional funds are required for the contract amendment (Exhibit 6-p)

Planning Commission:

- q) Accept Planning Commission's recommendation to approve the Short Term Rental Permit for Rose and Gary Horman – 620 Clark Court (Exhibit 6-q)
- r) Accept Planning Commission's recommendation to approve the Short Term Rental Permit for Cynthia Hokenbrough – 306 Dewey Avenue (Exhibit 6-r)
- s) Accept Planning Commission's recommendation to approve the Short Term Rental Permit for Jani and Emmett Collier – 422 Russell Avenue (Exhibit 6-s)

Building Department:

- t) Authorize the Mayor to execute contract with Allen Engineering for our annual Stormwater Permitting commencing January 1, 2016, as budgeted (Exhibit 6-t)
- u) Accept Tree Committee Report (Exhibit 6-u)

Parks & Leisure Services:

- v) Approve Facility Use Agreement for the Ocean Springs Girls Lacrosse Organization for Gay Lemon Football Field (Exhibit 6-v)

City Attorney:

Peer Review Committee:

H.R. Committee:

Finance Committee:

- w) Accept Finance Committee Meeting Minutes of December 15, 2015 (Exhibit 6-w)

7. DEPARTMENT REPORTS

Mayor:

City Clerk:

Police Dept.:

Fire Dept.:

Risk Manager/HR:

City Engineer:

Public Works:

Community Development & Planning:

- a) Adopt An Amendment to Ordinance No 13-1976 Rezoning Property Herein Described From R-1 to C-3 – Parcel ID 61032101.000 – 4204 Bienville Boulevard, Bayou End S/D, Lot 1 (Exhibit 7-a)

Building Department:

Parks & Leisure Services:

City Attorney:

Peer Review Committee:

H.R. Committee:

Finance Committee:

8. ALDERMEN'S FORUM

9. EXECUTIVE SESSION

RECESS UNTIL 6:00 P.M. on January 19, 2016

**ADDENDUM TO AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
January 5, 2016 - 6:00 p.m.**

1. CONSENT AGENDA

Police Department:

- a) Authorize converting the vacant Police Officer position to a full-time Animal Control Officer, \$14.00 hourly and re-evaluate the Police Officer position after the seized forfeitures issues are resolved, H.R. Committee concurs (Exhibit A-1a)

Community Development & Planning:

- b) Accept the resignation of Lacia Walsh, Planning & Grants Assistant, effective January 15, 2016 and authorize to begin the process to fill the vacant position, H.R. Committee concurs (Exhibit A-1b)

2. DEPARTMENT REPORTS

City Clerk:

- a) Budget Update (Exhibit A-2a)