

## **RECESS MEETING OF MARCH 15, 2016**

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 March 15, 2016. 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.

### **PROCLAMATIONS**

The Mayor declared the month of March, 2016 as **American Red Cross Month** (Exhibit 3-a).

The Mayor read a Proclamation declaring the month of March, 2016 as **Safe Digging Month** in the City of Ocean Springs (Exhibit 3-b).

The Mayor read a Proclamation declaring April 6, 2016 as **National Walking Day** in the City of Ocean Springs (Exhibit 3-c).

### **ADDENDUM**

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

### **NEW BUSINESS**

Motion was made by Alderman McDonnell, seconded by Alderman Gill and unanimously carried to ratify the Proclamation of Existence of a Local Emergency by the Mayor and Board of Aldermen of the City of Ocean Springs, Mississippi (Exhibit 4-a).

### **OLD BUSINESS**

Ms. Cady Cooper, President of the Mayor's Youth Council, gave an update on the community service projects the council is working on and completed. She stated the Senior Prom at the Villa Maria was very successful. The youth council and the Villa

Maria residents enjoyed the music and dancing. She also reported she presented the State of Youth Address at the State of the City Address held in January. During the address, she reported on the youth survey the council conducted that identified some of the issues the youth are experiencing such as underage drinking, drug abuse, college preparedness and pollution. Since that time, she said a lot of great things are happening related to the survey within the school system. Ms. Cooper also announced the council will be hosting an event similar to the one held last year in the depot parking area after a football game. "The Lot 2.0" will be held on Friday, April 1<sup>st</sup> beginning at 8:30 p.m., after the baseball game, at the depot parking lot. The council is encouraging a safe environment for teens including music, dancing and food (Exhibit 5-a).

Motion was made by Alderman McDonnell, seconded by Alderman Denyer and unanimously carried to accept the proposal submitted by Mississippi Power Company to install nine (9) LED street light fixtures and brackets on Pabst Road and convert eighty-five (85) existing high pressure sodium fixtures to LED fixtures on the following streets: Porter Street, Southern Washington Avenue, Jackson Avenue, Rayburn Avenue, Ocean Avenue, Calhoun Avenue, West of Washington Avenue, Cleveland Avenue, Ruskin Avenue, Martin Avenue, Wulff Avenue, Oakwood Avenue, McNamee Avenue, Williams Avenue, Maginnis Avenue, Hillandale Avenue, Howard Avenue and Ethel Circle (Exhibit 5-b).

## **PUBLIC COMMENTS**

Mr. Chris Skrmetti, member of the Economic Development Council (EDC), gave an update on the projects the EDC has been working on this year. A Redevelopment Authority is one of the topics they have been discussing. The Council is very supportive in creating a Redevelopment Authority and is moving forward with an emphasis on improving and enabling the improvement of under-utilized properties primarily in the western part of the City. Mr. Skrmetti also reported on the status of bringing Uber services to the City. Mr. Wes Pfeiffer, Director of the Harrison County Motor Vehicle for Hire Authority, spoke to the Council concerning Uber. They were informed of legislation currently being considered with the State – HB1381 and SB2815. Mr. Skrmetti stated, in general, the EDC is supportive of the bill because it would allow Uber to operate within the City. He stated one of the concerns with the bill would be more free information sharing from Uber; the proposed bill is not very stringent concerning the information provided and there are with the inspections of the vehicles. Another concern is the State bill preempts any municipal law so if the State bill goes through no further restrictions can be made on any further restrictions or regulations other than what is in the bill now and the Bill does not include any penalties if Uber does not comply with the regulations. He also stated the EDC does not want to over regulate this issue but there is opportunity for improvement. He suggested reaching out to the

legislators and drafting a letter to the representatives for review and approval by the Board of Aldermen.

### **NEW BUSINESS – Addendum**

Motion was made by Alderman McDonnell, seconded by Alderman Cody and unanimously carried to adopt the Resolution requesting the Mississippi Legislature to authorize additional funding and extend the deadline for the Mississippi Historic Tax Credit (Exhibit A-1a).

Motion was made by Alderman Cody, seconded by Alderman Cox and unanimously carried to accept a donation in the amount of \$9,686.00 from the Gulf Coast Community Foundation sponsored by WAVE (Women Against Crime Everywhere) to be used to install cameras on the Ocean Springs side of the bridge (Exhibit A-1b).

### **CONSENT AGENDA AND ADDENDUM**

Motion was made by Alderman Gill, seconded by Alderman Cody and unanimously carried to approve the Consent Agenda and Addendum.

### **DEPARTMENT REPORTS**

#### **Mayor:**

Motion was made Alderman McDonnell, seconded by Alderman Cox and unanimously carried to approve the event "The Lot 2.0" sponsored by the Mayor's Youth Council to be held at the Depot Parking Lot on Friday, April 1, 2016 beginning at 8:30 p.m. (Exhibit 8-a).

#### **Building Department:**

The Building Official gave a status report on the Lover's Lane oak tree and the cedar tree on Jackson Avenue. He reported that Ben Kahlmus of Fulgham's, Inc. recommended not trimming more than 25% of the tree canopy in a one year period or the tree will become stressed. There was concern about trimming too much and causing stress to the tree. The City will be installing a "low clearance" sign as well as reflectors and will establish a baseline height measurement. The Mayor said the power company will be providing a quote for up lighting. The Building Official also stated he has no funding in his budget to do any of this work on the oak tree. The Board told him to use funding from his current budget and if emergencies arise in the future, they will consider adding more funding in that budget line item. He further reported that the fertilization on the cedar tree on Jackson Avenue will begin next week as well as termite

treatment. Also, they will begin lifting tree canopy on Bechtel Avenue and Pine Hills and Fort Bayou Estates will be done in the next phase.

**Parks Department:**

The City Engineer stated he spoke to Joe Gill concerning the additional parking at the Sports Complex and will be providing him with information on the type of surface to be used for the parking area.

**ALDERMEN'S FORUM**

Motion was made by Alderman Gill, seconded by Alderman Cody and unanimously carried to authorize Singing River Electric Power Association to install 35' concrete poles and 250 watt HPS lighting at the entrances of Monticello and Culeoka subdivisions for an additional \$39.39 per month.

Alderman Gill asked the Mayor's office to contact the volunteers at Keesler Air Force Base and the Naval Construction Battalion in Gulfport to ask for their assistance with clean-up at Evergreen and Bellande cemeteries.

Alderman Gill asked the Building Official about a code enforcement issue concerning two (2) derelict boats in Fort Bayou Estates. The Building Official advised the part-time Code Enforcement Officer is going through the entire complaint list.

Alderman McDonnell stated Donnie McClain spoke to him about purchasing and planting a tree in memory of his late father, Kenneth "Tree Daddy" McClain. Mr. McClain has agreed to transplant the three (3) trees currently planted at the parking lot and relocate them to another area in the City with a recommendation from the Building Official, the Mayor and the Tree Committee. In their place, he will plant a 9-10" diameter oak trees at \$850.00 at his expense. Alderman McDonnell said Michael Pleasant has agreed to donate one-half of the cost for an oak tree to be planted in memory of his late father, John Pleasant. He further stated he would like a third tree planted in memory of David Harris. The total amount for two (2) trees is \$1,700.00.

Motion was made by Alderman McDonnell, seconded by Alderman Denyer and unanimously carried to authorize up to \$1,100.00 from Ward 2; \$100.00 from Ward 1, \$100.00 from Ward 2, \$250.00 from Ward 4 and \$250.00 from Ward 3 to purchase two (2) live oak trees to be planted at the Pleasant-Fallo Parking Lot and any additional donations received will put back into the general fund.

Alderman McDonnell asked the Board to consider retaining Joe Gill, Lobbying Consultant, concerning the BP Settlement funds. Alderman McDonnell stated he feels strongly the Governor will call a special session to discuss the issue and the fact that some of the northern cities are lobbying for a share of the BP Settlement funds.

Motion was made by Alderman McDonnell, seconded by Alderman Cody to authorize the Mayor to enter into a Contract with Joe Gill Consulting not to exceed \$10,000.00 for lobbying efforts and monitoring of any legislation dealing with the allocation of the BP funding. Alderman Gill recused himself from the vote.

Alderman McDonnell asked the City Clerk to provide Public Works with the list of water meters not reading properly. The City Clerk advised compiling the list is time consuming but the Water Department is working to provide a detailed list. The Public Works Director stated he is corresponding with Aclara about expediting the process to receive the MTUs for the meters.

Alderman Cody presented a Special Event Permit Application submitted by Michael Pleasant for a Block Party – Crawfish Cook Off. Alderman Denyer stated the application has not been properly completed.

Motion was made by Alderman Cody, seconded by Alderman McDonnell and unanimously carried to authorize the Special Event Permit Application submitted by Michael Pleasant for the Crawfish Cook Off scheduled for Sunday, March 20, 2016, in the Pleasant-Fallo Parking Lot pending receipt of all City required documents.

The Mayor announced the S. Patrick's Day Celebration which includes the Dessert Crawl. She stated the downtown restaurants and lounges had considered requesting permission to close the streets for the celebration but because the City's ordinance prohibits outdoor special events past the hour of 10:00 p.m., they decided not to request it. Although there will be no street closure, the restaurants and lounges will still have specials for the St. Paddy's Celebration. The Mayor asked the Board to consider amending the City ordinance to state a later time for special events on Thursday, Friday and Saturday in the interest of public safety. The City Attorney advised any officer has the discretion to block the road if necessary for public safety.

The Mayor asked for input concerning limiting the number of gas stations in the City. She will have the Planning Commission and/or Economic Development Council recommend some good practices for the Board to consider. Alderman McDonnell asked how you would legally regulate that issue.

Motion was made by Alderman Cox, seconded by Alderman Denyer and unanimously carried to allow the construction of the ADA ramp for the Ocean Springs Chamber of Commerce that extends onto a portion of the City's parking lot.

Alderman Denyer thanked Johnny Groue, Candice Hooks and James Foster for their discussion concerning the upcoming state mandated projects the City is facing. The Finance Committee will make a recommendation to the Board on the options for funding these projects.

Alderman Denyer thanked everyone who made donations at the fundraiser recently held behind the new seafood restaurant. He reported \$11,006.00 was raised for a young girl battling brain cancer.

Alderman Impey congratulated the Public Works Department, the City Clerk, and Water Department for the perfect 5 rating again, 13 years.

Alderman Impey reminded the Board they had approved a quote from Foster's Heating and Air Conditioning to clean the ductwork in City Hall. During the cleaning process, Foster's discovered areas that would not allow it to be cleaned and recommend the ductwork be replaced. Although the City Clerk's side of the building was cleaned, the Mayor's suite was not able to be cleaned due to the buildup of the resident on the ductwork. The Building Official was instructed to obtain two (2) quotes to replace some ductwork.

Alderman Impey announced the annual Easter Egg Hunt will be held on Saturday, March 19 from 9:00 a.m. – Noon at Little Children's Park.

Alderman Impey asked all Jackson County/Ocean Springs citizens to talk to their coastal delegation concerning HB74 which will create a study committee to review the JCUA structure, goals and budgets.

## **EXECUTIVE SESSION**

Motion was made by Alderman Cox, 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 McDonnell, seconded by Alderman Cox and unanimously carried to remain in executive session to discuss personnel in the Facilities Department and Fire Department, and economic development of an unused building.

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

Motion was made by Alderman Dalgo, seconded by Alderman Cody and unanimously carried to end the emergency declaration for the recent rain event.

Motion was made by Alderman Dalgo, seconded by Alderman Cody and unanimously carried to adjourn the meeting.

Meeting ended at 8:33 p.m.

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Date

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

**AGENDA  
MAYOR AND BOARD OF ALDERMEN  
CITY OF OCEAN SPRINGS  
RECESS MEETING  
March 15, 2016 - 6:00 p.m.**

**1. CALL TO ORDER**

**2. ROLL CALL**

**3. PROCLAMATIONS**

- a) American Red Cross Month (Exhibit 3-a)
- b) Safe Digging Month (Exhibit 3-b)
- c) National Walking Day – April 6, 2016 (Exhibit 3-c)

**4. NEW BUSINESS**

- a) Ratify Proclamation of Existence of a Local Emergency by the Mayor and Board of Aldermen of the City of Ocean Springs, Mississippi (Exhibit 4-a)

**5. OLD BUSINESS**

- a) Mayor's Youth Council Update – Ms. Cady Cooper (Exhibit 5-a)
- b) Discussion concerning Mississippi Power Company Light Studies (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) Authorize request by the 1699 Historical Society to waive the rental fees for the use of the Community Center on Friday, April 29<sup>th</sup> for the kickoff reception for the Weekend of Discovery event (Exhibit 7-a)

**City Clerk:**

- b) Approve Minutes – March 1, 2016 Regular Meeting (Exhibit 7-b)
- c) Approve Minutes – March 9, 2016 Special Call Meeting (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 payment of \$383.20 for per diem and mileage for Ashlee Miller and \$630.00 for hotel reservation to attend the Floodplain Management Course (Exhibit 7-f)
- g) Accept Revenue and Expenditure Report (Exhibit 7g)
- h) Authorize to begin the process to advertise for the position of IT Administrator, \$16.83 to \$18.27 hourly (Exhibit 7-h)

**Police Department:**

- i) Authorize employment of Chadwick Cashin, Patrol Officer, effective March 16, 2016, \$13.00 hourly (\$14.25 after Academy), one year probationary period and pending successful completion of all pre-employment requirements (Exhibit 7-i)



**Fire Department:**

- j) Accept Monthly Fire Department Report (Exhibit 7-j)

**Human Resources/Risk:**

**City Engineer:**

**Public Works:**

- k) Accept resignation of Jonathan Wise, effective March 22, 2016, and authorize to begin the process to fill the vacant position (Exhibit 6-k)
- l) Authorize employment of Jon Lizana, Sewer Department Laborer Class C, effective March 21, 2016, \$12.50 hourly, six-month probationary period and pending successful completion of all pre-employment requirements (Exhibit 6-l)
- m) Authorize to advertise for bids on water tank repairs and painting (Exhibit 6-m)

**Community Development & Planning:**

- n) Authorize the Mayor to execute Change Order #1 as requested by J.E. Talley Construction, Inc. in the amount of \$41,317.00 for Harbor Storm Water Management and Wetlands Restoration – CIAP-MS-30706, within budget (Exhibit 7-n)
- o) Authorize to award bid to D. O'Brien Construction, LLC in the amount of \$1,140,980.00 for the Government Street Improvements Project, pending MDOT concurrence (Exhibit 7-o)

**Historic Preservation Commission:**

- p) Accept Historic Preservation Commission's recommendation to issue a COA to restore the front porch, change exterior color and other minor exterior renovations at 604 Porter Street (Exhibit 7-p)
- q) Accept Historic Preservation Commission's recommendation to issue a COA to provide substantial renovations to include addition of a master bedroom/bath; remove screened porch and replace with covered porch and new entrance; replacement of the roof, doors, windows and siding; repair and construction of a pier at 1008 Legion Lane (Exhibit 7-q)
- r) Accept Historic Preservation Commission's recommendation to issue a COA to demolish the existing structure to allow for construction of a new home at 508 Martin Avenue (Exhibit 7-r)
- s) Accept Historic Preservation Commission's recommendation to issue a COA to demolish the existing storage shed to be reconstructed with similar size and material at 1307 Robinson Street (Exhibit 7-s)

**Zoning & Adjustment Board:**

- t) Accept Zoning and Adjustment Board's recommendation to approve the 20% rear fence height variance at 116 Seaside Drive – Natalie Collie (Exhibit 7-t)

**Building Department:**

**Parks & Leisure Services:**

- u) Approve request to place the Ocean Springs High School Tennis Team Championship and Sponsorship Banners at the Halstead Tennis Courts (Exhibit 7u)
- v) Accept Parks Advisory Minutes – October 14, 2015 (Exhibit 7-v)

**City Attorney:**

**Facilities:**

- w) Authorize employment of Roscoe Phillips, Jr., Building and Grounds Maintenance Technician, effective March 16, 2016, \$11.50 hourly, six-month probationary period and pending successful completion of all pre-employment requirements (Exhibit 7-w)

**Peer Review Committee:**

**H.R. Committee:**

- x) Accept Human Resources Committee Minutes – March 7, 2016 (Exhibit 7-x)

**Finance Committee:**

## **8. DEPARTMENT REPORTS**

### **Mayor:**

#### **Information Item:**

- a) Mayor's Youth Council to host a community social event, The Lot, on April 1, 2116 from 8:30 p.m. – 11:30 p.m. at the parking lot at the Ocean Springs Train Depot (Exhibit 8-a)

### **City Clerk:**

#### **Police Department:**

#### **Fire Department:**

#### **Human Resources/Risk:**

#### **City Engineer:**

#### **Public Works:**

#### **Community Development & Planning:**

#### **Building Department:**

#### **Parks & Leisure Services:**

- b) Discussion concerning additional parking at the Ocean Springs Sports Complex (Exhibit 8-b)

### **City Attorney:**

#### **Facilities**

#### **Peer Review Committee:**

#### **H.R. Committee:**

#### **Finance Committee:**

## **9. ALDERMEN'S FORUM**

## **10. EXECUTIVE SESSION**

- a) **Personnel in Facilities Department**

**ADJOURN until 6:00 p.m. on April 7, 2015**

**ADDENDUM TO AGENDA  
MAYOR AND BOARD OF ALDERMEN  
CITY OF OCEAN SPRINGS  
REGULAR MEETING  
March 15, 2016 - 6:00 p.m.**

1. **NEW BUSINESS**

- a) Adopt Resolution requesting the Mississippi Legislature to authorize additional funding and extend the deadline for the Mississippi Historic Tax Credit (Exhibit A-1a)
- b) Accept donation in the amount of \$9,686.00 from the Gulf Coast Community Foundation sponsored by WAVE (Women Against Violence Everywhere) to be used to install cameras on the bridge (Exhibit A-1b)

2. **CONSENT AGENDA**

**Building Department:**

- b) Accept Tree Protection Committee Report (Exhibit A-2a)