

## **RECESS MEETING OF SEPT. 20, 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 Sept. 20, 2016. *Mayor Pro Tem* Impey presiding, Aldermen Cox, Gill, McDonnell, Cody, Denyer, and Dalgo were present. Also present was City Clerk Shelly Ferguson and City Attorney Kevin Melchi.

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

Alderman Cody gave the invocation and Alderman Impey led the Pledge of Allegiance.

### **NEW BUSINESS**

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

Mr. Vincent was not present to discuss Item 3a. It was removed from the agenda.

Mayor Moran arrives at the meeting.

The Mayor presented a Proclamation marking the 229<sup>th</sup> Anniversary of the Signing of the Constitution, Proclaims Sept. 17 – 23, 2016 as Daughters of the American Revolution Constitution Week.

The Mayor gave an update on the insurance reimbursement for the vandalized art structures in the amount of \$5,200.00. Melanie Allen representing PAPOS would use the insurance funds to put toward a new art piece.

Motion was made by Alderman McDonnell, seconded by Alderman Cody to authorize allocating \$5,200.00 of art insurance proceeds to PAPOS for repair or replacement of a public art piece.

### **OLD BUSINESS**

The Mayor and Board of Aldermen had a discussion on the drainage issues in Parktown.

Alderman Impey stated that he is the alderman for that ward and many residents contact him regarding their concerns and issues regarding drainage. Alderman Impey introduced Public Works Director Johnny Groue and City Engineer James Foster to the audience. The Public Works Director presented to the Board the work orders dating back to 2004 for that area. The trees around the ditch behind Crestlawn were trimmed

last year. The Mayor stated that MDOT has a plan to bore alongside existing ditch and by Davis Bayou. This will move the water south.

Alderman Impey asked the Public Works Director the status of the Pat Harrison Waterway District Vicksburg Ditch project. He stated it is still on the list and does not have a time line for starting that project.

Alderman Gill gave a history of the drainage issues and repairs made since the 1990's. There has been over \$600,000.00 in repairs in Parktown and \$180,000.00 to dredge Davis Bayou.

Katie Yow, 1219 Parktown Dr., stated that she has pictures of the flooding in the street and does not want her home to flood.

Carol Jones, 4077 Groveland Rd., stated there needs to be a good system for cleaning the ditches and repairing the ditches.

Linwood Stevenson, 1321 Glacier Ave., has a sinkhole in his yard due to the ditch from Yosemite to Groveland Rd.

Alderman Denyer discussed additional pipe under the highway which would lower the ditches so they drain more.

Alderman Cox stated he walked the area with Ms. Yow. He said it was not too bad but grass is growing in the center and is really deep.

Alderman Impey asked Mr. Foster if there is any short term solutions that can be done to alleviate issues in the area.

Theresa Sparkman, 3000 Trentwood Dr., stated the property behind her house is eroding and afraid that if more water is added then she may flood and she thinks she has a sinkhole in her yard.

Public Works is requested to review the possible erosion problem at 3000 Trentwood Dr.

## **PUBLIC COMMENTS**

## **CONSENT AGENDA**

Motion was made by Alderman Gill, seconded by Alderman Impey and unanimously carried to approve the consent agenda with the exception of Item J which was pulled by Alderman Cox.

Alderman Cox asked the Deputy Police Chief if the Mustang that was being declared surplus and sending to auction was of any value and would rather have the city advertise and take bids.

Motion was made by Alderman Cox, seconded by Alderman Cody and unanimously carried to have the City take sealed bids on the Mustang.

Alderman Cody asked what the route was for the Run/Walk of Item 6e. Deputy Chief Hoppner explained the route.

Alderman McDonnell asked what the decision of the Tree Protection Committee was on 809 Cleveland Ave. Alderman Cody stated that the tree growing under the house and tearing up, causing leveling issues. The homeowner is willing to plant another tree if the tree is removed. Melanie Allen, Tree Protection Committee, went to the site visit and recommended cabling the tree. The homeowner asked the committee to hold off on their decision and she will hold off on any work being done until she has a structural assessment completed.

The Building Official will revisit the site.

Alderman Denyer requested a report from the city attorney regarding the liability of committees.

## **DEPARTMENT REPORTS**

The Mayor gave an update on the legislature's use of the BP Settlement Funds. The Mayor and other city leaders in Harrison and Jackson County would like to send proposed legislation for the use of the BP funds.

The Building Official gave an update on the damaged tree on Washington Ave and Desoto. A truck hit the tree and limbs were damaged and had to be removed. He is working on a plan to save the remaining exposed hollow part of the tree.

## **ALDERMEN'S FORUM**

Alderman Impey thanked everyone for coming out to discuss the drainage issues in Parktown. He went to the dedication of the new piece of art at the Mary C. O'Keefe and it was a success.

Alderman Denyer asked the status of improving wifi and internet speeds in Jackson County. He stated Harrison and Hancock is ahead of Jackson County in moving forward. The Mayor informed him that the Jackson is on the map to be completed.

Alderman Cox asked Human Resources Director Mindy McDowell the status of the proposal of Med-Analysis. She stated she had several questions that still need to be answered. He would like to form an IT Committee with representatives of local residents that are knowledgeable in that area and make recommendations to the Board.

The Mayor invited everyone to attend a meeting on Oct. 3<sup>rd</sup> with Drew Young to discuss capitalizing on live music and festivals from an economic stand point. There is also a new TV station moving to downtown Ocean Springs called Ocean 7.

Alderman Cody stated a citizen complained about the speeding on Halstead Rd. He would like the attorney to research if the speeding fine can be doubled during certain times. They will also add reflective buttons in the street to slow cars down.

Alderman McDonnell asked the City Clerk what the balance of his ward funds were so that he can transfer the funds to Alderman Cox who has worked so hard on the Armory to open a youth facility.

Motion was made by McDonnell, seconded by Alderman Cody and unanimously carried to transfer the remaining balance of Ward 2 funds to the Alderman-At-Large Ward funds for the purpose of completion of the Armory Gym project.

Alderman Gill discussed the county providing more services on Front Beach. Alderman Denyer stated the County, WastePro, and City pick up trash on the beach. He said there should be more effective way. Alderman Gill asked the Mayor to set up a meeting to get all parties coordinated.

## **EXECUTIVE SESSION**

Motion was made by Alderman Cody, 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 Cody, seconded by Alderman Gill and unanimously carried to remain in executive session to discuss potential litigation regarding contractual services, personnel in the Building Department, Personnel in the Mayor's Department, and economic development in the commercial business district.

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

Motion was made by Alderman Cox, seconded by Alderman Impey and unanimously carried to adjourn the meeting until 6:00 p.m. on Oct. 4, 2016.

Meeting ended at 8:50 p.m.

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

\_\_\_\_\_  
Date

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

**AGENDA**  
**MAYOR AND BOARD OF ALDERMEN**  
**CITY OF OCEAN SPRINGS**  
**RECESS MEETING**  
**September 20, 2016 - 6:00 p.m.**

**1. CALL TO ORDER**

**2. ROLL CALL**

**3. NEW BUSINESS**

- a) Discussion on zoning issues concerning Project X and Crossfit Gym located at 1316 Government Street – Ronald Vincent (Exhibit 3-a)

**4. OLD 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:**

**City Clerk:**

- a) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 6-a)
- b) Accept Action Report (Exhibit 6-b)
- c) Approve Special Event Permit Application for WAMathon on Sunday, October 2, 2016 from 8:00 a.m. – 11:00 a.m. pending approval by all City departments (Exhibit 6-c)
- d) Approve Run/Walk Permit Application for a 1 Mile Fun Run and 5K sponsored by St. Alphonsus Catholic School / PTO on Friday, November 4, 2016 from 6:00 p.m. – 7:30 p.m.; Downtown/Front Beach; \$150.00 cost incurred by Police Department for traffic control (Exhibit 6-)
- e) Approve Run/Walk Permit Application for the Strides for Seizures 5K Run/Walk sponsored by the Epilepsy Foundation of Mississippi on Saturday, November 5, 2016 from 8:00 a.m. – 11:00 a.m.; costs incurred are pending from City Departments (Exhibit 6-e)
- f) Approve Special Event Permit Application for the YMCA Fall Festival and street closure on Friday, October 28, 2016 from 5:00 p.m. – 7:00 p.m., costs incurred are pending by City departments and pending insurance naming City as an additional insured (Exhibit 6-f)
- g) Approve Special Event Permit for the Peter Anderson Arts and Crafts Festival on Saturday November, 5<sup>th</sup> and Sunday, November 6<sup>th</sup> with set-up on Saturday, November 5<sup>th</sup> at 4:00 a.m. and approve road closures for this event, pending insurance naming City as an additional insured (Exhibit 6-g)
- h) Ratify check to Walter Rogers in the amount of \$100.00 – refund for Football Registration (Exhibit 6-h)

**Police Dept.:**

- i) Authorize removal of Anna Lach, Corrections Officer, from probationary status and enter into full-time employment effective September 17, 2016 (Exhibit 6-i)
- j) Authorize to declare Unit #811, 2008 Ford Mustang GT – VIN #1ZVHT82H185199566, as surplus, no value to the City, and remove from the City inventory and send the vehicle to auction (Exhibit 6-j)

**Fire Dept.:**

- k) Accept Monthly Fire Department Report for August 12, 2016 to September 15, 2016 (Exhibit 6-k)
- l) Authorize Fire Chief Jeff Ponson to attend a Fire Department promotional assessment board for Jefferson County in Birmingham, Alabama from October 17, 2016 thru October 21, 2016 at no cost to the city (Exhibit 6-l)
- m) Authorize employment of David Wright, Firefighter, \$10.42 hourly, effective October 3, 2016, one-year probationary status and pending successful completion of all pre-employment testing (Exhibit 6-m)
- n) Authorize employment of William Hatten, Firefighter, \$10.42 hourly, effective September 23, 2016, one-year probationary status and pending successful completion of all pre-employment testing (Exhibit 6-n)
- o) Authorize employment of Tony Barnett, Firefighter, \$10.42 hourly, effective September 21, 2016, one-year probationary status and pending successful completion of all pre-employment testing (Exhibit 6-o)

**Human Resources/Risk Management:****City Engineer:****Public Works:**

- p) Authorize to transfer David Knebel, Street Department Laborer C, to the Water Billing Department effective September 24, 2016, and authorize to fill the vacant Laborer C position in the Street Department (Exhibit 6-p)
- q) Authorize employment of Ryver Franklin, Street Department Laborer C, \$12.00 hourly, effective September 21, 2016, one-year probationary status and pending successful completion of a pre-employment requirements: authorize employment of Austin Gatewood, Street Department Laborer C, \$12.00 hourly, effective September 21, 2016 one-year probationary period and pending successful completion of all pre-employment requirements (Exhibit 6-q)
- r) Authorize to advertise to fill the vacant Street Department Laborer Class B position (Exhibit 6-r)
- s) Authorize the Mayor to execute Task Order 2, Payment Application No. 2 in the amount of \$170,283.89 to Insituform Technologies, LLC for Cured-In-Place Pipe Lining (CIPP) as recommended by Compton Engineering (Exhibit 6-s)

**Community Development & Planning:**

- t) Authorize the Mayor to execute Change Order No. 2 as a Summary Change to reduce the total contract amount by \$5,712.67 for a new contract amount of \$1,018,436.95 for the Tidelands funded Improvements to OS Harbor Road pending concurrence by Jackson County Board of Supervisors (Exhibit 6-t)
- u) Authorize to advertise for bids for the MDA Energy Efficiency Revolving Loan Project (Exhibit 6-u)

**Planning Commission:**

- v) Accept Planning Commission's recommendation to approve the Lot Split of the property at 2124 Government Street, PID# 60129270.000, into two parcels zoned C-3 (Highway Commercial Districts) – Jon-David Johnson (Exhibit 6-v)

Historic Preservation Commission

- w) Accept Historic Preservation Commission's recommendation to issue a COA to renovate and construct an addition to the existing dwelling located at 1111 Iberville Drive – Lisa Wurst (Exhibit 6-w)

Zoning & Adjustment Board:

- x) Accept Zoning and Adjustment Board's recommendation to approve the 20% rear yard variance located on the southeast corner of Cleveland Ave., and McNamee Ave., with the front of the home facing Cleveland. For the construction of a 12 foot deep porch and covered deck – Mark and Sarah Truxillo (Exhibit 6-x)

**Building Department:**

- y) Accept the Code Enforcement Report through August 31, 2016 (Exhibit 6-y)
- z) Accept the Code Enforcement Report through September 16, 2016 (Exhibit 6-z)
- aa) Accept the Tree Protection Committee Minutes from September 7, 2016 (Exhibit 6-aa)
- bb) Authorize Mayor to Execute the annual contract with Allen Engineering and Science for the implementation of Ocean Springs' Stormwater Management Program as federally mandated and supported by an MDEQ Permit (Exhibit 6-bb)
- cc) Accept the update on the status of the Floodplain Management Plan as required by our Community Rating System (Exhibit 6-cc)

**Parks & Leisure Services:**

- dd) Accept the Parks Advisory Board Minutes from August 10, 2016 (Exhibit 6-dd)
- ee) Approve Individual Service Contracts with Bill Oster – Karate Instructor (Exhibit 6-ee)
- ff) Approve Individual Service Contracts with Lisa Fazzio – Pottery Instructor (Exhibit 6-ff)
- gg) Approve Individual Service Contracts with Sandra Gaines – Dance Instructor (Exhibit 6-gg)

**City Attorney:**

**Facilities:**

- hh) Authorize removal of Roscoe Phillips from probationary status to full-time employment status effective September 17, 2016 (Exhibit 6-hh)

**Peer Review Committee:**

**H.R. Committee:**

**Finance Committee:**

**7. DEPARTMENT REPORTS**

**Mayor:**

**City Clerk:**

**Police Dept.:**

**Fire Dept.:**

**Human Resources/Risk Management:**

**City Engineer:**

**Public Works:**

**Community Development & Planning:**

**Building Department:**

**Parks & Leisure Services:**

**City Attorney:**

**Facilities:**

**Peer Review Committee:**

**H.R. Committee:**

**Finance Committee:**



**8. ALDERMEN'S FORUM**

**9. EXECUTIVE SESSION**

**ADJOURN UNTIL 6:00 P.M. on October 4, 2016**

**ADDENDUM TO AGENDA  
MAYOR AND BOARD OF ALDERMEN  
CITY OF OCEAN SPRINGS  
RECESS MEETING  
September 20, 2016 - 6:00 p.m.**

1. **PROCLAMATION**
  - a) 229<sup>th</sup> Anniversary of the Signing of the Constitution – Maureen Schmidt from DAR
2. **OLD BUSINESS**
  - a) Discussion of drainage issues in Parktown Subdivision