

REGULAR MEETING OF JUNE 7, 2017

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 June 7, 2017. The Mayor presiding, Aldermen Cox, Gill, McDonnell, Cody, Denyer, and Impey were present. Also present was City Clerk Shelly Ferguson and City Attorney Kevin Melchi. Alderman Dalgo was absent.

The Mayor called the meeting to order.

Rev. Carl King gave the invocation and the Mayor led the Pledge of Allegiance.

ADDENDUM

The Mayor requested to add an item under Old Business to the Addendum to discuss the homeless situation in Ocean Springs.

Motion was made by Alderman Cody, seconded by Alderman Cox and unanimously carried to add the item regarding the homeless in Ocean Springs to the Addendum under Old Business and to add the addendum to the agenda.

The Mayor congratulated Mr. Gill and everyone who prevailed in the election. The Mayor congratulated the mayor elect, Shea Dobson, and invited him to the Economic Development Council meeting on Monday, June 12, 2017 at 4:00 p.m. to meet the members of the council and get caught up on some of the ideas they have for economic development projects moving forward.

NEW BUSINESS

Rhonda Price, Department of Marine Resources, presented the city with two (2) entry way signs designating Ocean Springs as part of the Mississippi Gulf Coast National Heritage Area. Ms. Price commented that this is a special designation that was received through a Congressional Legislation that set six (6) coastal counties as part of the Heritage Area through the National Park Service. The Mayor stated there are three (3) points of entry and requested a third sign. Ms. Price said she would get us a third sign (Exhibit 4-a)

PUBLIC HEARINGS

Motion was made by Alderman McDonnell, seconded by Alderman Gill and unanimously carried to enter into public hearing regarding the lot cleaning at the property located at 414 Russell Avenue owned by Lelia Mae Ryan.

The Building Official stated the occupant of the property at 414 Russell Avenue is deceased. The Building Official and Code Enforcement Officers have tried effortlessly to find family members for

this property by posting notices and advertising. The Building Official is asking permission to obtain quotes to clean and secure the property.

The Mayor asked if there were any opponents against the lot cleaning. No one came forward.

Motion was made by Alderman McDonnell, seconded by Alderman Gill and unanimously carried to come out of Public Hearing.

Motion was made by Alderman McDonnell, seconded by Alderman Cox and unanimously carried to accept the recommendation of the Building Official to clean and secure the property located at 414 Russell Avenue due to the property being a menace to the public health safety and the welfare of the community. (Exhibit 3-b)

Motion was made by Alderman Cody, seconded by Alderman Gill and unanimously carried to enter into public hearing regarding the lot cleaning at the property located at 210 Mitchell Street owned by Andrew J. Tucker, Jr.

The Building Official stated he had received a complaint in December 2, 2016. The Building Official went by the property and saw holes in the roof and an addition has been added to the back of the house that has not been completed. The Building Official stated no permits are on file for any of the work that has been done on the inside or outside of the home. The house does currently have power but it does not have water or sewer which according to the ordinance makes the house uninhabitable. The Building Official is recommending to obtain quotes to have this structure removed due to public health and safety issues.

The Mayor asked if there are any opponents against the lot cleaning. No one came forward.

Motion made by Alderman Gill, seconded by Alderman Cody and unanimously carried to come out of Public Hearing.

Motion was made by Alderman Cody, seconded by Alderman Gill and unanimously carried to accept the recommendation of the Building Official to move forward in securing quotes to remove the structure located at 210 Mitchell Street due to the condition of the structure being a menace to public health and safety.

OLD BUSINESS

The Mayor discussed the homeless situation along the coast. The Mayor stated she has met with different Homeless Coalition representatives along the Coast as well as Living Well Ministries and a couples of ministers. The Homeless Coalition has a new program they have received a grant for that will allow them to pay rent for a house or an apartment up to fair market rate. The Mayor stated she has talked to the city attorney about a program that she has seen in other cities where the city makes a donation to a non-profit organization that has a van. This organization would then designate someone to go around and pick up approximately 4 – 5 of the homeless on the street and bring them to work at our public works department blowing leaves off the sidewalks, pulling weeds, or picking up trash for 4 – 5 hours a day. The city would have to pay them \$8.00 to \$10.00 an hour which would be paid to them through the non-profit organization. Then the city could bring them to Lord is My Help for lunch during the hours they are working.

The Mayor wants to ask the Board to consider donating \$10,000.00 to start a pilot program to help the homeless community. The Mayor stated if the Board is interested in this concept she will approach some of the non-profit organizations for more details.

Alderman Impey stated he wants more information from the non-profit organization and the city attorney before any action is taken.

Alderman Cody asked the City Attorney to return to the Board in two weeks with a recommendation.

PUBLIC HEARING – Continued

Motion was made by Alderman Cody, seconded by Alderman Gill and unanimously carried to go back into Public Hearing to discuss the property located at 210 Mitchell Street.

Mr. Andrew Tucker, Jr., owner of the property located at 210 Mitchell Street, did not hear the Mayor ask for any opponents to speak about this property and asked for the opportunity to speak against the lot cleaning. Mr. Tucker stated the Board has been misled on the information presented by the Building Official. Mr. Tucker said he did obtain permits for this work right after Hurricane Katrina. He stated someone broke into the property and stole his equipment and that is the reason he has not been back to complete the job. Mr. Tucker said he has someone interested in purchasing the property.

Mrs. Cheryl Shook, 2519 Camino Grande in Gautier, MS, stood up and stated she is interested in purchasing the property located at 210 Mitchell Street from Mr. Tucker. Mrs. Shook stated the contract is currently under review and that once the contract is agreed upon they should be able to close on the property in thirty (30) days.

Alderman Denyer asked what they could accomplish in two (2) weeks to ensure that Mr. Tucker is able to sell the house to the company and satisfy the Board that progress is being made.

Motion was made by Alderman Cox, seconded by Alderman Cody and unanimously carried to come out of Public Hearing.

Motion was made by Alderman Cody seconded by Alderman Gill and unanimously carried to rescind the prior motion made to remove the structure located at 210 Mitchell Street.

Motion was made by Alderman Cody, seconded by Alderman Denyer and unanimously carried to revisit the progress made in two (2) weeks to show there is a contract in place and if no progress is made than a Public Hearing will be rescheduled at that time. (Exhibit 3-c)

The Public Hearing for the property located at 110 Yellowstone Circle was pulled from the agenda. The Building Official was contacted and informed that the owners of the property were coming in town to clean the property. (Exhibit 3-a)

PUBLIC COMMENT

Mr. John McKay thanked the Mayor and Board of Alderman for their years of service and everything they have done. He enjoyed working with all of the Alderman as a Supervisor and wished all of them the best.

Rev. Carl King invited the Mayor and Board of Alderman to the American Legion ribbon cutting scheduled for June 13, 2017 at 10:00 am at the Taconi Building.

CONSENT AGENDA and ADDENDUM

Motion was made by Alderman Gill, seconded by Alderman Impey and unanimously carried to approve the Consent Agenda with the exception of item (I) and (A-1d) which were pulled by Alderman Cox.

Alderman Cox pulled item (7-I) to request waiting to hiring for this position until the new Board takes office. The Human Resource Director stated she would like the current Human Resource Assistant to train the new hire in this position.

Alderman Cox pulled item (A-1d) to ask to City Clerk if this position could wait until the new Board takes office. The City Clerk stated she currently has two (2) openings in the court department so she feels it is critical to hire for this position. The City Clerk is currently working court every Wednesday to fill one of the positions.

Motion was made by Alderman Cox, seconded by Alderman Gill and unanimously carried to hold item (I) until the new Board takes office.

Motion was made by Alderman Cox, seconded by Alderman Impey and unanimously carried to accept item (A-1d).

DEPARTMENT REPORTS

City Clerk:

The City Clerk stated she needs a budget amendment in the amount of \$30,000.00 to allow the Fire Department to purchase a set of Jaws of Life.

Motion was made by Alderman Cody, seconded by Alderman Denyer and unanimously carried to approve the budget amendment to purchase a set of Jaws of Life with purchasing options to be reviewed by the finance committee for approval.

ALDERMEN'S FORUM

Alderman Impey thanked the Mayor and Aldermen Denyer, Dalgo, Cody and McDonnell for their service and stated he enjoyed working with all of them and is looking forward to working with the new Board.

Alderman Denyer would like to ask that Alderman elect Ken Papania be considered for the Finance Committee and he is looking forward to seeing what the future holds for the City and wished the new Board the best of luck.

Alderman Cox also thanked the Mayor and Board of Alderman for their service. He stated he has learned a lot from each of them and will miss working with them.

Alderman Cox asked the Parks and Leisure Services Director if she has talked to Mr. Rigby about the swing the Knights of Columbus wanted to purchase for the City. The Parks and Leisure Services Director said she was working with Disability Connections to see if there was another piece of equipment the City could purchase instead of the swing the money was intended for. The City Clerk stated the money had already been refunded to the Knight of Columbus.

Alderman Cox said during the last storm the roof at the library leaked and that the City may need to get a loan to repair. The City needs to repair the rooves at City Hall, Dewey Avenue Substation and the OS Library. The Mayor said she would talk to the Regional Library to see if they would be able to help with the roof at the OS Library.

Alderman Cody thanked the citizens for allowing him to serve them for 36 years. Alderman Cody thanked the Mayor and Board of Alderman for their service and stated it was an honor and privilege to serve with them. Alderman Cody thanked the City Clerk, the Deputy City Clerk and the Department Heads for all of their hard work.

Alderman McDonnell mentioned he requested a quote from MS Power to complete the street light retrofit project in Ward 2. A letter was sent to the Mayor on May 19, 2017 stating the lights along Cox Avenue, Church Avenue, Washington Avenue, Rayburn Avenue, Desoto Street, Signal Street, Mosley Street and Catchot Place would be converted to LED fixtures at a monthly increase of \$49.00.

Motion made by Alderman McDonnell, seconded by Alderman Gill and unanimously carried to finish the Ward 2 street light retrofit project at an approximate additional cost of \$49.00 per month.

Alderman McDonnell asked for an update from the Planning and Grants Administrator on the language in the VRBO ordinance giving neighborhoods without covenants a voice about whether or not they want commercial activity in their neighborhoods. The Planning and Grants Administrator stated she has been talking with the City Attorney about the overall review of the ordinance and that there will need to be another draft submitted, advertised, and presented to the Planning Commission before approval.

Alderman McDonnell asked about the final numbers are in his Ward funds. The Building Official stated he was waiting on the final quote for the Ryan Family plaque. The estimated quote is \$3000.00.

Alderman McDonnell invited city employees to his Birthday and Political Freedom Party on July 1st.

Alderman Gill congratulated all the new members of the Board.

EXECUTIVE SESSION

Motion was made by Alderman Cody, seconded by Alderman Cox 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 Impey, seconded by Alderman Gill and unanimously carried to remain in executive session to discuss personnel in the police department.

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

No action was taken.

Motion was made by Alderman Cody, seconded by Alderman Gill and unanimously carried to recess until 6:00 p.m. on June 20, 2017.

Meeting ended at 7:23 p.m.

City Clerk

Mayor

Date

Date

**AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
June 7, 2017 - 6:00 p.m.**

1. CALL TO ORDER

2. ROLL CALL

3. PUBLIC HEARINGS

- a) Lot Cleaning Hearing – 110 Yellowstone Circle – Llano Science Uplift Center (Exhibit 3-a)
- b) Lot Cleaning Hearing – 414 Russell Avenue – Lelia Mae Ryan (Exhibit 3-b)
- c) Lot Cleaning Hearing – 210 Mitchell Street – Andrew J. Tucker, Jr. (Exhibit 3-c)

4. NEW BUSINESS

- a) Presentation of Mississippi Gulf Coast National Heritage Area signage to City of Ocean Springs – Rhonda Price, Department of Marine Resources (Exhibit 4-a)

5. OLD BUSINESS

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:

City Clerk:

- a) Approve Minutes: Recess Meeting May 16, 2017 (Exhibit 7-a)
- b) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 7-b)
- c) Accept Action Report (Exhibit 7-c)
- d) Ratify check to Annie Lee Catchot for sod replacement due to city causing sod to be taken up and coping moved on cemetery lots in Evergreen Cemetery (Exhibit 7-d)
- e) Approve Run/Walk Permit Application for the Shucker Shuffle 7-mile race sponsored by JH 12 Solutions on Saturday, August 26, 2017 from 8:00 a.m. to 11:00 a.m. using the approved race route: at a cost of \$200.00 for traffic control (Exhibit 7-e)
- f) Approve Special Event Permit Application for Cruisin' the Coast 2017, on October 5-7, 2017 at various times and approve road closures for this event; pending receipt of general liability insurance documents (Exhibit 7-f)
- g) Approve Run/Walk Permit Application for the MS Municipal Service Company Annual 5K Fun Run/Walk Event on Wednesday, July 26, 2017 from 6:30 a.m. to 8:45 a.m. using the Ocean Springs/Biloxi Bridge only - no costs incurred by the city; authorize the request from the MS Municipal Service Company to waive the application fee for this event (Exhibit 7-g)

Police Dept.:

- h) Authorize employment of Avery Jane Farish, Patrolman, effective on or about June 8, 2017, \$13.25 hourly and increase to \$14.50 per hour after Academy, one-year probationary period; pending successful completion of all pre-employment requirements (Exhibit 7-h)

- i) Accept resignation of Corrections Officer Andre Bertran effective June 16, 2017; authorize to begin the process to fill the vacant position (Exhibit 7-i)
- j) Authorize out-of-state travel for Lt. Billingsley and Sgt. Morvant to attend professional training from July 24th through September 29, 2017 in Nashville, TN as budgeted (Exhibit 7-j)

Fire Dept.:

- k) Authorize out-of-state travel for Fire Chief Jeff Ponson to attend the Fire Chief Assessment Panel in Birmingham, AL on June 25-30, 2017 as budgeted (Exhibit 7-k)

Human Resources/Risk Management:

- l) Authorize employment of Kathryn Johnson, Human Resources Assistant, hourly rate \$14.00; effective June 8, 2017; one-year probation, pending successful completion of all pre-employment requirements (Exhibit 7-l)
- m) Authorize the request to close city offices on Monday, July 3rd as well as Tuesday, July 4th, 2017, as authorized by Governor Phil Bryant (Exhibit 7-m)

City Engineer:

Public Works:

- n) Authorize to transfer Cody Franklin from the Garbage Dept. to the Drainage Dept. Laborer Class B at his current rate of pay; six-month probationary period; authorize to begin the process to fill the vacant position in the Garbage Dept., Laborer Class C (Exhibit 7-n)
- o) Authorize removal of Jason Calcote from probationary status to full-time status, effective June 12, 2017 (Exhibit 7-o)
- p) Authorize employment of Daniel Cockerham, Street Dept., Laborer Class C, \$12.00 hourly; effective June 8, 2017; one-year probationary status; pending successful completion of all pre-employment requirements (Exhibit 7-p)
- q) Authorize to extend the current Grounds Maintenance Contract with Gulf Breeze Landscaping, LLC with no change to the existing scope of work and/or price for an additional year from June 16, 2017 (Exhibit 7-q)

Community Development & Planning:

- r) Accept conveyance of two Jackson County parcels, PID #'s 60127590.051 and 60127240.055, known as Franklin Road pending concurrence by Jackson County Board of Supervisors (Exhibit 7-r)
- s) Authorize to execute Amendment #1 requested by Compton Engineering, Inc. for a cost increase of \$3800.00 for additional review and inspection time (Exhibit 7-s)
- t) Authorize to execute Change Order #2, Talon Electrical & Mechanical Group, for a decrease in contract amount of \$62.56 and a 45 day contract extension request as recommended by Compton Engineering, Inc. (Exhibit 7-t)

PLANNING COMMISSION:

- u) Authorize the application from Carole Marie Stuart for a Residential Short Term Rental Permit located at 1319 Iberville Drive, PID #60147004.000, as recommended by the planning commission (Exhibit 7-u)

Building Department:

- v) Accept Code Enforcement Report through June 2, 2017 (Exhibit 7-v)
- w) Accept Tree Protection Committee Minutes of June 7, 2017 (Exhibit 7-w)
- x) Authorize the Residential Building Permit Application from Pitalo Homes/George Pitalo for the demolition of the entire structure located at 1519 Porter Avenue (Exhibit 7-x)
- y) Authorize the Residential Building Permit Application from Pitalo Homes/George Pitalo for the demolition of the entire structure located at 1505 Porter Avenue (Exhibit 7-y)

Parks & Leisure Services:

- z) Approve the Lease of Building Space Agreement with JCCAC/Head Start to utilize the N. E. Taconi Building for twelve (12) months commencing on July 1, 2017 for a cost of \$32,200.00 (Exhibit 7-z)

- aa) Approve the Lease of Building Space Agreement with the Mississippi Gulf Coast YMCA to utilize the N. E. Taconi Building for twelve (12) months commencing on July 1, 2017 for a cost of \$25,200.00 (Exhibit 7-aa)

City Attorney:

Facilities:

H.R. Committee:

Finance Committee:

8. 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:

H.R. Committee:

Finance Committee:

9. ALDERMEN'S FORUM

10. EXECUTIVE SESSION

RECESS UNTIL 6:00 P.M. on June 20, 2017

**ADDENDUM TO AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
June 7, 2017 - 6:00 p.m.**

1. CONSENT AGENDA

Mayor:

- a) Authorize Mayor to execute and sign the Railroad Crossing Safety Sign request letter for MDOT furnished signs to promote safety in accordance with the State's Strategic Highway Safety Plan and have Public Works install (Exhibit A-1a)

City Clerk:

- b) Approve Minutes: Regular Meeting June 6, 2017 (Exhibit A-1b)
- c) Approve payment: Docket of Claims for poll workers and election officials for the June 6, 2017, General Election (Exhibit A-1c)
- d) Authorize to hire Anita Delius, Deputy Court Clerk, hourly rate \$14.00, effective immediately; one-year probationary period (Exhibit A-1d)

Community Development & Planning:

Historic Preservation Commission:

- e) Approve Certificate of Appropriateness for construction of a new dwelling on an undeveloped property on Shearwater Drive/Shearwater Historic District as recommended by the Historic Preservation Commission (Exhibit A-1e)

2. EXECUTIVE SESSION

- a) Personnel in the police department