

REGULAR MEETING OF NOVEMBER 5, 2019

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 November 5, 2019. The Mayor presiding, Aldermen Gill, Authement, Bellman, Cox, Papania, Blackman and Impey were present. Also present were City Clerk Patty Gaston and City Attorney Kevin Melchi.

The Mayor called the meeting to order.

Chic Cody gave the invocation and the Mayor led the Pledge of Allegiance.

Motion was made by Alderman Blackman, seconded by Alderman Gill and unanimously carried to accept the agenda.

OLD BUSINESS

The Building Official said the Code Enforcement Officer was informed there has been an offer for the home at 418 Martin Avenue, which was on the demolition list. The Planning & Grants Administrator said she has also been contacted for information regarding the HPC requirements. Alderman Authement said he has the Real Estate Contract for the purchase of 418 Martin Avenue which has a closing date of December 2, 2019. Motion was made by Alderman Authement, seconded by Alderman Blackman and unanimously carried to accept contract for sale and purchase of 418 Martin Avenue in the minutes (Exhibit 3-a).

The Mayor said there is a recommendation to increase the lease terms for the property at 1491 Deana Road and fair market value has been determined. The Mayor said that he and Fire Chief McCoy would begin talks with Acadian Ambulance Service and negotiate a new lease contract.

CONSENT AGENDA

Motion was made by Alderman Impey, seconded by Alderman Authement and unanimously carried to approve the Consent Agenda except items 4-d and 4-u.

- a) Accept donation to the Mayor's Youth Council Blue-Grey Christmas Program of a bike and helmet from Lisa Hubbard (Exhibit 4-a)
- b) Ratify Contract between the City of Ocean Springs and The Foundation Group (Exhibit 4-b)
- c) Approve Special Event Permit Application for Filming of a Wedding for TV – Sharp Entertainment; Scheduled for Monday, November 11, 2019, from 11:00 a.m. until

11:00 p.m.; on Beach at Martin Avenue and Front Beach Drive; No cost to the City (Exhibit 4-c)

- e) Approve Minutes: Regular Meeting October 1, 2019 (Exhibit 4-e)
- f) Approve Minutes: Special Call Meeting October 3, 2019 (Exhibit 4-f)
- g) Approve Minutes: Recess Meeting October 15, 2019 (Exhibit 4-g)
- h) Authorize to extend the resolution proclaiming the existence of a local emergency enacted March 11, 2019 for Front Beach Drive due to the incapacitation of street lights along Front Beach Drive; extend for 30 days (Exhibit 4-h)
- i) Accept October 2019 Aged Receivable Report for Utility Billing (Exhibit 4-i)
- j) Ratify Check to University of Mississippi for \$350.00 – Crime Stoppers Conference (Exhibit 4-j)
- k) Ratify Bank Draft to Hancock Whitney Bank for \$4,058.03 – Credit Card Bank Draft (Exhibit 4-k)
 - l) Authorization to transfer working file CIPP 2018 Section 592 Sewer Rehab for final reimbursement from Compton Engineering to Overstreet Engineering as part of day to day operations in Public Works (Exhibit 4-l)
 - m) Authorize out of state travel for Employee #2162; February 11 – 14, 2020 to attend Digital Photography for Law Enforcement – Glynco, GA.; Expenses are budgeted (Exhibit 4-m)
- n) Accept Monthly Police Department Report for October 2019 (Exhibit 4-n)
- o) Approve Minutes: Human Resources Committee Meeting October 15, 2019 (Exhibit 4-o)
- p) Authorize/Accept Human Resources Action Items (Exhibit 4-p):
 - a) Accept resignation of Warrants Officer Chadwick Cashin, effective November 1, 2019; authorize to begin the process of filling the vacant position
 - b) Accept resignation of Firefighter Tony Barnett, effective November 8, 2019; authorize to begin the process of filling the vacant position
 - c) Authorize six month extension of probationary period for Firefighter Jonathan Hyatt or until successful completion of the Mississippi State Fire Academy Basic Firefighter course
 - d) Authorize removal of Electrician William Ziz from probationary status to full time status effective immediately
 - e) Authorize employment of Cameron Keys, Parks Maintenance Worker (Building), \$12.00 hourly rate, effective November 6, 2019, one year probation, pending successful completion of all pre-employment requirements
 - q) Authorize to Execute Grant Agreement – Front Beach Lining Shoreline Phase II – Tidelands Project: FY 20-P412-01 (Exhibit 4-q)
- r) Authorize to Execute Grant Agreement – East Beach Accessibility – Tidelands Project: FY 20-P412-02 (Exhibit 4-r)
- s) Adopt Resolution to establish just compensation and accept offer for purchase of property PID# 60123170.000 in the amount of \$9,500.00 (Exhibit 4-s)
- t) Approve License to Encroach for construction of gravel parking area at 1301 Bowen Ave. contingent on the removal of "private parking" signage; PID# 60137080.000 (Exhibit 4-t)

- v) Accept Tree Protection Committee meeting minutes from October 22, 2019
- (Exhibit 4-v)
- w) Approve Code Enforcement Report through November 1, 2019 (Exhibit 4-w)
- x) Approve Demolition of Structure located at 510 Magnolia Avenue (Exhibit 4-x)
- y) Approve Demolition of Structure located at 310 Live Oak Avenue (Exhibit 4-y)

The Planning & Grants Administrator said there was an incorrect reference in item 4-u; approve request for license to encroach to construct a concrete driveway within City right-of-way at 502 Russell Avenue. The second paragraph word will be changed from fence to driveway. Motion was made by Alderman Authement, seconded by Alderman Blackman and unanimously carried to approve request for license to encroach to construct a concrete driveway within City right-of-way at 502 Russell Avenue with amended version submitted by the Planning & Grants Administrator (Exhibit 4-u).

Alderman Impey pulled item 4-d; approve special event permit application for Gumbo Cook off; scheduled for Saturday, February 15, 2020 from 11:00 a.m. until 6:00 p.m.; at Fallo-Pleasant Municipal Parking Lot; Any clean-up or maintenance services required to be completed by the City after the event will be charged to the applicant (Exhibit 4-d). Motion was made by Alderman Impey, seconded by Alderman Cox and unanimously carried to approve item 4-d contingent on providing insurance.

DEPARTMENT REPORTS

The Executive Assistant to the Mayor and Board presented cost of buying port-a-lets and per festival rentals. Motion was made by Alderman Cox, seconded by Alderman Bellman and unanimously carried to approve purchase of 30 port-a-lets from WastePro for \$2,500 and remove funds from 2% festival line item (Exhibit 5-a).

Motion was made by Alderman Authement, seconded by Alderman Gill and unanimously carried to approve the Mayor and Executive Assistant travel to the International Council of Shopping in Atlanta, GA in November 13-15, 2019 (Exhibit 5-b).

Motion was made by Alderman Blackman, seconded by Alderman Cox and unanimously carried to approve the docket of claims; the Board finds that all expenditures are appropriate and authorized by law (Exhibit 5-c).

Motion was made by Alderman Impey, seconded by Alderman Blackman and unanimously carried to approve the monthly budget report (Exhibit 5-d).

The City Clerk presented an amended version of Mississippi Infrastructure Modernization Act of 2018 (Exhibit 5-e). Motion was made by Alderman Impey, seconded by Alderman Cox and unanimously carried to accept the amended version of the Mississippi Infrastructure Modernization Act of 2018 (Exhibit 5-e).

The City Clerk thanked Fire Lieutenant Chris Hupe and five other firemen for their assistance during the Halloween Festivities.

Shane and Moana Loper presented a site plan and other information regarding their appeal of the Tree Protection Committee ruling of 300 Ward Avenue. Motion was made by Alderman Cox and seconded by Alderman Authement and unanimously carried to grant appeal to reverse the Tree Protection Committee ruling of 300 Ward Avenue (Exhibit 5-f). The motion carried with Aldermen Gill, Authement, Bellman, Cox, Blackman and Impey voting aye and Alderman Papania voting nay.

Motion was made by Alderman Authement, seconded by Alderman Cox and unanimously carried to deny appeal of 1601 Porter Avenue as no one is present (Exhibit 5-g).

PUBLIC COMMENTS

Mark Garriga, Ward Avenue, said he is a neighbor of the homeowner that wasn't present for the TPC appeal. He said he thinks when there is a TPC appeal on the agenda, a member of the committee should be present.

Rodney Lancaster requested Front Beach Drive be closed during a special event, a wedding being filmed for "Love After Lockup" TV show. The Mayor said that on Monday, November 11, 2019 Front Beach Drive will be closed between Hillandale Avenue and Martin Avenue from 2:00 p.m. until 8:00 p.m. or 9:00 p.m. The Police Chief said they need specific times and the police officers will be paid directly. The City Attorney advised that permission is needed from Jackson County since the beach is being used; he added that there needs to be a hold harmless. Motion was made by Alderman Authement, seconded by Alderman Cox and unanimously carried to close Front Beach Drive between Hillandale Avenue and Martin Avenue from 2:00 p.m. until 8:00 p.m. on November 11, 2019 pending the production company agrees to pay \$25 per hour per police officer directly to the officers.

Motion was made by Alderman Authement, seconded by Alderman Cox and unanimously carried to allow use of lighting for special event November 11, 2019 as an in kind donation to advertise the opportunities and resources of the City.

Colin Bourgeois, 141 Hickory Drive, gave the Board pictures of a property that he owns off of Government Street that shows the results of the tree trimming done by Mississippi Power by Asplundh Tree Experts. The photos are added to minutes as Exhibit 6-a and

show damage to his fence and tree mutilation. Mr. Bourgeois was advised that Mississippi Power would need to address this issue but the Mayor said he would follow up tomorrow with Mississippi Power on his behalf.

Dr. Bill Moore thanked Police, Fire and Public Works Departments for their hard work during the Peter Anderson Festival. He added that Mississippi Power has damaged too many trees in Ocean Springs and hopes the City puts a financial tag on the damage they have caused. Alderman Blackman said they have met with Mississippi Power to discuss the poor performance and the need to do better work for the remainder of the project.

The Mayor said thanked Police, Fire and Public Works Departments for their hard work during the Peter Anderson Festival.

ALDERMAN'S FORUM

Alderman Gill thanked Police, Fire and Public Works Departments for a great job during the Halloween event and the Peter Anderson Festival. He asked the Parks & Recreation Director about the amenities for the Dog Park. She replied that they are all being special made so it is taking more time than expected. She added that the bathrooms, electrical, gate and fence are complete. She said they are still working on the rules and the Eagle Scout is still working to complete the ramps.

Alderman Authement said he would like the Board to consider increasing the limit of short term rentals allowed in Ocean Springs. He said there are currently 35, which is all that is allowed, and we have seven more applications. There have been no police reports or calls with any of the current short term rental properties since being allowed in the City.

Alderman Cox thanked Police, Fire and Public Works Departments for making the Halloween Event and the Peter Anderson Festival successful. He said the estimated numbers for Peter Anderson Festival was around 140,000-150,000 people.

Alderman Papania thanked Police, Fire and Public Works Departments for their hard work during the Peter Anderson Festival. He asked the Deputy City Clerk to ensure item 4-r to authorize to execute grant agreement for East Beach accessibility Tidelands Project: FY 20-P412-02 (Exhibit 4-r) is in the minutes. He asked the City Attorney to draft a construction time noise ordinance for the next Board meeting.

Motion was made by Alderman Blackman, seconded by Alderman Cox and unanimously carried to authorize to hire Patrolman Paris Griffin effective November 6, 2019.

Motion was made by Alderman Blackman, seconded by Alderman Cox and unanimously carried to rescind item 4-v from the consent agenda and table.

Alderman Blackman asked the Planning & Grants Administrator about the sidewalk project and burn in phase for the crosswalk on Government Street near Beverly Place. She responded that it is moving forward and will be closed out soon but the striping has faded and needs to be touched up. He asked the Public Works Assistant Director to add a crosswalk to Bayou Sauvolle entrance. He thanked all City employees and the Chamber for a great job during the Halloween event and the Peter Anderson Festival.

Alderman Impey gave condolences to the Kaufman family for the passing of previous Public Works Director Andre Kaufman. He thanked Police, Fire and Public Works Departments for the great success of the Peter Anderson Festival.

EXECUTIVE SESSION

No Executive Session Items.

Motion was made by Alderman Blackman, seconded by Alderman Authement and unanimously carried to recess the meeting until 6:00 p.m. on November 15, 2019.

Meeting ended at 7:25 p.m.

Battina Maston
City Clerk
12/3/19
Date

Shea Doss
Mayor
12/3/19
Date

REGULAR MEETING AGENDA
MAYOR AND BOARD OF ALDERMEN • CITY OF OCEAN SPRINGS
November 5, 2019 – 6:00 p.m. at City Hall

1. CALL TO ORDER

2. INVOCATION AND PLEDGE OF ALLEGIANCE

3. OLD BUSINESS

- a) Update on previous property discussions – 418 Martin Avenue (Exhibit 3-a)
- b) Discussion of lease terms of property at 1491 Deana Road (Exhibit 3-b)

4. CONSENT AGENDA*

** Consent Agenda – All matters listed under Item 4, 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) Accept donation to the Mayor's Youth Council Blue-Grey Christmas Program of a bike and helmet from Lisa Hubbard (Exhibit 4-a)
- b) Ratify Contract between the City of Ocean Springs and The Foundation Group (Exhibit 4-b)
- c) Approve Special Event Permit Application for Filming of a Wedding for TV – Sharp Entertainment; Scheduled for Monday, November 11, 2019 from 11:00 a.m. until 11:00 p.m.; at Beach at Martin Avenue and Front Beach Drive; No cost to the City (Exhibit 4-c)
- d) Approve Special Event Permit Application for Gumbo Cook off; Scheduled for Saturday, February 15, 2020 from 11:00 a.m. until 6:00 p.m.; at Fallo-Pleasant Municipal Parking Lot; Any clean-up or maintenance services required to be completed by the City after the event will be charged to the applicant (Exhibit 4-d)

City Clerk:

- e) Approve Minutes: Regular Meeting October 1, 2019 (Exhibit 4-e)
- f) Approve Minutes: Special Call Meeting October 3, 2019 (Exhibit 4-f)
- g) Approve Minutes: Recess Meeting October 15, 2019 (Exhibit 4-g)
- h) Authorize to extend the resolution proclaiming the existence of a local emergency enacted March 11, 2019 for Front Beach Drive due to the incapacitation of street lights along Front Beach Drive; extend for 30 days (Exhibit 4-h)
- i) Accept October 2019 Aged Receivable Report for Utility Billing (Exhibit 4-i)
- j) Ratify Check to University of Mississippi for \$350.00 – Crime Stoppers Conference (Exhibit 4-j)
- k) Ratify Bank Draft to Hancock Whitney Bank for \$4,058.03 – Credit Card Bank Draft (Exhibit 4-k)

- l) Authorization to transfer working file CIPP 2018 Section 592 Sewer Rehab for final reimbursement from Compton Engineering to Overstreet Engineering as part of day to day operations in Public Works (Exhibit 4-l)

Police Department:

- m) Authorize out of state travel for Employee #2162; February 11 – 14, 2020 to attend Digital Photography for Law Enforcement – Glynco, GA.; Expenses are budgeted (Exhibit 4-m)
- n) Accept Monthly Police Department Report for October 2019 (Exhibit 4-n)

Human Resources/Risk Management:

- o) Approve Minutes: Human Resources Committee Meeting October 15, 2019 (Exhibit 4-o)
- p) Authorize/Accept Human Resources Action Items (Exhibit 4-p):

Police Department:

- a) Accept resignation of Warrants Officer Chadwick Cashin, effective November 1, 2019; authorize to begin the process of filling the vacant position

Fire Department:

- b) Accept resignation of Firefighter Tony Barnett, effective November 8, 2019; authorize to begin the process of filling the vacant position
- c) Authorize six month extension of probationary period for Firefighter Jonathan Hyatt or until successful completion of the Mississippi State Fire Academy Basic Firefighter course

Public Works:

- d) Authorize removal of Electrician William Ziz from probationary status to full time status effective immediately

Parks & Recreation:

- e) Authorize employment of Cameron Keys, Parks Maintenance Worker (Building), \$12.00 hourly rate, effective November 6, 2019, one year probation, pending successful completion of all pre-employment requirements

Community Development & Planning:

- q) Authorize to Execute Grant Agreement – Front Beach Lining Shoreline Phase II – Tidelands Project: FY 20-P412-01 (Exhibit 4-q)
- r) Authorize to Execute Grant Agreement – East Beach Accessibility – Tidelands Project: FY 20-P412-02 (Exhibit 4-r)
- s) Adopt Resolution to establish just compensation and accept offer for purchase of property PID# 60123170.000 in the amount of \$9,500.00 (Exhibit 4-s)
- t) Approve License to Encroach for construction of gravel parking area at 1301 Bowen Ave. contingent on the removal of “private parking” signage; PID# 60137080.000 (Exhibit 4-t)
- u) Approve Request for License to Encroach to construct a concrete driveway within City right-of-way – 502 Russell Avenue

Building Department:

- v) Accept Tree Protection Committee meeting minutes from October 22, 2019 (Exhibit 4-v)
- w) Approve Code Enforcement Report through November 1, 2019 (Exhibit 4-w)
- x) Approve Demolition of Structure located at 510 Magnolia Avenue (Exhibit 4-x)
- y) Approve Demolition of Structure located at 310 Live Oak Avenue (Exhibit 4-y)

5. DEPARTMENT REPORTS

Mayor:

- a) Approve purchase of 30 port-a-lets from WastePro for \$2,500. (Exhibit 5-a)
- b) Discussion of Travel to International Council of Shopping in Atlanta, GA in November 13-15, 2019 (Exhibit 5-b)

City Clerk:

- c) Approve payment: Docket of Claims, all expenditures are appropriate and authorized by law, and spread summary on the Minutes (Exhibit 5-c)
- d) Accept Monthly Budget Report (Exhibit 5-d)
- e) Accept Mississippi Infrastructure Modernization Act of 2018 (Exhibit 5-e)

Police Department:

Fire Department:

Human Resources/Risk Manager:

City Engineer:

Public Works:

Community Development & Planning:

Building Department:

- f) TPC Appeal – 300 Ward Avenue – Mona Loper (Exhibit 5-f)
- g) TPC Appeal – 1601 Porter Avenue – Darren Finnegan (Exhibit 5-g)

Parks & Recreation:

City Attorney:

6. PUBLIC COMMENT: *The public is invited to address the Board for up to 3 minutes each for a maximum period of 30 minutes. The Board will take all comments under advisement to take potential action at a later date if warranted. Priority will be given to Ocean Springs residents and Business Owners.*

- Please identify yourself before speaking into the microphone.

7. ALDERMEN'S FORUM

8. EXECUTIVE SESSION

RECESS UNTIL 6:00 P.M. on November 19, 2019