

## **REGULAR MEETING OF JUNE 5, 2012**

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 5, 2012. The Mayor presiding, Aldermen Cox, Gill, McDonnell, Cody, Denyer, Dalgo and Hagan 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.

Motion was made by Alderman Cody, seconded by Alderman Gill and unanimously carried to add the Addendum to the Agenda and move items (A2-c) and (A-2d) to the beginning of the Agenda.

Motion was made by Alderman Denyer, seconded by Alderman Cody and unanimously carried to authorize up to \$200.00 each from all Aldermen's Capital and Mayor's Capital Improvement Accounts to advertise City resources at the Mississippi Gulf Coast Billfish Classic.

Motion was made by Alderman McDonnell, seconded by Alderman Cody and unanimously carried to authorize the use and delivery of bleachers for the Mississippi Gulf Coast Billfish Classic on June 8 and 9.

Motion was made by Alderman McDonnell, seconded by Alderman Cody and unanimously carried to authorize security for the pub crawl on June 8<sup>th</sup> from 7:00 p.m. – 8:00 p.m. from Manhattan Gill to SOS Daiquiri Bar.

### **NEW BUSINESS - Addendum**

Alderman McDonnell asked that the four (4) solar panel lights be transferred to Jackson County Recreation Department to be installed at the new fishing pier due to safety concerns. He stated there are crews to install the lights. The Mayor asked Supervisor McKay if they would provide a letter to the Board stating the value of the lights so it could be used as a match for the Kayak grant. Supervisor McKay stated he would provide a letter after the Board of Supervisors meeting on Monday.

Motion was made by Alderman McDonnell, seconded by Alderman Cody and unanimously carried to authorize the transfer four (4) solar lights to Jackson County Recreation Department pending a letter from the Jackson County Board

of Supervisors indicating the value of the solar lights received from the City of Ocean Springs. (Exhibit A-2d).

### **NEW BUSINESS - Addendum**

Supervisor John McKay stated his concern about the size of the sign the City is requesting to install at Highway 57 Sports Complex. He wanted to make sure everyone was on board and asked for assurance from the Board that they would stand behind the sign because it is quite a bit larger than what the City allows and wants everyone to understand the ramifications. The City has asked for a variance from the County due to the size of the sign. Motion was made by Alderman McDonnell, seconded by Alderman Gill and unanimously carried to support the sign to be installed at Highway 57 Sports Complex.

Alderman Gill asked for input about cleaning the bonfire pits on Front Beach. It was suggested that one of the firemen will possibly do this job for a fee. The City Clerk advised the City could not supplement an employee's salary. The Youth Corp could clean the fire pits while they are working during the summer months. The Mayor will research this matter and obtain quotes to clean the bonfire pits.

Ms. Anita Arguelles and Ms. Diane Claughton asked for financial support from the Board for an event on June 20<sup>th</sup> featuring local food producers. Motion was made by Alderman Denyer, seconded by Alderman McDonnell and unanimously carried to authorize up to \$75.00 each from all Aldermen's and Mayor's Capital Improvement Accounts to the Mary C. O'Keefe Cultural Center for the Fresh Market to host a dinner on June 20<sup>th</sup> event.

### **NEW BUSINESS – Addendum**

Alderman Gill stated the Tax Abatement Ordinance will expire on June 6, 2012. He asked to extend this Ordinance for two (2) more years and extend the boundaries of the Central Business District. The Interim City Planner, Mayor and City Attorney will meet on this matter.

Motion was made by Alderman Cody, seconded by Alderman Denyer and unanimously carried to authorize \$125.00 each from Wards 1, 2, 3, 4, 6, At-Large and Mayor's Capital Improvement Accounts to advertise City resources at the Boys and Girls Club Steak and Steak Dinner.

Motion was made by Alderman Denyer and seconded by Alderman Cox to adopt the Resolution to Temporarily Allow Consumption of Beverages and Sale of Beer on Public Property for the Front Beach Live Music Festival at Fort

Maurepas Park on Saturday, June 9th, pending the receipt of all fees; all previously requested documentation and a plan by Fire and Police Departments. The Mayor announced there is a meeting scheduled for Wednesday, June 6<sup>th</sup> at 9:30 a.m. to discuss the logistics of the festival. The Mayor said the new event organizer is Mezo's Juke Joint; not Treme Entertainment, LLC. No one from Treme Entertainment, LLC or Mezo's Juke Joint was present to answer any questions. After further discussion, Alderman Denyer withdrew his motion and Alderman Cox withdrew his second to the motion.

Motion was made by Alderman Dalgo, seconded by Alderman Denyer and unanimously carried to rescind all agreements with Treme Entertainment, LLC for the Front Beach Live Music Festival on Saturday, June 9th and refund any monies paid.

Alderman Denyer stated more than one (1) year ago the City implemented all businesses to install grease traps. To date, there are four (4) businesses that are non-compliant and Alderman Denyer said if these businesses were not compliant within a certain amount of time, he suggested the water should be turned off. He said the four (4) businesses were Jocelyn's Restaurant, Mosiacs, Tatonut, Taranto's. The Building Official stated he has been in contact with the four business owners and they are all working towards resolving this issue. The Building Official will update the Board in two (2) weeks on the grease trap matter.

Motion was made by Alderman Gill, seconded by Alderman Cody and unanimously carried to authorize up to \$1,500.00 for the Mississippi Municipal League reception to be held at the Community Center on June 26<sup>th</sup> from 5:00 p.m. to 6:30 p.m.

## **PUBLIC COMMENTS**

None.

## **CONSENT AGENDA AND ADDENDUM**

Motion was made by Alderman Gill, seconded by Alderman Cody and unanimously carried to approve the Consent Agenda and Addendum with exception of items (c) and (f) which were pulled by Alderman Denyer and item (d) which was pulled by Alderman Cox.

Motion was made by Alderman Denyer, seconded by Alderman Dalgo and unanimously carried to remove item (6-c) from the agenda.

Motion was made by Alderman Denyer, seconded by Alderman Cody and unanimously carried to remove item (6-f) from the agenda.

Alderman Cox pulled item (6-d) to ask if the sidewalk could be ramped to the asphalt without spending \$3,000.00. The Grants Administrator explained the remedy that needed to be made due to coordination issues. The project contains elements handled by the Contractor, as well as those overseen by Public Works. Motion was made by Alderman Cox, seconded by Alderman Denyer and unanimously carried to award the 30-day extension to the Contract and authorize to proceed with a cheaper solution if it could be identified by Public Works.

## **DEPARTMENT REPORTS**

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

The Human Resource Director advised the City's property insurance recently renewed with a director company at a cost savings to the City. The new policy does not include flood insurance. She presented an estimate for the cost to insure the new buildings and two of the City's historical buildings and asked for input from the Board (Exhibit 7-a).

### **City Attorney:**

Motion was made by Alderman McDonnell and seconded by Alderman Cody to adopt **Ordinance No. 2012-06 AN ORDINANCE REDISTRICTING THE SIX WARDS OF THE CITY OF OCEAN SPRINGS, MISSISSIPPI AND PROVIDING THAT THE ELECTION PRECINCTS SHALL BE SYNONYMOUS** (Exhibit 7-b). The motion carried with a roll call vote as follows:

Alderman Cox	<u>Voting Aye</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 Hagan	<u>Voting Aye</u>

## **ALDERMEN'S FORUM**

Alderman Gill asked the Mayor to contact the YMCA and ask them to consider allowing ten (10) more memberships for City employees.

Alderman McDonnell asked for input from the Board to allow property owners Homes destroyed by Katrina and building back on the same footprint; offered \$1.00 building permit The Building Official will present guidelines concerning this matter.

Motion was made by Alderman Denyer, seconded by Alderman Hagan and unanimously carried to authorize up to \$200.00 from Ward 4 Capital Improvement Account to advertise City resources with the Muscular Dystrophy Foundation.

Motion was made by Alderman Denyer, seconded by Alderman Cody and unanimously carried to authorize up to \$500.00 from Ward 4 and \$250.00 from Mayor's Capital Improvement Accounts to advertise City resources at the Mississippi Special Olympics.

Motion was made by Alderman Dalgo, seconded by Alderman Cody and unanimously carried to adjust the water bill at 27 Davis Bayou Road and determine it was unreasonably increased due to unforeseen circumstances and the property owner received no benefit of the water.

## **EXECUTIVE SESSION**

Motion was made by Alderman Dalgo, seconded by Alderman Cody 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 Gill, seconded by Alderman Cody and unanimously carried to remain in executive session to discuss personnel in the Fire Department.

The City Attorney exited executive session and asked the City Clerk to call Adam Terrell. The City Clerk called twice. Adam Terrell was not present.

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

Motion was made by Alderman Cody, seconded by Alderman Gill and unanimously carried to accept the Fire Chief's recommendation to suspend Adam Terrell for one shift.

Motion was made by Alderman Cox, seconded by Alderman Cody and unanimously carried to recess until 6:00 p.m. on June 19, 2012.

Meeting ended at 8:03 p.m.

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

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

**AGENDA**  
**MAYOR AND BOARD OF ALDERMEN**  
**CITY OF OCEAN SPRINGS**  
**REGULAR MEETING**  
**June 5, 2012 - 6:00 p.m.**

**1. CALL TO ORDER**

**2. ROLL CALL**

**3. NEW BUSINESS**

- a) Front Beach bonfire pits – Alderman Gill
- b) Request for seed money in the amount of \$500.00 to enable the Ocean Springs Fresh Market and the Mary C. O’Keefe Cultural Center to host an event on June 20<sup>th</sup> featuring local food producers – Ms. Diane Claughton and Ms. Anita Arguelles (Exhibit 3-b)

**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:**

- a) Authorize waiver of rental fees for the Ocean Springs Education Foundation (OSEF) for use of the Ocean Springs Civic Center for their annual fundraiser on Friday, September 7<sup>th</sup> (Exhibit 6-a)
- b) Authorize Mayor to execute the Agreement with Eco-Systems, Inc. for the Mississippi/Alabama Sea Grant Consortium Grant Project in the amount of \$16,500 and a match previously approved to study the impact of sea level rise (Exhibit 6-b)
- c) Authorize the Mayor to execute Amendment No. 1 with Thompson Engineering, Inc. for the Land Acquisition and Clearing for the Protection of Storm Water Outfalls, Front Beach Drainage Project, for final design and construction services, pending legal approval (Exhibit 6-c)
- d) Authorize the Mayor to execute Change Order No. 3 with Orocon Construction, LLC for the Shearwater Park Project in the amount of \$2,845.00, which is within the awarded grant budget and a 30-day extension of the contract (Exhibit 6-d)
- e) Accept letter of intent from Ms. Margaret Reynolds to not seek an additional term on the Ocean Springs Museum Commission (Exhibit 6-e)

**City Clerk:**

- f) Approve Minutes: Recess Meeting May 15, 2012 (Exhibit 6-f)
- g) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 6-g)
- h) Accept Action Report (Exhibit 6-h)
- i) Authorize to advertise for Boards and Commissions appointees expiring on June 30, 2012 (Exhibit 6-i)

**Police Dept.:**

- j) Authorize 2002 Ford Crown Victoria – Unit #250 to be declared surplus; of no value to the city and send to auction (Exhibit 6-j)
- k) Approve the Special Event Permit/Informational Purposes for Mosaic Church Baptism and Community Celebration at Fort Maurepas Park and Front Beach on Sunday, September 30, 2012, from 4:00 p.m. – 8:00 p.m. (Exhibit 6-k)

**Fire Dept.:**

**Human Resources/Risk Management:**

**City Engineer:**

**Public Works:**

**Community Development & Planning:**

**Building Department:**

- l) Approve Building Permit for removal of old pier debris and construction of a pier at 102 Watersedge Drive (Exhibit 6-l)
- m) Accept Tree Committee Report (Exhibit 6-m)
- n) Accept Code Enforcement Report (Exhibit 6-n)

**Parks & Leisure Services:**

- o) Approve the Facility Use Agreement for the Dream Program for Clay Boyd Fields for softball games beginning June 12<sup>th</sup> - August 21<sup>st</sup> and September 13<sup>th</sup> - November 15<sup>th</sup> (Exhibit 6-o)
- p) Approve the Facility Use Agreement for the Brooks McKay Instructional 42 Baseball Academy for Clay Boyd Park Field beginning May 28<sup>th</sup> - August 1<sup>st</sup> (Exhibit 6-p)

**City Attorney:**

**Facilities:**

## **7. DEPARTMENT REPORTS**

**Mayor:**

**City Clerk:**

**Police Dept.:**

**Fire Dept.:**

**Human Resources/Risk Management:**

- a) Flood Insurance (Exhibit 7-a)

**City Engineer:**

**Public Works:**

**Community Development & Planning:**

**Building Department:**

**Parks & Leisure Services:**

**City Attorney:**

- b) Adopt an Ordinance Redistricting the Six Wards of the City of Ocean Springs, Mississippi, and Providing that the Election Precincts Shall Be Synonymous (Exhibit 7-b)

**Facilities:**

## **8. ALDERMEN'S FORUM**

## **9. EXECUTIVE SESSION**

**RECESS UNTIL 6:00 P.M. on June 19, 2012**



**ADDENDUM TO AGENDA  
MAYOR AND BOARD OF ALDERMEN  
CITY OF OCEAN SPRINGS  
REGULAR MEETING  
June 5, 2012 - 6:00 p.m.**

**1. NEW BUSINESS**

- a) City's request for a sign at Highway 57 Sports Complex – Supervisor John McKay
- b) Tax Abatement District – Alderman Gill
- c) Request sponsorship at the Jackson County Boys and Girls Club Steak and Steak fundraiser in the amount of \$1,000 from respective capital accounts to match contribution to the non-profit organization from other entities on Thursday, June 28<sup>th</sup> (Exhibit A-1c)
- d) Resolution to Temporarily Allow Consumption of Beverages and Sale of Beer on Public Property for the Front Beach Live Music Festival at Fort Maurepas Park on Saturday, June 9<sup>th</sup> (Exhibit A-1d)

**2. CONSENT AGENDA**

**Mayor:**

- a) Authorize to advertise Washington Avenue Pedestrian Path Project – MDOT Transportation Enhancement funding (Exhibit A-2a)
- b) Authorize to advertise Dewey Avenue Interior Renovations funded with the 2% tax levy and local funds (Exhibit A-2b)

**Police Department:**

- c) Approve Special Event Permit for Mississippi Gulf Coast Billfish Classic Pub Crawl on Thursday, June 7<sup>th</sup> at 6:00 p.m. – 7:00 p.m. (Exhibit A-2c)

**Parks & Leisure Services Department:**

- d) Authorize to transfer four (4) solar panel lights to the Jackson County Recreation Department for use at the new Ocean Springs fishing pier (Exhibit A-2d)

**3. EXECUTIVE SESSION**