

REGULAR MEETING OF JULY 3, 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 July 3, 2012. The Mayor presiding, Aldermen Cox, Gill, Cody, Dalgo and Hagan were present. Also present was City Clerk Shelly Ferguson and City Attorney John Edwards. Aldermen McDonnell and Denyer were absent.

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 Hagan and unanimously carried to add the Addendum to the Agenda.

PUBLIC COMMENTS

None.

CONSENT AGENDA AND ADDENDUM

Motion was made by Alderman Gill, seconded by Alderman Hagan and unanimously carried to approve the Consent Agenda and Addendum with exception of item (b) and (i) which was pulled by Alderman Cody and item (h) which was pulled by Alderman Cox.

Alderman Cody pulled item (b) at the request of Alderman McDonnell. He stated Aldermen McDonnell could not be present at the meeting and asked to pull this item and place it on the next agenda to allow discussion. Motion was made by Alderman Hagan, seconded by Alderman Gill and unanimously carried to pull item (6-b) until the next board meeting (Exhibit 6-b).

Alderman Cox pulled item (h). Motion was made by Alderman Cox, seconded by Alderman Cody and unanimously carried to accept the proposal from Machado/Patano, PLLC for surveying services at Evergreen Cemetery and authorize the Building Official to negotiate the price (Exhibit 6-h).

Alderman Cody pulled item (i) at the request of the Police Chief. Motion was made by Alderman Cody, seconded by Alderman Cox and unanimously carried to pull item (6-i) until the next board meeting (Exhibit 6-i).

ADDENDUM

Motion was made by Alderman Cody, seconded by Alderman Hagan and unanimously carried to authorize the Mayor to authorize the Mayor to execute the revised Facilities Encroachment Agreement with CSX related to the Government Street Signalization and Overlay Project (Exhibit A-2a).

Motion was made by Alderman Hagan, seconded by Alderman Cody and unanimously carried to accept the quote from Joe Gill Consulting, LLC to obtain a permit for a kayak launch from the Department of Maine Resources (DMR) modifications to the Jackson County Board of Supervisors (JCBS) tidelands lease from the Mississippi Secretary of State Office located on the north side of the new Jackson County (JCBS) fishing pier by the bridge for an amount not to exceed \$1,500.00 (Exhibit A-2b). Alderman Gill abstained from the vote.

Motion was made by Alderman Hagan, seconded by Alderman Cody and unanimously carried to accept the quote from Joe Gill Consulting, LLC for completing Environmental forms pertaining to a 70'-wide "replacement" site on Old Fort Bayou ("Bay Village Property") in order to comply with the stipulations of the Mississippi Department of Wildlife, Fisheries and Parks for an amount not to exceed \$1,000.00 (Exhibit A-2c). Alderman Gill abstained from the vote.

Motion was made by Alderman Hagan, seconded by Alderman Dalgo and unanimously carried to authorize the promotion of Patrolman Brian Kestner to Sergeant, effective July 13, 2012, \$19.11 hourly, six-month probationary period and authorize to begin the process to fill the vacant position in Patrol (Exhibit A-2d).

DEPARTMENT REPORTS

Human Resources/Risk Manager:

Motion was made by Alderman Gill, seconded by Alderman Cody and unanimously carried to accept the recommendation of the Human Resource Director to implement the Drug-Free Workplace Workers Compensation Program Act and make the necessary changes to the Substance Abuse in the Workplace Policy (Exhibit 7-a).

Motion was made by Alderman Cody, seconded by Alderman Cox and unanimously carried to table item (7-b) Insurance Estimate for Armory, until the July 17th board meeting (Exhibit 7-b).

ALDERMEN'S FORUM

Alderman Gill asked to have the Tax Abatement discussion on the July 17th agenda.

Alderman Gill asked the Building Official to determine a method of how to repair the asphalt that is buckling caused by the oak tree roots growing underneath it.

Alderman Cox requested having an AED defibrillator placed at the Highway 57 Sports Complex. The Fire Chief advised he will ask Acadian Ambulance for one. It was also suggested to ask Red Cross.

EXECUTIVE SESSION

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

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

Motion was made by Alderman Gill, seconded by Alderman Hagan and unanimously carried to accept the resignation of Adam Terrell and authorize to begin the process to fill the vacant position.

Motion was made by Alderman Hagan, seconded by Alderman Gill and unanimously carried to recess until 6:00 p.m. on July 17, 2012.

Meeting ended at 6:38 p.m.

City Clerk

Mayor

Date

Date

AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
July 3, 2012 - 6:00 p.m.

1. CALL TO ORDER

2. ROLL CALL

3. OLD BUSINESS

4. NEW 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 St. Paul United Methodist Church for the use of Fort Maurepas Park on Sunday, July 22, 2012 from 6 p.m. – 8 p.m. for a concert/worship service (Exhibit 6-a)
- b) Authorize the Mayor to execute the proposal with Hall Planning and Engineering to provide traffic analysis and preliminary planning, funded with Tidelands Grant FY2011-P108 for improvements to Ocean Springs harbor (Exhibit 6-b)
- c) Accept resignation of H.B. "Barry" Zuber, Jr. as commissioner on the Zoning and Adjustment Board (Exhibit 6-c)

City Clerk:

- d) Approve Minutes: Recess Meeting June 19, 2012 (Exhibit 6-d)
- e) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 6-e)
- f) Accept Action Report (Exhibit 6-f)
- g) Accept Budget Amendments (Exhibit 6-g)
- h) Accept proposal from Machado/Patano, PLLC for surveying services at Evergreen Cemetery (Exhibit 6-h)

Police Dept.:

- i) Authorize the Mayor to execute the Contract Amendment for PTS Solutions, Inc. in the amount of \$100,000.00 for additional software, funded by the Seized Forfeitures account (Exhibit 6-i)
- j) Authorize purchase of four (4) Dodge Chargers from Joe Usry Chrysler Dodge Jeep Ram, in the amount of \$101,700.00, State Contract Number 070-12-21171-0, funded by Seized Forfeitures account (Exhibit 6-j)
- k) Accept resignation of Sgt. Kevin Walb, effective July 12, 2012, and authorize the process to fill the vacant position and promote a Patrolman to Sergeant (Exhibit 6-k)

Fire Dept.:

- l) Authorize removal of Firefighter Jason McEldowney, from probationary status and placement on full time status, effective immediately (Exhibit 6-l)

Human Resources/Risk:

- m) Approve appointment of the selection committee for the Request for Proposals for group health insurance (Exhibit 6-m)

City Engineer:

Public Works:

- n) Authorize transfer of funds from Water and Sewer Machinery and Equipment to Water and Sewer Vehicle Account for the purchase of a vehicle (Exhibit 6-n)

- o) Award bid to Delta Construction, Inc. for the City Street and Highway Maintenance Program (Exhibit 6-o)
- p) Authorize negotiation with Ms. Mary Arlene Toche to provide her with water and sewer taps at 8852 Ocean Springs Road (Exhibit 6-p)
- q) Approve Contractor's Pay Application No. 1 for W21A in the amount of \$65,053.00 and S24A in the amount of \$46,397.16 to W.R. Mitchell Contractor, Inc. for Water and Wastewater Transmission System Improvements Project (Exhibit 6-q)
- r) Approve Contractor's Pay Application No. 4 (Final) in the amount of \$168,479.30 and Change Order No. 4 for a decrease of \$24,050.00 to S.H. Anthony, Inc. for the Washington Avenue Pump Station No. 1 Project (Exhibit 6-r)

Community Development & Planning:

Building Department:

- s) Accept Tree Committee Report (Exhibit 6-s)
- t) Accept Code Enforcement Report (Exhibit 6-t)

Parks & Leisure Services:

- u) Authorize removal of Michelle Groves, Administrative Assistant, from probationary status and placement on full time status, effective July 3, 2012 (Exhibit 6-u)

City Attorney:

Facilities:

7. DEPARTMENT REPORTS

Mayor:

City Clerk:

Police:

Fire:

Human Resources/Risk Manager:

- a) Drug-Free Workplace Workers Compensation Premium Reduction Program (Exhibit 7-a)
- b) Insurance Estimate for Armory (Exhibit 7-b)

City Engineer:

Public Works:

Community Development & Planning:

Building Department:

Parks & Leisure Services:

City Attorney:

Facilities:

8. ALDERMEN'S FORUM

9. EXECUTIVE SESSION

- a) Personnel in Fire Department

RECESS UNTIL 6:00 P.M. on July 17, 2012

**ADDENDUM TO AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
July 3, 2012 - 6:00 p.m.**

1. NEW BUSINESS

Appointments to Boards and Commissions

2. CONSENT AGENDA

Mayor:

- a) Authorize the Mayor to execute the revised Facilities Encroachment Agreement with CSX related to the Government Street Signalization and Overly Project (Exhibit A-2a)
- b) Accept quote from Joe Gill Consulting, LLC to obtain a permit for a kayak launch from the Department of Marine Resources (DMR) modification to the Jackson County Board of Supervisors (JCBS) tidelands lease from the Mississippi Secretary of State Office located on the north side of the new Jackson County (JCBS) fishing pier by the bridge for an amount not exceed \$1,000.00 (Exhibit A-2b)
- c) Accept quote from Joe Gill Consulting, LLC for completing Environmental forms pertaining to a 70'-wide "replacement" site on Old Fort Bayou ("Bay Village Property") in order to comply with stipulations of the Mississippi Department of Wildlife, Fisheries and Parks for an amount not to exceed \$1,000.00 (Exhibit A-2c)

Police Department:

- d) Authorize promotion of Patrolman Brian Kestner to Sergeant, effective July 13, 2012, \$19.11 hourly, six-month probationary period and authorize to begin the process to fill the vacant position in Patrol (Exhibit A-2d)