

REGULAR MEETING OF FEBRUARY 5, 2013

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 February 5, 2013. 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.

OLD BUSINESS

The Mayor asked for clarification from the Board of the amount of the allocation budgeted from the 2% tax levy to the Ocean Springs Chamber of Commerce for promotion of the restaurants and lounges. The City Clerk confirmed the amount budgeted was \$30,000.00. Mr. Jim Sukiennik speaking on behalf of the Chamber, stated they are in the process of determining the best ways to utilize the 2% funding to help with the promotion of the restaurants and lounges since they are collecting the taxes. Mr. Arturo Barajas, speaking on behalf of the Ocean Springs Hospitality Association, stated he has not been able to meet with the Chamber to present a proposal to implement a mobile phone application. Mr. Sukiennik invited Mr. Barajas to the next chamber meeting to make his presentation.

Motion was made by Alderman McDonnell, seconded by Alderman Gill and unanimously carried to pay the allocated sum of \$30,000.00 to the Ocean Springs Chamber of Commerce for the promotion of the restaurants and lounges in the City of Ocean Springs and direct the Chamber to provide the City with a breakdown of how the funds were spent.

The Mayor introduced Ms. Frances "Sue" White as the newest member of the Ocean Springs School Board.

PUBLIC COMMENT

None.

CONSENT AGENDA

Motion was made by Alderman Hagan, seconded by Alderman Denyer and unanimously carried to approve the Consent Agenda with exception of item (e) which was pulled by Alderman Hagan; item (h) which was pulled by Alderman McDonnell and item (s) which was pulled by the City Attorney.

Alderman Hagan pulled item (h) to remove the payment to Thomas Miller from the Docket of Claims in order for the City Clerk to obtain more information. Alderman Denyer asked for clarification for the Cable One invoices for the Halstead Tennis Courts and the City Museum. The Parks Director stated it was internet usage and the City Clerk advised she will verify the invoice for the City Museum. Alderman Denyer also asked for clarification as to why there is such a big difference in the invoices for the power bills at the police station and fire station. The City Clerk advised the power company is researching this matter and she will report to the Board on their findings. Motion was made by Alderman Denyer, seconded by Alderman Hagan and unanimously carried to approve the Docket of Claims with the exception of the payment to Thomas Miller (Exhibit 6-e).

Alderman McDonnell pulled item (h) and asked for a time table on the delivery of the carts and bins to the citizens for garbage pick-up. A representative from Waste Pro stated he will be meeting with the City Clerk to finalize this process but expects to have it complete within the next sixty (60) days. Motion was made by Alderman McDonnell, seconded by Alderman Hagan to approve and authorize the Mayor to execute the Contract for Solid Waste Services between Waste Pro of Mississippi, Inc. and the City of Ocean Springs, Mississippi at the base proposal of \$10.74 and authorize to set the garbage rate charged to the customer at \$12.00, pending City Attorney approval (Exhibit 6-h).

The City Attorney pulled item (s) to advise the Board to remove "paragraph 9 - indemnity language" in the Facilities Use Agreement with The Salvation Army before approval of this Contract. Motion was made by Alderman Dalgo, seconded by Alderman Hagan and unanimously carried to authorize the Mayor to execute the Facilities Use Agreement between The Salvation Army and the City of Ocean Springs to allow the Summer Camp participants to attend field trips at the Kroc Center in Biloxi, Mississippi, pending the omission of paragraph 9 from the Agreement (Exhibit 6-s).

DEPARTMENT REPORTS

Building Department:

The Building Official reported the residence at 1823 Bienville Boulevard will be demolished within the next two (2) weeks and Ms. Miller received a variance to rebuild a residential structure on this property. He further reported the interior at the

residence at 1213 Lancelot Lane was cleaned out and the exterior work is 80% complete. He also reported the residence at 420 Jackson Avenue will be secure within the next two (2) weeks and volunteers will begin clearing the vegetation from the side and back of the property (Exhibit 7-c).

Alderman Denyer gave an update on the two-bedroom Katrina cottage located at the harbor. He stated the original cottage is too large to be placed at the harbor. A one-bedroom cottage has been located that could be used at the harbor site. He proposes placing the 2 bedroom cottage at the Ocean Springs Sports Complex to be utilized as a storage facility.

Motion was made by Alderman Denyer, seconded by Alderman Dalgo and unanimously carried to authorize the Mayor and City Attorney to determine how to facilitate the process of donating a one-bedroom Katrina cottage to a non-profit community service organization.

Police Department:

The Police Chief informed the Board of a Community Walk to raise the awareness of obesity in Mississippi on Saturday, February 16, 2013 from 9:30 a.m. – 12:30 p.m. at the Biloxi-Ocean Springs Bridge.

Motion was made by Alderman Cody, seconded by Alderman McDonnell and unanimously carried to approve street closures for the Ocean Springs Carnival night parade on Friday, February 8th which will follow the same parade route as the Elks Mardi Gras parade with Front Beach closing at 4:00 p.m. and the parade route at 6:00 p.m.

Peer Review Committee:

Alderman Denyer reported the Peer Review Committee discussed the possibility of moving the sidewalk to the south side from Davis Bayou to the middle school. Mr. Burandt will provide a cost estimate for this change. Once they receive this information, the committee will make a recommendation to the Board.

ALDERMEN'S FORUM

Motion was made by Alderman McDonnell, seconded by Alderman Cody and unanimously carried to authorize the City Attorney to draft an ordinance to install a stop sign at Magnolia in Forrest Hills, the Police Chief concurs.

Motion was made by Alderman McDonnell, seconded by Alderman Cody and unanimously carried to authorize the City Attorney to draft an ordinance to install a stop sign at Pine Drive and Stuart Drive, the Police Chief concurs.

Alderman McDonnell asked the Police Chief for an update on drug enforcement in the City. The Police Chief stated he will have information on Monday and will present it to the Board at the next meeting.

Alderman Gill stated he has been contacted by business owners concerning the future widening of Highway 90 by MDOT. The Mayor said MDOT is conducting there an environmental assessment of the area at this time and the project would not be complete for several years. She suggested forming a committee to work with MDOT in the planning of this widening project. She further suggested asking MDOT to attend a meeting with the residents and business owners to give provide the public of the future plans for this project.

EXECUTIVE SESSION

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

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

Motion was made by Alderman Hagan, seconded by Alderman Dalgo and unanimously carried to accept the recommendation of the Fire Chief to authorize the return of Employee No. 641 to duty with a 12-month probationary period.

Motion was made by Alderman Hagan, seconded by Alderman Cody and unanimously carried to recess until 6:00 p.m. on February 19, 2013.

Meeting ended at 7:27 p.m.

City Clerk

Mayor

Date

Date

AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
February 5, 2013 - 6:00 p.m.

1. CALL TO ORDER

2. ROLL CALL

3. NEW BUSINESS

4. OLD BUSINESS

- a) Discussion of restaurant promotion funding to the Ocean Springs Chamber of Commerce

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 the Mayor's Youth Council/Junior Auxiliary of Biloxi-Ocean Springs the use of the Board of Aldermen's Chamber at City Hall on Saturday, February 23, 2013 from 9:00 a.m. – 2:00 p.m. for the 2nd Annual Prom Closet Sale (Exhibit 6-a)
- b) Ratify the revised Temporary Dedication and Use of Land for Public Purposes between Gulf Coast Research Lab and the City of Ocean Springs, Mississippi, beginning February 1, 2013 until December 29, 2013 (Exhibit 6-b)

City Clerk:

- c) Approve Minutes: Recess Meeting January 15, 2013 (Exhibit 6-c)
- d) Approve Minutes: Special Call Meeting January 22, 2013 (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) Ratify payment of \$100.00 to the Little Yellow House for an additional refund due to non-profit rates for the Senior Citizens Center (Exhibit 6-g)
- h) Approve and authorize the Mayor to execute the Contact for Solid Waste Services between Waste Pro of Mississippi, Inc. and the City of Ocean Springs, Mississippi at the Base Proposal of \$10.74 and authorize to set the garbage rate charted to the customer at \$12.00 (Exhibit 6-h)
- i) Approve request to begin set up at 1:00 p.m. for a concert sponsored by the First Baptist Church Ocean Springs at Fort Maurepas Park on Saturday, April 13, 2013 beginning at 5:00 p.m. (Exhibit 6-i)

Police Dept.:

- j) Approve Special Event Permit for Battle on the Bayou Kayak and Canoe Race on March 2, 2013 from 9:00 a.m. – 3:00 p.m. (Exhibit 6-j)
- k) Approve Special Event Permit for a fundraiser and birthday celebration for Mississippi Citizens for Austin's Law at Fort Maurepas Park on Saturday, March 2, 2013 from 2:00 p.m. – 8:00 p.m. and request authorization to close the street if public safety officials deem it necessary to do so based on the attendance (Exhibit 6-k)
- l) Accept resignation of Lt. John Flowers, effective February 28, 2013, and authorize to begin the process of filling the position in patrol and to promote a patrolman to Sergeant and a Sergeant to Lieutenant (Exhibit 6-l)

Fire Dept.:

Human Resources/Risk Management:

City Engineer:

Public Works:

Community Development & Planning:

- m) Authorize the Mayor to execute the Certificate of Substantial Completion related to Dewey Avenue Renovations and approve final pay application to Dixon Contracting Group, LLC (Exhibit 6-m)

Building Department:

- n) Accept Tree Committee Report (Exhibit 6-n)
- o) Accept Code Enforcement Report (Exhibit 6-o)

Parks & Leisure Services:

- p) Approve Individual Service Contract for Katy Gaines – Dance Instructor (Exhibit 6-p)
- q) Approve Individual Service Contracts for Bryan King – Karate Instructor and Sandra Gaines – Dance Instructor (Exhibit 6-q)
- r) Approve Facility Use Application for the MS Gulf Coast YMCA the use of Freedom Field for flag football games beginning January 26 – March 2, 2013; games played on Saturday mornings from 9:00 a.m. – 12:00 p.m. and also Clay Boyd Ball Fields for beginning March 14 – April 11, 2013 from 5:30 p.m. – 8:30 p.m. every Thursday (Exhibit 6-r)
- s) Authorize the Mayor to execute the Facilities Use Agreement between The Salvation Army and the City of Ocean Springs to allow the Summer Camp participants attend field trips at the Kroc Center in Biloxi, MS; pending City Attorney review and approval (Exhibit 6-s)
- t) Approve Facility Use Agreement for the Ocean Springs Girls Softball League the use of the Ocean Springs Sports Complex beginning February 7 - July 1, 2013 (Exhibit 6-t)
- u) Authorize temporary employment of Stephen Rawls as the Camp Coordinator for 10-12 weeks at a rate of \$14.00 per hour, Peer Review Committee concurs (Exhibit 6-u)

City Attorney:**Facilities:****Peer Review Committee:****7. DEPARTMENT REPORTS****Mayor:**Action Item:

- a) Appoint School Board Commissioner, Historic Preservation Commissioner and Civil Service Commissioner

Discussion Item:

- b) Request the City's participation as a partner with the Marine Education Center, the Land Trust for the MS Coastal Plan (Land Trust), the Ocean Springs School District and the Gulf Coast Community Design Studios to apply for grant funds to address partial restoration of a previously disturbed wetlands area at the mouth of Weeks Bayou and provide public education at the site (Exhibit 7-b)

City Clerk:**Police Dept.:****Fire Dept.:****Human Resources/Risk Manager:****City Engineer:****Public Works:****Community Development & Planning:****Building Department:**

- c) Update of 1823 Bienville Boulevard; 1213 Lancelot Lane and 420 Jackson Avenue – David Groves, Deputy Building Official/Code Enforcement Officer (Exhibit 7-c)

Parks & Leisure Services:**City Attorney:****Facilities:****8. ALDERMEN'S FORUM**

- a) Stop Signs at Pine Drive/ Stuart Avenue and Porter Avenue into Forrest Hills – Alderman McDonnell

9. EXECUTIVE SESSION

RECESS UNTIL 6:00 P.M. on Tuesday, February 19, 2013