

REGULAR MEETING OF AUGUST 6, 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 August 6, 2013. The Mayor presiding, Aldermen Cox, Gill, Cody, Denyer, Dalgo and Impey were present. Also present was City Clerk Shelly Ferguson and City Attorney John Edwards. Alderman McDonnell was absent.

The Mayor called the meeting to order.

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

NEW BUSINESS

Mr. George Triggs with the Auditing Firm of Culumber, Harvey & Assoc., P.A. presented the unqualified 2011-2012 Audit Report (Exhibit 3-a). Motion was made by Alderman Denyer, seconded by Alderman Gill and unanimously carried to accept the audit report and make it available for citizens to view.

OLD BUSINESS

The Mayor stated the Board is still studying the potential insurance brokers/agents proposals and will not make any motion regarding selecting any firm.

PUBLIC COMMENTS

Ms. Mary Marr Beckman, 1209 Cove Avenue, asked if the Design Review Committee is still in existence or has it been abolished since the three (3) individuals who were serving on this committee are no longer employed by the City. The Grants/Planning Administrator and the Building Official is handling design review with input from the City Engineer and Public Works. The Grants/Planning Administrator further stated they are working on a simplified step by step process.

CONSENT AGENDA

Motion was made by Alderman Gill, seconded by Alderman Cox and unanimously carried to approve the Consent Agenda with exception of item (a) which was pulled by Alderman Dalgo; item (b) which was pulled by Alderman Denyer and items (j) and (l) which were pulled by Alderman Cox.

Alderman Dalgo pulled item (a) from the agenda to allow Alderman McDonnell to be present for the appointments to the Historic Preservation Commission. The Grants/Planning Administrator stated there was an HPC meeting scheduled for Thursday, August 8th and if one of the vacancies is not filled, they will not have a quorum for their meeting. Jason Mackenzie is a current member whose term has expired and was one of the applicant's asking for renewal of his commission. Motion was made by Alderman Dalgo, seconded by Alderman Cody and unanimously carried to extend the commission of Jason Mackenzie until the next board meeting.

Alderman Denyer pulled item (b) to clarify there is a fee for professional planning services related to the Unified Development Code. The funding has been identified in various line items in the current budget. It was stated that this current budget is a deficit budget. There was discussion concerning the need for completing the Unified Development Code but to postpone it until the FY13-14 budget process has been complete. The Board was all in agreement that this update of the UDC needs to be done.

Motion was made by Alderman Denyer and Alderman Gill to authorize the Mayor to execute the Contract with Planning Works for Professional Planning services related to the Unified Development Code. Motion failed with Aldermen Gill, Cody, Cox, Dalgo and Impey voting nay and Alderman Denyer voting aye (Exhibit 6-b).

Motion was made by Alderman Dalgo, seconded by Alderman Cox and unanimously carried to remove the \$25,000.00 allocated to update the UDC and reduce the FY12-13 budget by that amount.

Alderman Cox pulled item (j) to clarify the budget amendments and asked to allow him time to review these amendments. Motion was made by Alderman Cox, seconded by Alderman Denyer and unanimously carried to table item (6-j) to adopt budget amendments to allow the finance committee to review the amendments (Exhibit 6-j).

Alderman Cox pulled item (l) stating the Peer Review Committee approved it for Board discussion. The Police Chief stated the \$10.00 fee was previously approved by the Board but has not been implemented yet. Motion was made by Alderman Dalgo, seconded by Alderman Cody and unanimously carried to authorize to accept the quote from Taser International for the purchase of new equipment, tasers and cameras, to be funded with an increase in traffic tickets of \$10.00; Peer Review Committee concurs (Exhibit 6-l).

ALDERMEN'S FORUM

Motion was made by Alderman Cody, seconded by Alderman Gill and unanimously carried to adopt the Resolution by the City of Ocean Springs, Mississippi, to Urge and Memorialize the Mississippi Congressional Delegation to Mitigate the Negative Impacts of the Biggert-Waters Flood Insurance Reform Act of 2012 and for related purposes (Exhibit 8-a).

Motion was made by Alderman Denyer and seconded by Alderman Gill to authorize up to \$100.00 from Ward 4 Capital Improvement Account to advertise the resources of the City for the YMCA Strong Kids Campaign. Motion carried with Aldermen Gill, Cody, Denyer, Dalgo and Impey voting aye and Alderman Cox voting nay.

Alderman Gill asked for a status of the lighting study. The Public Works Director stated Mississippi Power Company in conjunction with Sylvania has completed a lighting study for all city buildings to determine ways to reduce monthly electric bills. They want to make a presentation to the Board at the next board meeting. Motion was made by Alderman Gill, seconded by Alderman Dalgo and unanimously carried to allow Mississippi Power Company and Sylvania make a presentation at the next board meeting concerning the lighting study.

The Public Works Director stated a change to the Stafford Act Amendments will now pay regular and overtime for debris removal. Also, if the City adopts a policy to pay reasonable and actual costs to provide food to city employees in declared emergencies, the City will be reimbursed.

Motion was made by Alderman Gill, seconded Alderman Cody and unanimously carried to authorize the EOC Director draft a policy regarding the purchase of food during a declared emergency.

Alderman Gill asked for a status of a light study on Bowen Avenue. The Mayor stated it was determined by Mississippi Power Company a light was not needed at that particular site. Motion was made by Alderman Gill, seconded by Alderman Dalgo and unanimously carried to direct Mississippi Power Company to place a light at the corner of Washington Avenue and Bowen Avenue pointing to the East.

Alderman Cox stated the traffic light at Gulf Park Estates was causing traffic to back up. He asked if anything could be done to help with the traffic flow going to the middle school. Alderman Dalgo advised Public Works Department has a key to the box and the light could be turned to a flashing red.

Alderman Cox asked the Parks Director if she had any ideas to be able to provide some type of shade around the benches at the splash pad at Fort Maurepas Park. The Mayor

advised the Mississippi Urban Forestry Council has selected the City for mitigation by using trees and may do a demonstration project at Fort Maurepas Park.

Alderman Denyer asked who handles reporting street lights that are out to the power companies. He also stated Mississippi Power Company provided him with a number for all citizens to use to make a report when a street light is out, 1-800-In the Dark. The Mayor stated her office handles the street light issues.

Alderman Dalgo stated there continues to be a problem for the residents in pulling out from the Promenade Subdivision on to Government Street. He further stated Gulf Regional Planning Commission has done a traffic study which resulted with no solutions at this time. Alderman Dalgo asked that the mirror be installed to allow drivers exiting the subdivision to see if another vehicle is in the curve before exiting the subdivision. The Public Works Director advised the mirror purchased was for parking garages and alleys only. The City Engineer advised it is a liability issue for the City by installing something not approved by MDOT. The Public Works Director advised the mirror will be installed on Wednesday.

Alderman Impey asked for a status on the traffic count on Old CCC Camp Road. The Mayor asked the City Engineer and Public Works to make suggestions to remedy the problem. It was suggested to install rumble strips.

EXECUTIVE SESSION

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

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

Motion was made by Alderman Cody, seconded by Alderman Gill and unanimously carried to accept the recommendation of the Police Chief to change job duties and status of employee no. 1327 as delineated by the Police Chief.

Motion was made by Alderman Dalgo, seconded by Alderman Cody and unanimously carried to recess until 6:00 p.m. on August 20, 2013.

Meeting ended at 8:16 p.m.

City Clerk

Mayor

Date

Date

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

1. CALL TO ORDER

2. ROLL CALL

3. NEW BUSINESS

- a) Presentation of FY11-12 Audit – Culumber, Fletcher, Harvey & Assoc., P.A.

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) Accept the resignation of Marc Poole from the Museum Commission and Terrance Dickson from the Library; authorize to advertise to fill these vacancies; authorize to reappoint Jason Mackenzie and appoint Judy Herrington to the Historic Preservation Commission (Exhibit 6-a)
- b) Authorize the Mayor to execute the Contract with Planning Works for Professional Planning Services related to the Unified Development Code, pending legal review and approval and concurred by the Peer Review Committee for discussion (Exhibit 6-b)

City Clerk:

- c) Approve Minutes: Recess Meeting July 18, 2013 (Exhibit 6-c)
- d) Approve Minutes: Special Call Meeting July 30, 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) Authorize to re-schedule the Public Hearing for the Motor Vehicle Assessment Schedule for FY13-14 to Tuesday, August 20th at 6 p.m.
- h) Ratify payment of invoice for flood insurance renewal premium in the amount of \$2,776.00 (Exhibit 6-h)
- i) Ratify payment of invoice for application fee of \$150.00 for Tidelands Lease for Government Street Improvement Project (Exhibit 6-i)
- j) Adopt Budget Amendments (Exhibit 6-j)
- k) Authorize to appoint *The Ocean Springs Gazette* as the city's newspaper of record (Exhibit 6-k)

- l) Authorize to accept from Taser International for the purchase of new equipment, tasers and cameras, to be funded with an increase in traffic tickets of \$10.00; Peer Review Committee concurs (Exhibit 6-l)

Police Dept.:

- m) Approve Special Event Permit for 5K/10K Race to raise funds for Leukemia/Lymphoma Society on Saturday, September 28, 2013 from 9:00 a.m. – 12:00 Noon (Exhibit 6-m)
- n) Approve Special Event Permit for the Mayor's Youth Council Veteran's Day 5K Bridge Run on Saturday, November 9, 2013 from 4:00 p.m. – 6:00 p.m. (Exhibit 6-n)
- o) Authorize promotion of Correction Officer Arthur Glen Fussell to Patrol Officer and assign as Animal Control Officer immediately, \$12.50 hourly; authorize to attend the next Law Enforcement Officer Training Academy class and upon completion of the Academy, \$13.94 with six-month probationary period (Exhibit 6-o)
- p) Authorize re-employment of Neal Allen, Correction Officer, effective August 7, 2013, \$13.94 hourly, one-year probationary period and pending approval of Civil Service Commission (Exhibit 6-p)
- q) Authorize employment of Amanda Cathleen Herren, Dispatcher, effective August 7, 2013, \$11.00 hourly, six-month probationary period, pending successful completion of all pre-employment requirements and attend the next available Dispatcher training (Exhibit 6-q)

Fire Dept.:

- r) Authorize removal of Firefighter Christopher Hupe from probationary status and place on full-time status, effective immediately (Exhibit 6-r)

Human Resources/Risk:

City Engineer:

Public Works:

- s) Authorize promotion of Scott Smajd, Head Mechanic, at his current rate of pay of \$20.64 hourly, and authorize employment of Richard Christiansen, Mechanic, effective August 7, 2013, \$19.50 hourly, six-month probationary period and pending successful completion of all pre-employment requirements (Exhibit 6-s)

Community Development & Planning:

- t) Authorize for a variance to allow for a 5 ft. wide sidewalk in lieu of 6 ft. wide sidewalk within the Government Street Improvements/MDOT STP funded (Exhibit 6-t)

Planning Commission:

- u) Accept the Planning Commission's recommendation to approve the Final Plat for Seaside Phase I and II (Exhibit 6-u)

Building Department:

- v) Accept Tree Committee Report (Exhibit 6-v)
- w) Accept Code Enforcement Report (Exhibit 6-w)
- x) Accept Building Permit Report – June, 2013 (Exhibit 6-x)

Parks & Leisure Services

City Attorney:

Facilities

Peer Review Committee:

7. DEPARTMENT REPORTS

Mayor:

City Clerk:

Police:
Fire:
Human Resources/Risk Manager:
City Engineer:
Public Works:
Community Development & Planning:
Building Department:
Parks & Leisure Services:
City Attorney:
Facilities:
Peer Review Committee:

8. ALDERMEN'S FORUM

- a) Adopt Resolution by the City of Ocean Springs, Mississippi, to Urge and Memorialize the Mississippi Congressional Delegation to Mitigate the Negative Impacts of the Biggert-Waters Flood Insurance Reform Act of 2012 and for related purposes– Alderman McDonnell (Exhibit 8-a)
- b) Donation to the YMCA – Aldermen Denyer

9. EXECUTIVE SESSION

RECESS UNTIL 6:00 P.M. on August 20, 2013