

## **REGULAR MEETING OF JANUARY 7, 2014**

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 January 7, 2014. The Mayor presiding, Aldermen Cox, Gill, McDonnell, Cody, Dalgo, Denyer and Impey 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.

### **PROCLAMATION**

The Mayor read a proclamation declaring the month of January, 2014 as Human Trafficking Awareness Month (Exhibit 3-a).

### **PUBLIC COMMENTS**

Ms. Lolly Barnes thanked the City for the recognition and adopting the Resolution of Commendation for the efforts of the Mississippi Department of Archives and History after Hurricane Kartina.

Mr. Ken P'pool stated the Mississippi Department of Archives and History (MDAH) appreciated the recognition and grateful for the partnership they have had with the community since Hurricane Katrina. Many great things were accomplished from this partnership.

Alderman Denyer also thanked the MDAH for their efforts with many of the City projects especially the Charnley-Norwood House located on East Beach.

The Mayor also recognized Mr. Ron Miller and Mr. Jeff Rosenberg from the Mississippi Department of Archives and History.

### **CONSENT AGENDA**

Motion was made by Alderman Cody, seconded by Alderman Denyer and unanimously carried to adopt and authorize the Mayor to execute the Resolution commending the staff and Board of Trustees of the Mississippi Department of Archives and History for

their tireless efforts to save the rich architectural heritage of the Mississippi Gulf Coast following the devastation of Hurricane Katrina (Exhibit 7-a).

Motion was made by Alderman Denyer, seconded by Alderman Impey and unanimously carried to approve the Consent Agenda with exception of item (i) which was pulled by Alderman Cody and item (n) which was pulled by Alderman Cox.

Alderman Cody pulled item (i) for discussion. Alderman Cody asked that the music begin at 12:00 noon on Sunday, May 4<sup>th</sup> during the Mayfest event due to church services being held near the festival. Alderman McDonnell asked if the City will ask the festival promoter to participate financially for the manpower used by the City for security and clean-up during the festival. There was discussion how the City will implement a fee to the event promoters to help off-set the expenses incurred for security and clean-up for private events. In 2013, the City began tracking the cost incurred by the City for festivals and special events from the overtime incurred by the Police Department and Public Works Department. The Peer Review Committee reviewed these costs and expressed to promoters a fee could be passed on to them in 2014. There was further discussion on what percentage to charge the promoters. Alderman Denyer suggested forming a committee to make a recommendation for a plan to recoup the costs.

Motion was made by Alderman McDonnell and seconded by Alderman Cody to approve the Special Event Permit Application for Mayfest 2014 to be held on May 3rd and May 4<sup>th</sup> contingent upon the right to have expenses or a portion thereof be covered by the event promoter and music will begin at 12:00 noon on Sunday, May 4<sup>th</sup>. Motion carried with Aldermen Cox, Gill, McDonnell, Cody, Denyer and Impey voting aye and Alderman Dalgo voting nay (Exhibit 7-i).

Alderman Cox pulled item (n) for discussion. The Mayor explained the Department of Marine Resources (DMR) would like the City to present them with some type of landscaping plan for the DMR parcel which is area F, the parcel where the boatshed was located. She stated Tidelands funds will pay for this landscaping plan. The Harbor Commission would like to have a brick paver courtyard in front of the Harbor Master's house, and can be funding with the tidelands grant. She stated there are ample funds to pay for the landscaping plan as well as the project from the tidelands grant. The Planning/Grants Administrator explained there are two (2) aspects to the plan that would be covered by this proposal. One is the landscape on the DMR parcel and the other is the courtyard, flagpole and sidewalk in front of the Harbor Master building. It was discussed and confirmed by the Harbor Project Engineer that the current construction estimates allow for available funding in the grant to complete the landscape improvements on the former boatshed site and area in front of the harbormaster's house.

A motion was made by Alderman Dalgo, seconded by Alderman Cox and unanimously carried to table item (7-n) until the next meeting.

A motion was made by Alderman McDonnell, seconded by Alderman Impey and unanimously carried to obtain two (2) additional quotes from architects for the landscape design for the former boatshed property and area in front of the harbormaster's house.

## **DEPARTMENT REPORTS**

### **Public Works Department:**

The Assistant Public Works Director presented the holiday schedule for trash pick-up for residential and commercial customers. He asked if a note or notice could be included in the water bills advising them of the holiday trash pick-up schedule to help eliminate undesirable consequences from leaving garbage on the curbside for two days.

He also announced that Mr. Perkins will be moving a sewer line; therefore, the road at Washington Avenue from Lafontaine to the triangle will be closed for 2-3 days. The date has not been determined but the public will be notified as well as the residents in Gulf Oaks Condominiums.

### **Fire Department:**

The Deputy Fire Chief thanked Charlene Anderson and the H.R. Department for helping him and the Fire Department with formatting the Update of the City's Comprehensive Emergency Management Plan.

## **ALDERMEN'S FORUM**

Alderman Impey announced there will be a retirement party for Father B. Farrell from St. Elizabeth Seton Catholic Church on Sunday, January 12<sup>th</sup> from 1 p.m. – 4 p.m. at the Civic Center. Alderman Impey stated Father Farrell was very active in the community for many years and will be greatly missed.

Alderman Dalgo stated his concerns with the proposed Planned Unit Subdivision (PUD) Stillwater Bluff, located on the west side of Hanshaw Road and the north side of Davis Bayou. The Board discussed their concerns related to the definition and parameters of a Planned Unit Development (PUD) and asked the Planning/Grants Administrator to work with the Planning Commission to clarify what the code allows for a PUD, what it does not allow and how a PUD relates to private infrastructure.

Motion was made by Alderman Dalgo, seconded by Alderman Gill and unanimously to put a moratorium on future planned unit developments pending clarification of what is and is not allowed in a PUD, supported by the Planning Commission. Direction was given to the Planning/Grants Administrator to work with the Planning Commission, bring the Board up to date, and make a recommendation to the Board.

The Planning/Grants Administrator stated she will work with the Planning Commission to clarify what the ordinance currently reads as opposed to the different ways it has been interpreted and present a memo at the next board meeting.

Alderman Cox asked for an update on the window repair at the Senior Citizens Center. The Planning/Grants Administrator stated she will follow-up tomorrow and hopes to get the notice to proceed shortly. She also stated the City did not receive the grant for the roof repairs at the Mary C. O'Keefe Cultural Center. She will get an update from the architect as soon as possible. Alderman Cox asked for an update concerning the armory. The Building Official will follow up with the Public Works Department.

Alderman Cody asked for a status report concerning the Fire Department leaks and driveway issues. The Planning/Grants Administrator stated she received the water infiltration report. She and the City Attorney will review it and advise the Board of their options.

Motion was made by Alderman McDonnell, seconded by Alderman Cox and unanimously carried to authorize a refund of the tap fee in the amount of \$500.00 to be paid to Guaranteed Plumbing pending an executed release from Mr. Roland Barnett.

Motion was made by Alderman Dalgo, seconded by Alderman Cody and unanimously carried to recess until 6:00 p.m. on January 21, 2014.

Meeting ended at 7:51 p.m.

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City Clerk

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Mayor

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Date

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Date

**AGENDA**  
**MAYOR AND BOARD OF ALDERMEN**  
**CITY OF OCEAN SPRINGS**  
**REGULAR MEETING**  
**January 7, 2014 - 6:00 p.m.**

**1. CALL TO ORDER**

**2. ROLL CALL**

**3. PROCLAMATION**

- a) Human Trafficking Awareness Month – January, 2014 (Exhibit 3-a)

**4. OLD BUSINESS**

**5. NEW BUSINESS**

**6. 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.

**7. CONSENT AGENDA\***

*\* Consent Agenda – All matters listed under Item 7, 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) Adopt and authorize the Mayor to execute the Resolution commending the staff and Board of Trustees of the Mississippi Department of Archives and History for their tireless efforts to save the rich architectural heritage of the Mississippi Gulf Coast following the devastation of Hurricane Katrina (Exhibit 7-a)

**City Clerk:**

- b) Approve Minutes: Recess Meeting December 17, 2013 (Exhibit 7-b)
- c) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 7-c)
- d) Accept Action Report (Exhibit 7-d)
- e) Authorize employment of Debra M. Powell, Deputy Court Clerk, effective January 8, 2014, \$14.00 hourly, six-month probationary period and pending successful completion of all pre-employment requirements, H.R. Committee concurs (Exhibit 7-e)

**Police Dept.:**

- f) Authorize employment of Adam M. Wilson, Dispatcher, effective January 8, 2014, \$12.00 hourly, six-month probationary period, pending successful completion of all pre-employment requirements and attend the necessary dispatcher school to be State Certified (Exhibit 7-f)
- g) Authorize employment of Nicole L. Shavers, Patrol Officer, effective January 8, 2014, \$13.94 hourly, one-year probationary period, pending successful completion of all pre-employment requirements; Ms. Shavers is Mississippi State Certified as of November, 2013 (Exhibit 7-g)
- h) Accept resignation of Detective Jonathan Grimes, effective January 3, 2014, and authorize to begin the process to fill the vacant position (Exhibit 7-h)
- i) Approve Special Event Permit for Mayfest, 2014, on May 3<sup>rd</sup> and 4<sup>th</sup> from 10 a.m. – 10 p.m. on Government Street from Washington Avenue to Russell Avenue (Exhibit 7-i)

**Fire Dept.:**

- j) Adopt and authorize the Mayor to execute the Update of the City's Emergency Management Plan, City Attorney has reviewed and approves the plan (Exhibit 7-j)

**Risk Manager/HR:**

**City Engineer:**

**Public Works:**

- k) Award bid to Jack Ferrill's Heavy Equipment in the amount of \$148,393.16 for the repairs to Front Beach, Hurricane Isaac – Project Worksheet 701, City Engineer concurs (Exhibit 7-k)

**Community Development & Planning:**

- l) Authorize the Mayor to execute the Temporary Construction Easements, Drainage Easements and Tidelands Lease related to the CIAP Front Beach Drainage Project once received and approved by the City Attorney (Exhibit 7-l)
- m) Authorize the Mayor to execute the Contract with Saunders Construction LLC, related to the CIAP-funded Drainage Improvements Project, pending legal review and approval (Exhibit 7-m)
- n) Authorization to request the Mayor to execute the Contract with Linfield, Hunter & Junius, Inc. for Landscape Design in the amount of \$4,900, funded with Tidelands Grant FY2011-P108 for Improvements to the OS Harbor (Exhibit 7-n)
- o) Authorize the Mayor to execute Amendment #2 with Machado/Patano to perform additional survey and design work deemed necessary to accommodate the changing project parameters in the amount of \$8,000.00, funding available through grant budget, pending review and legal approval (Exhibit 7-o)

**Building Department:**

- p) Accept Building Permit Report, December 2013 (Exhibit 7-p)

**Parks & Leisure Services:**

**City Attorney:**

**Peer Review Committee:**

**H.R. Committee:**

**Finance Committee:**

**8. DEPARTMENT REPORTS**

**Mayor:**

**City Clerk:**

**Police Dept.:**

**Fire Dept.:**

**Risk Manager/HR:**

**City Engineer:**

**Public Works:**

- a) Waste Pro of MS garbage collection regarding holiday schedule (Exhibit 8-a)

**Community Development & Planning:**

**Building Department:**

**Parks & Leisure Services:**

**City Attorney:**

**Peer Review Committee:**

**H.R. Committee:**

**Finance Committee:**

**9. ALDERMEN'S FORUM**

**10. EXECUTIVE SESSION**

**RECESS UNTIL 6:00 P.M. on January 21, 2014**