

REGULAR MEETING OF JULY 1, 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 July 1, 2014. The Mayor presiding, Aldermen Cox, Gill, McDonnell, Cody, Denyer, Dalgo and Impey were present. Also present was City Clerk Shelly Ferguson and City Attorney John Edwards.

The Mayor called the meeting to order.

Mr. James Foster gave the invocation and the Mayor led the Pledge of Allegiance.

PRESENTATION

Ms. Donna Yowell, Executive Director of the Mississippi Urban Forest Council, presented a Tree Plan for Storm Mitigation. Ms. Yowell also introduced Mr. Jim Heinzl, a Certified Tree Arborist, stated education plays a big part in mitigation planning. She stated this is a model project and collaboration with Oxford, Ocean Springs and Brookhaven as well as the Mississippi Forestry Commission and LSU. The strategy is to develop and prepare before the storms hit. The idea of the project is cost savings; reduce the amount of debris removal and decrease recovery time. There are five (5) categories for best management practices are Planning, Management, Risk Reduction, Response and Recovery. She and Mr. Buck Abbey met with the department heads to determine their role the departments would play in this tree plan. The department heads also identified the types of storm resistant trees to use when the City does replanting. They also discussed education for the public and adopting policies/guidelines for tree companies (Exhibit 3-a).

ADDENDUM

Motion was made by Alderman Denyer, seconded by Alderman Gill and unanimously carried to add the addendum to the agenda.

OLD BUSINESS

The Mayor presented the landscape plan for the Harbor Green, the former boatshed property that now belongs to the Department of Marine Resources (DMR). The plan consists of very hard and native plants and requires no irrigation. She stated the County has agreed to keep the grass cut. She proposes that the City will maintain the shrubbery. The total cost estimate is approximately \$40,000.00 and DMR has offered to fund approximately \$15,000.00 worth of the items and the remaining construction

costs will be funded through the Tidelands grant FY10-P412. There was discussion about the upkeep and maintenance of the landscaping. Alderman McDonnell stated his concern that the City does not have the manpower for any additional landscaping maintenance.

Motion was made by Alderman Dalgo and seconded by Alderman Denyer to approve the landscape plan for the Harbor Green pending input and approval from the Board of Supervisors and Harbor commission and providing the cost for maintenance and upkeep of the landscaping. Motion carried with Aldermen Gill, McDonnell, Cody, Denyer, Dalgo and Impey voting aye and Alderman Cox voting nay (Exhibit 4-a).

Motion was made by Alderman Denyer, seconded by Alderman Dalgo and unanimously carried to approve the landscape plan for the Jackson County Harbormaster Courtyard, funded with Tidelands Grant, county to maintain the landscaping (Exhibit 4-b).

ADDENDUM

Motion was made by Alderman Denyer, seconded by Alderman Gill and unanimously carried to accept the preliminary construction plan for beach sidewalk repair submitted by Brown, Mitchell & Alexander, Inc. (BMA) with the understanding that final approval of the plan will be considered by the Board of Aldermen when they are complete and will follow state procurement guidelines (Exhibit A-1a).

Motion was made by Alderman McDonnell, seconded by Alderman Denyer and unanimously carried to authorize the Mayor to execute the Addendum to the Memorandum of Agreement with the Land Trust for the Mississippi Coastal Plan to allow for a 90 day extension until October 1, 2014, for the property at 101 Shearwater Drive (Exhibit A-1b).

PUBLIC COMMENTS

Mr. Shea Dobson, 924 Porter Avenue, asked the Board to consider adopting a resolution of support to investigate the allegations of Senator Thad Cochran buying votes in the recent election.

Mr. Bui, 7120 Greenbriar, stated he has been a mobile ice cream vendor in the City for 20 years. He said he was recently told it is illegal to sell ice cream on Front Beach and in residential areas. He said he has a county permit.

Mr. Rodney Lancaster, 102 LaBranche, stated he is a mobile ice cream vendor and asked the Board to consider allowing mobile vendors to sell ice cream in residential areas and Front Beach.

CONSENT AGENDA

Motion was made by Alderman Denyer, seconded by Alderman Gill and unanimously carried to approve the Consent Agenda with exception of item (6-l) which was pulled at the request of the Planning/Grants Administrator.

ALDERMEN'S FORUM

Alderman McDonnell asked for an update on the Fallo parking lot project. The City Engineer reported the parking lot is filled in and awaiting a compaction test. Alderman McDonnell asked for a list of items that need to be done to complete the project along with a cost estimate to allow the City to seek other funding sources.

Motion was made by Alderman McDonnell, seconded by Alderman Gill and unanimously carried to authorize the City Attorney to give the parameters to allow ice cream vendors in the City.

Alderman Cody asked Public Works to put wood chips around the trees on Bechtel and Government Street.

Alderman Cody asked Public Works to ask the County to level the bumps along Government Street on Heron Bayou, Stark Bayou, Magnolia Bayou, Canebrake and Pittman Road. The Assistant Public Works Director advised he has met with County representatives at these locations but does not know when they would be able to complete this request.

Alderman Cox asked Public Works to trim tree around street light at 411 Bills Avenue.

Motion was made by Alderman Denyer, seconded by Alderman Cody and unanimously carried to find out the exact process of extending the beach from 100 feet to 200 feet along with the possibility of pumping the sand instead of hauling it in.

Alderman Dalgo asked the City Attorney if the chairman of the Planning Commission could vote on planning issues. The Grants/Planning Administrator advised in their recent research of the Bylaws, the chairman does have the right to vote but does not have to vote on planning issues.

Alderman Dalgo asked for a start date for the Government Street Sidewalk Improvements Project. The Grants/Planning Administrator advised bids should be received in approximately 2-1/2 months. Once bids are received, MDOT will have 30 days to give their concurrence. Therefore, construction could begin in approximately 90 days.

Alderman Dalgo asked if the City has received the plans from Dennis Cowart for the Mary C. O'Keefe Cultural Center roof repair. The City Attorney advised he sent a letter to Mr. Cowart giving him a deadline of July 3, 2014, to submit the plans to the City.

Motion was made by Alderman Impey, seconded by Alderman Dalgo and unanimously carried to appoint Nick Overby to the Parks Advisory Board, term expiring June 30, 2019.

Motion was made by Alderman Impey, seconded by Alderman Cody and unanimously carried to appoint Alderman John Gill as Mayor Pro Tem, term expiring June 30, 2015.

Motion was made by Alderman Dalgo, seconded by Alderman and unanimously carried to file an answer in the SBL-MS, LLC v. Unique Imports and authorize the Mayor to execute same.

EXECUTIVE SESSION

Motion was made by Alderman Cody, seconded by Alderman Impey 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 Cox, seconded by Alderman McDonnell and unanimously carried to remain in executive session to discuss potential litigation regarding city services and a construction contract.

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

Motion was made by Alderman Gill, seconded by Alderman McDonnell and unanimously carried to recess until 6:00 p.m. on July 15, 2014.

Meeting ended at 8:14 p.m.

City Clerk

Mayor

Date

Date

**ADDENDUM TO AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
July 1, 2014 - 6:00 p.m.**

1. OLD BUSINESS

- a) Discussion on accepting plans for beach sidewalk repair pending input from City Attorney, Public Works and Planning Department and authorize staff to obtain quotes or bids to begin repairs (Exhibit A-1a)
- b) Authorize the Mayor to execute the Addendum to the Memorandum of Agreement with the Land Trust for the Mississippi Coastal Plain to allow for a 90 day extension until October 1, 2014, for the property at 101 Shearwater Drive (Exhibit A-1b)

**AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
July 1, 2014 - 6:00 p.m.**

1. CALL TO ORDER

2. ROLL CALL

3. PRESENTATION

- a) Tree Plan for Storm Mitigation – Ms. Donna Yowell and Mr. Buck Abbey

4. OLD BUSINESS

- a) Request approval of landscape plan for Harbor Green and authorize to solicit quotes for construction and construction oversight, funded with Tidelands Grant (Exhibit 4-a)
- b) Request approval for landscape plan for Jackson County Harbormaster Courtyard, funded with Tidelands Grant (Exhibit 4-b)

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) Authorize the Mayor to execute the annual Host Agency Agreement to participate in the Senior Community Service Program (SCSEP) to bring part-time Disability Resource Assistant at no cost to the City, effective July 1, 2014 - June 30, 2015 (Exhibit 7-a)
- b) Approve appointments to various Boards and Commissions positions and authorize to advertise to fill vacant positions on the Building Board of Adjustments and Appeals; Cemetery Board and Parks Advisory Board (Exhibit 7-b)

City Clerk:

- c) Approve Minutes: Recess Meeting June 17, 2014 (Exhibit 7-c)
- d) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 7-d)
- e) Accept Action Report (Exhibit 7-e)
- f) Approve Application for Run/Walk Permit for a 5K Mardi Gras Fundraiser for Krewe of Bonne Vivantes on Saturday, August 23, 2014 from 6:00 p.m. – 9:00 p.m., beginning and ending at Fort Maurepas Park using the 5K Rotary route and no costs incurred by any department (Exhibit 7-f)
- g) Approved proposed changes to the fees collected in the Records Department for background checks, fingerprints, accident reports and parking lot reports; new rates match other coastal cities (Exhibit 7-g)
- h) Authorize to review the annual appointments, July 1, 2014 – June 30, 2015 (Exhibit 7-h)

Police Department:

- i) Approve employment of Andre L. Bertran, II, as Correction Officer, effective July 2, 2014, \$12.50 hourly, one-year probationary period, attend the necessary Correction/Detention Officer School to become state certified and successful completion of all pre-employment requirements (Exhibit 7-i)

Fire Department:

Human Resources/Risk Management:

City Engineer:

Public Works:

- j) Authorize promotion of Candice Hooks to Public Works Administrator, effective July 7, 2014, \$18.00 hourly, and six-month probationary period (Exhibit 7-j)

Community Development & Planning:

- k) Authorize the Mayor to execute Amendment #1 to Contract with Jimmy G. Gouras Urban Planning Consultants, Inc. for services related to the CDBG-funded Streetscape Project and amend the budget accordingly, Peer Review Committee concurs (Exhibit 7-k)
- l) Accept donation by Ocean Springs II Equity Holdings, LLC – 2426 Government Street, and authorize the Mayor to provide a written acknowledgement of the donation based on the actual sale price (Exhibit 7-l)

Building Department:

Parks & Leisure Services:

City Attorney:

Facilities:

Peer Review Committee:

H.R. Committee:

Finance Committee:

8. DEPARTMENT REPORTS

Mayor:

City Clerk:

Police Department:

Fire Department:

Human Resources/Risk Management:

City Engineer:

Public Works:

Community Development & Planning:

Building Department:

Parks & Leisure Services:

City Attorney:

Facilities:

Peer Review Committee:

H.R. Committee:

Finance Committee:

9. ALDERMEN'S FORUM

10. EXECUTIVE SESSION

RECESS UNTIL 6:00 P.M. on Tuesday, July 15, 2014