

RECESS MEETING OF JANUARY 20, 2015

Be it remembered that the Mayor and Board of Aldermen of the City of Ocean Springs met in a Recess Meeting at City Hall in the City of Ocean Springs at 6:00 p.m. on January 20, 2015. Mayor Moran presiding, Aldermen Cox, Gill, McDonnell, Cody, Dalgo and Impey were present. Also present was City Clerk Shelly Ferguson and City Attorney John Edwards. Alderman Denyer was absent.

The Mayor called the meeting to order.

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

PRESENTATION

Ms. Deborah Snyder presented a plaque from Disability Connections to the City of Ocean Springs thanking them for the outstanding support as a Community Assist Partner by allowing office space at City Hall. She also announced Disability Connection is holding their 27th Arbor Day 5K-1 Mile-1/4 Mile fundraiser on Saturday, February 28th at the Biloxi Town Green.

Motion was made by Alderman McDonnell, seconded by Alderman Cox and unanimously carried to add the Addendum to the Agenda.

NEW BUSINESS

Mr. Zirilli, a producer for the upcoming Dolph Lundgren action film, "Shark Lake". He is requesting permission to film at the public safety center as well as downtown Ocean Springs. The City Attorney explained the police vehicles could not be used for filming outside of the city limits. Mr. Zirilli stated their crew would not close any streets during filming; they would only need a good place to park vehicles. The Board granted permission for the use of the public safety center at a cost of \$500.00. The Mayor stated the City will be reviewing a policy for a film permitting process.

Motion was made by Alderman McDonnell, seconded by Alderman Gill and unanimously carried to approve and authorize the Mayor to execute the Movie Location Agreement with The Lake Movie LLC for a cost of \$500.00, pending review and approval by the City Attorney (Exhibit 4-a).

Ms. K.C. Arnold respectfully requested that the "No Dogs Allowed" sign be removed on the Ocean Springs/Biloxi Bridge. Ms. Arnold stated she feels safer walking the bridge with her dog. No action was taken.

OLD BUSINESS

Deputy Chief Dunston said they are still waiting on a quote from the vendor. The Mayor stated during a meeting with the Highway Commissioner Tom King and his staff, MDOT would work with the City for a right-of-way permit if we wanted to have cameras installed. MDOT would provide recommendations and specifications at the City's costs.

PUBLIC CONSENT

No public comments.

CONSENT AGENDA

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

Alderman Cox pulled item (7-j) and thanked the Chief Cothern for his 30 years of dedicated service he gave the City. Motion was made by Alderman Cox, seconded by Alderman McDonnell and unanimously carried to accept the resignation for retirement of Police Chief Lionel Cothern, Sr., effective January 31, 2015; allow Alderman Cox to meet with the H.R. Committee to review the job description and appoint Mark Dunston as Interim Police Chief at the Police Chief's salary. The Mayor and Aldermen thanked Chief Cothern for his many years of dedicated service and loyalty to the City of Ocean Springs (Exhibit 7-j).

Motion was made by Alderman Gill, seconded by Alderman Dalgo and unanimously carried to advertise in-house for seven (7) days to fill the vacant Police Chief position.

DEPARTMENT REPORTS

Community Development & Planning:

The Planning/Grants Administrator reported her along with Alderman Denyer and Capt. Hoppner worked closely with Pecan Park Elementary to help coordinate their Walk to School Day event in October. She asked that the Board allow her to apply for the Safe Routes to School grant. They have been identifying improvements in and around the Pecan Park property that would increase the safety for both students walking to school and also students being dropped off. The Administrator also stated they will make this

same presentation to the school board at a special call meeting this week. She explained the grant now has an 80/20 match. She is proposing that the City and School District split the match and will report back to the Board after the meeting with the School Board (Exhibit 8-a).

Motion was made by Alderman Gill, seconded by Alderman Cox and unanimously carried to authorize the Grants/Planning Administrator to apply for the Safe Routes to School grant, pending support from the Ocean Springs School District (Exhibit 8-a).

The Grants/Planning Administrator explained that after a follow-up meeting with the City, County, and Harbormaster and staff, they determined the bids received for the Harbor Improvements Project should be rejected based on budget constraints. The Mayor stated there was discussion on whether to implement the project right now because of concerns that the project would not be completed until July, the busiest time of the year at the harbor, which would cause a hardship and inconvenience for the boating and fishing public. The Harbormaster urged that the project construction not begin until after Labor Day. She also explained another reason they are hypothesizing that the bids received came in on the high side was because the City restrained the contractors to a 5-month time frame. If the contractors had another month, 180-day time frame and worked during the late fall and winter season, perhaps we would receive better bids. The Administrator said the engineer is getting guidance including timelines and other permitting requirements from DMR related to additional items such as improvements to the ramps, and finger piers. The Administrator said they are now awaiting estimates so the County can consider how much funding they could contribute to the project. The Board will then be able to consider any tidelands reallocation. Alderman McDonnell explained the County indicated that if the City was willing to allocate our tidelands funds up to cover the short falls, they would be willing to entertain participating with the additional of the costs for repairing the boat ramps and the finger piers up to a certain amount. The Mayor said she spoke with Brian Fulton, County Administrator and Supervisor Ross and they indicated they had \$100,000 in this year's budget for soil erosion control at Inner Harbor Park. They discussed the possibility of applying for a grant with Wildlife Fisheries and Parks, and reallocating the \$100,000 to the harbor project.

Motion was made by Alderman Cody, seconded by Alderman Gill and unanimously carried to reject all bids received for the OS Harbor Road Improvements Project (Exhibit 8-b).

ALDERMEN'S FORUM

Alderman McDonnell said he has worked with Public Works, the City Engineer and the County to widen the shoulder on the southern side of Ocean Avenue to offer parallel parking on that side of the street. This would help to alleviate traffic congestion on

Ocean Avenue particularly on Sundays. He is proposing to shave 8'-10' down the side of that street on the City owned property. He said the County has agreed to provide equipment, manpower, and up to \$6,000.00 in material costs. The estimated material costs determined by the City Engineer are approximately \$9,000.00. Alderman McDonnell has spoken with the Church and they are in agreement to participate up to \$2,000.00 and possibly more depending on the costs of decorative block that would match the other side of the street. This will provide 12-15 parking spaces.

Motion was made by Alderman McDonnell, seconded by Alderman Cody and unanimously carried to approve up to \$2,000.00 towards this project and to authorize the City Attorney to draft a document outlining the terms of the agreement with the Church and the County.

Motion was made by Alderman McDonnell, seconded by Alderman Cody and unanimously carried to freeze the \$200,000 in tidelands funds that was originally allocated for the Old Fort Bayou Greenways project until such time that the harbor improvements project is re-advertised; bids have been received and the funding has been determined to complete the harbor improvements project with the add alternatives, the ramps and piers with the County participation and to send a letter to DMR outlining the request to be able to move the tidelands funds pending the receipt of the bids.

Motion was made by Alderman Gill, seconded by Alderman Cody and unanimously carried to send a letter to the Land Trust of the MS Coastal Plain and the Jackson County Board of Supervisors asking them to apply for a tidelands grant for the Old Fort Bayou Greenways project.

Alderman Cody asked Public Works to replace the curb and gutter on Government Street by the upper elementary school.

Alderman Cox reminded everyone that the Krewe of Barry, Knights of Columbus, Poor Mans Yacht Club and Krewe Unique have tickets for sale for the shrimp spaghetti dinner drawdown on Saturday, February 28th at 7 p.m. to raise funds for the Armory Gym Restoration project.

EXECUTIVE SESSION

Motion was made by Alderman Cox, 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 Dalgo, seconded by Alderman Cody and unanimously carried to remain in executive

session to discuss current litigation in State and Federal Court and potential litigation regarding a contract.

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

Motion was made by Alderman Cox, seconded by Alderman Gill and unanimously carried to adjourn until 6:00 p.m. on February 3, 2015.

Meeting ended at 8:54 p.m.

City Clerk

Mayor

Date

Date

AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
RECESS MEETING
January 20, 2015 - 6:00 p.m.

1. CALL TO ORDER

2. ROLL CALL

3. PRESENTATION

- a) Plaque presentation from Disability Connections – Ms. Deborah Snyder

4. NEW BUSINESS

- a) Discussion on filming at OS Police Station and use of police vehicle – Mr. Daniel Zirilli
- b) Discussion on removing “No Dogs Allowed on Bridge” – Ms. K.C. Arnold (Exhibit 4-b)

5. OLD BUSINESS

- a) Update on cameras on the bridge

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 to advertise for one vacancy on the Economic Development Council, application deadline will be February 6, 2015 (Exhibit 7-a)
- b) Accept Economic Development Council meeting minutes from January 12, 2015 (Exhibit 7-b)

City Clerk:

- c) Approve Minutes: Regular Meeting January 6, 2015 (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) Authorize to approve the public notice for Fiscal Year 2013-2014 (Exhibit 7-f)
- g) Ratify payment in the amount of \$174.00 to AT&T for service at Beaugez Station (Exhibit 7-g)
- h) Ratify payment in the amount of \$164.00 to Jeff Ponson for per diem at attend the Fire Chief Conference (Exhibit 7-h)
- i) Approve Special Event Permit Application for the Ocean Springs Carnival Association Mardi Gras Night Parade on Friday, February 13, 2015; line up beginning at 5:30 p.m. on Front Beach; with costs absorbed by the City (Exhibit 7-i)

Police Department:

- j) Accept retirement of Police Chief Lionel Cothorn, Sr., effective January 31, 2015, and to begin the process to fill the vacant position (Exhibit 7-j)
- k) Authorize retiring Police Chief Lionel Cothorn, Sr. to purchase his duty weapon for \$1.00 as authorized by the State of Mississippi Code (Exhibit 7-k)

- l) Authorize employment of William Travis Anderson as Patrol Officer, effective January 21, 2015, \$12.50 hourly; one-year probationary period; successful completion of all pre-employment requirements and upon the completion of the Mississippi Law Enforcement Training Academy, hourly rate will increase to \$13.94 (Exhibit 7-l)

Fire Department:

- m) Accept Monthly Fire Department Report (Exhibit 7-m)
- n) Authorize employment of Roy Parkinson as Firefighter, effective January 22, 2015, \$10.03 hourly; one-year probationary period and successful completion of all pre-employment requirements, H.R. Committee concurs (Exhibit 7-n)

Risk Manager/HR:

City Engineer:

Public Works Department:

- o) Authorize to award annual bid to Pensacola Concrete Construction for Slip Lining (CIPP) funded from various sources, i.e. Section 592, Pat Harrison Waterway District, Sewer Fund and Drainage Fund (Exhibit 7-o)

Community Development & Planning:

- p) Ratify authorization to advertise for the Mary C. O'Keefe roof replacement project funded through local funds from the approved loan (Exhibit 7-p)
- q) Authorize to reject and re-advertise the Government Street Improvement Project pending MDOT concurrence in accordance with the MDOT Project Development Manual (Exhibit 7-q)
- r) Authorize the Mayor to execute the Summary Change Order and pay Final Pay Application to Jay Bearden Construction, Inc. in the amount of \$13,124.49 for CIAP-funded Drainage Improvement Projects on Front Beach (Exhibit 7-r)

Planning Commission:

- s) Accept Planning Commission's recommendation to approve the Change in Zoning District from C-48: Commercial-Limited Marina to C-3: Highway Commercial for Bay View Holdings, LLC/John Felsher for property on the northwest side of Bienville Boulevard, adjacent to Biloxi Bay (Exhibit 7-s)

Building Department:

- t) Accept Tree Committee Minutes of January 15, 2015 (Exhibit 7-t)
- u) Accept Building Department Report for December, 2014 (Exhibit 7-u)
- v) Approval building permit to construct an open-sided covered boat shed at 3203 Cumberland Road (Exhibit 7-v)

Parks & Leisure Services:

- w) Accept resignation of probationary employee Justin Cook, effective January 15, 2015 and authorize employment of Payton Brown, full-time maintenance worker, effective January 21, \$12.00 hourly and six-month probationary period (Exhibit 7-w)
- x) Authorize to advertise for bids for the shade structures at the Ocean Springs Sports Complex (Exhibit 7-x)

City Attorney:

Facilities:

Peer Review Committee:

H.R. Committee:

Finance Committee:

8. DEPARTMENT REPORTS

Mayor:

City Clerk:

Police Department:

Fire Department:

Risk Manager/HR:

City Engineer:

Public Works Department:

Community Development & Planning:

- a) Discussion concerning Safe Routes to School Grant Application, Pecan Park Elementary School (Exhibit 8-a)
- b) Discussion on reallocation of Tidelands funds; reject all bids and re-advertise the OS Harbor Improvement Project (Exhibit 8-b)

Building Department:

Parks & Leisure Services:

City Attorney:

Facilities:

Peer Review Committee:

H.R. Committee:

Finance Committee:

9. ALDERMEN'S FORUM

- a) Discussion on Ocean Avenue Parking - Alderman McDonnell (Exhibit 9-a)
- b) Discussion on Tidelands Funds needed for Harbor Improvement Project – Alderman McDonnell

ADJOURN UNTIL 6:00 P.M. on February 3, 2015

**ADDENDUM TO AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
January 20, 2015 - 6:00 p.m.**

1. DEPARTMENT REPORTS

Mayor:

- a) Movie Location Agreement (Exhibit A-1a)