

REGULAR MEETING OF MARCH 3, 2015

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 March 3, 2015. 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.

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

PROCLAMATIONS

The Mayor read a proclamation declaring the month of March, as **American Red Cross Month** in the City of Ocean Springs (Exhibit 3-b).

The Mayor read a proclamation declaring the week of March 3-7, 2015 as **Pimpin Joy Week** in the City of Ocean Springs (Exhibit 3-c).

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

NEW BUSINESS

The update on paving by Supervisor John McKay was postponed until the next Board meeting on March 17, 2015.

Mr. Rich Westfall, a representative from the Mississippi Gulf Coast Regional Convention and Visitors Bureau (CVB), spoke about the resolution of support that would form a bill that would create a local and private election for Jackson County citizens to determine whether or not to allow a 2% hotel tax added to all rooms across Jackson County. Mr. Westfall explained that Harrison and Hancock Counties currently collect a hotel tax. Presently, Jackson County does not contribute anything to the CVB. The issue is being considered and pending approval by the Legislature. If the referendum passes with a 60% vote, the taxes collected would go directly to the Convention and Visitors Bureau for marketing and advertising. He stated that the Jackson County Board of Supervisors unanimously passed a supporting resolution for the 2% hotel.

NEW BUSINESS – Addendum

The Mayor presented the permit application for the Spring Arts Festival: Herb, Garden & Art. She explained in the past this event was named, Herb & Garden Festival, and held in the Depot parking lot and Marshall Park. The Chamber of Commerce has submitted their application, renaming and expanding this festival, scheduled for Saturday and Sunday, March 28th and 29th. Alderman Cody further stated the Chamber has sold 100 vendor booths that will be setting up in the Depot parking lot as well as down Washington Avenue from Highway 90 to Government Street. There was discussion concerning who would pay the costs incurred by the City for the overtime. Alderman Cody will meet with the Chamber to discuss these issues. No action was taken.

Motion was made by Alderman McDonnell and seconded by Alderman Denyer to authorize to adopt the Resolution to close Government Street from Washington Avenue to Russell Avenue on Tuesday, March 17, 2015, St. Patrick's Day. Motion carried with Aldermen Cox, Gill, McDonnell, Cody and Denyer voting aye and Aldermen Dalgo and Impey voting nay (Exhibit A-1b).

Motion was made by Alderman Gill and seconded by Alderman McDonnell to authorize to adopt the Resolution of the City of Ocean Springs, Mississippi to temporarily allow consumption of beverages and sale of beer on public property for Tuesday, March 17, 2015, St. Patrick's Day. Motion carried with Aldermen Cox, Gill, McDonnell, Cody and Denyer voting aye and Aldermen Dalgo and Impey voting nay (Exhibit A-1b).

CONSENT AGENDA

Motion was made by Alderman Gill, seconded by Alderman Impey and unanimously carried to approve the Consent Agenda and the Addendum.

DEPARTMENT REPORTS

Human Resources/Risk Management:

The interviews for the Police Chief position will be held on Thursday, March 5th at 5:30 p.m.

Building Department:

The Building Official gave a status update on property located at 1213 Lancelot Lane. He reported this lot was in condemnation status but the Board granted her additional time, with stipulations, to do the repairs as soon as her father's estate was closed. Ms. Karen Champiomont, the new property owner, did secure a building permit. The Building Official reported some progress has been made but there are still ongoing issues. He reported her building permit is still valid and will give her every opportunity

to complete the repairs before it expires. Once the permit expires, he wants to begin action against the property owner. A new roof has been put on but no other repairs have been completed and no interior work has been done. There is construction debris in the front yard. The Building Official also stated his office mailed letters inviting the property owner to attend the Board meeting to give an update. The Building Official asked if no other repairs have been done that once the permit expires, he will begin the lot cleaning. Motion was made by Alderman Dalgo, seconded by Alderman Cody and unanimously carried to accept the recommendation of the Building Official to begin lot cleaning actions at 1213 Lancelot Lane when the building permit expires and no other repairs have been complete.

The Building Official reported on Saturday, February 28, one of the reflective markers attached to the large oak tree on Washington Avenue was broken off. It was determined that a Penske rental truck had hit the large tree limb. He said this has been an ongoing issue because the tree limb hangs very low; therefore, the limb has incurred damage from large trucks, tractor trailers and boats on trailers, etc. hitting the limb over a period of time. There is a sign cautioning vehicles of the clearance. Alderman Cox, Alderman Cody and the Building Official met with a local tree professional, Donnie McClain, to inspect the tree. It was Mr. McClain's recommendation to trim the limbs that have begun to rot due to damage done over the past years. The Building Official asked for approval to remove some of the major limbs, after the Tree Committee has made their recommendation and approval. After further discussion, the Building Official will obtain a diagram and recommendation by a licensed certified arborist and the Tree Committee.

The Building Official reported the tree canopy on Porter Avenue and Jackson Avenue has recently been raised along with maintenance trimming. He asked the Board to consider doing the same on Washington Avenue and slowly moving East as time and budget allows. Mr. Donnie McClain, McClain's Tree Service, gave an estimate of \$2,500 to trim tree limb and lift the canopy on from Porter Avenue to the beach on Washington Avenue. The Mayor asked the Building Official to obtain the estimate in writing from Mr. McClain.

ALDERMEN'S FORUM

Alderman McDonnell asked the Parks Director to schedule a meeting with the Parks Advisory Board and any Aldermen wishing to attend to discuss the Taconi gym issues and determine what to present to the Ocean Springs School District concerning this matter.

The Mayor thanked everyone for the hard done at the fundraiser for the Armory Restoration project. They were able to raise over \$12,000.00

Alderman Cox also thanked everyone for the hard work done for the fundraiser. They raised over \$12,000 for the armory restoration project. The 5-10 year olds will be able to use this court for their basketball program.

Motion was made by Alderman Cox, seconded by Alderman Cody and unanimously carried to appoint the Building Official, Hilliard Fountain, as the project manager to oversee the Mary C. O'Keefe roof repair project.

Alderman Cox stated he would like the Public Works Department to begin using flex time.

Alderman Cox said he would like to accept the verbal quote for tree trimming from Porter Avenue to the beach on Washington Avenue. The Mayor and Board asked that the quote be submitted in writing prior to approval.

Alderman Denyer asked the Building Official and the Public Works Assistant Director to look at the trees on Pine Hills Road and make a recommendation for trimming them.

Alderman Denyer also stated the trimming done on the trees at the Mary C. O'Keefe look good.

EXECUTIVE SESSION

Motion was made by Alderman Gill, 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 Impey and unanimously carried to remain in executive session to discuss ongoing litigation in the Supreme Court.

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

Motion was made by Alderman Impey, seconded by Alderman Cody and unanimously carried to recess until 6:00 p.m. on March 17, 2015.

Meeting ended at 8:11 p.m.

City Clerk

Mayor

Date

Date

**AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
March 3, 2015 – 6:00 p.m.**

1) CALL TO ORDER

2) ROLL CALL

3) PROCLAMATIONS

- a) American Red Cross Month – March, 2015 (Exhibit 3-a)
- b) Pimpin Joy Week – March 3-7, 2015 (Exhibit 3-b)

4) OLD BUSINESS

5) NEW BUSINESS

- a) Update on Paving – Supervisor John McKay
- b) Presentation by MS Gulf Coast Regional Convention and Visitors' Bureau - Mr. Rich Westfall

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 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 discussions of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.*

Mayor:

- a) Adopt Resolution of the Board of Aldermen of the City of Ocean Springs in support of the request by the Jackson County Board of Supervisors for local and private legislation authorizing the imposition of a 2% hotel/motel occupancy tax in Jackson County to help fund the operations of the Mississippi Gulf Coast Regional Convention and Visitor's Bureau; and for related purposes (Exhibit 7-a)

City Clerk:

- b) Approve Minutes: Recess Meeting February 18, 2015 (Exhibit 7-b)
- c) Approve Minutes: Recess Meeting February 23, 2015 (Exhibit 7-c)
- d) Approve Minutes: Special Call Meeting February 24, 2015 (Exhibit 7-d)
- e) Approve payment: Docket of Claims and spread Summary Upon the Minutes (Exhibit 7-e)
- f) Accept Action Report (Exhibit 7-f)

Police Department:

- g) Accept resignation of Warrants Officer Kenneth Neal Allen, II, effective March 13, 2015, and authorize to begin the process to fill the vacant position in patrol, pending HR Committee approval (Exhibit 7-g)
- h) Accept resignation of Lieutenant Glen Fox, effective May 22, 2015, and authorize to begin the process to fill the vacant position in patrol, pending HR Committee approval (Exhibit 7-h)

Fire Department:

Human Resources/Risk Management:

City Engineer:

Public Works:

- i) Authorize the Mayor to execute Summary Change Order No. 2, Pay Application No. 2 in the amount of \$19,138.05 and final to Pensacola Concrete for 3213-3215 Nottingham Drainage Improvements (Exhibit 7-i)

Community Development & Planning:

- j) Authorize to award the Mary C. O'Keefe Cultural Center roof replacement to Mandal's for a base bid of \$174,682.00 and unit prices of Unit Price 1 - \$8.25/sf; Unit Price 2 - \$6.25/sf and Unit Price 3 - \$7.60/sf (Exhibit 7-j)

Building Department:

- k) Accept Tree Committee Minutes from February 19, 2015 (Exhibit 7-k)
- l) Accept resignation of Theresa Dobbs, effective March 13, 2015, and authorize to begin the process to fill the vacant position (Exhibit 7-l)

Parks & Leisure Services:

- m) Approve the Facility Use Agreement for Clay Boyd's League large field by Southern Sports Leagues, LLC for the adult kickball on Thursday nights beginning April 16, 2015 – June 11, 2015 (Exhibit 7-m)
- n) Approve the Facility Use Agreement for the Stephen Parker fields, Alice Street fields and the OS Sports Complex for the Ocean Springs baseball league beginning February 18, 2015 – May 31, 2015 (Exhibit 7-n)

City Attorney:

Peer Review Committee:

H.R. Committee:

Finance Committee:

8) DEPARTMENT REPORTS:

Mayor:

City Clerk:

Police Department:

Fire Department:

Human Resources/Risk Management:

- a) Set date for Police Chief interviews

City Engineer:

Public Works:

Community Development & Planning:

Building Department:

- b) Update on 1213 Lancelot

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 March 17, 2015

**ADDENDUM TO AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
March 3, 2015 - 6:00 p.m.**

1. NEW BUSINESS

- a) Discussion concerning the Special Event Permit Application for the Spring Arts Festival: Herb, Garden & Art on Saturday, March 28th and Sunday, March 29th sponsored by the OS Chamber of Commerce (Exhibit A-1a)
- b) Discussion concerning the Special Event Permit Application for the St. Patrick's Day Celebration on Tuesday, March 17, 2015; Resolution to Close Government Street from Washington Avenue to Russell Avenue on Tuesday, March 17, 2015, St. Patrick's Day and Resolution to Temporarily Allow Consumption of Beverages and Sale of Beer on Public Property on Tuesday, March 17, 2015, St. Patrick's Day
(Exhibit A-1b)

2. DEPARTMENT REPORT

Building Department:

- a) Discussion regarding continuous damage occurring by vehicles on Washington Avenue (Exhibit A-2a)