

REGULAR MEETING OF SEPTEMBER 1, 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 September 1, 2015. The Mayor presiding, Aldermen Cox, Gill, McDonnell, Cody, Denyer, and Impey were present. Also present was City Clerk Shelly Ferguson and City Attorney John Edwards. Alderman Dalgo was absent at roll call but was arrived later in the meeting.

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 September 1, 2015 as **Fabin "Whitehorse" Ladnier** in the City of Ocean Springs (Exhibit 3-a).

NEW BUSINESS

Ms. Ravin Floyd, Executive Assistant and P.I.O., presented the members of the Mayor's Youth Council. The members are Cady Cooper, President; Sunna Suvani, Vice President; Jessica Leonard, Secretary; Sally Boswell, Special Projects Coordinator; Kassidy Biss, Communications Coordinator, Samuel Edmonson, Skylar Read, Lea Dudte, Margaret Wakham, Carli Gustafson, Patrick Cressler, Karley Bishop, Jillian Vice, Olivia Eustice, Treviso Davis, Isabella Rubenstein, Brayden Thomas, Marissa Anderson, Jackson Holland, Kate Wilson, Chelsea Harris, Tres Wade, Camille Blakenship, Marina Blakenship, Mary Agnes Mestayer, Addison Barchie, Aubrey Johnson, Daelyn Cook, Davida Franklin, Victoria Lee and Isabella Capalbo.

Mr. Dennis Cowart presented the Mayor and Board with proposed revisions to the Zoning Ordinance. He asked them to consider a slight modification to the height requirements. As they are now, it forces property owners to build at lower elevations putting them in harm's way of dangerous storms.

PUBLIC COMMENTS

Mr. Johnny Ryan, a business owner in Ocean Springs, addressed the Mayor and Board about the homeless situation and the problems with public intoxication. He said he

does not understand why the City cannot stop them from going into the gas stations to purchase alcohol.

CONSENT AGENDA

Motion was made by Alderman Dalgo, seconded by Alderman Gill and unanimously carried to approve the Consent Agenda with the exception of item (7-h) which was pulled by Alderman Dalgo.

Alderman Dalgo pulled item (7-h) for clarification. The Planning/Grants Administrator explained there was a discrepancy with the bid process related to the time that an addendum was distributed. It did not follow the State purchasing guidelines; therefore, the City will have to reject all bids and re-advertise for this project.

Motion was made by Alderman Dalgo, seconded by Alderman Denyer and unanimously carried to authorize to reject all bids received for the Government Street Improvements Project and to re-advertise, pending MDOT concurrence in accordance with the MDOT Project Development Manual (Exhibit 7-h).

DEPARTMENT REPORTS

Mayor:

The Mayor presented a letter of appreciation from Robert E. Hirsch (ret.) and thanking the City for working on behalf of the Ocean Springs School District to assist in getting some of the BP settlement funds (Exhibit 8-a).

ALDERMEN'S FORUM

Motion was made by Alderman Cody, seconded by Alderman Gill and unanimously carried to appoint Nicholas Gant to the Zoning and Adjustment Board, term expiring June 30, 2018.

Motion was made by Alderman Dalgo, seconded by Alderman Denyer to adopt **Ordinance No. 2015-13 An Ordinance to Provide Stepped Fines for Animals Running at Large** (Exhibit 9-a). The motion carried with a roll call vote as follows:

Alderman Cox	<u>Voting Aye</u>
Alderman Gill	<u>Voting Aye</u>
Alderman McDonnell	<u>Voting Aye</u>
Alderman Cody	<u>Voting Aye</u>

Alderman Denyer	<u>Voting Aye</u>
Alderman Dalgo	<u>Voting Aye</u>
Alderman Impey	<u>Voting Aye</u>

Motion was made by Alderman Cody, seconded by Alderman Gill to adopt **Ordinance No. 2015-14 An Ordinance to Restrict Electronic Smoking Devices in Government Buildings and Parks** (Exhibit 9-b). The motion carried with a roll call vote as follows:

Alderman Cox	<u>Voting Aye</u>
Alderman Gill	<u>Voting Aye</u>
Alderman McDonnell	<u>Voting Aye</u>
Alderman Cody	<u>Voting Aye</u>
Alderman Denyer	<u>Voting Aye</u>
Alderman Dalgo	<u>Voting Aye</u>
Alderman Impey	<u>Voting Aye</u>

Motion was made by Alderman Cody, seconded by Alderman Gill to adopt **Ordinance No. 2015-15 An Ordinance Designating a Loading Zone in the City of Ocean Springs on an Eastern Portion of Washington Avenue between Government Street and Bowen Street** (Exhibit 9-c). The motion carried with a roll call vote as follows:

Alderman Cox	<u>Voting Aye</u>
Alderman Gill	<u>Voting Aye</u>
Alderman McDonnell	<u>Voting Aye</u>
Alderman Cody	<u>Voting Aye</u>
Alderman Denyer	<u>Voting Aye</u>
Alderman Dalgo	<u>Voting Aye</u>
Alderman Impey	<u>Voting Aye</u>

Motion was made by Alderman McDonnell, seconded by Alderman Denyer and unanimously carried to approve a demolition permit for a structure located at 1604 Kensington Avenue.

Alderman Cody thanked Public Works for striping on Government Street and Stuart Avenue.

Alderman Cody announced there will be a Cruisin' the Coast meeting on September 10th at 10:00 a.m. at the Chamber of Commerce.

Alderman Cody asked for an update on the traffic study on Pine, Bechtel, Halstead and Holcomb. The Planning/Grants Administrator stated Gulf Regional Planning Commission is still working on it but she will follow up them. He also asked about putting speed bumps on these streets.

Alderman Cox asked Public Works to fill in transition with asphalt from bridge to road at the Weeks Bayou Bridge.

Alderman Cox stated it was brought to his attention that the wind rating for the construction of the shade structures at the Highway 57 Sports Complex was 130 mph, not 160 mph as previously stated in a Board meeting. He asked if there would be a reduction in the contract price due to the discrepancy in the wind rating. The City Engineer said he would meet with the County Building Official to verify what the wind rating would be for these types of structures and then meet the Contractor to determine if there are any costs differences in the contract price. The City Attorney also advised he will have to look further into this issue and come back with a detailed resolution.

Alderman Denyer asked Public Works to fill in a hole at foot of Washington Avenue with asphalt.

Alderman Denyer said there are problems with the homeless citizens behind the Ritchey building and asked the Police Department to look into this matter.

Alderman Denyer said he was disappointed that Jackson County was not mentioned during the celebration honoring the first responders of Hurricane Katrina that was held in Gulfport. He stated other Jackson County elected officials also noticed they were not mentioned.

Alderman Impey congratulated the school on the community wide pep rally. It was well attended and a great event.

Alderman Impey announced the Ocean Springs Veteran of Foreign Wars Post 5699 and its Auxiliary honoring our veterans on Saturday, September 19 from 12 p.m. – 4 p.m. at 612 VFW Road. They will be serving hamburgers and hotdogs.

EXECUTIVE SESSION

Motion was made by Alderman Denyer, seconded by Alderman Gill 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 Gill and unanimously carried to remain in executive session to discuss potential litigation and property acquisition.

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

Motion was made by Alderman Gill, seconded by Alderman Impey and unanimously carried to recess until 6:00 p.m. on September 8, 2015.

Meeting ended at 8:27 p.m.

City Clerk

Mayor

Date

Date

AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
September 1, 2015 – 6:00 p.m.

1. CALL TO ORDER

2. ROLL CALL

3. PROCLAMATION

- a) Fabin “Whitehorse” Ladnier Day (Exhibit 3-a)

4. NEW BUSINESS

- a) Introduction of the 2015-2016 Mayor’s Youth Council (Exhibit 4-a)
- b) Presentation of proposed revisions to Zoning Ordinance Section 508 – Mr. Dennis Cowart (Exhibit 4-b)

5. OLD 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:

City Clerk:

- a) Approve Minutes: Recess Meeting August 18, 2015 (Exhibit 7-a)
- b) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 7-b)
- c) Accept Action Report (Exhibit 7-c)
- d) Approve Special Event Permit Application for the OSHS Homecoming Parade on Wednesday, September 23, 2015, from 5:30 p.m. – 7:30 p.m., using approved parade route (Exhibit 7-d)

Police Department:

- e) Authorize removal of various employees from probationary status to full-time civil service status per the dates indicated (Exhibit 7-e)
- f) Authorize removal of various employees from post-probationary status to full-time civil service status per the dates indicated (Exhibited 7-f)

Fire Department:

Human Resources/Risk Management:

City Engineer:

Public Works:

- g) Authorize transfer of Unit #2858 - 2012 Dodge Ram 1500 XT Cab from Public Works Department to the Building Department and Unit #4644 - 2007 Ford F150 XT Cab from Building Department to Public Works Department (Exhibit 7-g)

Community Development & Planning:

- h) Authorize to reject all bids received for the Government Street Improvement Project and to re-advertise pending MDOT concurrence in accordance with the MDOT Project Development Manual (Exhibit 7-h)

Building Department:

- i) Accept Tree Committee Report (Exhibit 7-i)
- j) Accept Code Enforcement Report (Exhibit 7-j)

Parks & Leisure Services:

City Attorney:

- k) Authorize the Mayor to execute the Answer of the City of Ocean Springs Ocean Springs, Mississippi and Agreement for Trial of Cause, Stanley W. Ellis vs. J.O. Taylor, et.al. (Exhibit 7-k)

Facilities:

Peer Review Committee:

H.R. Committee:

Finance Committee:

8. DEPARTMENT REPORTS

Mayor:

Information Item:

- a) Appreciation letter from Robert E. Hirsch (ret.) (Exhibit 8-a)

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

- a) Adopt Ordinance to Restrict Electronic Smoking Devices in Government Buildings and Parks (Exhibit 9-a)
- b) Adopt Ordinance Designating a Loading Zone in the City of Ocean Springs Ocean Springs on an Eastern Portion of Washington between Government Street and Bowen Avenue (Exhibit 9-b)
- c) Adopt Ordinance to Provide Stepped Fines for Animals Running at Large (Exhibit 9-c)

10. EXECUTIVE SESSION

RECESS UNTIL 6:00 P.M. on September 15, 2015