

RECESS MEETING OF JULY 19, 2016

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 July 19, 2016. Mayor Moran presiding, Aldermen Cox, Gill, McDonnell, Cody, Denyer, Dalgo and Impey were present. Also present was City Clerk Shelly Ferguson and City Attorney John Edwards and Kevin Melchi.

The Mayor called the meeting to order.

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

OLD BUSINESS

The Mayor pulled item (3a) from Old Business and stated it would be handled during executive session.

NEW BUSINESS

Commander Ben Wilder, President of the Ocean Springs Soccer Organization, addressed the Mayor and Board about the need for additional parking at the Ocean Springs Sports Complex on Highway 57. The Sports Complex on Highway 57 is amazing and a great opportunity. He thanked Geri Straight for working with them. The field space is available to practice but has parking limitations. He requested to mitigate the grass lot for better use of the lot and make it better for parking during rainy days. He also suggested putting a walkway or walking track around the fields for the people of Ocean Springs. Alderman Cox reiterated we are working to get parking behind the ballfields. We are waiting on permits from the Corp of Engineers to move forward. Mr. Joe Gill has the information and he will have to find out where we stand.

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

The Mayor pulled item (3a) from Old Business and called for closed session to go into executive session to discuss this issue with the City Engineer and the Board of Aldermen about potential litigation regarding the Ocean Springs Sports Complex Metal Shade Structures. Mike Steiner not in attendance.

Motion was made by Alderman Cox, seconded by Alderman Cody and unanimously carried to go into closed session to consider remaining in executive session.

The City Clerk returned to the meeting and announced a motion was made by Alderman Gill, seconded by Alderman Cody and unanimously carried to remain in executive session to discuss potential litigation in the Park's Department and potential litigation regarding a contract.

The City Attorney, John Edwards, returned to the meeting and announced a motion was made by Alderman Impey, seconded by Alderman Dalgo to accept a proposal from GT Development and Contracting, LLC as recommended by Compton Engineering for advertised coating requirement for shade structures at Ocean Springs Sports Complex on Highway 57. Motion was

made by Alderman Impey, seconded by Alderman Denyer and unanimously carried to accept negotiated termination from Gibson Contractors under terms provided in counsel's letter and releasing the city, city engineers, and agents from any liability arising from the shade structure project.

Motion was made by Alderman Cox, seconded by Alderman Cody and unanimously carried to come out of executive session and back into Regular Session.

Kimberly Miller, Allen Engineering and Science, addressed the Mayor and Board with the Stormwater Program Summary and Update. One reason for managing stormwater for biological and sediment impairment in many of our waters and this is meant to reduce these. MDEQ has the City's 5 year stormwater permit for review and will report to us in August for updates and improvements to be made. New stormwater ordinances and ways the state requires the city to manage stormwater over the next year. In addition to looking at a new ordinance this year and next year will be increased record keeping responsibilities on part of the staff. MDEQ will be doing more inspections at sites and the permits the city is responsible for are from 1 to 5 acres. If it is more than 5 acres it goes to the MDEQ. Stormwater covers six minimum measures - Public Education and Outreach, Public Involvement, Illicit Discharge Protection and Elimination, Construction Stormwater Controls, Post Construction Stormwater Controls, Municipal Pollution Preventions and Housekeeping, which is how the city maintains its own facilities. Over the next 5 years the state will want to see more of the stormwater retained on site. One request is to capture the first inch of rainwater as it falls to the ground. She also explained the differences between Green and Gray Infrastructure. The Mayor stated are considering going forward this year to complete the Unified Development Code and to work with our Planning and Building Department to build in some requirements and give additional incentives to developers who utilize green infrastructure.

Motion was made by Alderman Denyer, seconded by Alderman Cox and unanimously carried to hire Ravin Floyd as an Advisor to the Mayor's Youth Council for an average of 12 hours a month at \$14.85 per hour from August 1, 2016 to September 30, 2016, and reassess at that time.

PUBLIC COMMENT

Val Kleesh who resides at 503 Heatherstone Circle presented a card and donation from her neighborhood to the Police Department as a way to say "Thank you" and let them know they are appreciated.

CONSENT AGENDA

Alderman Denyer requested Carolyn Martin provide signage for Harbor Road Improvement Project. Ms. Martin stated she is in progress of getting the signage approved.

Motion was made by Alderman Cody, seconded by Alderman Cox and unanimously carried to approve the Consent Agenda with the exception of items (6-o), (6-q) and (2a) on the addendum.

Alderman Cody pulled item (6-o) to ask the Planning/Grants Director if this landscaping request with Gulf Breeze Landscaping, LLC for the Kudzu Project is a one-time request or a continuing request. Alderman Cody asked if Public Works will be responsible for maintaining the property when the project is complete. The Planning/Grant Administrator stated this is a one-time request for landscaping within the drainage area. Chempro has three additional maintenance frames on the uplands before the project is complete. Looking into what chemicals and cost for budget considerations. Mowing the sod area and weed maintenance is the only additional maintenance that will be required by Public Works. Plants are maritime plants and are self-sustaining and are used for filtration. Alderman Cody, seconded by Alderman Denyer and unanimously carried to accept item (6-o).

Alderman Cox pulled item (6-q) to make a motion to table this item. Alderman Cox, seconded by Alderman Denyer and unanimously carried to table this item until the engineer, attorney, and planning/grants administrator to meet with the bidders to discuss and come back to the Board with a recommendation.

Alderman Cody pulled item (2A) to ask the Planning/Grants Administrator for clarification on the asphalt which is contained in the CIAP contract and not this type of contract. It is being addressed with the punch list on the other contract. Mr. Cody asked for an update to provide to the Harbor Commission. Motion made by Alderman Cody, seconded by Alderman Cox and unanimously carried to accept item 2A.

DEPARTMENT REPORTS

Community Development & Planning:

Motion was made by Alderman Denyer, seconded by Alderman Impey to adopt **Ordinance No. 2016-07 An Amendment to Ordinance No. 13-1976 Rezoning Property Herein Described From R-2 To C-P and From C-2 To C-P** as presented (Exhibit 7-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>

ALDERMEN'S FORUM

Alderman Dalgo asked for an update on the Government Street sidewalk project. The Planning/Grants Administrator stated she spoke to David Seyfarth today and there is a tentative date for the pre-construction meeting but waiting to confirm with the contractor. The contract has been approved and in place from MDOT.

Motion was made by Alderman Gill, seconded by Alderman Denyer and unanimously carried to adjourn the meeting until 6:00 p.m. on August 2, 2016.

Meeting ended at 7:39 p.m.

City Clerk

Mayor

Date

Date

AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
RECESS MEETING
July 19, 2016 - 6:00 p.m.

1) CALL TO ORDER

2) ROLL CALL

3) NEW BUSINESS

- a) Discuss parking issues at Ocean Springs Sports Complex at Highway 57 – Commander Ben Wilder (Exhibit 3-a)
- b) Stormwater Program Summary and Update – Ms. Kimberly Miller – Allen Engineering and Science

4) OLD BUSINESS

- a) Discuss Ocean Springs Sports Complex Metal Shade Structures – Mr. Mike Steiner (Exhibit 4-a)

5) 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.

6) CONSENT AGENDA*

** Consent Agenda – All matters listed under Item 6, 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: Special Call Meeting June 20, 2016 (Exhibit 6-a)
- b) Approve Minutes: Special Call Meeting June 30, 2016 (Exhibit 6-b)
- c) Approve Minutes: Regular Meeting July 5, 2016 (Exhibit 6-c)
- d) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 6-d)
- e) Accept Action Report (Exhibit 6-e)
- f) Approve Run/Walk Permit Application for the Bridge the Gap Bridge Walk Honoring the Men and Women in Blue on Thursday, August 25, 2016, from 6:30 p.m. – 8:30 p.m., with no cost to the City (Exhibit 6-f)
- g) Ratify check payable to Jackson County Chancery Clerk in the amount of \$70.00 for recording Evergreen Cemetery Deeds (Exhibit 6-g)

Police Department:

- h) Authorize removal of Patrolman Chris Bryan from probationary status to full time status, effective immediately (Exhibit 6-h)
- i) Authorize removal of Dispatcher Ja’Lisa Wilson from probationary status to full time status, effective immediately (Exhibit 6-i)
- j) Accept recommendation by Police Chief to transfer title, ownership, and possession of the 2007 Chevy Tahoe (VIN 2379) previously declared surplus to the Ocean Springs School District Police Department (Exhibit 6-j)

- k) Authorize to attend out of state training for Lt. James Billingsley to attend Colt Defense Training Course in Florence, Alabama and Capt. William Jackson and Lt. Bruce Spearnock to attend an Internal Affairs Investigations School in Slidell, Louisiana (Exhibit 6-k)

Fire Department:

- l) Accept Monthly Fire Department Report (Exhibit 6-l)
- m) Authorize employment of Jeffery Warrick as Firefighter, effective date July 20, 2016, \$10.42 hourly, one-year probationary period, and pending successful completion of all pre-employment requirements, HR committee concurs (Exhibit 6-m)

Human Resources/Risk Management:

City Engineer:

Public Works:

- n) Authorize removal of Street Department Equipment Operator, Stephen Farnsworth, from probationary status to full time status effective August 3, 2016 (Exhibit 6-n)

Community Development & Planning:

- o) Authorize the Mayor to execute with Gulf Breeze Landscaping, LLC in the amount of \$28,514.90 for the Landscape within the Drainage Area on the Magnolia Property – CIAP – MS-30705 (Exhibit 6-o)
- p) Authorize the Mayor to execute the Local Governmental Resolution Agreement and Authorization to Proceed for the Office of Highway Safety for Occupant Protection Enforcement Grant in the amount of \$5000.00 (Exhibit 6-p)
- q) Authorize the Mayor to award J. E. Borries, Inc. the Base Bid for Harbor Stormwater Management and Wetlands Restoration – CIAP - MS-30706 in the amount of \$142,700.00 and Upon approval Execute Contract and Notice to Proceed issued (Exhibit 6-q)

Zoning and Adjustment Board:

- r) Accept the Zoning and Adjustment Board's recommendation for the side yard setback variance at 1111 Nelson Avenue – Marco St. John (Exhibit 6-r)

Building Department:

- s) Accept Tree Protection Committee meeting minutes of July 5, 2016 (Exhibit 6-s)
- t) Accept Code Enforcement Report through July 15, 2016 (Exhibit 6-t)

Parks & Leisure Services:

- u) Accept Parks Advisory Board meeting minutes of June 14, 2016 (Exhibit 6-u)
- v) Accept resignation of Timothy Hogan, Grounds Maintenance, effective July 15, 2016 and authorize to begin the process to fill the vacant position (Exhibit 6-v)

City Attorney:

Facilities:

Peer Review Committee:

H.R. Committee:

Finance Committee:

7) DEPARTMENT REPORTS

Mayor:

City Clerk:

Police Department:

Fire Department:

Human Resources/Risk Management:

City Engineer:

Public Works:

Community Development & Planning:

- a) Adopt Ordinance to Amend Ordinance No. 13-1976 Rezoning Property Herein Described From R-2 to C-P and From C-2 to C-P – 1600 Government Street and 711 Magnolia Avenue (Exhibit 7-a)

Building Department:

Parks & Leisure Services:

City Attorney:

Facilities:

Peer Review Committee:

H.R. Committee:

Finance Committee:

8) ALDERMEN'S FORUM

9) EXECUTIVE SESSION

ADJOURN UNTIL 6:00 P.M. on August 2, 2016

**ADDENDUM TO AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
RECESS MEETING
JULY 19, 2016 - 6:00 p.m.**

1. **NEW BUSINESS**

Mayor:

- a) Request Ravin Floyd to continue part-time employment as Advisor to the Mayor's Youth Council from August 1, 2016 through May 31, 2017, for an average of 12 hours a month at \$14.85 per hour (Exhibit A-1a)

2. **CONSENT**

Community Development and Planning:

- a) Authorize payment to M & D Construction Company for Pay App. #6 in the amount of \$63,040.00 for Harbor Road Improvements Project, as budgeted (Exhibit A-2a)

Fire:

- b) Accept the resignations of Firefighter William Sudduth and Lt. Justin Lopez to be effective July 31, 2016, and begin the process to fill the vacant positions (Exhibit A-2b)