

REGULAR MEETING OF DECEMBER 6, 2016

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 December 6, 2016. Mayor Moran presiding, Aldermen Cox, Gill, McDonnell, Cody, Denyer, and Impey were present. Also present was City Clerk Shelly Ferguson and City Attorney Kevin Melchi. Alderman Dalgo was absent.

The Mayor called the meeting to order.

Reverend Mike Barnett gave the invocation and the Mayor led the Pledge of Allegiance.

PROCLAMATION

The Mayor read a Proclamation declaring December 6, 2016 as **Macedonia Missionary Baptist Church Day** in the City of Ocean Springs. (Exhibit 3-a)

OLD BUSINESS

Alderman Cox stated he would wait and make a statement about the Ryan Youth Center dedication and ribbon cutting during alderman's forum.

The Mayor questioned the logistics of the Ryan Youth Center. The Mayor is interested in knowing which groups would be allowed to use the building, who will be responsible in operating and maintaining the building, and whose authority will it be under. Alderman Cox stated that Geri Straight, Parks Director, will be in charge of the building for all basketball practices. Janice Hilton will be over the building for all rentals after basketball season is over.

Alderman Impey questioned what department will be over the Ryan Youth Center building and whose budget will it come out of.

NEW BUSINESS

Mary Agnes Mestayer, President of the Mayor's Youth Council, gave an update on the projects that the Mayor's Youth Council have been involved with and are currently working on.

PUBLIC COMMENT

Patty Thurber, 2116 Whitney Oaks, she stated she has a lot at 251 Lovers Lane. She is requesting the Mayor and Board of Alderman to reconsider the interpretation of the residential sprinkler system ordinance. With the ordinance as it stands would cause them to not be able to build a second story. They may consider to not build back on that property which would cause them to build their home elsewhere, possibly outside of Ocean Springs.

Tim Wold, Off the Hook Fish House, 1013 Government Street, is inviting everyone to come out to Pleasant's BBQ for a charity event on December 18, 2016, to help the Battle Family who recently lost their home to a fire. Mr. Wold also asked to have any fees that may be associated with the event be waived. This event will be held on city property. Alderman McDonnell reminded them that a Special Event Permit Application needs to be completed for the event.

Ann Whyte, 3629 Perryman Road, came before the board to get a status on the residential sprinkler system ordinance. Mrs. Whyte is waiting to build on their Lot at Seaside. She stated it is a concern for them because for each day there is not a decision made it is costing them money. They have been notified construction costs are going up and inflation has already gone up. They are coming to a point where they need to decide if they are even going to build on this property.

The Mayor stated she has been gathering information from different sources and wants to invite the Fire Chief, Building Official, the Board of Aldermen, and contractors to attend a meeting to discuss options. This would require a change to the ordinance so it needs to be discussed and a decision made.

Alderman Denyer stated the Board needs to set a deadline to give the citizens an answer so they are able to make a decision on how to proceed with building on their property.

Ann Malone, 3230 Cumberland Road #82, asked the Mayor and Board to do some research on long term effects of LED lighting. Ms. Malone also expressed her concerns about the lack of doctors on duty at Ocean Springs Hospital over the Thanksgiving holiday.

Michael Pleasant stated the time for the Special Event Battle Family Fish Fry will be on Sunday, December 18, 2016 from 12:00 p.m. – 6:00 p.m.

ADDENDUM

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

CONSENT AGENDA and ADDENDUM

Motion made by Alderman Denyer, seconded by Alderman Impey and unanimously carried to approve the Consent Agenda and Addendum with the exception of (Item A-1a) pulled by Alderman Cox and (Item 7-f) pulled by Alderman Impey.

Alderman Cox pulled (Item A-1a) to give the Mayor and Board time to review the Lease Agreement with Young Life for use of office space in the Ryan Youth Center before approving.

Alderman Impey pulled (Item 7-f) to discuss approval of the Carnival Association's Mardi Gras night parade on Friday, February 24, 2017. A memo from Deputy Chief Derek Hoppner was given to the Mayor and Board stating the police department was recommending to not approve this parade. The memo addressed problems from past parades by listing occurrences that took place due to safety concerns for the officers being assaulted and crowds are too large for their department and assisting agencies to maintain adequate safety.

Alderman Cody stated he would like to have a meeting with the Police Department, Public Works, and the Mayor and Board to discuss prior to cancelling this event to see what can be done to improve this parade. Alderman McDonnell wants to hear from the Police Chief before this is voted on. The Board is concerned why this information has not been brought before the Board to address these issues.

Deputy Chief stated the Police Chief is out of town but is in agreement with this recommendation to cancel the night parade. He also stated that these problems and concerns have been discussed in meetings regarding special events. He assumed the Aldermen attending these meetings were bringing the information back to the Board.

Alderman Denyer commented that this is the first time he has seen this memo and heard officers were assaulted. Alderman Denyer stated the last paragraph of the memo is graphic and it makes a lot of accusations against the Board. He requests more time before making a decision. Alderman McDonnell stated these valid concerns have to be addressed responsibly. Alderman McDonnell will not vote on this until he has had the opportunity to meet with the Police Chief and Sheriff to address these issues.

Motion made by Alderman Impey, seconded by Alderman Cody and unanimously carried to table this item (Item 7-f) until further discussion with the Police Department, Sheriff's Department and Department Heads can take place.

DEPARTMENT REPORTS

Public Works:

James Foster, City Engineer, updated the Board on the water and sewer facilities plans. The facilities plan has a requirement for applying for low interest loans through the state. Public Works has approximately \$30million worth of projects in the planning phase. The state will only allow \$5million dollars at a time. Public Works is reviewing the projects and listing according to priority.

The Public Works Director, City Attorney and Compton Engineers met to discuss one major project which is to get a water line across Fort Bayou from West Jackson County system to Lovers Lane to increase the pressure and eliminate the closed loop system that is currently in place. There are three different options under review.

Mr. Foster stated the repainting of the City's water tanks is a \$300,000.00 to \$350,000.00 project that will be included in the list of projects where funds will be applied for.

Also included in this plan is to replace thousands of feet of asbestos cement water lines throughout the city. The section of lines from Calhoun Street between Washington Avenue and Jackson Avenue will be replaced with the current budget. There have been 5 breaks in this area in the last couple of years. Moving forward they will look at the areas where they are having the most breaks and prioritize the list of projects.

Projects that will be included in the sewer side of the plan are to include some lift stations that are in need of major repairs. Public Works just completed \$3.2million on the 592 Sewer Rehab program on pump stations, repairing and lining manholes, replacing and lining sewer pipes, and installing SCADA systems to pump stations.

Smoke testing is continuing to be done. Some inflow issues have been found.

The storm drain updates; the Chaney-Thorn ditch in the Mosaic Church area has been completed. The Vicksburg ditch which runs along the east side of Parktown has been rocked in but still needs hydro-seeding. The CIAPP Arbor Vista ditch is complete.

Mr. Foster stated there are two Pat Harrison projects being considered for approval and five more that will be sent for approval.

Alderman McDonnell asked about paving being done at Little Children's Park. He said he did not request this. Alderman McDonnell said he received phone calls from citizens concerned about run off into a ditch that cannot handle additional water. Alderman McDonnell is requesting the Public Works Director to follow up with the county and put this on hold.

Alderman Denyer asked is something can be done about the JCUA sewer station on the corner of Bechtel Blvd. and Government Street. The smell at this corner is horrible and has been this way for years. Mr. Foster stated station #4 is going under a huge overhaul. The cause of the smell is because the manhole next to the station is open because they have a pickup tube going into it for their bypass pump.

Alderman Cody asked about the two pipes that run under Fort Bayou. He was told one of them failed. Alderman Cody is requesting Public Works to verify this has been fixed and that both lines are operating.

James Foster said Public Works took bids on 1,100 feet of sewer pipe lining. The bid documents stated the unit price bids are not to exceed \$48,000.00 for the project. The bids will be reviewed and placed on the next agenda.

The Mayor commended Public Works on the work they did at the Kudzu lot on Magnolia Avenue. Mr. Foster said Christian Preus deserves that credit for designing it.

Alderman Impey asked if the ditch in the Walmart area is on the Pat Harrison list. Mr. Foster said there are three ditches in the Walmart area that are going on the list. PHWD only allows the project to be open for three years so they do not want to place it on the list too early.

ALDERMEN'S FORUM

Motion made by Alderman Cody, seconded by Alderman Gill and unanimously carried transfer \$250.00 out of his Ward 3 funds to the Ocean Springs Chamber of Commerce for the publicity of the city during the Ryan Youth Center Dedication and Ribbon Cutting and the Christmas Tree Lighting events.

Alderman Denyer requested Public Works to check on the malfunctioning light on Beachview.

Motion made by Alderman Denyer, seconded by Alderman Cody and unanimously carried to spend up to \$1000.00 from his Ward 4 funds for tables, chairs, office furniture and other furnishings for the Ryan Youth Center.

Alderman Impey wanted to mention the great job Public Works did on the Vicksburg ditch on the east side of Parktown.

Alderman Impey also mentioned the paving of Deanna and Gibson Road in his ward that have been on his list for three years.

Alderman Impey mentioned the Building Official has been doing a good job putting signs out notifying the public about tree trimming for clearance that will be taking place in the next couple of weeks in and around the Parktown area and the Lakeview Subdivision.

Alderman Cox asked Public Works to check the railroad crossing on Thorn Avenue. Alderman Cox is requesting Public Works measure to verify we have the correct width of the rubber pillars; also one of the pillars on Martin Luther King have collapsed. He is requesting to have this repaired.

Alderman Cox has been asked by the Board at the Mary C. O'Keefe Board to approve a Gold Star Monument by Linda Brokyl with the Garden Club in the front yard at the Mary C. O'Keefe building.

Motion made by Alderman Cox, seconded by Alderman Cody and unanimously carried to approve placing a Gold Star Monument in the front yard at the Mary C. O'Keefe building pending concurrence with the Department of Archives and History.

Alderman Cox read a statement regarding the Ryan Youth Center Dedication and Ribbon Cutting. Alderman Cox stated he did not ask the Mayor to speak at the event and he was glad he did not due to remarks that were made by the Mayor. Alderman Cox apologized publicly to the countless volunteers and the Ryan family on behalf of the Board of Aldermen for the inappropriate comments and lack of respect shown.

Alderman Cox excused himself from the meeting. Alderman McDonnell and Alderman Denyer also left the meeting at 7:35 p.m.

The meeting was recessed by operation of loss of quorum.

City Clerk

Mayor

Date

Date

AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
December 6, 2016 - 6:00 p.m.

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PROCLAMATIONS**
 - a) Macedonia Baptist Church 125 year anniversary (Exhibit 3-a)
- 4. OLD BUSINESS**
 - a) Update on the dedication and ribbon cutting for The Ryan Youth Center – Alderman Bobby Cox
- 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 Mayor to execute and sign all City Sales Resolution documents related to the Mississippi Development Bank Special Obligation Refunding Bonds, Series 2017 (Ocean Springs, Mississippi Public Safety and Recreational Facilities Refunding Project). (Exhibit 7-a)
- b) Authorize Mayor to execute and sign the Street Light Request and Authorization Letter with Mississippi Power to provide outdoor LED lighting in the City of Ocean Springs, Mississippi; list of streets are included in the proposal. (Exhibit 7-b)

City Clerk:

- c) Approve payment: Docket of Claims and spread summary on the Minutes (Exhibit 7-c)
- d) Accept Action Report (Exhibit 7-d)
- e) Approve Special Event Permit Application for the Ocean Springs Elks Mardi Gras day parade on Saturday, February 11, 2017; using the pre-approved parade route with line-up beginning at 9:00 a.m. on Front Beach; time of event is from 1:00 p.m. – 3:00 p.m. (Exhibit 7-e)
- f) Approve Special Event Permit Application for the Ocean Springs Carnival Association Mardi Gras night parade on Friday, February 24, 2017; using the pre-approved parade route with line-up beginning at 5:00 p.m. on Front Beach; time of event is from 7:00 p.m. – 8:30 p.m.; pending General Liability Insurance documentation. (Exhibit 7-f)
- g) Authorize to hire Amanda Whitaker, Deputy Court Clerk, \$12.00 hourly, effective December 12, 2016, one year probation period; pending successful completion of all pre-employment requirements. (Exhibit 7-g)
- h) Authorize to remove Charles “Eddie” Hibbard, Water Field Technician, Megan Boston, Utility Billing Supervisor, and Heather Darby, I.T. Administrator from probationary status to full-time status effective immediately. (Exhibit 7-h)

Police Department:

- i) Authorize removal of Detective Patrolman Terry Hines from probationary status to full-time status, effective December 3, 2016 (Exhibit 7-i)
- j) Accept recommendation to declare vehicle #705, 2007 Crown Vic VIN #2FAFP71W47X133671 and vehicle #804, 2008 Crown Vic VIN #2FAFP71V38X144136 as surplus, of no value to the City and send them to auction; remove from the city's fixed assets. (Exhibit 7-j)

Fire Department:

- k) Accept the letter of resignation from Firefighter Patrick Doswell and authorize to start the process of filling the vacant position. (Exhibit 7-k)

Human Resources/Risk Management:**City Engineer:****Public Works:**

- l) Authorize removal of Kevin Ewing from probationary status to full-time status, at his current rate of pay, effective December 8, 2016 (Exhibit 7-l)

Community Development & Planning:

- m) Authorize the Mayor to execute the Tidelands Revised Grant Agreement – FY15-P501-14OS – Old Fort Bayou Greenway to include Fort Bayou dredging activity and to move forward with Compton to finalize the design for review. (Exhibit 7-m)

Planning Commission:

- n) Accept Planning Commission's recommendation to approve the Short Term Rental Permit for Kenneth Hinton – 1608 Porter Avenue / PID #61011029.025 (Exhibit 7-n)
- o) Accept Planning Commission's recommendation to approve the Short Term Rental Permit for Darrel E. and Gayle Petty-Johnson – 1409 Porter Avenue / PID #60137156.000 (Exhibit 7-o)

Building Department:

- p) Approve the Tree Protection Committee Meeting minutes from November 15, 2016. (Exhibit 7-p)

Parks & Leisure Services:

- q) Approve the Parks Advisory Board Meeting minutes from September 14, 2016. (Exhibit 7-q)
- r) Authorize to transfer Michael Steven Carroll to the Park Mechanic position effective December 7, 2016, \$14.63 hourly, six-month probationary period. (Exhibit 7-r)
- s) Authorize to transfer Kenneth Scott Dossett to the Park Maintenance Supervisor position effective December 7, 2016, \$17.00 hourly, six-month probationary period. (Exhibit 7-s)
- t) Authorize to transfer Chance Payton to the Maintenance Worker (Class A Labor) position effective December 7, 2016, \$15.23 hourly, six-month probationary period. (Exhibit 7-t)
- u) Authorize to transfer Gwendolyn Thigpen to the Custodial Supervisor position effective December 7, 2016, \$13.02 hourly, six-month probationary period. (Exhibit 7-u)
- v) Authorize to transfer Edward Ward to the Sports Complex Supervisor position effective December 7, 2016, \$16.00 hourly, six-month probationary period. (Exhibit 7-v)

City Attorney:**Facilities:****Peer Review Committee:****H.R. Committee:****Finance Committee:****8. DEPARTMENT REPORTS****Mayor:****City Clerk:****Police Department:****Fire Department:****Human Resources/Risk Manager:****City Engineer:****Public Works:**

- a) Update on all water tank repairs
- b) Update on the water facilities plan

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 December 20, 2016

ADDENDUM TO AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
REGULAR MEETING
December 6, 2016 - 6:00 p.m.

1. **OLD BUSINESS**
 - a) Authorize the Lease Agreement with Young Life for the use of the office space at the Ryan Youth Center. (Exhibit A-1a)
2. **CONSENT**
 - a) Authorize the Mayor to execute contract and sign all documents with Raymond James and Associates, Inc.'s Public Finance Structured Investment Strategies Group as Bidding Agent for the Mississippi Development Bank Special Obligation Refunding Bonds, Series 2017 (Ocean Springs, Mississippi Public Safety and Recreational Facilities Refunding Project. (Exhibit A-2a)