

RECESS MEETING OF APRIL 18, 2017

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 April 18, 2017. Mayor Moran presiding, Aldermen Cox, Gill, McDonnell, Cody, Denyer, Dalgo and Impey were present. Also present was City Clerk Shelly Ferguson and City Attorney Kevin Melchi.

The Mayor called the meeting to order.

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

PROCLAMATION

The Mayor proclaimed April 22, 2017 as **Earth Day** in the City of Ocean Springs.

The Mayor presented a proclamation to Ms. Mayfield on behalf of her daughter, Dr. Jocelyn A. Mayfield, PT, DPT, OTR/L and SIPT, recognizing Dr. Mayfield as being a member of the Pat Capps Covey College of Allied Health Professions Hall of Fame and for her dedication to her education and career.

PUBLIC HEARING

Motion was made by Alderman Dalgo, seconded by Alderman Denyer and unanimously carried to enter into Public Hearing. The Building Official requests permission to secure quotes for property clean up and to secure the pool at property located at 3304 Parliament Drive.

The Mayor asked if anyone wanted to speak for or against the lot cleaning and no one came forward.

Motion was made by Alderman Dalgo, seconded by Alderman Cox and unanimously carried to come out of Public Hearing.

Motion was made by Alderman Gill, seconded by Alderman McDonnell and unanimously carried to have the lot cleaned and the pool secured at 3304 Parliament Drive. (Exhibit 4-a)

OLD BUSINESS

The Mayor had a brief discussion about parking on Robinson Avenue by Marshall Park. The Mayor stated a cost estimate has not been received at this time but she wanted to go ahead and present the drawing for review.

Motion made by Alderman McDonnell, seconded by Alderman Gill and unanimously carried to stripe the parking area on the north side of Robinson Avenue along Marshall Park. (Exhibit 5-a)

The Mayor discussed the parking plan for Highway 57 Sports Complex. The Mayor stated Compton Engineering has quoted a price of \$4800.00 for the cost of the survey. The plan includes adding an additional 120 spaces for parking.

Motion was made by Alderman McDonnell, seconded by Alderman Cody and unanimously carried to authorize Compton Engineering to move forward with the final documents and go out for bid pending receipt of the final permit.

NEW BUSINESS

Motion was made by Alderman McDonnell, seconded by Alderman Gill and unanimously carried to adopt Resolution of the City of Ocean Springs, Mississippi to temporarily allow consumption of beer and sale of food and beer on public property for the 1699 Weekend of Discovery on April 29, 2017. (Exhibit 6-a)

The Mayor stated item (6-b) the Resolution of the City of Ocean Springs, Mississippi to temporarily close Government Street on April 28, 2017 in celebration of 1699 Weekend of Discovery is tabled. The Board decided not to close the street. (Exhibit 6-b)

Motion was made by Alderman Cody, seconded by Alderman McDonnell and unanimously carried to adopt an amendment to the Code of Ordinances, the City of Ocean Springs, Mississippi, prohibiting parking or standing vehicles on the west side of Simon Blvd. from its intersection with Stuart Avenue southerly to its intersection with Kensington Street. Motion passes (Exhibit 6-c)

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

PUBLIC COMMENTS

Mr. John Rodriguez, 8801 Dixie Street, spoke on behalf of the residents in the Palfrey-Dixie Subdivision. Mr. Rodriguez asked for an update on the possibility of running a water line for the residents in this area. The deadline for having their water shut off is May 1, 2017.

The Interim Public Works Director would like to put a water line on Stonewall instead of Dixie Street. Mr. Foster emailed the cost estimate of \$92,000.00 for 3 to 4 customers with a potential of 12 additional customers on Stonewall.

The Mayor stated this property is not in city limits, it's in the county.

Alderman Denyer asked the city attorney why the county couldn't participate more if the City owns the certificate.

The Interim Public Works Director said the sewer line is not active because it is not hooked up to a pump station. The water line is active, any extension of water main requires going through the Health Department. The City cannot drill a well. JCUA and the State will not give a permit. Mr. Foster said he spoke to a well contractor. It will have to go 500 feet deep at a cost of \$5,500.00.

Alderman Denyer asked the Mayor to contact the owner of the well and ask for an extension from May 1, 2017, to allow the City look into getting funds to run a water line. He also stated the Mayor should contact the Health Department.

CONSENT AGENDA

Motion was made by Alderman Cody, seconded by Alderman Dalgo and unanimously carried to approve the Consent Agenda with the exception of item (8-m) which was pulled by Alderman Impey.

Alderman Impey pulled item (8-m) due to a change to an ordinance requiring a roll call vote.

Motion made by Alderman Impey, seconded by Alderman Cody and unanimously carried to accept Item (8-m). Motion passes.

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

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

DEPARTMENT REPORTS

City Clerk:

The City Clerk stated she spoke to the MS Department of Revenue about what is available to the City for tracking businesses who are paying the 2% tourism tax. The City Clerk was told they only supply the information based on industry and they consider Bed & Breakfast, short term rentals, hotels and motels one industry. The MS Department of Revenue does send out a monthly list of businesses that pay taxes. These businesses are then cross-referenced with our privilege license database. (Exhibit 9-a)

ALDERMEN'S FORUM

Alderman Gill discussed the sound system for the board room at City Hall. After much discussion a majority of the board members do not want to spend the quoted amount of \$10,000.00 - \$13,000.00 on the sound system. The Mayor and City Clerk will discuss other options.

Alderman McDonnell asked for an update on the request he made for a list of street lights in Ward 2 that have not been retrofitted with LED street lights.

Alderman McDonnell commented on the resolution that clarified the language in the Bed & Breakfast ordinance explaining how the 250' measurement would be determined. Alderman McDonnell would like this same language be included in the short term rental ordinance to give those neighbors and neighborhoods that do not have a homeowners association or covenants a voice.

Alderman Cody talked about parking issues at the YMCA and the possibility of extending the parking lot on the south side. He stated DMR advised against it. Alderman Cody is asking Compton Engineering to look at the property behind the YMCA and come back to the Board with a recommendation.

Alderman Cody requested a legal opinion regarding the water situation on Dixie Street. Alderman Cody is asking for an emergency cost estimate to run a 2" water line to be run on Stonewall to allow approximately 12 residents to tap into with Heath Department approval.

Alderman McDonnell commented on the officer stationed downtown and the positive impact it is making in the downtown area and the great job he is doing.

Alderman Denyer thanked Public Works, Planning Department, and Building Department for helping him with projects in various areas.

Alderman Denyer also stated that the Finance Committee has been given high cost estimates for repairing the roof issues at City Hall, Library, and Dewey Avenue Substation.

Alderman Impey mentioned the great job Wade Morgan has done with kicking off the Unified Development Code meetings.

EXECUTIVE SESSION

Motion was made by Alderman Cody, seconded by Alderman Cox 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 Impey, seconded by Alderman Denyer and unanimously carried to remain in executive session to discuss personnel in the police department.

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

Motion was made by Alderman Denyer, seconded by Alderman Impey to approve Police Chief Dunston's recommendation to terminate employee #2155 effective immediately.

The City Attorney gave an update on the contract negotiations with GeoTour on the Geo Cache program.

Motion was made by Alderman Impey, seconded by Alderman Cox and unanimously carried to approve the GeoCache contract.

Motion was made by Alderman Cody, seconded by Alderman Cox to adjourn the meeting.

The meeting ended at 7:52 p.m.

City Clerk

Mayor

Date

Date

AGENDA
MAYOR AND BOARD OF ALDERMEN
CITY OF OCEAN SPRINGS
RECESS MEETING
April 18, 2017 - 6:00 p.m.

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PROCLAMATION**
 - a) Earth Day – April 22, 2017 (Exhibit 3-a)
- 4. PUBLIC HEARING**
 - a) Public Hearing – Property Cleaning at 3304 Parliament Dr. – Wayne A. Bullock (Exhibit 4-a)
- 5. OLD BUSINESS**
 - a) Discussion on cost of survey, and preparation of bid specs and construction documents for parking on Robinson Avenue by Marshall Park – Connie Moran (Exhibit 5-a)
- 6. NEW BUSINESS**
 - a) Adopt Resolution of the City of Ocean Springs, Mississippi to temporarily allow consumption of beer and sale of food and beer on public property for the 1699 Weekend of Discovery on April 29, 2017 (Exhibit 6-a)
 - b) Adopt Resolution of the City of Ocean Springs, Mississippi to temporarily close Government Street on April 28, 2017 in celebration of 1699 “Weekend of Discovery”; close Government Street from Washington Avenue east up to Russell Avenue (Exhibit 6-b)
 - c) Discussion concerning the adoption of an amendment to Code of Ordinances, the City of Ocean Springs, Mississippi, prohibiting parking or standing vehicles on the west side of Simon Blvd. from its intersection with Stuart Ave., easterly to its intersection with Kensington Street – Chic Cody (Exhibit 6-c)
- 7. 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.
- 8. CONSENT AGENDA**
*** Consent Agenda – All matters listed under Item 8, 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 – April 4, 2017 Regular Meeting (Exhibit 8-a)
 - b) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 8-b)
 - c) Accept Action Report (Exhibit 8-c)
 - d) Accept donation from the Krewe of Barry in the amount of \$1385.74 to purchase additional equipment for the Ryan Youth Center (Exhibit 8-d)
 - e) Authorize the request from The 1699 Historical Society to waive the rental fees for the use of the Ocean Springs Community Center and the Senior Citizen’s Center on Friday, April 28, 2017 to host the Kickoff Reception associated with the 1699 Weekend of Discovery Event

pending receipt of the rental agreements, deposit, and setup and cleanup fees; security for the event is required (Exhibit 8-e)

- f) Approve Special Event Permit Application for National Day of Prayer Event on Thursday, May 4, 2017 from 12:00 pm – 1:00 pm to be held in front of City Hall (Exhibit 8-f)
- g) Approve Run/Walk Permit Application for the Ainsley's Angels 5K Event to be held on Saturday, September 30, 2017 from 4:00 p.m. – 9:00 p.m.; Front Beach/Bridge route, no costs to the City (Exhibit 8-g)

Police Department:

Fire Department:

- h) Accept Monthly Fire Department Report for March 17, 2017 – April 12, 2017 (Exhibit 8-h)
- i) Authorize to remove Lieutenant Richard Mays from probationary status to full time status effective immediately (Exhibit 8-i)

Human Resources/Risk Management:

City Engineer:

Public Works Department:

- j) Authorize to transfer Chester Taylor from Drainage Department Laborer Class B to Water Department Laborer Class B position at the current rate of pay; effective April 12, 2017; six-month probationary period; authorize to advertise the vacant Drainage Department Laborer Class B position (Exhibit 8-j)
- k) Accept resignation from Jared Seymour, Drainage Department Equipment Operator, effective April 28, 2017; authorize to begin the process of filling the vacant position (Exhibit 8-k)

Community Development & Planning:

- l) Authorize the Mayor to execute the DMR Tidelands Grant Agreement for the Gulf Coast Research Lab – Public Access Improvements – FY 17-P412-01; award amount \$87,500 (Exhibit 8-l)
- m) Authorize to adopt the Ordinance to vacate undeveloped right of way connected to San Souci Ave. at East Beach Dr. – Lot 77, LeMoyne Beach Subdivision to allow for single-family construction (Exhibit 8-m)
Due to the Easter holiday documents will be distributed on Monday, April 17, 2017
- n) Ratify payment to D. O'Brian Construction LLC for Estimate #3 in the amount of \$133,360.39 for MDOT-STP-Government Street Improvement Project (Exhibit 8-n)
- o) Authorize to Mayor to execute CE&I Services Contract with Neel-Schaffer for MDOT Surface Transportation Program Porter Avenue Infrastructure Project pending MDOT concurrence (Exhibit 8-o)

Planning Commission:

- p) Accept Planning Commission recommendation to approve the preliminary plat for a (12) twelve lot subdivision, PID #61262013.000 – south side of Ocean Springs Road, between Old CCC Camp Road and Reilly Road; approximately 1,900 feet east of Old CCC Camp Road – Jason and Roxanne Borries (Exhibit 8-p)

Historic Preservation Commission:

- q) Accept Historic Preservation Commission recommendation to approve the construction of a building addition on the North side of the building located at 921 Ocean Avenue / Old Ocean Springs Historic District – First Presbyterian Church of Ocean Springs (Exhibit 8-q)
Due to the Easter holiday documents will be distributed on Monday, April 17, 2017

Zoning and Adjustment Board:

- r) Accept the Zoning and Adjustments Board recommendation to approve a variance to allow accessory structures to exceed the allowed 40% (600sf) within the rear yard area located at 401 Ward Avenue, PID #61011069.000 (Exhibit 8-r)

Due to the Easter holiday documents will be distributed on Monday, April 17, 2017

Building Department:

- s) Accept Tree Protection Committee Meeting Minutes: April 4, 2017 (Exhibit 8-s)
- t) Accept Code Enforcement Report through April 14, 2017 (Exhibit 8-t)

Parks & Leisure Services Department:

- u) Authorize the request to transfer Unit #9 2001 Chevy Blazer from Parks Department to Police Department inventory (Exhibit 8-u)
- v) Authorize the Mayor to execute the Fireworks Display Agreement with J & M Displays for the annual fireworks show on July 3rd, 2017 @ 8:45 p.m. pending approval from the City Attorney (Exhibit 8-v)

City Attorney:**Facilities:****H.R. Committee:****Finance Committee:****9. DEPARTMENT REPORTS****Mayor:****City Clerk:**

- a) Update on the 2% tourism tax for short term rentals, bed and breakfast, hotel, or motel (Exhibit 9-a)

Police Department:**Fire Department:****Human Resources/Risk:****City Engineer:****Public Works Department:****Community Development & Planning:****Building Department:****Parks & Leisure Services Department:****City Attorney:****Facilities:****H.R. Committee:****Finance Committee:****10. ALDERMEN'S FORUM****11. EXECUTIVE SESSION**

- a) Personnel in the Police Department

ADJOURN until 6:00 p.m. on May 2, 2017