

## **RECESS MEETING OF JANUARY 16, 2018**

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 January 16, 2018. *Mayor Pro Tem* Gill presiding, Aldermen Authement, Bellman, Cox, Papania, Blackman, and Impey were present. Also present was City Clerk Shelly Ferguson and City Attorney Kevin Melchi. The Mayor was absent.

The *Mayor Pro Tem* called the meeting to order.

Alderman Ken Papania gave the invocation and the *Mayor Pro Tem* led the Pledge of Allegiance.

### **PROCLAMATIONS**

Alderman Impey read a proclamation proclaiming **January 16, 2018 Lakota Lancaster Day** in the City of Ocean Springs. The proclamation was presented to her parents Tansy and Rodney Lancaster with Lakota Lancaster present via FaceTime. (Exhibit 3-a)

The proclamation for the Ocean Springs High School Cheerleaders was rescheduled to the February 6, 2018 Regular Meeting of the Ocean Springs Mayor and Board of Aldermen. (Exhibit 3-b)

### **OLD BUSINESS**

Ron Vincent came before the Board to discuss CrossFit Gym but asked to reschedule until February 6, 2018 since Mayor Dobson is out sick. (Exhibit 4-a)

The discussion regarding golf cart legislation, item (4-b) was moved to the end of the agenda following Executive Session.

### **NEW BUSINESS**

Helene Hicks, President of Pink Pawz Spay & Neuter, came before the Board to clarify some incorrect information given by The Feral Feline Coalition. Ms. Hicks stated Pink Pawz has been spay & neutering cats for 9 1/2 years. She said the deepest impact from her program has been Ocean Springs as far as helping feral cats and the community animals. Ms. Hicks said she has talked to the Mayor and asked to be the liaison for Ocean Springs and animal control as far as the cats are concerned. She wants to continue this service in Ocean Springs and Jackson County.

The *Mayor Pro Tem* asked Ms. Hicks and the representative from The Feral Feline Coalition to leave their contact information with the Deputy City Clerk so a meeting can be arranged with Pink Pawz, The Feral Feline Coalition, and some representatives from the City to work out all the differences with the hopes that everyone can work together.

## **CONSENT**

Motion made by Alderman Impey, seconded by Alderman Authement and unanimously carried to accept the consent agenda with the exception of items (6-m) and (6-n) pulled by Alderman Authement, (6-s) pulled by Alderman Cox, and (6-t) pulled by Alderman Blackman.

Alderman Authement asked to table items (6-m) and (6-n) until a meeting between Pink Pawz, The Feral Feline Coalition and the City takes place to determine how we can all work together on this issue.

Motion made by Alderman Authement, seconded by Alderman Impey and unanimously carried to table items (6-m) and (6-n) until after a meeting is held before moving forward.

Alderman Cox pulled item (6-s) to ask the Community Development and Grants Administrator for some input on the Ocean Springs Front Beach Living Shoreline project. The Community Development and Grants Administrator said this is the Tidelands Grant the City received to do the outfalls for this project. She stated that Allen Engineering has done some design work on the project but now the City needs to get them under contract in order to meet with the county and go over the coordination of the project. This contract in the amount of \$65,000.00 is in addition to the Tidelands Grant fund.

Motion made by Alderman Cox, seconded by Alderman Impey and unanimously carried to approve item (6-s) authorizing the Mayor to execute the engineering contract with Allen Engineering & Science for Tidelands Project FY18-P501-05OS Ocean Springs Front Beach Living Shoreline in the amount of \$65,000.00.

Alderman Blackman pulled item (6-t) to table until the Board meeting on February 6, 2018 to give the developer additional time to look at other options before the Board completely denies the application from Elliot Homes for a Zoning change from R-1 to R-3 for property located at 8900 Old Spanish Trail Road, PID #60135060.000, 60135060.030 and 60135060.020.

Motion made by Alderman Blackman, seconded by Alderman Authement and unanimously carried to table item (6-t) until the February 6, 2018 Regular Meeting of the Ocean Springs Mayor and Board of Aldermen.

## DEPARTMENT REPORTS

### City Clerk:

Motion made by Alderman Blackman, seconded by Alderman Bellman and unanimously carried to pull (2) two payments to the Jackson County Chamber of Commerce in the amount of \$1250.00 each off the docket of claims. (Exhibit 7-a)

Alderman Papania asked to pull several items on the docket of claims for clarification. The first item he pulled for discussion is to ask if FEMA will reimburse the City for the payment of \$57,976.75 to Applewhite Recycling Systems, LLC. The City Clerk stated she hopes they will reimburse the City 75% of the debris removal.

Alderman Papania asked the police chief if the payment in the amount of \$13,995.00 to The Southern Connection Police Supplies for some weapons was in the police department budget. The Police Chief stated it is in the seizures and forfeitures fund.

Alderman Papania also asked the Public Works Director if the payment to Graham Construction in the amount of \$13,869.50 for work on Walton Drive is complete. The Public Works Director said they had to lay some new pipe and he believes that portion of the job is complete but the sidewalk still needs to be done.

Motion made by Alderman Blackman, seconded by Alderman Impey and unanimously carried to approve the docket of claims. (Exhibit 7-a)

### Community Development & Planning:

The *Mayor Pro Tem* asked the Community Development and Grants Administrator to explain the request for an amendment to the ordinance. The Community Development and Grants Administrator said it addresses an issue that has been a reoccurring problem with houses that have to be elevated due to FEMA rules. It allows the staircase to go into the setback up to 50% or the 12 ½ feet without having to go through a variance for homes that are required to be elevated because of FEMA regulations.

Motion made by Alderman Papania, seconded by Alderman Blackman to adopt an Amendment to the Code of Ordinances for the City of Ocean Springs, Mississippi, Amending Appendix D Regarding Set-Back Restrictions in Zoning Laws. Motion passes with all aldermen voting aye during the roll call vote. (Exhibit 7-b)

Alderman Gill	<u><i>Mayor Pro Tem</i></u>
Alderman Authement	<u>Aye</u>
Alderman Bellman	<u>Aye</u>
Alderman Cox	<u>Aye</u>
Alderman Papania	<u>Aye</u>
Alderman Blackman	<u>Aye</u>
Alderman Impey	<u>Aye</u>

**Building Department:**

Alderman Impey pulled item (7-c) to table this item regarding the discussion on reinstating the residential sprinkler ordinance with modifications because the Building Official is not present at the meeting to discuss. (Exhibit 7-c)

**PUBLIC COMMENT:**

Mr. James Lewis, 805 Canebrake Drive, (Ward 5) said he was at the Planning Commission Meeting where a zoning change from R-1 to R-3 was requested. Mr. Lewis said traffic is already chaos in this area. Mr. Lewis stated his concerns about the property value going down in the Canebrake area if the zoning change to R-3 is approved due to the smaller lots and possibility of duplexes that would be allowed in this area under the R-3 zone.

**ALDERMEN'S FORUM**

Alderman Authement stated the Director of Parks and Recreation sent a letter to the Board of Supervisors requesting assistance for the parking lot improvements at Taconi. Alderman Authement said he was notified today that the Board needs to make a motion giving her permission to resubmit the letter documented in the minutes.

Motion made by Alderman Authement, seconded by Alderman Impey and unanimously carried to allow the Director of Parks and Recreation to resubmit a letter to the Board of Supervisors requesting assistance for the parking improvements at Taconi.

Alderman Authement talked about the Run/Walk permit application that was submitted by Chic Cody. The walk is a charity walk to raise money to help the previous Ward 2 Alderman Matt McDonnell's son, Harris, to help with his medical bills from a car accident he was involved in.

Mr. Chic Cody said the run/walk is going to be held on Sunday, January 28, 2018 from 2:00 – 4:00 p.m. beginning at the Ocean Springs Yacht Club and will go down the Front Beach pathway to the harbor and back to the Ocean Springs Yacht Club. The cost to participate in the walk is \$25.00 and a sponsorship is \$100.00. Mr. Cody asked all the Aldermen to join in the walk and challenged them to become a sponsor.

Alderman Papania reassured Dr. Moore that the work done on Weeks Bayou was something that needed to be done quickly to save someone's property and not the work the Corp. of Engineers was going to do that was previously discussed.

Alderman Blackman asked the Community Development and Grants Administrator if all of the submittals for the Government Street Sidewalk Project were received. The Planning

& Grants Administrator said they have all be received and submitted to MDOT for approval.

Alderman Blackman wanted to let everyone know that there will be a delayed opening of 10:00 a.m. tomorrow for some of the departments in the City due to the freezing temperatures.

Alderman Impey stated the Mayor and several Aldermen went to Jackson last week for some very productive meetings at the capitol. Alderman Impey wanted to publically thank Representative Zuber for his hospitality and support.

Alderman Cox asked the Public Works Director for an update on the Colonial Estates water issue. The Public Works Director stated the City is still waiting on the permits. The City Clerk said the City has asked the president and treasurer of that homeowners association to set up a meeting with the residents. She also stated they do not want to sign the documents because they do not have the means to tie into our system once we put it in. The City has not heard back from them at this time so we are waiting on them to decide how they want to move forward.

Alderman Blackman asked what the City Clerk meant about not having the means to tie in. The City Clerk stated they will be on a master meter; therefore, the City would be shutting off water to all of the residents in the event of an emergency or failure to pay.

The City Clerk has asked for a list of residents so representatives from the City can have a meeting to discuss this with them.

Alderman Cox asked the Public Works Director to get the plaque from the Building Official and get it mounted on the wall at the Ryan Youth Center. Alderman Cox also mentioned removing the vent from the gable at the Ryan Youth Center.

## **EXECUTIVE SESSION**

Motion made by Alderman Cox, seconded by Alderman Bellman and unanimously carried to go into closed session to determine the necessity of remaining in Executive Session.

Motion made by Alderman Impey, seconded by Alderman Bellman and unanimously carried to come out of Executive Session and enter into regular meeting.

## **OLD BUSINESS**

Motion made by Alderman Authement, seconded by Alderman Cox and unanimously carried to have the City Attorney draft a new request for general legislation regarding

golf carts and low-speed vehicles on the streets of Ocean Springs to Representative Hank Zuber. (Item 4-b)

Motion made by Alderman Bellman, seconded by Alderman Blackman and unanimously carried to adjourn the meeting.

The meeting ended at 6:56 p.m.

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Shelly Ferguson, City Clerk

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Shea Dobson, Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

**AGENDA**  
**MAYOR AND BOARD OF ALDERMEN**  
**CITY OF OCEAN SPRINGS**  
**RECESS MEETING**  
**January 16, 2018 - 6:00 p.m.**

**1. CALL TO ORDER**

**2. ROLL CALL**

**3. PROCLAMATION**

- a) Lakota Lancaster Day – January 16, 2018 – Rodney and Tansy Lancaster
- b) Ocean Springs Large Varsity Cheerleaders Day – January 16, 2018 – Julianne Nettles, Julie Rossi, Emily Anne Conner, and Tess Holden

**4. OLD BUSINESS**

- a) Discussion regarding CrossFit Gym – Ron Vincent (Exhibit 4-a)
- b) Discussion regarding Golf Cart legislation – Mayor Dobson

**5. NEW BUSINESS**

- a) Discussion regarding The Feral Feline Coalition – Helene Hicks (Exhibit 5-a)

**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: Recess Meeting December 19, 2017 (Exhibit 6-a)
- b) Approve Minutes: Regular Meeting January 2, 2018 (Exhibit 6-b)
- c) Authorize to reject all RFP's for the Fire Truck Lease Purchase; authorize to re-advertise for the Fire Truck Lease Purchase (Exhibit 6-c)
- d) Approve the Special Event Permit Application for the 25<sup>th</sup> Annual Spring Arts, Herb, and Garden Festival sponsored by the Ocean Springs Chamber of Commerce on Saturday, March 24<sup>th</sup> at 9:00 am thru Sunday, March 25<sup>th</sup>, 2018 at 4:00 pm; setup to begin at 6:00 am on March 24 and tear down to begin at 4:00 pm on March 25<sup>th</sup> at the L & N Depot Parking lot and Washington Avenue from the railroad tracks to Porter Avenue; authorize road closure on Washington Avenue from the railroad tracks to Porter Avenue (Exhibit 6-d)
- e) Ratify check to Alderman Rickey Authement in the amount of \$312.66 for per diem and mileage to the MML Mid-Winter Conference in Jackson, MS on January 9-11, 2018 (Exhibit 6-e)
- f) Ratify check to Alderman Rob Blackman in the amount of \$312.66 for per diem and mileage to the MML Mid-Winter Conference in Jackson, MS on January 9-11, 2018 (Exhibit 6-f)
- g) Ratify check to Mayor Shea Dobson in the amount of \$312.66 for per diem and mileage to the MML Mid-Winter Conference in Jackson, MS on January 9-11, 2018 (Exhibit 6-g)
- h) Ratify check to Alderman Bobby Cox in the amount of \$312.66 for per diem and mileage to the MML Mid-Winter Conference in Jackson, MS on January 9-11, 2018 (Exhibit 6-h)

- i) Ratify check to Mandy Phillips in the amount of \$4.10 for difference in mileage rate due to rate increase in 2018 (Exhibit 6-i)
- j) Authorize to advertise for Ocean Springs School Board Member (Exhibit 6-j)
- k) Approve the Run/Walk Permit Application for the Kelsey Williams 10K Winter Classic and 1 Mile Health Run/Walk for Epilepsy Awareness on Saturday, January 20, 2018 from 9:00 am to 11:00 am; the route goes south on Pine Drive, east on East Beach Blvd., into Gulf Islands National Seashore Park and back to the YMCA; \$300.00 cost incurred for traffic control (Exhibit 6-k)
- l) Approve the Valentine 8K Run sponsored by the Gulf Coast Running Club using the Front Beach pathway and OS Bridge on Saturday, February 10, 2018 from 9:00 am to 10:30 am; no costs incurred by the City. (Exhibit 6-l)
- m) Adopt the Resolution of the City of Ocean Springs, Mississippi to recognize Pink Pawz Spay & Neuter as Group Assisting with Feral Cat Issues (Exhibit 6-m)
- n) Approve the Memorandum of Understanding and Hold Harmless Agreement between the City of Ocean Springs and Pink Pawz regarding all activities of Pink Pawz (Exhibit 6-n)
- o) Authorize to award the RFP for VoIP Phone and Internet System replacement to Kloud 7 and Unity Fiber (Exhibit 6-o)

**Police Department:**

- p) Accept resignation of Patrolman Ian Sutherland effective January 2, 2018; authorize to begin the process of filling the vacant position (Exhibit 6-p)
- q) Approve the transfer of part-time Warrants Officer, Len Nobles, to full-time Patrolman effective January 27, 2018; \$15.00 hourly rate; six-month probationary period; authorize the court department to begin the process to fill the vacant position (Exhibit 6-q)

**Fire Department:**

- r) Accept Monthly Fire Department Report for December 14, 2017 – January 10, 2018 (Exhibit 6-r)

**Risk Manager/HR:**

**City Engineer:**

**Public Works Department:**

**Community Development & Planning:**

- s) Authorize the Mayor to execute the engineering contract with Allen Engineering & Science for Tidelands Project FY18-P501-05OS – OS Front Beach Living Shoreline in the amount of \$65,000.00 (Exhibit 6-s)

**Planning Commission:**

- t) Authorize to deny the Application from Elliot Homes for a Zoning change from R-1 (Single Family Residential) to R-3 (Two Family Residential) for property located at 8900 Old Spanish Trail Road, PID #'s 60135060.000, 60135060.030, and 60135060.020, as recommended by the Planning Commission (Exhibit 6-t)
- u) Authorize to approve the Application from Leo and Lucille Parker for a Lot Split at 316 Washington Avenue, PID #60137524.000, as recommended by the Planning Commission (Exhibit 6-u)

**Historic Preservation Commission:**

**Building Department:**

- v) Accept Tree Protection Committee Report from January 9, 2018. (Exhibit 6-v)
- w) Accept the Code Enforcement Report through January 12, 2018 (Exhibit 6-w)
- x) Approve the Residential Building Permit Application to construct a boathouse at 10707 Eagle Nest Road – Wayne and Theresa Jones (Exhibit 6-x)
- y) Approve the Residential Building Permit Application to construct a pier with decks at Lovers Lane, PID #60224110.010 – Kirstin and Mike Darin (Exhibit 6-y)
- z) Approve the Residential Building Permit Application to construct a pier, boathouse, and covered deck at 251 Lovers Lane – George and Patricia Thurber (Exhibit 6-z)



aa) Authorize travel for Building Official, Hilliard Fountain, and H.R. Director, Mindy McDowell, to attend the National ADA Symposium to be held in Pittsburg, PA on June 17-21, 2018, in accordance with the ADA requirements. (Exhibit 6-aa)

bb) Accept the Annual Progress Report for the City's Floodplain Management Plan (Exhibit 6-bb)

**Parks & Recreation:**

cc) Approve Parks Advisory Board Minutes from November 8, 2017 (Exhibit 6-cc)

dd) Approve the Facility Use Agreement with Mississippi Gulf Coast YMCA for the use of Freedom Field from January 3, 2018 through December 31, 2018 (Exhibit 6-dd)

**City Attorney:**

**Facilities:**

**H.R. Committee:**

**Finance Committee:**

**7. DEPARTMENT REPORTS**

**Mayor:**

**City Clerk:**

a) Approve payment: Docket of Claims and spread summary upon the Minutes (Exhibit 7-a)

**Police Department:**

**Fire Department:**

**Risk Manager/HR:**

**City Engineer:**

**Public Works Department:**

**Community Development & Planning:**

b) Adopt an Amendment to the Code of Ordinances for the City of Ocean Springs, Mississippi, Amending Appendix D Regarding Set-Back Restrictions in Zoning Laws (Exhibit 7-b)

**Building Department:**

c) Discussion on reinstating the residential sprinkler ordinance with modifications (Exhibit 7-c)

**Parks & Recreation:**

**City Attorney:**

**Facilities:**

**H.R. Committee:**

**Finance Committee:**

**8. 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.

**9. ALDERMEN'S FORUM**

**10. EXECUTIVE SESSION**

**ADJOURN UNTIL 6:00 P.M. on February 6, 2018**