

## **REGULAR MEETING OF NOVEMBER 4, 2020**

Be it remembered that the Mayor and Board of Aldermen of the City of Ocean Springs met in a Regular Meeting at the City Hall in the City of Ocean Springs at 6:00 p.m. on November 4, 2020. The Mayor presiding, Aldermen Gill, Authement, Cox, Papania, Blackman and Impey were present. Alderman Bellman was absent. Also present were City Attorney Nicole Sullivan, City Clerk Patty Gaston, Deputy City Clerk Vicky Hupe, Fire Chief Derek McCoy, Police Deputy Chief Derek Hoppner, Planning & Grants Administrator Carolyn Martin, Building Official Darrell Stringfellow, Public Works Director Allan Ladnier, Human Resources & Risk Management Director Mindy McDowell and Executive Assistant to the Mayor & Board Meggan Brown.

The Mayor called the meeting to order.

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

Motion was made by Alderman Authement, seconded by Alderman Gill and unanimously carried to accept the agenda and the addendum.

### **PROCLAMATION**

The Mayor presented Police Lieutenant Bruce Spearnock with a proclamation and a key to the City in honor of his 21 years of service with the City of Ocean Springs Police Department.

### **AGENDA PUBLIC COMMENT**

None.

### **OLD BUSINESS**

The City Attorney said the cost would be approximately \$8,800 to tap the City's water/sewer line for new residential construction at 321 Jackson Avenue. Alderman Authement said for the cost to only benefit one resident and the City has required other residents to pay for the same service previously, he recommends denial of the request. Motion was made by Alderman Authement, seconded by Alderman Blackman and unanimously carried to deny Carl Kennedy's request for the City to pay the cost of implementing a private service line and/or tap into City water/sewer main for a proposed single-family residence located at 321 Jackson Avenue as it is not economically feasible. It is not economically feasible because the cost of the extension and maintenance of the requested private service line, which is estimated to be approximately \$8,800, far exceeds the demand considering the tap would only serve one property owner.

**EXHIBIT # 7-h**

Troy Johnston and Sam Noblin from Butler Snow opened bids to refinance the current fire truck loan which is for ten years at 4.11% interest. They recommend awarding to Community Bank at 1.73% for 5 years. Motion was made by Alderman Blackman and seconded by Alderman Gill to adopt a Resolution directing the sale and award of a taxable negotiable note, series 2020, for the principal amount of \$368,000 to Community Bank at 1.73% for 5 years (Exhibit 5-b).

The motion carried with a roll call vote as follows:

Alderman Gill	Aye
Alderman Authement	Aye
Alderman Bellman	Absent
Alderman Cox	Aye
Alderman Papania	Aye
Alderman Blackman	Aye
Alderman Impey	Aye

The City Attorney said she amended the speed limit ordinance as requested at the last meeting to adjust listed residential streets from 30 mph to 25 mph. Motion was made by Alderman Blackman and seconded by Alderman Cox to adopt an Ordinance; an amendment to Code of Ordinances to revise Chapter 14, Article 1, Section 14-10(a)(3) regarding the speed limit on various streets (Exhibit 5-c).

The motion carried with a roll call vote as follows:

Alderman Gill	Aye
Alderman Authement	Aye
Alderman Bellman	Absent
Alderman Cox	Aye
Alderman Papania	Aye
Alderman Blackman	Aye
Alderman Impey	Aye

The City Attorney said she amended the golf cart and low-speed vehicle ordinance as requested at the last meeting to allow for city reciprocity and add a \$20 annual renewal fee. She suggested the ordinance become effective January 1, 2021, with a two week period for renewals. Motion was made by Alderman Blackman and seconded by Alderman Gill to adopt an Ordinance; an amendment to Code of Ordinances to revise Chapter 14, Article V, Section 14-127 regarding registration requirements for golf carts and low-speed vehicles (Exhibit 5-d) effective January 1, 2021, with a two week grace period.

The motion carried with a roll call vote as follows:

Alderman Gill	Aye
Alderman Authement	Aye
Alderman Bellman	Absent
Alderman Cox	Aye
Alderman Papania	Aye

Alderman Blackman	Aye
Alderman Impey	Aye

The City Clerk recommended awarding the City Depository to The First, ANBA with a variable interest rate of the federal fund rate plus 0.10% and no transaction fees for two years (Exhibit A-1a). Motion was made by Alderman Gill and seconded by Alderman Blackman to award the City Depository to The First, ANBA with a variable interest rate of the federal fund rate plus 0.10% and no transaction fees for two years.

The motion carried with a roll call vote as follows:

Alderman Gill	Aye
Alderman Authement	Aye
Alderman Bellman	Absent
Alderman Cox	Aye
Alderman Papania	Aye
Alderman Blackman	Aye
Alderman Impey	Aye

## **NEW BUSINESS**

The Planning & Grants Administrator said the rezoning of property at 520 and 521 Heatherstone Circle was approved in 1992, but the required paperwork was not completed to allow the map to be officially changed. Motion was made by Alderman Blackman and seconded by Alderman Cox to adopt an Ordinance to document the previously approved request to rezone property in July 1992 at 520 and 521 Heatherstone Circle [PID 61037418.000 and 61037417.000] (Exhibit 6-a).

The motion carried with a roll call vote as follows:

Alderman Gill	Aye
Alderman Authement	Aye
Alderman Bellman	Absent
Alderman Cox	Aye
Alderman Papania	Aye
Alderman Blackman	Aye
Alderman Impey	Aye

Motion was made by Alderman Cox, seconded by Alderman Gill and unanimously carried to ratify the Mayor's decision to waive construction permit fees for building permit applications during the state of local emergency due to Hurricane Zeta.

Motion was made by Alderman Cox, seconded by Alderman Blackman and unanimously carried to waive permit fees for building permit fees related to Hurricane Zeta repairs until December 31, 2020, with possible extension.

Motion was made by Alderman Authement, seconded by Alderman Gill and unanimously carried to authorize an agreement with Applewhite Landfill/Waste Pro of MS for Hurricane Zeta debris disposal at a rate of \$6.00 per cubic yard (Exhibit A-2a).

## **CONSENT AGENDA**

Motion was made by Alderman Gill, seconded by Alderman Authement and unanimously carried to approve the Consent Agenda except item 7-k pulled by Alderman Authement.

- a) Authorize to extend the resolution proclaiming the existence of a local emergency enacted March 16, 2020 for Local Emergency regarding the COVID-19 outbreak (Exhibit 7-a)
- b) Ratify Mayor's Proclamation of local emergency regarding Tropical Storm Zeta (Exhibit 7-b)
- c) Approve Special Event permit application for WAMA – The Islander Pignic on Porter; Friday, November 13, 2020 from 5:00 p.m. to 11:00 p.m.; the space between the Collective and the Beatnik, Williams Street will be opened as a detour; no cost to the City, applicant pays associated event cost (Exhibit 7-c)
- d) Authorize Mayor to execute agreement with OHOS Land, LLC for temporary dedication of land for public use at Swingster Property for Peter Anderson Festival (Exhibit 7-d)
- e) Authorize to extend the resolution proclaiming the existence of a local emergency enacted March 11, 2019 for Front Beach Drive due to the incapacitation of street lights along Front Beach Drive; extend for 30 days (Exhibit 7-e)
- f) Accept October 2020 Aged Receivable Report for utility billing (Exhibit 7-f)
- g) Human Resources Action Items (Exhibit 7-g):
  - a. Accept retirement of Police Lieutenant Bruce Spearnock, effective December 31, 2020; authorize to begin the process of filling the vacant position
  - b. Authorize removal of Senior Records Clerk Danielle Hayes from probationary status to full time status effective immediately
  - c. Authorize removal of Records Clerk Amanda Escobar from probationary status to full time status effective immediately
  - d. Accept resignation of Firefighter David Gonzalez, effective October 30, 2020; authorize to begin the process of filling the vacant position
  - e. Authorize lateral transfer of Firefighter Harris P. Williams, Step 3, \$13.12 hourly rate; effective on or about November 14, 2020; one year probationary status, pending successful completion of all pre-employment requirements
  - f. Authorize removal of Firefighter Jacob Mullins from probationary status to full time status effective immediately
  - g. Authorize extension of probationary period for Firefighters Nicholas Powell and Conner Havard by ninety days to allow time to successfully complete the requirement of attending and graduating from the State Fire Academy
  - h. Accept resignation of Drainage Laborer Ryan Hollingsworth, effective November 13, 2020; authorize to begin the process of filling the vacant position

- i. Authorize removal of Camp Special Event Coordinator April Chewning from probationary status to full time status effective immediately
- j. Authorize removal of Parks Maintenance Worker Quintine Anderson probationary status to full time status effective immediately
- h) Approve request for Residential Short Term Rental (STR) permit – 419 Russell Avenue PID#61430031.000 (Exhibit 7-h)
- i) Authorize to execute amendment #3 for the current engineering contract with Allen Engineering – Tidelands Project – FY18-P501-05OS OS Living Shoreline (Exhibit 7-i)
- j) Accept Code Enforcement Report through October 27, 2020 (Exhibit 7-j)
- k) Approve Tree Protection Department recommendations – Tree Applications through October 27, 2020 (Exhibit 7-k)
- l) Authorize to waive permit fee of \$393.00 for 1700 Rev. Jesse Lee Trotter Street – Macedonia Missionary Baptist Church (Exhibit 7-l)
- A-3a) Accept donation from Jackson County Board of Supervisors for \$35,000.00 to purchase vehicle for OSPD officer assigned to Jackson County MET Task Force (Exhibit A-3a)
- A-3b) Authorize travel advance for Employees #2438 and #2439 to MS Fire Academy 1001-1-11 Class for \$20 per day for 20 days; totaling \$800 (Exhibit A-3b)
- A-3c) Authorize promotion of Equipment Operator II Danny Spicer to Heavy Equipment Operations Supervisor, Step 6, \$19.57 hourly rate, effective November 14, 2020, six month probationary period (Exhibit A-3c)
- A-3d) Authorize to request activation of STP project for Hanshaw Road at Cabildo Pedestrian Crossing (Exhibit A-3d)

Alderman Authement said the application for Rosetti Park has been withdrawn. Motion was made by Alderman Authement, seconded by Alderman Cox and unanimously carried to approve item 7-k; Tree Protection Department recommendations excluding Rosetti Park.

## **DEPARTMENT REPORTS**

### Mayor:

The Mayor said the City has an opportunity for interns from the University of Southern Mississippi (USM). The Human Resources & Risk Management Director said the City would post a job need and students from the Gulf Park Campus of USM would apply for unpaid internships. The City Attorney said she is reviewing the legalities of the City having unpaid interns. Alderman Blackman recommended getting engineering interns to assist in Public Works and Building.

### City Clerk:

Motion was made by Alderman Blackman, seconded by Alderman Impey and unanimously carried to approve the docket of claims; the Board finds that all expenditures are appropriate and authorized by law (Exhibit 8-b).

Motion was made by Alderman Impey, seconded by Alderman Blackman and unanimously carried to approve the monthly budget report (Exhibit 8-c).

Fire:

The Fire Chief gave an update on Hurricane Zeta damage assessments throughout the City. He said although assessments started immediately after the storm, a complete assessment has not been finalized. He said the storm surge was more like 11-12 feet. He said the Fire Department has given out 600 tarps to help with the extensive roof damage in the City. He applauded Public Works for working through Hurricane Zeta to repair a water line.

**GENERAL PUBLIC COMMENT**

James Foster introduced Nick Fountain as the new engineer at Overstreet Engineering that will be working with the City.

**ALDERMAN'S FORUM**

Alderman Gill thanked the Department Heads and the other Aldermen for their work during Hurricane Zeta. He requested Public Works clean the boat launch in Fort Bayou.

Alderman Authement said on July 8<sup>th</sup> Parks & Recreation dumped mulch on the street and a tractor damaged a resident's driveway. Motion was made by Alderman Authement, seconded by Alderman Gill and unanimously carried to authorize payment of \$1,900 to M&C Concrete Services for the repair of the driveway of the home at 316 Washington Avenue.

Alderman Authement commended the Code Enforcement Officer for the great and thorough job she has been doing. He requested she holds on citations until a reasonable time has passed for Hurricane Zeta cleanup. He said that Hurricane Zeta went much smoother than previous storms and thanked all of the departments and City employees.

Alderman Cox thanked City employees for their great response during Hurricane Zeta.

Alderman Papania also thanked all departments and added for all to be safe.

Alderman Blackman also thanked all departments.

Alderman Impey said he was very impressed with the Hurricane Zeta response. He said he was asked to pass along a thank you message to Public Works for working throughout the storm to repair the waterline.

The Special Events Coordinator gave an update on the upcoming Peter Anderson Festival. He said Jazzy Johns will need permission to go around the barricades during the festival to

clean the comfort stations. He asked about using the Swingster lot; the Mayor said the property cannot be used by the City this year.

**EXECUTIVE SESSION**

Motion was made by Alderman Gill, seconded by Alderman Authement 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 that a motion was made by Alderman Impey, seconded by Alderman Cox and unanimously carried to remain in executive session to discuss potential litigation regarding the Friends of the Mary C.

Motion was made by Alderman Impey, seconded by Alderman Gill and unanimously carried to come out of executive session where no action was taken.

Motion was made by Alderman Gill, seconded by Alderman Impey and unanimously carried to recess the meeting until 6:00 p.m. on November 17, 2020.

Meeting ended at 7:26 p.m.

*Patty Barton*      *11/17/2020*      *Steve Olson*      *11/17/2020*  
City Clerk      Date      Mayor      Date



**REGULAR MEETING AGENDA**  
**MAYOR AND BOARD OF ALDERMEN – CITY OF OCEAN SPRINGS**  
**Wednesday, November 4, 2020 – 6:00 p.m. CITY HALL**

**1. CALL TO ORDER**

**2. INVOCATION AND PLEDGE OF ALLEGIANCE**

**3. PROCLAMATION**

- a) Police Lieutenant Bruce Spearnock retirement (Exhibit 3-a)

**4. AGENDA PUBLIC COMMENT** *\*\* The Public is invited to address the Board for up to 3 minutes each for a maximum period of 30 minutes, **ONLY regarding issues listed on this agenda.** The Board will take all comments under advisement for potential action if warranted. **Please identify yourself and agenda item,** if no agenda item is stated you will be asked to hold your comment until General Public Comment at the end of the meeting.*

**5. OLD BUSINESS**

- a) Discuss request by Carl Kennedy to tap City's water/sewer line for new residential construction at 321 Jackson Avenue
- b) Discussion of resolution directing the sale and award of a taxable negotiable note, series 2020, for the principal amount of \$360,000 (Exhibit 5-b)
- c) Adopt Ordinance – an amendment to Code of Ordinances to revise Chapter 14, Article 1, Section 14-10(a)(3) regarding speed limit on various streets (Exhibit 5-c)
- d) Adopt Ordinance – an amendment to Code of Ordinances to revise Chapter 14, Article V, Section 14-127 regarding registration requirements for golf carts and low speed vehicles (Exhibit 5-d)
- e) Authorize award of bid for City Depository

**6. NEW BUSINESS**

- a) Adopt Ordinance to document previously approved request to rezone property in July 1992 at 520 and 521 Heatherstone Circle [PID 61037418.000 and 61037417.000] (Exhibit 6-a)
- b) Ratify Mayor's decision to waive construction permit fees for building permit applications during state of local emergency due to Hurricane Zeta
- c) Discussion regarding waiver of permit fees for building permit fees related to Hurricane Zeta repairs

**7. CONSENT AGENDA** *\* All matters listed under 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 to extend the resolution proclaiming the existence of a local emergency enacted March 16, 2020 for Local Emergency regarding the COVID-19 outbreak (Exhibit 7-a)
- b) Ratify Mayor's Proclamation of local emergency regarding Tropical Storm Zeta (Exhibit 7-b)
- c) Approve Special Event permit application for WAMA – The Islander Pignic on Porter; Friday, November 13, 2020 from 5:00 p.m. to 11:00 p.m.; the space between the Collective and the Beatnik, Williams Street will be opened as a detour; no cost to the City, applicant pays associated event cost (Exhibit 7-c)
- d) Authorize Mayor to execute agreement with OHOS Land, LLC for temporary dedication of land for public use at Swingster Property for Peter Anderson Festival (Exhibit 7-d)

**City Clerk:**

- e) Authorize to extend the resolution proclaiming the existence of a local emergency enacted March 11, 2019 for Front Beach Drive due to the incapacitation of street lights along Front Beach Drive; extend for 30 days (Exhibit 7-e)
- f) Accept October 2020 Aged Receivable Report for utility billing (Exhibit 7-f)

**Human Resources:**

- g) Human Resources Action Items (Exhibit 7-g):
  - a. Accept retirement of Lieutenant Bruce Spearnock, effective December 31, 2020; authorize to begin the process of filling the vacant position
  - b. Authorize removal of Senior Records Clerk Danielle Hayes from probationary status to full time status effective immediately
  - c. Authorize removal of Records Clerk Amanda Escobar from probationary status to full time status effective immediately
  - d. Accept resignation of Firefighter David Gonzalez, effective October 30, 2020; authorize to begin the process of filling the vacant position
  - e. Authorize lateral transfer of Firefighter Harris P. Williams, Step 3, \$13.12 hourly rate; effective on or about November 14, 2020; one year probationary status, pending successful completion of all pre-employment requirements
  - f. Authorize removal of Firefighter Jacob Mullins from probationary status to full time status effective immediately
  - g. Authorize extension of probationary period for Firefighters Nicholas Powell and Conner Havard by ninety days to allow time to successfully complete the requirement of attending and graduating from the State Fire Academy
  - h. Accept resignation of Drainage Laborer Ryan Hollingsworth, effective November 13, 2020; authorize to begin the process of filling the vacant position
  - i. Authorize removal of Camp Special Event Coordinator April Chewning from probationary status to full time status effective immediately
  - j. Authorize removal of Parks Maintenance Worker Quintine Anderson probationary status to full time status effective immediately

**Planning Commission:**

- h) Approve request for Residential Short Term Rental (STR) permit – 419 Russell Avenue PID#61430031.000 (Exhibit 7-h)

**Grants Administration:**

- i) Authorize to execute amendment #3 for the current engineering contract with Allen Engineering – Tidelands Project – FY18-P501-05OS OS Living Shoreline (Exhibit 7-i)

**Building Department:**

- j) Accept Code Enforcement Report through October 27, 2020 (Exhibit 7-j)
- k) Approve Tree Protection Department recommendations – Tree Applications through October 27, 2020 (Exhibit 7-k)
- l) Authorize to waive permit fee of \$393.00 for 1700 Rev. Jesse Lee Trotter Street – Macedonia Missionary Baptist Church (Exhibit 7-l)

**8. DEPARTMENT REPORTS**

**Mayor:**

- a) Discussion of University Southern Mississippi Internship Opportunity

**City Clerk:**

- b) Approve payment: Docket of Claims, all expenditures are appropriate and authorized by law, and spread summary on the Minutes (Exhibit 8-b)
- c) Accept Monthly Budget Report (Exhibit 8-c)

**Fire Department:**

- d) Hurricane Zeta Initial Damage Assessment (Exhibit 8-d)

**Building Department:**

- e) Tree Appeal – Rosetti Park – Church Street and Robinson Street SW(Exhibit 8-e)

- 9. GENERAL PUBLIC COMMENT:** *The public is invited to address the Board for up to 3 minutes each for a maximum period of 30 minutes. The Board will take all comments under advisement to take potential action at a later date if warranted. Priority will be given to Ocean Springs residents and Business Owners. Please identify yourself before speaking.*

**10. ALDERMEN'S FORUM**

**11. EXECUTIVE SESSION**

**RECESS UNTIL 6:00 P.M. on Tuesday, November 17, 2020**

**ADDENDUM TO REGULAR MEETING AGENDA  
MAYOR AND BOARD OF ALDERMEN • CITY OF OCEAN SPRINGS  
November 4, 2020 – 6:00 p.m. at City Hall**

**1) OLD BUSINESS**

- a) Backup information for Agenda item 5-e – City Depository bid (Exhibit A-1a)

**2) NEW BUSINESS**

- a) Discussion to authorize agreement with Applewhite Landfill/Waste Pro of MS for Hurricane Zeta debris disposal at a rate of \$6.00 per cubic yard (Exhibit A-2a)

**3) CONSENT AGENDA**

**Police Department:**

- a) Accept donation from Jackson County Board of Supervisors for \$35,000.00 to purchase vehicle for OSPD officer assigned to Jackson County MET Task Force (Exhibit A-3a)

**Fire Department:**

- b) Authorize travel advance for Employees # 2438 and #2439 to MS Fire Academy 1001-1-11 Class for \$20 per day for 20 days; totaling \$800 (Exhibit A-3b)

**Human Resources:**

- c) Authorize promotion of Equipment Operator II Danny Spicer to Heavy Equipment Operations Supervisor, Step 6, \$19.57 hourly rate, effective November 14, 2020, six month probationary period (Exhibit A-3c)

**Grants Administration:**

- d) Authorize to request activation of STP project for Hanshaw Road at Cabildo Pedestrian Crossing (Exhibit A-3d)