

## **REGULAR MEETING OF NOVEMBER 2, 2021**

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 November 2, 2021. The Mayor presiding, Aldermen Burgess, Authement, Wade, Cox, Papania, Blackman, and Impey were present. Also present were City Attorney Robert Wilkinson, City Clerk Patty Gaston, Police Captain Shane Tiner, Fire Chief Derek McCoy, Planning & Grants Administrator Carolyn Martin, Building Official Darrell Stringfellow, Public Works Director Allan Ladnier, Human Resources & Risk Management Director Mindy McDowell, Parks & Recreation Director Stephen Glorioso, and Payroll Administrator Jennifer Simmons.

The Mayor called the meeting to order.

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

A motion was made by Alderman Cox, seconded by Alderman Blackman, and unanimously carried to accept the agenda.

### **PUBLIC HEARING**

A motion was made by Alderman Authement, seconded by Alderman Blackman, and unanimously carried to open the public hearing regarding the request to rezone 424 Washington Avenue PID #60137526.000 to CMX-2 - Community Commercial/Mixed Use District from RM-2 - Multi-family Residential District (Exhibit 3-a).

The City Planner explained the Planning Commission unanimously recommended approval by considering the change in the character of the surrounding neighborhood.

Property owner Joe Cloyd spoke in favor of rezoning from RM-2 to CMX-2 with a 10-minute presentation on the redevelopment of the property.

No public input in favor or against.

A motion was made by Alderman Cox, seconded by Alderman Blackman, and unanimously carried to close the public hearing.

A motion was made by Alderman Authement and seconded by Alderman Burgess to adopt an Ordinance amending Ordinance 13-1976 rezoning 424 Washington Avenue from RM-2 to CMX-2 Community Commercial/Mixed Use District. The motion carried with a roll call vote as follows:

Alderman Cox	Aye
Alderman Burgess	Aye
Alderman Authement	Aye

Alderman Wade	Aye
Alderman Papania	Aye
Alderman Blackman	Aye
Alderman Impey	Aye

## **AGENDA PUBLIC COMMENT**

None.

## **OLD BUSINESS**

Alderman Authement said he discussed at the last meeting changing the golf cart ordinance to remove low-speed vehicles. No further discussion. A motion was made by Alderman Authement and seconded by Alderman Blackman to adopt an Ordinance amending Ordinance 2018-10 Chapter 14 to allow golf carts only on certain roads; to be enforced immediately due to public safety (Exhibit 6-a). The motion carried with a roll call vote as follows:

Alderman Cox	Aye
Alderman Burgess	Aye
Alderman Authement	Aye
Alderman Wade	Aye
Alderman Papania	Aye
Alderman Blackman	Aye
Alderman Impey	Aye

## **NEW BUSINESS**

The City Planner presented the appeal of the denial of a setback variance for 110 Pevey Street PID #61600384.000 and explained that the carport was originally constructed in 2014 and rebuilt due to storm damage in 2021. He said the homeowner is appealing the Zoning & Adjustment Board's (ZAB) denial of the front yard setback variance requested for the attached carport structure (Exhibit 7-a). He said ZAB has no authority to approve the variance because it exceeds the variance percentage they can approve. Alderman Blackman said he met the homeowner and tried to assist in finding an alternative solution but unfortunately there is not one. A motion was made by Alderman Blackman, seconded by Alderman Papania, and unanimously carried to approve the ZAB appeal and grant the existing carport at 110 Pevey Street to encroach into the minimum front yard setback.

## CONSENT AGENDA

A motion was made by Alderman Impey, seconded by Alderman Blackman, and unanimously carried to approve the Consent Agenda except item 8-k pulled by Alderman Wade:

- a) Authorize to extend the resolution proclaiming the existence of a local emergency enacted March 16, 2020, regarding the COVID-19 outbreak (Exhibit 8-a)
- b) Approve The Blood Center, a supplier for Singing River Health System, community blood drive November 9, 2021, from 8:00 a.m. to 5:00 p.m. at the Civic Center and authorize to waive the \$600.00 rental fee to promote and advertise Ocean Springs (Exhibit 8-b)
- c) Approve Special Event permit application for WAMA presents Silent Light Festival; Friday, December 17, 2021, from 4:00 p.m. to midnight; WAMA 510 Washington Avenue with road closure from Senior Center to the corner of Joseph Street and Washington Avenue; no cost to the City, the applicant pays associated event cost (Exhibit 8-c)
- d) Transfer the oversight of the management of the Mary C from the Parks & Recreation Director to the Mayor (Exhibit 8-d)
- e) Authorize the Mayor to execute MOU with Jackson County to provide upgrades, repairs, and maintenance for the Ocean Springs Library at 525 Dewey Ave., with the City agreeing to pay approximately \$30,000.00 from insurance proceeds (Exhibit 8-e)
- f) Ratify checks to Mary C Class instructors: Bridgett Beesley for \$157.50, Christion Bailey for \$472.50, Demetrio Marquez for \$262.50, and Julie Ann Black for \$258.75 (Exhibit 8-f)
- g) Accept Peter Rigby's Certificate of Attendance for the 2021 Municipal Court Clerks continuing education course September 22-24, 2021 (Exhibit 8-g)
- h) Approve Minutes: Regular Meeting October 5, 2021 (Exhibit 8-h)
- i) Approve Minutes: Recess Meeting October 19, 2021 (Exhibit 8-i)
- j) Accept the October 2021 Aged Receivable Report for utility billing (Exhibit 8-j)
- k) Adopt Resolution to authorize to declare four vehicles surplus, no use to the City: Unit 1002 Ford Crown Vic 2010 VIN 107334, Unit 1202 Dodge Charger 2012 VIN 316335, Unit 1203 Dodge Charger 2012 VIN 316334 and Unit 1006 Nissan Titan 2010 VIN 318077; Units 1002, 1202, 1203 to be donated to the George County Sheriff's Office and Unit 1006 to be donated to the Lucedale Police Department (Exhibit 8-k)
- l) Human Resources action items (Exhibit 8-l):
  - a. Authorize the transfer of General Service Officer Kristopher Saccurato from full time to part-time Dispatcher, \$13.00 hourly rate; effective October 30, 2021
  - b. Accept the resignation of Drainage Laborer Alec Lara, effective November 5, 2021; and authorize to begin the process of filling the vacant position
  - c. Authorize employment of Matthew Forehand, Drainage Laborer, Step 1, \$12.88 hourly rate; effective November 3, 2021; one-year probationary status, pending successful completion of all pre-employment requirements

- d. Authorize employment of Cathie Richardson, Custodian, Step 1, \$11.85 hourly rate; effective November 3, 2021; one-year probationary status, pending successful completion of all pre-employment requirements
- m) Authorize concurrence for water/sewer projects to be funded by MS Department of Finance and Administration state bonds related to MS SB 2002 and MS SB 3065 – water/sewer infrastructure improvements – Deana Road Improvement Project and Video Water, Sewer, and Drainage Infrastructure (Exhibit 8-m)
- n) Authorize the Mayor to execute change order #1 with Graham Construction, Inc. for a no-cost time extension (18 days) due to weather – R-109-282-08-KCR Fort Bayou Drainage and Water Improvements project (Exhibit 8-n)
- o) Authorize the Mayor to execute the Funding Grant Agreement – SB 2971 – 2021 City of Ocean Springs Water and Sewer Systems Improvements Fund \$1,000,000 (Exhibit 8-o)
- p) Accept Code Enforcement Report through October 28, 2021(Exhibit 8-p)
- q) Accept Tree Department recommendations – Tree Applications through October 26, 2021 (Exhibit 8-q)
- r) Authorize the Mayor to execute Water Tank Repairs and Painting Change Order #1 with Tank Pro, Inc. for 45 additional days added to contract due to weather (Exhibit 8-r)
- s) Approve the Facility Use Agreement for OS Greyhound Lacrosse for use of Gay Lemon and Sports Complex from September 24, 2021, through December 31, 2021 (Exhibit 8-s)

Alderman Wade requested to table item 8-k, a resolution to declare four police vehicles as surplus and donate to other agencies, so that the Ocean Springs School District can be offered vehicles before another outside agency. Alderman Authement asked if the other agencies are expecting this donation. Alderman Cox said they had already discussed a donation with the School Board. The City Clerk said the other agencies have already accepted the vehicles on their agenda and the vehicles need extensive repairs made before they can be operational. She asked if the School District is aware of the repairs needed. Alderman Cox replied they are. Police Captain Tiner said the School District Police Chief came to view the vehicles first and said they are not interested in the vehicles being donated to the outside agencies. Alderman Cox disagreed. A motion was made by Alderman Blackman and seconded by Alderman Impey to approve item 8-k. The motion failed with Aldermen Burgess, Wade, Cox, and Papania voting nay and Aldermen Authement, Blackman, and Impey voting aye.

## **DEPARTMENT REPORTS**

### City Clerk:

A motion was made by Alderman Impey, seconded by Alderman Blackman, and unanimously carried to approve the docket of claims; the Board finds that all other expenditures are appropriate and authorized by law (Exhibit 9-a).

A motion was made by Alderman Impey, seconded by Alderman Blackman, and unanimously carried to approve the monthly budget report (Exhibit 9-b).

Human Resources:

The Director of Human Resources and Risk Management explained that the county and neighboring cities, other than Biloxi, are closed on President's Day rather than Mardi Gras Day (Exhibit 9-c). She proposed to change the holiday schedule from Mardi Gras Day to President's Day. A motion was made by Alderman Impey and seconded by Alderman Authement to authorize the change in the City's holiday schedule from Mardi Gras to President's Day. The motion failed with Aldermen Wade, Cox, Papania, and Blackman voting nay and Aldermen Burgess, Authement, and Impey voting aye. The City Clerk explained that cities are only authorized to change one holiday from the state holiday schedule and the city has changed two holidays. The City Attorney said he will research the code which will be discussed at the next meeting.

Community Development & Planning:

The Planning & Grants Administrator said there was an error in filing the vacation of an unnamed alley back in 2020 and there is a new Resolution to correct the error (Exhibit 9-d). A motion was made by Alderman Burgess and seconded by Alderman Authement to adopt a Resolution to correct the legal description on an adopted resolution to abandon an unnamed alley at Church Street/Bienville Boulevard. The motion carried with a roll call vote as follows:

Alderman Cox	Aye
Alderman Burgess	Aye
Alderman Authement	Aye
Alderman Wade	Aye
Alderman Papania	Aye
Alderman Blackman	Aye
Alderman Impey	Aye

Building Department:

The Building Official said during staff changes the process of demolition of 1001 Chaney Street was dropped and a new complaint brought it to his attention (Exhibit 9-e). He requested to start the process again to have the home demolished and the cost added to the property taxes. He said he has written multiple letters to the owners but has not received a response. He said the next step would be to post a condemned notice on the property and advertise a public hearing. A motion was made by Alderman Authement, seconded by Alderman Cox, and unanimously carried to authorize to begin the demolition process for 1001 Chaney Street.

**GENERAL PUBLIC COMMENT**

None.

## ALDERMEN'S FORUM

Alderman Burgess requested Public Works move a newly placed No Parking sign on Bristol Boulevard southwest of its current location. She requested the Parks & Recreation Director repair a light fixture and outlet at John Gill Children's Park before an upcoming event. She also said the playground dividers need to be leveled.

Alderman Authement ensured all plans were in place for the Peter Anderson Festival this weekend. The Special Events Coordinator said there was a meeting today to finalize all the plans and everything is in order.

Alderman Wade requested the Public Works Director check 105 Myrtle Avenue to patch the asphalt. He responded that it is already on the asphalt list.

Alderman Cox said the Haunted House event at the Mary C was a huge success. He said the Parks Director has received quotes for the netting at the ballparks from outside sources and will hopefully have them for the next meeting.

Alderman Papania said he and Alderman Cox visited Gulf Shores Utility to view their sewer lift stations to get ideas for the City to use. He said they would like to meet with Public Works to discuss possibilities. He requested the Police Chief and Public Works Director review expanding the school zone for Pecan Park Elementary on Hanley Road after receiving some requests from Pecan Park.

Alderman Impey asked the Public Works Director when Jackson County will begin paving in the City. He replied the last he had heard was the beginning of November.


The Planning & Grants Administrator said an HPC member had to resign and requested the Board accept the resignation and authorize to advertise the open position. A motion was made by Alderman Cox, seconded by Alderman Authement, and unanimously carried to accept Joanna Worch's resignation and to authorize to advertise for the open position.

## EXECUTIVE SESSION

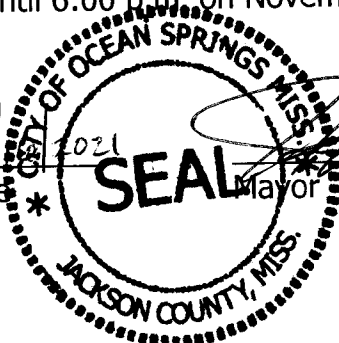
None.

A motion was made by Alderman Impey, seconded by Alderman Wade, and unanimously carried to recess the meeting until 6:00 p.m. on November 16, 2021.

Meeting ended at 6:54 p.m.

  
City Clerk

Date



Mayor

Date

11/16/2021

**REGULAR MEETING AGENDA**  
**MAYOR AND BOARD OF ALDERMEN – CITY OF OCEAN SPRINGS**  
**Tuesday, November 2, 2021 – 6:00 p.m. CITY HALL**

**1. CALL TO ORDER**

**2. INVOCATION AND PLEDGE OF ALLEGIANCE**

**3. PUBLIC HEARING**

- a) 424 Washington Avenue PID #60137526.000 – Rezone to CMX-2 - Community Commercial/Mixed Use District from RM-2 - Multi-family Residential District (Exhibit 3-a)

**4. PRESENTATION**

- a) HOSA update on current projects (Exhibit 4-a)

**5. 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 the 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.*

**6. OLD BUSINESS**

- a) Adopt Ordinance amending Ordinance 2018-10 Chapter 14 to allow golf carts on certain roads (Exhibit 6-a) ~ *Alderman Authement*

**7. NEW BUSINESS**

- a) Appeal of Zoning & Adjustment Board denial of a variance to allow an existing attached carport structure to encroach into the minimum front yard setback – 110 Pevey Street PID #61600384.000 (Exhibit 7-a) ~ *Planning & Grants Administrator*

**8. 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 a 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, regarding the COVID-19 outbreak (Exhibit 8-a)
- b) Approve The Blood Center, a supplier for Singing River Health System, community blood drive November 9, 2021, from 8:00 a.m. to 5:00 p.m. at the Civic Center and authorize to waive the \$600.00 rental fee to promote and advertise Ocean Springs (Exhibit 8-b)
- c) Approve Special Event permit application for WAMA presents Silent Light Festival; Friday, December 17, 2021, from 4:00 p.m. to midnight; WAMA 510 Washington Avenue with

road closure from Senior Center to the corner of Joseph Street and Washington Avenue; no cost to the City, the applicant pays associated event cost (Exhibit 8-c)

- d) Transfer the oversight of the management of the Mary C from the Parks & Recreation Director to the Mayor (Exhibit 8-d)
- e) Authorize the Mayor to execute MOU with Jackson County to provide upgrades, repairs, and maintenance for the Ocean Springs Library at 525 Dewey Ave., with the City agreeing to pay approximately \$30,000.00 from insurance proceeds (Exhibit 8-e)

**City Clerk:**

- f) Ratify checks to Mary C Class instructors: Bridgett Beesley for \$157.50, Christion Bailey for \$472.50, Demetrio Marquez for \$262.50, and Julie Ann Black for \$258.75 (Exhibit 8-f)
- g) Accept Peter Rigby's Certificate of Attendance for the 2021 Municipal Court Clerks continuing education course September 22-24, 2021 (Exhibit 8-g)
- h) Approve Minutes: Regular Meeting October 5, 2021 (Exhibit 8-h)
- i) Approve Minutes: Recess Meeting October 19, 2021 (Exhibit 8-i)
- j) Accept the October 2021 Aged Receivable Report for utility billing (Exhibit 8-j)

**Police Department:**

- k) Adopt Resolution to authorize to declare four vehicles surplus, no use to the City: Unit 1002 Ford Crown Vic 2010 VIN 107334, Unit 1202 Dodge Charger 2012 VIN 316335, Unit 1203 Dodge Charger 2012 VIN 316334 and Unit 1006 Nissan Titan 2010 VIN 318077; Units 1002, 1202, 1203 to be donated to the George County Sheriff's Office and Unit 1006 to be donated to the Lucedale Police Department (Exhibit 8-k)

**Human Resources/Risk Management:**

- l) Human Resources action items (Exhibit 8-l):
  - a. Authorize the transfer of General Service Officer Kristopher Saccurato from full time to part-time Dispatcher, \$13.00 hourly rate; effective October 30, 2021
  - b. Accept the resignation of Drainage Laborer Alec Lara, effective November 5, 2021; and authorize to begin the process of filling the vacant position
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  - d. Authorize employment of Cathie Richardson, Custodian, Step 1, \$11.85 hourly rate; effective November 3, 2021; one-year probationary status, pending successful completion of all pre-employment requirements

**Grants Administration:**

- m) Authorize concurrence for water/sewer projects to be funded by MS Department of Finance and Administration state bonds related to MS SB 2002 and MS SB 3065 – water/sewer infrastructure improvements – Deana Road Improvement Project and Video Water, Sewer, and Drainage Infrastructure (Exhibit 8-m)
- n) Authorize the Mayor to execute change order #1 with Graham Construction, Inc. for a no-cost time extension (18 days) due to weather – R-109-282-08-KCR Fort Bayou Drainage and Water Improvements project (Exhibit 8-n)
- o) Authorize the Mayor to execute the Funding Grant Agreement – SB 2971 – 2021 City of Ocean Springs Water and Sewer Systems Improvements Fund \$1,000,000 (Exhibit 8-o)

**Building Department:**



- p) Accept Code Enforcement Report through October 28, 2021 (Exhibit 8-p)
- q) Accept Tree Department recommendations – Tree Applications through October 26, 2021 (Exhibit 8-q)

**Public Works:**

- r) Authorize the Mayor to execute Water Tank Repairs and Painting Change Order #1 with Tank Pro, Inc. for 45 additional days added to contract due to weather (Exhibit 8-r)

**Parks & Recreation Department:**

- s) Approve the Facility Use Agreement for OS Greyhound Lacrosse for use of Gay Lemon and Sports Complex from September 24, 2021, through December 31, 2021 (Exhibit 8-s)

## 9. DEPARTMENT REPORTS

**Mayor:**

**City Clerk:**

- a) Approve payment: Docket of Claims, all expenditures are appropriate and authorized by law, and spread summary on the Minutes (Exhibit 9-a)
- b) Accept Monthly Budget Report (Exhibit 9-b)

**Police Department:**

**Fire Department:**

**Human Resources/Risk Manager:**

- c) Discuss changing the City holiday schedule to observe President's Day instead of Mardi Gras Day (Exhibit 9-c)

**Community Development & Planning:**

- d) Adopt Resolution to correct the legal description on an adopted resolution to abandon an unnamed alley – Church Street/Bienville Boulevard (Exhibit 9-d) ~Needs a Roll Call Vote

**Building Department:**

- e) Discuss proceeding with the Public Hearing process for the demolition of 1001 Chaney Street (Exhibit 9-e)

**Public Works:**

**Parks & Recreation:**

**City Engineer:**

**City Attorney:**

- 10. GENERAL PUBLIC COMMENT:** *The public is invited to address the Board for up to 3 minutes each for a maximum period of 30 minutes. Only two speakers will be allowed per side of each issue. 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.*

## 11. ALDERMEN'S FORUM

## 12. EXECUTIVE SESSION

**RECESS UNTIL 6:00 P.M. on Tuesday, November 16, 2021**