

## **RECESS MEETING OF FEBRUARY 19, 2019**

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 February 19, 2019. Mayor Pro-tempore Ken Papania presiding, Aldermen Cox, Gill, Authement, and Blackman were present. Also present were City Clerk Patty Gaston and City Attorney Kevin Melchi. Absent from the meeting were Mayor Dobson, Aldermen Bellman and Impey.

The Mayor Pro-tempore called the meeting to order.

Carl King gave the invocation and the Mayor Pro-tem led the Pledge of Allegiance.

### **PROCLAMATION**

The Mayor Pro-tempore presented a proclamation to Bill Jones for Blinded Veterans Association; proclaiming March 28, 2019 as "Blinded Veterans Day".

The Mayor Pro-tempore presented a proclamation to Leah Bray and Mary Ann Bounds and proclaimed the week of February 24 to March 2, 2019 as "National Montessori Education Week".

### **PRESENTATION**

Laura Koury, representing the American Heart Association Jackson County Heart Walk, spoke about this year's Heart Walk on Saturday, March 30<sup>th</sup>. She invited Ocean Springs to be involved and asked that the City's department heads reach out to employees to get a team to walk. Alderman Blackman reiterated that it is a good and fun event and that it is a Jackson County event, not just Pascagoula.

### **OLD BUSINESS**

Motion was made by Alderman Cox, seconded by Alderman Gill and unanimously carried to authorize the change of date for the March Regular Board Meeting due to the Mardi Gras holiday from Tuesday, March 5<sup>th</sup> to Wednesday, March 6, 2019.

### **NEW BUSINESS**

Motion was made by Alderman Blackman, seconded by Alderman Authement and unanimously carried to authorize the City Clerk to obtain bids for the Water, Sewer and Storm Sewer Rehabilitation Program contract for a two year term based on specifications to be provided by Compton Engineering and approved by Public Works. (Exhibit 6-a)

Motion was made by Alderman Gill, seconded by Alderman Cox and unanimously carried to adopt a Resolution of the City of Ocean Springs, Mississippi to provide pro rata share of funding up to \$3,125.00 and labor for the 2019 Jackson County Household Hazardous Waste Collection Day on Saturday, April 13, 2019. (Exhibit 6-b)

The Mayor Pro-tempore asked that Item 6-c be tabled because the Mayor and two Aldermen are absent, there will be a special call meeting to consider the matter. Motion was made by Alderman Cox, seconded by Alderman Gill and unanimously carried to table adoption of a Unified Development Code (UDC).

## **CONSENT AGENDA**

Motion was made by Alderman Gill, seconded by Alderman Blackman and unanimously carried to approve the Consent Agenda with the exception of items 7-b and 7-d which were removed by Alderman Blackman.

Alderman Blackman asked that item 7-b be removed because the Board missed the time frame Jeepin' the Coast needed to get the City on their schedule. Alderman Gill asked the Special Events Coordinator about Jeepin' the Coast. He explained the \$2,500 was in the process of being raised and Jackson County was going to assist but the event organizer said the event will mostly be held in Hancock and Harrison Counties at the Casinos. He advised the Board needs to have the funds in place for special events as they come up so that we can move quickly. Alderman Authement said they did try to make it work for this year. Alderman Gill asked if we could request the Jackson County Board of Supervisors to budget the event for next year.

Alderman Blackman asked that item 7-d be corrected from January 2, 2019 to February 5, 2019. Motion was made by Alderman Blackman, seconded by Alderman Cox and unanimously carried to approve the minutes from the regular meeting of February 5, 2019.

## **DEPARTMENT REPORTS**

### **CITY CLERK:**

Motion was made by Alderman Blackman, seconded by Alderman Gill and unanimously carried to approve the docket of claims (Exhibit 8-a).

The City Clerk said she was unable to complete the budget amendments in time for the meeting. Motion was made by Alderman Blackman, seconded by Alderman Cox and unanimously carried to remove item 8-b from the agenda.

### **PUBLIC WORKS:**

Motion was made by Alderman Gill, seconded by Alderman Cox and unanimously carried to approve \$8,090.00 to be transferred from the Drainage department line item 001-502-580 to the

Street department line item 001-201-730 for the purchase of a manual coupler for the CAT 308E2 Excavator and CAT 4200X Brush Wolf Brushcutter. (Exhibit 8-c).

## **BUILDING DEPARTMENT:**

The Building Official gave an update of the request from the contractor of The Sands to secure the façade of the two existing structures. In September 2018, the Board gave the developers permission to secure the roof and structure with temporary measures. The material used then had a 6 month time frame and has surpassed the allowable time of exposure and he recommended the allowance be granted. Motion was made by Alderman Authement, seconded by Alderman Gill and unanimously carried to allow the contractor for The Sands to complete covering the exterior façade of the two existing structures at their sole financial risk (Exhibit 8-d).

## **PUBLIC COMMENT**

Lee Brumfield thanked the Board for allowing the protection of the structures and said he is looking forward to a resolution regarding the entire project in the near future.

Len Blackwell discussed the notice of appeal of the sketch plat approval. He said that he does not have an objection to temporary means but he does have issue to permanent construction on the Sands existing structures. He believes the board did not have to vote, as it is really a court decision.

Scott Edwards, a neighbor of the Sands development, reiterated what Mr. Blackwell stated and feels like the Board should step up and represent the neighbors, not just the developer.

Dr. John Godsey said he is perplexed by the people within the city that speak for The Sands development. He ask that the Board read the first court decision and what the judge said regarding the Sands.

## **ALDERMEN'S FORUM**

Alderman Cox discussed with the Parks & Recreation Director the Ocean Springs Lacrosse team using the fields for games. They would like to use the Hwy. 57 field on specific Friday and Wednesday nights and said he will give the schedule to the Parks & Recreation Director. They would also like the lights adjusted to point towards the fields.

Alderman Cox also discussed the lights on front beach. He spoke with Mississippi Power, and reported that they will install temporary lights until they can investigate, identify and address the issue. They will have a proposal once the issues are identified.

Alderman Cox also discussed the Dog Park. He, Jason Overstreet, the Public Works Assistant Director, the Water supervisor, and the Sewer supervisor met and discussed the city completing the water and sewer infrastructure of the Dog Park in house with a cost savings to the City of

approximately \$10,000.00. Jason Overstreet spoke about the time frame and the total cost. He also discussed delaying part of the sidewalk going to police station to save approximately \$6,300.00 and said it would not delay opening the park. He is still trying to get quotes for the restrooms, currently the low quote is \$8,700 to build a CNU block construction, doors framed and installed. Motion was made by Alderman Cox, seconded by Alderman Gill and unanimously carried to rescind the Feb. 5, 2019 acceptance of the bids on the dog park from Ruiz Contracting Solutions and Lagniappe Construction Company, LLC.

Alderman Blackman said the Ocean Springs Day Parade was well attended and thanked Fire, Police, Public Works, the Special Events Coordinator and Alderman Authement. He received several calls from citizens commenting on how quickly it was all cleaned up. The Public Works Assistant Director said 375 bags of trash were removed.

Mr. James Lewis addressed the Board regarding the Dog Park cost. He misunderstood and thought that the motion was not approved at the last meeting but in fact it was approved. He feels that spending \$80,000.00 on a Dog Park is a travesty of justice.

## **EXECUTIVE SESSION**

Motion was made by Alderman Cox, seconded by Alderman Gill 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 Cox, seconded by Alderman Blackman and unanimously carried to remain in executive session to discuss personnel in the Police Department and litigation regarding The Sands property.

Motion was made by Alderman Gill, seconded by Alderman Blackman and unanimously carried to come out of executive session.

Motion was made by Alderman Blackman, seconded by Alderman Gill and unanimously carried to adjourn the meeting until 6:00 p.m. on March 6, 2019.

Meeting ended at 7:42 p.m.

Patty Maiston  
City Clerk

3/6/19  
Date

Brian Doss  
Mayor

3/6/19  
Date

**AGENDA**  
**MAYOR AND BOARD OF ALDERMEN**  
**CITY OF OCEAN SPRINGS**  
**RECESS MEETING**  
**February 19, 2019 – 6:00 p.m.**

**1. CALL TO ORDER**

**2. INVOCATION AND PLEDGE OF ALLEGIANCE**

**3. PROCLAMATION**

- a) In Recognition of Blinded Veterans Association, presented to Bill Jones - March 28, 209 as “Blinded Veterans Day” (Exhibit 3-a)
- b) February 24 – March 2, 2019 as “National Montessori Education Week” presented to Leah Bray and Mary Ann Bounds (Exhibit 3-b)

**4. PRESENTATION**

- a) American Heart Association Jackson County Heart Walk Saturday, March 30, 2019 in Pascagoula - Laura Koury (Exhibit 4-a)

**5. OLD BUSINESS**

- a) Authorize the change of date for March Regular Meeting due to Mardi Gras holiday pursuant to 21-3-19 of the Mississippi Code from Tuesday, March 5<sup>th</sup> to Wednesday, March 6<sup>th</sup>

**6. NEW BUSINESS**

- a) Authorize City Clerk to obtain bids for the Water, Sewer and Storm Sewer Rehabilitation Program Contract for a two year term based on specifications to be provided by Compton Engineering and approved by Public Works. (Exhibit 6-a)
- b) Discussion of Contributing up to \$3,125 to the 2019 Household Hazardous Waste Day Event (HHWD) and provide at least four representatives to work the 6-hour event per the Jackson County Board of Supervisors Solid Waste Department (Exhibit 6-b)
- c) Adoption of a Unified Development Code (UDC) (Exhibit 6-c)

**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) Adopt Resolution of the City of Ocean Springs, Mississippi to Request Assistance from Jackson County for Relocation of the former Human Resources Building (Exhibit 7-a)
- b) Adopt Resolution of the City of Ocean Springs, Mississippi to Request Assistance from Jackson County to Sponsor Events Related to 2019 Jeepin’ the Coast (Exhibit 7-b)
- c) Approve Special Event Permit Application for St. Paddy’s Day Celebration sponsored by OS Chamber and the City of Ocean Springs on Saturday, March 16, 2019; the event will begin at 9:00 a.m. and ending at 11:00 p.m.; Government Street Closure from Washington Avenue to Russell Avenue from 5:00 p.m. to 11:00 p. m.; No cost incurred by the city. (Exhibit 7-c)

**City Clerk:**

- d) Approve Minutes: Regular Meeting January 2, 2019 (Exhibit 7-d)

**Police Department:**

**Fire Department:**

- e) Accept Monthly Fire Department Report (Exhibit 7-e)

**Human Resources/Risk Management:** (Exhibit 7-f, g, h, i, j)

- f) Accept resignation of Part-time Warrants Officer Leonard J. Ordonez status effective March 22, 2019; authorize to begin the process of filling the vacant position.

- g) Accept resignation of Firefighter Marcus Williams effective February 23, 2019; authorize to begin the process of filling the vacant position.
- h) Authorize removing Public Works Laborer Henry Lamb from probationary status to full time status effective January 15, 2019.
- i) Authorize transfer of Public Works Laborer Frank Shockley from temporary to full time, effective February 19, 2019; current hourly rate of \$12.00.
- j) Authorize employment of Jacaleb Walker, Parks Maintenance Worker, effective February 19, 2019; \$12.00 hourly rate; one year probationary status, pending successful completion of all pre-employment requirement.

**City Engineer:**

**Public Works:**

**Community Development & Planning:**

**Planning Commission:**

- k) Authorize to approve for Preliminary Plat – Bills Addition Re-Plat – Kelly Lane/Little Bluff, LLC (Exhibit 7-k)
- l) Authorize to approve Request of Minor Subdivision – 335 Lovers Lane (West side of Lovers Lane, opposite the intersection of LeVoyageur Drive) PID# 60224200.000 (Exhibit 7-l)
- m) Authorize to approve Construct a single-family dwelling on a non-conforming lot – 609 First Avenue PID # 60224060.000 (Exhibit 7-m)
- n) Authorize to approve Schmidt Avenue, West of McNamee Avenue, Is no longer required for public use (Exhibit 7-n)
- o) Authorize to approve Construct a single-family dwelling on a non-conforming lot – 401 McNamee Avenue PID# 61070007.000 (Exhibit 7-o)

**Zoning & Adjustment Board:**

- p) Authorize to approve Variance of a rear yard setback at 401 McNamee Avenue PID # 61070007.000 (Exhibit 7-p)

**Historic Preservation Commission:**

- q) Accept resignation of HPC member Stacey Goff; authorize to begin the process of filling the vacant position
- r) Authorize to approve a time extension for a Certificate of Appropriateness (COA) for a landscape plan, parking spaces and window shutters; 525 Porter Avenue/Old Ocean Springs Historic District (Exhibit 7-r)
- s) Authorize to approve Certificate of Appropriateness (COA) for construction of detached carport; 1117 Iberville Drive/Marble Springs Historic District (Exhibit 7-s)

**Building Department:**

- t) Approve Tree Protection Committee meeting minutes from February 12, 2019 (Exhibit 7-t)
- u) Approve Code Enforcement Report through February 15, 2019 (Exhibit 7-u)

**Parks & Recreation:**

**City Attorney:**

## 8. DEPARTMENT REPORTS

**Mayor:**

**City Clerk:**

- a) Approve payment: Docket of Claims and spread summary on the Minutes (Exhibit 8-a)
- b) Approve Budget Amendments (Exhibit 8-b) (To be distributed prior to the meeting on Tuesday, February 19, 2019)

**Police Department:**

**Fire Department:**

**Human Resources/Risk Manager:**

**City Engineer:**

**Public Works:**

- c) Approve \$8,900.00 be transferred from Drainage Department line item 001-502-580 to Street Department line item 001-201-730 for the purchase of a manual coupler for CAT 308E2 Excavator and CAT 4200X Brush Wolf Brushcutter. (Exhibit 8-c)

**Community Development & Planning:**

**Building Department:**

- d) Approve Request from Mike Butler, Contractor for The Sands, for permission to complete covering on the exterior façade of the two existing structures as the current sheathing installed has surpassed its allowable of time of exposure (Exhibit 8-d)

**Parks & Recreation:**

**City Attorney:**

**9. 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 into the microphone.

**10. ALDERMEN'S FORUM**

**11. EXECUTIVE SESSION**

**RECESS UNTIL 6:00 P.M. on March 6, 2019**