

REGULAR MEETING OF DECEMBER 3, 2019

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 December 3, 2019. The Mayor presiding, Aldermen Authement, Bellman, Cox, Papania, Blackman and Impey were present. Alderman Gill was absent. Also present were City Clerk Patty Gaston and City Attorney Kevin Melchi.

The Mayor called the meeting to order.

Mr. Chic Cody gave the invocation and Cub Scouts Alexander Metcher and Cora Metcher from Troop 229 led the Pledge of Allegiance.

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

Motion was made by Alderman Impey, seconded by Alderman Blackman and unanimously carried to accept the agenda.

PRESENTATIONS

Traci James and Melanie Allen gave the Board an update on the Dog Park and donations received to date. They said they have been able to raise \$2,300 in cash donations and approximately \$10,000 of in kind donations which include custom made gates, signage and ramps. They said they received support from Carroll's Welding Service, Carol's Critter Care, LaundroMutt, the Boy Scouts, and Lawns Etc. Alderman Blackman thanked them for their efforts and added thanks to Jackson County for providing asphalt work and hydro seeding. Alderman Papania added that the entire project will be less than \$90,000 for a first class Dog Park.

Charles Taylor from The Foundation Group gave the Board an update. He said they have been contracted for the last 30 days for the City. He said that the recent retail convention in Atlanta went very well and they have several prospects from their time there. He added that they will be meeting with an investor from Miami tomorrow to promote Ocean Springs. The Mayor asked to be included in the meeting. Alderman Papania clarified that the City has an agreement with The Foundation Group for 90 days for \$5,000.00. He added that they are attempting to develop businesses outside of the Downtown District.

NEW BUSINESS

Motion was made by Alderman Cox, seconded by Alderman Blackman and unanimously carried to adopt a resolution to match donated funds to the Ocean Springs Garden Club (Exhibit A - 1a).

The Planning & Grants Administrator said five proposals were received and reviewed for the City Wide Wayfinding Study STP-0357-00(018)/LPA108104-711000 (Exhibit 4-a). The selection committee's recommendation is to appoint Christian Preus as the consultant for this project. Motion was made by Alderman Impey, seconded by Alderman Cox and unanimously carried to appoint Christian Preus as the consultant for the City Wide Wayfinding Study.

The Planning & Grants Administrator said the selection committee for the East Beach Sidewalk project STP-9061-00(003) LPA108085-701000 engineering services at first came to a tie decision (Exhibit 4-b). After discussion a straight vote was taken and resulted in recommending Compton Engineering using the same design from 2009. If contract negotiations are not successful, Brown, Mitchell & Alexander would then be contacted to negotiate. Motion was made by Alderman Cox, seconded by Alderman Impey and unanimously carried to negotiate with Compton Engineering for engineering services for the East Beach Sidewalk project.

OLD BUSINESS

The Mayor said that he and the Fire Chief met with Acadian Ambulance Services and were able to come to an agreement of \$1,000 per month lease for property at 1491 Deana Road (Exhibit 5-a). Motion was made by Alderman Impey, seconded by Alderman Blackman and unanimously carried to adopt a resolution to enter into a lease agreement with Acadian Ambulance Service, Inc. and execute the lease agreement for property at 1491 Deana Road for \$1,000.00 per month beginning January 2020.

Alderman Papania said he has worked with the City Attorney and Building Official to develop a construction noise ordinance using the City of Biloxi's construction noise ordinance. He suggested that the construction noise should be restricted from 7:00 p.m. until 7:00 a.m. Alderman Authement said there are citizens at the meeting that would like to be heard.

Mr. Chuck Weems spoke against the proposed construction noise ordinance, saying it is too restrictive.

Ms. Kelly Lane spoke against the proposed construction noise ordinance, saying it is too rigid. She suggested further discussion and allowing the public to be a part of the discussion.

Alderman Papania replied that the City of Biloxi's ordinance is much more stringent and it works well.

Alderman Blackman suggested that the Building & Zoning Board of Appeals or a committee work with developers, contractors, and residents to reach a solution.

Mr. Carl Hamilton spoke against the construction noise ordinance saying there will be unintended consequences.

The Construction Noise Ordinance was tabled until a meeting can take place to further discuss.

CONSENT AGENDA

Motion was made by Alderman Impey, seconded by Alderman Blackman and unanimously carried to approve the Consent Agenda except items 6-c and 6-q.

- a) Approve Walk/Run Permit Application for South MS AIDS Task Force Annual Bridge-for-Life Walk/Run; Saturday, November 30, 2019 from 8:00 a.m. until 11:00 a.m.; at OS/Biloxi Bridge; no cost to the City, applicant pays associated event cost (Exhibit 6-a)
- b) Approve Special Event Permit Application for Pictures with Santa Paws; Saturday, December 7, 2019 from 1:00 p.m. until 5:00 p.m.; OS Dog Park; no cost to the City, applicant pays associated event cost (Exhibit 6-b)
- c) Authorize Hold Harmless Agreement – Chris Ball to have 2 horses and a carriage in the Christmas Parade Sunday, December 8, 2019 (Exhibit 6-c)
- d) Approve Walk/Run Permit Application for Frosty Kroc 1 mile, 5K, 10K race by the Salvation Army; Saturday, January 11, 2020 from 8:30 a.m. until 11:00 a.m.; at OS/Biloxi Bridge; no cost to the City, applicant pays associated event cost (Exhibit 6-d)
- e) Approve Walk/Run Permit Application for 6th Annual Casino Bridge Run; Saturday, January 25, 2020 from 8:00 a.m. until 10:00 a.m.; at Beach and Bridge route; no cost to the City, applicant pays associated event cost (Exhibit 6-e)
- f) Approve Special Event Permit Application for OS Elks Carnival Day Parade; Saturday, February 8, 2020 from 1:00 p.m. until 3:00 p.m.; parade route; overtime cost may be incurred by the City (Exhibit 6-f)
- g) Approve Special Event Permit Application for Krewe Unique Mardi Gras Parade; Saturday, February 8, 2020 from 1:00 p.m. until 4:00 p.m.; parade route following the Elks Day parade; overtime cost may be incurred by the City (Exhibit 6-g)
- h) Approve Special Event Permit Application for OS Mardi Gras Night Parade; Friday, February 21, 2020 from 7:00 p.m. until 9:30 p.m.; parade route; overtime cost may be incurred by the City (Exhibit 6-h)
- i) Approve Walk/Run Permit Application for CYP Walking on the Water Run; Saturday, March 7, 2020 from 7:00 a.m. until 11:00 a.m.; OS/Biloxi Bridge; no cost to the City, applicant pays associated event cost (Exhibit 6-i)
- j) Approve Special Event Permit Application for the Electric TuTu Run/Pub Crawl; Saturday, March 28, 2020 from 7:15 p.m. until 10:00 p.m.; Start at Tri Hard Sports down beach and ending at Boots N Spurs; no cost to the City, applicant pays associated event cost (Exhibit 6-j)
- k) Approve Minutes: Regular Meeting November 5, 2019 (Exhibit 6-k)
- l) Ratify check to Haley Allred for \$430.00 – refund cash bond (Exhibit 6-l)
- m) Ratify check to MS Dept. of Revenue for \$16.00 – Undercover car tag renewal unit #1809 (Exhibit 6-m)
- n) Authorize to declare obsolete computers surplus, remove from inventory and allow destruction and disposal by AGJ (Exhibit 6-n)
- o) Accept 2020 City Observed Holidays (Exhibit 6-o)
- p) Authorize/Accept Human Resources Action Items (Exhibit 6-p):

- p-a) Authorize removal of Deputy City Clerk Vicky Hupe from probationary status to full time status effective immediately
- p-b) Authorize employment of Torrey Hargrow, Part-Time Patrolman, \$13.00 hourly rate, effective on or about December 9, 2019, pending successful completion of all pre-employment requirements
- p-c) Authorize removal of Patrolman Howard Rhodes from probationary status to full time status effective immediately
- p-d) Authorize removal of Deputy Fire Chief Ray West from probationary status to full time status effective immediately
- q) Accept Right-of-Way donation for Steelman Lane improvements 1001 Ocean Springs Road PID#60128650.000 from Zayed Realty, LLC (Exhibit 6-q)
- r) Accept Right-of-Way donation for Steelman Lane improvements 3082 Bienville Blvd. PID#60128150.000 WAL-OS, LLC (Exhibit 6-r)
- s) Authorize the Mayor to execute MOU STP-0357-00(018)LPA108104-711000 OS City-Wide Wayfinding Study (Exhibit 6-s)
- t) Approve Short Term Rental permit 512 Dewey Avenue PID#601374336.000 – Kelly Lane (Exhibit 6-t)
- u) Approve Short Term Rental permit 608 Azalea Lane PID#61090012.010 – Steven Burnette/Sheree Beaugez (Exhibit 6-u)
- v) Accept Tree Protection Committee meeting minutes from October 22, 2019 (Exhibit 6-v)
- w) Accept Tree Protection Committee meeting minutes from November 26, 2019 (Exhibit 6-w)
- x) Approve Code Enforcement Report through November 29, 2019 (Exhibit 6-x)
- y) Approve Minutes: Special Call Meeting October 22, 2019 (Exhibit A – 2a)
- z) Accept resignation of Patrolman Bowen Moeller, effective December 15, 2019; authorize to begin the process of filling the vacant position(Exhibit A – 2b)

Alderman Impey said that item 6-c is no longer needed, no action needed.

The Planning & Grants Administrator said the resolution was left out of the packet for item 6-q; accept Right-of-Way donation for Steelman Lane improvements 1001 Ocean Springs Road PID#60128650.000 from Zayed Realty, LLC (Exhibit 6-q), but that the description in the memo was correct. Motion was made by Alderman Blackman, seconded by Alderman Authement and unanimously carried to adopt the resolution to accept donated property for Steelman Lane improvements.

DEPARTMENT REPORTS

Mayor:

The Executive Assistant to the Mayor and Board thanked those that contributed to the City's Employee Christmas Party.

The Executive Assistant to the Mayor and Board said that she has met with Future Design Group and has finalized the terms of the contract for a total cost of \$16,500 for development of the City website. Motion was made by Alderman Blackman, seconded by Alderman Cox and unanimously carried to authorize the Mayor to execute the contract with Future Design Group.

Motion was made by Alderman Blackman, seconded by Alderman Cox and unanimously carried to approve the payment schedule for Future Design Group for City website development.

City Clerk:

Motion was made by Alderman Impey, seconded by Alderman Cox and unanimously carried to approve the docket of claims; the Board finds that all expenditures are appropriate and authorized by law (Exhibit 7-b).

Motion was made by Alderman Impey, seconded by Alderman Blackman and unanimously carried to approve the monthly budget report (Exhibit 7-c).

Building:

The Building Official spoke on behalf of the residents of 803 Magnolia Bayou Boulevard as they are elderly and unable to attend the meeting. He said the Magnolia tree at 803 Magnolia Bayou Boulevard is diseased and is a hardship for property owners. Motion was made by Alderman Papania, seconded by Alderman Blackman and unanimously carried to grant the appeal of the Tree Protection Committee decision and allow the removal of the Magnolia tree at 803 Magnolia Bayou Boulevard (Exhibit A – 3a).

Police:

The Police Chief addressed the Board to discuss radio upgrades. He said the current radios are at the end of life and 60 new radios are needed. He requested to negotiate with Motorola and said they are currently offering a municipal finance package with 60 new upgraded radios for a total of \$220,000 financed over 3 to 7 years. He would prefer to allocate \$73,000 for 3 years using seizure and forfeiture funds to complete the purchase. Motion was made by Alderman Blackman, seconded by Alderman Impey and unanimously carried to authorize the Police Chief to negotiate and purchase sixty radios.

Human Resources:

The Mayor said that he does not want to post the position opening for Public Works Director until after the beginning of the year. Alderman Cox said that he does not want engineering as a requirement but rather preferred experience in the job description.

Public Works:

Alderman Cox said for the grounds maintenance proposals, he would rather have one bid for the median on Highway 90 and the other bid for the Highway 90 Public Safety Complex (Police and Fire Departments), Civic Center, Vietnam Memorial and the Dog Park. He said for that to work, Parks & Recreation would need to assume the front yard of the Mary C. O'Keefe Cultural Center since the equipment is there already for the side areas. Motion was made by Alderman Cox, seconded by Alderman Blackman and unanimously carried to request for proposals (RFP)

for Bid 1 for the median on Highway 90 from the bridge to Highway 57 and Bid 2 for the Highway 90 Public Safety Complex, Civic Center, Vietnam Memorial and the Dog Park.

Community Development & Planning:

Mr. James Foster said that Colonial Estates is now on City water and the residents are very happy with the water quality. He said JCUA will read the meters every month and give the City the bill for Colonial Estates. The City will then bill Colonial Estates.

The Planning & Grants Administrator explained that the project application for the FY20 Transportation Improvement Plan (TIP) deals with the downtown Ocean Springs parking and traffic study and South Ocean Springs Road and Steelman Lane traffic study. She said the funds are a part of a GRPC study group of funds for FY20. Motion was made by Alderman Blackman, seconded by Alderman Impey and unanimously carried to adopt a resolution of application for FY20 Transportation Improvement Plan (TIP) funding under the MPO Study/Technical Report Group (Exhibit 7-g).

PUBLIC COMMENTS

Dr. Bill Moore reminded all that the Christmas tree lighting and party at the Mary C. is on Thursday, December 5th. He also said that the Collegiate Division 1 Women's Volleyball will have two local girls playing in the championship this weekend, Amelia Moore and Blake Mohler. He ended with a comment about the TPC rulings getting overturned and he does understand if the resident is elderly, but a community outreach would have been preferred rather than the removal of the tree.

Mr. Chic Cody gave the Aldermen an agenda for the Christmas festivities on December 5th at the Mary C. from 6:00 p.m. until 8:00 p.m. He said the Crawfish House has offered to pay registration for golf carts that want to escort Santa from City Hall to the Mary C. He said there will be singing, movies, a Christmas reading, Santa, and snow.

Alderman Impey asked the Parks & Recreation Director about the Dog Park amenities. She responded that they are scheduled to ship from the supplier on December 23rd.

ALDERMAN'S FORUM

Alderman Authement asked the Parks & Recreation Director for an update of the Martin Luther King Jr. Park improvements. She said that the restrooms and pavilion will be removed before Christmas and it will not be rebuilt by the MLK Day Wild Game Fest.

Alderman Cox said that the County finished the road going out to the parking area at the Highway 57 Sports Complex and asked for an update on the parking project. The Parks & Recreation Director said that Compton Engineering has developed partial plans and will need

to complete the plans and go out to bid. Alderman Cox asked that it begin to move forward right away.

Alderman Blackman said a resident asked him about fitness amenities along the sidewalk of Front Beach and he asked if any grants are available to provide fitness stations. The Planning & Grants Administrator said there are some available and locations would need to be determined. The Mayor said the City is preapproved for a National Fitness Campaign for outdoor fitness but we need to develop a plan to submit to them.

Alderman Impey asked the Planning & Grants Administrator the status of the Katrina CDBG drainage projects. She said she spoke with MDA and they said the City has cleared environmental, but the project exceeded the budget and needs to be resubmitted. She said Fort Bayou and Trentwood projects should be covered but Parktown will be delayed because a wetland delineation is needed first. Alderman Impey wished all a Merry Christmas season.

EXECUTIVE SESSION

Motion was made by Alderman Impey, 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 that a motion was made by Alderman Impey, seconded by Alderman Cox and unanimously carried to remain in executive session to discuss personnel in Public Works.

Motion was made by Alderman Impey, seconded by Alderman Cox and unanimously carried to terminate employment of employee #2286 effective December 3, 2019.

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

Motion was made by Alderman Impey, seconded by Alderman Blackman and unanimously carried to recess the meeting until 6:00 p.m. on December 17, 2019.

Meeting ended at 8:13 p.m.

Patty Gaston
City Clerk
01/07/2020
Date

Shirley Olson
Mayor
01/07/2020
Date

REGULAR MEETING AGENDA
MAYOR AND BOARD OF ALDERMEN • CITY OF OCEAN SPRINGS
December 3, 2019 – 6:00 p.m. at City Hall

1. CALL TO ORDER

2. INVOCATION AND PLEDGE OF ALLEGIANCE

3. PRESENTATIONS

- a) Melanie Allen – update on Dog Park and donations
- b) The Foundation Group – update and recap of ICSC Conference in Atlanta, GA

4. NEW BUSINESS

- a) Selection of Consultant Services – STP-0357-00(018)/LPA108104-711000 – City Wide Wayfinding Study (Exhibit 4-a)
- b) Selection of Engineering Services – STP-9061-00(003) LPA108085-701000 – East Beach Sidewalk (Exhibit 4-b)

5. OLD BUSINESS

- a) Adopt Resolution to enter lease agreement with Acadian Ambulance Service and Authorize Mayor to execute lease agreement for property at 1491 Deana Road (Exhibit 5-a)
- b) Discussion of construction noise ordinance

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:

- a) Approve Walk/Run Permit Application for South MS AIDS Task Force Annual Bridge-for-Life Walk/Run; Saturday, November 30, 2019 from 8:00 a.m. until 11:00 a.m.; at OS/Biloxi Bridge; no cost to the City, applicant pays associated event cost (Exhibit 6-a)
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City Clerk:

- k) Approve Minutes: Regular Meeting November 5, 2019 (Exhibit 6-k)
- l) Ratify check to Haley Allred for \$430.00 – refund cash bond (Exhibit 6-l)
- m) Ratify check to MS Dept. of Revenue for \$16.00 – Undercover car tag renewal unit #1809 (Exhibit 6-m)

Human Resources/Risk Management:

- n) Authorize to declare obsolete computers surplus, remove from inventory and allow destruction and disposal by AGJ (Exhibit 6-n)
- o) Accept 2020 City Observed Holidays (Exhibit 6-o)
- p) Authorize/Accept Human Resources Action Items (Exhibit 6-p):

City Clerk:

- p-a) Authorize removal of Deputy City Clerk Vicky Hupe from probationary status to full time status effective immediately

Police Department:

- p-b) Authorize employment of Torrey Hargrow, Part-Time Patrolman, \$13.00 hourly rate, effective on or about December 9, 2019, pending successful completion of all pre-employment requirements
- p-c) Authorize removal of Patrolman Howard Rhodes from probationary status to full time status effective immediately

Fire Department:

- p-d) Authorize removal of Deputy Fire Chief Ray West from probationary status to full time status effective immediately

Community Development & Planning:

- q) Accept Right-of-Way donation for Steelman Lane improvements 1001 Ocean Springs Road PID#60128650.000 from Zayed Realty, LLC (Exhibit 6-q)
- r) Accept Right-of-Way donation for Steelman Lane improvements 3082 Bienville Blvd. PID#60128150.000 WAL-OS, LLC (Exhibit 6-r)
- s) Authorize the Mayor to execute MOU STP-0357-00(018)LPA108104-711000 OS City-Wide Wayfinding Study (Exhibit 6-s)

Planning Commission:

- t) Approve Short Term Rental permit 512 Dewey Avenue PID#601374336.000 – Kelly Lane (Exhibit 6-t)
- u) Approve Short Term Rental permit 608 Azalea Lane PID#61090012.010 – Steven Burnette/Sheree Beaugez (Exhibit 6-u)

Building Department:

- v) Accept Tree Protection Committee meeting minutes from October 22, 2019 (Exhibit 6-v)
- w) Accept Tree Protection Committee meeting minutes from November 26, 2019 (Exhibit 6-w)
- x) Approve Code Enforcement Report through November 29, 2019 (Exhibit 6-x)

7. DEPARTMENT REPORTS

Mayor:

- a) Discussion of donations received for employee Christmas party (Exhibit 7-a)

City Clerk:

- b) Approve payment: Docket of Claims, all expenditures are appropriate and authorized by law, and spread summary on the Minutes (Docket to be provided before meeting)
- c) Accept Monthly Budget Report – to be provided before meeting

Police Department:

- d) Discussion of radio upgrades

Fire Department:

Human Resources/Risk Manager:

- e) Public Works Director job description draft (Exhibit 7-e)

City Engineer:

Public Works:

- f) Authorize request for proposal for ground maintenance (Exhibit 7-f)

Community Development & Planning:

- g) Resolutions for Application for FY20 Transportation Improvement Plan (TIP) funding under the MPO Study/Technical Report Group (Exhibit 7-g)

Building Department:

Parks & Recreation:

City Attorney:

- 8. 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.

9. ALDERMEN'S FORUM

10. EXECUTIVE SESSION

- a) Personnel in Public Works

RECESS UNTIL 6:00 P.M. on December 17, 2019

ADDENDUM TO REGULAR MEETING AGENDA
MAYOR AND BOARD OF ALDERMEN • CITY OF OCEAN SPRINGS
December 3, 2019 – 6:00 p.m. at City Hall

1) NEW BUSINESS

- a) Discussion of \$600.00 donation to Ocean Springs Garden Club to help fund City projects (Exhibit A – 1a)

2) CONSENT AGENDA

City Clerk:

- a) Approve Minutes: Special Call Meeting October 22, 2019 (Exhibit A – 2a)

Human Resources:

- b) Accept resignation of Patrolman Bowen Moeller, effective December 15, 2019; authorize to begin the process of filling the vacant position(Exhibit A – 2b)

3) DEPARTMENT REPORTS

Building:

- a) Appeal TPC decision on October 22nd regarding 803 Magnolia Bayou Blvd. (Exhibit A – 3a)