

## **RECESS MEETING OF DECEMBER 17, 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 December 17, 2019. The Mayor presiding, Aldermen Cox, Gill, Authement, Bellman, Papania and Blackman were present. Alderman Impey was absent. Also present were City Clerk Patty Gaston and City Attorney Kevin Melchi.

The Mayor called the meeting to order.

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

### **PROCLAMATION**

The Mayor presented Emile Ladnier American Legion Post 42 of Ocean Springs a proclamation for their Centennial Day December 18, 2019. Post 42 Historian, Richard Eckert read an excerpt from his uncle a WWI veteran.

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

### **PRESENTATION**

Jeff May and Muthukumar Naraynaswamy, PhD. with Michael Baker International gave an update on the Front Beach Drainage Study to identify the cause of erosion. They said that historically there has not been significant change in the shoreline due to coastal processes. It was established that the sidewalk and knee wall are the cause of the erosion on Front Beach due to storm water runoff. They said the goal is to intercept storm water before reaching the beach. They concluded there are two options to intercept storm water and improve storm water outfalls; option one being a rock-lined garden style channel section to connect to the existing storm drain outlet and option two being a concrete lined channel section to connect to the existing storm drain outlet. After meeting with officials from Jackson County and the City of Ocean Springs, it was determined the best option would be to construct concrete swells due to maintainability and constructability. Alderman Blackman asked about having removable pervious sections placed over concrete swells which would be greener and more aesthetically pleasing. Mr. May said the option has not been explored but could be.

Trevor Reid from Downtown Digital presented the Board with a digital media growth proposal and requested \$500 per month from the City for a marketing campaign. Alderman Cox said a marketing campaign would need cooperation with the Chamber of

Commerce. Alderman Authement said it would need to wait until the beginning of next year and would need Chamber cooperation.

## **NEW BUSINESS**

The Planning & Grants Administrator said a public hearing was held and comments taken regarding increasing the cap of short term rentals. She added that there have been no complaints for permitted STR in the three years since establishment of the ordinance which provides recourse to stop those that are not permitted. She said the Planning Commission recommends increasing the cap from 35 to 50 short term rentals.

William Lucas, 203 Front Beach, said the City is not enforcing the current ordinance and spoke against raising the limit.

Motion was made by Alderman Cox and seconded by Alderman Gill to adopt an ordinance; amending Ordinance No. 2015-11 and Sections 510(b)(10) of Appendix D of the Ocean Springs Code of Ordinances regarding permits for short-term rentals in residential areas (Exhibit 5-a). The motion carried with a roll call vote as follows:

Alderman Gill	<u>Aye</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>Absent</u>

The Building Official said that the Tree Protection Committee did not come to a majority decision regarding the application for tree removal at 1700 Government Street (Exhibit 5-b). Henry Furr was present to answer questions regarding the application. Motion was made by Alderman Authement, seconded by Alderman Blackman and unanimously carried to grant permission to remove trees at 1700 Government Street.

## **OLD BUSINESS**

Motion was made by Alderman Blackman, seconded by Alderman Bellman and unanimously carried to adopt a Resolution authorizing the Mayor to enter into an agreement with the Municipal Intercept Company (MIC) to collect the City's debt between MIC and the City as authorized by the local Government Debt Collection Setoff Act (Exhibit 6-a).

Motion was made by Alderman Blackman, seconded by Alderman Papania and unanimously carried to authorize the Mayor to execute an Agreement to Collect Municipal Debt with MIC (Exhibit 6-b).

Motion was made by Alderman Gill, seconded by Alderman Authement and unanimously carried to adopt a Resolution to provide funds in support of the 2020 Gulf Coast Legislative Reception (Exhibit 6-c).

## **CONSENT AGENDA**

Motion was made by Alderman Cox, seconded by Alderman Blackman and unanimously carried to approve the Consent Agenda with the exception of item 7-b.

- a) Ratify check to Easy Permit Postage in the amount of \$2,020.99 for refill postage meter (Exhibit 7-a)
- b) Approve Minutes: Recess Meeting November 19, 2019 (Exhibit 7-b)
- c) Approve Minutes: Special Call Meeting November 25, 2019 (Exhibit 7-c)
- d) Accept Monthly Police Department Report for November 2019 (Exhibit 7-d)
- e) Accept monthly Fire Department Report for November 2019 (Exhibit 7-e)
- f) Authorize to declare Troy Built riding lawn mower (Asset #2820) as surplus as it is of no value to the City (Exhibit 7-f)
- g) Authorize removal of Fireman Connor Pickich probationary status to full time status effective immediately (Exhibit 7-g)
- h) Authorize removal of Fireman Jefferson Broadus probationary status to full time status effective immediately (Exhibit 7-h)
- i) Authorize the Mayor to execute final contract documents for J.E. Borries, Inc. for Old Fort Bayou Greenway Phase I; Tidelands Project FY15-P501-14OS (Exhibit 7-i)
- j) Adopt Resolution to amend plat error on the filed final plat for the Maple Woods Subdivision (Exhibit 7-j)
- k) Approve Conditional Use Permit for a Brewpub and Restaurant at 1314 Government Street PID 60137068.050, Martin and Sandra Konrad (Exhibit 7-k)
- l) Approve Certificate of Appropriateness for the replacement of roofing material at 214 Washington Avenue, Lawrence and Jett Leake (Exhibit 7-l)
- m) Approve Certificate of Appropriateness for the construction of new exterior stairs, a rear porch and a ADA ramp at 505 Washington Avenue, Walter Anderson Museum of Art (Exhibit 7-m)
- n) Accept Tree Protection Committee meeting minutes from December 10, 2019 (Exhibit 7-n)
- o) Approve Code Enforcement Report through December 13, 2019 (Exhibit 7-o)
- p) Accept a 1988 MACK Truck from Jackson County (Exhibit 7-p)

Motion was made by Alderman Blackman, seconded by Alderman Cox and unanimously carried to amend the draft of minutes for the November 19, 2019 recess meeting.

Motion was made by Alderman Blackman, seconded by Alderman Cox and unanimously carried to approve the minutes for the November 19, 2019 recess meeting.

## **DEPARTMENT REPORTS**

### MAYOR:

The Executive Assistant to the Mayor & Board gave an update of the website design meeting with Future Design Group (Exhibit 8-a). She said they are performing better and more quickly than expected and have provided a wireframe mockup of the new website.

The Executive Assistant to the Mayor & Board said that donations have been received to cover all expenses and door prizes for the Christmas Party (Exhibit 8-b), and thanked all those that donated.

### CITY CLERK:

Motion was made by Alderman Authement, seconded by Alderman Papania and unanimously carried to approve the Docket of Claims; the Board finds that all expenses are lawful and appropriate (Exhibit 8-c).

There were several questions regarding the adjustments of water/sewer accounts (Exhibit 8-d) which was tabled.

The City Clerk said that she has received four RFQs for the FEMA #4350 Sewer Lift Project for 7 lift stations but a selection committee was never established. Motion was made by Alderman Papania, seconded by Alderman Authement and unanimously carried to appoint Aldermen Cox, Authement, and Blackman to the selection committee for the FEMA #4350 Sewer Lift Project.

### FIRE:

Fire Chief McCoy spoke about development of a fire training facility to help lower the fire safety rating from a 5 to a 4. He said it is estimated to cost approximately \$250,000 for a building with at least three floors and approximately 15'x30'. He suggested relocating a pole barn behind Station One and placing the facility on site. The Mayor said this will be a high priority next year.

### PLANNING:

The Planning & Grants Administrator said that she has been working with Building and Public Works to consolidate and streamline the internal development documentation to provide a seamless process.

### BUILDING:

Alderman Gill said the Tree Protection Committee (TPC) denied removal of two Live Oak trees at 1245 Monticello Blvd. and homeowner Linda Do is appealing that decision (Exhibit 8-g). He said after viewing the trees, they are in agreement to remove the tree on the

right to construct a new driveway and leave the tree on the left side of the house. Motion was made by Alderman Gill, seconded by Alderman Bellman and unanimously carried to grant appeal of the TPC's decision and to grant removal of one Live Oak tree on the East side of the house at 1245 Monticello Blvd. contingent on the homeowner getting a construction permit for the new driveway..

Alderman Blackman said that the Board is seeing more TPC appeals than ever before because there is less consideration for hardship and property rights by the new TPC members. He explained that homeowner Kristy Truong is appealing the TPC denial of removal of one Live Oak tree at 3412 Dijon Avenue. He said the tree needs to be removed so that a circular driveway can be constructed to avoid the tree in the middle of the road directly behind the current driveway. Motion was made by Alderman Blackman, seconded by Alderman Cox and unanimously carried to grant the appeal of the TPC's decision and to grant removal of one Live Oak tree at 3412 Dijon Avenue.

#### **PARKS & RECREATION:**

The Parks & Recreation Director said that she met with Compton Engineering regarding the parking project at the Sports Complex. She said the plans that were previously prepared in 2017 were not complete and will need to be finalized. Alderman Cox asked what needs to be completed and what would be the final cost. She said he would need the final number with Compton Engineering but as far as she knows the estimate is over \$600,000.

The Parks & Recreation Director said that the restroom at MLK Park has been removed and the contractor is ready to begin the rebuilding.

#### **PUBLIC COMMENT**

Julia Weaver, 334 Lovers Lane, requested a copy of the slide show previously shown by representatives of Michael Baker Int. regarding Front Beach drainage. She said she would like to see other drainage options explored like engineered soil and a catch basin underneath, or other green options. She asked that the Board and County look at the results Harrison and Hancock Counties received from the Beach Outfall Challenge Contest.

Margaret Posten, 631 Clark Avenue, is currently coastal training with DMR and would like a copy of the study referred to in the presentation by Michael Baker Int. She suggested working with the property owners across the street from the beach to construct rain gardens but said it would take community involvement.

Bill Moore said he was assured that when a tree was approved for removal by the Board the property owner would be asked to plant a tree to take its place. He said trees help with water runoff and are a safety enhancer in residential areas. Additionally, he thinks the fire training facility is a no brainer in terms of cost and savings.

## ALDERMAN'S FORUM

Alderman Gill asked Alderman Blackman to call Mississippi Power to get light pole 140 repaired. He responded that they have been notified and are working on it.

Alderman Authement asked the City Clerk when the selection committee would meet and if she could give a few dates to select from since it's the holiday season. He wished everyone a Merry Christmas.

Alderman Papania said it looks like the County will clean, clear and re-rock the "monster ditch". He then wished Kevin Melchi, City Attorney, well in his new endeavors.

Alderman Blackman congratulated Keven Melchi, City Attorney, as well. He said several months ago Public Works installed speed bumps on Linnet Drive in Heron Bayou but they are too high. He said Public Works has ordered a solution from Global Industries. Motion was made by Alderman Blackman, seconded by Alderman Gill and unanimously carried to spend \$563.50 from Ward 5 funds to pay an invoice from Global Industries for speed bumps.

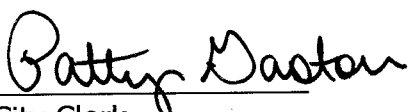
The Mayor welcomed the newest microbrewery, Craft Advisory. They plan to open March or April 2020 in the old Chef Scott restaurant building on Government Street and will be a brewery and eatery. Their addition will total four craft breweries in Ocean Springs which they said is a big tourist draw.

The Mayor wished everyone a merry Christmas and happy holiday season.

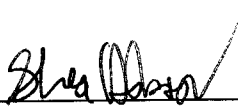
## NO EXECUTIVE SESSION

Motion was made by Alderman Bellman, seconded by Alderman Blackman and unanimously carried to adjourn the meeting until 6:00 p.m. on January 7, 2020.

Meeting ended at 8:28 p.m.

  
\_\_\_\_\_  
City Clerk

01/07/2020  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Mayor

01/07/2020  
\_\_\_\_\_  
Date

**RECESS MEETING AGENDA**  
**MAYOR AND BOARD OF ALDERMEN • CITY OF OCEAN SPRINGS**  
**December 17, 2019 – 6:00 p.m. at City Hall**

**1. CALL TO ORDER**

**2. INVOCATION AND PLEDGE OF ALLEGIANCE**

**3. PROCLAMATION**

- a) American Legion Post 42 Ocean Springs Centennial Day (Exhibit 3-a)

**4. PRESENTATION**

- a) Jackson County – Front Beach Drainage
- b) Trevor Reid – Downtown Digital LLC

**5. NEW BUSINESS**

- a) Discussion of Adoption of Ordinance (tentative 2019-19); an Ordinance amending Ordinance No. 2015-11 and Sections 510(b)(10) of Appendix D of the Ocean Springs Code of Ordinances regarding permits for short-term rentals in residential areas (Exhibit 5-a)
- b) Board action required – 1700 Government Street TPC application; TPC majority decision not met (Exhibit 5-b)

**6. OLD BUSINESS**

- a) Adopt Resolution authorizing Mayor to enter into an agreement with the Municipal Intercept Company (MIC) to collect the City's debt between MIC and the City as authorized by the local Government Debt Collection Setoff Act (Exhibit 6-a)
- b) Authorize Mayor to execute Agreement to Collect Municipal Debt with MIC (Exhibit 6-b)
- c) Adopt Resolution to provide funds in support of the 2020 Gulf Coast Legislative Reception (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.*

**City Clerk:**

- a) Ratify check to Easy Permit Postage in the amount of \$2,020.99 for refill postage meter (Exhibit 7-a)
- b) Approve Minutes: Recess Meeting November 19, 2019 (Exhibit 7-b)

- c) Approve Minutes: Special Call Meeting November 25, 2019 (Exhibit 7-c)

**Police Department:**

- d) Accept Monthly Police Department Report for November 2019 (Exhibit 7-d)

**Fire Department:**

- e) Accept monthly Fire Department Report for November 2019 (Exhibit 7-e)
- f) Authorize to declare Troy Built riding lawn mower (Asset #2820) as surplus as it is of no value to the City (Exhibit 7-f)

**Human Resources/Risk Management**

- g) Authorize removal of Fireman Connor Pickich probationary status to full time status effective immediately (Exhibit 7-g)
- h) Authorize removal of Fireman Jefferson Broadus probationary status to full time status effective immediately (Exhibit 7-h)

**Community Development & Planning:**

- i) Authorize the Mayor to execute final contract documents for J.E. Borries, Inc. for Old Fort Bayou Greenway Phase I; Tidelands Project FY15-P501-14OS (Exhibit 7-i)
- j) Adopt Resolution to amend plat error on the filed final plat for the Maple Woods Subdivision (Exhibit 7-j)

Planning Commission:

- k) Approve Conditional Use Permit for a Brewpub and Restaurant at 1314 Government Street PID 60137068.050, Martin and Sandra Konrad (Exhibit 7-k)

Historic Preservation Commission:

- l) Approve Certificate of Appropriateness for the replacement of roofing material at 214 Washington Avenue, Lawrence and Jett Leake (Exhibit 7-l)
- m) Approve Certificate of Appropriateness for the construction of new exterior stairs, a rear porch and a ADA ramp at 505 Washington Avenue, Walter Anderson Museum of Art (Exhibit 7-m)

**Building Department:**

- n) Accept Tree Protection Committee meeting minutes from December 10, 2019 (Exhibit 7-n)
- o) Approve Code Enforcement Report through December 13, 2019 (Exhibit 7-o)

**Public Works:**

- p) Accept a 1988 MACK Truck from Jackson County (Exhibit 7-p)

**8. DEPARTMENT REPORTS**

**Mayor:**

- a) Status update of web design meeting with Future Design Group (Exhibit 8-a)
- b) 2019 Christmas Party Donations (Exhibit 8-b)

**City Clerk:**

- c) Approve payment: Docket of Claims, all expenditures are appropriate and authorized by law, and spread summary on the Minutes (Exhibit 8-c)
- d) Authorize adjustment of water/sewer accounts due to a finding that the customers did not receive the benefit of the utility and the excess usages were due to unforeseen circumstances (Exhibit 8-d)
- e) Establish selection committee for FEMA #4350 Sewer Lift Project for 7 lift stations; approved October 15, 2019 Recess meeting

**Police Department:**



**Fire Department:**

**Human Resources/Risk Manager:**

**City Engineer:**

**Public Works:**

**Community Development & Planning:**

**Planning Commission:**

- f) Discussion of internal development review process

**Building Department:**

- g) Appeal of TPC denial of removal of two Live Oak trees at 1245 Monticello Blvd.; Linda Do (Exhibit 8-g)
- h) Appeal of TPC denial of removal of one Live Oak tree at 3412 Dijon Avenue; Kristy Truong (Exhibit 8-h)

**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**

**ADJOURN UNTIL 6:00 P.M. on January 7, 2020**