

REGULAR MEETING OF JULY 5, 2022

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 July 5, 2022. Mayor Holloway presided, and Aldermen Burgess, Authement, Wade, Cox, Papania, Blackman, and Impey were present. Also present were City Attorney Robert Wilkinson, City Clerk Patty Gaston, Deputy City Clerk Vicky Hupe, Police Chief Mark Dunston, Fire Chief Derek McCoy, Building Official Darrell Stringfellow, Human Resource & Risk Management Mindy McDowell, Public Works Director Allan Ladnier, Parks & Recreation Director Stephen Glorioso, Project Manager Sarah Harris, Planning & Grants Administrator Carolyn Martin, and City Planner Wade Morgan.

The Mayor called the meeting to order.

A motion was made by Alderman Cox, seconded by Alderman Authement, and unanimously carried to amend the agenda to include item 2-a longevity recognition.

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

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

RECOGNITION

The Mayor presented certificates in recognition of employment years of service to Street Leadman Michael Smith for 30 years of service, Police Research Analyst Leah Phillips for 15 years of service, and Police Lieutenant Jonathan Carroll for 10 years of service. Also recognized but not present to receive certificates were Fire Battalion Chief Bradley Chennault - 10 Years of service and Public Works Maintenance Laborer A Brett Spicer - 5 years of service.

PUBLIC HEARING

Item 3-a) A motion was made by Alderman Cox, seconded by Alderman Papania, and unanimously carried to open the public hearing regarding the amendment to the Unified Development Code (UDC) to revise Chapters 3 and 7 related to Medical Cannabis Facilities and Establishments; Planning Commission recommends approval of the amendment with the addition of allowing medical cannabis cultivation facilities in the CH zoning district as Conditional Use (Exhibit 3-a).

The Planning & Grants Administrator explained the amendment would incorporate the definitions provided by the state, identifies the zoning districts in that facilities would be allowed, and updates the matrix accordingly. The Planning Commission recommends approval of the amendment with the addition of allowing medical cannabis cultivation facilities in the CH zoning district as Conditional Use which would be determined on a case-by-case basis. This allows medical cannabis identified as an eligible use in our code. Distances from certain activities (church, school, etc.) will not be covered in the UDC because it is this provision is regulated by the State and we must meet all State qualifications and requirements.

No public comment for or against.

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

A motion was made by Alderman Cox and seconded by Alderman Authement to amend the UDC to revise Chapters 3 and 7 related to Medical Cannabis Facilities and Establishments with the addition of allowing medical cannabis cultivation facilities in the CH zoning district as Conditional Use. The motion passed with a roll call vote:

Alderman Cox	<u>Aye</u>
Alderman Burgess	<u>Aye</u>
Alderman Authement	<u>Aye</u>
Alderman Wade	<u>Aye</u>
Alderman Papania	<u>Aye</u>
Alderman Blackman	<u>Aye</u>
Alderman Impey	<u>Aye</u>

Item 3-b) A motion was made by Alderman Cox, seconded by Alderman Burgess, and unanimously carried to open the public hearing regarding the amendment to the UDC to revise Chapters 3, Sections 3.9.4 and 3.9.5 related to fences in the Downtown and Porter Avenue Corridor Overlay Districts; Planning Commission recommends approval of the amendment with the addition of a provision that chain link fences along rear yard, street-side yard and interior-side yard lot lines shall extend no closer to the front lot line than the front building line of the principal building on the nearest abutting lot or parcel (Exhibit 3-b).

The Planning & Grants Administrator explained the ordinance will restrict the use of chain link fences in front yards only in the Downtown and Porter Avenue Corridor Overlay Districts. There is a clarification if a corner lot is restricting the side fences to come to the front of the house making fewer chain link fences visible from the street. Alderman Cox asked for the issue to be addressed city-wide. The City Planner said it would be addressed at a later time. Alderman Papania expressed concern if this ordinance is passed for only the Downtown and Porter Avenue Corridor Overlay Districts

the rest of the City will get overlooked. He was reassured the issue will be handled in the future.

No public comment for or against.

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

A motion was made by Alderman Authement and seconded by Alderman Burgess to amend the UDC to revise Chapters 3, Sections 3.9.4 and 3.9.5 related to fences in the Downtown and Porter Avenue Corridor Overlay Districts; with the addition of a provision that chain link fences along rear yard, street-side yard and interior-side yard lot lines shall extend no closer to the front lot line than the front building line of the principal building on the nearest abutting lot or parcel. The motion passed with a roll call vote:

Alderman Cox	<u>Aye</u>
Alderman Burgess	<u>Aye</u>
Alderman Authement	<u>Aye</u>
Alderman Wade	<u>Aye</u>
Alderman Papania	<u>Aye</u>
Alderman Blackman	<u>Aye</u>
Alderman Impey	<u>Nay</u>

Item 3-c) A motion was made by Alderman Cox, seconded by Alderman Authement, and unanimously carried to open the public hearing regarding the reconfiguration of two adjoining parcels at 1109 Iola Road PID #61063029.000 and 1120 East Cherokee Avenue PID #61054018.000 (Exhibit 3-c).

The Planning & Grants Administrator explained the parcels meet at their back property lines but are in two different subdivisions. She said the Planning Commission recommends approval. She said the specific proposal is to shift the common lot line for the 2 lots westward 24 feet, which will enlarge 1109 Iola Rd. by 2,400 sq. ft. After the reconfiguration, 1120 East Cherokee Avenue will still comply with the R-1 district requirements (area, width, setbacks). She added that there are no easements that will be impacted by the reconfiguration.

No public comment for or against.

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

A motion was made by Alderman Burgess, seconded by Alderman Authement, and unanimously carried to approve to recommend that there are no individuals that will be adversely affected or directly interested in the reconfiguration of Lot 29 of the Davidson Hills subdivision and Lots 18 & 19 of the Cherokee Glen subdivision.

A motion was made by Alderman Burgess, seconded by Alderman Authement, and unanimously carried to approve the lot reconfiguration request for Lot 29 of the Davidson Hills subdivision and Lots 18 & 19 of the Cherokee Glen subdivision as requested.

AGENDA PUBLIC COMMENT

James McClendon, agenda item 3-b, asked why he had to put a privacy fence on his commercial property on Bienville Boulevard. Alderman Blackman explained the Ordinance being considered approved only addresses properties with chain link fences in the Downtown and Porter Avenue overlay districts, and the UDC requires privacy fences when commercial property abuts a residential property.

OLD BUSINESS

The Mayor said a revised Urban Renewal Map (Exhibit 5-a) was presented to the Board. The City Attorney said it is controlled by statute and will follow a specific process including a Planning Commission public hearing and Board public hearing. Alderman Blackman requested a more detailed map of the three major sections. Alderman Cox said he requested advertising for the Redevelopment Authority at the last meeting but hasn't seen anything put out.

NEW BUSINESS

The Project Manager explained the Front Beach Sidewalk Repairs Project Phase II needs a contract to start the design process and the approximate \$900,000 will be mostly FEMA funded (Exhibit 6-a). Aldermen Impey and Blackman expressed concern that the engineering fees listed are too high for the scope of work. A motion was made by Alderman Cox and seconded by Alderman Authement to authorize the Mayor to execute the Overstreet & Associates agreement for professional services for the Front Beach Sidewalk Repairs Project Phase II (Exhibit 6-a). The motion passed with Aldermen Burgess, Authement, Wade, Cox, and Papania voting aye and Aldermen Blackman and Impey voting nay.

A motion was made by Alderman Authement and seconded by Alderman Burgess to change the name of Gum Drive to Turtle Cove (Exhibit 6-b). The motion passed with a roll call vote:

Alderman Cox	<u>Aye</u>
Alderman Burgess	<u>Aye</u>
Alderman Authement	<u>Aye</u>

Alderman Wade	<u>Aye</u>
Alderman Papania	<u>Aye</u>
Alderman Blackman	<u>Aye</u>
Alderman Impey	<u>Aye</u>

Alderman Burgess introduced an Ordinance changing the speed limit on Ocean Springs Road North between Hwy 90 and Deana Road to 35 mph (Exhibit 6-c). Alderman Blackman requested a workshop to address all the roads that need speed limit changes rather than doing them one at a time. A motion was made by Alderman Burgess and seconded by Alderman Cox to approve the proposed Ordinance changing the speed limit on Ocean Springs Road North between Hwy 90 and Deana Road to 35 mph to be available in the City Clerk's Office for public viewing before adoption at the next meeting. The motion passed with a roll call vote:

Alderman Cox	<u>Aye</u>
Alderman Burgess	<u>Aye</u>
Alderman Authement	<u>Aye</u>
Alderman Wade	<u>Aye</u>
Alderman Papania	<u>Nay</u>
Alderman Blackman	<u>Nay</u>
Alderman Impey	<u>Nay</u>

Alderman Authement introduced an Ordinance changing the speed limit on Government Street between Washington Avenue and Russell Avenue to 15 miles per hour (Exhibit 6-d). The Planning & Grants Administrator said the area speed study results will be available next week. A motion was made by Alderman Authement and seconded by Alderman Wade to approve the proposed Ordinance changing the speed limit on Government Street between Washington Avenue and Russel Avenue to 15 miles per hour to be available in the City Clerk's Office for public viewing before adoption at the next meeting. The motion passed with a roll call vote:

Alderman Cox	<u>Aye</u>
Alderman Burgess	<u>Aye</u>
Alderman Authement	<u>Aye</u>
Alderman Wade	<u>Aye</u>
Alderman Papania	<u>Nay</u>
Alderman Blackman	<u>Nay</u>
Alderman Impey	<u>Nay</u>

CONSENT AGENDA

A motion was made by Alderman Cox, seconded by Alderman Wade, and unanimously carried to approve the consent agenda.

- a. Approve the Run/Walk/Bike Permit Application for MS Dental Hygienists' Association Go the Extra Smile 5K on Friday, October 7, 2022, from 8:00

- a.m. until 11:00 a.m.; Front Beach Pathway, at no cost to the City, the applicant pays associated event cost (Exhibit 7-a)
- b. Accept the June 2022 Aged Receivable Report for utility billing (Exhibit 7-b)
- c. Ratify online credit card payment to Hancock Whitney Bank for \$6,282.38 in various charges (Exhibit 7-c)
- d. Accept correction of the per mowing cost for the Grounds Maintenance Contract (Exhibit 7-d)
- e. Human Resources action items (Exhibit 7-e):
 - a) Authorize to extend the post-transfer probationary period for Patrolman Paul Moshenrose by six months, to December 25, 2022
 - b) Authorize the removal of Sergeant Archie Wallace from probationary status to full-time status effective immediately
 - c) Accept the resignation of Firefighter Justice Strickland, effective June 24, 2022; authorize to begin the process of filling the vacant position
 - d) Authorize the promotion of Battalion Chief Ryan Heath to Deputy Chief, Step 1, \$28.73; effective July 11, 2022; six-month probationary status; authorize to begin the process of filling the vacant position
 - e) Authorize to re-assign Fire Marshal Cuevas to Firefighter, Step 10, \$17.12; effective July 23, 2022; six-month probationary status
 - f) Authorize promotion of Lieutenant Lionel Cothorn to Fire Marshall, Step 1, \$21.55; effective July 25, 2022; six-month probationary status
 - g) Authorize the employment of Steven Overstreet, Firefighter, Step 2, \$13.51 hourly rate; effective July 24, 2022; one-year probationary status, pending successful completion of all pre-employment requirements
 - h) Authorize the employment of David Jackson, Parks Maintenance, Step 1, \$12.36 hourly rate; effective July 18, 2022; one-year probationary status, pending successful completion of all pre-employment requirements
- f. Approve the application for Residential Short-term Rental (STR) permit at 811 General Pershing Avenue PID #60119390.000; Planning Commission recommends approval (Exhibit 7-f)
- g. Approve the application for Residential Short-term Rental (STR) permit at 808 Desoto Street #3 PID #60119106.010; Planning Commission recommends approval (Exhibit 7-g)
- h. Authorize the Mayor to execute the agreement with MDAH and Laird Engineers and the proposal for engineering services with Laird Engineers for the Mary C O'Keefe Cultural Center Window Repair/Replacement MDAH Grant Project required for the change of scope, no additional funds are required (Exhibit 7-h)

- i. Ratify acceptance of award of the FY23 Tourism Development Grant Program Cruising the Coast OS Block Party; award reduced to \$4,000 no additional funds will be needed to provide the match (Exhibit 7-i)
- j. Authorize to accept and execute the closeout documentation with Graham Construction Company for the Fort Bayou Area Drainage and Water Improvements Project (Exhibit 7-j)
- k. Authorize to execute the MOU for funds to support the development of 400 Front Beach Drive for public access: GOMESA MS Department of Marine Resources (MDMR) (Exhibit 7-k)
- l. Ratify submission of three funding applications to MDMR: Tidelands – East Beach Multiuse Pathway (\$700,000), GOMESA – Roadway and utility improvements on Washington Avenue at Front Beach Drive Access (\$1,200,000), and GOMESA – Development of the Public Event Area at Front Beach (2,000,000) (Exhibit 7-l)
- m. Accept Code Enforcement Report through June 29, 2022 (Exhibit 7-m)
- n. Accept Tree Department Recommendations – Tree Applications through June 27, 2022 (Exhibit 7-n)
- o. Renew for an additional year term beginning August 1, 2022, with Engel Electric LLC as the electrical service provider for lift stations, water wells, street lighting, and other Public Works related needs (Exhibit 7-o)
- p. Adopt Resolution to sell surplus property with a value less than \$1,000 (Exhibit 7-p)

DEPARTMENT REPORTS

City Clerk:

A motion was made by Alderman Impey, seconded by Alderman Authement, and unanimously carried to approve the Docket of Claims finding that all expenditures are appropriate and authorized by law, and spread the summary on the minutes (Exhibit 8-a).

A motion was made by Alderman Authement, seconded by Alderman Wade, and unanimously carried to approve the monthly budget report (Exhibit 8-b).

GENERAL PUBLIC COMMENT

Joseph Nangle & Chase Gallaway said that they recently leased Artsy Pawn Shop and look forward to doing business in Ocean Springs with the first Medical Cannabis dispensary.

MAYOR & ALDERMAN'S FORUM

Alderman Burgess asked for the Fort Bayou Bristol Avenue entrance to be addressed by Public Works landscaping.

Alderman Authement thanked the Police Department, Fire Department, Public Works, and Parks & Recreation for the July 4th event being successful.

Alderman Cox requested the City Attorney to draft an MOU with Jackson County to address the upkeep of landscaping and drainage swales at Front Beach.

Alderman Papania thanked Public Works for the quick cleanup of the area after the July 4th event.

Alderman Blackman requested to waive the fees for the Wounded Warrior in Action Federation fundraiser use of the Civic Center on September 24th.

Alderman Impey asked Jackson County Supervisor Troy Ross if there is an update on paving. He replied that Ocean Springs would not begin until after the Highway 90 project in Gautier is complete and requested a current list of roads.

A motion was made by Alderman Impey, seconded by Alderman Wade, and unanimously carried to authorize the employment of Logan Walters, Firefighter, \$13.12 hourly rate; effective July 29, 2022; one-year probationary status, pending successful completion of all pre-employment requirements (Exhibit 10-a).

The Mayor said Jackson County has requested a list of projects for the ARPA fund match by Friday, July 8th. He said a special call meeting will be required on Thursday to finalize the list.

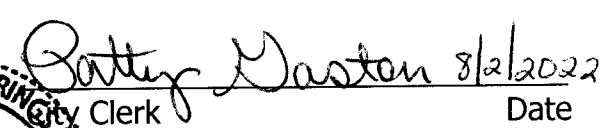
EXECUTIVE SESSION

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 June 21, 2022.

Meeting ended at 7:03 p.m.

 8/2/2022
Mayor

 8/2/2022
City Clerk

Date

