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AGENDA
BILOXI CITY COUNCIL MEETING
Tuesday, August 4, 2015
6:00 p.m.
Biloxi, Mississippi

INVOCATION BY: Pastor Lee Floyd, Break Through Ministry Church

1. AGENDA ORDER

2. PRESENTATION AGENDA

A. Mayor's Report

--Presentation of Certificates of Achievement to the Biloxi 9U All-Star team for winning the Cal Ripken Southwest Regional Tournament in Baton Rouge.

--Presentation of Certificate of Appreciation to Judge William Eugene Henry.

--Presentation of Proclamation to Ed Cake and Irene McIntosh for Mississippi Coastal Cleanup Day.

-- Report to the City Council on the Biloxi Travel Expense Credit Card (to be spread upon the Minutes of this meeting).

B. Departmental Report

C. Council's Report

3. PUBLIC AGENDA

CODE ENFORCEMENT HEARINGS

- _____ A. William R. Buckley, 1209L-01-042.000/702 Holly Hills Drive
- _____ B. W. C. Fore, LLC, 1110E-01-089.000 /2730 Pass Road
- _____ C. Millie Harris, 1410F-02-042.000/217 Baptist Alley
- _____ D. William Russell Herrin, 1210D-03-049.000/384 Park Drive
- _____ E. Jinan MS, LLC 1110J-02-105.000 /2461 Deming Place
- _____ F. Leon Warren, 1410F-01-065.000 /346 Elmer Street
- _____ G. Aileen M. Wells, 11101-02-001.000 /190 Beauvoir Road

Citizens Comments-(Total allotted time 45 minutes)

4. POLICY AGENDA

RESOLUTIONS

- _____A. Resolution for an application request for Conditional Use, to authorize the establishment of an Automobile Sales Outlet within an existing structure located in an NB-Neighborhood Business zoning district and presently identified as 1681 Pass Road. Case No. 15-037, Bill Holmes, Jr. (Owner) and Richard Scruggs (applicant). Submitted by the Planning Commission.
{*-[080415APC](#)} Ward 2
- _____B. Resolution authorizing engagement of special counsel for certain legal representation of the City of Biloxi (Byrd & Wisner (Robert A. Byrd and Nicholas Van Wisner); Corban Gunn, PLLC (Corban Gunn); Currie Johnson Griffin & Myers, P.A. (Peter Abide and Amanda Seymour); Stanton J. Fountain, Jr.; Wessler Law Firm (William P. Wessler and W. Gerry Wessler); James K. Wetzel & Associates (James K. Wetzel and Garner J. Wetzel); Wheeler & Wheeler, PLLC (David A. Wheeler and Candace C. Wheeler); and Wise Carter Child & Caraway, P.A. (Jane Meynardie and Lynda Carter). Introduced by Mayor Andrew “FoFo” Gilich.
{*-[080415JLEG](#)}

5. CONSENT AGENDA

- _____A. Resolution authorizing commitment of required match for the City of Biloxi’s Mississippi Gulf Coast National Heritage Area 2015 grant application. Introduced by Mayor Andrew “FoFo” Gilich.
{*-[080415AED](#)}
- _____B. Resolution authorizing the Biloxi police department to enter into a contract with the Mississippi Bureau of Narcotics in support of a narcotics task force inside the confines of Harrison County during the period 01 July 2015 and 30 June 2016. Introduced by Mayor Andrew “FoFo” Gilich.
{*-[080415APOL](#)}
- _____C. Resolution to execute a funding agreement for the City of Biloxi’s 2015 Action Plan for use of funds allocated to the City of Biloxi through the Community Development Block Grant (CDBG) Program. Introduced by Mayor Andrew “FoFo” Gilich.
{*-[080415AFSP](#)}

5. CONSENT AGENDA-Continued

- _____D. Resolution to approve the purchase of Forty-Six Fire Helmets from Sunbelt Fire in the total amount of \$6,703.70, as authorized by State of Mississippi Contract No. 8200014261. Funding: Fire Budget Introduced by Mayor Andrew “FoFo” Gilich.
{*-[0800415APUR](#)}
- _____E. Resolution to enter into and execute a contract with KONE Inc., for the Biloxi Bait and Fuel Dock monthly elevator maintenance. Introduced by Mayor Andrew “FoFo” Gilich.
{*-[080415ACP](#)}
- _____F. Resolution authorizing payment to Court-Appointed Appraiser (Transcapital Bank, Cable One, Inc., Sprint Communications Company, L.P., Qwest Communications Company, LLC, Level 3 Communications, LLC, and AT&T Corporation). Introduced by Mayor Andrew “FoFo” Gilich.
{*-[080415ALEG](#)}
- _____G. Resolution authorizing payment to Court-Appointed Appraiser (MAS, LTD., LLC). Introduced by Mayor Andrew “FoFo” Gilich.
{*-[080415BLEG](#)}
- _____H. Resolution authorizing payment to Court-Appointed Appraiser (Mitchell Associates, Inc.). Introduced by Mayor Andrew “FoFo” Gilich.
{*-[080415CLEG](#)}
- _____I. Resolution authorizing settlement of Workers' Compensation claim regarding retired employee Kevin Landrum. Introduced by Mayor Andrew “FoFo” Gilich.
{*-[080415DLEG](#)}
- _____J. Resolution authorizing payment into the registry of the Special Court of Eminent Domain, Harrison County, Mississippi, the sum of \$46,070.00 in order to obtain immediate title and possession of a permanent utility easement and a temporary construction easement to property located at 2040 Beach Blvd., Biloxi, Mississippi (Parcel Nos. 1210J-02-005.000 and 1210J-02-006.000) as a part of the City of Biloxi Katrina Infrastructure Repair Program (for U.S. Highway 90). Introduced by Mayor Andrew “FoFo” Gilich.
{*-[080415ELEG](#)}

5. CONSENT AGENDA-Continued

- _____K. Resolution authorizing payment into the registry of the Special Court of Eminent Domain, Harrison County, Mississippi, the sum of \$66,895.00 in order to obtain immediate title and possession of a permanent utility easement to property located along the west side of Highway 90 adjacent to Edgewater Village Shopping Complex (parcel no. 1110M-01-002.000) as a part of the City of Biloxi Katrina Infrastructure Repair Program (for U.S. Highway 90). Introduced by Mayor Andrew "FoFo" Gilich.
{*-[080415FLEG](#)}
- _____L. Resolution authorizing payment of judgment in the matter of the City of Biloxi, Mississippi vs. Hollywood Inn, Inc. and the small business administration, Cause No. 02402-15-385 in the Special Court of Eminent Domain, Harrison County, Mississippi (Katrina Infrastructure Project). Introduced by Mayor Andrew "FoFo" Gilich.
{*-[080415GLEG](#)}
- _____M. Resolution authorizing the City to reimburse Biloxi Baseball, LLC for a payment to Center Point Energy for gas service to MGM Park. Introduced by Mayor Andrew "FoFo" Gilich.
{*-[080415HLEG](#)}
- _____N. Resolution authorizing payment into the registry of the Special Court of Eminent Domain, Harrison County, Mississippi, the sum of \$41,642.52 in order to obtain immediate title and possession of a permanent utility easement and a temporary construction easement to property located at 1860 beach Blvd., Biloxi, Mississippi (parcel no.1210J-04-003.001) as a part of the City of Biloxi Katrina Infrastructure Repair Program (for U.S. Highway 90). Introduced by Mayor Andrew "FoFo" Gilich.
{*-[080415ILEG](#)}
- _____O. Resolution approving Energy Performance Contracting Agreement with McNeil Rhodes, LLC, for submission to the Energy Division of the Mississippi Development Authority for comment and approval and subsequent execution. Introduced by Mayor Andrew "FoFo" Gilich.
{*-[080415KLEG](#)}
- _____P. Resolution to approve and authorize the lowest and best quote received to replace a Storm Drain on Greenwood Drive from Gray Dirt in the total amount of \$40,970.00. Funding: Public Works Budget Introduced by Mayor Andrew "FoFo" Gilich.
{*-[080415BPUR](#)}

6. ROUTINE AGENDA {*-[080415RTN](#)}

Section 1: To accept bids submitted by each vendor in the amount shown below as the lowest and/or best bid based on the recommendation of the Executive Branch to accept each such bid as follows:

- | | | |
|----|---------------------------------------|---|
| A. | (Purchase #1)
VENDOR –
AMOUNT – | Road Striping/Public Works Department
SEE ATTACHED
SEE ATTACHED |
| B. | (Purchase #2)
VENDOR –
AMOUNT – | Uniforms/Fire Department
SEE ATTACHED
SEE ATTACHED |
| C. | (Purchase #3)
VENDOR –
AMOUNT – | Engineering/Public Works Department
SEE ATTACHED
SEE ATTACHED |

Section 2: To adjudicate the following parcels a menace to the public health and safety of the community:

- | | | |
|----|---|---|
| A. | CITY PARCEL NO.:
OWNED BY:
DATE OF HEARING: | 1107J-01-001.001
Luther V. Leach, Sr.
July 28, 2015 |
|----|---|---|

Section 3: To authorize special assessment to code enforcement action taken to clean the following parcels:

- | | | |
|----|---|--|
| A. | CITY PARCEL NO.:
OWNED BY:
ADDRESS:

CONTRACTOR:
RESOLUTION NO.:
ASSESSMENT AMOUNT: | 1410J-07-033.000
Wells Fargo Bank NA
420 North 20 th Street, 7 th Floor
Birmingham, AL 35203
Doug deSilvey
144-15
\$915.00 |
| B. | CITY PARCEL NO.:
OWNED BY:
ADDRESS:

CONTRACTOR:
RESOLUTION NO.:
ASSESSMENT AMOUNT: | 1107 -33-045.002
Ted & Phyllis Rice
910 Bechtel Boulevard
Ocean Springs, MS 39564
Doug deSilvey
321-15
\$375.00 |

- C. CITY PARCEL NO.: 1107 -33-045.000
OWNED BY: Ted & Phyllis Rice
ADDRESS: 910 Bechtel Boulevard
Ocean Springs, MS 39564
CONTRACTOR: Doug deSilvey
RESOLUTION NO.: 321-15
ASSESSMENT AMOUNT: \$375.00
- D. CITY PARCEL NO.: 1410F-04-061.000
OWNED BY: Margie Hunter
ADDRESS: 5963 Rim Ridge Court
Colorado Springs, CO 80918
CONTRACTOR: Doug deSilvey
RESOLUTION NO.: 440-14
ASSESSMENT AMOUNT: \$290.00

Section 4: To authorize approval of the claims listed on the docket of claims No. 2015J-05, in the amount of \$2,044,772.98, attached as Exhibit "A" and to authorize the Mayor and/or Municipal Clerk to pay said claims.

Section 5: The foregoing warrants that are being approved cannot be released until funds have been received by the City of Biloxi and have been deposited into the bank.