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**REVISED AGENDA  
BILOXI CITY COUNCIL MEETING  
Tuesday, November 17, 2015  
1:30 p.m.  
Council Chambers, 2<sup>nd</sup> floor of City Hall  
140 Lameuse Street, Biloxi, Mississippi**

1. **AGENDA ORDER**
2. **PRESENTATION AGENDA**
  - A. Mayor's Report
  - B. Departmental Report
  - C. Council's Report

3. **PUBLIC AGENDA**

CODE ENFORCEMENT HEARINGS

- Cleared A. Pamela Howard, 1410G-02-036.000/252 Fountain Lane  
Cleared B. Vernon Gilbert Lodge #576, 1410G-06-088.000/Behind 636 Esters  
Boulevard  
**30 day extension granted on September 15, 2015 and  
30 day extension granted on October 20, 2015**

PUBLIC HEARINGS

- ✓ C. Public Hearing to re-consider the Planning Commission's recommendation of approval extended with respect to an application request submitted by the owners and applicant requesting a **Zoning Map Amendment**, to authorize a change in zoning district classification for several parcels of land, ninety-six (96) acres in size (more or less), from its present zoning district classification of **A-Agricultural** to **RS-10 Low-Density Single Family Residential**, which change in zoning would authorize the applicant to apply separately for Preliminary Subdivision Plat approval (re: Case No.15-048-PC) to allow for consideration of a one-hundred thirty-one (131) lot single family residential subdivision to be located between Hudson-Krohn Road and Old Highway 67 (i.e., Tax Parcel Nos. 1207H-01-007.000, 1207I-01-003.000, 1207I-01-003.001 and 1207J-01-001.000) Case No. 15-047, Phyllis W. & Robert J. Wiltz (owners) and Dennis Stieffel (applicant).  
{\*-[111715CPH](#)} Ward 7

### 3. PUBLIC AGENDA-Continued

- ✓ D. Public Hearing to re-consider the Planning Commission's recommendation of approval extended with respect to an application request submitted by the owners and applicant requesting **Preliminary Subdivision Plat** approval for an eighty-seven (87) lot single-family residential subdivision submitted under the working title: Smith Tract Subdivision, for parcels of land together comprising thirty-nine (39) acres in overall size (more or less) and collectively identified as 13151 Old Hwy 67 (re: Tax Parcel Nos. 1207O-01-005.000 & 1207O-01-005.006). Case No. 15-050, Sheila A. Smith (owner) and Dennis Stieffel & Associates (applicant).  
{\*-[111715DPH](#)} Ward 7

### Citizens Comments-(Total allotted time 45 minutes)

### 4. POLICY AGENDA

#### ORDINANCES (First Reading)

- Second Reading A. Ordinance to amend the Geographical Information System Format Zoning District Map of the City of Biloxi, Mississippi, by designating several parcels of land, situated between Hudson-Krohn Road and Old Highway 67, and currently zoned A-Agricultural, to be re-zoned to RS-10 Low-Density Single Family Residential, to allow consideration of a new single family residential subdivision. Case No. 15-047, Phyllis W. & Robert J. Wiltz (owners) and Dennis Stieffel (applicant). Introduced by Councilmember Dixie Newman.  
{\*-[111715BCOU](#)} Ward 7

#### ORDINANCES (Second Reading)

- 2287 B. Ordinance to amend Section 22-2-16.1 of the Code of Ordinances of the City of Biloxi, Mississippi (1992) by adding a provision authorizing a second water meter for outside use. Introduced by Mayor Andrew "FoFo" Gilich.  
{\*-[111015ALEG](#)} **First Reading on November 10, 2015**

#### 4. POLICY AGENDA-Continued

##### RESOLUTIONS

- Tabled Subject C. Resolution for an application request for Preliminary Subdivision Plat to call approval for an eighty-seven (87) lot mixed-use subdivision, submitted under the working title: Smith Tract Subdivision, for property involving 86 single-family residential lots and 1 commercial lot for properties collectively identified as 13151 Old Highway 67. Case No. 15-050, Sheila A. Smith (owner) and Dennis Stieffel & Associates (applicant). Submitted by the Planning Commission. Submitted by the Planning Commission. Introduced by Councilmember David Fayard.  
{\*-[111715CCOU](#)} Ward 7
- 598-15 D. Resolution authorizing **Vacation** of an improved public right-of-way identified as Camille Street. Case No. 15-055, Pegasus Development Group, LLC (owner) and Seymour Engineering/Nancy Depreo (applicant). Submitted by the Planning Commission.  
{\*-[111715APC](#)} Ward 2
- 599-15 E. Resolution to accept dedication of a swath of property by the City of Biloxi, to be utilized for the expansion of Croesus Street. Case No. 15-056-PC, Pegasus Development Group, LLC (owner) and Seymour Engineering/Nancy Depreo (applicant). Submitted by the Planning Commission.  
{\*-[111715BPC](#)} Ward 2
- Failed for F. **Resolution asserting that the City of Biloxi will not approve the Lack of a Refugee Resettlement Project and will not approve the relocation Second of refugees from the Middle East Region within the City Limits of ADD Biloxi, Mississippi. Introduced by Council Member Kenny Glavan.**  
{\*-[111715COU](#)}

#### 5. CONSENT AGENDA

- 600-15 A. Resolution declaring Thursday, December 31, 2015, as a one-time discretionary holiday for the City of Biloxi employees except for emergency personnel. Introduced by Council President Felix O. Gines and Council Member Dixie Newman.  
{\*-[111715ACOU](#)}
- 601-15 B. Resolution authorizing the Biloxi Fire Department to apply for grant monies from Assistance to Firefighters Grant Award in the amount of \$167,000.00; \$165,330.00 federal share and \$1,670.00 City share. Introduced by Mayor Andrew "FoFo" Gilich.  
{\*-[111715AFD](#)}

{\*}-Denotes document name for internet access <http://biloxi.ms.us>  
Also available in alternative format.

**5. CONSENT AGENDA-Continued**

- 602-15 C. Resolution approving Agreement between Biloxi, Gulfport and D'Iberville for fiber-optic infrastructure for municipal purposes, and to authorize approval of requests for other Mississippi Coast Cities and Counties to join the agreement and for related purposes. Introduced by Mayor Andrew "FoFo" Gilich.  
{\*-[111715ALEG](#)}
- ~~REMOVE~~ D. ~~Resolution authorizing settlement with H3 Hardy Collaboration Architecture, LLC. Introduced by Mayor Andrew "FoFo" Gilich.~~  
{\*-[111715BLEG](#)}
- 603-15 E. Resolution authorizing sale of surplus real property to Pegasus Development Group, LLC, in consideration for conveyance of land to the City plus cash based on appraised values. Introduced by Mayor Andrew "FoFo" Gilich.  
{\*-[111715CLEG](#)}
- 604-15 F. Resolution authorizing the Mayor to execute a Memorandum of Agreement with the Mississippi Department Of Transportation for funding, planning and construction of raised crosswalk in connection with MGM Park. Introduced by Mayor Andrew "FoFo" Gilich.  
{\*-[111715DLEG](#)}
- 605-15 G. Resolution to extend the deadline of withdrawal from the Motor Vehicle for Hire Authority (formerly known as the Harrison County Motor Vehicle for Hire Commission). Introduced by Mayor Andrew "FoFo" Gilich.  
{\*-[111715ELEG](#)}
- 606-15 H. Resolution to approve the lowest and best quote for Ten Historic Marker signs from Pannier Graphics in the total amount of \$6,393.00. Funding: Community Development. Introduced by Mayor Andrew "FoFo" Gilich.  
{\*-[111715APUR](#)}
- 607-15 I. Resolution to accept the lowest and best bid received for tree trimming services from Donnie McClain in the total amount of \$7,050.00. Funding: Community Development Budget. Introduced by Mayor Andrew "FoFo" Gilich.  
{\*-[111715BPUR](#)}

**5. CONSENT AGENDA-Continued**

- 608-15 J. Resolution to approve the one-source purchase of Five Valve Assemblies for use in the Water & Sewer System from ADS, LLC in the total amount of \$13,280.00. Funding: Public Works Budget. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-[111715CPUR](#)}
- 609-15 K. Resolution authorizing the Mayor of the City of Biloxi using methodology to establish just compensation by and sign certification in the Restore Biloxi Infrastructure Project-KG645. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-[111715AFSP](#)}
- 610-15 L. Resolution to accept and execute Change Order No. 27 on the contract with W.G. Yates & Sons Construction, Inc. for Project No. 978, Baseball Stadium – Caillavet Park, Package 3 - General Works. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-[111715ACP](#)}
- 611-15 M. Resolution to accept and execute Change Order No. 4 to the contract with Lane Construction Company of MS, Inc. for Project Nos. 977 & KG635/K7112 - Eagle Point Phase I. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-[111715BCP](#)}
- 612-15 N. Resolution to accept and execute Change Order No. 1 on the contract with Hemphill Construction Co., Inc. for City Project No. KG636/K7112, NEMIS: 11021/7112 for North Biloxi Areas NOB2, NOB4, NOB5 AND NOB6. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-[111715CCP](#)}
- 613-15 O. Resolution authorizing to approve the Final Payment in accordance with the terms and conditions set forth in Resolution No. 533-15 to Kappa Development & General Contracting, Inc. for Project No. K7112, Area 10 Sixth Street South – Sixth Street Pump Station and to amend the 2015-2016 FY Municipal Budget. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-[111715DCP](#)}
- 614-15 P. Resolution amending the Municipal Budget of the Parks and Recreation Department for the Fiscal Year to end September 30, 2016. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-[111715APR](#)}

**5. CONSENT AGENDA-Continued**

- 615-15 Q. Resolution authorizing expenditures to Friends of Hiller Park in the total amount of \$25,000.00 for a special needs playground in Hiller Park. Introduced by Mayor Andrew "FoFo" Gilich.  
{\*-[111715BPR](#)}
- 616-15 R. Resolution to sell surplus copies of "Biloxi & Katrina" to Open Doors Coalition as a Holiday fund-raising initiative. Introduced by Mayor Andrew "FoFo" Gilich.  
{\*-[111715AEXC](#)}
- 617-15 S. Resolution authorizing payment of judgment in the matter of the City of Biloxi, Mississippi v. Daniel P. Finch and Sally C. Finch., Cause No. D2402-14-471 in the Special Court of Eminent Domain, Harrison County, Mississippi (Katrina Infrastructure Project). Introduced by Mayor Andrew "FoFo" Gilich.  
{\*-[111715FLEG](#)}
- 618-15 T. Resolution authorizing execution of Grant Agreements for FY2016 Mississippi Tidelands Trust Fund Program Grants from the Mississippi Department of Marine Resources for preservation and enhancement of public access to tidelands. Introduced by Mayor Andrew "FoFo" Gilich.  
{\*-[111715AED](#)}
- Tabled until U. Resolution authorizing the acceptance of the bid submitted by Jay  
December 1, 2015 Bearden Construction, Inc., and the award of a contract for Project  
**SUBSTITUTE** No. 943, Holly Bluff and Cedar Lake Area Sewer Improvements  
**Add Exhibit "B"** MDEQ SRF-C280756-07, pending MDEQ approval. Introduced by  
Mayor Andrew "FoFo" Gilich.  
{\*-[111715ECP](#)}

619-15 **6. ROUTINE AGENDA** {\*-[111715RTN](#)}

**Section 1:** To adjudicate the following parcels a menace to the public health and safety of the community:

- |    |                  |                              |
|----|------------------|------------------------------|
| A. | CITY PARCEL NO.: | 1410G-04-091.000             |
|    | OWNED BY:        | Robert J. Cooper, Sr. & Wife |
|    | DATE OF HEARING: | 11/10/2015                   |
|    |                  |                              |
| B. | CITY PARCEL NO.: | 1410G-06020.000              |
|    | OWNED BY:        | Grady Jackson, et al.        |
|    | DATE OF HEARING: | 11/10/2015                   |

{\*}-Denotes document name for internet access <http://biloxi.ms.us>  
Also available in alternative format.

## 6. ROUTINE AGENDA-Continued

Section 2: To authorize special assessment to code enforcement action taken to clean the following parcels:

A. CITY PARCEL NO.: 1207N-01-002.041  
OWNED BY: Joann Ady  
ADDRESS: 13172 Larkin Drive  
Biloxi, MS 39532  
CONTRACTOR: Douglas P. deSilvey  
RESOLUTION NO.: 544-15  
ASSESSMENT AMOUNT: \$1,015.00

Section 3: To authorize approval of the claims listed on the docket of claims No. 2016B-02, in the amount of \$384,721.18, attached as Exhibit "A" and to authorize the Mayor and/or Municipal Clerk to pay said claims.

Section 4: To authorize approval of the claims listed on the docket of claims No. 2016B-05, in the amount of \$225,000.00, attached as Exhibit "B" and to authorize the Mayor and/or Municipal Clerk to pay said claims.

**ADD Section 5: To authorize approval of the claims listed on the docket of claims No. 2016B-06, in the amount of \$766,321.69, attached as Exhibit "C" and to authorize the Mayor and/or Municipal Clerk to pay said claims.**

Section 6: 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.