

**AGENDA**  
**BILOXI CITY COUNCIL MEETING**  
**Tuesday, July 16, 2019**  
**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

--Presentation of gift to Mayor by Sun Camp participants.

-- Susan Hunt to present Certificates of Achievement to Sun Camp Participants and discuss the 4<sup>th</sup> Annual Biloxi Excel by 5 Immunization Fair.

--Presentation of Longevity Awards to City employees.

B. Departmental Report

C. Council's Report

**3. PUBLIC AGENDA**

- <sup>√</sup> A. Public Hearing to Appeal the decision by the Architectural and Historical Review commission's decision on June 13, 2019 to allow the placement of a 4' tall black metal fence at 540 Beach Boulevard. AHRC Case No. 19-033, Mary Boles. {\*071619PH} Ward 1

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

**4. POLICY AGENDA**

ORDINANCES (First Reading)

- Second Reading A. Ordinance to amend Code of Ordinances, City of Biloxi, Mississippi, of 1992, Sections 13-1-17, 13-1-18, & 13-1-19, to address aggressive panhandling issues and revise licensing procedures. Introduced by Mayor Andrew "FoFo" Gilich. {\*-071619ALEG}

#### 4. POLICY AGENDA-Continued

Second Reading B. Ordinance to amend section 12-9-9 of the Code of Ordinances pertaining to cruise vessel license tax. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619BLEG}

#### ORDINANCES (Second Reading)

2393 \_\_\_\_\_ C. Ordinance to amend Chapter 19 of the Code of Ordinances pertaining to  
As amended Taxation. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-070219BLEG} **First reading on July 2, 2019**

2394 \_\_\_\_\_ D. Ordinance for a Master Plan to include a Zoning Map Amendment to  
add the Planned Development District Zone of PD-HB Planned  
Development-Hospitality Business for properties currently identified as  
195, 205, 219, and three unaddressed parcels fronting upon Beach  
Boulevard. Case No. 19-035, Biloxi Lodging, LLC (owner) and Allen  
Young on behalf of Young Engineering Services (applicant). Submitted  
by the Planning Commission.  
{\*-070219BPC} Ward 1 **First reading on July 2, 2019**

2395 \_\_\_\_\_ E. Ordinance for a Zoning Map Amendment to authorize a change in  
zoning district classification for a parcel of land from its current zoning  
district classification of RM-30 High-Density Multi-Family Residential  
to CB Community Business, for property collectively identified as 1805  
Irish Hill Drive and 183 McDonnell Avenue. Case No. 19-008, City of  
Biloxi. Submitted by the Planning Commission.  
{\*-070219CPC} Ward 3 **First reading on July 2, 2019**

#### RESOLUTIONS

Remanded back F. Resolution to Appeal the decision made by the Architectural and  
Historical to the AHRC Review Commission’s decision to allow the  
placement of a 4’ tall black metal fence at 540 Beach Boulevard.  
Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619ACD}

442-19 \_\_\_\_\_ G. Resolution granting Minor Subdivision Final Plat approval for  
certain defined property currently identified as 5237 Eden Place.  
Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619APC} Ward 7

#### 4. POLICY AGENDA-Continued

- 443-19 H. Resolution granting Minor Subdivision Final Plat approval for certain defined property currently identified as 9066 N. Oaklawn Road. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619BPC} Ward 7
- 444-19 I. Resolution for an application request for a Conditional Use, to authorize the establishment of a Bed and Breakfast within an existing residential building proposed to be situated upon property identified as 125 Rue Magnolia. Case No. 19-036-PC, Ronald F. & Phylanne Keller. Submitted by the Planning Commission.  
{\*-071619CPC} Ward 2
- 445-19 J. Resolution appointing Raymond Skinner to the Biloxi Civil Service Commission for a term beginning July 16, 2019 and ending July 15, 2025. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619AEXC}

#### 5. CONSENT AGENDA

- 446-19 A. Resolution to enter into the minutes of the City of Biloxi, as required by State Statute, the Municipal Court Clerk Training Certifications of David Leckich. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619ACOURT}
- 447-19 B. Resolution to authorize the Mayor and/or Municipal Clerk, to establish just compensation and sign administration settlement agreement for parcel (1410H-06-036.000) East Biloxi Railroad Crossing Closure and Construction of East-West Neighborhood Access Road (Project- CD017). Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619AFSP}
- 448-19 C. Resolution to approve and authorize the lowest and best quote received for the purchase of One 2019 Kubota Excavator from Parish Tractor in the total amount of \$22,792.24 plus the Trade In of one used Truck and one used Excavator. Funding: Public Works Budget. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619APUR}

**5. CONSENT AGENDA-Continued**

- 449-19 D. Resolution authorizing submittal of an application and committing match for a Gulf Coast Restoration Fund Grant for the Point Cadet Marina Redevelopment Project. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619BEXC}
- 450-19 E. Resolution authorizing submittal of an application and committing match for a Gulf Coast Restoration Fund Grant for the Saenger Theatre Repair and Renovation Project. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619CEXC}
- 451-19 F. Resolution amending the municipal budget for the fiscal year to end September 30,2019, for transferring money for purchase of furniture for the new fire stations 7 and 10. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619AFD}
- 452-19 G. Resolution accepting terms and conditions of Darwin Global, LLC D/B/A Smart Horizons and authorizing purchase of additional software license for software used by the City of Biloxi Police Department. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619ACON}
- 453-19 H. Resolution authorizing entry into water tank maintenance contract with Utility Service Co. Inc. for the refurbishment and maintenance of Kuhn Street water tank. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619BCON}
- 454-19 I. Resolution clarifying Resolution Nos. 312-19 and 417-19 regarding authorization of the Mayor to establish just compensation and sign certification for the acquisition of Tax Parcel No. 1310h-02-036.000 in connection with Capital Project No. 996: Keesler Gate Outside. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619JCON}
- 455-19 J. Resolution authorizing entry into first amendment to amended and restated agreement for property maintenance with Gulf Breeze Landscaping, LLC. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619DCON}

## 5. CONSENT AGENDA-Continued

- 456-19 K. Resolution requesting the assistance of Harrison County in the repair of Mason Road in the City of Biloxi. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619ECON}
- 457-19 L. Resolution authorizing payment to the Mardi Gras Museum of all sums remaining in the Municipal Budget as a result of donations received for the purposes of maintaining and enhancing public enjoyment of the Mardi Gras Museum Exhibits. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619FCON}
- 458-19 M. Resolution amending the municipal budget for the fiscal year ending September 30, 2019, to re-appropriate funds allocated to capital outlay for the Fire Department. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619GCON}
- 459-19 N. Resolution authorizing payment to Mississippi Power Company for the relocation of existing utility lines on Division Street in connection with Capital Project No. 996: Keesler Gate Outside. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619HCON}
- 460-19 O. Resolution accepting proposal of Neel-Schaffer, Inc. for cultural resources management services in connection with Hurricane Katrina Infrastructure Repair Program for Beauvoir Area 4, Phase 2, Project No. KG630, Buena Vista East Area 7, Phase 1 & 2, Project No. KG646 and St. Michaels Area 8, Phase 1 & 2, Project No. KG635. Introduced by Mayor Andrew “FoFo” Gilich.  
{\*-071619ICON}

## 6. CODE ENFORCEMENT HEARINGS

- Still in violation A. Anh T. & Joyce Anh Cunningham, 1410I-06-054.001/396 Pearl Street
- Still in violation B. Thao Oanh Doan, 1310A-03-027.000/395 Forrest Avenue
- Still in violation C. Maria Gisterek-Estate, 1210G-02-080.000/274 Bleuer Drive
- Still in violation D. Walter P. Lovette, 1110G-03-092.000/2503 Parkway Road
- Cleared E. South Mississippi Aids Task Force 1110E-02-032.000/2756 Fernwood Rd **30 day extension on June 11, 2019**

461-19 **7. ROUTINE AGENDA** {\*-071619RTN}

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 No. 1) Football/Cheerleader Uniforms- Parks & Recreation  
 VENDOR – See Bids  
 AMOUNT – See Bids

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

- A. CITY PARCEL NO.: 1410F-06-003.000  
 OWNED BY: Bria Investments, LLC  
 ADDRESS: 2506 Martin Luther King Jr. Blvd Unit B  
 Gulfport, MS 3950  
 CONTRACTOR: Robert Sidaway  
 RESOLUTION NO.: 372-19  
 ASSESSMENT AMOUNT: \$1,415.00
- B. CITY PARCEL NO.: 1410J-04-043.000  
 OWNED BY: Mary W. Boles  
 ADDRESS: Post Office Box 543  
 Biloxi, MS 39533-0543  
 CONTRACTOR: Clifton McCormick  
 RESOLUTION NO.: 332-19  
 ASSESSMENT AMOUNT: \$1,615.00
- C. CITY PARCEL NO.: 1110N-01-001.000  
 OWNED BY: NBN Foods, LLC  
 ADDRESS: 14628 Porteaux Bay Dr.  
 Biloxi, MS 39532  
 CONTRACTOR: Tim Steil  
 RESOLUTION NO.: 704-18  
 ASSESSMENT AMOUNT: \$1,265.00
- D. CITY PARCEL NO.: 1410I-06-086.000  
 OWNED BY: Cong Thanh Tran  
 ADDRESS: 390 Howard Ave  
 Biloxi, MS 39530  
 CONTRACTOR: Clifton McCormick  
 RESOLUTION NO.: 655-18  
 ASSESSMENT AMOUNT: \$290.00

## 7. ROUTINE AGENDA–Continued

Section 3: To authorize approval of the claims listed on the docket of claims No. 2019J-01, in the amount of \$1,162,494.47, 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. 2019J-02, in the amount of \$1,696,403.10, attached as Exhibit "B" and to authorize the Mayor and/or Municipal Clerk to pay said claims.

Section 5: To authorize approval of claims listed on the docket of claims No. 06-2019, in the amount of \$3,414,700.38 to Payroll, Fringes, and PERS, attached as Exhibit "C".

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.

462-19 Resolution for Executive Session to discuss potential litigation concerning Nexsite, litigation with the Secretary of State and potential leasing of City property.  
{\*-071619EXECSESS}