

**REVISED AGENDA
BILOXI CITY COUNCIL MEETING
Tuesday, August 20, 2019
1:30 p.m.
Council Chambers, 2nd 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

Citizens Comments-(Total allotted time 45 minutes)

4. POLICY AGENDA

ORDINANCES (First Reading)

Second Reading A. Ordinance to approve a Zoning Map Amendment, to authorize the extension of the boundaries of the existing AHRC West Central Historic Overlay District, to include certain defined properties fronting upon Division Street and the immediate vicinity, and extending from 1-110 to Keesler Air Force Base. Case No. 19-030, City of Biloxi. Submitted by the Planning Commission.
{*-082019APC} Wards 1 and 2

Second Reading B. Ordinance to amend the Biloxi Code of Ordinances, specifically to amend the text for section 23-2-2(E)(2)A-Membership, Appointment, and Terms of Office of the land development ordinance-thereby modifying certain requirements relative to qualifications for members of the Architectural and Historical Review Commission. Case No. 19-042, City of Biloxi. Submitted by the Planning Commission.
{*-082019CPC}

4. POLICY AGENDA-Continued

ORDINANCES (Second Reading)

- 2398 _____ C. Ordinance to approve a Comprehensive Zoning Map Amendment, to authorize a Change in Zoning for 69 parcels of land collectively measuring 22 acres (more or less) in size, from their present zoning district classifications of NB Neighborhood Business and RS-5 High-Density Single-Family Residential to DT Downtown, for those properties situated along the North side of Howard Avenue (up to Esters Boulevard) and along the South side of Howard Avenue (over to Porter Avenue) inclusive of nine tax parcels located along the east side of Porter Avenue, South to an Alley/Drive situated south of Youngham Drive. Case No. 19-039, City of Biloxi. Submitted by the Planning Commission.
{*-080619APC} Ward 1 **First Reading on August 6, 2019**

RESOLUTIONS

- 486-19 _____ D. Resolution appointing Brian Patterson to the Building and Housing Board of Adjustments and Appeals for the City of Biloxi for a term beginning August 20, 2019, and ending August 19, 2023. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019AEXC}
- 487-19 _____ E. Resolution appointing Dean Perkins to the Building and Housing Board of Adjustments and Appeals for the City of Biloxi for a term beginning August 20, 2019, and ending August 19, 2023. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019BEXC}
- 488-19 _____ F. Resolution denying a request for Zoning Map Amendment, to authorize a change in Zoning District Classification from its current zoning of RS-5 High-Density Single-Family Residential to DT Downtown for property identified as 1012 Tullier Court. Case No. 19-041, William K. Landry. Submitted by the Planning Commission.
{*-082019BPC} Ward 1
- 489-19 _____ G. Resolution to grant Conditional Use Approval, to authorize an existing Single Family Residence to be utilized as a Short-Term Rental, for property situated within an NB Neighborhood Business Zone and identified by municipal address 141 Keller Avenue. Case No. 19-043, Jacqueline Coale. Submitted by the Planning Commission. {*-082019DPC} Ward 1

4. POLICY AGENDA-Continued

- 490-19 H. Resolution for a Final Subdivision Plat Approval for Eastland Subdivision, an eighty-six lot single family subdivision located on Old Highway 67. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019EPC} Ward 7
- 491-19 I. Resolution of the Mayor and City Council of the City of Biloxi, Mississippi authorizing and approving the amendment and restatement of the City’s Bond Resolution 107-17 dated March 21, 2017, (which amended and restated the City’s Bond resolution 511-16 dated November 1, 2016), pertaining to the authorizing and directing the issuance in one or more tax-exempt and/or taxable series of Tax Increment Financing Limited Obligation Revenue Bonds (the Wal-Mart Neighborhood Market Project), of City of Biloxi, Mississippi in the aggregate principal amount of not to exceed two million five hundred thousand dollars (\$2,500,000) to raise money for the purpose of paying the costs of (1) the infrastructure improvements, (2) capitalized interest, (3) a debt service reserve fund, if necessary, and (4) issuance costs; and related matters. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019ALEG}
- 492-19 J. Resolution of the Mayor and City Council of the City of Biloxi, Mississippi (the “City”) authorizing and approving the form of and execution of a Private Placement Agreement for the sale and award of the not to exceed \$1,418,600 Tax Increment Financing Limited Obligation Revenue Bonds, Series 2019 (The Wal-Mart Neighborhood Market Project–Phase II) (the “Series 2019 Bonds”); approving and ratifying the negotiation for the sale of the Series 2019 Bonds to Hancock Whitney Bank, Gulfport, Mississippi, as Purchaser of the Series 2019 Bonds; and related matters. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019BLEG}

5. CONSENT AGENDA

- 493-19 A. Resolution authorizing the Biloxi Police Department to accept grant monies from the Mississippi Office of Highway Safety Police Traffic Services Grant in the amount of \$17,621.28. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019APD}

5. CONSENT AGENDA-Continued

- 494-19 B. Resolution affirming the action and decision of the Building Official and authorizing special assessment of the Tax Rolls for demolishing of a boat shed. City Parcel No. 1310A-01-001.000, Owned by An V. Le & Thao-Oanh T. Doan. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019BBD}
- 495-19 C. Resolution to approve and authorize the lowest and best quote received for One Sewer Camera from Covington Sales in the total amount of \$5,440.00. Funding: Public Works Budget. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019APUR}
- 496-19 D. Resolution to approve and authorize the lowest and best quote received for 19 Mattresses for Stations 7 & 10 from Firehousebeds in the total amount of \$6,742.15. Funding: Fire Budget. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019BPUR}
- 497-19 E. Resolution to approve the purchase of furniture for Fire Stations 7 & 10 from Office Furniture Solutions in the total amount of \$19,869.64, as authorized by State of Mississippi Contract Nos. 8200041529, 8200044909 and 8200045854. Funding: Fire Budget. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019CPUR}
- 498-19 F. Resolution authorizing amendment No. Four (4) to Professional Services Agreement with Brown, Mitchell & Alexander, Inc. for Capital Project No 996: Keesler Gate Inside. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019ACON}
- 499-19 G. Resolution authorizing Second Amendment to amended and restated agreement for property maintenance with Gulf Breeze Landscaping, LLC. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019BCON}
- 500-19 H. Resolution approving payment of Final Pay Application No. Twelve (12) for Gulf Breeze Landscaping, LLC in connection with Capital Project No. 1015: Downtown Restoration Plan. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019CCON}

5. CONSENT AGENDA-Continued

- 501-19 I. Resolution authorizing Supplemental Agreement No. One (1) to agreement for 2019 Dredge Permit Project with Seymour Engineering, PLLC for Capital Project No. 1056: Sediment Removal Phase II. Introduced by Mayor Andrew “FoFo” Gilich.
{*-08209DCON}
- 502-19 J. Resolution authorizing entry into consent to Cross United States Government Easement at Keesler Air Force Base to maintain the sanitary sewer force main at the Parkview Lift Station in west Biloxi. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019ECON}
- 503-19 K. Resolution authorizing entry into Memorandum of Agreement Biloxi Bay Bridge Lighting and Landscape Area with the Mississippi Transportation Commission and the City of Ocean Springs, Mississippi. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019FCON}
- 504-19 L. Resolution authorizing construction, post construction and resident project representative services in the existing contract with Brown, Mitchell & Alexander, Inc. for Capital Project No. 996: Keesler Gate Project Outside. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019GCON}
- 505-19 M. Resolution authorizing renewal of Service Plan with Stryker Corporation, for the maintenance of automated external defibrillators (AEDs) in use by the Fire Department. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019HCON}
- 506-19 N. Resolution authorizing renewal of software subscription and maintenance agreement with TriTech Software Systems, a Central Square Company. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019JCON}
- 507-19 O. Resolution to enter into Digital Copier Service Agreements with South Mississippi Business Machines for the maintenance of copiers utilized city wide. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019KCON}

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

5. CONSENT AGENDA-Continued

- 508-19 P. Resolution authorizing Final Change Order No. One (1) and approving payment of Final Pay Application for Lane Construction Company in connection with the Hurricane Katrina Infrastructure Repair Program: Gravity South Area 12, Phase 3&4 (KG641). Introduced by Mayor Andrew “FoFo” Gilich. {*-082019LCON}
- 509-19 Q. Resolution amending the Municipal Budget for fiscal year ending September 30, 2019, to repay loan to Capital Project No. 1015: Downtown Restoration Plan from the Economic Development Security Fund. Introduced by Mayor Andrew “FoFo” Gilich. {*-082019MCON}
- 510-19 R. Resolution authorizing alternate funding source for payments to Necaise Bros. Construction Co., Inc. for Change Order No. 2 and to Brown Mitchell & Alexander, Inc. for work associated with construction of roundabout and temporary fence for the Keesler Gate Projects. Introduced by Mayor Andrew “FoFo” Gilich. {*-082019NCON}
- 511-19 S. Resolution authorizing Change Order No. Two (2) with Necaise Bros. Construction Co., Inc. for the Hurricane Katrina Infrastructure Repairs Program for Eagle Point Phase 2, Project No. KG635. Introduced by Mayor Andrew “FoFo” Gilich. {*-082019OCON}
- 512-19 T. Resolution authorizing the Mayor of the City of Biloxi to establish just compensation and sign certification for Capital Project No. 996: Keesler Gate Outside. Introduced by Mayor Andrew “FoFo” Gilich. {*-082019PCON}
- 513-19 U. Resolution creating Capital Project No. 1057: Port Administration Building Repairs and amending the municipal budget for fiscal year ending September 30, 2019, to provide funding for said project. Introduced by Mayor Andrew “FoFo” Gilich. {*-082019QCON}
- 514-19 V. Resolution authorizing award of Pre-Event Debris Removal Contract to CrowderGulf, LLC. Introduced by Mayor Andrew “FoFo” Gilich. {*-082019RCON}

5. CONSENT AGENDA-Continued

- 515-19 W. Resolution authorizing Amendment No. One (1) to Professional Services Agreement with Brown, Mitchell & Alexander, Inc. for Capital Project No 1000: West Biloxi Boardwalk. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019SCON}
- 516-19 X. Resolution authorizing appropriation to Gulf Coast Main Street Corporation d/b/a Biloxi Main Street District for the benefit of Fritz Properties, LLC (130 Croesus Street). Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019TCON}
- 517-19 Y. Resolution authorizing entry into an Extension Agreement with Southern Mississippi Investment Company, Inc. and Regions Equipment Finance Corporation regarding payment of sum due under the Lease and Option to Purchase and Loan Agreement regarding Fire Station No. 7. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019UCON}
- 518-19 Z. Resolution authorizing purchase of additional Trimble Terraflex licenses for use in GPS mapping from Navigation Electronics, Inc. and accepting Trimble's Terms of Use. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019VCON}
- 519-19 AA. Resolution to enter into Memorandum of Understanding among the Cities of Biloxi and Gulfport, and the Harrison County Board of Supervisors pertaining to the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2019. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019ICON}
- 520-19 BB. Resolution authorizing entry into a Second Amendment to the Memorandum of Understanding between the City of Biloxi, Mississippi and Biloxi Lodging, LLC for Certain Development of Point Cadet. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019WCON}
- SUBSTITUTE
Exhibit Only**

5. CONSENT AGENDA-Continued

- 521-19 CC. Resolution authorizing the Mayor of the City of Biloxi to establish just compensation and sign administrative settlement agreement for Tax Parcels 1410E-04-028.001, 1410E-04-027.000 and 1410E-04-016.000 in connection with Capital Project 996: Keesler Gate Outside. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019XCON}
- Failed DD. Resolution adopting procedure for the processing of software renewals without the necessity of action by the governing authorities of the City of Biloxi. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019YCON}
- 522-19 EE. Resolution to enter into cost per copy agreements with RJ Young Company, Inc. for the lease and maintenance of copiers utilized by the Municipal Court. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019ZCON}
- 523-19 FF. Resolution to enter into cost per copy agreement with RJ Young Company, Inc. for the lease and maintenance of copiers utilized by the Water Department. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019AACON}
- 524-19 GG. Resolution to enter into cost per copy agreement with RJ Young Company, Inc. for the lease and maintenance of copiers utilized by Human Resources. Introduced by Mayor Andrew “FoFo” Gilich.
{*-082019BBCON}
- 525-19 HH. Resolution to enter into cost per copy agreement with RJ Young Company, Inc. for the lease and maintenance of copiers utilized by Parks & Recreation. Introduced by Mayor Andrew “FoFo” Gilich. {*-082019CCCON}

5. CONSENT AGENDA-Continued

526-19 II. Resolution to enter into cost per copy agreements with RJ young company for the lease and maintenance of two (2) copiers to be utilized by Public Works. Introduced by Mayor Andrew “FoFo” Gilich. {*-082019DDCON}

527-19 JJ. Resolution authorizing renewal of agreement between City of Biloxi and Motion Picture Licensing Corporation for umbrella license to show movies at Donal Snyder Community Center. Introduced by Mayor Andrew “FoFo” Gilich. {*-082019EECON}

528-19 KK. Resolution affirming the action and decision of the Building Official and authorizing special assessment of Tax Roll for securing of a structure. City Parcel No. 1210F-02-068.000, owned by Jason J. & Latrice N. Reese. Introduced by Mayor Andrew “FoFo” Gilich. {*-082019ABD}

Tabled one week LL. Resolution creating Economic Development Security Fund
ADD Projects for Point Cadet Paid Parking and Covacevich Lot Paid Parking, amending the municipal budget for fiscal year ending September 30, 2019, and accepting the proposal submitted by Access Control Group, Inc. for the installation of automated paid parking systems. Introduced by Mayor Andrew “FoFo” Gilich. {*-082019FFCON}

6. CODE ENFORCEMENT HEARINGS

Still in violation A. Shirley A. Bilancich-Estate, 1210A-01-004.000/1616 Hollywood Blvd.

Cleared B. Marlene A. Gillich, 1410E-06-008.000/257 Seal Avenue

Still in violation C. Rick Ly, 1410H-06-058.000/260 Kuhn Street

Still in violation D. Sylvester Pittman, 1410J-05-063.000/534 Peyton Drive

Still in violation E. Rolmar, LLC, 1410F-04-059.000/339 Lameuse Street

{*}-Denotes document name for internet access <http://biloxi.ms.us>

Also available in alternative format.

529-19 _____ **7. ROUTINE AGENDA** {*-082019RTN}

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:

7. ROUTINE AGENDA- Continued

- | | | |
|----|--|---|
| A. | (Purchase No. 1)
VENDOR-
AMOUNT- | Parks and Recreation/ Trophies
S&S Trophy
\$4.52 per unit |
| B. | (Purchase No. 2)
VENDOR-
AMOUNT- | Parks and Recreation/ Uniforms
Kalci Soccer
\$12.55 per unit |
| C. | (Purchase No. 3)
VENDOR-
AMOUNT- | Public Works/Water & Sewer Supplies
Fortiline Waterworks
See Bid |
| D. | (Purchase No. 4)
VENDOR-
AMOUNT- | Public Works/Chlorine
DPC Enterprises
a) 1.35 per lb
b) .70 per lb |

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: | 1410E-02-073.000
Rhonda Wilson
August 6, 2019 |
| B. | CITY PARCEL NO.:
OWNED BY:
DATE OF HEARING: | 1410I-06.091.001
DKS Properties, LLC, c/o
August 6, 2019 |

Section 3: To authorize approval of the claims listed on the docket of claims No. 2019K-01, in the amount of \$1,895,427.95, 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. 2019K-02, in the amount of \$1,148,385.00, attached as Exhibit "B" and to authorize the

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Mayor and/or Municipal Clerk to pay said claims.

Section 5: To authorize approval of claims listed on the docket of claims No. 07-2019, in the amount of \$3,459,399.62 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.