

AGENDA
BILOXI CITY COUNCIL MEETING
Tuesday, December 29, 2020
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

- _____A. Public Hearing to receive comments on tax increment financing plan (the "TIF Plan") in connection with the financing, in part, of certain infrastructure improvements to be made in connection with the redevelopment of the former Broadwater hotel, marina and golf course property.

Citizens Comments-(Total allotted time 45 minutes)

4. POLICY AGENDA

ORDINANCES (First Reading)

- _____A. Ordinance to amend the Biloxi Code of Ordinances, specifically sections 13-1-12-Fireworks and 23-4-3(D)(8)(M) -which sections address Seasonal Fireworks Sales. Case No. 050, City of Biloxi. Submitted by the Planning Commission.
{*-[122920BPC](#)}
- _____B. Ordinance to amend Section 6-1-3 of the Code of Ordinances of the City of Biloxi, Mississippi (1992) to re-designate polling places. Introduced by Mayor A.M. Gilich, Jr.
{*-[122920BEXC](#)}

4. POLICY AGENDA-Continued

- _____C. Ordinance amending Chapter 13 of the Code Of Ordinances by adding Article IV- Regulations Regarding Debtor's Administrative Hearing on City's Intent to Collect a Debt Through the Process of the Local Government Debt Collection Setoff Act- thereby creating a hearing process to implement the Local Government Collection Setoff Act, H.B. No. 991, and for related purposes. Introduced by Mayor A.M. Gilich, Jr.
{*-122920ALEG}

ORDINANCES (Second Reading)

- _____D. Ordinance to amend Section 22-2-32(e) of the Code of Ordinances relating to the Sewer Rate Schedule. Introduced by Mayor A.M. Gilich, Jr. {*-121520ALEG} **First Reading on December 15, 2020**

RESOLUTIONS

- _____E. Resolution granting Conditional Use approval, to authorize the construction of one-hundred and seventy-four (174) apartment units upon property situated within an NB Neighborhood Business Zoning district and collectively identified as 1850 Popp's Ferry Road. Case No. 20-047, BHL, LLC (owner) and Dennis Stieffel (applicant). Submitted by the Planning Commission.
{*-122920APC} Ward 6
- _____F. Resolution supplementing Resolution No. 551-20 regarding adoption of the Fiscal Year 2020-2021 Downtown Housing Incentive Pilot Program Budget for the Fiscal Year ending September 30, 2021, to reflect actual Expenditures through September 30, 2020. Introduced by Mayor A.M. Gilich, Jr.
{*-111720BADM} **Tabled subject to call on November 17, 2020**
- _____G. Resolution of the City Council approving the adoption and implementation of the Tax Increment Financing Plan for the Broadwater Redevelopment Project, City of Biloxi, Harrison County, Mississippi, November 2020; and for related purposes. Introduced by Mayor A.M. Gilich, Jr.
{*-122920CEXC}

4. POLICY AGENDA – Continued

- _____H. Resolution of the City Council approving the form of and authorizing the execution and delivery of a Development and Reimbursement Agreement between the City of Biloxi, Mississippi and Mach IV, LLC in connection with the Broadwater Redevelopment Project within said city and Tax Increment Financing Bonds to be issued by said city in an aggregate principal amount not to exceed Seventy-Eight Million Dollars (\$78,000,000) for the purpose of financing the cost of reimbursing Mach IV, LLC for acquiring, installing and constructing certain infrastructure improvements necessary for said development; and for related purposes. Introduced by Mayor A.M. Gilich, Jr. {*-122920DEXC}
- _____I. Resolution authorizing approval and dedication of the Thirteenth Addition, of the Biloxi Cemetery. Introduced by Mayor A.M. Gilich, Jr. {*-102020BPC} **Tabled on October 20, 2020**
- SUBSTITUTE
Map Only**

5. CONSENT AGENDA

- _____A. Resolution continuing a State of Emergency in the City of Biloxi, Mississippi for COVID-19 and authorizing the Mayor to do all things reasonable and necessary to protect the immediate health and safety of the City's citizens; and for related purposes. Introduced by Mayor A.M. Gilich, Jr. {*-122920AEXC}
- _____B. Resolution affirming the action and decision of the Building Official and authorizing special assessment of Tax Roll for demolishing of a structure. Owner: Caileigh Raiann Nka Rayner, et al., 1207I-01-008.000. Introduced by Mayor A.M. Gilich, Jr. {*-122920ABD}
- _____C. Resolution amending the Municipal Budget for the fiscal year ending September 30, 2021, authorizing the use of funds and providing expenditure appropriations in the Police Department in the amount of \$1,473.49. Introduced by Mayor A.M. Gilich, Jr. {*-122920APD}
- _____D. Resolution amending the Municipal Budget for fiscal year ending September 30, 2021, and authorizing the Biloxi Police Department use of State Drug Forfeiture Funds to supplement the budgeted purchase of Law Enforcement Software (LEFTA SYSTEMS) in the amount of \$3,860.00. Introduced by Mayor A.M. Gilich, Jr. {*-122920BPD}

5. CONSENT AGENDA-Continued

- _____ E. Resolution to approve and authorize the lowest and best quote received for Twenty-five Gun Mounts from Dana Safety in the total amount of \$7,210.00. Funding: Police Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-[122920APUR](#)}
- _____ F. Resolution to approve the Emergency Repairs on Magnolia Street by Lane Construction in the total amount of \$49,875.00. Funding: Engineering Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-[122920BPUR](#)}
- _____ G. Resolution authorizing the Mayor to establish a grant policies and procedures manual, for use in connection with all grants received by the City. Introduced by Mayor A.M. Gilich, Jr.
{*-[122920ACON](#)}
- _____ H. Resolution correcting scrivener's error in Resolution No. 156-16 and authorizing additional payment pursuant to the Judgment rendered in the matter of the City of Biloxi, Mississippi vs. Mladinich Holdings, L.P., Cause No. D2402-14-602 in the Special Court of Eminent Domain, Harrison County, Mississippi (Hurricane Katrina Infrastructure Repair Program) (Mladinich Parcel 2). Introduced by Mayor A.M. Gilich, Jr. {*-[122920BCON](#)}
- _____ I. Resolution authorizing renewal of subscription agreement with International Association of Police Chiefs for IACPNet. Introduced by Mayor A.M. Gilich, Jr.
{*-[122920CCON](#)}
- _____ J. Resolution consenting to assignment of Sailing Miia, LLC's interest in Tri-Party Agreement for Downtown Facade and Redevelopment Incentive Grant to Desporte Seafood, LLC for the redevelopment of 197 Caillavet Street. Introduced by Mayor A.M. Gilich, Jr.
{*-[122920DCON](#)}
- _____ K. Resolution authorizing entry into Tri-Party Agreement for Downtown Housing Incentive Grant and related services, by and among the City of Biloxi, Gulf Coast Main Street Corporation d/b/a Biloxi Main Street and Rachel Pickich and for related purposes. Introduced by Mayor A.M. Gilich, Jr.
{*-[122920ECON](#)}

5. CONSENT AGENDA-Continued

- _____L. Resolution authorizing purchase of computer aided dispatch software (“CAD”) for Public Safety dispatch, and a records management system (“RMS”) for the Police Department from Motorola Solutions, Inc. Introduced by Mayor A.M. Gilich, Jr.
{*-122920FCON}
- _____M. Resolution authorizing entry into Equipment Lease-Purchase Agreement with The First, a National Banking Association, for the purchase of computer aided dispatch software (“CAD”) for Public Safety dispatch, and a records management system (“RMS”) for the Police Department. Introduced by Mayor A.M. Gilich, Jr.
{*-122920GCON}
- _____N. Resolution authorizing Change Order No. Five (5) to the Construction Agreement with Lane Construction Company of Mississippi, Inc. for the Hurricane Katrina Infrastructure Repair Program, South Contract, Area SXSS (Project No. KG639). Introduced by Mayor A.M. Gilich, Jr.
{*-122920HCON}
- _____O. Resolution authorizing entry into a Memorandum of Understanding with the United States Marshals Service for the Biloxi Police Department’s participation in the Regional Fugitive Task Force. Introduced by Mayor A.M. Gilich, Jr.
{*-122920ICON}
- _____P. Resolution authorizing Change Order No. Two (2) to Standard Form of Agreement with W.C. Fore Trucking, Inc., and approving payment of Final Pay Application No. Five (5) in connection with Capital Project No. 1042: Ellzey Place Extension. Introduced by Mayor A.M. Gilich, Jr.
{*-122920JCON}
- _____Q. Resolution accepting letter agreement extending the completion day of the Construction Agreement with CSX Transportation, Inc. for Capital Project No. 1014: CSX Railroad Crossing Closures. Introduced by Mayor A.M. Gilich, Jr. {*-122920KCON}
- _____R. Resolution authorizing purchase of SHIELD Suite software from International Business Information Technologies, Inc. d/b/a/ LEFTA Systems for use by the City of Biloxi Police Department. Introduced by Mayor A.M. Gilich, Jr. {*-122920LCON}

5. CONSENT AGENDA-Continued

- _____ S. Resolution authorizing Change Order No. Six (6) to the Construction Agreement with Lane Construction Company of Mississippi, Inc. for the Hurricane Katrina Infrastructure Repair Program, South Contract, Area SXSS (Project No. KG639). Introduced by Mayor A.M. Gilich, Jr. {*-122920MCON}
- _____ T. Resolution authorizing expenditure to the Coast-Wide Dr. Martin Luther King, Jr. Birthday Celebration in the total amount of \$2,500.00. Introduced by Councilmember Felix O. Gines. {*-122920COU}
- _____ U. Resolution of the city council of the city of Biloxi, Mississippi, approving an Agreement with the Municipal Intercept Company, LLC ("MIC") to collect the City's debt as authorized by the Local Government Debt Collection Set Off Act, authorizing the Mayor to execute the same on behalf of the City of Biloxi, and for related purposes. Introduced by Mayor A.M. Gilich, Jr. {*-122920BLEG}

6. CODE ENFORCEMENT HEARINGS

_____ 7. ROUTINE AGENDA {*-122920RTN}

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

- A. CITY PARCEL NO.: 1210I-01-020.000
 OWNED BY: Catherine S. Bouris
 DATE OF HEARING: December 15, 2020

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

- A. CITY PARCEL NO.: 1410I-06-070.000
 OWNED BY: Ramona Scruggs
 ADDRESS: 191 Brady Drive
 Biloxi, MS 39531
 CONTRACTOR: Mike Supple
 RESOLUTION NO.: 57-20
 ASSESSMENT AMOUNT: \$394.00

7. ROUTINE AGENDA- Continued

Section 3: To authorize approval of the claims listed on the docket of claims No. 2021C-01, in the amount of \$5,680,982.12, attached as Exhibit "A" and to authorize the Mayor and/or Municipal Clerk to pay said claims.

Section 4: 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.