

**REVISED AGENDA
BILOXI CITY COUNCIL MEETING
Tuesday, October 4, 2022
6:00 p.m.
Council Chambers, 2nd floor of City Hall
140 Lameuse Street, Biloxi, Mississippi**

INVOCATION

1. AGENDA ORDER

2. PRESENTATION AGENDA

- A. Mayor's Report
-- 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

Citizens Comments-(Total allotted time 45 minutes)

4. POLICY AGENDA

ORDINANCES (First Reading)

- Second reading A. Ordinance to amend Section 20-3-24(8) parking along U.S. Highway 90; parking bays and service drives. Introduced by Mayor A.M. Gilich, Jr.
{*-100422ALEG}

ORDINANCES (Second Reading)

- 2495 B. Ordinance to amend a section of the Land Development Ordinance, related to
As amended Section 23-4-3(D)(10)e: Short-Term Rentals. Case No. 22-072, a charge initiated by the Director of Community Development. Submitted by the Planning Commission. **First reading on September 20, 2022**
{*-092022APC}

4. POLICY AGENDA-Continued

RESOLUTIONS

- REMOVE** C. ~~Resolution to grant Preliminary Subdivision Plat with Variances, for a fifty-two (52) lot Single Family Residential Subdivision submitted under the working title: Southern Magnolia Place Subdivision, for five unaddressed parcels fronting upon Shorecrest Road. Case No. 22-053, Lawrence M. Rouse, II and Amelia A. R. Murphy (owners) and Greg Williams (applicant). Submitted by the Planning Commission. {*-100422APC} Ward 7~~
Until November 1st
- 656-22 D. Resolution to deny Conditional Use approval for the construction of a new car wash to be known as Rich's Car Wash, for property identified as 2188 Pass Road. Case No. 22-077, D&T Development LLC (owners) and Bryant Hensleigh (applicant). Submitted by the Planning Commission.
{*-100422BPC} Ward 3

5. CONSENT AGENDA

- REMOVE** A. ~~Resolution determining and allocating certain distribution of funds pursuant to Biloxi Code of Ordinances Section 12-9-9 for Fiscal Year 2022-2023. Introduced by Mayor A.M. Gilich, Jr. {*-100422BLEG}~~
- 657-22 B. Resolution authorizing expenditures in the amount of \$1,000.00 for recognition in the 18th Annual Biloxi First Roast Program. Introduced by Mayor A.M. Gilich, Jr.
{*-100422AEXC}
- 658-22 C. Resolution confirming and approving appointment of Deputy Clerk of the Municipal Court of the City of Biloxi, Mississippi. (Alexis McCurdy). Introduced by Mayor A.M. Gilich, Jr.
{*-100422ACOURT}
- 659-22 D. Resolution authorizing the Biloxi Fire Department to accept grant monies as awarded under the FY2022 Federal Homeland Security Grant Program, the Mississippi Office of Homeland Security (MOHS) for technical rescue equipment in the amount of \$50,000.00 with no cost match. Introduced by Mayor A.M. Gilich, Jr.
{*-100422AFD}
- 660-22 E. Resolution authorizing donation of Zetron Main Radio Cabinet to Harrison County Emergency Management Agency from City of Biloxi Police Department. Introduced by Mayor A.M. Gilich, Jr.
{*-100422APD}

5. CONSENT AGENDA-Continued

- 661-22 F. Resolution to accept grant award through the subaward agreement between the City of Gulfport and City of Biloxi, pertaining to the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY2021 (GR116) and amending the police department budget ending September 30, 2023 in the amount of \$21,557.00. Introduced by Mayor A.M. Gilich, Jr.
{*-100422BPD}
- 662-22 G. Resolution amending the police department budget for the fiscal year ending September 30, 2023, in the amount of \$3,495.00 to purchase police bicycles with funds from FY19 JAG. Introduced by Mayor A.M. Gilich, Jr.
{*-100422CPD}
- 663-22 H. Resolution amending the police department budget for the fiscal year ending September 30, 2023, recognizing surplus funds received from Property Room in the amount of \$89.27. Introduced by Mayor A.M. Gilich, Jr.
{*-100422DPD}
- 664-22 I. Resolution recognizing effective date of the Interlocal Governmental Cooperation Agreement and Lease of Property, by and between the City of Biloxi and the Biloxi Public School District. Introduced by Mayor A.M. Gilich, Jr.
{*-100422ACON}
- 665-22 J. Resolution authorizing renewal of service agreement with Pileum Corporation for Fusus. Introduced by Mayor A.M. Gilich, Jr.
{*-100422BCON}
- 666-22 K. Resolution authorizing renewal of agreements with Tyler Technologies, Inc. for software utilized by the Police Department and approving payment for same. Introduced by Mayor A.M. Gilich, Jr.
{*-100422CCON}
- 667-22 L. Resolution ratifying corrected Change Order No. 2B to Standard Form of Agreement with Hopkins Construction and Maintenance, LLC for Capital Project No. 1045: Biloxi Visitor Center Renovations. Introduced by Mayor A.M. Gilich, Jr.
{*-100422DCON}
- 668-22 M. Resolution authorizing entry into Second Amendment to 2021 Fire Extinguisher Maintenance Agreement by and between the City of Biloxi and Southern Fire Sprinkler, Inc. Introduced by Mayor A.M. Gilich, Jr.
{*-100422ECON}

5. CONSENT AGENDA-Continued

- 669-22 N. Resolution authorizing renewal of software agreement with KeyTrak, Inc. Introduced by Mayor A.M. Gilich, Jr.
{*-100422FCON}
- 670-22 O. Resolution amending the municipal budget for fiscal year ending September 30, 2022, to transfer funds from Capital Project No. 1010: Keesler Gate Inside to Capital Project No. 1010: Keesler Gate Outside. Introduced by Mayor A.M. Gilich, Jr.
{*-100422GCON}
- 671-22 P. Resolution authorizing entry into Amendment No. 1 to the Agreement for Professional Services with Brown Mitchell & Alexander, Inc. for Capital Project No. 1061: Small Craft to Oak Boardwalk. Introduced by Mayor A.M. Gilich, Jr.
{*-100422HCON}
- 672-22 Q. Resolution authorizing payment to Harrison County, Mississippi for costs associated with demolition and disposal of debris. Introduced by Mayor A.M. Gilich, Jr.
{*-100422ICON}
- 673-22 R. Resolution authorizing renewal of Master Services Agreement and quote with Pileum Corporation d/b/a Metrix Solutions for Veeam. Introduced by Mayor A.M. Gilich, Jr.
{*-100422JCON}
- 674-22 S. Resolution authorizing entry into Amendment to Special Event Agreement with Cruisin' the Coast, Inc. Introduced by Mayor A.M. Gilich, Jr.
{*-100422KCON}
- 675-22 T. Resolution authorizing entry into Addendums to Water Tank Maintenance Contracts with Utility Service Co., Inc. Introduced by Mayor A.M. Gilich, Jr.
{*-100422LCON}
- 676-22 U. Resolution authorizing entry into Second Amended and Restated Contract for Professional Services with Friends of Firefighters for the development of an employee assistance program. Introduced by Mayor A.M. Gilich, Jr.
{*-100422MCON}
- 677-22 V. Resolution accepting the bid of J.E. Borries, Inc. and authorizing entry into a Construction Agreement for Capital Project No. 990: Popps Ferry Causeway Park. Introduced by Mayor A.M. Gilich, Jr.
{*-100422NCON}

{*}-Also available in alternative format.

5. CONSENT AGENDA-Continued

- 678-22 W. Resolution authorizing payment into the registry of the Court in the matter of
SUBSTITUTE an eminent domain action styled City of Biloxi, Mississippi vs. Sanjiv Bhakta
and Community Bank of Mississippi, Cause No. D2402-20-444. Introduced
by Mayor A.M. Gilich, Jr.
{*-100422OCON}
- 679-22 X. Resolution amending the municipal budget for fiscal year ending September
30, 2022, to reflect the forgiveness of the remaining balance and an interfund
loan from the Economic Development Security Fund to Capital Project No.
1090: Highway 90 Beautification. Introduced by Mayor A.M. Gilich, Jr.
{*-100422PCON}
- 680-22 Y. Resolution amending the municipal budget for fiscal year ending September
30, 2022, to reflect the forgiveness of the remaining balance and an interfund
loan from the Economic Development Security Fund to Capital Project No.
1015: Downtown Restoration Plan. Introduced by Mayor A.M. Gilich, Jr.
{*-100422QCON}
- 681-22 Z. Resolution amending the municipal budget for fiscal year ending September
30, 2022, to reflect the forgiveness of the remaining balance and an interfund
loan from the Economic Development Security Fund to Capital Project No.
1001: The Broadband Project. Introduced by Mayor A.M. Gilich, Jr.
{*-100422RCON}
- 682-22 AA. Resolution amending the municipal budget for fiscal year ending September
30, 2022, to reflect the forgiveness of the remaining balance and an interfund
loan from the Economic Development Security Fund to Capital Project No.
1012: Biloxi Bicycle Rental Stations. Introduced by Mayor A.M. Gilich, Jr.
{*-100422SCON}
- 683-22 BB. Resolution accepting the bid of Land Shaper, Inc. and authorizing entry into a
Construction Agreement for Asphalt Maintenance Projects. Introduced by
Mayor A.M. Gilich, Jr.
{*-100422TCON}
- 684-22 CC. Resolution amending the Community Development Budget in the amount of
\$74,607.00 for the Fiscal Year ending September 30, 2023, to provide
sufficient funds towards the purchase of three trucks. Introduced by Mayor
A.M. Gilich, Jr.
{*-100422ACD}

5. CONSENT AGENDA-Continued

685-22 DD. Resolution amending the police department budget to accept grant award for the Patrick Leahy Bulletproof Vest Partnership (BVP), fiscal year ending September 30, 2023, in the amount of \$9,009.00, with a cost match of \$9,009.00 (total partnership is \$18,018.00). Introduced by Mayor A.M. Gilich, Jr.
{*-100422EPD}

686-22 **5EE.** Resolution amending the municipal budget for fiscal year ending September 30, 2022 to return funding from the American Rescue Plan Act of 2021 (“ARPA”) to fund balance and recognize funding from the Water Sewer Fund into the budget for Capital Project 1078: Shriners Blvd Water/Sewer Extension. Introduced by Mayor A.M. Gilich, Jr.
ADD
{*-100422UCON}

687-22 **5FF.** Resolution of the City of Biloxi ratifying the filing of an Application for Federal Transportation Alternatives Project (“TAP”) funding for the Shriners Boulevard Improvements Project, committing the necessary non-federal matching funds for said project, and assuring that City of Biloxi intends to follow project scheduling and development guidelines set forth by the Mississippi Department of Transportation (“MDOT”). Introduced by Mayor A.M. Gilich, Jr.
ADD
{*-100422VCON}

688-22 **5GG.** Resolution accepting and approving installation of playground equipment by Pelican Playgrounds for Capital Project No. 1054: Eagle Point Park Development. Introduced by Mayor A.M. Gilich, Jr.
ADD
{*-100422WCON}

689-22 **5HH.** Resolution accepting and approving installation of playground equipment by Pelican Playgrounds for Pennzoil Park. Introduced by Mayor A.M. Gilich, Jr.
ADD
{*-100422XCON}

6. CODE ENFORCEMENT HEARINGS

690-22 **7. ROUTINE AGENDA** {*-100422RTN}

SECTION ONE: 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) Soccer Uniforms/Parks & Recreation
 VENDOR – Kalci
 AMOUNT – \$12.85 ea.

{*}-Also available in alternative format.

7. ROUTINE AGENDA-Continued

SECTION TWO: To adjudicate the following parcels a menace to the public health and safety of the community:

- A. CITY PARCEL NO.: 1410F-06-093.000
OWNED BY: Ngoc Chau Ngo
DATE OF HEARING: September 20, 2022
- B. CITY PARCEL NO.: 1410D-01-116.000
OWNED BY: Gloria S. Powell-Est.
DATE OF HEARING: September 20, 2022
- C. CITY PARCEL NO.: 1210I-04-011.000
OWNED BY: Sukhranjan Multani
DATE OF HEARING: September 20, 2022

SECTION THREE: To authorize special assessment to code enforcement action taken to clean the following parcels:

- A. CITY PARCEL NO.: 1410F-06-075.000
OWNED BY: Ancillary Capital, LLC
ADDRESS: 1107 Hallstead Bayou Drive
Ocean Springs, MS 39564
CONTRACTOR: Lawn Enforcement Yard Services
RESOLUTION NO: 308-22
ASSESSMENT AMOUNT: \$815.00
- B. CITY PARCEL NO.: 1410G-03-017.000
OWNED BY: Geraldine F. Blessey, et al.
ADDRESS: P.O. Box 814
Biloxi, MS 39533
CONTRACTOR: Lawn Enforcement Yard Services
RESOLUTION NO.: 522-21
ASSESSMENT AMOUNT: \$815.00
- C. CITY PARCEL NO.: 1110E-02-023.000
OWNED BY: Biloxi Marking Products, INC.
ADDRESS: 2730 Fernwood Road
Biloxi, MS 39531
CONTRACTOR: AD&R, INC.
RESOLUTION NO.: 279-22
ASSESSMENT AMOUNT: \$4,015.00

7. ROUTINE AGENDA-Continued

- D. CITY PARCEL NO.: 1310I-01-021.000
 OWNED BY: Joan Patricia L. Harry
 ADDRESS: 134 Lestrade Place
 Biloxi, MS 39530
 CONTRACTOR: Purposed by Design Lawn Maintenance, LLC
 RESOLUTION NO.: 394-22
 ASSESSMENT AMOUNT: \$795.00
- F. CITY PARCEL NO.: 1410G-03-098.000
 OWNED BY: James Thinh Luu
 ADDRESS: 2914 Glen Alden Court
 San Jose, CA 95148
 CONTRACTOR: Gammco, LLC
 RESOLUTION NO.: 364-22
 ASSESSMENT AMOUNT: \$1,490.00
- G. CITY PARCEL NO.: 1310A-03-036.000
 OWNED BY: Thoaminh Sera Luu
 ADDRESS: 2914 Glen Alden Court
 San Jose, CA 95148
 CONTRACTOR: AD&R, INC.
 RESOLUTION NO.: 364-22
 ASSESSMENT AMOUNT: \$1,915.00
- H. CITY PARCEL NO.: 1107I-01-015.000
 OWNED BY: MJTRUST2, LLC
 ADDRESS: 340 9th Street N No. 148
 Naples, FL 34102
 CONTRACTOR: AD&R, INC.
 RESOLUTION NO.: 394-22
 ASSESSMENT AMOUNT: \$6,115.00
- I. CITY PARCEL NO.: 1410F-01-065.000
 OWNED BY: State of MS
 ADDRESS: Post Office Box 136
 Jackson, MS 39205
 CONTRACTOR: Lawn Enforcement Yard Services
 RESOLUTION NO.: 279-22
 ASSESSMENT AMOUNT: \$500.00

7. ROUTINE AGENDA-Continued

- J. CITY PARCEL NO.: 1410F-01-066.000
 OWNED BY: State of MS
 ADDRESS: Post Office Box 136
 Jackson, MS 39205
 CONTRACTOR: Lawn Enforcement Yard Services
 RESOLUTION NO.: 279-22
 ASSESSMENT AMOUNT: \$400.00
- K. CITY PARCEL NO.: 1310H-01-006.000
 OWNED BY: State of MS
 ADDRESS: Post Office Box 136
 Jackson, MS 39205
 CONTRACTOR: AD&R, INC.
 RESOLUTION NO.: 394-22
 ASSESSMENT AMOUNT: \$800.00
- L. CITY PARCEL NO.: 1210H-03-021.000
 OWNED BY: Tisha D. Underwood
 ADDRESS: 284 Dewey Circle
 Biloxi, MS 39531
 CONTRACTOR: P&J Hauling/Construction
 RESOLUTION NO.: 193-22
 ASSESSMENT AMOUNT: \$9,840.00

SECTION FOUR: To authorize approval of the claims listed on the docket of claims No. 2022M-01, in the amount of \$1,416,958.91, attached as Exhibit "A" and to authorize the Mayor and/or Municipal Clerk to pay said claims.

SECTION FIVE: To authorize approval of the claims listed on the docket of claims No. 2023A-01, in the amount of \$1,097,918.95, attached as Exhibit "B" and to authorize the Mayor and/or Municipal Clerk to pay said claims.

SECTION SIX: 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.