

AGENDA
BILOXI CITY COUNCIL MEETING
Tuesday, May 2, 2023
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).

--Celeste O'Keefe of Hibernia Irish Society to discuss the events from the first annual Irish Malarkey held at the District Green.

B. Departmental Report

C. Council's Report

3. PUBLIC AGENDA

Citizens Comments-(Total allotted time 45 minutes)

4. POLICY AGENDA

ORDINANCES (Second Reading)

_____A. Ordinance to amend text within the Land Development Ordinance related to Cannabis within Section 23-4-1 (B): Use Table-Residential Districts, Table 23-4-I(C) Use Table- Non-Residential and Planned Development Districts, Article 23-4-3(D)N, and Article 23-4-3(D)O. Case 23-027, City of Biloxi. Submitted by the Planning Commission
{*-042523APC} **First reading in April 25, 2023**

_____B. Ordinance to approve a Zoning Map Amendment, to authorize a change in zoning district classification for two parcels of land from their present zoning district classification of NB Neighborhood Business to CB Community Business presently identified as 2694 Beach Boulevard, and 136 Gateway Drive. Case No. 23-028, Kumal Patel. Submitted by the Planning Commission.
{*-042523BPC} **Ward 5 First reading in April 25, 2023**

4. POLICY AGENDA-Continued

RESOLUTIONS

- _____C. Resolution appointing Mark Dubaz, Ward Three Representative, to the Biloxi Tree Committee for a term beginning May 2, 2023 and ending May 1, 2026. Introduced by Mayor A.M. Gilich, Jr.
{*-050223AEXC }
- _____D. Resolution rescinding Resolution No. 835-22 granting conditional use approval, to authorize the construction of 40 townhome units, for property zoned CB Community Business, and identified as 1654 Beach Boulevard. Introduced by Mayor A.M. Gilich, Jr.
{*-050223ACON }
- _____E. Resolution granting Conditional Use approval, to authorize construction of a multi-family complex comprised of 38 detached single-family units, for property located within a CB Community Business zone, and identified by municipal address 1654 Beach Boulevard. Case No. 23-029, Elliott Homes. Submitted by the Planning Commission.
{*-042523CPCSUB } Ward 1 **Tabled on April 25, 2023**
- _____F. Resolution granting Conditional Use approval, to authorize the establishment of a Self-Storage Facility situated within an NB Neighborhood Business zoning district and identified as 12011 Old Highway 67. Case No. 23-018, Katherine Husley (owner) and Billy Anderson (applicant). Submitted by the Planning Commission.
{*-030723CPC } Ward 6 **Tabled subject to call on March 7, 2023**

5. CONSENT AGENDA

- _____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.
{*-050223BEXC }
- _____B. Resolution of the Governing Body of the City of Biloxi acknowledging receipt of funds pertaining to the Mississippi Legislature House Bill 1427 and 1542 creating the II Mississippi Law Enforcement and Firefighters Premium Pay Program." Introduced by Mayor A.M. Gilich, Jr.
{*-050223CEXC }

5. CONSENT AGENDA-Continued

- _____C. Resolution to authorize the Mayor and/or Municipal Clerk, to approve a notice of eligibility for URA, relocation assistance for a homeowner occupied at parcel 1410H-02-058.000 for East Biloxi East-West Neighborhood Access Road PH II (CD020). Introduced by Mayor A.M. Gilich, Jr.
{*-050223AFSP }
- _____D. Resolution to approve the purchase of Eighty Chairs for the Civic Center from Krueger International in the total amount of \$7,600.00, as authorized by State of Mississippi Contract No. 8200062909. Funding: Parks & Recreation Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-050223APUR }
- _____E. Resolution to approve and authorize the lowest and best quote received to Repair the Porter Avenue Bridge from Gulf Breeze Construction in the total amount of \$53,500.00. Funding: Capital Projects Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-050223BPUR }
- _____F. Resolution to approve and authorize the lowest and best quote received from Bear Bayou Holdings for Eight Rifles for use by Traffic in the total amount of \$9,752.00. Funding: Police Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-050223CPUR }
- _____G. Resolution authorizing a budget amendment for the fiscal year ending September 30, 2023, municipal budget for the Parks and Recreation Department. Introduced by Council President Felix O. Gines.
{*-050223ACOU }
- _____H. Resolution authorizing subscription to Lansweeper software from Lansweeper, Inc. for use by the City of Biloxi Information Systems Division of the Administration Department. Introduced by Mayor A.M. Gilich, Jr.
{*-050223BCON }
- _____I. Resolution amending the municipal budget for fiscal year ending September 30, 2023, to provide additional funding for Capital Project No. 1073: Municipal Repairs. Introduced by Mayor A.M. Gilich, Jr.
{*-050223CCON }
- _____J. Resolution authorizing Change Order No. One (1) to Construction Agreement with W.C. Fore Trucking, Inc. for Capital Project No. 1064: Sand Beach Renourishment. Introduced by Mayor A.M. Gilich, Jr.
{*-050223DCON }

5. CONSENT AGENDA-Continued

- _____K. Resolution rescinding Resolution No. 211-23 Resolution authorizing entry into an Addendum to Extend Time under the Preliminary Engineering Services Contract with Neel-Schaffer, Inc. for Capital Project No. 973: Popps Ferry Road Bridge-Pass Road to Riverview Drive. Introduced by Mayor A.M. Gilich, Jr.
{*-050223ECON }
- _____L. Resolution ratifying entry into an Addendum to Extend Time under the Preliminary Engineering Services Contract with Neel-Schaffer, Inc. for Capital Project No. 973: Popps Ferry Road Bridge-Pass Road to Riverview Drive. Introduced by Mayor A.M. Gilich, Jr.
{*-050223FCON }
- _____M. Resolution creating Capital Project No. 1103: Sylvania Street Improvements and amending the municipal budget for fiscal year ending September 30, 2023, to provide funding for said project. Introduced by Mayor A.M. Gilich, Jr.
{*-050223GCON }
- _____N. Resolution authorizing entry into Standard Form of Agreement between Owner and Engineer with Cypress Environment & Infrastructure for Capital Project No. 1103: Sylvania Street Improvements. Introduced by Mayor A.M. Gilich, Jr.
{*-050223HCON }
- _____O. Resolution rescinding Resolution No. 251-23 regarding a Memorandum of Agreement with Mississippi Coast Coliseum in connection with Capital Project No. 913: Popps Ferry Extension and authorizing the City Attorney, as Director of Legal Department, to continue negotiations and take all necessary legal actions to acquire a portion of Tax Parcel No. 1110P-01-001.000. Introduced by Mayor A.M. Gilich, Jr.
{*-050223ICON }
- _____P. Resolution amending the Police Department budget for the fiscal year ending September 30, 2023, in the amount of \$5,845.20 for K-9 unit emergency equipment upfit. Introduced by Mayor A.M. Gilich, Jr.
{*-050223APD }

6. CODE ENFORCEMENT HEARINGS

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

7. ROUTINE AGENDA {*-050223RTN}

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

- A. CITY PARCEL NO.: 1108D-01-011.002
OWNED BY: Robin M. Bond
DATE OF HEARING: April 25, 2023
- B. CITY PARCEL NO.: 1410G-03-053.000
OWNED BY: New Big LLC
DATE OF HEARING: April 25, 2023
- C. CITY PARCEL NO.: 1510L-02-091.000
OWNED BY: Karen G. & Lauren G. Sassadeck
DATE OF HEARING: April 25, 2023
- D. CITY PARCEL NO.: 1410G-05-015.000
OWNED BY: Chang Ngoc Tran
DATE OF HEARING: April 25, 2023
- E. CITY PARCEL NO.: 1209J-01-047.005
OWNED BY: Matthew Trinkaus
DATE OF HEARING: April 25, 2023

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

- A. CITY PARCEL NO.: 1510L-01-058.000
OWNED BY: Michael A. Jones
ADDRESS: 3815 Bienville Blvd.
Ocean Springs, MS 39564
Las Vegas, Nevada 89180
CONTRACTOR: Clifton McCormick
RESOLUTION NO.: 284-23
ASSESSMENT AMOUNT: \$310.00

SECTION THREE: To authorize approval of the claims listed on the docket of claims No. 2023H-01, in the amount of \$767,421.98, attached as Exhibit "A" and to authorize the Mayor and/or Municipal Clerk to pay said claims.

SECTION FOUR: 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.