

AGENDA
BILOXI CITY COUNCIL MEETING
Tuesday, September 5, 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).
- 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 grant a Zoning Map Amendment, for the establishment of a PD-C: Planned Development-Commercial Master Plan extending authorization for a residential development to be known as The Current, and identified as 2068 Beach Boulevard. Case No. 23-067, The Thrash Group (owner) and Tracey Ross (applicant). Submitted by the Planning Commission {*-090523DPC} Ward 3

ORDINANCES (Second Reading)

2523 _____ B. Ordinance to amend the Biloxi Land Development Ordinance, specifically the amendment of text related to social services, soup kitchens and multifamily dwelling within Article 23-10: Definitions and Interpretations, Table 23-4-1(C) Use Table- Non-Residential and Planned Development Districts, Use Standards: Section 23-4-3-(C)(3)c, and Article 23-4: Use Standards; Section 23-4-3-(C)(1)b. Case No. 23-039, City of Biloxi. Submitted by the Planning Commission. {*-072523APC} **First reading on July 25, 2023 and Tabled on August 1, 2023**

4. POLICY AGENDA-Continued

- 2524 C. Ordinance to amend Section 9-1-22 (a) of the Code of Ordinances pertaining to garbage collection and disposal fees. Introduced by Mayor A.M. Gilich, Jr. {*-082223AEXC} **First reading on August 22, 2023**
- 2525 D. Ordinance to approve a Zoning Map Amendment, to authorize a change in zoning district classification for eighteen (18) parcels of land, from their present zoning district classification of I-Industrial to DT-Downtown. Case No. 23-063, City of Biloxi. Submitted by the Planning Commission. {*-082223APC} **First reading on August 22, 2023**

RESOLUTIONS

- See below E. ~~Resolution granting Conditional Use Approval, to authorize an existing single-family residence, to be utilized as a short-term rental upon a property site situated in an R-M-30 High-Density Multi-Family Residential zone, and identified by municipal address 116 Acacia Avenue. Case No. 23-064, Ramiro Rodriguez. Submitted by the Planning Commission.~~
{*-090523APC} Ward 1
- 585-23. Resolution to deny Conditional Use Approval, to authorize an existing single-family residence, to be utilized as a short-term rental upon a property site situated within a RM-30 High-Density Multi-Family Residential zone, and identified by municipal address 116 Acacia Avenue
- Failed F. Resolution granting Conditional Use Approval, to authorize an existing single-family residence, to be utilized as a short-term rental upon a property site situated in an RM-30 High-Density Multi-Family Residential zone, and identified by municipal address 197 Briarfield Avenue. Case No. 23-065, Michael Gorman. Submitted by the Planning Commission.
{*-090523BPC} Ward 5
- See below G. ~~Resolution granting Conditional Use Approval, to authorize an existing residence, to be utilized as a short-term rental upon a property site situated in an NB Neighborhood Business zone, and identified by municipal address 1190 Judge Sekul Avenue. Case 23-066, Brian Chevalier on behalf of Bricutt, LLC. Submitted by the Planning Commission.~~
{*-090523CPC} Ward 1
- 586-23. Resolution to deny Conditional Use Approval, to authorize an existing residence to be utilized as a short-term rental upon a property site situated in a NB Neighborhood Business Zone, and identified as 1190 Judge Sekul Avenue.

4. POLICY AGENDA-Continued

- 587-23 H. Resolution granting Conditional Use Approval, to authorize an existing single-family residence, to be utilized as a short-term rental upon a property site situated in an NB Neighborhood Business zone, and identified by municipal address 140 Comfort Place. Case 23-068, Dreux A. Seghers on behalf of 755, LLC. Submitted by the Planning Commission.
{*-090523EPC} Ward 1

5. CONSENT AGENDA

- 588-23 A. Resolution authorizing expenditures in the amount of \$1,000.00 for recognition in the 19th Annual Biloxi First Roast Program. Introduced by Mayor A.M. Gilich, Jr.
{*-090523AEXC}
- 589-23 B. Resolution authorizing expenditures to Slavic Benevolent Association in the amount of \$1,000.00. Introduced by Mayor A.M. Gilich, Jr.
{*-090523BEXC}
- 590-23 C. Resolution approving a financial commitment to Biloxi Main Street Program as matching funds for the 2024 Mississippi Main Street Revitalization Grant Program. Introduced by Mayor A.M. Gilich, Jr.
{*-090523CEXC}
- 591-23 D. Resolution authorizing Met Life Insurance to provide employees with dental insurance benefits. Introduced by Mayor A.M. Gilich, Jr.
{*-090523AHR}
- 592-23 E. Resolution authorizing Colonial Life and Accident Insurance Company to provide and administer IRS Section 125 Cafeteria Plan for the City of Biloxi. Introduced by Mayor A.M. Gilich, Jr.
{*-090523BHR}
- 593-23 F. Resolution authorizing self-funded employee group health insurance with Marpai Health, ProAct, Mississippi Physicians Network and Unity RE. Introduced by Mayor A.M. Gilich, Jr.
{*-090523CHR}
- 594-23 G. Resolution authorizing UNUM Provident Corporation to offer to employees and administer Voluntary Life benefits and Long-Term Disability benefits for the City of Biloxi. Introduced by Mayor A.M. Gilich, Jr.
{*-090523DHR}

5. CONSENT AGENDA-Continued

- 595-23 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 \$498.91. Introduced by Mayor A.M. Gilich, Jr.
{*-090523APD}
- 596-23 I. Resolution amending the police department budget for fiscal year ending September 30, 2023, authorizing use of State Drug Forfeiture Funds to purchase a 2014 Ford F550 aerial bucket truck from Mississippi Department of Transportation, in the amount of \$15,000.00. Introduced by Mayor A.M. Gilich, Jr.
{*-090523BPD}
- 597-23 J. Resolution authorizing the only advertised unit price bid received for Printing and Direct Mail Services of the Monthly Newsletter from Mele Printing, firm through September 2024. Funding: General Government Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-090523APUR}
- 598-23 K. Resolution authorizing the lowest and best quote received to furnish and install Emergency Equipment for three new K-9 Vehicles from Emergency Equipment Professionals in the total amount of \$47,943.00. Funding: Police Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-090523BPUR}
- 599-23 L. Resolution authorizing the lowest and best quote received to replace the flooring at the West Biloxi Library from Builders Paradise in the total amount of \$59,866.73. Funding: Public Works Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-090523CPUR}
- 600-23 M. Resolution authorizing the lowest and best quote received to Furnish and Install a Service Body on the Fleet Truck from Southern Tire Mart in the total amount of \$11,775.00. Funding: Police Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-090523DPUR}
- 601-23 N. Resolution rescinding Resolution No. 381-23 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 Robert and Dorothy Chappell and for related purposes. Introduced by Mayor A.M. Gilich, Jr.
{*-090523ACON}

5. CONSENT AGENDA-Continued

- 602-23 O. Resolution authorizing submission of an Amended Application for FY21 Funding to the Mississippi Department of Marine Resources for Capital Project No. 1069: Kuhn Street Boat Ramp. Introduced by Mayor A.M. Gilich, Jr.
{*-090523BCON }
- 603-23 P. Resolution rescinding Resolution No. 563-23 authorizing entry into a Cost Per Copy with RJ Young Company, Inc. for the re-lease and maintenance seven (7) copiers utilized by City Departments. Introduced by Mayor A.M. Gilich, Jr.
{*-090523CCON }
- 604-23 Q. Resolution authorizing entry into a Cost Per Copy Agreement with RJ Young Company, Inc. for the re-lease and maintenance eight (8) copiers utilized by City Departments. Introduced by Mayor A.M. Gilich, Jr.
{*-090523DCON }
- 605-23 R. Resolution authorizing Amendment No. 4 to Professional Services Agreement with Brown Mitchell & Alexander, Inc. for Capital Project No. 1024: Point Cadet Marina Improvements (West). Introduced by Mayor A.M. Gilich, Jr.
{*-090523ECON }
- 606-23 S. Resolution accepting Certificate of Substantial Completion to Construction Agreement with Gulf Coast Solutions, LLC for Capital Project No. 1078: Shriners Blvd Water/Sewer Extension. Introduced by Mayor A.M. Gilich, Jr.
{*-090523FCON }
- 607-23 T. Resolution authorizing entry into Letter Amendment to Professional Services Agreement with Pickering Firm, Inc. for Capital Project No. 1046: East Biloxi Recreational Facility. Introduced by Mayor A.M. Gilich, Jr.
{*-090523GCON }
- 608-23 U. Resolution authorizing renewal of Annual Termite Guarantee with Arrow Exterminators, Inc. d/b/a Stark Exterminators for the Old Brick House. Introduced by Mayor A.M. Gilich, Jr.
{*-090523HCON }
- 609-23 V. Resolution authorizing entry into a Professional Services Agreement with Gerald Pitalo for various engineering and planning support activities. Introduced by Mayor A.M. Gilich, Jr.
{*-090523ICON }

{*}-Also available in alternative format.

5. CONSENT AGENDA-Continued

- 610-23 W. Resolution authorizing renewal of the Motion Picture Licensing Corporation Umbrella License to show movies at the Donal Snyder Community Center. Introduced by Mayor A.M. Gilich, Jr.
{*-090523JCON}
- 611-23 X. Resolution rescinding Resolution No. 579-23 authorizing purchase of mobile LPR camera from Vigilant Solutions, LLC and amending the municipal budget for fiscal year ending September 30, 2023. Introduced by Mayor A.M. Gilich, Jr.
{*-090523KCON}
- 612-23 Y. Resolution authorizing purchase of mobile LPR camera from Vigilant Solutions, LLC and amending the municipal budget for fiscal year ending September 30, 2023. Introduced by Mayor A.M. Gilich, Jr.
{*-090523LCON}
- 613-23 Z. Resolution amending the municipal budget for fiscal year ending September 30, 2023, to provide sufficient funds for expenses in connection with the West Biloxi Library. Introduced by Mayor A.M. Gilich, Jr.
{*-090523MCON}
- 614-23 AA. Resolution authorizing entry into the First Amendment to the 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.
{*-090523NCON}
- 615-23 BB. Resolution authorizing entry into Law Enforcement ISO ClaimSearch Access Memorandum of Understanding with the National Insurance Crime Bureau. Introduced by Mayor A.M. Gilich, Jr.
{*-090523OCON}
- 616-23 CC. Resolution amending the municipal budget for fiscal year ending September 30, 2023, to remove the remaining balance of grant funding under the Grant Agreement with the Mississippi Major Economic Impact Authority, by and through the Mississippi Development Authority, from the budget established for Capital Project No. 996: Keesler Gate-Outside. Introduced by Mayor A.M. Gilich, Jr.
{*-090523PCON}
- 617-23 DD. Resolution amending the municipal budget for fiscal year ending September 30, 2023, to close Capital Project No. 1045: Biloxi Visitor Center Renovations. Introduced by Mayor A.M. Gilich, Jr.
{*-090523QCON}

{*}-Also available in alternative format.

5. CONSENT AGENDA-Continued

- 618-23 EE. Resolution authorizing entry into Construction Engineering & Inspection Services Contract with Neel-Schaffer, Inc. for Capital Project No. 1040: Woolmarket Sidewalks. Introduced by Mayor A.M. Gilich, Jr.
{*-090523SCON}
- 619-23 FF. Resolution authorizing items to be declared Surplus and sold via GovDeals. Introduced by Mayor A.M. Gilich, Jr.
{*-090523EPUR}

6. CODE ENFORCEMENT HEARINGS

- Cleared A. Robert J. Bonhomme, 1209D-01-001.004/2042 Crane Ridge
- Still in violation B. Richard Dowling, 1207O-01-027.000/13272 Old Hwy 67
- Cleared C. Janet Eilermann & Terry Tolar, 1410F-02-003.002/246 Nixon Street
- Cleared D. Federal Home Loan Mortgage Corp. Inc 1110B-03-034.000/2470 Carter Road
- Cleared E. Gulfco of Mississippi LLC dba Tower Loan, 1410G-03-028.000/224 Bowen St.
- Cleared F. Stone Investment Co. Inc., 1109G-02-032.082/0 Rue Maison
- Cleared G. Stone Investment Co. Inc., 1109G-02-032.083/0 Rue Maison
- 60-day extension H. James R. Stringer, 1107P-01-005.000/8162 Jack Graves Road
30-day extension on July 18, 2023
- Still in violation I. Michael Clark Hester, 1110C-01-028.000/2592 Old Bay Road
30-day extension on July 25, 2023
- 30-day extension J. Helen J. H. Mikovich, 1208I-02-021.000/11415 Quint Place
30-day extension on July 25, 2023
- Still in violation K. Annie S. Meeboer & Lena Palmer, 1410B-03-003.000/0 Keller Avenue
30-day extension on August 1, 2023
- 620-23 **7. ROUTINE AGENDA** {*-090523RTN}

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)
VENDOR:
AMOUNT: | Demolition-841 Vee Street/Community Development
Coastal Development & Construction
\$5,500.00 |
| B. | (Purchase No. 2)
VENDOR:
AMOUNT: | Demolition-191 Holley Street/Community Development
Southern Scapes
\$7,500.00 |

{*}-Also available in alternative format.

7. ROUTINE AGENDA-Continued

- C. (Purchase No. 3) Chloring/Public Works
 VENDOR: DPC Enterprises
 AMOUNT: a. 150 lb. cylinders (per lb.) - \$2.333
 b. 1-ton cylinders (per lb.) - \$1.2495

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

- A. CITY PARCEL NO.: 1209B-01-014.018
 OWNED BY: Evelyn Fairley Estate
 DATE OF HEARING: August 22, 2023
- B. CITY PARCEL NO.: 1410G-06-050.000
 OWNED BY: Land Equity LLC
 DATE OF HEARING: August 22, 2023
- C. CITY PARCEL NO.: 1310H-03-057.000
 OWNED BY: Stone Edge LLC
 DATE OF HEARING: August 22, 2023

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

- A. CITY PARCEL NO.: 1210E-01-008.000
 OWNED BY: Sherrill Michele Evans
 ADDRESS: 335 Jim Money Road
 Biloxi, MS 39531
 CONTRACTOR: Clifton McCormick
 RESOLUTION NO.: 510-23
 ASSESSMENT AMOUNT: \$350.00
- B. CITY PARCEL NO.: 1107I-01-015.000
 OWNED BY: MJTRUST2, LLC
 ADDRESS: 340 9th St. N. No. 148
 Naples, FL 34102
 CONTRACTOR: Michael & Lillie Monroe
 RESOLUTION NO.: 394-22
 ASSESSMENT AMOUNT: \$2,815.00

7. ROUTINE AGENDA-Continued

- C. CITY PARCEL NO.: 1410G-04-091.000
OWNED BY: State of Mississippi
ADDRESS: P.O. Box 136
Jackson, MS 39205
CONTRACTOR: Juan Randy Lesso
RESOLUTION NO.: 865-21
ASSESSMENT AMOUNT: \$180.00
- D. CITY PARCEL NO.: 1510E-01-028.000
OWNED BY: W.T.A. Inc.
ADDRESS: P.O. Box 209
Biloxi, MS 39533
CONTRACTOR: Robert Nail
RESOLUTION NO.: 364-23
ASSESSMENT AMOUNT: \$515.00

SECTION FOUR: To authorize approval of the claims listed on the docket of claims No. 2023L-01, in the amount of \$1,274,504.84, attached as Exhibit "A" and to authorize the Mayor and/or Municipal Clerk to pay said claims.

SECTION FIVE: 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.