

CITY OF BILOXI
AGENDA ITEM
FACT SHEET

Substitute

Item No.: 4 B

Council Meeting Date: September 19, 2023

ITEM TITLE: ORDINANCE (2nd Reading)
INTRODUCED BY: Mayor Andrew "FoFo" Gilich
CONTACT PERSON: E. Michael Leonard, CAO *EW*
Peter Abide, City Attorney

SUMMARY EXPLANATION:

Ordinance to amend Code of Ordinances Section 2-14-5 (B) Other Conditions pertaining to Municipal Facilities.

Resolution _____ Ordinance Public Hearing _____ Routine Agenda _____

Exhibits for Review

Contract _____ Minutes _____ Plans/Maps _____ Deed _____ Lease _____

Other (Specify):

Submittal Authorization: Council President _____ Mayor

STAFF RECOMMENDATION: Mayor recommends approval.

COUNCIL ACTION: Motion By: Tisdale Second By: Lawrence

| Vote: | <u>Councilmember</u> | <u>Yes</u> | <u>No</u> | <u>Other</u> | <u>Councilmember</u> | <u>Yes</u> | <u>No</u> | <u>Other</u> |
|-------|----------------------|------------|-----------|--------------|----------------------|------------|-----------|--------------|
| | Lawrence | ___ | ___ | ___ | Tisdale | ___ | ___ | ___ |
| | Gines | ___ | ___ | ___ | Glavan | ___ | ___ | ___ |
| | Newman | ___ | ___ | ___ | Barrett | ___ | ___ | ___ |
| | Deming | ___ | ___ | ___ | | | | |

ACTION TAKEN: First reading on May 16, 2023

PA/slt 051623dleg 5482 Tabled subject to call
Tabled subject to call on June 13, 2023

Ordinance No.

ORDINANCE TO AMEND SECTION 2-14-5(B) OTHER CONDITIONS

WHEREAS, the City is in the process of updating its ordinances pertaining to rentals of its municipal facilities; and

WHEREAS, the Biloxi City Council finds that it is in the best interests of the health, safety and welfare of the residents of Biloxi that Section 2-14-5(b) be amended;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BILOXI, MISSISSIPPI:

SECTION ONE: That Section 2-14-5(b) of the Code of Ordinances, Biloxi, Mississippi, of 1992, is hereby amended as follows:

Sec. 2-14-5. - Other conditions.

(a) The rentals proscribed by this article are subject to availability of the facility for use and the capability of the municipal facility to physically accommodate the proposed use. The proposed use must also comply with the fire and police security requirements as determined by the director of the police department and the director of the fire department, as well as other requirements established by the city council and contained within the application for rental of the particular facility.

(b) The fee for the use of all fire guards and police officers mandated by the fire and police departments for a particular use shall be \$35.00 per hour for a minimum of three hours. Said fee shall be charged to the renter of the facility as a part of the rental fee. If security is deemed necessary and the Police Department cannot supply officers due to other events, to include but not limited to others that are scheduled on the same day, emergency situations, etc., the renter can be required to show proof they have hired properly licensed security guards from a private company. Those security guards will be required to check in with Biloxi Police Dispatch at the beginning of the event, during the event, and at the end of the event. On duty Biloxi Officers may be required to check in on the event at various times.

SECTION TWO: Upon unanimous vote of the members of the City Council, this ordinance shall be in full force and effect from and after passage, because it serves the public peace, health and safety of the citizens of Biloxi, and good cause exists for same. If not a

unanimous vote this Ordinance shall become effective as soon thereafter as is signed, certified,
and as is otherwise provided by law.