

AGENDA
BILOXI CITY COUNCIL MEETING
Tuesday, October 17, 2023
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

-- Stacey Riley from the Gulf Coast Center for Non-Violence to discuss the Family Justice Center Project

B. Departmental Report

C. Council's Report

3. PUBLIC AGENDA

Citizens Comments-(Total allotted time 45 minutes)

4. POLICY AGENDA

ORDINANCES (First Reading)

- _____A. Ordinance to amend the Land Development Ordinance, specifically to amend section 23-6-1(F)(3)b1-number of access points. Case No. 23-080, City of Biloxi. Submitted by the Planning Commission.
{*-[101723BPC](#)}

ORDINANCES (Second Reading)

- _____B. Ordinance to approve a Zoning Map Amendment, to authorize a change in zoning district classification for a single parcel of land from its present zoning district classification of RS-7.5 Medium-Density Single-Family Residential to RM-10 Low-Density Multi-Family Residential, for land identified as 1611 Glenn Swetman Street. Case No. 23-074, Heidi and Dan Hoye. Submitted by the Planning Commission.
{*-[100323APC](#)} Ward 1 **First reading on October 3, 2023**

4. POLICY AGENDA-Continued

- _____C. Ordinance to approve a Zoning Map Amendment, to authorize a change in zoning district classification for a parcel of land approximately forty-seven one-hundredths (.47) of an acre (more or less) in size, from its present zoning district classification of R S-5 High-Density Single-Family Residential to RM-10 Low-Density Multi-Family Residential, for a property site identified as 321 Nelson Road. Case No. 23-075, Windy Swetman on behalf of Secure Properties, LLC. Submitted by the Planning Commission.
{*-100323BPC} Ward 4 **First reading on October 3, 2023**
- _____D. Ordinance to amend Chapter 10.5- Harbors, Marinas, and Waterways, Article II-Berthing Rates. Introduced by Mayor A.M. Gilich, Jr.
{*-100323BLEG} **First reading on October 3, 2023**

RESOLUTIONS

- _____E. Resolution appointing Corey Christy to the Biloxi Architectural and Historical Review Commission for a term beginning October 17, 2023, and ending October 16, 2027. Introduced by Mayor A.M. Gilich, Jr.
{*-101723AEXC}
- _____F. Resolution to grant Conditional Use Approval, to authorize an existing single-family residence to be utilized as a Bed and Breakfast, for property identified as 1611 Glenn Swetman Street. Case No. 23-076, Heidi and Dan Hoye. Submitted by the Planning Commission.
{*-101723APC} Ward 1
- _____G. Resolution granting Conditional Use approval, to authorize the establishment of a Short-Term Rentals within an existing duplex, upon a property site situated in an RM-20 Medium-Density Multi-Family zone, and identified by municipal address 136 Keller Avenue A & B. Case No. 23-081, Deborah Bolin (owner) Greg Knapp (applicant). Submitted by the Planning Commission.
{*-101723CPC} Ward 1
- _____H. Resolution granting Conditional Use approval, to authorize construction of a Two-Family Residential Dwelling (Duplex), within a NB Neighborhood Business zone, presently identified as 2730 Fernwood Road. Case No. 23-082, Biloxi Marking Products Inc (owner) Evan Tran (applicant). Submitted by the Planning Commission.
{*-101723DPC} Ward 5

4. POLICY AGENDA-Continued

- _____ I. Resolution adopting Amended Rules and Regulations for Vessels in the
SUBSTITUTE Biloxi Sherman V. Canaan Fishing Dock and the Commercial Docking.
Introduced by Mayor A.M. Gilich, Jr.
{*-100323ALEGSUB} **Tabled subject to call on October 3, 2023**
- _____ J. Resolution adopting Amended Charter Boat Rules and Regulations for
operation in the Biloxi Small Craft Harbor and Point Cadet Marina.
Introduced by Mayor A.M. Gilich, Jr.
{*-101723OCON}

5. CONSENT AGENDA

- _____ A. Resolution authorizing a transfer of petty cash funds and change funds due to
personnel changes for fiscal year 2023/2024. Introduced by Mayor A.M.
Gilich, Jr.
{*-101723AADM}
- _____ B. Resolution authorizing the Mayor and Municipal Clerk to execute the
Municipal Compliance Questionnaire. Introduced by Mayor A.M. Gilich, Jr.
{*-101723BEXC}
- _____ C. Resolution accepting the Annual Certificate of the Compliance Officer for
Fiscal Year ending September 30, 2023, regarding post-issuance compliance
for outstanding obligations. Introduced by Mayor A.M. Gilich, Jr.
{*-101723CEXC}
- _____ D. Resolution authorizing the management of the use of a municipal building by
the Mississippi Coast Historical and Genealogical Society. Introduced by
Mayor A.M. Gilich, Jr.
{*-101723DEXC}
- _____ E. Resolution amending the Fire Department budget for the fiscal year ending
September 30, 2024, to provide sufficient funds towards the purchase of one
truck. Introduced by Mayor A.M. Gilich, Jr.
{*-101723AFD}
- _____ F. Resolution authorizing a contract with Grace Aaron Development Consultant
for Professional Administration Services for the City's Community
Development Block Grant (CDBG) Program. Introduced by Mayor A.M.
Gilich, Jr.
{*-101723AFSP}

5. CONSENT AGENDA-Continued

- _____G. Resolution amending the Police Department budget for the fiscal year ending September 30, 2024, recognizing surplus funds received from Property Room in the amount \$131.13 (GR121). Introduced by Mayor A.M. Gilich, Jr.
{*-101723APD}
- _____H. Resolution accepting a grant award from Mississippi Office of Homeland Security (23LE122B, GR119) and amending the police department budget for fiscal year ending September 30, 2024, recognizing grant funds in the amount of \$100,000.00. Introduced by Mayor A.M. Gilich, Jr.
{*-101723BPD}
- _____I. Resolution amending the Parks and Recreation Budget for Fiscal Year ending September 30, 2024, to provide sufficient funds towards purchase of two vehicles in the amount of \$61,029.00. Introduced by Mayor A.M. Gilich, Jr.
{*-101723APR}
- _____J. Resolution to authorize the One-Source purchase to Furnish and Install a new City Emblem for the Visitors Center from Dunaway Signs in the total amount of \$5,607.00. Funding: Capital Projects Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723APUR}
- _____K. Resolution to authorize the lowest and best quote received for One Tire Changer for use by the Garage from Massett Supply in the total amount of \$8,995.00. Funding: Public Works Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723BPUR}
- _____L. Resolution to authorize the Emergency Replacement of Air Conditioning at the Father Ryan Storage Site, as per quotes, by Comfort By Design in the total amount of \$17,000.00. Funding: Public Works Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723CPUR}
- _____M. Resolution ratifying subscription to IDI Core software from Interactive Data, LLC for use by the City of Biloxi Police Department. Introduced by Mayor A.M. Gilich, Jr.
{*-101723CCCON}
- _____N. Resolution to authorize the Emergency Milling and Re-Surfacing of the Wash Fayard Road Bridge by GeoPave in the total amount of \$8,975.00. Funding: Capital Projects Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723DPUR}

5. CONSENT AGENDA-Continued

- _____O. Resolution to authorize the purchase of Three Mowers from Jerry's Lawn Mower Sales in the total amount of \$155,197.00, as authorized by State of Mississippi Contract No. 8200067264. Funding: Public Works Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723EPUR }
- _____P. Resolution to authorize the lowest and best quote received for One Ice Machine for use at the Poppo Ferry Concession Stand from Miller Ice in the total amount of \$5,643.33. Funding: Parks & Recreation Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723FPUR }
- _____Q. Resolution to authorize the purchase of One 2024 Ford F-350 Truck for use by Parks Maintenance from Landers South in the total amount of \$48,906.00, as authorized by State of Mississippi Contract No. 8200071554. Funding: Parks & Recreation Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723GPUR }
- _____R. Resolution to authorize the purchase of Communication Equipment from Communications International in the total amount of \$7,990.00, as authorized by State of Mississippi EPL No. 3744. Funding: Police Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723HPUR }
- _____S. Resolution to authorize the One-Source purchase of Data Recorders for use by Traffic from Crash Data Group in the total amount of \$9,200.00. Funding: Police Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723IPUR }
- _____T. Resolution to authorize the purchase of One Vehicle for use by Streets & Drainage from Landers South in the total amount of \$46,357.00, as authorized by State of Mississippi Contract No. 8200071554. Funding: Public Works Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723JPUR }
- _____U. Resolution to authorize the purchase of Three Vehicles for use by Streets & Drainage from Landers South in the total amount of \$129,261.00, as authorized by State of Mississippi Contract No. 8200071291. Funding: Public Works Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723KPUR }

5. CONSENT AGENDA-Continued

- _____ V. Resolution to authorize the purchase of Two Motorized Carts for use by the Port Division from Ben Nelson Outdoor in the total amount of \$16,630.02, as authorized by State of Mississippi Contract No. 8200067232. Funding: Port Division Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723LPUR }
- _____ W. Resolution to authorize the lowest and best quote received for One Emergency-Equipped Truck from Courtesy Motors in the total amount of \$46,835.00. Funding: Police Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723MPUR }
- _____ X. Resolution to authorize the lowest and best quote received for One Emergency-Equipped Truck from Courtesy Motors in the total amount of \$46,835.00. Funding: Police Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723NPUR }
- _____ Y. Resolution to authorize the lowest and best quote received for One Emergency-Equipped Truck from Courtesy Motors in the total amount of \$46,835.00. Funding: Police Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723OPUR }
- _____ Z. Resolution to authorize the lowest and best quote received for One Emergency-Equipped Truck from Courtesy Motors in the total amount of \$46,835.00. Funding: Police Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723PPUR }
- _____ AA. Resolution to authorize the purchase of One Kubota Tractor for use by Parks Maintenance from Lee Tractor in the total amount of \$25,672.15, as authorized by State of Mississippi Contract No. 8200067336. Funding: Parks & Recreation Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723QPUR }
- _____ BB. Resolution to authorize the purchase of One Kubota Utility Vehicle for use by Beautification from Lee Tractor in the total amount of \$15,352.69, as authorized by State of Mississippi Contract No. 8200067336. Funding: Parks & Recreation Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723RPUR }
- _____ CC. Resolution the purchase of Seventeen Vehicle Radios from Communications International in the total amount of \$83,627.31, as authorized by State of Mississippi Express Products List EPL No. 3744. Funding: Police Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723SPUR }

5. CONSENT AGENDA-Continued

- _____DD. Resolution to authorize the purchase of Twenty Portable Radios from Communications International in the total amount of \$67,531.00, as authorized by State of Mississippi Express Products List EPL No. 3744. Funding: Police Budget. Introduced by Mayor A.M. Gilich, Jr.
{*-101723TPUR }
- _____EE. Resolution amending the Public Works Department and Water Sewer Division budgets for the fiscal year ending September 30, 2024, in the amount of \$71,982.00 for the purchase of two Dodge Ram 1500 trucks. Introduced by Mayor A.M. Gilich, Jr.
{*-101723APW }
- _____FF. Resolution amending the Water Sewer Division budget for the fiscal year ending September 30, 2024, to transfer appropriations, in the amount of \$190,000.00 for the purchase of two bypass pumps. Introduced by Mayor A.M. Gilich, Jr.
{*-101723BPW }
- _____GG. Resolution amending the Public Works Department budget for the fiscal year ending September 30, 2024, in the amount of \$104,389.65 for the purchase of one tractor. Introduced by Mayor A.M. Gilich, Jr.
{*-101723CPW }
- _____HH. Resolution amending the Water Sewer Division budget for the fiscal year ending September 30, 2024, in the amount of \$16,470.00 for the purchase of one control panel. Introduced by Mayor A.M. Gilich, Jr.
{*-101723DPW }
- _____II. Resolution amending the Public Works Department budget for the fiscal year ending September 30, 2024, in the amount of \$158,000.00 for the purchase of one dump truck. Introduced by Mayor A.M. Gilich, Jr.
{*-101723EPW }
- _____JJ. Resolution amending the Public Works Department budget for the fiscal year ending September 30, 2024, in the amount of \$202,500.00 for the purchase of one grapple truck. Introduced by Mayor A.M. Gilich, Jr.
{*-101723FPW }
- _____KK. Resolution authorizing Task Order Amendment No. 2 to Master Services Agreement for Professional Services with Neel-Schaffer, Inc. for the Hurricane Katrina Infrastructure Repair Program, Areas BEA1, BEA2, BEA3, BVE1, BVE2, STM1&2, Project Nos. KG630, KG631, KG633, KG634, KG639 and K7112. Introduced by Mayor A.M. Gilich, Jr.
{*-101723ACON }

5. CONSENT AGENDA-Continued

- _____LL. Resolution authorizing Amendment No. 9 to Letter Agreement, dated April 28, 2016, with Neel-Schaffer, Inc. for resident project representative services in connection with all area of the Hurricane Katrina Infrastructure Repair Program. Introduced by Mayor A.M. Gilich, Jr.
{*-101723BCON }
- _____MM. Resolution ratifying entry into Service Agreement Terms and Conditions with Renew Biomedical for the maintenance of automated external defibrillator (“AED”) devices. Introduced by Mayor A.M. Gilich, Jr.
{*-101723CCON }
- _____NN. Resolution authorizing payment of Final Pay Application No. Five (5) for Bottom 2 Top Construction, LLC in connection with Capital Project No. 1065: Lorraine Road Waterline. Introduced by Mayor A.M. Gilich, Jr.
{*-101723DCON }
- _____OO. Resolution authorizing entry into Letter Agreement for Professional Services with Neel-Schaffer, Inc. for Capital Project No. 1089: Pass Road & Rodenberg Signal. Introduced by Mayor A.M. Gilich, Jr.
{*-101723ECON }
- _____PP. Resolution creating Capital Project No. 1108: Poppes Ferry Bridge and amending the municipal budget for fiscal year ending September 30, 2024 to provide funding for said project. Introduced by Mayor A.M. Gilich, Jr.
{*-101723FCON }
- _____QQ. Resolution authorizing entry into Memorandum of Understanding with the Mississippi Transportation Commission, acting by and through the Mississippi Department of Transportation (“MDOT”), accepting said Grant and amending the municipal budget for fiscal year ending September 30, 2024, to recognize grant funds into the budget for Capital Project No. 1108: Poppes Ferry Bridge. Introduced by Mayor A.M. Gilich, Jr.
{*-101723GCON }
- _____RR. Resolution accepting the bid of Lamey Electric, Inc. and authorizing entry into a Construction Agreement for Capital Project No. 1054: Eagle Point Park Development. Introduced by Mayor A.M. Gilich, Jr.
{*-101723HCON }
- _____SS. Resolution authorizing renewal of subscription for FireRoster Software and accepting the Terms of Use of Battalion3, LLC. Introduced by Mayor A.M. Gilich, Jr.
{*-101723ICON }

5. CONSENT AGENDA-Continued

- _____ TT. Resolution authorizing entry into Engagement Letter for Municipal Advisory Services, by and between the City of Biloxi and Municipal Advisors of Mississippi, Inc. Introduced by Mayor A.M. Gilich, Jr.
{*-101723JCON}
- _____ UU. Resolution authorizing Change Order No. Three (3) to Construction Agreement with Gulf Coast Solutions, LLC, and approving payment of Final Pay Application No. Six (6) in connection with Capital Project No. 1078: Shriners Blvd Water/Sewer Extension. Introduced by Mayor A.M. Gilich, Jr.
{*-101723KCON}
- _____ VV. Resolution authorizing a Task Order Agreement under the Master Services Agreement with Seymour Engineering, PLLC for Capital Project No. 1056: Sediment Removal Phase II. Introduced by Mayor A.M. Gilich, Jr.
{*-101723LCON}
- _____ WW. Resolution authorizing entry into First Amendment to Excursion Boat Berth Rental Agreement with Biloxi Cruise Company, LLC. Introduced by Mayor A.M. Gilich, Jr.
{*-101723MCON}
- _____ XX. Resolution authorizing entry into Letter Agreement with Neel-Schaffer, Inc. to update and analyze the City of Biloxi's hydraulic water model. Introduced by Mayor A.M. Gilich, Jr.
{*-101723PCON}
- _____ YY. Resolution requesting the assistance of Harrison County in the regrading of Oakridge Place ditch in the City of Biloxi. Introduced by Mayor A.M. Gilich, Jr.
{*-101723QCON}
- _____ ZZ. Resolution requesting the assistance of Harrison County in the repair of Lamey Street in the City of Biloxi. Introduced by Mayor A.M. Gilich, Jr.
{*-101723RCON}
- _____ AAA. authorizing execution of a Boat Berth Rental Agreement between City of Biloxi and Mississippi State University Research and Extension Center of Biloxi, Mississippi for pier space at Biloxi Small Craft Harbor. Introduced by Mayor A.M. Gilich, Jr.
{*-101723SCON}

5. CONSENT AGENDA-Continued

- _____BBB. Resolution amending Resolution No. 524-23 authorizing purchase of additional Trimble Terraflex Standard Edition Subscription from Navigation Electronics, Inc. for use in connection with the Hurricane Katrina Infrastructure Repair Program. Introduced by Mayor A.M. Gilich, Jr.
{*-101723TCON }
- _____CCC. Resolution authorizing purchase of three (3) additional Trimble Terraflex Standard Edition Subscriptions from Navigation Electronics, Inc. for use in connection with GIS Mapping. Introduced by Mayor A.M. Gilich, Jr.
{*-101723UCON }
- _____DDD. Resolution authorizing execution of an Excursion Boat Berth Rental Agreement between City of Biloxi and Parasail Adventures, LLC for pier space at Point Cadet Marina. Introduced by Mayor A.M. Gilich, Jr.
{*-101723VCON }
- _____EEE. Resolution authorizing installation of expanded internet service at the City of Biloxi's Communications Center. Introduced by Mayor A.M. Gilich, Jr.
{*-101723WCON }
- _____FFF. Resolution authorizing purchase of firewall hardware and software from Metrix Solutions in connection with expanded internet service at the City of Biloxi's Communications Center and amending the municipal budget for fiscal year ending September 30, 2024. Introduced by Mayor A.M. Gilich, Jr.
{*-101723XCON }
- _____GGG. Resolution authorizing acceptance of donation of land from Pitcher Point Investments, LLC for a lift station. Introduced by Mayor A.M. Gilich, Jr.
{*-101723YCON }
- _____HHH. Resolution creating Capital Project No. 1109: Belle la Vie Lift Station. Introduced by Mayor A.M. Gilich, Jr.
{*-101723ZCON }
- _____III. Resolution amending Resolution No. 116-23 authorizing Amendment No. 2 to Professional Services Agreement with Overstreet & Associates, PLLC for Capital Project No. 1078: Shriners Blvd Water/Sewer Extension. Introduced by Mayor A.M. Gilich, Jr.
{*-101723AACON }

5. CONSENT AGENDA-Continued

JJ. Resolution authorizing entry into First Amendment to the Lease Contract with Clyde Burton d/b/a Rebel Boatworks and Shipyard and Greater Biloxi Economic Development Foundation d/b/a Innovation Center Foundation, Inc. Introduced by Mayor A.M. Gilich, Jr. {*-101723BBCON}

6. CODE ENFORCEMENT HEARINGS

- A. Ri Van Nguyen Estate, 1410G-03-111.000/234 Lee Street
B. Saucier Bros. Roofing Inc., 1410I-06-179.000/156 Dorries Street
C. Saucier Bros. Roofing Inc., 1410I-06-158.000/162 Dorries Street
D. Noah J. Saunders Jr. Estate, 1410J-04-047.000/118 Lee Street
E. Southwind Owner LLC., 1210I-02-063.000/1655 Irish Hill Drive
F. Southwind Owner LLC., 1210I-04-002.000/1667 Irish Hill Drive
G. WTA Inc., 1210I-01-009.000/216 Rodenberg Avenue
H. Helen J. H. Mikovich, 1208I-02-021.000/11415 Quint Place 30-day extension on July 25, 2023 and 30-day extension on September 5, 2023
I. David A Canonici, et al., 1410D-01-074.000/432 Diaz Avenue 30-day extension on September 12, 2023

7. ROUTINE AGENDA {*-101723RTN}

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) Community Development/Demolition 12686 Lorraine Road
VENDOR – P&J Construction
AMOUNT – \$5,950.00

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

- A. CITY PARCEL NO.: 1410D-01-164.000
OWNED BY: JMM LLC.
DATE OF HEARING: October 3, 2023

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

7. ROUTINE AGENDA-Continued

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

- A. CITY PARCEL NO.: 1209J-01-022.000
 OWNED BY: Christian Centifanto- ETAL-
 ADDRESS: 692 Michelle Drive
 Biloxi, MS 39532
 CONTRACTOR: Christopher B. Walker
 RESOLUTION NO.: 449-23
 ASSESSMENT AMOUNT: \$915.00
- B. CITY PARCEL NO.: 1310H-03-057.000
 OWNED BY: Stone Edge LLC.
 ADDRESS: 135 Lablanc Way NW.
 Atlanta, GA 30327
 CONTRACTOR: Gabriel Makonnen Shabazz
 RESOLUTION NO.: 620-23
 ASSESSMENT AMOUNT: \$1,090.00
- C. CITY PARCEL NO.: 1410G-06.050.000
 OWNED BY: Land Equity LLC.
 ADDRESS: 1354 Harding Avenue
 Des Plaines, IL 60016
 CONTRACTOR: Lee Lett
 RESOLUTION NO.: 620-23
 ASSESSMENT AMOUNT: \$3,015.00

SECTION FOUR: To authorize approval of the claims listed on the docket of claims No. 2023M-02, in the amount of \$2,895,721.53, 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. 2024A-02, in the amount of \$1,249,477.05, attached as Exhibit "B" and to authorize the Mayor and/or Municipal Clerk to pay said claims.

SECTION SIX: To authorize approval of claims listed on the docket of claims No.09-2023, in the amount of \$8,078,391.50 to Payroll, Fringes, Gaming, Property Tax, Court, DOR, and PERS, attached as Exhibit "C" and to authorize the Mayor and/or Municipal Clerk to pay said claims.

SECTION SEVEN: 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.