

Proceedings of the City Council Meeting of the city of Bay St. Louis, State of Mississippi, taken at a meeting held February 19, 2013 in the City Council Chambers at the Bay St. Louis Conference Center on Main Street. The meeting began at 5:30 p.m.

**ATTENDANCE:**

**COUNCIL:** Joey Boudin, President (Ward 5), Bill Taylor (Council Member-at-Large) Doug Seal, (Ward 1), Wendy McDonald, (Ward 2), Jeffrey Reed, (Ward 3), and Bobby Compretta, President (Ward 4)

**COUNCIL STAFF:** Jane Carrow, Clerk of Council

**ADMINISTRATIVE STAFF:** Les Fillingame, Mayor and Donald Rafferty, City Attorney

**ABSENT:** Ray Kidd (Ward 6)

Council Member Boudin called the meeting of February 19, 2013 to order.

Council Member Reed delivered the invocation and Council Member Boudin led the Pledge of Allegiance.

**GUESTS**

**Ashley Skellie**, Valkhart & Associates, spoke to the Council about the street inventory program her company can do for the City. All roads in the City will be evaluated and graded. This can be a valuable tool in prioritizing repair needs objectively. Her company can also do a bid and pedestrian walkway plan. Ms. Skellie said Gulf Regional Planning has endorsed the program. She said new federal programs often require road inventories for funds.

Mayor Fillingame said he recommends this program very highly. The total cost is \$60,000 and the City's match would be \$12,000. He feels certain that grant money will be available for this project.

Council Member Boudin asked what criteria, such as density, are used to determine needs and mentioned there are several dirt roads in Bay St. Louis. Ms. Skellie said dirt roads will be at the top of the lists. Council Member Seal asked if the cost estimates for the road repairs are included. Mayor Fillingame said the report gives a distribution of estimated costs to bring the road up to grade. Council Member Seal asked where the \$12,000 match money will come from. Mayor Fillingame suggested amending the budget for this year and he will find some general fund revenue to cover it.

Mayor Fillingame said Mr. Rafferty will do a contract to go forward and bring it to the Council at the next meeting.

**PUBLIC FORUM**

**Philip Williams**, Williams Pit BBQ, gave the Council an update of his business. He would like to place a building on the lot next to his house on Old Spanish Trail and use that as Philips Pit BBQ. The building is 16'x32' and will be about 40' from the street. The property is currently zoned residential and he will have to go before the Planning & Zoning Commission to ask for a Special Exception to conduct a commercial business there. He said he would rather have a change in zoning for that parcel of land to become commercial. Council Member Boudin said, based on history, the neighbors will not be in favor of changing the zoning. Mr. Williams said he would rather have it commercial so one of his daughters can open a business there one day. He said he may need a time extension of the 6 months granted by the Council. Council Member Boudin said if his application is approved by the P&Z, the City Council can grant a time extension.

**Lonnie Falgout**, speaking on behalf of the Dixie Girls' Softball, said 108 girls have signed up for the program to date, and there are still over two weeks to go. He said the league has invited Bay St. Louis to host the World Series in 2014 for all age groups.

**Motion to Authorize Mayor to Sign Letter to Dixie Girls' Softball**

Council Member Compretta moved, seconded by Council Member Reed to authorize the Mayor to sign a letter to Dixie Girls' Softball submitting Bay St. Louis' bid to host the annual World Series in the 7-8, 9-10, and 11-12 age group tournaments in late July or early August 2014.

A vote was called for with the following response:

VOTING YEA: Boudin, Compretta, McDonald, Reed, and Seal

VOTING NAY: None ABSTAIN: Taylor ABSENT: Kidd

## **NEW BUSINESS**

### **Motion to Set a Public Hearing for March 19, 2013 for 2035 Galere Road**

Council Member Compretta moved, seconded by Council Member Boudin, to set a public hearing on March 19, 2013 for 2035 Galere Road, parcel #137D-0-41-060.000, to determine if it is a menace to the public health, safety and welfare to the citizens of Bay St. Louis, due to being an unsafe structure, windows being out of house and the deck if falling down.

A vote was called for with the following response:

VOTING YEA: Boudin, Compretta, McDonald, Reed, Seal, and Taylor

VOTING NAY: None ABSENT: Kidd

## **OLD BUSINESS**

### **Keller Street Abandonments**

Mr. Rafferty said there is nothing new on the status of the Keller Street abandonments. The property owners still need to submit a metes and bounds survey.

### **Waterfront Development Advisory Committee**

Mayor Fillingame said he wants to create a Waterfront Development Advisory Committee for the harbor. He submitted a proposed draft resolution creating the committee. The committee will consist of seven members who are residents of Bay St. Louis and appointed by the Mayor and ratified by the Council and serve a term of three years. Mayor Fillingame said he has received an overwhelming amount of interest in people who want to serve on the Committee. He said he has 20 resumes that are worth following up on. He will begin interviewing the candidates. He wants to put together a committee to whittle down the resumes to 7. Council Member Taylor requested for the Council to see all of the resumes.

### **Motion to Approve Electric Power Pole Policy**

Council Member McDonald moved, seconded by Council Member Seal, to adopt a revised electric power pole policy ("Exhibit A") for use as a standard operating procedure by the Building Department.

Mr. Rafferty said it was his opinion that this issue needs to go through the Planning & Zoning Commission for a public hearing since it is amending sections 1002.1 and 1002.2 of the Zoning Ordinance. Mayor Fillingame and Council Member Boudin said they disagree with that opinion.

A vote was called for with the following response:

VOTING YEA: Boudin, Compretta, Reed, Seal, and Taylor

VOTING NAY: McDonald ABSENT: Kidd

### **Gulfport Harbor Lease**

Council Member Seal asked Mr. Rafferty if he found out anything from Gulfport about the changes in their harbor lease. Mr. Rafferty said he has not heard anything yet.

### **Dog Park**

Council Member Seal asked if any further thought has been given to making the City's property on Eighth Street a dog park. Mayor Fillingame said the Friends of the Animal Shelter are working on it.

### **603 Lighting**

Council Member Taylor asked about the status of the lights that are out on Highway 603. Mayor Fillingame said the repairs are being made by MDOT and they are very slow. The cost of repairs is about \$170,000.

### **Prisoner Billing**

Council Member Seal commended the Clerk of Court for doing a diligent job in working to reduce the amount of the billing by the Sheriff's Office for housing prisoners from \$7,240 to \$440 for the month of October, 2013.

## **MAYOR'S REPORT**

### **Motion to Approve Consent Agenda**

Council Member Taylor moved, seconded by Council Member Compretta, to approve the consent agenda, consisting of:

1. Approve Street Closures for Mega Bay High  
Reunion Parade May 26, 2013 12noon  
Main St. to Necaise to Bookter to Depot
  
2. Travel  
Department: Police  
Employee: Duane Caughlin  
Date: April 9 – April 11, 2013  
Location: Biloxi, MS  
Reason for Travel: Women's Awareness & Response Instructor  
Sponsoring Organization: Advanced Police Training  
Registration: \$325.00  
Meals: Reimbursed by City  
Transportation: City Vehicle  
Lodging: -0-
  
3. Travel  
Department: Police  
Employee: Brent Pitre  
Date: March 30, – April 11, 2013  
Location: Pearl, MS  
Reason for Travel: Accident Reconstruction Level 1  
Sponsoring Organization: MLEOTA  
Registration: \$600.00  
Meals: -0-  
Transportation: City Vehicle  
Lodging: -0-

A vote was called for with the following response:

VOTING YEA: Boudin, Compretta, McDonald, Reed, Seal and Taylor

VOTING NAY: None                      ABSENT: Kidd

### **Motion to Approve the Docket of Claims**

Council Member Seal moved, seconded by Council Member Taylor, to approve the docket of claims as follows:

General Fund	\$ 383,596.10
CDBG Fund	\$ 31,320.95
Debt Service	\$ 750.00
Municipal Harbor Fund	\$ 190,000.00
Utility Fund	<u>\$ 15,646.65</u>
Total	\$ 621,313.70

along with the certification by David Kolf that the funds are available and he recommends making the payments.

A vote was called for with the following response:

VOTING YEA: Boudin, Compretta, McDonald, Reed, Seal and Taylor

VOTING NAY: None                      ABSENT: Kidd

**Payroll**

Council Member Reed asked that the payroll for the period ending February 17, 2013 in the amount of \$172,657.42 be spread on the minutes.

**Motion to Accept the Bid of Lee Tractor**

Council Member McDonald moved, seconded by Council Member Taylor, to accept the bid of Lee Tractor for a tractor with a boom side mount mower for a cost of \$1,441.27 per month for three years.

A vote was called for with the following response:

VOTING YEA: Boudin, Compretta, McDonald, Reed, Seal and Taylor

VOTING NAY: None                      ABSENT: Kidd

**Motion to Appoint Ronald Lafontaine to the Election Commission**

Council Member Compretta moved, seconded by Council Member McDonald, to approve the appointment of Ronald Lafontaine to the Election Commission to replace Michael Lee.

A vote was called for with the following response:

VOTING YEA: Boudin, Compretta, McDonald, Reed, Seal and Taylor

VOTING NAY: None                      ABSENT: Kidd

**ATTORNEY'S REPORT**

No action was taken.

**MINUTES**

**Motion to Approve Minutes of January 8, 2013**

Council Member Seal moved, seconded by Council Member Compretta, to approve the minutes of January 8, 2013.

A vote was called for with the following response:

VOTING YEA: Boudin, Compretta, McDonald, Reed, Seal and Taylor

VOTING NAY: None                      ABSENT: Kidd

**Motion to Approve Minutes of January 22, 2013**

Council Member Seal moved, seconded by Council Member Taylor, to approve the minutes of January 22, 2013.

A vote was called for with the following response:

VOTING YEA: Boudin, Compretta, McDonald, Reed, Seal and Taylor

VOTING NAY: None                      ABSENT: Kidd

