



Minutes
Bay Saint Louis
City Council Meeting
1st Regular Meeting
October 3, 2018
5:30 p.m.

Call to Order

Attendee Name	Title	Status	Arrived
Jeffery Reed	Councilman Ward 3, President	Present	
Doug Seal	Councilman Ward 1	Present	
Gene Hoffman	Councilman Ward 2	Present	
Larry Smith	Councilman Ward 4	Present	
Buddy Zimmerman	Councilman Ward 5	Present	
Josh DeSalvo	Councilman Ward 6	Present	
Gary Knoblock	Councilman At Large	Present	

The Invocation and Pledge was led by Council Member Reed

Guests

- a) Kyle Lewis - Cure Land Company tax rebates
 Kyle Lewis spoke about the tax rebate program.
 P.J. Mauffray spoke about the request for a tax rebate by Cure Land Company.

RESULT: NO ACTION TAKEN- FINAL

- b) Chris Roth - Proclamation declaring 2018 the Bicentennial year of Bay St. Louis
 Mayor Favre presented Chris Roth with a Proclamation presented to proclaim 2018 as Bicentennial Year of the City of Bay Saint Louis. (Exhibit "A")

RESULT: NO ACTION TAKEN- FINAL

- c) Thyra Labat - Request waiver of rental fee - Longfellow Civic Center
 Thyra Labat requested the City of Bay Saint Louis waive the rental fee for the Longfellow Civic Center for the Knights of the Peter Clabor and Ladies Auxiliary.
 Council Member Knoblock will donate the rental fee. Council Member Reed will also contribute.

RESULT: NO ACTION TAKEN- FINAL

- d) Charles Imbornone - Servitude for his property

Charles Imbornone spoke about the state of his property and requested that the property be returned to a proper and safe state.

RESULT: NO ACTION TAKEN- FINAL

- e) Libby Garcia - Renting the Garden Center

Libby Garcia spoke about the property and a proposal for lease for the Garden Center

RESULT: NO ACTION TAKEN- FINAL

Consent Agenda

Motion to approve the Consent Agenda including the Bay Saint Louis Cash Balances, Bay Saint Louis Certification Letter dated October 3, 2018, Bay Saint Louis Payroll dated August 28, 2018, Expense and Revenue Report dated August 31, 2018, executed contract with City Engineer Chiniche, executed Unum Vision Agreement, Proof of Publication for Ordinance 632-08-2018, executed agreement with Delta Water, L.L.C. and executed agreement with Gulf Guaranty. Exhibit "B"

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Doug Seal, Councilman Ward 1
SECONDER:	Gene Hoffman, Councilman Ward 2
AYES:	Seal, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
ABSENT:	Jeffery Reed

- a) Cash Balance Report 09282018
- b) Certification letter 10-03-18
- c) Payroll for all Other Employees 09-28-18
- d) Spread on Minutes Expense and Revenue Report 08312018
- e) Spread Contract between the City of Bay Saint Louis and James J. Chiniche, P.A., Inc. on the Consent Agenda
- f) Spread Executed Agreement with Unum Vision on Consent Agenda
- g) Proof of Publication Ordinance 632-08-2018
- h) Spread Executed Agreement with Delta Water, L.L.C.
- i) Spread on minutes - Gulf Guaranty Service Agreement for medical costs for inmates housed at Hancock County Jail.
- j) Adopt Utility System Rate Increases
- k) Payroll Hours Report 07/20/2018
- l) Payroll Hours Report 07/26/2018
- m) Payroll Hours Report 08/03/2018
- n) Payroll Hours Report 08/17/2018
- o) Payroll Hours Report 08/31/2018
- p) Payroll Hours Report 09/14/2018
- q) Payroll Hours Report 09/28/2018
- r) Gaming and Sales Tax Report
- s) Harbor Report

City Clerk/Comptroller's Report

- a) Payroll for Individual 09282018
Motion to approve the Bay Saint Louis Payroll dated September 28, 2018 for an individual.
Exhibit "C"

RESULT:	APPROVED [5 TO 0]
MOVER:	Doug Seal, Councilman Ward 1
SECONDER:	Gene Hoffman, Councilman Ward 2
AYES:	Seal, Hoffman, Smith, DeSalvo, Knoblock
ABSENT:	Jeffery Reed
AWAY:	Buddy Zimmerman

b) Docket of Claims 10-03-18

Motion to approve Docket of Claims 18-034 dated October 3, 2018 in the amount of \$658,573.04. Exhibit "D"

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Doug Seal, Councilman Ward 1
SECONDER:	Josh DeSalvo, Councilman Ward 6
AYES:	Seal, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
ABSENT:	Jeffery Reed

c) Accept Wright, Ward, Hatten & Guel Engagement Letter for the 2017-2018 Audit Year and authorize execution of same by the Council President and the Mayor.

Motion to accept the the Engagement Letter with Wright, Ward, Hatten and Guel for the 2017/2018 Fiscal Year Audit, in the amount of \$44,500.00, and to authorize the Bay Saint Louis City Council President and Bay Saint Louis Mayor to execute. Exhibit "E"

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Doug Seal, Councilman Ward 1
SECONDER:	Gene Hoffman, Councilman Ward 2
AYES:	Seal, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
ABSENT:	Jeffery Reed

Ordinances

Public Forum

Ray Murphy - Camper ordinance, Golf Cart ordinance fees and garbage pickup on the beach.

Cliff Ravoli - Tax base and tax incentives.

Lana Noonan - Tax abatement and non profits referred to yacht club.

Planning and Zoning

a) **Ronnie Leboeuf**

Ronnie LeBoeuf - Application for Variance to the Zoning Ordinance. The applicant's intention is to build an addition of a porch to the side of the residence. The applicant will need a 3.5' variance to the side yard resulting in a total of 4.5' setback to the side yard. The property in question is located at 710 Third Street; Parcel #137R-0-36-102.000, Lot 57, Milieu Village Subdivision, First Addition, Hancock County, Mississippi. The property is zoned R-1, Single Family District. Recommend approval 6/0

Motion to follow the recommendation of the Bay Saint Louis Planning and Zoning Commission and approve the application for property located at 710 Third Street for a

Variance to the Zoning Ordinance, as requested by Ronnie LeBoeuf, parcel #137R-0-36-102.000, and with the stipulation that gutters be placed on the property to keep water from encroaching on the neighboring properties.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Doug Seal, Councilman Ward 1
SECONDER:	Josh DeSalvo, Councilman Ward 6
AYES:	Seal, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
ABSENT:	Jeffery Reed

b) Preston Hayes

Preston Hayes - Application for Variance to the Zoning Ordinance. The applicant's intention is to build a single family residence. The applicant will need a 6' variance to the front yard resulting in a total of a 19' setback to the front yard. The property in question is located at 11068 Idaho Street; Parcel #134J-0-40-036.000, Lot 14, Block 324, Shoreline Park, Unit 3, Add 1. The property is zoned R-1A, Single Family District. Recommend approval 5/2 (Lewis, Acker)

Motion to follow the recommendation of the Bay Saint Louis Planning and Zoning Commission and approve the application for property located at 11068 Idaho Street for a Variance to the Zoning Ordinance, as requested by Preston Hayes, parcel #134J-0-40-036.000.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Josh DeSalvo, Councilman Ward 6
SECONDER:	Buddy Zimmerman, Councilman Ward 5
AYES:	Seal, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
ABSENT:	Jeffery Reed

c) Harry Fischer

Harry Fischer - Application for Variance to the Zoning Ordinance. The applicant's intention is to construct an addition to the rear of the building which will be fronting on Gex Street. Where a lot is a corner lot fronting on two streets, the side yard shall have a 12' setback. The applicant will need an 11' variance to the side yard, resulting in a total of a 1' setback to the side yard. The property in question is located at 146 Main Street; Parcel #149L-0-29-062.000, Lot 20A, Second Ward, Bay St. Louis. The property is zoned C-1, Central Business District. Recommend approval 5/0 (Doescher recused)

Council Member Smith asked if anyone was here for Harry Fischer. No one came forward.

Motion to follow the recommendation of the Bay Saint Louis Planning and Zoning Commission and approve the application for property located at 146 Main Street for a Variance to the Zoning Ordinance, as requested by Harry Fischer, parcel #149L-0-29-062.000.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Doug Seal, Councilman Ward 1
SECONDER:	Josh DeSalvo, Councilman Ward 6
AYES:	Seal, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
ABSENT:	Jeffery Reed

d) Matt Rosendahl

Matt Rosendahl - Application for Special Subdivision Plat Approval and Variance to the Zoning Ordinance. The applicant is asking to subdivide a parcel of land into two new parcels of land. Parcel 1-A will need a 5,023.79 sq ft variance to lot area resulting in a 4,976.21 sq ft lot area. The property in question is located at 211 Central Avenue and the corner of Ballentine Street, Parcel #149M-2-30-169.000, Part 37 & 38, all 39, Ballentine Subdivision. The property is zoned C-2, Neighborhood Commercial District. Recommended approval 7/0

Matt Rosenthal spoke.

Council Member Seal requested to make it part of the record that the owner did commit to build a single family residential unit on that property.

Motion to follow the recommendation of the Bay Saint Louis Planning and Zoning Commission and approve the application for property located at 211 Central Avenue and the corner of Ballentine Street for a Special Subdivision Plat Approval and Variance to the Zoning Ordinance, as requested by Harry Fischer, parcel #149L-0-29-062.000.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Josh DeSalvo, Councilman Ward 6
SECONDER:	Gene Hoffman, Councilman Ward 2
AYES:	Seal, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
ABSENT:	Jeffery Reed

e) Hudspeth and Watson

Hudspeth/Watson - Application for Variance to the Zoning Ordinance. The applicants' intentions are to construct an addition to the rear of the residence. The applicants will need a 5' variance to the rear yard resulting in a total of a 15' setback to the rear yard. The property in question is located at 338 Easterbrook; Parcel #149M-1-29-023.000, Lots 9 & 10, Engman Subdivision. The property is zoned R-3, Multi Family District. Recommend approval 4/2 (Doescher recused) (Manieri abstained) (Acker absent)

Council Member Smith asked if anyone was here for Harry Fischer. No one came forward.

Motion to follow the recommendation of the Bay Saint Louis Planning and Zoning Commission and approve the application for property located at 338 Easterbrook Street for a Variance to the Zoning Ordinance, as requested by Hudspeth/Watson, parcel #149M-1-29-023.000.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Doug Seal, Councilman Ward 1
SECONDER:	Josh DeSalvo, Councilman Ward 6
AYES:	Seal, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
ABSENT:	Jeffery Reed

f) Joel Dorris

Joel Dorris - Application for Special Use District. The applicant is asking to be allowed to conduct a Recreation Vehicle Park which will include an office and restrooms. The property in question is located at 3292 Washington Street, Parcel #138B-0-46-226.000, Part Guidon Toulme Claim, 46-6-14. The property is zoned R-1, Single Family District. Tabled 7/0

Application was Tabled.

RESULT:	NO ACTION TAKEN- FINAL
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Engineer's Report

Exhibit "F"

a) City Engineer Report dated October 3, 2018

RESULT:	NO ACTION TAKEN- FINAL
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Council/New/Old Business

a) Ditch cleaning and draining

RESULT:	NO ACTION TAKEN- FINAL
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b) IT Storage System

Rodney Necaise and the Bay Saint Louis City Council discussed the City's IT storage system. Council Member Seal presented a spreadsheet regarding costs, support hours storage space.

RESULT:	NO ACTION TAKEN- FINAL
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Mayor's Report

Attorney's Report

a) Arthur Dean Bice and State Farm Full and Complete Absolute Release

Motion to finalize the Full and Complete Absolute Release for the Arthur Dean Bice and State Farm Fire and Casualty Company case and authorize payment in full by City Clerk Gonzales based on the amount agreed to in the settlement, and the payment shall come from the Utility Capital Maintenance Fund Account but shall be paid back to this account upon examination of the budget to determine where the funds shall be paid back from before September 30, 2019. Exhibit "G"

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Gene Hoffman, Councilman Ward 2
SECONDER:	Doug Seal, Councilman Ward 1
AYES:	Seal, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
ABSENT:	Jeffery Reed

- b) Motion to approve the Resolution for Cure Land Co., L.L.C. regarding the sales tax rebate fund
Motion to approve the Resolution of the Mayor and City Council (The "Governing Body") of the City Of Bay St. Louis, Mississippi (The "City"), Supporting Cure Land Company, L.L.C., and/or its Subsidiaries and Assigns (the "Developer"), a Hotel Development Tourism Project (the "Tourism Project"), and Acknowledging that Sales Tax Collected from the Project will be Diverted to the Sales Tax Rebate Fund (The "Rebate Fund") for a Period of up to Fifteen (15) Years, or when the Aggregate Amount of Thirty Percent (30%) of the Approved Tourism Project Costs by the Mississippi Development Authority Incurred by Developer for the Project Has Been Paid or Whichever Shall Occur First, Pursuant to Section 57-26-1 Et Seq. Mississippi Code of 1972, as Amended; and for Related Purposes. Exhibit "H"

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Doug Seal, Councilman Ward 1
SECONDER:	Gene Hoffman, Councilman Ward 2
AYES:	Seal, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
ABSENT:	Jeffery Reed

- c) Cyber Liability Insurance
Motion to approve and accept the Cyber Liability and Privacy Coverage through BCS Insurance Company/John Rosetti for up to \$3,000.00 for liability of \$1,000,000.00 coverage.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Doug Seal, Councilman Ward 1
SECONDER:	Josh DeSalvo, Councilman Ward 6
AYES:	Seal, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
ABSENT:	Jeffery Reed

Public Forum

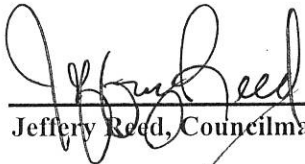
Minutes


- a) Motion to approve the Minutes of September 11, 2018 Meeting and September 13, 2018 Special Meeting - Budget
Motion to approve the Minutes of September 11, 2018.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Doug Seal, Councilman Ward 1
SECONDER:	Gene Hoffman, Councilman Ward 2
AYES:	Seal, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
ABSENT:	Jeffery Reed


Closed/Executive Session (if needed)


Adjourn

 _____ 10/23/18
 Jeffery Reed, Councilman Ward 3, President Date

 _____ 10/23/18
 Doug Seal, Councilman Ward 1 Date

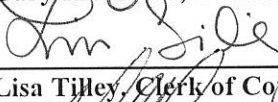
 _____ 10/23/18
 Gene Hoffman, Councilman Ward 2 Date


 _____ 10/23/18
 Larry Smith, Councilman Ward 4 Date

 _____ 10/23/18
 Buddy Zimmerman, Councilman Ward 5 Date

 Josh DeSalvo, Councilman Ward 6 Date

 _____ 10/23/2018
 Gary Knoblock, Councilman At Large Date

 _____ 10-23-18
 Lisa Tilley, Clerk of Council Date

 _____ 10-23-18
 Mike Fayre, Mayor Date