



City of Gulfport, Mississippi

Minutes City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, March 6, 2018

1:30 PM

*Gulfport City Hall
Council Chambers*

1:30 P.M. Invocation, Pledge of Allegiance, Call to Order

The Members of the Council met at City Hall at 1:30 P.M., on the above date, same being an adjourned meeting from a Regular Council Meeting held on February 20, 2018 at 1:30 P.M.

Present: General Counsel Hugh Keating, **Councilmembers:** Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, **Absent:** Cara Pucheu.

The President announced a quorum and called the meeting to order.

Agenda Order

Motion to Accept the Agenda with the following adjustments; delete Item #8, and add Item #12-A , Appointment of Lane Hensarling to the Gulfport Planning Commission, Moved By Myles Sharp, Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

Presentation Agenda

The President called for the Mayor's Report:

Due to the absence of the Mayor, Mayor Pro Tempore Myles Sharp presented the Mayor's Report.

Mr. Sharp called upon Deputy Chief Chris Loposser of the Gulfport Police Department to present Lt. Mike Shaw with a 20 year service pin.

A proclamation was presented to the City's Purchasing Department declaring March 2018 as Public Procurement Month.

Mr. Sharp congratulated the Mayor's Youth Council for a successful trip to the 11th Annual MML Youth Leadership Summit in Jackson. Chris Vignes gave a brief update.

Upcoming Events:

- Farmer's Market – returns March 7th with 3 Markets occurring each week; Wednesdays from 9 A.M. – 1 P.M. in Jones Park, Saturdays from 10 A.M. – 3 P.M. in front of Island View Casino, and Sundays from 1 P.M. – 4 P.M. in front of Magnolia Hall in Florence Gardens
- Breakfast with Heroes – Thursday, March 8th starting at 8 A.M. at Fire Station 7 on Cowan Road. Hosted by the Gulfport Police and Fire Departments - Public Invited!

This concluded the Mayor's Report.

Policy Issues**Minutes**

- 1 Approval of minutes - for February 20, 2018.

Motion to Approve minutes for February 20, 2018, Moved By R.Lee Flowers,
Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

Code Enforcement / Planning/ Ordinances

- 2 Objection - Certificate of Resubdivision - divide the tax parcel into four parcels, zoned B-1 and R-2: located north of Sundown Lane, south of and adjacent to W Taylor Road, east of and adjacent to Carl Legett Road, and west of and adjacent to Lorraine Road - Case # 1801PC005 - Ward 4.

Motion to Postpone until the first meeting in July, 2018, Moved By Myles Sharp,
Seconded by Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

- 3 Ordinance - rezone the tax parcel from T3 and T4+ to entirely T4+: located north of North Railroad Street, south of White Street, east of Oakwood Drive, and west of Tegarden Road - Case # 1801PC003 - Ward 2.

Motion to Adopt the Ordinance, Moved By Ron Roland, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

- Ordinance 2940

- 4 Certificate of Resubdivision - divide a tax parcel into two parcels zoned T4L (General Urban Zone "Limited"): located north of 2nd Street, south of and adjacent to 3rd Street, east of and adjacent to Nichols Court, and west of Pratt Avenue - Case # 1801PC007 - Ward 2.

Motion to Approve Certificate of Resubdivision, Moved By Ron Roland, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

- 5 Certificate of Resubdivision - divide two parcels into five parcels, zoned T4L: located north of McIntosh Street, south of and adjacent to South Railroad Street, east of Church Avenue, and west of Dolan Avenue - Case # 1801PC010 - Ward 2.

Motion to Approve Certificate of Resubdivision, Moved By Ron Roland, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

- 6 Code Enforcement Hearing - on resolution to declare that certain properties are in such a state of uncleanness as to be a menace to the public health, safety and welfare of the community and to authorize advertisements for bids and lot clean-ups and/or demolitions.

Motion to Open the Code Enforcement Hearing, Moved By Myles Sharp, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

There being no one present to object or address the Council, Motion to Close the Hearing and Approve the Resolution, Moved By Kenneth Casey, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

- 7 Acceptance for Perpetual Maintenance - Tracewood Subdivision public improvements and transfer of streetlight account to the City of Gulfport - Ward 6.

Motion to Approve Acceptance for Perpetual Maintenance for Tracewood Subdivision public improvements and transfer of streetlight account to the City of Gulfport in Ward 6, Moved By R.Lee Flowers, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

Resolutions / Requests

- 8 Resolution - approving Amendment #1 to the Agreement with Brown, Mitchell & Alexander, Inc., for professional services related to the Gulfport Sportsplex Expansion Project and authorizing the Mayor to execute the same.

- Deleted -

- 9 Resolution - authorizing an expenditure for advertising and bringing into favorable notice the opportunities, possibilities and resources of the City of Gulfport Police Department and for related purposes.

Motion to Approve, Moved By Ella Holmes-Hines, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

- 10 Resolution - by the Gulfport City Council rescinding action on February 20, 2018 approving expenditure to the MS Aquarium and re-authorizing issuance of a special check and for related purposes.

Motion to Approve, Moved By Ron Roland, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

- 11 Request - for approval of application programming interface to merge Cityworks and Citysourced.

Motion to Approve Request for approval of application programming interface to merge Cityworks and Citysourced, Moved By R.Lee Flowers, Seconded by Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

- 12 Request - from Allen Hyundai for a temporary use permit for an auto sale to be located at Prime Outlets between March 23 through March 30, 2018.

Motion to Approve Request from Allen Hyundai for a temporary use permit for an auto sale to be located at Prime Outlets between March 23 through March 30, 2018, Moved By Ella Holmes-Hines, Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

- 12 – A Appointment - to the Gulfport Planning Commission - Ward 7

Motion to Approve Appointment of Lane Hensarling to the Gulfport Planning Commission - Ward 7, expiring October 31, 2020, Moved By Myles Sharp, Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

Budget Amendments / Docket of Claims

- 13 Budget Amendment #20 - to budget funds received from PropertyRoom.com for the Police Department.

Motion to Approve Budget Amendment #20, Moved By R.Lee Flowers, Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

- 14 Budget Amendment #21 - to budget funds received from PropertyRoom.com for the Police Department.

Motion to Approve Budget Amendment #21, Moved By R.Lee Flowers, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

- 15 Budget Amendment #22 - to increase MDA Katrina Supplemental CDBG Grant "Streetscape Improvements" R-103-202-02-KCR to include Streetscape Phase III and increase grant by \$2,200,000.00. Remaining prior grant balance of \$368,744.56 to be reallocated to Phase III for a total of \$2,568,744.56.

Motion to Approve Budget Amendment #22, Moved By R.Lee Flowers, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

- 16 Docket of Claims - to be approved through March 7, 2018.

Motion to Approve the Docket of Claims in the amount of \$2,067,595.35, Moved By R.Lee Flowers, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

Routine Agenda

Motion to Approve the Routine Agenda as presented, Moved By R.Lee Flowers, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

- 17 Ratification - of executed Agreement with Academic Institutes at Gulfport High School and City of Gulfport Legal Department - to be made a part of the minutes.

Approved on Routine Agenda

- 18 Ratification - of recorded easement from 4201 Tulane Avenue, LLC - Fishbone Alley - to be made a part of the minutes.

Approved on Routine Agenda

- 19 Ratification - of acceptance from Department of Revenue approving ad valorem taxation exemption for Gulf Coast Shipyard Group, Inc. - to be made a part of the minutes.

Approved on Routine Agenda

- 20 Ratification - of Budget Modification #9 to the Grant Agreement between the City of Gulfport and Mississippi Development Authority, Contract #R-103-202-02-KCR, Streetscape Improvements.

Approved on Routine Agenda

- 21 Resolution - awarding bids for lot clean-ups and/or demolitions.

Approved on Routine Agenda

- 22 Request - acceptance of Award for Funding from Mississippi Development Authority for the Hwy 49-18th St Drainage Improvements utilizing Katrina Supplemental Disaster CDBG in the amount of \$1,364,672.44.

Approved on Routine Agenda

- 23 Letter - regarding bid awarded by Purchasing for submersible transducers for lift stations repairs - Public Works Department - to be made a part of the minutes.

Approved on Routine Agenda

- 24 Letter of Recommendation - regarding bids received for Retaining Wall Fencing at Gulfport Sportsplex - to be made a part of the minutes.

Approved on Routine Agenda

- 25 Letter of Recommendation regarding the purchase of Shade Structures for the Gulfport Sportsplex Expansion.

Approved on Routine Agenda

- 26 Request - permission to advertise for bids for the Brickyard Bayou Phase 2B Drainage Improvements Project.

Approved on Routine Agenda

- 27 Public Notice - advertisement of 2017 Consolidated Annual Performance and Evaluation Report for CDBG and HOME Programs (March 12-26, 2018) and Notice of Public Hearing (March 21, 2018, 5:30 pm).

Approved on Routine Agenda

- 28 Legal Notice - advertisement for bids for Repairs to Gulfport Piers as a result of damaged caused by Hurricane Nate.

Approved on Routine Agenda

- 29 Legal Notice - advertisement for bids for New Clubhouse at Bayou Vista Golf Course.

Approved on Routine Agenda

Public Agenda

The President called for comments during the Public Agenda.

The Following Citizen(s) addressed the Council:

- Howard Page – Representative of The STEPS Coalition
- Douglas Cockerham – Resident of 819 Latimer Road

This Concluded the Public Agenda.

Council Comments

Memorial Adjournment

- Mr. Nathan Cal "Rip" Tyler
- Mr. Alphonso Wellington Gibbs
- Mr. Keenan Jude Porche, Sr.

Executive Session

Upon the advice General Counsel, motion to enter Closed Session, Moved By Myles Sharp, **Seconded by** Ron Roland

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

The Council entered Closed Session at 2:24 P.M. In attendance: Councilmembers: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, and R.Lee Flowers, General Counsel Hugh Keating, City Attorney Jeff Bruni, Assistant City Attorney Margaret Murdock, Assistant City Attorney Dustin Uselton, Director of Engineering Kris Riemann, Director of Public Works Wayne Miller, Clerk of Council Ronda Cole, and Deputy Clerk of Council Brittany Rodgers. Absent: Cara Pucheu. The Council discussed the need to enter Executive Session to discuss possible tap fee waivers in exchange for donation of easement on Phifer Lane, update on the Benefield Sewer Project and request for authorization to resolve disputed claims, possible lease with the Secretary of State for the Courthouse Road Park and Pier area, and an update regarding Dedeaux Utilities interest rate litigation.

Motion to exit Closed Session at 2:25 P.M., Moved By Ella Holmes-Hines, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

Motion to enter Executive Session at 2:25 P.M., Moved By Ella Holmes-Hines, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers,

Absent: Cara Pucheu

In attendance were the previously mentioned with the addition of PIO Chris Vignes (in at 3:14 P.M.).

Motion to exit Executive Session at 3:15 P.M., Moved By Myles Sharp, **Seconded by** Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

General Counsel Hugh Keating stated that no official action was taken in Executive Session.

Upon reconvening in an open meeting, the following action was taken:

Motion to approve waiver of two (2) tap fees for Jeanine Howell at 12421 Old Hwy 49 in consideration of the donation of a utility easement by Ms. Howell of 0.01 acre, Moved By Myles Sharp, Seconded by Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

Setting of Next Meeting and Adjournment

There being no further business to come before the Council at this time, Motion to Adjourn in memory of Mr. Nathan Cal "Rip" Tyler, Mr. Alphonso Wellington Gibbs, and Mr. Keenan Jude Porche, Sr., until March 20, 2018 at 1:30 P.M. for a Regular Council Meeting, Moved by Myles Sharp, Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers

Absent: Cara Pucheu

City Clerk

Mayor

Agenda Adjustments

- **12 – A – Appointment to Gulfport Planning Commission**