



City of Gulfport, Mississippi
Minutes
City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, May 22, 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 May 8, 2018 at 1:30 P.M.

Present: Mayor Billy Hewes (out at 3:17 P.M.), General Counsel Hugh Keating, **Councilmembers:** Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, and Cara Pucheu. **Absent:** Kenneth Casey and R.Lee Flowers.

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

Agenda Order

Motion to Accept the Agenda as presented, Moved By Myles Sharp, Seconded by Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote
Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu
Absent: Kenneth Casey and R.Lee Flowers

Motion to Amend the Agenda to move items 6 and 7 up, after item 1, Moved By Myles Sharp, Seconded by Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote
Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu
Absent: Kenneth Casey and R.Lee Flowers

Presentation Agenda

The President called for the Mayor's Report.

Mayor Hewes presented a Proclamation declaring May 2018 as Mental Health Awareness Month. Kay Denault, Executive Director of The Mental Health Association of South Mississippi, came forward to receive the proclamation.

The Mayor then called up Wayne Miller, Director of Public Works, to receive the Proclamation declaring the week of May 20 - 26, 2018 as Public Works Week.

As part of an initiative started by The US Conference of Mayors and Major and Minor League Baseball, Gulfport is adopting the "Play Ball Summer" for the months of June - August. Mayor Hewes requested Gus Wesson to receive the Proclamation.

Melvin Evans Service Award: Earnest Markum - 20 years

Mayor Hewes introduced Sarah Crisler-Ruskey as the new Director of the Harrison County Library. Director Ruskey came forward and made a brief statement.

Division Manager John Geboy and Jolene Johnson gave an update on behalf of WastePro regarding recycling.

Around Town:

- Gulfport Sportsplex Expansion - Postponed due to predicted weather forecast - new date TBD
- National Police Week Ceremony - was held Friday, May 18th
- Sounds by the Sea - scheduled for Saturday, May 26 in Jones Park - Seabee Interactive Displays at 3 P.M., Pre-Show Coast Big Band at 6 P.M., and Symphony concert at 7:30 P.M.
- 14th Street Block Party - was held Wednesday, May 16th; Great turn out! Thanks to Laurie Toups, Gulfport Main Street, and 14th Street Merchants!
- MS Aquarium Ground Breaking - was held Friday, May 11th - We are starting to see vertical construction now!
- Graduation - Please keep each of our graduates in your prayers as they begin the next chapter of their lives.

This Concluded the Mayor's Report.

Policy Issues

Minutes / Committee Report

- 1 Approval of minutes - for May 8, 2018.

Motion to Approve minutes for May 8, 2018, Moved By Ron Roland, **Seconded by** Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

- 2 Special Committee Report - Master Services Agreement.

The President announced that the Special Committee Report was not finalized; therefore there was no action taken on this item.

Code Enforcement / Planning

- 3 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 Cara Pucheu, **Seconded by** Ron Roland

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

There being no one present to object or address the Council, Motion to Close the Hearing and Approve the Resolution, Moved By Cara Pucheu, **Seconded by** Ron Roland

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

- 4 Certificate of Resubdivision - resubdivision of three tax parcels into two parcels zoned R-1-7.5: located north of Treelawn Street, south of and adjacent to Evans Road, east of and adjacent to South Bayou Bend Drive, and west of Stone Road - Case # 1804PC037 - Ward 4.

Motion to Approve Certificate of Resubdivision, Moved By Cara Pucheu, **Seconded by** Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

- 5 Acceptance for Perpetual Maintenance - Brookfield Subdivision public improvements, release of warranty bond, and transfer of streetlight account to the City of Gulfport - Case 1703PC025 - Ward 7,

Motion to Accept perpetual maintenance for Brookfield Subdivision public improvements, release of warranty bond, and transfer of streetlight account to the City of Gulfport, Moved By Cara Pucheu, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

Public Hearing / Resolutions / Requests

- 6 Public Hearing - on the MEMA District 9 Regional Hazard Mitigation Plan.

Motion to Open the Public Hearing, Moved By Ron Roland, Seconded by Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

There being no one present to object or address the Council, Motion to Close the Hearing, Moved By Ella Holmes-Hines, Seconded by Ron Roland

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

- 7 Resolution - approving the adoption of the MEMA District 9 Regional Hazard Mitigation Plan, and for related purposes.

Motion to Approve, Moved By Myles Sharp, Seconded by Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

- 8 Resolution - determining the necessity of Amendments to the Tax Increment Financing Plan, Gulfport Promenade Project, City of Gulfport, Mississippi, August 2007, affirming the necessity for and invoking the authority granted to municipalities by the Legislature with respect to Tax Increment Financing as set forth in Chapter 45 of Title 21, Mississippi Code of 1972, as amended, affirming that the Gulfport Promenade Project is a project eligible to Tax Increment Financing under the laws of the State, that a public hearing be conducted in connection with amendments to the Tax Increment Financing Plan, Gulfport Promenade Project, Gulfport, Mississippi, August 2007, and for related purposes.

Motion to Approve Resolution to schedule Public Hearing for June 19, 2018 at 1:30 P.M., Moved By Cara Pucheu, Seconded by Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

- 9 Resolution - approving contract with Gulf Breeze Landscaping, LLC for Repair of Damages to Piers caused by Hurricane Nate and authorizing the Mayor to execute the same.
- Motion to Approve, Moved By** Ron Roland, **Seconded by** Cara Pucheu
- Vote:** Motion Carried By Unanimous Roll Call Vote
Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu
Absent: Kenneth Casey and R.Lee Flowers
- 10 Resolution - approving Independent Contractor Services Agreement with Meerkat Design, LLC., for programming and animated services related to the 2018 Harbor Lights Show and authorizing the Mayor to execute the same.
- Motion to Approve, Moved By** Myles Sharp, **Seconded by** Rusty Walker
- Vote:** Motion Carried By Unanimous Roll Call Vote
Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu
Absent: Kenneth Casey and R.Lee Flowers
- 11 Resolution - approving Lease Agreement with John Deere South for Sportsplex and Beautification Equipment and authorizing the Mayor to execute the same.
- Motion to Approve, Moved By** Cara Pucheu, **Seconded by** Ella Holmes-Hines
- Vote:** Motion Carried By Unanimous Roll Call Vote
Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu
Absent: Kenneth Casey and R.Lee Flowers
- 12 Resolution - approving Sub-Recipient Public Service Agreement Contract for fiscal year 2017 for the Community Development Block Grant Program and authorizing the Mayor to execute the same.
- Motion to Approve, Moved By** Ella Holmes-Hines, **Seconded by** Ron Roland
- Vote:** Motion Carried By Unanimous Roll Call Vote
Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu
Absent: Kenneth Casey and R.Lee Flowers
- 13 Resolution - authorizing an expenditure for advertising and bringing into favorable notice the opportunities, possibilities and resources of the City of Gulfport at Cruisin' the Coast and for related purposes.
- Motion to Approve, Moved By** Ron Roland, **Seconded by** Rusty Walker
- Vote:** Motion Carried By Unanimous Roll Call Vote
Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu
Absent: Kenneth Casey and R.Lee Flowers

- 14 Resolution - declaring certain and various equipment and other items of municipal personal property to be surplus property which is no longer used or needed by the municipality and declared to have no value to the municipality and authorizing sale of same via propertyroom.com, and for related purposes.

Motion to Approve, Moved By Cara Pucheu, **Seconded by** Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

- 15 Resolution - approving award to Willie Ruth Thompkins and Valerie Lane for sale of real property (tax parcel no. 0911C-01-024.000), authorizing the Mayor to execute a Quit Claim Deed conveying the property.

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

Vote: Motion Carried By The Following Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp

Nay: Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

- 16 Resolution - requesting the Mississippi Department of Transportation to evaluate the intersection of County Farm Road and the Interstate 10 Interchange for the purpose of installing adequate traffic control devices, if necessary, and for related purposes.

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

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

- 17 Resolution - approving the temporary closure of municipal right of way for a limited period for a public purpose or event and for related purposes.

Motion to Approve, Moved By Ron Roland, **Seconded by** Myles Sharp

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

- 18 Request - for temporary extension of existing Engineering Master Services Agreements.

Motion to Approve and Authorize the Mayor to execute Short Term Agreements with those engineering firms that held Master Services Agreements with the City from 2014 to March 1, 2018, for a term of May 22, 2018 thru July 3, 2018, according to the terms and conditions set forth in those Master Services Agreements (which shall be incorporated by reference into the Short Term Agreements) with the Short Term Agreements to be prepared and approved by the City's Legal Department prior to execution, Moved By Myles Sharp, Seconded by Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

Budget Amendments / Docket of Claims

- 19 Budget Amendment #34 - to budget CNET funds received as a result of a forfeiture.

Motion to Approve Budget Amendment #34, Moved By Cara Pucheu, Seconded by Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

- 20 Docket of Claims - to be approved through May 23, 2018.

Motion to Approve the Docket of Claims, in the amount of \$5,888,707.93, Moved By Cara Pucheu, Seconded by Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

Routine Agenda

Motion to Approve the Routine Agenda as presented, Moved By Ella Holmes-Hines, Seconded by Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

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

Approved on Routine Agenda

- 22 Letter of recommendation - for Grounds Maintenance Services renewal period to be spread across the minutes.

Approved on Routine Agenda

- 23 Letter of Recommendation - regarding purchase of replacement and replenishment lights for 2018 Harbor Lights Festival - to be made a part of the minutes.

Approved on Routine Agenda

- 24 Letter - regarding bid awarded by Purchasing for pipes - Public Works Department - to be made a part of the minutes.

Approved on Routine Agenda

- 25 Letter - requesting one year renewal of contract with Eagle Energy and Davison Fuels for Citywide Fuel Supply Services - to be made a part of the minutes.

Approved on Routine Agenda

- 26 Ratification - of closing documents for the sale of Pine Street property - to be made a part of the minutes.

Approved on Routine Agenda

- 27 Letter of Recommendation regarding the purchase of a (flying chair) ride for the 2018 Gulfport Harbor Lights Festival.

Approved on Routine Agenda

Public Agenda

The President called for comments during the Public Agenda.

No citizen came before the Council at this time.

This Concluded the Public Agenda.

Council Comments

Memorial Adjournment

Executive Session

General Counsel advised that there was a need to enter Executive Session to discuss. Upon hearing from Counsel, Motion to enter Executive Session at 2:23 P.M., Moved By Myles Sharp, Seconded by Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote
Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu
Absent: Kenneth Casey and R.Lee Flowers

The Council entered Executive Session at 2:27 P.M. In attendance: Members of the Council: Ron Roland, Ella Holmes-Hines (in at 2:29 P.M.), Rusty Walker, Myles Sharp, and Cara Pucheu, Mayor Billy Hewes (out at 3:17 P.M.), CAO Dr. John R. Kelly, General Counsel Hugh Keating, City Attorney Jeff Bruni (in at 2:30 P.M.), Assistant City Attorney Dustin Uselton, Director of Public Works Wayne Miller (out at 2:29 P.M.), Clerk of Council Ronda Cole, and Deputy Clerk of Council Brittany Rodgers.

Motion to exit Executive Session at 3:18 P.M., Moved By Ron Roland, Seconded by Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote
Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu
Absent: Kenneth Casey and R.Lee Flowers

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

Upon reconvening in an open meeting, the following actions were taken:

Motion to Authorize the Office of the City Attorney to resolve the City's claim for property damage against Utility Partners, LLC (insured by SafeCo Insurance Company) for the total sum of \$59,868.00 for damages sustained to the City's Class 7 2007 Sterling Truck SC8000 (VIN 49HAADB97DX54579) in a motor vehicle accident on April 2, 2018, and that the Mayor or other appropriate official be authorized to execute any and all documents as may be required to effectuate the resolution of the property damage portion of this claim, including but not limited to the title of the vehicle, Moved By Myles Sharp, Seconded by Ron Roland

Vote: Motion Carried By Unanimous Roll Call Vote
Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu
Absent: Kenneth Casey and R.Lee Flowers

Motion to Authorize the Office of the City Attorney to take any and all actions necessary, including the filing of any lawsuits, and authorize the expenditure of monies to go towards the payment of any necessary court costs and fees, as well as any other expenses, to recover damages against Steven Cuave in the amount of \$3,777.48 as a result of an incident at his home whereby a Gulfport Police Officer was attacked by two dogs resulting in the expenditure of City monies for medical expenses related to the injuries sustained by the Officer, Moved By Myles Sharp, Seconded by Ron Roland

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

Setting of Next Meeting and Adjournment

There being no further business to come before the Council at this time, Motion to Adjourn until June 5, 2018 at 1:30 P.M. for a Regular Council Meeting, Moved By Ella Holmes-Hines, Seconded by Myles Sharp

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, Cara Pucheu

Absent: Kenneth Casey and R.Lee Flowers

City Clerk

Mayor