



City of Gulfport, Mississippi

Minutes City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, August 7, 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 Special Called Meeting held on July 17, 2018 at 1:30 P.M.

Present: Mayor Billy Hewes, General Counsel Hugh Keating, **Councilmembers:** Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, and 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 items 21, 31 and 37, Moved By Myles Sharp, Seconded by Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Presentation Agenda

The President called for the Mayor's Report.

Upcoming Events:

- **SPLASH BASH** – Friday, September 21 - benefiting the Mississippi Aquarium! Event starts at 7 P.M. in the Barksdale Pavilion! Tickets and sponsorships available online at the Aquarium's website! This is an event you won't want to miss!!!
- **Gulfport Night at the Shuckers** – August 30

Mayor Hewes congratulated our friends at Petie's Eats who opened their second Downtown location, located on 14th Street, last week! It's a great new Breakfast/Lunch stop!

Breaking News - Kate Spade New York will be opening a new location at Gulfport Premium Outlets in October! This is the 3rd iconic Brand to set up shop at Premium Outlets this year, alongside Vera Bradley in May and H&M coming in October as well. This is great for Gulfport and a great indicator for our economy!

The Mayor also congratulated the Leisure Services Department for putting on another successful "Back to School" event this past weekend in Jones Park. There were over 500 children in attendance!

Mayor Hewes called upon Director of Economic Development, David Park, and Director of Gulfport Main Street, Laurie Toups, to give a presentation of the Fishbone Alley Programming.

This concluded the Mayor's Report.

Policy Issues

Minutes

- 1 Approval of minutes - for July 17, 2017 Special Call Meeting.

Motion to Approve minutes for July 17, 2018 Special Call Meeting, Moved By R.Lee Flowers, Seconded by Ella Holmes-Hines

Vote: Motion Carried By The Following Roll Call Vote

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

Nay: Myles Sharp

- 2 Approval of minutes - for July 17, 2018.

Motion to Approve minutes for July 17, 2018, Moved By Ella Holmes-Hines, Seconded by R.Lee Flowers

Vote: Motion Carried By The Following Roll Call Vote

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

Nay: Myles Sharp

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 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, 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, Cara Pucheu

- 4 Certificate of Resubdivision (Short Form) - divide into three parcels zoned I-2 (Heavy industrial): located north of Glascock Drive, south of and adjacent to Seaway Road, east of Larkin Smith Drive, and west of and adjacent to Logan Cline Drive - Case # 1808PC090 - Ward 5

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Ordinances

- 5 Ordinance - declaring alley to be pedestrian only and for related purposes.

Motion to Adopt Ordinance, Moved By Ron Roland, Seconded by Myles Sharp

Vote: Motion Carried By Unanimous Roll Call Vote

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

- Ordinance 2955 -

- 6 Ordinance - to amend the Code of Ordinances of the City of Gulfport, Mississippi, and to adopt the 2018 Edition of the International Building Code, and for related purposes.

Motion to Adopt Ordinance, 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, Cara Pucheu

- Ordinance 2956 -

- 7

Ordinance - to amend the Code of Ordinances of the City of Gulfport, Mississippi, and to adopt the 2018 Edition of the International Residential Code, and for related purposes.

Motion to Adopt Ordinance, 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, Cara Pucheu

- Ordinance 2957 -
- 8

Ordinance - to amend the Code of Ordinances of the City of Gulfport, Mississippi, and to adopt the 2018 Edition of the International Existing Building Code, and for related purposes.

Motion to Adopt Ordinance, 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, Cara Pucheu

- Ordinance 2958 -
- 9

Ordinance - to amend the Code of Ordinances of the City of Gulfport, Mississippi, and to adopt the 2018 Edition of the International Fuel Gas Code, and for related purposes.

Motion to Table, 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, Cara Pucheu

*** This was taken up after the Routine Agenda**

Motion to Take off the Table, Moved By Ella Holmes-Hines, 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, Cara Pucheu

Motion to Adopt Ordinance, Moved By Ella Holmes-Hines, 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, Cara Pucheu

- Ordinance 2959 -

- 10** Ordinance - to amend the Code of Ordinances of the City of Gulfport, Mississippi, and to adopt the 2018 Edition of the International Mechanical Code, and for related purposes.

Motion to Adopt Ordinance, 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, Cara Pucheu

- Ordinance 2960 -

- 11** Ordinance - to amend the Code of Ordinances of the City of Gulfport, Mississippi, and to adopt the 2018 Edition of the International Plumbing Code, and for related purposes.

Motion to Adopt Ordinance, 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, Cara Pucheu

- Ordinance 2961 -

- 12** Ordinance - to amend the Code of Ordinances of the City of Gulfport, Mississippi, and to adopt the 2018 Edition of the International Private Sewage Disposal Code, and for related purposes.

Motion to Adopt Ordinance, 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, Cara Pucheu

- Ordinance 2962 -

- 13** Ordinance - to amend the Code of Ordinances of the City of Gulfport, Mississippi, and to adopt the 2018 Edition of the International Property Maintenance Code, and for related purposes.

Motion to Adopt Ordinance, 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, Cara Pucheu

- Ordinance 2963 -

- 14 Ordinance - to amend the Code of Ordinances of the City of Gulfport, Mississippi, and to adopt the 2018 Edition of the International Swimming Pool and Spa Code, and for related purposes.

Motion to Adopt Ordinance, 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, Cara Pucheu

- Ordinance 2964 -

- 15 Ordinance - to amend the Code of Ordinances of the City of Gulfport, Mississippi, and to adopt the 2018 Edition of the International Fire Code, and for related purposes.

Motion to Adopt Ordinance, 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, Cara Pucheu

- Ordinance 2965 -

- 16 Ordinance - to amend the Code of Ordinances of the City of Gulfport, Mississippi, and to adopt the 2017 Edition of the National Fire Prevention Association National Electrical Code, and for related purposes.

Motion to Adopt Ordinance, 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, Cara Pucheu

- Ordinance 2966 -

- 17 Ordinance - to amend the Code of Ordinances of the City of Gulfport, Mississippi, and to adopt the 2018 Edition of the National Fire Prevention Association Life Safety Code, and for related purposes.

Motion to Adopt Ordinance, 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, Cara Pucheu

- Ordinance 2967 -

- 18 Ordinance - to amend the Code of Ordinances of the City of Gulfport, Mississippi, and to adopt the 2014 Edition of the ICC 600 (Standard for Residential Construction in High Wind Regions).

Motion to Adopt Ordinance, 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, Cara Pucheu

- Ordinance 2968 -

Resolutions

- 19 Order - by the Gulfport City Council, pursuant to Miss. Code Ann. §17-21-5(2), (rev. 2003, as amended), authorizing an exemption from municipal ad valorem taxes, excluding school district taxes, based on the increase in assessed value for qualifying capital improvement investments in qualifying structures in the designated redevelopment district, south of the CSX railroad tracks extending from the western city boundary to the eastern city boundary of the newly constructed structure located at 1630 18th Avenue, Gulfport, Mississippi, in the First Judicial District of Harrison County, and identified as parcel number 0811G-03-016.000

Motion to Approve Order, 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, Cara Pucheu

- 20 Resolution - by the Gulfport City Council commending Gulfport Redevelopment Commissioner Sal Domino and thanking him for his years of service to the City of Gulfport and for related purposes.

Motion to Approve, Moved By Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, and Cara Pucheu, **Seconded by** Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, and Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

- 21 Resolution - to declare the support of the Mayor and City Council of the City of Gulfport, Mississippi, of the passage by the Mississippi Legislature of Legislation providing for the distribution to municipalities, including Gulfport, Mississippi, of a portion of the taxes collected from in-state customers by remote sellers with no physical presence in Mississippi, and for related purposes

- Deleted -

- 22 Resolution - approving Interlocal Agreement between the cities of Biloxi, Gulfport and County of Harrison, Mississippi for the application of the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2018.

Motion to Approve, 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, Cara Pucheu

- 23 Resolution - approving Agreement with Swetman Security Service and authorizing the Mayor to execute the same.

Motion to Approve, 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, Cara Pucheu

- 24 Resolution - approving Agreement between Gulf Coast Housing Initiative, Inc. and Harrison County HOME Consortium, the City of Gulfport, as Lead Agency for the HOME Program CHDO Set-Aside funds to provide affordable housing in the City of Gulfport.

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, Cara Pucheu

- 25 Resolution - approving Preliminary Engineering Services Contract with Pickering Firm, Inc. for design services related to the Landon Road Widening Project, authorizing the Mayor to execute said contract, and for related purposes.

Motion to Approve, Moved By Cara Pucheu, Seconded by R.Lee Flowers

Vote: Motion Carried By Unanimous Roll Call Vote

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

- 26 Resolution - approving Supplemental Agreement #4 for Construction Engineering Services with Brown, Mitchell & Alexander, Inc., for services related to the Downtown Streetscape Improvements Project - Phase 2 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: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, Cara Pucheu

- 27 Resolution - approving Amendment 6 to License Agreement between Utility Service Communications Co., Inc. (licensor) and new Cingular Wireless, PCS, LLC. (licensee), allowing for addition of certain and various pieces of equipment on Gulfport's Water Tank located at 49 51st Street.

Motion to Approve, 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, Cara Pucheu

- 28 Resolution - approving Certificate of Partial Substantial Completion for the Coffee Creek Drainage Improvements Project 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: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, Cara Pucheu

- 29 Resolution - authorizing the City of Gulfport to accept Public Trust Tidelands Grant, authorizing the Mayor to execute any and all documents required to accept the same, and for related purposes.

Motion to Approve, Moved By Cara Pucheu, 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, Cara Pucheu

- 30 Resolution - authorizing the City of Gulfport to accept AARP Grant, authorizing the Mayor to execute any and all documents required to accept the same, and for related purposes.

Motion to Approve, Moved By Kenneth Casey, Seconded by Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

- 31 Resolution - approving In-Kind Donation of stage and fencing to the Harrison County Fair Association, and for related purposes.

- Deleted -

***Was taken up after Executive Session being as clarification was given on the matter.**

- See Motion in Executive Session -

- 32 Resolution - approving the temporary closure of municipal right of way for the Susan G. Komen Gulf Coast Race for the Cure to be held on Saturday, September 8, 2018, 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, Cara Pucheu

- 33 Resolution - approving the temporary closure of municipal right of way for the Gulf Coast Heart Walk to be held on Saturday, September 22, 2018, 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, Cara Pucheu

- 34 Resolution - approving the temporary closure of municipal right of way for restoration of the former Markham Hotel Building, and for related purposes.

Motion to Approve, Moved By Ron Roland, Seconded by Kenneth Casey

Motion to Amend to include "to expire December 31, 2019", 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, Cara Pucheu

- 35 Request - Authority to Advertise for Bids for the Downtown Streetscape Improvements Project - Phase 3B

Motion to Approve Request for authority to Advertise for Bids for the Downtown Streetscape Improvements Project - Phase 3B, 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, Cara Pucheu

- 36 Request - approval to change a job title and description within the Leisure Services Department.

Motion to Approve Request for approval to change a job title and description within the Leisure Services Department, Moved By Cara Pucheu, 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, Cara Pucheu

- 37 Concurrence of GRC Approval - of Multi-Use Elevated Structure at the Gulfport Harbor.

- Deleted -

Budget Amendments / Docket of Claims

- 38 Budget Amendment #41 - to increase Gulfport Police Department's Federal Operating line item (276) as a result of forfeiture money received from DEA.

Motion to Approve Budget Amendment #41, Moved By R.Lee Flowers, 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, Cara Pucheu

- 39 Budget Amendment #42 - to increase Gulfport Police Department's County/Local operating line item (277) as a result of forfeiture money received from a drug related arrest.

Motion to Approve Budget Amendment #42, 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, Cara Pucheu

- 40 Budget Amendment #43 - to increase Police Narcotics Task Force (CNET) Operating line item (286-610700) as a result of forfeiture money received from MBN.

Motion to Approve Budget Amendment #43, 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, Cara Pucheu

- 41 Budget Amendment #44 - to transfer funds within the Economic Development Budget.

Motion to Approve Budget Amendment #44, Moved By Ella Holmes-Hines, Seconded by Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

- 42 Budget Amendment #45 - to transfer funds within the Gulfport Fire Department Budget.

Motion to Approve Budget Amendment #45, Moved By Cara Pucheu, **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, Cara Pucheu

- 43 Budget Amendment #46 - to transfer funds within the Gulfport Police Department Budget.

Motion to Approve Budget Amendment #46, Moved By Cara Pucheu, **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, Cara Pucheu

- 44 Budget Amendment #47 - to increase Municipal Marina operating accounts to replace funds used on Hurricane Nate repairs.

Motion to Approve Budget Amendment #47, Moved By Cara Pucheu, **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, Cara Pucheu

- 45 Budget Amendment #48 - to transfer funds from Water Operations to Public Works to purchase 2 new trucks for Inspectors.

Motion to Approve Budget Amendment #48, Moved By Cara Pucheu, **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, Cara Pucheu

- 46 Docket of Claims- to be approved through August 8, 2018.

Motion to Approve Docket of Claims in the amount of \$3,220,777.97, Moved By Ron Roland, **Seconded by** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Routine Agenda

Motion to Approve Routine Agenda as presented, Moved By Ella Holmes-Hines,
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, Cara Pucheu

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

Approved on Routine Agenda

- 48 Ratification - of GRC Line of Credit expenditures - to be made a part of the minutes.

Approved on Routine Agenda

- 49 Ratification - of Professional Legal Services Agreement with Dawn Stough - to be made a part of the minutes.

Approved on Routine Agenda

- 50 Ratification - of Professional Services Agreement with Jessica Urban - to be made a part of the minutes.

Approved on Routine Agenda

- 51 Ratification - of Standard Form of Agreement between the City of Gulfport and LPK Architects, P.A. for the Orange Grove Community Center Roof Replacement Project - to be made a part of the minutes.

Approved on Routine Agenda

- 52 Public Records Report - for the month of June 2018 - to be made a part of the minutes.

Approved on Routine Agenda

- 53 Privilege License Report - for the month of June 2018 - to be made a part of the minutes.

Approved on Routine Agenda

- 54 Bi-weekly payroll reports for the months of June and July - to be made part of the minutes.

Approved on Routine Agenda

- 55 Associated Adjusters check registers of workers' compensation and general liability claims paid during May and June - to be made part of the minutes.

Approved on Routine Agenda

- 56 Quitclaim Deed - regarding transfer of ownership of space in Evergreen Cemetery.

Approved on Routine Agenda

- 57 Conveyance Deed - regarding transfer of ownership of space in Evergreen Cemetery and Evergreen Gardens Cemetery.

Approved on Routine Agenda

- 58 Conveyance Deed - regarding transfer of ownership of space in Evergreen Cemetery.

Approved on Routine Agenda

- 59 Conveyance Deed - regarding transfer of ownership of space in Evergreen Gardens Cemetery.

Approved on Routine Agenda

- 60 Letter - regarding bid awarded by Purchasing to MS Utility Supply for Fastite Pipe - Engineering Dept. - to be made a part of the minutes.

Approved on Routine Agenda

Public Agenda

The President called for comments during the Public Agenda.

The Following Citizen(s) addressed the Council:

- Mr. Jimmie Jenkins

This concluded the Public Agenda.

Council Comments

Memorial Adjournment

- Mrs. Helen Savarese Graves
- Mrs. Anne Mayfield Strickland
- Mrs. Maybelle McClelland
- Ms. Virginia Rose Hall
- Mr. Melvin Clyde "Dena" Floyd
- Mrs. Shirley Ann Grayer-Lawton
- Mrs. Mardine Bearden
- Mrs. Olivia Webb Evans
- Ms. Sharlott Ann Andres
- Mr. Terrell Joseph Dedeaux
- Dr. Patrick Pierce
- Mr. Tom Anderson

Executive Session

General Counsel advised that there was a need to enter Executive Session to discuss three (3) matters of litigation, regarding the Mavar Appeal, Chasseur eminent domain proceedings, and Stokes subrogation suit, one (1) matter of potential litigation regarding Hall/Terrell Subrogation Settlement, and an update with the GRC, regarding Economic Development. Upon hearing from Counsel, Motion to enter Executive Session at 2:43 P.M., 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, Cara Pucheu

The Council entered Executive Session at 2:50 P.M. In attendance: Members of the Council: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp (in at 2:53 P.M.), R.Lee Flowers, and Cara Pucheu, Mayor Billy Hewes, General Counsel Hugh Keating, COA Dr. John R. Kelly, Assistant City Attorney Dustin Uselton, City Clerk/Comptroller Linda Elias (out at 3:49 P.M.), Assistant City Attorney Margaret Murdock, Director of Economic Development David Parker (out at 3:49 P.M.), Director of Urban Development Greg Pietrangelo, GRC Members: Don Halle (out at 3:49 P.M.), Carole Lynn Meadows (out at 3:49 P.M.), and David Duhe (out at 3:49 P.M.), GRC Attorney Steve Hendrix (out at 3:49 P.M.), Cono Caranna (out at 3:49 P.M.), Biloxi Councilmember Kenny Glavin (out at 3:03 P.M.), and Greg & Lori Stewart (out at 3:49 P.M.).

*Councilmember Roland, Walker and Pucheu recused and removed themselves from the Chambers during the discussion and vote on the Mavar Appeal item.

Motion to Exit Executive Session at 3:58 P.M., Moved By R.Lee Flowers, Seconded by Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ella Holmes-Hines, Myles Sharp, R.Lee Flowers

Absent: Ron Roland (recused), Rusty Walker (recused), Cara Pucheu (recused)

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

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

Motion to authorize the Legal Department to take any and all actions discussed in Executive Session with regard to a certain appeal at the Mississippi Supreme Court which is styled The City of Gulfport, Mississippi v. Michael Mavar, Miss Sup Ct No. 2017-TS-01614, Moved By R.Lee Flowers, Seconded by Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ella Holmes-Hines, Myles Sharp, R.Lee Flowers

Absent: Ron Roland (recused), Rusty Walker (recused), Cara Pucheu (recused)

Motion to authorize the Legal Department to settle the pending eminent domain case styled City of Gulfport v. Chasseur Realty Investors - Hartford View, LLC, et al., for an amount up to the sum discussed in Executive Session, Moved By Myles Sharp, Seconded by R.Lee Flowers

Vote: Motion Carried By Unanimous Roll Call Vote

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

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 in the amount of \$5,286.45 as a result of an accident on January 11, 2017, caused by Lewis Terrell while driving a vehicle owned by Tera Hall, resulting in damage to a city owned vehicle, and further authorize the Office of the City Attorney to enter into settlement with the tortfeasors for the full amount to be paid in installments as deemed appropriate by the City Attorney, and dismissal of any pending actions upon full satisfaction of judgement, Moved By Myles Sharp, Seconded by R.Lee Flowers

Vote: Motion Carried By Unanimous Roll Call Vote

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

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 Lindell Stokes in the amount of \$1,444.50 as a result of an accident on July 1, 2018 resulting in damage to a city owned vehicle, Moved By Myles Sharp, Seconded by R.Lee Flowers

Vote: Motion Carried By Unanimous Roll Call Vote

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

Motion to Approve the previously deleted Item #31, which was a Resolution - approving In-Kind Donation of stage and fencing to the Harrison County Fair Association, and for related purposes, 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, Cara Pucheu

Motion to approve the revised Development Plan which has two exhibits, exhibit A, a comparison of Development Plans and Exhibit B, a revised map of Centennial Plaza, and with a Resolution which states "WHEREAS Centennial Plaza, LLC listed certain changes to the development plan reducing the number of apartments and adding additional hotel rooms and restaurants; WHEREAS, the City Council had an opportunity to review the requested changes and consult with representatives of Centennial Plaza, LLC in order to evaluate the proposed revised development plan; and WHEREAS, the City Council finds that the revised development plan is in the best interest of the City of Gulfport. THEREFORE, IT IS RESOLVED, that the revised development as presented to the City Council in Executive Session is hereby approved on the 7th day of August, 2018.", Moved By Ron Roland, Seconded by Myles Sharp

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, 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 Mrs. Helen Savarese Graves, Mrs. Anne Mayfield Strickland, Mrs. Maybelle McClelland, Ms. Virginia Rose Hall, Mr. Melvin Clyde "Dena" Floyd, Mrs. Shirley Ann Grayer-Lawton, Mrs. Mardine Bearden, Mrs. Olivia Webb Evans, Ms. Sharlott Ann Andres, Mr. Terrell Joseph Dedeaux, Dr. Patrick Pierce, and Mr. Tom Anderson, until August 21, 2018 at 1:30 P.M. for a Regular Council Meeting, 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, Cara Pucheu



City Clerk



Mayor