



City of Gulfport, Mississippi

Agenda City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, January 8, 2019

1:30 PM

*Gulfport City Hall
Council Chambers*

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

Agenda Order Confirmation or adjustment of the agenda order

Presentation Agenda

- **Mayor's Report**

Policy Issues

Minutes

- 1** Approval of Minutes - for December 18, 2018.

Code Enforcement / Planning

- 2** Code Enforcement Hearing - on resolution to declare that certain properties are in such a state of uncleanliness 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.
- 3** Variance Denial - Appeal - variance for area requirement for Planned Building Group, Zoned R-B and B-2 - Case # 1811ZB120 - Ward 6.
- 4** Special Exception Approval - Appeal - Request assisted living facility use, Highlands Cir, zoned R-B (Residence-business) - Case # 1811PC121 - Ward 6

Ordinances

- 5 Ordinance - rezoning from R-2 (Single-Family) to B-1 (Neighborhood Business): located north of E Railroad Street, south of and adjacent to 19th Street, east of and adjacent to Kelly Avenue, and west of Jones Avenue - Case 1811PC119 - Ward 2.
- 6 Ordinance - rezoning from T4+ (General Urban Zone "Plus") to T6 (Urban Core Zone): located north of Demaret Drive, south of and adjacent to East Pass Road, east of Anniston Avenue, and west of and adjacent to Ford Street - Case # 1811PC124 - Ward 2.
- 7 Ordinance - amending the Official Text of the Comprehensive Zoning Ordinance of the City of Gulfport, Mississippi adopted the 29th Day of June, 1979, as amended, Section I. Definitions and Section IV. Supplementary Regulations, (D) Supplementary Yard Regulations, (7) Fences, Walls, and Hedges.
- 8 Ordinance - amending Sections 2-75 and 2-80 of the Code of Ordinances of the City of Gulfport, Mississippi.
- 9 Ordinance - providing for the Salary of Compensation for certain employees of the City of Gulfport, Mississippi, and for related purposes.
- 10 Ordinance - granting a Non-Exclusive Franchise to Telepak Networks, Inc., and for related purposes.

Resolutions

- 11 Resolution - awarding bid and approving contracts for Term Contract P3 - Fencing.
- 12 Resolution - approving Memorandum of Understanding between Gulfport-Biloxi Regional Airport Authority and the City of Gulfport, pertaining to SWAT Training, authorizing the Mayor to execute and deliver the same, and for related purposes.
- 13 Resolution - approving Memorandum of Understanding between Gulfport-Biloxi Regional Airport Authority and the City of Gulfport, pertaining to Sandbagging Operations, authorizing the Mayor to execute and deliver the same, and for related purposes.

- 14** Resolution - approving Supplemental Agreement #1 to Contract with Pickering Firm, Inc., for Construction Engineering and Inspection Services in connection with the Courthouse Road Improvements Project, authorizing the Mayor to execute said Agreement and for related purposes.
- 15** Resolution - approving Supplemental Agreement #2 to Contract with Jay Bearden Construction, Inc., for the Courthouse Road Improvements from US 90 to Pass Road Project, authorizing the Mayor to execute said Agreement and for related purposes.
- 16** Resolution - authorizing the City of Gulfport to accept Gulf Coast Community Foundation Grant, authorizing the Mayor to execute any and all documents required to accept the same, and for related purposes.
- 17** Resolution - approving Designation of Applicant's Agent Form for Public Assistance, as completed, and authorizing the Mayor to execute the same.
- 18** Resolution - authorizing the City Attorney to execute Partial Release of Deed of Trust in limited circumstances, and for related purposes.
- 19** Resolution - authorizing a Donation of Funds to The Harrison County Soil and Water Conservation District pursuant to Miss. Code Ann. § 69-27-24 (2012), and for related purposes.
- 20** Resolution - accepting the 2018 Fiscal Year Funding and Grant Agreement for Community Development Block Grant Entitlement Funds from the U. S. Department of Housing and Urban Development, authorizing the Mayor to execute the same and for related purposes.
- 21** Request - issuance of a special check to fund Flexible Spending Account for 2019.
- 22** Request - approval of the 2019 Revision of the City of Gulfport Public Works Strategic Plan 2016-2020.

Budget Amendments / Docket of Claims

- 23** Budget Amendment #18 - to increase Federal line item 276-610700 from funds received due to drug forfeiture.

- 24 Budget Amendment #19 - to increase County/Local operating supplies from Restitution received from drug cases.
- 25 Budget Amendment #20 - to increase County/Local operating with funds received from drug related defendants.
- 26 Budget Amendment #21 - to move funds to replace John Deer Gator - Leisure Services.
- 27 Budget Amendments #22 - to set up new 2018 CDBG Program budget.
- 28 Budget Amendments #23 - to set up new 2018 HOME Program budget.
- 29 Docket of Claims- to be approved through January 9, 2019.

Routine Agenda

- 30 Resolution - awarding bids for lot clean-ups and/or demolitions.
- 31 Ratification - of GRC Line of Credit Expenditures - to be made a part of the minutes.
- 32 Privilege License Report - for the months of October and November, 2018 - to be made a part of the minutes.
- 33 Public Records Report - for the month of November, 2018 -- to be made a part of the minutes.
- 34 Year-to-Date Budget Report - for the month of November, 2018 - to be made a part of the minutes.
- 35 Letter - regarding bid awarded by Purchasing to Southern Exteriors Fence Co. for commercial fence - Leisure Services Department - to be made a part of the minutes
- 36 Letter - regarding bid awarded by Purchasing to Precise Digital for Audio/ Video Recording System for Seven (7) Interview Rooms - Police Department - to be made a part of the minutes.

- 37** Request - to reject and re-advertise for Gaston Point Gym A/C Replacement.
- 38** Legal Notice - advertisement for bids to remove and replace fencing at Isiah Fredericks Baseball Field.

Public Agenda

- **Citizen Forum - Up to thirty minutes shall be allowed for public input with a three minute time limit on each speaker.**

Council Comments

Memorial Adjournment

- **James Michael Dodson**

Executive Session

Setting of Next Meeting and Adjournment



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Brittany Rodgers, Clerk of Council
City Council

Date: 01/03/2019

Subject: Approval of Minutes - for December 18, 2018.

Recommendation:



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Nellie Henry, Urban Development Clerk
Code Enforcement

Date: 12/21/2018

Subject: Code Enforcement Hearing - on resolution to declare that certain properties are in such a state of uncleanliness 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.

Recommendation:

Memorandum - City of Gulfport

Department of Urban Development

Date: December 20, 2018

To: Mayor Billy Hewes
City Council Members

From: Code Enforcement

RE: Resolutions declaring property in a state of uncleanliness to be a menace to the public health and safety of the community and authorizing lot clean-up and/or demolitions and for approval to advertise for bids to be presented on the 8th day of January, 2019, to the City Council:

WARD 1

- Parcel 1: 0711F-02-013.000. Lots 5-6, Blk. 12, Gaston Point Add – 1628 Woodward Avenue. Repair or remove inoperable vehicle(s) from site. (Holloway)
- Parcel 2: 0710O-01-020.000. 2805 43rd Avenue. Cut and clean grounds and remove all trash and miscellaneous debris from site. (Johnson)
- Parcel 3: 0711H-01-071.000. Lots 5-7, Blk. 9, Seaview Add – 3411 20th Street. Cut and clean grounds and remove all trash and miscellaneous debris from site. (Jones Jr.)

WARD 2

- Parcel 4: 0811L-04-132.000. Lots 4-8 Inc., Blk. 193, Original Gulfport – 1215 30th Avenue. Restore surface to code. (WUA 30th Avenue LLC)
- Parcel 5: 0911D-06-037.000. Lots 32-33, Blk. 4, Garys East Side Add. – 2626 6th Avenue. Cut and clean grounds and remove all trash and miscellaneous debris from site. (Liberto)
- Parcel 6: 0911C-02-014.000. 1619 Searle Avenue. Cut and clean grounds and remove all trash and miscellaneous debris from site. (Peden & Loveless)

WARD 3

- Parcel 7: 0710H-04-010.000. Lots 9-10, Blk. 47, Floral Estates – 16247 Ganges Street. Cut and clean grounds and remove all trash and miscellaneous debris from site. (Graves)
- Parcel 8: 0710H-04-010.007. Lots 6-8, Blk. 47, Floral Estates – Ganges Street. Cut and clean grounds and remove all trash and miscellaneous debris from site. (Graves)
- Parcel 9: 0811B-04-039.000. Lots 20-22, Blk. 39, Arlington Heights Add. – 2212 17th Avenue. Repair or remove inoperable vehicle(s) from site. (Mills)
- Parcel 10: 0811B-04-038.001. 1610 22ns Street. Repair or remove inoperable vehicle(s) from site. (Corniche Prop LLC)
- Parcel 11: 0811B-07-014.000. W 1/2 of Lots 12-14, Blk. 37, Arlington Heights Add. – 1804 22nd Street. Repair or remove inoperable vehicle(s) from site. (McKay)
- Parcel 12: 0811G-04-037.000. S 1/2 of Lots 1-2, Blk. 21, Soria City – 1640 20th Street. Demolish all structure(s) on property to include the removal of steps, slabs, driveways and sidewalks. (Harris)(Demo)
- Parcel 13: 0811G-04-024.000. Lots 7-8, Blk. 21, Soria City – 1630 20th Street. Cut and clean grounds and remove all trash and miscellaneous debris from site. (State of MS)
- Parcel 14: 0811G-04-032.000. S 1/2 of Lot 33 & E 20.41 Ft of S 1/2 of Lot 34, Blk. 14, Soria City – 20th Street. Cut and clean grounds and remove all trash and miscellaneous debris from site. (State of MS)
- Parcel 15: 0811F-04-041.001. Lots 7 & S 1/2 of Lot 8, Blk. 315, North Gulfport – 4413 Arkansas Avenue A. Cut and clean grounds and remove all trash

and miscellaneous debris from site. (Washington)
Parcel 16: 0810f-04-016.000. Lots 1-2, Blk. 314, North Gulfport – 2506 Madison Street. Board up and secure all openings. Cut and clean grounds and remove all trash and miscellaneous debris from site. (Tinner)

WARD 6

Parcel 17: 0908D-01-011.000. 13411 O’Neal Road. Cut and clean grounds and remove all trash and miscellaneous debris from site. (Development Consulting Inc.)

There came on for consideration at a meeting of the Mayor and members of the Council of the City of Gulfport, Mississippi, held on the **8th** day of **January, 2019**, the following Resolution:

A RESOLUTION OF THE MAYOR AND MEMBERS OF THE COUNCIL OF THE CITY OF GULFPORT FINDING AND ADJUDICATING THAT THE HEREIN DESCRIBED PARCELS OF LAND ARE IN SUCH A STATE OF UNCLEANLINESS AS TO BE A MENACE TO THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE COMMUNITY AND AUTHORIZING ADVERTISEMENT FOR BIDS TO HAVE LAND CLEANED AND TO ASSESS THE COSTS TO THE SAID PROPERTIES

WHEREAS, Mayor and members of the Council of the City of Gulfport finds, determines, and adjudicates, based upon the investigation of the City's Department of Urban Development Code Enforcement Division, that the parcels of land described below are in such a state of uncleanliness as to be a menace to the public health, safety and welfare of the community; and

WHEREAS, said properties, as described herein, are lying and being within the City of Gulfport, First Judicial District, Harrison County, Mississippi; and

WHEREAS, the parcels investigated by the Department of Urban Development Code Enforcement Division and recommended by them for adjudication as being parcels in such a state of uncleanliness as to be a menace to the public health, safety and welfare of the community are as follows:

- Parcel 1: 0711F-02-013.000. Lots 5-6, Blk. 12, Gaston Point Add – 1628 Woodward Avenue. Repair or remove inoperable vehicle(s) from site. (Holloway)
- Parcel 2: 0710O-01-020.000. 2805 43rd Avenue. Cut and clean grounds and remove all trash and miscellaneous debris from site. (Johnson)
- Parcel 3: 0711H-01-071.000. Lots 5-7, Blk. 9, Seaview Add – 3411 20th Street. Cut and clean grounds and remove all trash and miscellaneous debris from site. (Jones Jr.)
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- from site. (Graves)
- Parcel 9: 0811B-04-039.000. Lots 20-22, Blk. 39, Arlington Heights Add. – 2212 17th Avenue. Repair or remove inoperable vehicle(s) from site. (Mills)
- Parcel 10: 0811B-04-038.001. 1610 22ns Street. Repair or remove inoperable vehicle(s) from site. (Corniche Prop LLC)
- Parcel 11: 0811B-07-014.000. W 1/2 of Lots 12-14, Blk. 37, Arlington Heights Add. – 1804 22nd Street. Repair or remove inoperable vehicle(s) from site. (McKay)
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- Parcel 17: 0908D-01-011.000. 13411 O’Neal Road. Cut and clean grounds and remove all trash and miscellaneous debris from site. (Development Consulting Inc.)

WHEREAS, the Mayor and members of the Council of the City of Gulfport further find, determine and adjudicate that advertisement for bids to clean the above referenced properties should be made in the form and manner by law provided; and

WHEREAS, the Mayor and members of the Council further find, determine and adjudicate that the cost of the demolition and lot cleanup shall not exceed the aggregate amount of \$20,000.00 per parcel shall be a lien against said property and shall be enrolled in the office of the Circuit Clerk of the First Judicial District of Harrison County, Mississippi as other judgments are enrolled, and thereafter, the Tax Collector of the Municipality shall, upon order of the Mayor and members of the Council, proceed to sell the herein described land to satisfy said lien as now provided by law for the sale of land for delinquent municipal taxes.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND MEMBERS OF THE COUNCIL OF THE CITY OF GULFPORT, MISSISSIPPI, AS FOLLOWS:

SECTION 1. That the matters, facts and things recited in the Preamble hereto are hereby adopted as the official findings of the Governing Authority.

SECTION 2. That the City Clerk be and is hereby authorized to advertise for bids to

clean the property described above lying and being within the City of Gulfport, First Judicial District of Harrison County, Mississippi.

SECTION 3. That the cost of cleanup of the herein described property, including any penalty assessed, shall be a lien against said property and shall be enrolled in the office of the Circuit Clerk of the First Judicial District of Harrison County, Mississippi, and thereafter, the Tax Collector of the City, shall, upon order of the Mayor and members of the Council, proceed to sell the land to satisfy said lien as now provided by law for the sale of lands delinquent municipal taxes.

Councilmember _____ moved the adoption of the Resolution, which motion was seconded by Councilmember _____. Upon being put to a roll call vote, the following ballots were cast:

YEAS:

NAYS:

ABSENT:

WHEREUPON the President declared the motion carried and the Resolution adopted, this the _____ day of _____, 2019.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF THE COUNCIL

PRESIDENT OF THE COUNCIL

The above and foregoing Resolution having been submitted to and approved by the Mayor, this the _____ day of _____, 2019.

APPROVED:

MAYOR

MEMORANDUM

To: Mayor Billy Hewes and
Gulfport City Council

From: Greg Holmes, Planning Administrator
Urban Development Department

Date: December 18, 2018

Re: **Appeal -Variance 1811ZB120**, by Agent, tax parcel 1008F-01-006.000, Variance for area required for a Planned Building Group, Highlands Cir, Zoned R-B (Residence-business) and B-2 (General business), Ward 6

Zoning Board of Adjustments and Appeals recommendation: To approve applicant request.

Motion: Mr. Marshall

Second: Mr. Boddie

LEE PALERMO	– Chairman - Absent
LESLIE NORTH	– Acting Chair - Yea
MARY ANN WIGINTON	– Nay
MICHAEL DANIELS	– Nay
ROBERT PHARR	– Nay
JONATHAN MARSHALL	– Yea
NATHAN BODDIE	– Yea

Action: Motion failed due to a lack of a positive vote

Speaking for the Petition:

1. Noel Simms (Letter of Appeal)
2. Craig Tatum
3. Andy Phelan

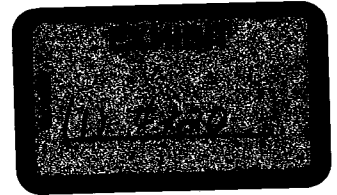
Speaking against the Petition:

1. Virgil Gillespie
2. Sonja Jenkins
3. Rebecca Anderson
4. Margaret McKenzie

On November 15, 2018, the Zoning Board of Adjustments and Appeals recommended denial of the above referenced case.

Please place the attached item on the Council agenda for January 8, 2019.

**STATE OF MISSISSIPPI
CITY OF GULFPORT**



**BEFORE THE GULFPORT ZONING BOARD OF ADJUSTMENTS AND
APPEALS**

CAUSE NO. 1811ZB120 (Request for Variance Tax Parcel 1008F-01-006.000)

**OBJECTION OF SEASHORE CAMPGROUND RETIREMENT HOME, INC.
TO GRANTING OF VARIANCE**

1. Seashore Campground Retirement Home, Inc. is the owner of a 20.3 acre parcel of property located immediately adjacent to the property for which a variance is being sought, as shown on Exhibit "A" attached hereto.

2. Exhibit "B" shows the 10.56 acres for which a variance is requested. Notice that Applicant owns the entire hash-marked parcel (32.7 acres).

3. The Applicant claims that it has only 10.56 acres available at this location; however, the Land Records of Harrison County, Mississippi, show that the Applicant owns at least 44.1 contiguous acres at this location. Exhibit "A" shows that the parcel out of which this 10.56 acres has been carved contains 32.7 acres. The Applicant also owns an adjacent 1-acre parcel and an adjacent 10.4-acre parcel adjacent thereto. See Exhibit "A."

4. There are no special conditions and circumstances which are peculiar to the land, and which are not applicable to other lands, structures and buildings in the same district. As a matter of fact, there is nothing peculiar about this land at all other than the Applicant's claim that it is restricted to 10.56 acres because of the location of infrastructure that a \$5,000,000.00 MDA grant obtained by Harrison County, Mississippi, has caused. (See Exhibit "C"). The Applicant used \$5,000,000.00 of our tax money to create the very problem it now wants relief from. Exhibit "D" is an aerial photo of the project. The truth of the matter is that we, as taxpayers,

have invested \$5,000,000.00 in the Applicant's project and it has been a failure. We're not talking about a TIF (tax increment financing) that has to be paid back through taxes, etc. We're talking about a free \$5,000,000.00 grant, and, as will be shown, Applicant has a 16+ acre lot immediately west of this and next door.

5. The special conditions and circumstances alleged by the Applicant to have caused it to request this variance were, in fact, created by the Applicant. The Applicant has divided the property up so that roads surround these 10.56 acres, yet applicant owns a parcel containing over 15 acres immediately adjacent.

6. It is respectfully submitted that everything about the nature of the 10.56 acres sought to be used in this project was brought about by the Applicant. The Gulfport Ordinance specifically states that there must be special conditions and circumstances peculiar to this land that are not applicable to other lands in the same district, and that such special conditions and circumstances do not result from the actions of the applicant.

7. The Applicant will be unable to show an unnecessary hardship, as there is plenty of property owned by Applicant available for Applicant to build elsewhere.

8. The Applicant does not otherwise meet the conditions for variances set forth by the Gulfport Ordinances. The section of the Gulfport Ordinance governing variances is attached as Exhibit "E."

9. Seashore would show that the 10.56-acre parcel of land referred to in the application does not exist due to the fact that no plat has been officially recorded regarding these 10.56 acres. A plat has been submitted for this 10.56-acre lot, but to the best knowledge of the undersigned it has not been signed by the mayor, the president of the council or the city engineer,

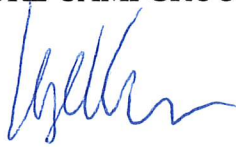
and, therefore, the 10.56 acres does not technically exist and may never exist as a separate parcel of property.

10. Furthermore, reference is drawn to Applicant's proposed plat and Lot 10. Lot 10 is the 10.56-acre site requested for a variance. As shown on that plat, when it is finally approved Lot 10 will have major drainage easements running east to west through the lot in such a manner that none of the improvements shown on the application can be built in the manner they are depicted.

RESPECTFULLY requested, this the 15th day of November 2018.

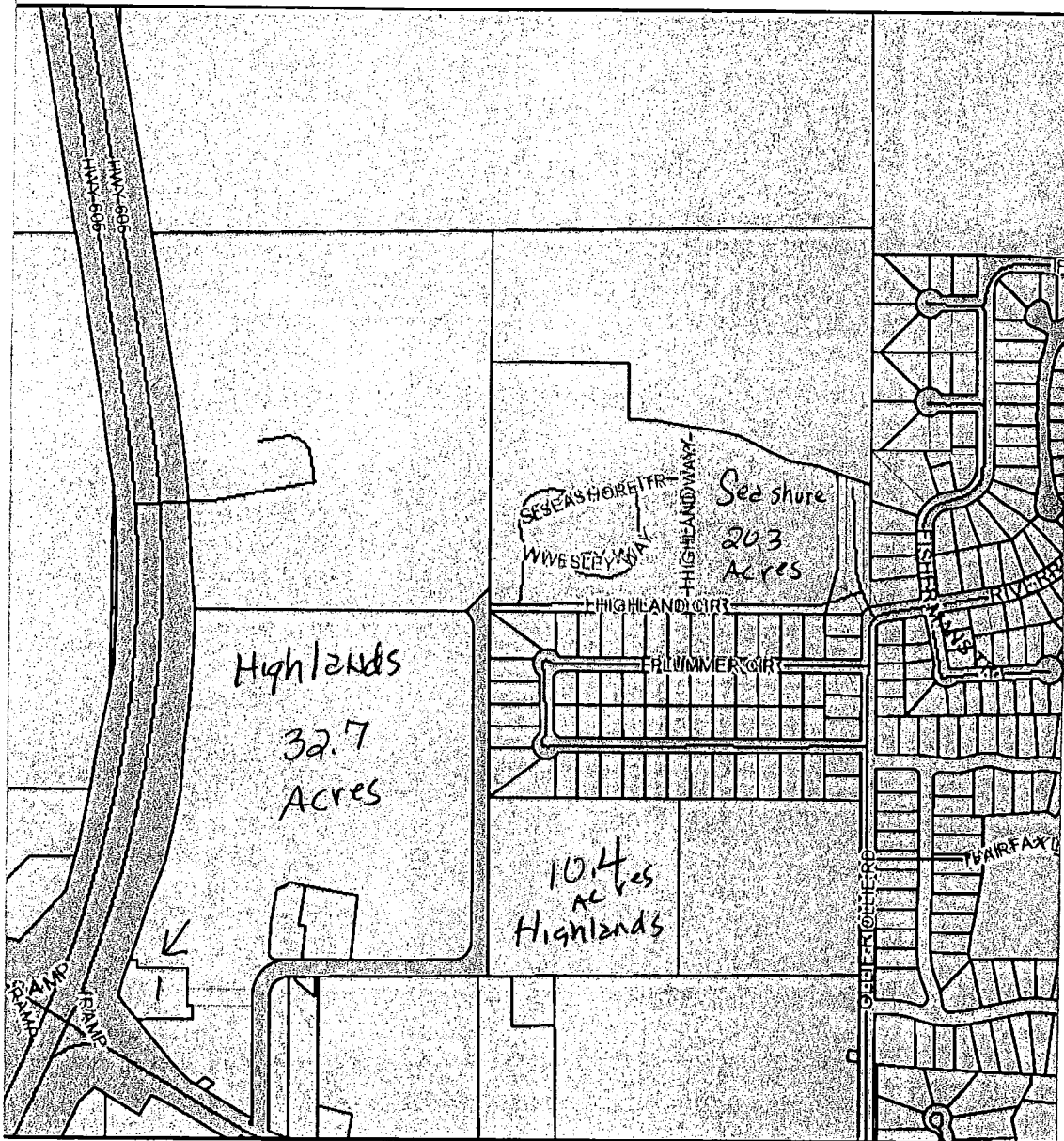
SEASHORE CAMPGROUND RETIREMENT HOME, INC.

By:



VIRGIL G. GILLESPIE, its attorney

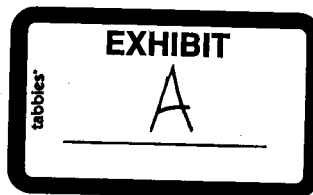
My Map



ISON COUNTY, MISSISSIPPI

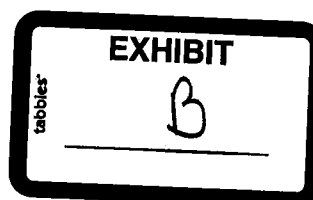
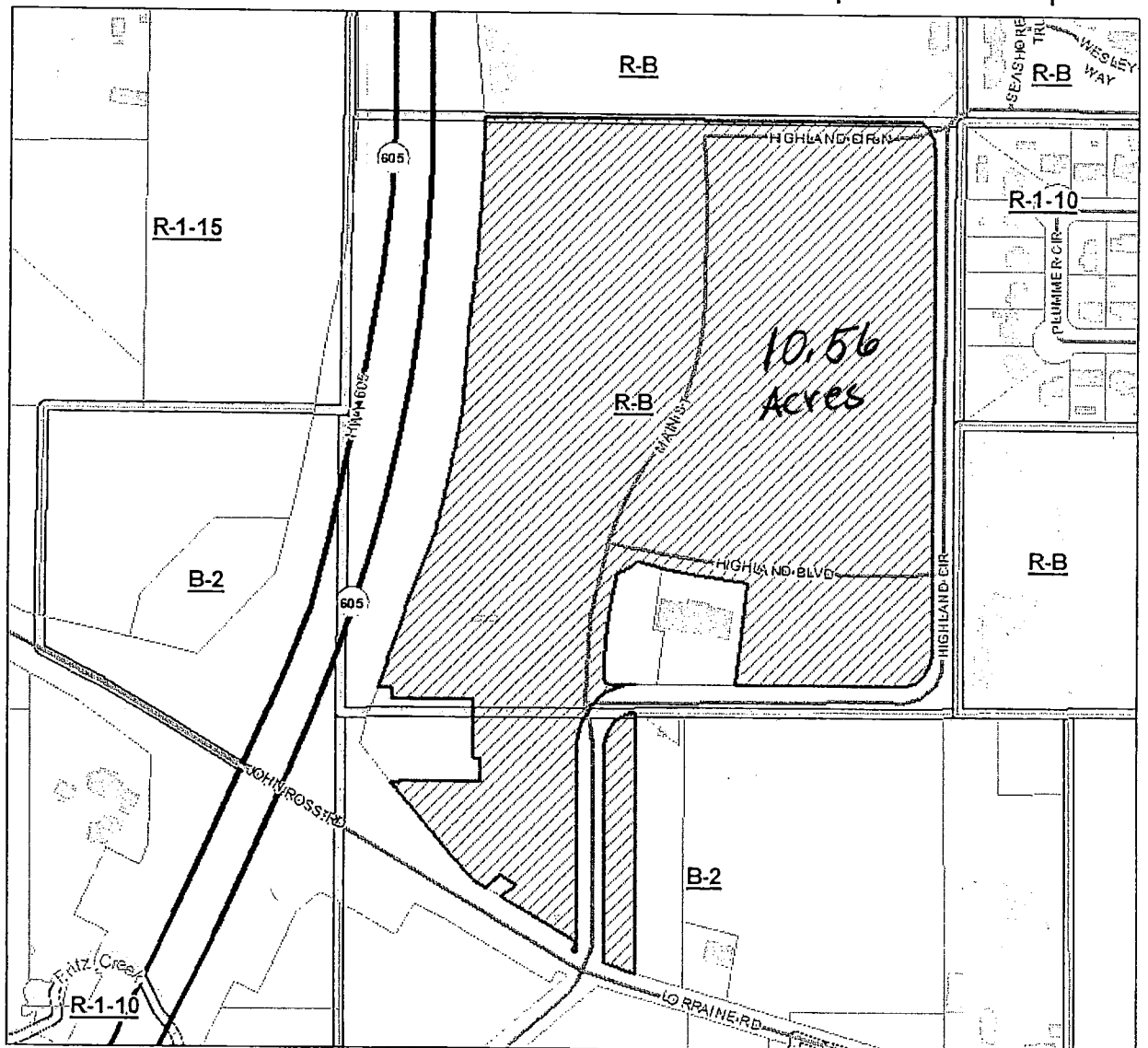
THIS MAP IS FOR PROPERTY TAX ASSESSMENT PURPOSES ONLY. IT WAS CONSTRUCTED FROM PROPERTY INFORMATION FROM THE OFFICE OF THE REGISTER OF DEEDS AND IS NOT CONCLUSIVE AS TO LOCATION OF PROPERTY OR LEGAL OWNERSHIP. (ASSESSOR)

November 13, 2018



1811PC121

Special Exception



This Instrument prepared by and to be returned to:
Margaret Murdock, Esq., MSB #9824
City of Gulfport
P.O. Box 1780
Gulfport, Mississippi 39502
(228) 868-5811



J. K. [Signature] 1st Judicial District
Instrument 2017 7213 D - J1
Filed/Recorded 10/ 5/2017 11:16 A
Total Fees \$ 13.00
10 Pages Recorded

STATE OF MISSISSIPPI

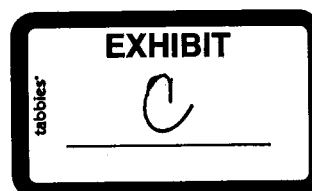
COUNTY OF HARRISON

**AGREEMENT BETWEEN THE CITY OF GULFPORT, MISSISSIPPI,
AND GULFPORT HIGHLANDS DEVELOPMENT, L.P., FOR THE
MAINTENANCE OF CERTAIN AMENITIES LOCATED AT THE
GULFPORT HIGHLANDS DEVELOPMENT IN THE CITY OF
GULFPORT**

THIS AGREEMENT (the "Agreement") is entered into on the dates hereinafter set forth
by and between Grantor,

THE CITY OF GULFPORT, MISSISSIPPI
A Mississippi Municipal Corporation
P.O. Box 1780
Gulfport, MS 39502

a political subdivision and municipal corporation organized and existing pursuant to the laws of
the State of Mississippi (hereinafter "Gulfport"), and Grantee,



GULFPORT HIGHLANDS DEVELOPMENT, L.P.

A Delaware limited partnership authorized to do business in the State of Mississippi

Attn: Gulfport Highlands Management, LLC,

General Partner

4680 Hickory Ridge

Jackson, MS 39211

Telephone: (601) 260-6390

(hereinafter "Developer") (each a "Party" and, collectively, the "Parties").

WHEREAS, Developer is developing a mixed use development, including a regional retail shopping complex, on real property located at north east corner of the intersection of John Ross Road and Highway 605 in the City of Gulfport, Harrison County, Mississippi (hereinafter "Development");

WHEREAS, Harrison County, Mississippi ("Harrison County") received a Five Million Dollar (\$5,000,000) grant from the Mississippi Development Authority, effective May 1, 2011, (the "MDA Grant") for the construction of certain infrastructure improvements, including, but not limited to, roads, water, sewer, and drainage to serve the Development;

WHEREAS, Developer has prepared and filed with Gulfport a General Subdivision Plan and Final Plat in connection with the Development in accord with Gulfport's subdivision regulations/ordinances (the "Ordinances");

WHEREAS, it is anticipated that upon approval of the Final Plat by the governing authority of the City of Gulfport, a one-year warranty period will commence as to the Infrastructure and Developer shall post a warranty bond as required by the Ordinances;

WHEREAS, it is further anticipated that, at the end of the one-year warranty period, Gulfport will accept the Infrastructure and improvements including, but not limited to parking improvements and utilities, utilities such as water and sewer, storm drainage, electrical services

required for public improvements, roadways with curbs, gutters, and sidewalks, traffic signalization and signage, streetlights, grading, rights-of-way, and certain limited amenities located in the public rights of way (landscaping, sprinkler system, decorative tower, bicycle racks, trash receptacles, benches, planters, entrance sign at John Ross Road and decorative lighting) as public utilities and infrastructure for perpetual maintenance, subject to provisions herein concerning maintenance of certain amenities;

WHEREAS, the Developer is willing to accept responsibility for maintenance of certain amenities located within the Development, including benches, bicycle racks, trash receptacles, planters, decorative tower, landscaping, decorative lighting, entrance sign at John Ross Road and sprinkler system;

NOW, THEREFORE, FOR AND IN CONSIDERATION of the premises contained herein and the mutual benefits and advantages each to the other, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby agree as follows:

SECTION 1. Each and all of the facts and findings set forth in the preamble clauses of this Agreement are hereby found and determined to be true and accurate and are incorporated herein by this reference thereto as though set forth again in words and figures.

SECTION 2. The Developer has prepared and filed with Gulfport a General Subdivision Plan and Final Plat in connection with the Development in accord with the Ordinances. Upon approval of the Final Plat by Gulfport, Developer shall post a warranty bond, as required by the Ordinances.

SECTION 3. At the conclusion of the warranty period, and upon approval from Gulfport's Engineering Department ensuring that all improvements comply with applicable Gulfport codes and Ordinances, Gulfport agrees to accept the Infrastructure for perpetual

maintenance (subject to provisions herein concerning maintenance of certain Amenities as set forth in Section 4) as public utilities and infrastructure, improvements including, but not limited to parking improvements and utilities, utilities such as water and sewer, storm drainage, installation and relocation of electrical services required for public improvements, roadways with curbs, gutters, and sidewalks, traffic signalization and signage, streetlights, grading, rights-of-way, and certain limited amenities (landscaping, sprinkler system, decorative tower, trash receptacles, benches, planters, bicycle racks, entrance sign at John Ross Road and decorative lighting) (the "Public Infrastructure"). Furthermore, from and after the conclusion of the warranty period, and upon approval from Gulfport's Engineering Department ensuring that all improvements comply with applicable Gulfport codes and Ordinances, Gulfport further agrees (subject to provisions herein concerning Developer's maintenance of certain Amenities as set forth in Section 4) to take over perpetual maintenance of the public infrastructure in accord with the Ordinances.

SECTION 4. Developer agrees to be responsible for any and all upkeep and maintenance of Amenities, as defined herein, located at Development. For purposes of this Agreement "Amenities" shall mean benches, trash receptacles, planters, decorative tower, landscaping (including flower beds), decorative lighting, bicycle racks, entrance sign at John Ross Road and sprinkler system. Developer further agrees to pay any and all costs, charges, invoices or other claims associated with the upkeep, maintenance or replacement of such Amenities, including, but not limited to, charges for water for the landscaping, electricity for the sprinkler system and electricity for the decorative lighting.

SECTION 5. Gulfport hereby grants to Developer a right of entry upon the rights-of-way and utility and drainage easements located in the Development as may be required for the

upkeep, maintenance and replacement of Amenities described herein (see Section 4, above) and to and from the lots within the Development.

SECTION 6. With respect to the entrance sign at John Ross Road, Gulfport and Developer agree that the same is subject to the terms and provisions of the City of Gulfport's "Sign Ordinance" and that Developer shall fully comply with the same with respect to any work taken on the sign, including obtaining any permits for sign work as may be required by the Sign Ordinance. Gulfport and Developer further agree that should Developer desire to make any structural changes to the entrance sign (over and above required maintenance), Developer shall first obtain approval for those structural changes from the governing authority of the City of Gulfport (i.e., Mayor and City Council), which approval shall not be unreasonably withheld. Developer agrees that no further advertising, language or wording, beyond the words "Gulfport Highlands" shall be affixed or added to the entrance sign.

SECTION 7. This Agreement shall be in full force and effect for a period commencing on the effective date hereof, being the last date approved by the governing authority of Gulfport and the Developer, and shall remain in effect perpetually and shall run with the land and shall be binding on Gulfport and Developer and its successors and assigns, including any property or business owners association (or similar organization) as may later be created.

SECTION 8. This Agreement may only be amended by mutual consent in writing of the Parties duly authorized by their respective governing authority.

SECTION 9. Developer agrees to fully defend, indemnify, and hold harmless Gulfport and its employees, agents, and officials with respect to and from and against any and all claims, demands, causes of actions, damages, injuries, fees, expenses, penalties, lawsuits, judgments, and orders, including, without limitation, attorneys' fees, which in any way arise out of or relate to

any acts of omission or commission of or attributed to Developer or its agents, servants, employees, visitors, invitees, guests, and representatives, with respect to the Amenities, including, but not limited to, those asserted as negligent, gross negligent, and/or intentional. Only to the extent that Gulfport is authorized by the laws of the State of Mississippi, and without waiving any constitutional, statutory, or common law defenses, immunities, or exemptions from liability, including, but not limited to, those set forth in Miss. Code Ann. § 11-46-9(1) (Rev. 2001), Gulfport agrees to defend, indemnify, and hold harmless Developer and its officers, agents, servants, employees and representatives with respect to or from and against all claims, demands, causes of actions, lawsuits, judgments, and orders arising out of or as a result of negligent acts or omissions of Gulfport, its employees, agents, and officials which in any way arise out of or relate to any acts of omission or commission of or attributed to Gulfport or its agents, servants, employees, visitors, invitees, guests, and representatives, with respect to the rights of way, easements and improvements accepted by Gulfport.

SECTION 10. In the event any provision or part of this Agreement shall be rendered or determined to be legally unenforceable, without legal authority or in violation of any law or court decision, such provision or part shall be severed herefrom and all remaining provisions and parts shall continue in full force and effect.

SECTION 11. This Agreement is not intended by any of the provisions of any part of the Agreement to create in the public or any member thereof, a third party beneficiary.

SECTION 12. Written notices for purposes of this Agreement are:

Gulfport, Mississippi:

City of Gulfport
Office of the Mayor
P.O. Box 1780

Gulfport, MS 39502
Telephone: (228) 868-5700
Facsimile: (228) 868-5800

with a copy to:

Office of the City Attorney
P.O. Box 1780
Gulfport, MS 39502
Telephone: (228) 868-5811
Facsimile: (228) 868-5795

Developer:

Gulfport Highlands Development, L.P.
Attn: Gulfport Highlands Management, LLC,
General Partner
4680 Hickory Ridge
Jackson, MS 39211
Telephone: (601) 260-6390

with a copy to:

Copeland, Cook, Taylor & Bush, P.A.
Attn: Jay Norris
P.O. Box 6020
Ridgeland, MS 39158
Telephone: (601) 856-7200
Facsimile: (601) 856-7626

SECTION 13. The captions (titles and headings) of each section or subsection hereof are included for identification purposes only and shall not control the context or interpretation of the section or subsection that it identifies.

SECTION 14. This Agreement may be executed in more than one (1) counterpart, each of which shall constitute an original, and the agreement shall be recorded in the land records of Harrison County, First Judicial District.

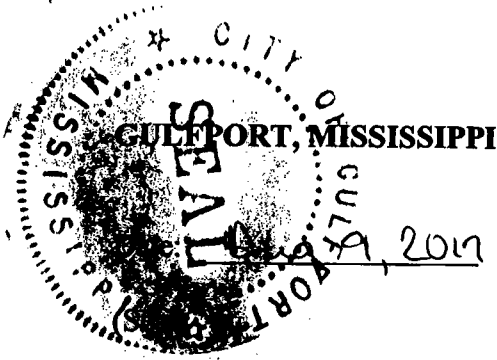
SECTION 15. This Agreement consisting of nine (9) pages, represents the entire and integrated agreement among the Parties and supersedes all prior negotiations, representations and agreements, whether written or oral.

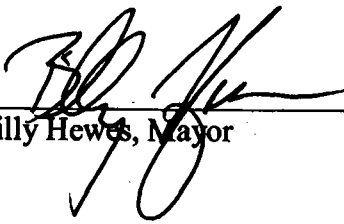
INDEXING INSTRUCTIONS:

SW ¼ of the SE ¼ of Section 6, Township 7
South, Range 10 West, and the NW ¼ of the
NE ¼ of Section 7, Township 7 South,
Range 10 West

WITNESS OUR SIGNATURES as duly authorized for and on behalf of The City of Gulfport, Mississippi, and Gulfport Highlands Development, L.P. on the dates indicated below.

[Rest of page left blank intentionally.]

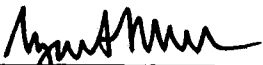



Billy Hewes, Mayor

Attest:


City Clerk

Approved as to Form:

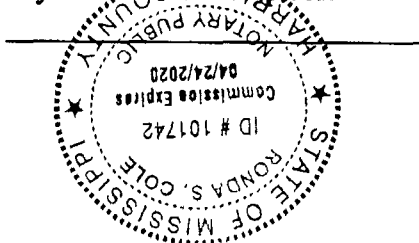

Margaret Murdock, Esq.
Assistant City Attorney
City of Gulfport, Mississippi

STATE OF MISSISSIPPI
COUNTY OF HARRISON

PERSONALLY CAME and appeared before me, the undersigned authority in and for the jurisdiction aforesaid on this the 9th day of August, 2017 BILLY HEWES and LINDA ELIAS, who acknowledged before me that they are the duly elected Mayor of the City of Gulfport, Mississippi, and duly appointed City Clerk of the City of Gulfport, Mississippi respectively, and that they did sign, execute and deliver the above and foregoing instrument in writing on the date and for the purpose therein stated in the name of and for and on behalf of the City of Gulfport, Mississippi, having been first duly authorized so to act by Resolution of the City Council of Gulfport, Mississippi.


NOTARY PUBLIC

My Commission Expires:



DEVELOPER

Gulfport Highlands, Development, LP

By: Gulfport Highlands Management, LLC,
General Partner

Date: August 7, 2017

By: [Signature]
Noel Simms, Manager

Approved as to Form:

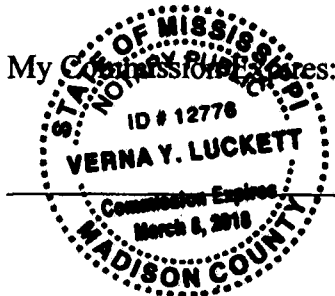
[Signature]
Jay Norris, Esq.,
Attorney for Gulfport Highlands
Development, L.P.

STATE OF MISSISSIPPI
COUNTY OF Madison

PERSONALLY CAME and appeared before me, the undersigned authority in and for the jurisdiction aforesaid on this the 7th day of August, 2017, the within named NOEL SIMMS, who acknowledged before me that he is the Manager of Gulfport Highlands Management, LLC, a Delaware limited liability company and general partner of Gulfport Highlands Development, L.P., a Delaware limited partnership, and that for and on behalf of said limited liability company as general partner of said limited partnership, and as the act a deed of said limited partnership, he executed the above and foregoing instrument after having been first duly authorized by said limited liability company and said limited partnership so to do.

[Signature]
NOTARY PUBLIC

My Commission Expires:





EXHIBIT

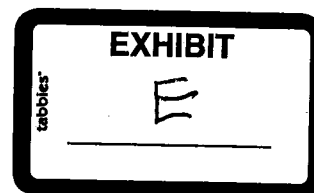
tabbles

D

D

(c) Variances; conditions governing applications. To authorize upon appeal in specific cases such variance from the terms of this ordinance as will not be contrary to the public interest where, owing to special conditions and circumstances, a literal enforcement of the provisions of this ordinance would result in unnecessary hardship. A variance from the terms of this ordinance shall not be granted by the board of adjustment unless it shall find that all of the following conditions exist:

1. That the applicant has demonstrated by written application:
 - a. That special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
 - b. That the special conditions and circumstances do not result from the actions of the applicant;
 - c. That an unnecessary hardship is created by the physical character of the property and is peculiar and unusual to such an extent that it is evidence that amendment of the zoning ordinance does not offer a reasonable solution;
 - d. That literal interpretation of the provisions of this ordinance would deprive the applicant of rights commonly enjoyed by properties in the same district under the terms of this ordinance. Among such rights commonly enjoyed is right to a reasonable economic return, but such return shall be deemed reasonable if it is equivalent to the economic return which might generally be expected in the district and shall not be based on price paid for the property by the applicant, whether or not paid in reliance on zoning, since any hardship of this kind would be self-inflicted and generally applicable to other properties in the district for which similar prices have been or might have been paid, rather than to the property of the applicant alone;
 - e. That the granting of the variance will not confer on the applicant any special privilege that is denied by this ordinance to other lands, structures, or buildings in the same district, other than to permit the applicant to use his property in a manner as nearly equivalent to uses generally permitted in the district as can be allowed with appropriate protection of general public interest, and considering the peculiar and unusual conditions and circumstances involved and the hardship created by such conditions and circumstances;
 - f. That the use proposed is permissible by right or with planning approval or by special exception. With respect to the uses of land or structures, this ordinance is declared to be a definition of the public interest and intent, and the spirit of the ordinance will not be observed by any variance permitting a use not permissible by right or with planning approval or by special exception.



No conforming use of neighboring lands, structures, or buildings in the same district, and no permitted or nonconforming uses of lands, structures, or buildings in other districts shall be considered grounds for the issuance of a variance.

2. That the reasons set forth in the application justify the granting of the variance or of a lesser variance, and that the variance will make possible the reasonable use of the land, structure, or building, subject to the limitations set forth herein;
3. That the variance will be in harmony with the general purpose and intent of this ordinance and will not alter or be injurious to the essential character of the neighborhood, or otherwise detrimental to the public welfare.

RESOLUTION OF VILLA OWNERS AT SEASHORE HIGHLANDS

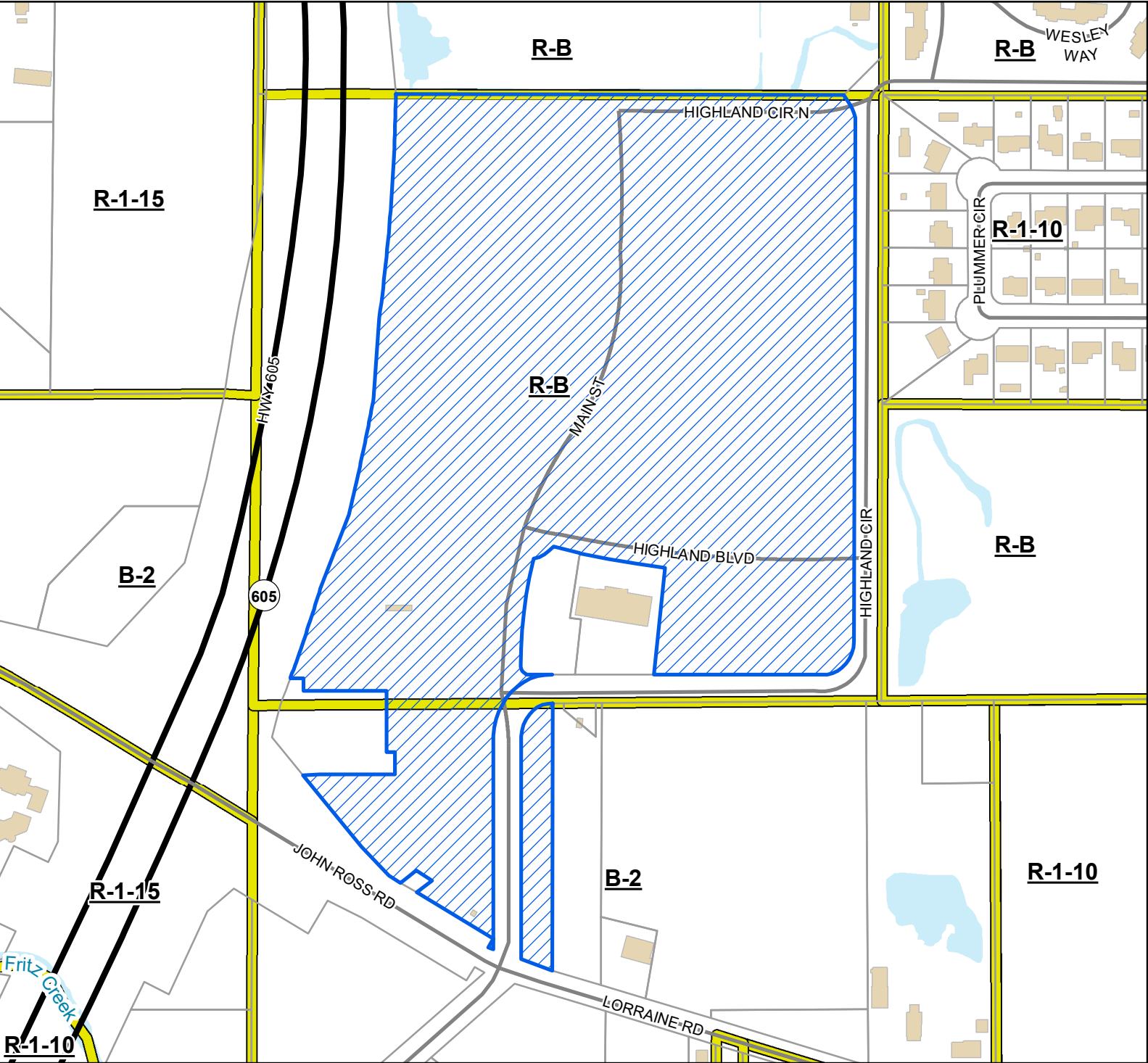
On this the 14th day of November 2018 at 10:00 a.m. in the Leo W. Seal, Jr. Clubhouse for a called meeting of the owners of the Villas at Seashore Highlands (comprised of 29 total Villas), with a substantial majority of the owners present and voting, the following resolution was adopted after motion made, seconded and unanimously approved as follows:

"RESOLVED, the Villa owners at Seashore Highlands opposes the construction project of the Claiborne at Gulfport Highlands, LLC and just as vigorously objects to the amending, altering or changing in any way the existing zoning restrictions and building requirements at this site. In reliance upon these zoning requirements, Seashore Highlands was constructed by its parent, Mississippi Methodist Senior Services, Inc., a not-for-profit company. The Seashore Highlands campus consisted of an expenditure of millions of dollars which may not have been built except for reliance on the zoning restrictions at the site of the proposed Claiborne at Gulfport Highlands, a for-profit company. Therefore, we respectfully request that the application by the Claiborne at Gulfport Highlands, LLC for the construction project be denied and the alteration or change of any of the existing zoning and building restrictions at this site be also denied."



Sherman Muths

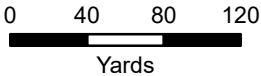
Acting Recorder



Legend

- Site
- US or State Highway
- Street
- Parcels
- Buildings
- Zoning
- Water Features

Site Information
1008F-01-006.000
Zoning: R-B (Residential Business) & B-2 (General Business)
Size: 32.74 acres
Flood: X, 0.2% Annual, AE



1 inch = 300 feet



DATA DISCLAIMER: All information that is provided on this map is believed to be correct. However, no liability is assumed by the City of Gulfport for errors in substance or form of any of the materials published on this map. The GIS Division, City of Gulfport, provides the information represented on this map as a service to the community and makes every effort possible to provide quality information. However, no claims, promises, or guarantees about the accuracy, completeness, or adequacy of the information contained on this map are expressed or implied.

Technical Report

VARIANCE

GENERAL INFORMATION

Case File Number: 1811ZB120

Hearing Date: November 15, 2018

Current Zoning/Use: R-B / Commercial Structure

Legal: Variance 1811ZB120, by Agent, tax parcel 1008F-01-006.000, Variance for area required for a Planned Building Group, Highlands Cir, Zoned R-B (Residence-business) and B-2 (General business), Ward 6

TECHNICAL DETAILS

Variances involve special cases where unique factors contribute to justify a use of property that does not conform to the City's enforced ordinances. Therefore, variances should not be granted unless they are able to adequately meet the following conditions:

- (a) That special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district;
- (b) The special conditions and circumstances do not result from the actions of the applicant;
- (c) That an unnecessary hardship is created by the physical character of the property and is peculiar and unusual to such an extent that it is evidence that amendment of the zoning ordinance does not offer a reasonable solution;
- (d) That literal interpretation of the provisions of this ordinance would deprive the applicant of rights commonly enjoyed by properties in the same district under the terms of this ordinance;
- (e) That the granting of the variance will not confer on the applicant any special privilege that is denied by this ordinance to other lands, structures, or buildings in the same district, other than to permit the applicant to use their property in a manner as nearly equivalent to uses generally permitted in the district considering the conditions and circumstances involved and the hardship;
- (f) That the use proposed is permissible by right or with planning approval or by special exception.

(Ord. App. A Sec. VIII (B)(2)(c)(1))

The applicant requests a variance for area requirements to allow new construction of an assisted living building, 7 stand-alone duplexes, and 14 townhomes on a 10.56-acre lot where 15 acres are required. The applicant notes the proposed development is a senior care facility with a 78-unit memory care / assisted living (MC/AL) building along with individual senior only duplexes on the site for a Planned Building Group. However, the ordinance states that any new

Technical Report

VARIANCE

construction for the purpose of allowing and encouraging greater variety of design and flexibility of location for buildings comprising a planned group and occupying an area of two (2) or more acres for multiple-family, condominiums, industrial, or commercial developments, or an area fifteen (15) or more acres for a duplex development when combined with multiple-family and/or commercial developments.

- (a) The applicant notes that the project site will utilize what was intended to be 4 separate parcels to get to the proposed 10.56 acres (planned lots 10,11,12, & 13 of the Gulfport Highlands Development). These 4 lots are encompassed on all four sides by developed public rights-of-way such that no additional lands, lots, or parcels were available to increase this site's size. Further, the rights-of-way were established and developed earlier than most developments to comply with terms of a (MDA) grant, utilizing Community Development Block Grant (CDBG) funds. These funds helped pay for the costs of the associated public infrastructure. The developers of this project purposefully selected these lots as they represented the largest remaining property unencumbered by existing or future rights-of-way within the development.
- (b) In the application, the applicant cites that the establishment and development of the public rights-of-way and the division of land, both of which are limiting the total acreage available for the proposed development, occurred prior to the applicant's interest in the project site.
- (c) This is a peculiar and unusual circumstance in that, generally rights-of-way are rarely developed (i.e. asphalt, curb and gutter, utilities, etc. installed) in advance of the development of lots within the subdivision. In this instance, grant funds were utilized towards construction of public-infrastructure; these funds had deadlines that had to be met so construction was completed in advance of known uses.
- (d) The developer is making great effort to comply with all applicable regulations relative to both the district regulations R-B (Residential Business) and the planned building group regulations, with the exception of the 15-acre minimum parcel size.
- (e) The applicant further notes that no anticipated special privilege to this project will be gained by granting of this variance that is not afforded to other lands, structures or building due to the fact that the all other regulations such as total building coverage area, building setback, building spacing, building height, permitted uses, etc., are being followed to the fullest extent possible.
- (f) This property is zoned R-B (Residential Business), and the duplex are permitted uses for the current zoning, and the Assisted Living is Special Exception.

DEPARTMENTAL CONDITIONS

Engineering:

Conditions. Civil plans required for permitting. Gulfport Highlands has not been accepted by city for perpetual maintenance. Memo dated 10/31/2018.

Public Works:

No conditions. Memo dated 10/31/2018.

Traffic and Safety:

No conditions. Date not noted.

Technical Report

VARIANCE

Building Code Services: All construction shall comply with all building codes and ordinances.
Memo dated 10/25/2018.

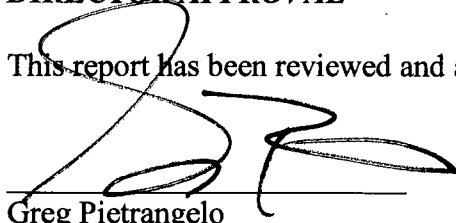
GIS: No comment as of 11/2/2018.

Police Department: No conditions. Memo dated 10/25/2018.

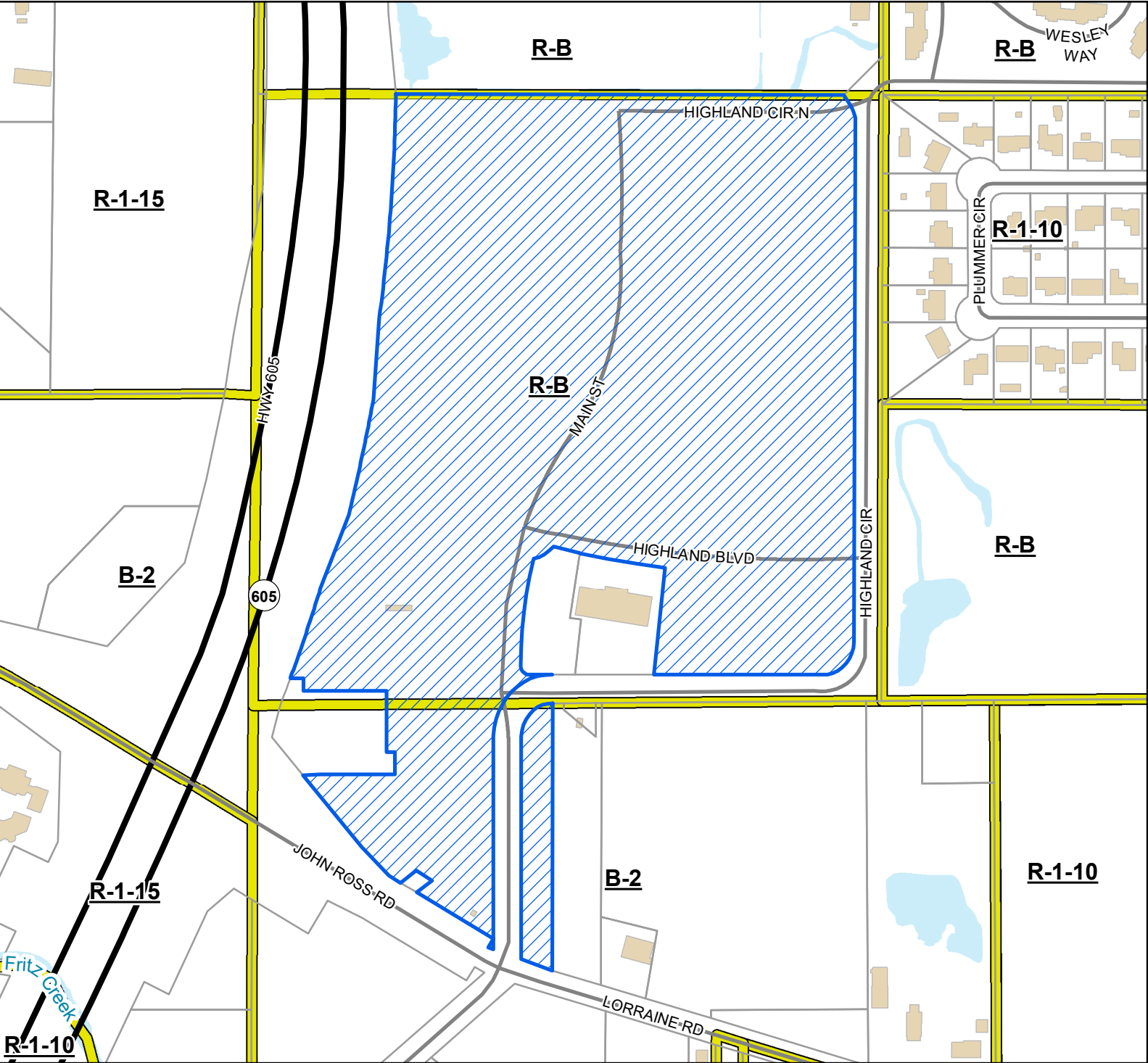
Fire Department: No conditions. Memo dated 10/29/2018.

DIRECTOR APPROVAL

This report has been reviewed and approved by:



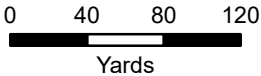
Greg Pietrangelo
Director of Urban Development Department



Legend

- Site
- US or State Highway
- Street
- Parcels
- Buildings
- Zoning
- Water Features

Site Information
1008F-01-006.000
Zoning: R-B (Residential Business) & B-2 (General Business)
Size: 32.74 acres
Flood: X, 0.2% Annual, AE



1 inch = 300 feet



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CITY OF GULFPORT
Urban Development - Planning Division
1410 24th Avenue
Gulfport, MS 39501
(228) 868-5710

APPLICATION FOR VARIANCE

Property Information

TAX PARCEL #

1	0	0	8	F	-	0	1	-	0	0	6	.	0	0	0
					-			-				.			
					-			-				.			

(If necessary, use separate sheet of paper)

For Staff Use Only

Case File #: 1811 ZB 120

Date Received: _____

Receipt #: _____

Received By: _____

Zoning: _____

Ward: _____ Flood: _____

Size: _____

Address of Property Involved: _____

Lot(s) _____, Block(s) _____, Subdivision _____

General Location: located near Highlands Circle at Gulfport Highlands

GENERAL DESCRIPTION OF REQUEST:

The Claiborne at Gulfport Highlands, LLC, requests that we be allowed to build our project as shown (+/-68,000sf Assisted Living building and 7 stand alone duplexes - 14 total town-homes) on this 10.56-acre lot instead of the 15 acres site requirement adopted by Gulfport

OWNERSHIP AND CERTIFICATION:

I hereby certify that I have read and understand this application and that all information and attachments are true and correct. I also certify that I agree to comply with all applicable city codes, ordinances and state laws. Finally, I certify that I am the owner of the property involved in this request or have authorization to act as the owner's agent for the herein described request.

OWNER

Gulfport Highlands Development, LP

Printed Name Of Owner
4680 Hickory Ridge Rd.

Mailing Address
Jackson MS 39211
City State Zip code

Home Phone Work/Cell Phone
noelsimms@gmail.com

Email

Signature Of Owner

Noel C. Simms

AGENT

The Claiborne at Gulfport Highlands, LLC

Printed Name Of Agent
11 Parkway Blvd.

Mailing Address
Hattiesburg MS 39401
City State Zip code
601-336-5050 601-270-8295

Home Phone Work/Cell Phone
ctatum@crpropertiesllc.com

Email

Signature Of Agent

If the property or properties listed above have more than one owner, please check this box. In the case of multiple owners, reverse side must be completed. Each additional owner will need to complete and sign the reverse side of this application. We can only accept applications with original signatures.

☐

SECTIONS A. THROUGH G. MUST BE SUBMITTED FOR A COMPLETE APPLICATION.

VARIANCE APPLICATION – The Claiborne at Gulfport Highlands

An application for Variance is being made for Tax Parcel #1008F-01-006.000 for "The Claiborne at Gulfport Highlands." The proposed development is a senior care facility with a 78-unit memory care / assisted living (MC/AL) building along with 9 individual senior-only duplexes on the site. The proposed variance is being requested to allow a Planned Building Group with 9 duplexes and a multi-unit MC/AL facility on a 10.56 acre parcel in lieu of the 15 acre parcel required by ordinance (Section V.A.1).

Establishment of the adjacent Seashore Highlands retirement community and Camellia Home Health and Hospice shows a demonstrated need for senior care facilities in this area. This proposed project will help address the need in this area.

Answer following six questions individually with each having been numbered and addressed on a separate piece of paper.

- 1. Demonstrate that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district. (i.e., What is special about your property that you need to request a variance?)**

The project site will utilize what was intended to be 4 separate parcels to get to the proposed 10.56 acres (planned lots 10, 11, 12, & 13 of the Gulfport Highlands Development). These 4 lots are encompassed on all four sides by developed public rights-of-way such that no additional lands, lots, or parcels were available to increase this site's size.

Please note that further demonstrating a special circumstance relative to this site, the rights-of-way were established and developed earlier than most developments to comply with terms of a Mississippi Development Authority (MDA) grant, utilizing Community Development Block Grant (CDBG) funds. These funds helped pay for the costs of the associated public infrastructure.

Please also note, the developers of this project purposefully selected these lots as they represented the largest remaining property unencumbered by existing or future rights-of-way within this development.

2. **Demonstrate that the special conditions and circumstances do not result from the actions of the applicant. (i.e., Show that you did not cause the need for the variance.)**

Establishment and development of the public rights-of way and the division of land, both of which are limiting the total acreage available for the proposed development, occurred prior to the applicant's interest in the project site.

3. **Demonstrate that an unnecessary hardship is created by the physical character of the property and is peculiar and unusual to such an extent that it is evidence that amendment of the zoning ordinance does not offer a reasonable solution. (i.e., Explain what your hardship is and why the property cannot comply with the zoning ordinance. Further, explain why this hardship is not commonly found on other properties?)**

The overall lot area being less than described in the Zoning Ordinance's Section V. "Planned Building Groups" is created by a pre-established and developed right-of-way within the planned "Gulfport Highlands Development."

This is a peculiar and unusual circumstance in that, generally rights-of-way are rarely developed (i.e. asphalt, curb and gutter, utilities, etc. installed) in advance of the development of lots within the subdivision. In this instance, grant funds (through MDA, utilizing CDBG funds) were utilized towards construction of public-infrastructure; these funds had deadlines that had to be met so construction was completed in advance of known uses.

Again, right-of-way development rarely occurs in advance of private improvements on individual lots within subdivisions. Without reducing the area required by ordinance to meet this singular property's hardship, amendment of the zoning ordinance, relative to caveats associated with pre-developed rights-of-way, does not seem to offer a reasonable solution.

4. **Demonstrate how the literal interpretation of the provisions of the zoning ordinance would deprive the applicant of rights commonly enjoyed by properties in the same district under the terms of the zoning ordinance. (i.e., Explain how the request meets the right of reasonable economic return and/or the right to reasonable development of your property which might generally be expected in your district.)**

As evidenced in the "purpose of provisions" under the "Planned Building Group" section of the Zoning ordinance (Sec. V), "Senior Living Facilities" were specifically named as an anticipated use for planned building groups. What's more "duplex developments when combined with multiple-family and / or commercial developments" are encouraged. In this case the Assisted Living / Memory Care facility would function similar to a multiple-family structure.

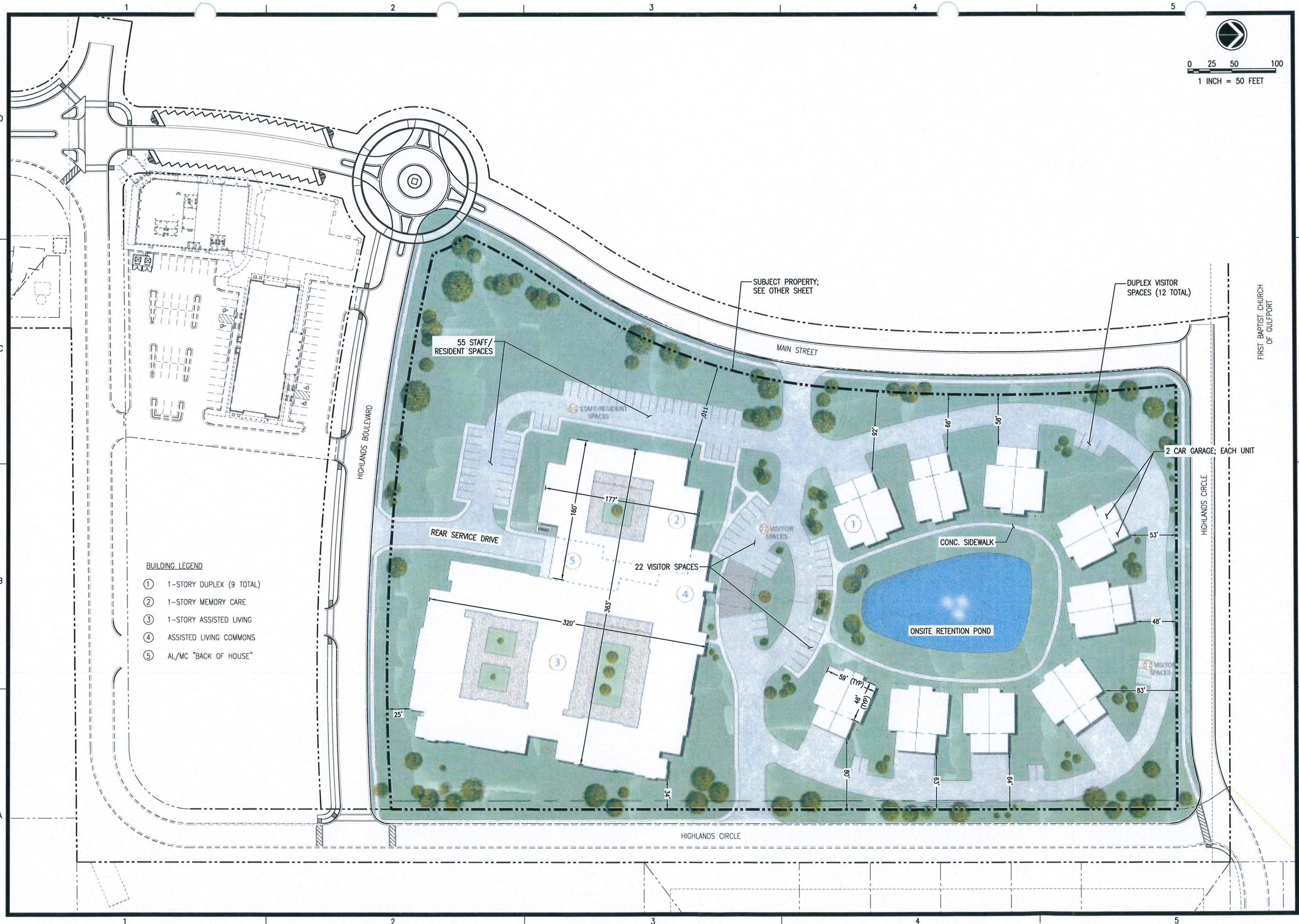
Evidenced by the adjacent (off-site) Seashore Highlands senior living facility and Camellia Home Health and Hospice, there is a demonstrated need for senior care facilities in this area. The developer of this property seeks to mitigate that need for the community. The developer is making great effort to comply with all applicable regulations relative to both the district regulations (R-B) and the planned building group regulations, with the exception of the 15 acre minimum parcel size. The unavailability of a properly sized parcel within the established Gulfport Highlands creates a hardship on meeting the need for this use for the City of Gulfport, a hardship on the developer's right of reasonable economic return, and the right to a reasonable development of the subject property.

5. **Demonstrate that the granting of the variance will not confer on the applicant any special privilege that is denied by this ordinance to other lands, structures, or buildings in the same district, other than to permit the applicant to use their property in a manner as nearly equivalent to uses generally permitted in the district considering the conditions and circumstances involved and hardship. (i.e., Will you receive any special benefit that others who follow the Zoning Ordinance cannot receive?)**

No anticipated special privilege to this project will be gained by granting of this variance that is not afforded to other lands, structures or buildings in the same district. For instance, the applicant is intentionally following regulations such as total building coverage area, building setback, building spacing, building height, permitted uses, etc. to the fullest extent possible and commiserate to the reduced 10.56 acre parcel size. No attempt is being made to fit an equal or greater unit density on a smaller size lot. The project plans are essentially a slightly smaller scale of what other uses generally permitted in the district would be able to provide.

6. State whether the use proposed is permissible by right, with planning approval or by special exception with respect to uses of land or structures.

The proposed "assisted living facility" is not directly listed on the Zoning Ordinance's "Chart of Permitted Uses." However, per code, the building official and planning director have jointly determined a "personal care / assisted living facility" is allowed by Special Exception in the R-B district. A special exception application is being prepared, submitted, and reviewed concurrently with this variance application.



REVISIONS:		
△		
△		
△		
△		

PROJECT #: 25375.00
DATE: OCTOBER 2018
DRAWN BY: ATP
DESIGNER: D2 ARCH
CHECKED BY: CBW



**CLAIBORNE AT
GULFPORT HIGHLANDS**
HIGHLANDS BOULEVARD
GULFPORT, MS

SEAL:
**PRELIMINARY - NOT
FOR CONSTRUCTION**

SHEET NUMBER:
C1

DESCRIPTION:
PLANNING COMMISSION -
PRELIMINARY SITE PLAN

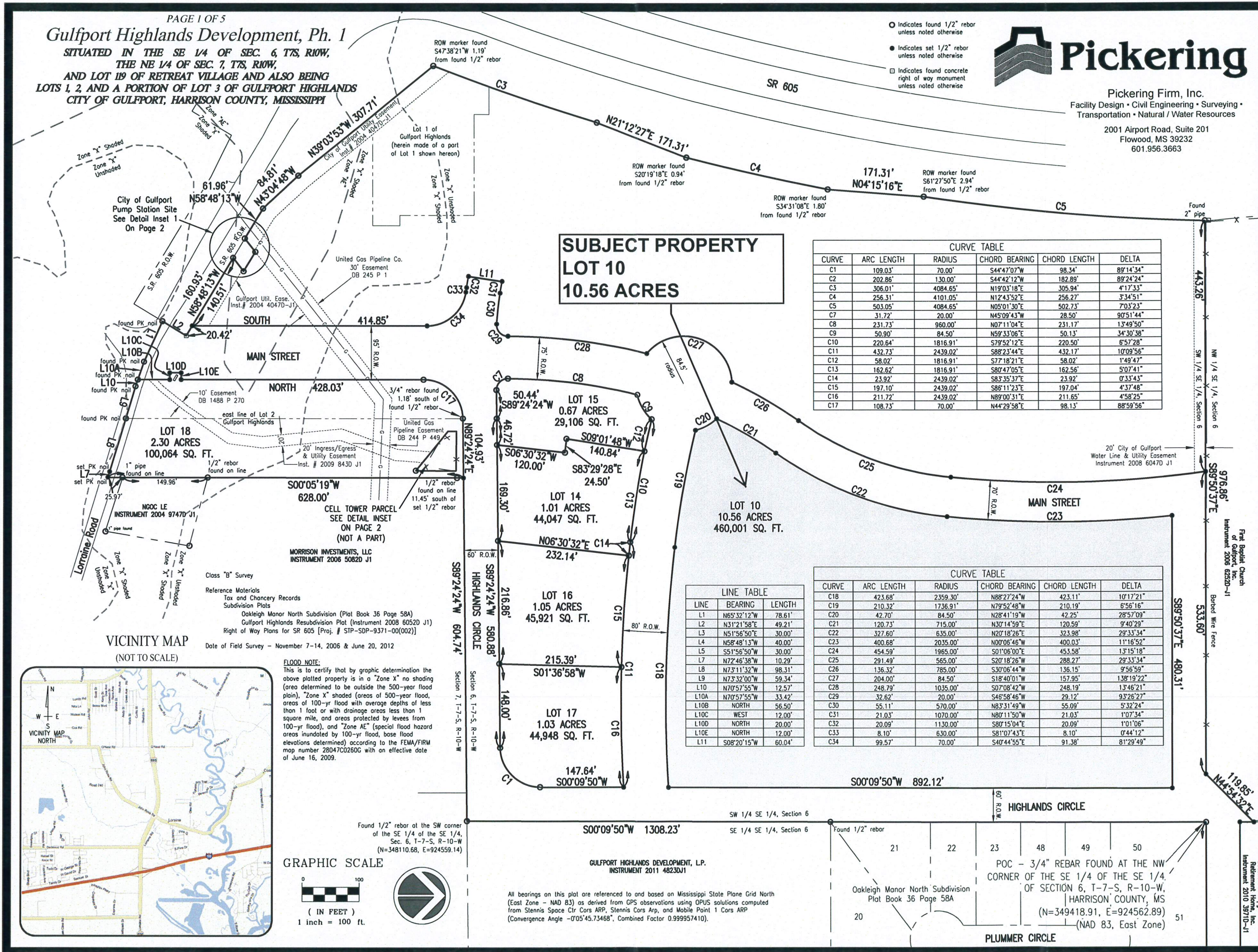
PAGE 1 OF 5
Gulfport Highlands Development, Ph. 1
SITUATED IN THE SE 1/4 OF SEC. 6, T7S, R10W,
THE NE 1/4 OF SEC. 7, T7S, R10W,
AND LOT 19 OF RETREAT VILLAGE AND ALSO BEING
LOTS 1, 2, AND A PORTION OF LOT 3 OF GULFPORT HIGHLANDS
CITY OF GULFPORT, HARRISON COUNTY, MISSISSIPPI



Pickering Firm, Inc.
Facility Design • Civil Engineering • Surveying •
Transportation • Natural / Water Resources

2001 Airport Road, Suite 201
Flowood, MS 39232
601.956.3663

- Indicates found 1/2" rebar unless noted otherwise
- Indicates set 1/2" rebar unless noted otherwise
- Indicates found concrete right of way monument unless noted otherwise



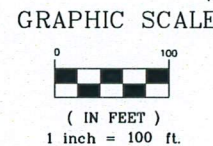
SUBJECT PROPERTY
LOT 10
10.56 ACRES

CURVE TABLE					
CURVE	ARC LENGTH	RADIUS	CHORD BEARING	CHORD LENGTH	DELTA
C1	109.03'	70.00'	S44°47'07"W	98.34'	89°14'34"
C2	202.86'	130.00'	S44°42'12"W	182.89'	89°24'24"
C3	306.01'	408.65'	N19°03'18"E	305.94'	4°17'33"
C4	256.31'	4101.05'	N12°43'52"E	256.27'	3°34'51"
C5	503.05'	4084.65'	N05°01'30"E	502.73'	7°03'23"
C7	31.72'	20.00'	N45°09'43"W	28.50'	90°51'44"
C8	231.73'	960.00'	N07°11'04"E	231.17'	1°34'50"
C9	50.90'	84.50'	N59°33'06"E	50.13'	34°30'38"
C10	220.64'	1816.91'	S79°52'12"E	220.50'	6°57'28"
C11	432.73'	2439.02'	S88°23'44"E	432.17'	10°09'56"
C12	58.02'	1816.91'	S77°18'21"E	58.02'	1°49'47"
C13	162.62'	1816.91'	S80°47'05"E	162.56'	5°07'41"
C14	23.92'	2439.02'	S83°35'37"E	23.92'	0°33'43"
C15	197.10'	2439.02'	S86°11'23"E	197.04'	4°37'48"
C16	211.72'	2439.02'	N89°00'31"E	211.65'	4°58'25"
C17	108.73'	70.00'	N44°29'58"E	98.13'	88°59'56"

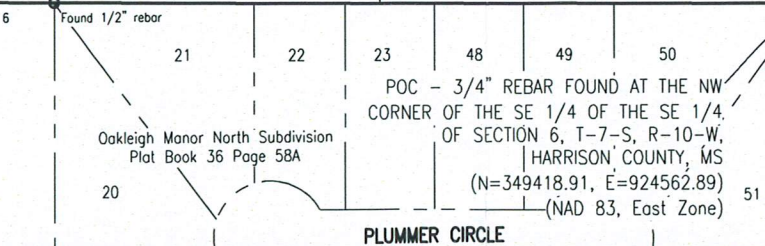
CURVE TABLE					
CURVE	ARC LENGTH	RADIUS	CHORD BEARING	CHORD LENGTH	DELTA
C18	423.68'	2359.30'	N88°27'24"W	423.11'	10°17'21"
C19	210.32'	1736.91'	N79°52'48"W	210.19'	6°56'16"
C20	42.70'	84.50'	N28°41'19"W	42.25'	28°57'09"
C21	120.73'	715.00'	N30°14'59"E	120.59'	9°40'29"
C22	327.60'	635.00'	N20°18'26"E	323.98'	29°33'34"
C23	400.68'	2035.00'	N00°06'46"W	400.03'	11°16'52"
C24	454.59'	1965.00'	S01°06'00"E	453.58'	1°15'18"
C25	291.49'	565.00'	S20°18'26"W	288.27'	29°33'34"
C26	136.32'	785.00'	S30°06'44"W	136.15'	9°56'59"
C27	204.00'	84.50'	S18°40'01"W	157.95'	138°19'22"
C28	248.79'	1035.00'	S07°08'42"W	248.19'	1°46'21"
C29	32.62'	20.00'	S45°58'46"W	29.12'	93°26'27"
C30	55.11'	570.00'	N83°31'49"W	55.09'	5°32'24"
C31	21.03'	1070.00'	N80°11'50"W	21.03'	1°07'34"
C32	20.09'	1130.00'	S80°15'04"E	20.09'	1°01'06"
C33	8.10'	630.00'	S81°07'43"E	8.10'	0°44'12"
C34	99.57'	70.00'	S40°44'55"E	91.38'	81°29'49"

LINE TABLE		
LINE	BEARING	LENGTH
L1	N65°32'12"W	78.61'
L2	N31°21'58"E	49.21'
L3	N51°56'50"E	30.00'
L4	N58°48'13"W	40.00'
L5	S51°56'50"W	30.00'
L7	N72°46'38"W	10.29'
L8	N73°11'32"W	98.31'
L9	N73°32'00"W	59.34'
L10	N70°57'55"W	12.57'
L10A	N70°57'55"W	33.42'
L10B	NORTH	56.50'
L10C	WEST	12.00'
L10D	NORTH	20.00'
L10E	NORTH	12.00'
L11	S08°20'15"W	60.04'

FLOOD NOTE:
This is to certify that by graphic determination the above plotted property is in a "Zone X" no shading (area determined to be outside the 500-year flood plain), "Zone X" shaded (areas of 500-year flood, areas of 100-yr flood with average depths of less than 1 foot or with drainage areas less than 1 square mile, and areas protected by levees from 100-yr flood), and "Zone AE" (special flood hazard areas inundated by 100-yr flood, base flood elevations determined) according to the FEMA/FIRM map number 28047C0260G with an effective date of June 16, 2009.



All bearings on this plat are referenced to and based on Mississippi State Plane Grid North (East Zone - NAD 83) as derived from GPS observations using OPUS solutions computed from Stennis Space Ctr Cors ARP, Stennis Cors ARP, and Mobile Point 1 Cors ARP (Convergence Angle -0°05'45.73468", Combined Factor 0.999957410).





URBAN DEVELOPMENT
PLANNING DIVISION

October 29, 2018

P.O. Box 1780
Gulfport, MS 39502
Phone: 228-868-5710
Fax: 228-868-5708

Gulfport Highlands Development, LP (Owner)
4680 Hickory Ridge Road
Jackson, MS 39211

Wm. H. Hardy Building
1410 24th Avenue
Gulfport, MS 39501

RE: Variance 1811ZB120, by Agent, tax parcel 1008F-01-006.000, Variance for area required for a Planned Building Group, Highlands Cir, Zoned R-B (Residence-business) and B-2 (General business), Ward 6

To Whom It May Concern:

The purpose of this letter is to inform you of the above referenced application. A map showing the general location of the property involved is on the back of this letter.

The City of Gulfport Zoning Board of Adjustments and Appeals will hold a public hearing to consider the above application at 3:00 P.M. on **Thursday, November 15, 2018**, in the Council Chambers at the Gulfport City Hall located at 2309 15th Street.

As applicant, you and/or your agent are required to be present at the scheduled hearing. If you are unable to attend the hearing, contact the Planning Division to request a deferral until the next scheduled hearing. Failure to appear at the next hearing could result in denial of your request.

It is the option of an adjacent property owner whether or not to appear personally or speak for or against the request at the scheduled hearing. If you are unable to attend the public hearing, you may submit your opinion in writing and request that it be read into the public record. If you desire, it is also your choice to be represented by an agent or attorney.

A copy of the filed application to be considered and subsequent decision letter, after the public hearing, will be available for public review at the office of the Department of Urban Development - Planning Division located at 1410 24th Ave in the Hardy building. You may also contact this office for details relating to this matter. Adjacent property owners will not be provided any further correspondence on the matter unless an appeal is filed but may, as stated above, contact this office for additional information.

Any interested party that may feel aggrieved by the decision of the Zoning Board of Adjustments and Appeals may confirm by filing a written notice of appeal on or before fifteen (15) calendar days from the date of the Zoning Board of Adjustments and Appeals hearing. The notice of appeal and reasons for objecting to the decision should be stated in writing and filed with the Department of Urban Development-Planning Division. This notice of appeal shall be forwarded as part of the record with the record and decision from the Planning Commission to the Mayor and City Council. The City Council shall make a final decision based upon the record as submitted. No new evidence may be presented at the meeting. A filing fee for an appeal will apply. Please contact the above listed office for further details on the appeal process.

If you have any questions or comments, please contact this office.

Sincerely,
City of Gulfport Planning Division

PPIN	PARCELID	NAME	ADDRESS_1	CITY	STATE	ZIP
55701	1008F-01-006.000	GULFPORT HIGHLANDS DEVELOPMENT LP	4680 HICKEY RIDGE RD	JACKSON	MS	39211
		THE CLAIBORNE AT GULFPORT HIGHLANDS	11 PARKWAY BLVD	HATTIESBURG	MS	39401
		Adjacent Property Owners				
99247	1008F-01-003.050	SINGLEY GEORGE E	10747 PLUMMER CIRCLE	GULFPORT	MS	39503
99249	1008F-01-003.052	BOYD HAROLD & LAURIE M	10751 PLUMMER CIR	GULFPORT	MS	39503
99218	1008F-01-003.021	WILSON JAMES KEVIN & SUE ELLEN	10717 PLUMMER CIRCLE	GULFPORT	MS	39503
99248	1008F-01-003.051	BALDWIN ROBERT D & ELLEN	10749 PLUMMER CIR	GULFPORT	MS	39503
99219	1008F-01-003.022	DEAN RUDOLPH K JR & YOU SUN	10721 PLUMMER CIR	GULFPORT	MS	39503
133060	1008E-01-009.001	TRUSTMARK NATIONAL BANK	248 E CAPITOL ST	JACKSON	MS	39201
99220	1008F-01-003.023	LADNER DONNA L	10727 PLUMMER CIR	GULFPORT	MS	39503
99245	1008F-01-003.048	HERRIN JOSEPH CLINTON & SARA HOPE	10735 PLUMMER CIRCLE	GULFPORT	MS	39503
99216	1008F-01-003.019	BOTROS NABIEL & BERTA	10709 PLUMMER CIRCLE	GULFPORT	MS	39503
110436	1008L-01-001.003	JACKSON GARY D & LINDA M	11340 THREE RIVERS RD	GULFPORT	MS	39503
99221	1008F-01-003.024	BIEVENOUR MARK E & CHRISTY L	10710 PLUMMER CIR	GULFPORT	MS	39503
55690	1008E-01-009.000	COURTHOUSE PROPERTIES LP	9153 LORRAINE RD	GULFPORT	MS	39503
55708	1008K-01-005.000	LE NGOC & TAM T & LONG	2590 SANTA ROSA AVE	BILOXI	MS	39531
55712	1008K-03-004.000	MORRISON DEVELOPMENT LLC	1200 GROVE STREET	VICKSBURG	MS	39183
99217	1008F-01-003.020	REAL ESTATE DEVELOPMENT LLC	1244 KENSINGTON DR	BILOXI	MS	39530
99246	1008F-01-003.049	MILLER JEFFREY G & CATHIE D	10743 PLUMMER CIR	GULFPORT	MS	39503
99244	1008F-01-003.047	WELCH EDIE D	10750 PLUMMER CIRCLE	GULFPORT	MS	39503
80236	1008K-04-001.000	MORRISON INVESTMENTS LLC	1200 GROVE STREET	VICKSBURG	MS	39183
55668	1008E-01-001.000	SENSENEY WILLIAM & THORNTON JOE R	1616 PORTER AVE	OCEAN SPRINGS	MS	39564
55698	1008F-01-007.000	FIRST BAPTIST CHURCH GULFPORT MS	12190 HWY 605	GULFPORT	MS	39503
134939	1008F-01-002.000	SEASHORE CAMPGROUNDS RETIREMENT	12170 HIGHLAND WAY	GULFPORT	MS	39503
55704	1008K-01-002.000	TRH 4 LLC	2335 PARK PLACE	GULFPORT	MS	39507
141223	1008K-01-006.001	CHEVALIER BRIAN	11551 LORRAINE RD	GULFPORT	MS	39503

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141223	1008K-01-006.001	CHEVALIER BRIAN	11551 LORRAINE RD	GULFPORT	MS	39503



**URBAN
DEVELOPMENT
PLANNING DIVISION**

December 18, 2018
Certified Mail
Return Receipt Requested

Gulfport Highlands Development, LP
4680 Hickory Ridge Rd.
Jackson, MS 39211

P.O. Box 1780
Gulfport, MS 39502
Phone: 228-868-5710
Fax: 228-868-5708

Wm. H. Hardy Building
1410 24th Avenue
Gulfport, MS 39501

RE: Appeal -Variance 1811ZB120, by Agent, tax parcel 1008F-01-006.000, Variance for area required for a Planned Building Group, Highlands Cir, Zoned R-B (Residence-business) and B-2 (General business), Ward 6

To Whom It May Concern:

On **Thursday, November 15, 2018**, the Zoning Board of Adjustments and Appeals denied the above request. A person speaking for the petition has filed an Appeal from that decision.

The Gulfport City Council will consider the above referenced Appeal at its next regularly scheduled hearing on **Tuesday, January 8, 2019 at 1:30 P.M.** This hearing will be held in the City Hall Council Chambers located at 2309 15th Street.

If you have any questions or comments, please contact this office.

Sincerely,
City of Gulfport Planning Division

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CITY OF GULFPORT
ZONING BOARD OF ADJUSTMENT AND APPEALS

1811ZB120

TRANSCRIPT OF HEARING

November 15, 2018

TRANSCRIPT OF HEARING HELD BEFORE THE CITY OF GULFPORT
ZONING BOARD OF ADJUSTMENT AND APPEALS HELD IN THE CITY
COUNCIL CHAMBERS, GULFPORT, MISSISSIPPI, ON THE 15TH DAY OF
NOVEMBER 2018 COMMENCING AT 3:00 P.M. AND REPORTED BY
NORMA JEAN LADNER SOROE, CERTIFIED SHORTHAND REPORTER.

COMMISSION MEMBERS PRESENT:

LESLIE NORTH, Acting President
MARY ANN WIGINTON
ROBERT PHARR, JR.
NATHAN BODDIE
JONATHAN MARSHALL
MICHAEL DANIELS

STAFF PRESENT:

GREG HOLMES
SU-LIN BOLIN
MATILDA WELCH

1 2. Variance 1811ZB120

2 MS. BOLIN: Item 2. Variance 120 has been
3 duly and timely noticed as required by law. The applicant
4 requests variances for area required for a planned building
5 group at Highlands Circle zoned R-B residence business and
6 B-2 general business, Ward 6. A copy of the packet
7 considered is hereby offered to the record.

8 MS. NORTH: Anybody here to speak for the
9 petition?

10 MR. SYMMES: My name is Noel Symmes. My
11 address is 4680 Hickory Ridge Road, Jackson, Mississippi
12 39211.

13 I'm the owner the Gulfport Highlands property
14 around 605 and John Ross Road here in Gulfport. We are
15 asking for a variance today for the development of a senior
16 assisted living independent living facility on the site.

17 The project will be built and developed and
18 managed by CR Properties which is owned by the Tatum family
19 in Hattiesburg. The Tatums have a great reputation for
20 building a quality product. They have built ten or 11 of
21 these facilities in Starkville, Hattiesburg, Augusta,
22 Georgia, and various locations.

23 They've also built some apartments and
24 hotels, a lot of retail, restaurants, and have a reputation
25 for building great developments.

1 So we are excited to have them to be part of
2 the development. We think it's a quality product. We think
3 there is demand in the marketplace. From what their market
4 studies have shown, there is a definite need in the Gulfport
5 market for more senior housing assisted living, memory
6 care, independent living.

7 We're also excited because we think it's a
8 project that would be a catalyst for further development on
9 our site, which we, of course, want to see happen.

10 Greg Tatum with CR properties is here with us
11 today. He's going to speak for the project obviously.
12 Their engineer is here, as well, and their head of
13 construction is here, as well.

14 Just to kind of give you a sense of the
15 economic impact. It is estimated to be somewhere between
16 fourteen and sixteen million dollar investment in Gulfport,
17 so it's a big project. We'll employ somewhere between 30
18 and 45 full time employees. These will all be new good
19 paying jobs in Gulfport. So we think overall it's good for
20 the community and good for Gulfport in terms of the demand
21 that's being met, as well as the economic development
22 impact.

23 MS. NORTH: Anybody have questions for Mr.
24 Symmes?

25 MS. WIGINTON: How many units are you going

1 to have in there?

2 MR. SYMMES: Let me double check. I think
3 they have --

4 (Person speaking out from audience.)

5 MR. BODDIE: I'm sorry, one at a time.

6 MR. SYMMES: It's roughly 54 assisted living
7 and 21 memory care and then the cottages which will be eight
8 or nine cottages.

9 MS. NORTH: Any other questions?

10 Thank you.

11 Anybody else here to speak for the petition?

12 MR. TATUM: Craig Tatum, 215 West Cambridge
13 Boulevard, Hattiesburg, Mississippi 39402.

14 Like Noel said, we've done these throughout
15 Mississippi, Louisiana, and now Georgia. We think there's a
16 need in Gulfport the way Gulfport is growing. It's one of
17 the top fastest growing cities in Mississippi. We have a
18 market study. The market study said that there's a certain
19 need for it. We think that the corridor out there with the
20 Tradition that's been out there is a good medical corridor.
21 We think that what we are going to bring is top notch and
22 that we'll be able to give the seniors of Gulfport something
23 else that they need.

24 He said 54 assisted, 24 memory care. There's
25 18 cottages. The cottages are age restricted. We'll have

1 the amenities, and we'll be able to serve the seniors of
2 Gulfport.

3 MR. WIGINTON: They're going to cover the
4 area already all the way from Lorraine Road, John Ross Road,
5 and border over on 605; is that where you're getting it to
6 come?

7 MR. TATUM: Yes, ma'am, it's right next door
8 to --

9 MS. WIGINTON: So they're taking out anywhere
10 where there would be a possibility of a community shopping
11 or what have you in that area; is that what it --

12 MR. TATUM: There will still be other land.
13 We're just taking the 10.56 acres that's off of 607.
14 There's still other land that's right off of 607 in the
15 Highlands.

16 MR. MARSHALL: It's more this tract that's
17 north to the right; right? I mean, you look at it --

18 MR. TATUM: Yeah. You see where it says
19 Highland Boulevard, right above it is that. And there's
20 still the land that's to the left of there all the way where
21 you see the blue, that land is staying there. We're just
22 taking from Main Street and Highland Boulevard. You can see
23 the red area right there.

24 And then in your packet, it shows like the
25 layout of the assisted living and then behind it you have

1 the cottages, they're separate. So the cottages are
2 independent, they come and go as they want. The assisted
3 living, we provide care for them, and the memory care, as
4 you know. The cottages are connected to each other so they
5 can be secured.

6 MS. WIGINTON: Excuse me. Are these going to
7 be single story? How many stories?

8 MR. TATUM: Yes, ma'am. Single story.

9 MS. NORTH: There is a note from the building
10 code about indicated flooding waters along the roadway that
11 any time there's, I guess, a lot of rain there's the
12 possibility of the roads flooding. Have y'all addressed
13 that?

14 MR. FREELAND: Yeah, I'm the engineer.

15 MS. NORTH: We'll wait until --

16 MR. MARSHALL: There's a parcel right here on
17 the side, it looks like there's already a retention pond.

18 MR. TATUM: Yes. The retention pond is
19 there, and we're also building a pond on this thing, and you
20 can see where we will hold a lot of our water, and overflow
21 will go to the retention pond. We will have a pond on site.

22 MR. BODDIE: That should alleviate the
23 drainage issue.

24 MR. TATUM: Yes.

25 MR. MARSHALL: They got a pond right in the

1 middle of it. That would be a nice view of the walking
2 track.

3 MR. TATUM: And it has a water fountain and
4 everything.

5 We've done this same project in Starkville,
6 Mississippi, and had a lot of success, and in Hattiesburg,
7 Mississippi, and we've had a lot of success.

8 MR. MARSHALL: Are you guys currently
9 operating the one in the back, as well?

10 MR. TATUM: No.

11 MR. MARSHALL: So that's independent?

12 MR. TATUM: That's a different group.

13 MR. MARSHALL: Okay.

14 MR. TATUM: But, like I said, we've done this
15 one, this is our third time to do this same exact project,
16 and we've had success everywhere else.

17 MS. NORTH: Anybody else have a question?

18 All right. Thank you, Craig.

19 Mr. Noel, did you want to come back up?

20 MR. SYMMES: Well, just to answer Ms.

21 Wiginton's question more specifically.

22 There will be a roughly additional 25 to 30
23 acres of developable property on the site.

24 MS. WIGINTON: That's going to be in between
25 the --

1 MR. SYMMES: That's around the site on the
2 upper right, which you see there. It's all that property
3 around is still developable there.

4 MR. MARSHALL: Yeah. The whole site is 32
5 acres?

6 MR. SYMMES: Um...

7 MS. WIGINTON: Does that include that wet
8 area?

9 MR. SYMMES: Which wet area?

10 MS. WIGINTON: In the wet area between you
11 and the Baptist Church.

12 MR. SYMMES: There's a wetland area which
13 runs along the church's property line and ours.

14 MS. WIGINTON: Yeah, there sure is, a pretty
15 good sized one. I was wondering if that was going to be
16 involved in this.

17 And now you said that there's going to be
18 plenty of room for development. You mean over by 605 for
19 commercial development?

20 MR. SYMMES: There's several lots south,
21 there's roughly seven acres east and then roughly 15 to 16
22 acres that run around the west side and south of the site.

23 MS. WIGINTON: I'll have to share with you
24 the reason I'm asking you questions. I'm a resident off of
25 John Ross Road.

1 MR. SYMMES: Okay, wonderful.

2 MS. WIGINTON: And we were hoping that we
3 would get some kind of a shopping center in over there and a
4 whole food market, something that we could go to, because we
5 have a number of elderly people like me that's living on a
6 place where I was born, and we're seeing car developments
7 and stuff down 605, and it was kind of indicated that we
8 would have some opportunities like that up 605. Haven't
9 seen it.

10 MR. SYMMES: Not yet.

11 MS. WIGINTON: I represent Ward 6, and also
12 I'm a resident there, and that's the reason I'm questioning
13 you a lot about this.

14 MR. SYMMES: Thank you.

15 MS. WIGINTON: Thank you.

16 MS. NORTH: All right. Anybody else here to
17 speak for the petition?

18 MR. FREELAND: Andy Freeland. I'm with the
19 Pickering firm, 126 Rue Magnolia in Biloxi, Mississippi.

20 I don't have any kind of fancy speech
21 prepared. Like they said, I'm doing the civil engineering
22 design for them. I heard some questions about flood zones
23 and drainage. I wanted to make myself available.

24 This particular site is not in a flood zone,
25 it's a Zone X, so there's no FEMA designated flooding issues

1 to contend with.

2 All the rights-of-way are built around this.
3 Main Street and Highlands Circle North on the north and east
4 side on Highland Boulevard, they all have drainage on them
5 that's functioning well. And then we will tie into the city
6 drainage. We will have the pond in the middle to help
7 facilitate detention on our site and then rely on, if you
8 look on the property just to the east and the south of that,
9 there is another detention pond, it's more of a community
10 pond, that serves that entire development. So anything if
11 we weren't able to utilize this completely, we would design
12 to that.

13 That pond is actually designed to carry all
14 of this. So we're almost doubling down on detention by
15 having it on our site, as well.

16 All the cottages will be built kind of on a
17 ridge, and the water will shed away from the cottages toward
18 the front and away toward the back. And the assisted living
19 memory care facility will do the same thing, be kind of on a
20 hill that's higher than all the adjacent grades.

21 It's actually a really good site for us.
22 There's some topography, so we can make the water go where
23 we want it to. But it's not, you know, aside from ()
24 there's no major hills or anything of the kind.

25 MS. NORTH: Any questions?

1 Thank you.

2 Anybody else here to speak for the petition?

3 Anybody here to speak against the petition?

4 MR. GILLESPIE: I hope y'all don't mind if I
5 sit down.

6 Let me give this to the -- for the record.

7 And I want to give each one of y'all a little packet here so
8 we can talk about what is really being requested here and
9 why my client, which is the Seashore Methodist people right
10 next door, are very much against this particular project,
11 and also why this project cannot be made legal under the
12 Gulfport zoning ordinance.

13 MS. NORTH: Can you please state your name
14 and address for the record, please?

15 MR. GILLESPIE: My name is Virgil Gillespie,
16 1901 24th Avenue, Gulfport, Mississippi. And I'm here
17 representing the Seashore Campground Retirement Home, Inc.

18 Now, if you would, I tabbed this where I
19 could refer to my exhibits and we could look at it.

20 Referring you to Tab B -- no, excuse me -- A. I just want
21 to show you where my property is located next to this.

22 Seashore, and that's how I'll refer to the
23 Methodist Retirement Home and other facilities over there,
24 has 20.3 acres that they have developed. And this property
25 is right next door.

1 Now, you will see they're asking only for
2 this 10.56 acre, and that hasn't been really touched on as
3 why they're asking for this.

4 The variance that's before you today is a
5 variance of the planned building group. And, of course,
6 y'all all know that in order to have a planned building
7 group, you have to have 15 acres. And I think, you know,
8 I'm sure your planner here will tell you why 15 acres is
9 necessary in a planned building group.

10 So what they're asking is for a variance from
11 the 15 to the 10.56, and they have to ask for that variance
12 under your code. A copy of the code is attached as Exhibit
13 E.

14 Y'all hear these variances all the time. You
15 just heard one. You know what variances are all about.
16 Variances are not lightly given except where you have a
17 situation where you can't use the piece of property. For
18 example, and I'm sure y'all hear this all the time, somebody
19 inherits Mom and Daddy's little small lot in Gulfport, and
20 your zoning ordinance is a more restrictive, they have side
21 lines that are wider, back, front setback, they want to
22 build a normal house that's normal in the community but they
23 can't get it in there, and they ask for a three foot
24 sideline setback, maybe a foot and a half on each side.
25 That's the kind. Or let's say somebody has a lot with a

1 beautiful old oak tree on the side, and they need to move
2 the house over a little bit, give me a one, two, three foot
3 variance there. And even those kind of variances can't be
4 given if they don't serve the purpose of the setback for
5 fire protection and things.

6 And that's the same we're dealing with here.
7 Our Supreme Court has said on many occasions, and I've never
8 seen them say this about anything in the law, they say that
9 the granting and requesting of variances is one of the most
10 abused things that they see in the Court.

11 Now, I want to go over what's really
12 happening here, so I'm going to go through this little
13 thing that I've given you word for word. I don't want to be
14 reading something, but it's necessary that I can get my
15 point across.

16 I've said we own 20 acres next door. Now, on
17 Exhibit B, you will see that they're asking for the 10.56
18 acres over here in the corner. But you see that hash marked
19 piece of property right there? They own all of that hash
20 marked piece of property.

21 If you'll go back to Exhibit A, you will see
22 that Highlands, the applicant here, owns 32.7 acres right
23 there. They own another little one acre square down here.
24 And they own a 10.4 acre tract, all of the 44 acres
25 contiguous to this. Yet they're asking to carve ten acres

1 out of this when they've already got 15 acres elsewhere.

2 They have already platted that.

3 And this really gets interesting here. They
4 have platted this subdivision. Now, the plat has not been
5 approved by the city yet. And I think Mr. Holmes will
6 explain this to you because a plat is not available for me
7 to go and get a copy of and bring before you because it has
8 not been signed. I requested a copy, and they said they'd
9 rater not give it to me until it's signed.

10 The plat plats that whole area up there that
11 Highlands owns and plats this as one lot. It's a 10.58 acre
12 -- five six acre lot, as the lot right across from it on the
13 highway is over 16 acres. Why don't they obey the law and
14 put the nursing home or whatever they're doing on the 16
15 acre tract? That way they wouldn't have to ask for anything
16 except a special exception.

17 Ladies and gentlemen, I've got to mention
18 this. I attached as an exhibit an agreement between the
19 city and Highlands about this property and this subdivision
20 to show that Highlands was given a \$5 million MDA grant to o
21 the infrastructure that they've done out there. That's my
22 tax money, ladies and gentlemen, that they have used to
23 subdivide this property.

24 I want to call your attention to Exhibit D
25 which is an aerial photograph that shows what they've

1 already done out there. That's how the property looks out
2 there today. They've got a few roads in there. I don't see
3 my \$5 million. That was my \$5 million they spent out there.
4 That was everybody's \$5 million. I don't even see that
5 invested out there.

6 And they used that \$5 million to isolate off
7 this ten acre tract. Look over to the west. They have that
8 large 16 acre tract.

9 Now, why am I making such a point about this
10 business of 16 acres, ten acres, and whatnot? Because to
11 get a variance, you have to show that it's not your fault
12 that you ended up with a piece of property that you have to
13 ask for a variance.

14 Also, your code, which I attached here as
15 Exhibit E, sets forth all of the things that have to be
16 found by y'all by a preponderance of the evidence.

17 Excuse me. I've developed a nose bleed every
18 once in a while. Haven't had it in about eight months, and
19 it's been happening to me right here, and I apologize. If I
20 bleed all over something, I'll wipe it up.

21 The point I'm making is that this request to
22 take ten acres out of 44 acres and say that they have a
23 hardship because they can't put together 15 acres, that
24 doesn't fly under your own ordinance.

25 I think that if you ask Mr. Holmes about

1 this, he will tell you it doesn't fly because there's plenty
2 of property.

3 And there is a reason for the 15 acres. I
4 think if you ask Mr. Holmes, he will tell you y'all wrote
5 that ordinance because there's a reason in a planned
6 building group to have a minimum of 15 acres.

7 Now, let me get down to the real nitty gritty
8 of what we're talking about here. This lot that's been
9 subdivided up there, this 10.56 acre lot, has been
10 subdivided. There's about half covered by easement. I'm
11 sure Mr. Holmes has seen this and will verify that. Coming
12 right cross the middle of that lot running from west to east
13 or east to west, there is a 75 foot wide easement for
14 drainage. Ten acres are not available. They'd be lucky if
15 they've got six acres there. They need 15.

16 I'm sorry, but the law is against these
17 people. And you're going to ask me, Mr. Gillespie, what are
18 you up here? You're saying you don't want it, but they've
19 got the property next door.

20 If they ask for the property next door,
21 that's a different question.

22 Thank you. I ask you to deny this
23 application. But first, and I don't represent these people,
24 I'd like to know if we have anybody in the audience that are
25 residents at the Seashore that's here in opposition to that.

1 If they are, I'd like them to stand up.

2 (People standing.)

3 MR. GILLESPIE: Thank you.

4 MS. NORTH: Do we have any questions for Mr.
5 Gillespie?

6 If you could come forward.

7 From this group? No. Okay.

8 All right. We do have a question in the
9 back. If you can come forward and ask your question, Mr.
10 Gillespie --

11 MR. GILLESPIE: Do you want me to stay here?

12 MS. NORTH: Yes, sit there.

13 MR. SYMMES: I just want to verify something.
14 Originally the variance for the planned building group was
15 two acres?

16 MR. HOLMES: Well, within a planned building
17 group there's two different types. There's generally like a
18 residential, a home development or a commercial development,
19 the minimum requirement is two acres. But in this case
20 using duplexes and also having the assisted living facility,
21 it's 15 acres.

22 MR. SYMMES: When was that changed to 15
23 acres?

24 MR. HOLMES: I want to say probably about
25 five years ago.

1 MR. SYMMES: No. Verify this for me. It was
2 actually moved to 15 acres to allow them to develop the
3 Seashore Highlands development. It went from two acres to
4 15 acres so that they could build their property out.

5 MR. GILLESPIE: We've got 20 acres. There's
6 no reason for us to --

7 MR. SYMMES: Well, 15 buildable.

8 MS. NORTH: Okay. We can't have two --

9 MR. SYMMES: I'm sorry. I was asking to
10 verify when that acreage bumped up from two acres to 15
11 acres and why.

12 MR. HOLMES: It was years ago, but if you're
13 asking if there are any other developments that meet that
14 requirement, the only one is Seashore that meets that
15 requirement.

16 MR. SYMMES: I (inaudible) and they asked for
17 a variance so they could build their project, and the number
18 was shifted to 15 acres to make accommodations for the
19 Seashore Highlands. I just wanted to state that.

20 MS. NORTH: Thank you.

21 Anybody else here to speak?

22 MR. FREELAND: I'd like to respond.

23 MS. NORTH: Come forward, please.

24 MR. FREELAND: Andy Freeland again with
25 Pickering.

1 Not necessarily a question for Mr. Gillespie,
2 but a couple of responses to what he has said.

3 I don't know if he's correct on there being
4 exactly thirty whatever acres he said. I assume he is.

5 I would dispute one thing he claimed. This
6 is in y'all's packet which I believe is the fourth or fifth
7 page. But we highlighted where we are. And he's referring
8 to this, you know, I believe he called it a 16 acre -- I
9 actually cannot speak if it is or isn't, but it's probably
10 about that.

11 But if you look at Highlands Circle, and if
12 you look at the west side of the intersection of Highlands
13 Circle and Main Street, you're going to see where there's a
14 public platted or soon to be platted right-of-way that
15 begins to go westerly and then it stops right there.

16 So the reason for that is there's always been
17 a planned service road that would follow 605 along there,
18 and then Highlands Circle would tie to it.

19 So if we were to take and we as -- my clients
20 were to take this entire property, it would really kind of
21 make it such that that service road, we wouldn't really ever
22 be able to build it, we wouldn't really ever be able to use
23 that for your commercial development.

24 Ms. Mary Ann, you had spoke about shopping
25 centers and everything. They're going to want to be right

1 there along the highway.

2 So the last remaining property, and actually
3 if you read all the questions in the back, we tried to
4 explain a lot of these concerns that he brought up already
5 in our packet, but this was supposed to be four lots, and
6 they went ahead and purchased all of it, under contract to
7 purchase all of them, because it is actually a larger piece,
8 if I remember correctly, to take this 10.56 acres than to
9 take everything north of where that planned right-of-way is.

10 So our clients actually did look at getting
11 the largest continuous piece of property. And again, we
12 explained in those same sections in the back, you know, the
13 six questions y'all asked. We explained that fact.

14 And then, you know, they took as much as they
15 could without hitting what's going to be public
16 right-of-way. So there was no land, as you know, it
17 couldn't be a planned building group on two separate
18 properties.

19 The other thing he referenced was there are
20 several large easements, drainage easement, go right through
21 the middle of the property. And you can really, if you
22 squint your eyes just right and turn your head to the side,
23 you can see those drainage ditches.

24 And what those are is, that is public
25 drainage along Main Street, Highlands Circle, and Highland

1 Boulevard. That's why it currently drains from west to
2 east.

3 The drainage of those roads is pipe now. It
4 goes into storm drain and lifts and goes underneath the
5 road.

6 Well, they took those pipes just for a pure
7 cost measure and just went ahead and discharged it onto the
8 property that it was already kind of going to beforehand
9 with the understanding that we are going to be able to pick
10 up the city drainage and reroute it around the perimeter of
11 our site and there will be drainage easements on those.

12 But that giant ditch, it's only giant, it's a
13 depth issue, it's not a capacity issue. So that ditch is
14 comically oversized right now in that, you know, the pipes
15 were this deep, and we had to pick up from the bottom of
16 that pipe, and we had to have the slope ().

17 But if you look at the pipes, I believe
18 they're just 15, they're 18, maybe one 24 inch pipe in
19 there. So it's not a large amount of drainage that's coming
20 around. Our intent will be to pick it up, route it around
21 the site, and let it continue to flow where it flows towards
22 that pond now.

23 So those drainage easements are there because
24 the city does have drainage for public roads crossing over a
25 private property. Those will have to be modified as part of

1 this project and ours are prepared to do that.

2 The last kind of dispute I'd like to make
3 against what Mr. Gillespie said is Noel Symmes owns the
4 Highlands, he owns Gulfport Highlands, LLC, whatever the
5 applicant is, they are the owner of the property. So when
6 he says they, I want to make it clear that Noel is not
7 developing this property. The Tatum Properties is the
8 actual developer.

9 So, you know, I don't want it to sound like
10 there was some they that purposely tried to pick this ten
11 and a half acre property instead of this one or that one.
12 No, this was -- it wasn't any kind of, you know, hoodwinking
13 by that. It's two separate entities that are involved on
14 that.

15 So that's all I have, if y'all have any
16 questions.

17 MS. NORTH: Questions?

18 MR. FREELAND: Thank you.

19 MR. GILLESPIE: Since he's taken up my time,
20 can I respond?

21 MS. NORTH: Sure.

22 MR. GILLESPIE: I don't know who this
23 gentleman is but he has absolutely totally misrepresented
24 everything out there. He's tried to have you think that
25 Highlands is not the applicant. Highlands is the applicant.

1 The other people are the agents. Am I correct? Highlands
2 owns all this property around here.

3 I'm taking Exhibit D, and I'm going to
4 reintroduce that and pass it around and ask Mr. Holmes: Is
5 that about where that drainage easement is?

6 MR. HOLMES: Yes, sir.

7 MR. GILLESPIE: All right. I want to show
8 y'all where that drainage easement is and how big it is.

9 You know why that drainage easement is there?
10 Because of the wetlands in there. Because the drainage
11 problem out there, that whole piece of property, they can't
12 build on that thing.

13 The plan they submitted to you, that this
14 gentleman right here who has already misrepresented the
15 facts, drew, shows buildings smack dab on that drainage
16 easement. All you got to do is look in your packet, and
17 you'll see.

18 I don't know what's happening here, but I
19 like to hear things come out that are true.

20 He said they were going to build another
21 service drive along the highway. They have already platted
22 this property. They have already had it approved for a
23 subdivision. It has no such streets.

24 The streets that are going to be there are
25 already there. They encompass, they built the streets that

1 circles that ten acres like that. They brought about this
2 problem. For them to get up here and misrepresent
3 something...

4 I'm the attorney for the county planning
5 commission. I've got to go to my meeting tonight. We face
6 these all the time. I don't like misrepresentations.

7 Thank you.

8 MS. NORTH: Do y'all have any questions?

9 MR. MARSHALL: I have a question for the
10 staff, Greg.

11 There are several maps here, and I don't know
12 if it's () everything I checked just shows it as one
13 big parcel. So --

14 (Board members talking amongst themselves.)

15 MS. NORTH: Can we have --

16 MR. MARSHALL: This says you have 10.5 acres
17 right here; correct?

18 MR. HOLMES: Yes.

19 MR. MARSHALL: And then given the plan that
20 we have right here, looks like there's 68,000 square feet
21 that is going to have the memory care, assisted living, and
22 assisted living commons; correct?

23 MR. HOLMES: Yes.

24 MR. MARSHALL: So for this project to work as
25 it sits right now, with 10.5 acres, what would you say needs

1 to be carved off of this project just so it can fit all
2 regulations, all ordinances, as that 10.56 acres sits today
3 with the plans that they have? Would it be, you know, say
4 they carved off the memory care unit and moved it, you know,
5 to one other parcel, would then the site fit within the
6 layout?

7 MR. HOLMES: I'm thinking about the best way
8 to answer that question. () that, yes, it is ()
9 ten acres. However, the ordinance itself requires 15. With
10 that being said, that's why it's before this body. Due
11 process allows them to ask for a variance. But it is
12 feasible.

13 MR. MARSHALL: Okay.

14 Well, I'm just wondering about this one
15 little parcel right here that is just south of the 10.5
16 acres. Is that included? Because I'm looking at, I guess
17 Exhibit B that says 10.56 acres here, and then here is that
18 parcel right there that's shaded in. So I'm seeing several
19 different maps. And I'm, you know, I really don't
20 understand what exactly, you know, all these parcels are.
21 You know, because each one is shaded a different color.
22 So...

23 MS. NORTH: Greg, can you confirm that the
24 ordinance was changed for Seaside (sic)?

25 MR. HOLMES: I'm not going to say it was

1 changed for Seaside (sic), but Seaside (sic) had a project,
2 you know, (), that section of the ordinance has been
3 updated sometimes, but we did accommodate that project. But
4 I'm not going to say it was changed just for that project.

5 MR. MARSHALL: I have a question for Andy
6 with Pickering.

7 Have you guys looked into that question that
8 I asked about, you're asking for the 10.56 acres right now
9 to fit the entire project. Have you tried to encompass any
10 of this other land that's right here? I understand that you
11 said you have some just to the west of the property
12 earmarked into one acre plots. And what I see here from
13 your map to go ahead and encompass other commercial tenants;
14 correct? But have you looked into adding any of this land
15 south to, you know, make this thing work?

16 MR. FREELAND: If you read Question 5, y'all
17 talked about it, the variance would not confer a special
18 privilege. We get into that a little bit. We say
19 that no anticipated special privilege would be gained by
20 granting of this variance that is not afforded to other
21 land (). It says the applicant is intentionally
22 following regulations such as total building coverage area,
23 building setback, building spaces, building height,
24 permitted uses, etcetera, to fullest extent possible.

25 So we're not trying to create a greater

1 density, like we're not asking for 15 acres for the density
2 on the ten acre property. We have met the density
3 requirements for that zone on the ten and a half.

4 And then so speaking to whether or not it can
5 be carved out, the memory care and assisted living are in
6 kind of a commons area, and by doing so you're preventing
7 one from having the access. These common areas, I mean,
8 they could speak much better than I could, but they would
9 have like a barber shop, they would have a gift shop, they
10 would have cafeterias and all. So you're cutting out the
11 amenities that are really kind of necessary for the seniors
12 to have right there, and you're introducing this road
13 crossing to them, you're greatly increasing the travel
14 distance and all.

15 So, you know, I'm just a general engineer,
16 but I would think that the building -- that would really
17 kind of defeat the purpose of the development by doing so.

18 But I would want to stick with Item 5 about
19 we're only asking for 10.56 acres of density, and actually
20 we're below that, as well. But we're not looking to squeeze
21 everything in. We're trying to follow the ordinance within
22 that ten and a half acres.

23 MR. MARSHALL: I guess for me, it may have
24 been my misunderstanding that that's what I was gathering,
25 that you actually need 15 acres.

1 Mr. Holmes, can you, I guess, validate what
2 he just said that actually the density is for 10.56 acres
3 and it's not actually density, you know, larger than that?

4 MR. HOLMES: Density, in my opinion, is not
5 the true issue here. Just for this type of development, you
6 do a planned unit which the ordinance requires 15 acres.
7 And that's why they asked for the variance to get ()
8 on that.

9 MR. MARSHALL: But why the large increase
10 when just five years ago the minimum was two acres, and now
11 it jumps up to 15?

12 MR. HOLMES: Well, the thing it was a
13 different type of development. You know, this is not what
14 you would consider like a multifamily or an apartment
15 complex. You're mixing a commercial entity with single
16 family or two family, that's why () needed more room
17 for amenities to accommodate the type of uses.

18 MS. NORTH: Anybody else?

19 MR. DANIELS: I have a question I think for
20 Mr. Symmes.

21 Because you at your closure, I know Mr.
22 Gillespie had mentioned about the property west of 605 as
23 another opportunity or another possible piece of property.
24 Is that something that you may even look into that could
25 also be something for consideration, as well?

1 MR. SYMMES: Just a couple of points that
2 Andy made that were valid.

3 Even if we put additional road work in, I
4 could divide that parcel up.

5 Also, we do have some commercial retail type
6 development () so they're going to want to have that
7 605 frontage. So that piece is really more appropriate for
8 commercial retail application as opposed to a residential
9 development for senior living facility.

10 MR. DANIELS: Not on that property. I'm
11 saying west of 605, the other green space.

12 MR. SYMMES: Oh, I don't know. That's not my
13 property.

14 MR. DANIELS: Somebody mentioned about
15 possibly (). I wasn't sure that that didn't have
16 reference to what he was mentioning.

17 MR. SYMMES: I'm not sure. I'm just speaking
18 to our property.

19 MS. NORTH: Mr. Pharr.

20 MR. PHARR: I have a question. There was
21 some reference made to the infrastructure.

22 MR. SYMMES: Yes, sir.

23 MR. PHARR: And some \$5 million that is
24 proposed. Was this plan inclusive in the infrastructure
25 plans that were being made or was this after the fact?

1 MR. SYMMES: This particular plan came after
2 the fact.

3 MR. PHARR: After the fact.

4 MR. SYMMES: Harrison County is actually the
5 recipient of the grant. They built the infrastructure.
6 They contracted for the infrastructure, oversaw the
7 construction. They spent those monies. Gulfport Highlands
8 Development did not. We were not the grant recipient, so we
9 did not receive the \$5 million. Harrison County received
10 the \$5 million and then put the infrastructure on the site
11 to help spur other development.

12 MR. PHARR: Well, I guess in being more
13 specific, my question is: Are you aware of the note of the
14 planned building group's ordinance requiring the 15 acres
15 for this type of development before you proposed this?

16 MR. SYMMES: Yes. We didn't even have to ask
17 for a variance. It's similar to the -- I came before you
18 eight to ten years ago whenever it was representing the
19 Methodist, as well, to ask for the same variance for them.
20 So, yes, I knew we were going to have to ask for a variance.

21 MS. NORTH: Who came up with the design of
22 the current street structure?

23 MR. SYMMES: Our architects. They laid it
24 out thinking that would be the best way to develop the
25 property.

1 MR. PHARR: And you don't have any
2 alternative sites to come in compliance?

3 MR. SYMMES: In terms of senior residential
4 development like this, this is the best parcel on the site
5 for this type of development, especially if you want to try
6 to have commercial retail attractive to the front piece of
7 property, we have the most exposure along 605.

8 MS. NORTH: Anybody else have any further
9 questions for Mr. Symmes?

10 All right. Thank you.

11 Anybody else here to speak against the
12 petition?

13 MS. JENKINS: My name is Sonja Jenkins from
14 Tupelo, Mississippi. I am legal counsel for Mississippi
15 Methodist Senior Services which is the parent organization
16 for Highlands Retirement Community.

17 And I'm basically here today to give you a
18 little context about Highlands' contribution to this
19 community. We've been a very strong community citizen of
20 the Gulf Coast since 1984 when we assumed ownership of the
21 Retirement Community on that beautiful piece of land on
22 Beach Boulevard.

23 And although it withstood any number of
24 hurricanes, I don't think anyone was prepared for Katrina.
25 And at the time, we had 50 residents who chose to remain on

1 our campus during that storm.

2 And just by the grace of God, truthfully,
3 those residents in our facility were spared. But we knew at
4 that juncture that we really needed to find a safer place
5 for our residents.

6 And that with the support of the Senior
7 Services and the boards, we began to go through the process
8 of selling that property and looking for another piece of
9 property to build that was on higher ground.

10 And so our search began around 2008. It
11 took us about -- or 2005. It took us about three years to
12 find what we thought was the right site. We commissioned a
13 market analysis to see, you know, if the area could
14 withstand assisted living and memory care and retirement
15 community units in the area. And like I said, it was
16 important for us to find the right place to rebuild with
17 proximity to transportation, proximity to retail, medical,
18 you know, banking and also proximity to religious centers
19 and cultural centers. We were looking for all that.

20 And after a lot of careful research and due
21 diligence, we purchased 20 acres from Gulfport Highlands.
22 And it was located, as you know, right off Highway 605,
23 which now is Highlands Retirement Community.

24 And those 20 acres were part of the larger
25 tract which we've been speaking to today.

1 At the time that we made this purchase, Mr.
2 Symmes with Gulfport Highlands shared his plans for that
3 entire tract, all of which we believed would be very
4 complementary to our residents at Highlands. He talked
5 about a grocery. He talked about other retail, of a retail
6 pharmacy, a medical or urgent care facility. And these
7 plans that were shared by Mr. Symmes became really a selling
8 point as we began to market our units.

9 Highlands Retirement Community opened in
10 April of 2013 with the Cove, which is an assisted living
11 facility with 50 units. In 2014, 21 of those units were
12 converted for memory care support. We have 29 villas or
13 cottages that have been built as retirement homes. And then
14 we also built the first assisted living greenhouse on the
15 Gulf Coast and the first assisted living green house in the
16 country that provided memory support.

17 Since moving to our Gulfport site, I want you
18 to listen to this, we have invested \$19.1 million in land,
19 buildings, and infrastructure. We did not receive federal,
20 state, or local monies or grants. Our financing was done by
21 the local bank here on the Coast. We employ 69 employees
22 with a 2019 budgeted payroll with benefits of \$2,025,000. I
23 think those numbers you can really appreciate.

24 Now Gulfport Highlands Development, by
25 proposing the construction of another assisted living,

1 memory care, and retirement community in our front yard
2 really jeopardizes, in my opinion, our financial future.
3 Had we known at the time that Mr. Symmes and Gulfport
4 Highlands Development planned to build another facility just
5 like ours, we wouldn't have purchased that site. Gulfport
6 Highlands has never discussed this with us. The first
7 notice that we had was the notice of the hearing that we
8 received from you.

9 I do not feel that Gulfport Highlands has
10 acted in good faith based on prior discussions that the
11 development had with our organization in terms of the
12 remaining tract. And I just would ask that you consider the
13 significance of our investment in this community, the fact
14 that we are really good citizens and supportive citizens of
15 this community. I just would ask that you would deny the
16 variance.

17 MS. NORTH: Can I ask you: What is your
18 occupancy?

19 MS. JENKINS: My occupation?

20 MS. NORTH. No. Your occupancy there at --

21 MS. JENKINS: I'm going to defer that to our
22 director, executive director, because that varies, as you
23 know, day to day. So how would you like to handle that?

24 MS. NORTH: Overall average for the year.

25 MS. JENKINS: Do we need to bring her

1 forward?

2 MS. NORTH: Yes, please.

3 MS. ANDERSON: My name is Rebecca Anderson.

4 Occupancy, we have 29 assisted living suite
5 apartments that stay full. We have 29 villa residents that
6 remain full, as well. Our memory care maintains openings.
7 We have been full one time since we opened for a very short
8 time, and we always have openings in memory care.

9 We believe that our economy is getting
10 saturated with memory care services, and we have more
11 competition coming, and I think that we are all going to be
12 affected by that.

13 MR. BODDIE: Do y'all have a waiting list?
14 And, if so, how long is that waiting list for the assisted
15 living units?

16 MS. ANDERSON: Assisted living, we've got a
17 waiting list of about 25, the same thing for villa residents
18 that are independent living.

19 MS. BODDIE: Are y'all planning on expanding
20 to accommodate that waiting list?

21 MS. ANDERSON: Well, we have pretty much
22 built out our property. We have quite a small section that
23 is -- that we're kind of holding out for a particular
24 program. There's a federal program called Pace, and it's
25 actually a daycare situation. But that is a little separate

1 from everything else. It's over to the side, and it's just
2 a small plot. But we're built out on our property.

3 MR. MARSHALL: Your residents, as well, are
4 almost treated as condos, though -- correct? -- because they
5 buy them for, the last I heard, was like \$189,000, they buy
6 them, and then they pay a common area maintenance, of
7 course, and things of that sort, and then if they pass or
8 they want to sell it, they sell it back to you as the
9 developer. So that's kind of the waiting list that you have
10 there? I mean, it seems like...

11 MS. ANDERSON: And you know quite a bit about
12 the villas, and that's a very good summary. That is pretty
13 much the investment is about the cost of the home, anywhere
14 between a hundred ninety to two hundred thousand dollars.

15 They do have a contract with us. It's a life
16 use agreement. We own the home, and we take care of it. We
17 provide all the appliances and take care of all the
18 maintenance on the home and the landscaping and irrigation,
19 and all that is ours. They do pay a maintenance service fee
20 for those amenities. There are more amenities that go along
21 with that, too.

22 But at the time that they choose to leave,
23 they would receive a 90 percent return on that initial
24 investment. And if they live there for their entire life,
25 their heirs receive that.

1 We're a not for profit organization. I do
2 think that sets us apart in many ways. But we already have
3 struggles with our memory care, we do, as far as occupancy.

4 MS. NORTH: Any other questions?

5 MR. MARSHALL: Just going back to Ms.
6 Jenkins. You talked -- if you don't mind coming back up
7 here for one moment.

8 You had mentioned in your speech that, you
9 know, you guys selected this site and everything, and you
10 were going to invest the money that you had and, you know,
11 you approached Mr. Noel, and he told you, hey, we've got
12 opportunity here for commercial grocery stores, all these
13 great things that are going to come, and I'm sure some of
14 your residents sitting in the audience today hear that, and
15 that's a selling point for them, as well.

16 Now, through this meeting, I've kind of
17 looked on my phone and just typed in Gulfport Highlands, and
18 there's WLOX after WLOX, Sun Herald, about what is to come,
19 what is going out there, and here we are -- how many years
20 later? -- ten years later, and we don't have, you know, any
21 commercial. We have a, you know, a new grocery store down
22 Dedeaux Road and a couple of Dollar Generals more. But
23 we're very shy of what's promised.

24 Now, there is that old saying that you add
25 rooftops and the commercial will come. So looking at this

1 and looking at, you know, the investment that would be made
2 by these gentlemen, the more community that what it would be
3 -- and I have to believe that through their spike study,
4 you're lacking in demographics, and that is essentially what
5 the commercial people are saying over and over, the
6 demographics aren't there yet, the demographics aren't there
7 yet.

8 By building a site like this, would you think
9 that adding more demographics similar to the audience with
10 disposable, you know, income or, you now, retirement income,
11 that you could potentially see investment out there?

12 MS. JENKINS: I think you would have to ask
13 Mr. Symmes that or Gulfport Development.

14 When we began discussions with them, it was
15 -- they very enthusiastically shared with us their plans.
16 And it was to develop. You know, that we were going to have
17 -- we were going to be a retirement community that would
18 benefit from what else they were going to do on that tract
19 of land.

20 And our residents, I mean, in other words, we
21 could count on the fact that they were going to really build
22 that area up which would benefit our citizens, and it was a
23 selling point, yes, we're going to, you know -- we told
24 them, it's our understanding that we're going to have a
25 grocery, a Walgreen's or CVS, we're looking at a medical

1 building, urgent care type center. And so that was really
2 something that we took their word for that that they were
3 going to do that.

4 And, you know, we just really -- we haven't
5 seen anything in regard to this.

6 You know, I realize that the fact that a
7 competitor is wanting to set up shop in our front yard is
8 not the basis to deny a variance. But it really leaves a
9 bad taste in our mouth when we thought that we had chosen
10 this great location and that the developer who sold it to us
11 was really going to help us by providing these amenities in
12 the future.

13 Personally, I have a hard time understanding,
14 you know, why you would want two facilities that are just
15 alike right in each other's back yard. I don't really
16 understand that.

17 MS. NORTH: Anybody else?

18 Thank you.

19 Mr. Symmes, did you --

20 MR. SYMMES: Yeah. Timing is everything, and
21 we closed on this -- purchased this property at the peak of
22 the market in 2007. As you know, not long after that, we
23 had the worst recession our country has ever had.

24 At the time, (), we did have a contract
25 in negotiations, which I can show you a copy of, with

1 Bancorp South, for a location on the corner. We were in
2 negotiations with Red Realty in Alabama who is the developer
3 of the CVS pharmacies because CVS (). When the
4 recession hit, both of those things fell apart on us. And
5 that just about sunk the development.

6 If not for my family's business pouring money
7 into this year after year after year to the tune of now
8 almost \$10 million, not including the infrastructure that's
9 gone out there that was paid for by the county, I feel the
10 same way you do. I wanted all of that to happen, too, and
11 it didn't. The recession set us back a long way. Believe
12 it or not, the BP oil spill set us back a little bit, not as
13 much as the recession, but it didn't help.

14 I could prove that because () got a
15 settlement from the BP because the CVS and the Bancorp South
16 deal did not work out.

17 Again, I'm hopeful that this development will
18 be a catalyst to now bring us some of these ()
19 commercial developments.

20 I'll specifically talk about grocery stores
21 if you want to. The people who've done a discount grocery
22 store down on Dedeaux Road, I don't know what it's called,
23 it's the Roberts family out of Hattiesburg, they also have a
24 () called the Corner Market which is a very nice high
25 end grocery store located in Hattiesburg, and they

1 approached us that they were looking for property to do a
2 grocery store, for doing their grocery on our site. And my
3 hope was that they wanted to do a Corner Market because it's
4 a higher end grocery. That's not the case. They want to
5 put a discount grocery on our site.

6 I told them no because I thought that would
7 take the direction of the development in the wrong way and
8 was not what we want to build on site. I didn't want a Cost
9 Plus ten percent discount grocery store on my site.

10 I've been approached by Meineke Mufflers.
11 No, I don't want Meineke on my site.

12 I've been approached by the Dollar Tree, and
13 the general family whatever you call it, all up the road,
14 down Dedeaux, now one on 605. I told them no.

15 We're sticking to our guns. We're going to
16 do a high-end nice development if it kills me. And this is
17 a high-end nice development the Tatums are doing and it's
18 going to be a catalyst to the site.

19 So I don't want anyone to think that somehow
20 I shucked my responsibility and didn't do everything we
21 could to get the things that we said we were going to get
22 there because we did. And I couldn't do anything about
23 recession or anything else that happened to us in 2011, '12,
24 '13 time frame.

25 The infrastructure on the site was not

1 completed until the fall of 2015. So it wasn't until the
2 fall of 2015 that we actually had full roads in and water
3 and other services on the site, just to kind of give you a
4 sense of timing.

5 So if you have any questions about it, I know
6 I've covered a lot of ground, a lot of years and a lot of
7 ground there quickly, but if you have a specific question on
8 one of those things.

9 MS. NORTH: Do y'all have any questions?

10 MR. MARSHALL: One more question. Would your
11 model be similar to Seashore's as where the occupants have
12 ownership --

13 MR. SYMMES: No. There's a full model of the
14 residents are paying or residents are leasing.

15 MR. MARSHALL: And it is age restricted; is
16 that correct?

17 MR. SYMMES: All of ours are for lease. The
18 cottages are for lease. It's just you lease it, 30 day
19 notice when you move out. You don't get any money back.

20 MR. MARSHALL: And are they age restricted,
21 or what is the age?

22 MR. SYMMES: Fifty-five and older.

23 And then you had brought up something earlier
24 about moving -- the memory care and assisted living are
25 attached, in my opinion, it's more secure, and I can offer

1 them a lot more.

2 And then I know we've had some questions
3 about memory care. Usually, your () your memory care,
4 they'll fill up ().

5 MS. NORTH: Anybody else?

6 MR. PHARR: How significant is the plat to
7 this proposed plan?

8 MR. HOLMES: Well, the plat itself has been
9 approved by the city, it just hasn't been recorded by the
10 county yet. It has gone through our process, it just hasn't
11 been recorded over at the courthouse yet.

12 MR. PHARR: So it's in the make.

13 MS. NORTH: Do we have anybody else to speak
14 against the petition?

15 Okay.

16 MS. MCKENZIE: Linda Parker McKenzie. I live
17 at 1906 Courtney Lane.

18 I've been a member of the Seashore Board of
19 Directors for many, many years, going back before Katrina,
20 so I was involved with the group. We spent a lot of time
21 going out looking at land trying to figure out where we were
22 going to move our facility that was going to be safe for our
23 elders.

24 As Ms. Jenkins pointed out, being on the
25 beach was fun, but once Katrina hit it became very apparent

1 that we needed to be further inland high and dry and not be
2 () an evacuation every time there was a storm in the
3 Gulf.

4 We spent a lot of time. We looked at a lot
5 of places. And we settled on this particular piece of land
6 because of what Mr. Symmes had said he was going to provide
7 for us.

8 And I'd like to point out to you that
9 Methodist Senior Services went from Biloxi to Gulfport.

10 So our facility is in your back yard now.
11 And we had these assurances of what was going to happen.
12 And I hear him talking about this new facility that he wants
13 to build, and I hear more talk about retail. And you're
14 right, Ms. Wiginton, we were all led to believe there was
15 going to be more retail there.

16 And so now you want to put more houses, just
17 where's the retail. I mean, in the over five years that
18 we've been there, he's managed to build one business, a home
19 health, which is a lovely business for us to have nearby,
20 but that's it.

21 I think on behalf of our residents and our
22 employees and everyone else, I mean, the residents alone
23 when they buy into this, they put an investment. Their home
24 is the biggest investment that they make. And that's it.

25 This is important to them, too. And they all

1 thought it was going to be the bank and the grocery store
2 and the pharmacy and all that close to home. And we've got
3 none of that.

4 So, you know, if you want to clone what we've
5 done and -- I don't think that solves anything. I think it
6 hurts us, and I think it hurts the people who have made a
7 significant investment in this community. And I am very
8 opposed to this development.

9 MS. NORTH: Do y'all have any questions for
10 her? Thank you.

11 Anybody else to speak against the petition?

12 MR. GILLESPIE: Mr. Sherman Muths who is one
13 of the officials of the group of members had a resolution to
14 present, and he had to leave. And so I'd like to make this
15 a resolution of the villa owners at Seashore Highlands part
16 of the record, and it is in opposition.

17 MS. NORTH: Michael, do you want to just go
18 ahead and read it out loud?

19 MR. DANIELS: (Speaking very low) Resolution
20 of villa owners of Seashore Highlands on this the 14th day
21 of November 2018 at 10:00 a.m. in the () clubhouse
22 where the called meeting of the owners of the villas of
23 Seashore Highlands comprised of 29 () a substantial
24 majority of the owners present and voting the following
25 resolution was adopted after motion made, seconded, and

1 unanimously approved as follows:

2 Resolved, the owners at Seashore Highlands
3 opposes the construction project of the Claiborne and
4 Gulfport Highlands, LLC, and just as vigorously objects to
5 the amending, altering, and changing in any way the existing
6 zoning reconstruction and building requirements at this
7 site. In reliance upon these zoning requirements, Seashore
8 Highlands was constructed by its parent Mississippi
9 Methodist Senior Services, Incorporated, a not for profit
10 company. The Seashore Highlands campus consisted of the
11 expenditure of millions of dollars which may not have been
12 built except for reliance on the zoning which construction
13 at the site as proposed Claiborne and Gulfport Highlands, a
14 for profit company. Therefore, we respectfully request the
15 application by the Claiborne and Gulfport Highlands, LLC,
16 for the construction project be denied and the alternation
17 or change -- the alteration or change of any of the existing
18 zoning and building reconstruction restrictions at this site
19 be ().

20 MS. NORTH: Thank you.

21 Is anybody else here to speak against the
22 petition?

23 MS. PETERSON: This is Rebecca Peterson. I
24 might just declare about the services that we do offer at
25 Seashore Highlands. We've highlighted the villas () and

1 how that buy-in is. The assisted living is a market rate,
2 and also the memory care. Both of those are in our health
3 care facility, and they have the services and that level of
4 care.

5 MS. NORTH: Thank you.

6 Anybody else here to speak against the
7 petition?

8 Okay. We've heard staff, and we've heard
9 from a number of people. Are we ready to vote, make a
10 motion?

11 MR. MARSHALL: I make a motion to approve the
12 applicant's request.

13 MR. BODDIE: I second.

14 MS. NORTH: Have a motion to approve the
15 applicant's request, and a second. Let's each person down
16 the line give their answer.

17 MR. PHARR: I will abstain.

18 MS. NORTH: You can't do that. You need to
19 vote.

20 MR. PHARR: What position do I have?

21 MS. NORTH: You have to pick.

22 MS. WIGINTON: I vote nay.

23 MR. PHARR: May I qualify my position?

24 MS. NORTH: Sure.

25 MR. PHARR: I've heard emphasis regarding the

1 competitive end of it, some reference to misrepresentation
2 of those who have invested monies in the past. I've heard
3 of those who have properties that have had longevity and
4 held on for quite a while with anticipated investment. And
5 at this point, I'm confused.

6 There's one point that is sticking with me
7 plainly, and that is the Plan B development group and the
8 required 15 acres, and because of that I have to vote no.

9 MS. NORTH: Thank you.

10 MS. WIGINTON: Nay.

11 MS. NORTH: I vote for it.

12 MR. MARSHALL: Yea.

13 MR. BODDIE: Yea.

14 MR. DANIELS: Nay.

15 MS. NORTH: It was tied, so it has failed.

16 Thank you.

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BEFORE THE CITY OF GULFPORT
ZONING BOARD OF ADJUSTMENT AND APPEALS

1811ZB120

COURT REPORTER'S CERTIFICATE

I, Norma Jean Ladner Soroë, Certified Shorthand Reporter, do hereby certify that to the best of my skill and ability I have reported the hearing held before the City of Gulfport Zoning Board of Adjustment and Appeals and that the foregoing 48 pages constitute a true and correct transcription of said hearing held on the 15th day of November 2018.

I do further certify that my certificate annexed hereto applies only to the original and certified transcript. The undersigned assumes no responsibility for the accuracy of any reproduced copies not made under my control and direction.

Witness my signature this the 10th day of December 2018.

NORMA JEAN LADNER SOROË, CSR #1297
Certified Shorthand Reporter

MEMORANDUM

To: Mayor Billy Hewes and
Gulfport City Council

From: Greg Holmes, Planning Administrator
Urban Development Department

Date: December 21, 2018

Re: **Special Exception 1811PC121:** Special Exception 1811PC121, by Agent, tax parcel 1008F-01-006.000, Request assisted living facility use, Highlands Cir, zoned R-B (Residence-business), Ward 6

Planning Commission recommendation: To approve applicant request.

Motion: Mr. Hewes

Second: Mr. Anthony

KEITH WILLIAMS	– Chairman
HAROLD SPANN	– Yea
COLETTE TOWLES	– Nay
VIRGINIA ADOLPH	– Absent
CHARLIE HEWES	– Yea
BJ SELLERS	– Yea
WM. PRINCE JONES	– Yea
DOUG HANCOCK	– Absent
JOHN ANTHONY	– Yea
LANE HANSARLING	– Yea
BRANDON ELLIOTT	– Yea

Action: Motion was carried unanimously

Speaking for the Petition:

1. Noel Simms
2. Craig Tatum

Speaking against the Petition:

1. Virgil G. Gillespie (Letter of Appeal)
2. Sonja Jenkins
3. Rebecca Anderson

On November 15, 2018, the Planning Commission recommended approval of the above referenced case.

Please place the attached item on the Council agenda for January 8, 2019.

GILLESPIE LAW FIRM

VIRGIL G. GILLESPIE

vgg@gillespielawfirm.com

November 21, 2018

Urban Development Planning Division
City of Gulfport, Mississippi
William H. Hardy Building
1410 24th Ave.
Gulfport, MS 39501

Re: Appeal of Seashore Campground Retirement Home, Inc. of Special Exception heard and granted by the Zoning Board of Adjustments and Appeal in Cause No. 1811PC121 on November 15, 2018.

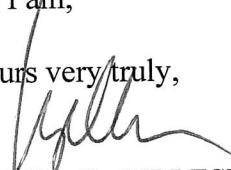
Gentlemen:

Please be advised that my client, Seashore Retirement Home, Inc., the adjacent property owner, feeling aggrieved of the decision of the Gulfport Zoning Board of Adjustments and Appeals rendered in the above matter on November 15, 2018, hereby appeals the same to the Gulfport City Council and requests that a transcript be prepared of all the oral testimony and argument given at the hearing, together with the complete file of your department and all things appurtenant thereto.

I enclose herewith my check for \$50.00 as the appeal fee, and I hereby tender to your department the sum necessary for the preparation of the transcript and/or any other fees or expenses. I will pay the same as soon as I am given either a bill or an estimate.

Thanking you for your attention and help in this matter, I am,

Yours very truly,


VIRGIL G. GILLESPIE
Attorney at Law

VGG/sb

Enclosures: Check for appeal fee

Cc: Sonja Jenkins
Michael Ferris



GILLESPIE LAW FIRM

VIRGIL G. GILLESPIE

vgg@gillespielawfirm.com

November 21, 2018

Urban Development Planning Division
City of Gulfport, Mississippi
William H. Hardy Building
1410 24th Ave.
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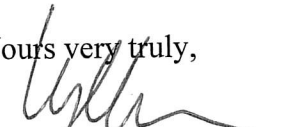
Gentlemen:

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Thanking you for your attention and help in this matter, I am,

Yours very truly,


VIRGIL G. GILLESPIE
Attorney at Law

VGG/sb

Enclosures: Check for appeal fee

Cc: Sonja Jenkins
Michael Ferris



Technical Report

SPECIAL EXCEPTION

GENERAL INFORMATION

Case File Number: 1811PC121

Hearing Date: Zoning Board November 15, 2018
Planning Commission November 15, 2018

Current Zoning/Use: R-B / Vacant property

Legal: Special Exception 1811PC121, by Agent, tax parcel 1008F-01-006.000, Request assisted living facility use, Highlands Cir, zoned R-B (Residence-business), Ward 6

TECHNICAL DETAILS

The applicant requests special exception for an assisted living facility in the newly platted Gulfport Highlands (approved by City Council November 6, 2018) mixed use development. As proposed the development will consist of a 78-unit senior "memory care / assisted living" building with some additional duplexes that are not part of the Special Exception review. In the area, there is another senior housing development, single-family residential, and other commercial developments.

Of note about the development, the project is not in a known flood hazard zone, which would trigger issues with the Hazard Mitigation Plan. However, the roads accessing the development are in flood hazard zones, which could be of concern during inclement weather. Considering, there is another development in the area supporting the same use, care should be given to denying the use, in addition to overwhelming the area in a manner to strain emergency services.

Any approval should consider these conditions:

1. Civil plans required for permitting. Development (Gulfport Highlands) has not been accepted by city of perpetual maintenance.
2. Please be aware that all access roads to the facility may become inundated with flood waters preventing emergency access. All construction shall comply with all building codes and city ordinances.

DEPARTMENTAL CONDITIONS

Engineering: Civil plans required for permitting. Development (Gulfport Highlands) has not been accepted by city of perpetual maintenance. Memo dated 10/31/2018.

Public Works: Need civil plans for permit. Memo dated 10/31/2018.

Traffic and Safety: No conditions. Memo dated 10/31/2018.

Building Code Services: Please be aware that all access roads to the facility may become inundated with flood waters preventing emergency access. All

Technical Report
SPECIAL EXCEPTION

construction shall comply with all building codes and city ordinances.
Memo dated 10/25/2018.

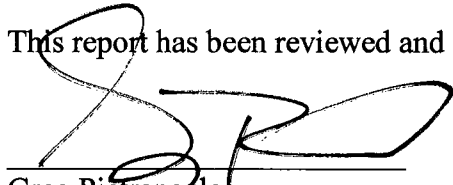
GIS: No conditions. Memo dated 11/1/2018.

Police Department: No conditions. Memo dated 10/25/2018.

Fire Department: No conditions. Memo dated 10/29/2018.

DIRECTOR APPROVAL

This report has been reviewed and approved by:

A handwritten signature in black ink, appearing to read 'G. Pietrangelo', is written over a horizontal line.

Greg Pietrangelo
Director of Urban Development Department



CITY OF GULFPORT
Urban Development - Planning Division
1410 24th Avenue
Gulfport, MS 39501
(228) 868-5710

For Staff Use Only

Case File #: 1811PC121

Date Received: _____

Receipt #: _____

Received By: _____

Zoning: _____

Ward: _____ Flood: _____

Size: _____

APPLICATION FOR SPECIAL EXCEPTION

Property Information

TAX PARCEL #

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(If necessary, use separate sheet of paper)

Address of Property Involved: _____

Lot(s) _____, Block(s) _____, Subdivision _____

General Location: located near Highlands Circle at Gulfport Highlands

GENERAL DESCRIPTION OF REQUEST:

The Claiborne at Gulfport Highlands, LLC is requesting to construct a +/-68,000 square foot Assisted Living and Memory Care Facility, and 9 duplexes on a 10.56 acre lot in the Gulfport Highlands development.

OWNERSHIP AND CERTIFICATION:

I hereby certify that I have read and understand this application and that all information and attachments are true and correct. I also certify that I agree to comply with all applicable city codes, ordinances and state laws. Finally, I certify that I am the owner of the property involved in this request or have authorization to act as the owner's agent for the herein described request.

OWNER

Gulfport Highlands Development, LP

Printed Name Of Owner

4680 Hickory Ridge Rd.

Mailing Address

Jackson MS 39211

City

State

Zip code

Home Phone

Work/Cell Phone

noelsimms@gmail.com

Email

Signature Of Owner

Noel C. Simms

AGENT

The Claiborne at Gulfport Highlands, LLC

Printed Name Of Agent

11 Parkway Blvd.

Mailing Address

Hattiesburg MS 39401

City

State

Zip code

601-336-5050

601-270-8295

Home Phone

Work/Cell Phone

ctatum@crpropertiesllc.com

Email

Signature Of Agent

If the property or properties listed above have more than one owner, please check this box. In the case of multiple owners, reverse side must be completed. Each additional owner will need to complete and sign the reverse side of this application. We can only accept applications with original signatures.

☐

SECTIONS A. THROUGH H. MUST BE SUBMITTED FOR A COMPLETE APPLICATION.

SPECIAL EXCEPTION APPLICATION – The Claiborne at Gulfport Highlands

An application for Special Exception is being made for Tax Parcel #1008F-01-006.000 for “The Claiborne at Gulfport Highlands.” The proposed development is a senior care facility with a 78-unit memory care / assisted living building along with 9 individual senior-only duplexes on the site. The special exception is being requested to allow an “assisted living facility” in the “Residence-Business” (R-B) district.

A WRITTEN STATEMENT MUST BE SUBMITTED TO THE ZONING BOARD OF ADJUSTMENT AND APPEALS ADDRESSING THE FOLLOWING:

Note: The uses listed below are subject to the same approval of location and site plans as used when requiring planning approval; in addition, these uses are declared to possess such characteristics of unique or special form that each specific use shall be considered an individual case and shall be subject to approval of the Zoning Board of Adjustments and Appeals in accordance with the provisions of section VIII governing special exceptions.

The following, where applicable must be addressed:

- *Ingress and egress to property and proposed structures thereon with particular reference to automotive and pedestrian safety and convenience, traffic flow and control, and access in case of fire or catastrophe.*
 - Primary Ingress and Egress to the project area will come from Main Street (west) and Highlands Circle (east) with some parking, deliveries, service, and trash access to the Memory Care / Assisted Living (MC/AL) building entering from Highlands Boulevard (south). Once on property, automobiles will have access via a main drive between the east and west entrances. An circle drive off this main drive will provide access to the duplex units. Pedestrian access will be provided from an internal sidewalk loop, safely separated from vehicular traffic, and along the main drive. All roads will be a minimum 24' wide to allow for adequate emergency vehicle access in the event of a fire or catastrophe.
- *Off-street parking and loading areas where required, with particular attention to those items listed in the above bullet statement and the economic, noise, glare or odor effects of the special exception on adjoining properties and properties generally in the district.*
 - There will be two parking areas for the MC/AL building separating staff from residents and guests. Per City regulations a minimum 1 space will be provided for every 2 beds; Current plans indicate 77 spaces with 83 beds provided. Per city regulations, a minimum 2 spaces will be provided for each two-family dwelling unit; each Duplex will meet this requirement with a 2 car garage per unit (4 spaces per duplex). Additional parallel stalls will be provided along portions of this circle roadway.
 - Substantial green space, buffer yards, and setbacks will help mitigate the minimal economic, noise, glare, or odor effects of an assisted living facility may have on adjoining properties. Further assisting in noise and odor effects, an internal trash compactor will be provided in the AL bldg. Regarding noise alone, the loading dock area off of Highlands blvd will handle all deliveries to the AL/MC bldg.
- *Refuse and service areas, with particular reference to the two items in the above.*
 - Refuse and service areas for the MC/AL facility will be setback from the southern Highlands Boulevard entrance. Staff will collect refuse individually at each duplex unit

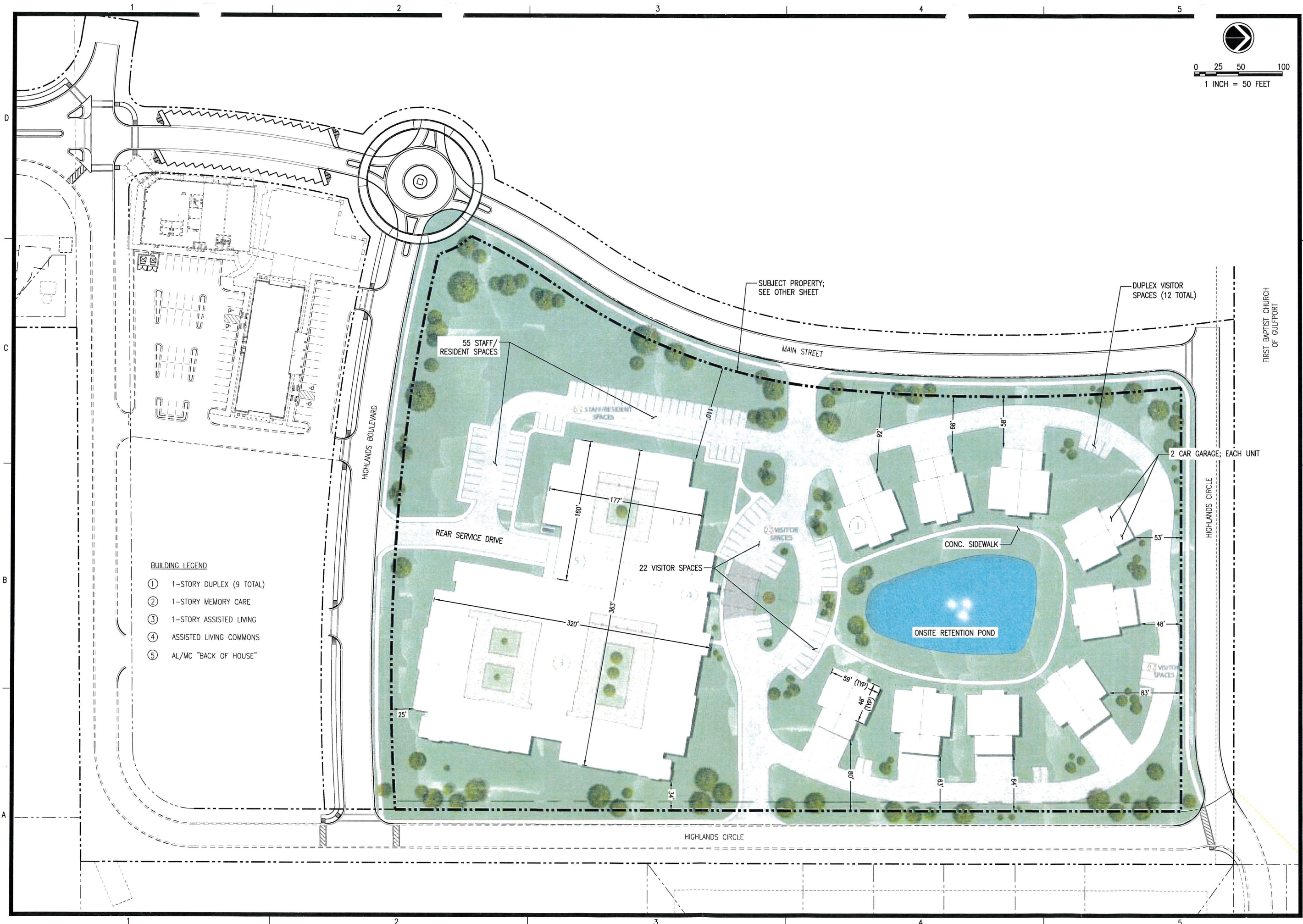
and process with MC/AL pick up. Deliveries and service to the duplex will be through the internal loop road.

- *Utilities, with reference to the location, availability, and compatibility.*
 - Water and Sewer has been built along Main Street (west), Highland Boulevard (south) and Highlands Circle (east and north) with service lines already provided to this site. It is anticipated that water and sewer will connect to these existing services. Electrical, communications and/or natural gas will be coordinated with private providers.
- *Screening and buffering with reference to type, dimensions and character.*
 - All surrounding properties are zoned R-B with a portion of R-1-10 along approximately half of the eastern frontage (the half nearest the duplex units). Because no “business use in an R-B district adjoins a single-family, two-family, or multiple family dwelling,” it would appear there is no buffer or screening required by ordinance. However, screening and buffering will be provided through larger than required greenspace, planned native landscaping, and use of berms that compliment planned landscaping. There is an existing natural screen retained along the east edge of Highland Circle between the proposed development and east-adjacent single-family residential.
- *Signs, if any, and proposed exterior lighting with reference to glare, traffic safety, economic effect, and compatibility and harmony with properties in the district.*
 - Signage will be minimal, will be designed in accordance with the zoning ordinance, and will be compatible with the other uses in the area.
- *Required yards and other open space.*
 - Being proposed as a “Planned Building Group”, this project proposes much more open space and generally much greater than minimal front, side, and rear yards than would be required by the R-B district. An interior common area walking path and ornamental pond will complement the designed landscaping improvements.
- *General compatibility with adjacent properties and other property in the district.*
 - The use of the proposed assisted living / senior care facility use will greatly mirror the uses of the existing adjacent Camellia Home Health & Hospice (south) and Seashore Retirement Center (northeast). The AL/MC building and cottages will be designed to be contextual with neighboring homes and traditional homes of the City of Gulfport.
- *Over view of why the special exception will be in harmony with the general purpose and intent of the Zoning Ordinance.*
 - Per the zoning ordinance, Residence-Business Districts “are composed of areas containing a mixture of residential, public and semipublic, and light commercial uses.” The district regulations limit “permitted uses to dwellings and uses of a public, semipublic or light commercial nature and to protect the abutting and surrounding residential areas.” In many ways the proposed senior care functions primarily as “residential” with a slight leaning towards “light commercial.” The complementary adjacent uses and abundance of open area will further ensure this project is in harmony with the general purpose and intent of the Zoning Ordinance.

A WRITTEN STATEMENT MUST BE SUBMITTED TO THE PLANNING COMMISSION ADDRESSING THE FOLLOWING:

Note: The uses listed below are permitted upon approval of location and the site plan thereof by the Planning Commission as being appropriate with regard to:

- *Transportation and access.*
 - Ingress and Egress to the project area will come from Main Street (west) and Highlands Circle (east) with deliveries, parking, service, and trash access to the Memory Care / Assisted Living (MC/AL) building from Highlands Boulevard (south). Once on property, automobiles will access via a main drive between the two entrances. An internal circle road will provide access to the duplex units. Pedestrian access will be provided from an internal loop, separate from vehicular traffic, and along the main drive.
- *Water supply and waste disposal.*
 - Water and Sewer has been built along Main Street (west), Highland Boulevard (south) and Highlands Circle (east and north) with service lines already provided to this site. It is anticipated that water and sewer will connect to these existing services.
 - Solid waste removal will occur at the service entrance at the MC/AL facility. Staff will collect refuse individually at each duplex unit and process with MC/AL pick up.
- *Fire, Police protection and other public facilities.*
 - All roads will be a minimum 24' wide to allow for adequate emergency vehicle access in the event of a fire or catastrophe.
 - Each duplex unit can be addressed individually for emergency personnel reference.
- *Not causing undue traffic congestion or creating a traffic hazard, and as being in harmony with the orderly and appropriate development of the district in which the use is located.*
 - Traffic impacts will be minimal due to the proposed use. Many seniors at the facility will not have personal vehicles and staff count will not be so high as to increase traffic loading. Traffic patterns will likely be commiserate with those expected in single- or multi-family uses. Additionally, the relatively low building site coverage will further minimize traffic impacts. Finally, with internal access roads separate from public rights-of-way, the impact on public roads will be further reduced.



BUILDING LEGEND

- ① 1-STORY DUPLEX (9 TOTAL)
- ② 1-STORY MEMORY CARE
- ③ 1-STORY ASSISTED LIVING
- ④ ASSISTED LIVING COMMONS
- ⑤ AL/MC "BACK OF HOUSE"

REVISIONS:		

PROJECT #: 25375.00
DATE: OCTOBER 2018
DRAWN BY: ATP
DESIGNER: D2 ARCH
CHECKED BY: CBW



**CLAIBORNE AT
GULFPORT HIGHLANDS**
HIGHLANDS BOULEVARD
GULFPORT, MS

SEAL:

**PRELIMINARY - NOT
FOR CONSTRUCTION**

SHEET NUMBER:

C1

DESCRIPTION:
PLANNING COMMISSION -
PRELIMINARY SITE PLAN



CITY OF GULFPORT, HARRISON COUNTY, MISSISSIPPI

Surveying • Civil Engineering • Facility Design • Natural / Water Resources
2001 Airport Road, Suite 201
Flowood, MS 39323
601.956.3663

SUBJECT PROPERTY LOT 10 10.56 ACRES

CURVE	ARC LENGTH	RADIUS	CHORD BEARING	CHORD LENGTH	DELTA
C1	109.03'	70.00'	S44°47'07"W	98.34'	89°14'34"
C2	202.86'	130.00'	S44°42'12"W	182.89'	89°24'24"
C3	306.01'	4084.65'	N19°03'18"E	305.94'	4°17'33"
C4	256.31'	4101.05'	N12°43'52"E	256.27'	3°34'51"
C5	503.05'	4084.65'	N05°01'30"E	502.73'	7°03'23"
C7	31.72'	20.00'	N45°09'43"W	28.50'	90°51'44"
C8	231.73'	960.00'	N07°11'04"E	231.17'	13°49'50"
C9	50.90'	84.50'	N59°33'06"E	50.13'	34°30'38"
C10	220.64'	1816.91'	S79°52'12"E	220.50'	6°57'28"
C11	432.73'	2439.02'	S88°23'44"E	432.17'	10°09'56"
C12	58.02'	1816.91'	S77°18'21"E	58.02'	1°49'47"
C13	162.62'	1816.91'	S80°47'05"E	162.56'	5°07'41"
C14	23.92'	2439.02'	S83°35'37"E	23.92'	0°33'43"
C15	197.10'	2439.02'	S86°11'23"E	197.04'	4°37'48"
C16	211.72'	2439.02'	N89°00'31"E	211.65'	4°58'25"
C17	108.73'	70.00'	N44°29'58"E	98.13'	88°59'56"

CURVE	ARC LENGTH	RADIUS	CHORD BEARING	CHORD LENGTH	DELTA
C18	423.68'	2359.30'	N88°27'24"W	423.11'	10°17'21"
C19	210.32'	1736.91'	N79°52'48"W	210.19'	6°56'16"
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C21	120.73'	715.00'	N30°14'59"E	120.59'	9°40'29"
C22	327.60'	635.00'	N20°18'26"E	323.98'	29°33'34"
C23	400.68'	2035.00'	N00°06'46"W	400.03'	11°16'52"
C24	454.59'	1965.00'	S01°06'00"E	453.58'	13°15'18"
C25	291.49'	565.00'	S20°18'26"W	288.27'	29°33'34"
C26	136.32'	785.00'	S30°06'44"W	136.15'	9°56'59"
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C28	248.79'	1035.00'	S07°08'42"W	248.19'	13°46'21"
C29	32.62'	20.00'	S46°58'46"W	29.12'	93°26'27"
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LINE	BEARING	LENGTH
L1	N65°32'12"W	78.61'
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L8	N73°11'32"W	98.31'
L9	N73°32'00"W	59.34'
L10	N70°57'55"W	12.57'
L10A	N70°57'55"W	33.42'
L10B	NORTH	56.50'
L10C	WEST	12.00'
L10D	NORTH	20.00'
L10E	NORTH	12.00'
L11	S08°20'15"W	60.04'

VICINITY MAP (NOT TO SCALE)

FLOOD NOTE:
This is to certify that by graphic determination the above platted property is in a "Zone X" no shading (area determined to be outside the 500-year flood plain), "Zone X" shaded (areas of 500-year flood, areas of 100-yr flood with average depths of less than 1 foot or with drainage areas less than 1 square mile, and areas protected by levees from 100-yr flood), and "Zone AE" (special flood hazard areas inundated by 100-yr flood, base flood elevations determined) according to the FEMA/FIRM map number 28047C0260G with an effective date of June 16, 2009.

GRAPHIC SCALE
0 100
(IN FEET)
1 inch = 100 ft.

GULFPORT HIGHLANDS DEVELOPMENT, L.P.
INSTRUMENT 2011 4823DJ1

All bearings on this plat are referenced to and based on Mississippi State Plane Grid North (East Zone - NAD 83) as derived from GPS observations using OPUS solutions computed from Stennis Space Ctr Cors ARP, Stennis Cors ARP, and Mobile Point 1 Cors ARP (Convergence Angle -0°05'45.73468", Combined Factor 0.999957410).

POC - 3/4" REBAR FOUND AT THE NW CORNER OF THE SE 1/4 OF THE SE 1/4, OF SECTION 6, T-7-S, R-10-W, HARRISON COUNTY, MS (N=349418.91, E=924562.89) (NAD 83, East Zone)

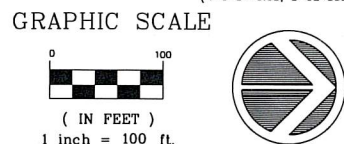
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All bearings on this plot are referenced to and based on Mississippi State Plane Grid North (East Zone - NAD 83) as derived from GPS observations using OPUS solutions computed from Stennis Space Ctr Cors ARP, Stennis Cors Arp, and Mobile Point 1 Cors ARP (Convergence Angle -0°05'45.73468", Combined Factor 0.999957410).



URBAN DEVELOPMENT
PLANNING DIVISION

October 29, 2018

P.O. Box 1780
Gulfport, MS 39502
Phone: 228-868-5710
Fax: 228-868-5708

Gulfport Highlands Retail II LLC (Owner)
4680 Hickory Ridge RD
Jackson, MS 39211

Wm. H. Hardy Building
1410 24th Avenue
Gulfport, MS 39501

RE: Special Exception 1811PC121, by Agent, tax parcel 1008F-01-006.000, Request assisted living facility use, Highlands Cir, zoned R-B (Residence-business), Ward 6

To Whom It May Concern:

The purpose of this letter is to inform you of the above referenced application. A map showing the general location of the property involved is on the back of this letter.

The City of Gulfport Planning Commission will hold a public hearing to consider the above request at 4:30 P.M. on **Thursday, November 15, 2018**, in the Council Chambers at the Gulfport City Hall located at 2309 15th Street.

As applicant, you and/or your agent are required to be present at the scheduled hearing. If you are unable to attend the hearing, contact the Planning Division to request a deferral until the next scheduled hearing. Failure to appear at the next hearing could result in denial of your request.

It is the option of an adjacent property owner whether or not to appear personally or speak for or against the request at the scheduled hearing. If you are unable to attend the public hearing you may submit your opinion in writing and request that it be read into the public record. If you desire, it is also your choice to be represented by an agent or attorney.

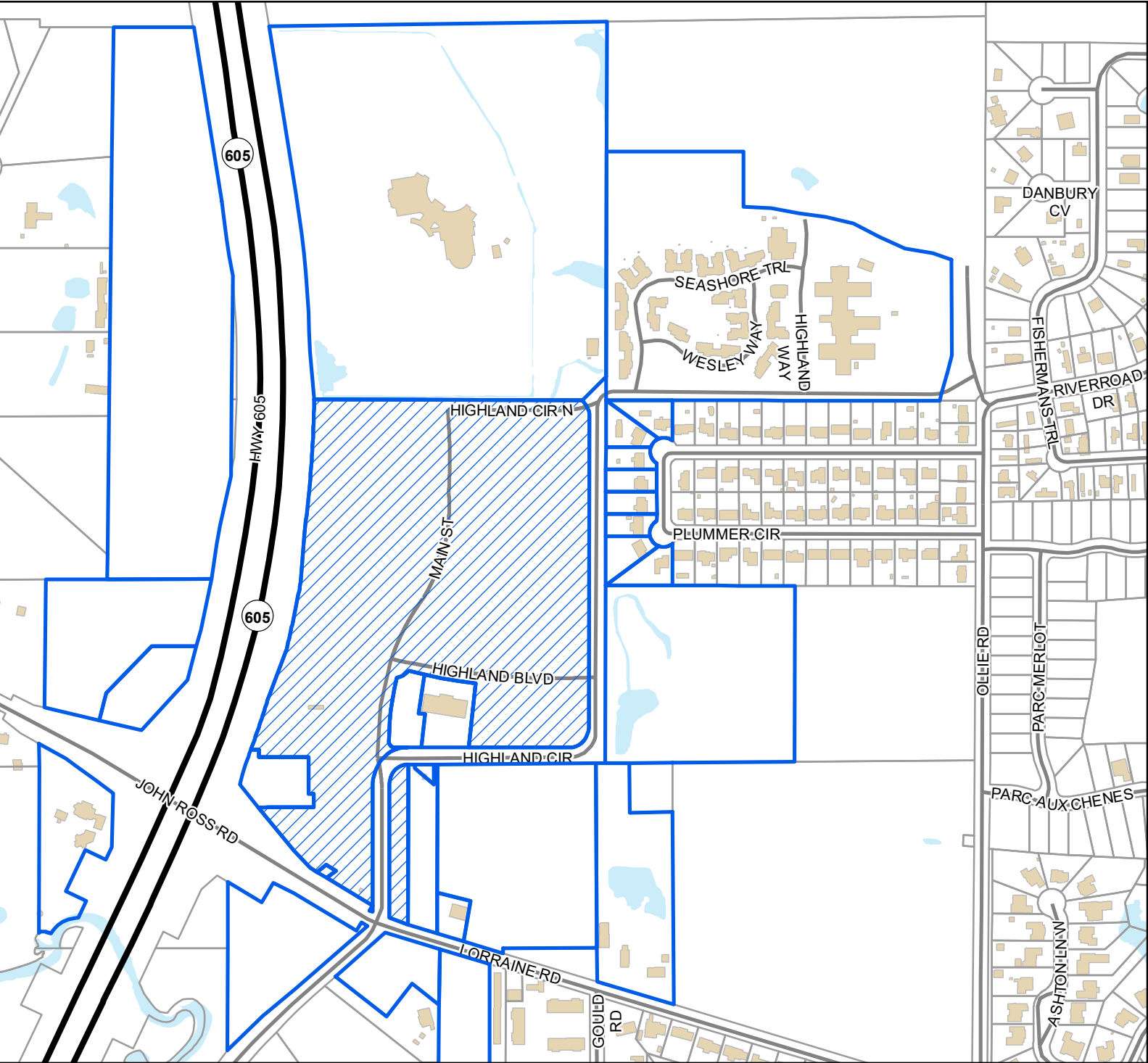
A copy of the filed application to be considered and subsequent decision letter, after the public hearing, will be available for public review at the office of the Department of Urban Development – Planning Division located at 1410 24th Avenue. Adjacent property owners will not be provided any further correspondence on the matter unless an appeal is filed but may, as stated above, contact this office for additional information.

Any interested party that may feel aggrieved by the Planning Commission's decision may confirm by filing a written notice of appeal within fifteen (15) calendar days after the date of the Planning Commission hearing. The notice of appeal and reasons for objecting to the decision should be stated in writing and filed with the Department of Urban Development-Planning Division. This notice of appeal shall be forwarded as part of the record with the record and decision from the Planning Commission to the Mayor and City Council. The City Council shall make a final decision based upon the record as submitted. No new evidence may be presented at the meeting. A filing fee for an appeal will apply. Please contact the above listed office for further details on the appeal process.

If you have any questions or comments, please contact this office.

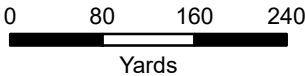
Sincerely,
City of Gulfport Planning Division

c. Agent, Adjacent Property Owners (You have been identified as owning property within 160 feet of this request)



Legend

- [Blue hatched box] Site
- [Blue outline box] Adjacent Properties
- [Thick black line] US or State Highway
- [Thin grey line] Street
- [Thin grey line] Parcels
- [Tan box] Buildings
- [Light blue box] Water Features
- [Brown dashed line] City Limit



1 inch = 500 feet



DATA DISCLAIMER: All information that is provided on this map is believed to be correct. However, no liability is assumed by the City of Gulfport for errors in substance or form of any of the materials published on this map. The GIS Division, City of Gulfport, provides the information represented on this map as a service to the community and makes every effort possible to provide quality information. However, no claims, promises, or guarantees about the accuracy, completeness, or adequacy of the information contained on this map are expressed

PPIN	Parcel ID	Name	Address	City	State	ZIP
55710	1008K-01-006.000	GULFPORT HIGHLANDS RETAIL II LLC (Owner)	4680 HICKORY RIDGE RD	JACKSON	MS	39211
		The Claiborne at Gulfport Highlands, LLC (Agent)	11 Parkway Blvd	Hattiesburg	MS	39401
Adjacent Property Owners						
104803	1008K-03-005.002	BAHM CHARLES M & SHAUN W	11526 LORRAINE RD	GULFPORT	MS	39503
99248	1008F-01-003.051	BALDWIN ROBERT D & ELLEN	10749 PLUMMER CIR	GULFPORT	MS	39503
99221	1008F-01-003.024	BIEVENOUR MARK E & CHRISTY L	10710 PLUMMER CIR	GULFPORT	MS	39503
99216	1008F-01-003.019	BOTROS NABIEL & BERTA	10709 PLUMMER CIRCLE	GULFPORT	MS	39503
99249	1008F-01-003.052	BOYD HAROLD & LAURIE M	10751 PLUMMER CIR	GULFPORT	MS	39503
141223	1008K-01-006.001	CHEVALIER BRIAN	11551 LORRAINE RD	GULFPORT	MS	39503
55690	1008E-01-009.000	COURTHOUSE PROPERTIES LP	9153 LORRAINE RD	GULFPORT	MS	39503
99219	1008F-01-003.022	DEAN RUDOLPH K JR & YOU SUN	10721 PLUMMER CIR	GULFPORT	MS	39503
55698	1008F-01-007.000	FIRST BAPTIST CHURCH GULFPORT MS	12190 HWY 605	GULFPORT	MS	39503
125065	1008K-01-007.001	GULFPORT CITY OF	P O BOX 1780	GULFPORT	MS	39502
140218	1008F-01-006.002	GULFPORT HIGHLAND OFFICE SITE I LLC	4680 HICKORY RIDGE RD	JACKSON	MS	39211
55701	1008F-01-006.000	GULFPORT HIGHLANDS DEVELOPMENT LP	4680 HICKEY RIDGE RD	JACKSON	MS	39211
140219	1008F-01-006.003	GULFPORT HIGHLANDS RETAIL I LLC	4680 HICKORY RIDGE RD	JACKSON	MS	39211
99245	1008F-01-003.048	HERRIN JOSEPH CLINTON & SARA HOPE	10735 PLUMMER CIRCLE	GULFPORT	MS	39503
110436	1008L-01-001.003	JACKSON GARY D & LINDA M	11340 THREE RIVERS RD	GULFPORT	MS	39503
99220	1008F-01-003.023	LADNER DONNA L	10727 PLUMMER CIR	GULFPORT	MS	39503
55708	1008K-01-005.000	LE NGOC & TAM T & LONG	2590 SANTA ROSA AVE	BILOXI	MS	39531
99246	1008F-01-003.049	MILLER JEFFREY G & CATHIE D	10743 PLUMMER CIR	GULFPORT	MS	39503
136580	1008L-01-001.005	MORRISON INVESTMENTS LLC	1200 GROVE STREET	VICKSBURG	MS	39183
99217	1008F-01-003.020	REAL ESTATE DEVELOPMENT LLC	1244 KENSINGTON DR	BILOXI	MS	39530
55704	1008K-01-002.000	RICHARDS JEWELL	9517 MCRAE PLACE CT	MOBILE	AL	36695
134939	1008F-01-002.000	SEASHORE CAMPGROUNDS RETIREMENT COMMUNITY INC	12170 HIGHLAND WAY	GULFPORT	MS	39503
55668	1008E-01-001.000	SENSENEY WILLIAM & THORNTON JOE R	1616 PORTER AVE	OCEAN SPRINGS	MS	39564
99247	1008F-01-003.050	SINGLEY GEORGE E	10747 PLUMMER CIRCLE	GULFPORT	MS	39503
133060	1008E-01-009.001	TRUSTMARK NATIONAL BANK	248 E CAPITOL ST	JACKSON	MS	39201
99244	1008F-01-003.047	WELCH EDIE D	10750 PLUMMER CIRCLE	GULFPORT	MS	39503
99218	1008F-01-003.021	WILSON JAMES KEVIN & SUE ELLEN	10717 PLUMMER CIRCLE	GULFPORT	MS	39503

Ad Order Information

<u>Ad Number</u>	<u>Ad Type</u>	<u>Production Method</u>	<u>Production Notes</u>
0003976826-01	BLX-Legal Liner	AdBooker	

<u>External Ad Number</u>	<u>Ad Attributes</u>	<u>Ad Released</u>	<u>Pick Up</u>
		No	0003976818

<u>Ad Size</u>	<u>Color</u>
1 X 33 li	

<u>Product</u>	<u>Placement</u>	<u>Times Run</u>	<u>Schedule Cost</u>
BLX- SunHerald	0300 - Legals Classified	1	

<u>Run Schedule Invoice Text</u>	<u>Position</u>
LEGAL NOTICE PUBLIC HEARING In conforman	0301 - Legals & Public Notices

Run Dates
11/30/2018

LEGAL NOTICE PUBLIC HEARING

In conformance with Section VIII of the Comprehensive Zoning Ordinance of the City of Gulfport, Mississippi, 1979, as amended, notice is hereby given advising that the Zoning Board of Adjustment and Appeals will hold a public hearing in the City of Gulfport, Mississippi at 3:00 P.M., Thursday, December 20, 2018 in the Council Chambers of the Gulfport City Hall located at 2309 15th Street to consider the following requests. A copy of the requests will be available for public review at the office of the Department of Urban Development-Planning Division located on first floor of the William H. Hardy Building, 1410 24th Avenue.

Variance 1812ZB140, by owner Gregory T. Smith, tax parcel 1010H-03-020.000, Variance for lot width, 2119 Switzer Road, Zoned R-2 (Single family), Ward 5

Variance 1812ZB142, by agent Kim Duffy, tax parcel 0910M-01-010.000, Variances for parking reduction, surface materials, backing into the right-of-way, 3109 Gulf Ave, Zoned B-2, Ward 3.

This the 28th day of November 2018
A. Lee Palermo, Chairman
City of Gulfport Zoning Board of Adjustment and Appeals

SunHerald

AFFIDAVIT OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Depth
	0003921534	LEGAL NOTICE			1	12.20 In

Attention:

GULFPORT URBAN DEVELOPMENT
PO BOX 1780
GULFPORT, MS 39502

LEGAL NOTICE PUBLIC HEARING

In conformance with Section VII of the Comprehensive Zoning Ordinance of the City of Gulfport, Mississippi, 1979 as amended, notice is hereby given advising that:

the Gulfport City Planning Commission will hold a public hearing in the City of Gulfport, Mississippi at 4:30 P.M., Thursday, November 15, 2018 in the Council Chambers of the Gulfport City Hall located at 2309 15th Street to consider the following requests. A copy of the requests will be available for public review at the

office of the Department of Urban Development, Planning Division, located on first floor of the William H. Hardy Building, 1410 24th Avenue.

Zoning Map Amendment 1811PC119, Zoning Map Amendment 1811PC119, by Agent, tax parcel 0811H-01-030.000, Request to rezone from R-2 (Single-family) to B-1 (Neighborhood business), 19th

SL Ward 2
Special Exception 1811PC121, Special Exception 1811PC121, by Agent, tax parcel 1008F-01-006.000, Request assisted living facility use, Highlands Cir., zoned R-B (Residence-business), Ward 6

Planning Commission Approval Home Occupation 1811PC123, Planning Commission Approval 1811PC123, by Agent, tax parcel 1010H-02-009.000, Request home occupation for a mobile spray-tan service, 2235 E Pass Rd.

Zoned B-2 (General Business), Ward 2
Zoning Map Amendment 1811PC124, Zoning Map Amendment 1811PC124, by Agent, tax parcel 1010G-03-018.000, Request to rezone from T4+ (General Urban Zone, "Plus") to T6 (Urban Core)

Zone), 1909 E Pass Road, Ward 2
Zoning Map Amendment 1811PC125, Zoning Map Amendment 1811PC125, by Agent, tax parcel number 0908C-01-001.000, Request to rezone a 15.97-acre area from R-1-15 (Single-family) to R-

1-75 (Single-family), Ward 6
Planning Commission Approval for Home Occupation 1811PC126, Planning Commission Approval 1811PC126, by Owner, tax parcel 0910J-04-

021.000, Request home occupation for candle-making business, 44 39th St, Zoned

R-1-7.5 (Single-family), Ward 4
Zoning Map Amendment 1811PC127, Zoning Map Amendment 1811PC127, by Agent, tax parcel number 0908E-01-

STATE OF MISSISSIPPI

COUNTY OF HARRISON

Before me, the undersigned Notary of Harrison County, Mississippi personally appeared CLAUDIA HENRY, who, being by me first duly sworn, did depose and say that she is a clerk of The Sun Herald, a daily newspaper published in the city of Gulfport, in Harrison County, Mississippi and the publication of the notice, a copy of which is hereto attached, has been made in said paper in the issue(s) of:

1 Insertion(s)

Published On:

October 31, 2018

Affidavit further states on oath that said newspaper has been established and published continuously in said county for a period of more than twelve months next prior to the first publication of said notice.

Clerk

Sworn to and subscribed before me this
1st day of November in the year of 2018

Notary Public

* The Sun Herald has been deemed eligible for publishing legal notices in Jackson County to meet the requirements of Miss. Code 1972 Section 13-3-31 and 13-3-32.



OUT, Request to rezone 1/2-acre
area from R-1-10 (Single-family) to T4-

(General Urban Zone
"Plus"), Ward 6
Planning Commission Approval
1811PC129:
Planning Commission Approval
1811PC129, by Agent, tax parcel
0808E-02-
030.000, Request for church use,
12178 Highway 49 Ste G, Zoned B-4
(Highway
Business), Ward 7

Planning Commission Approval
1811PC131:
Planning Commission Approval
1811PC131, by Agent, tax parcel
1010H-01-
014.000, Request a warehouse use,
2302 E Pass Rd, Zoned B-2 (General
business),
Ward 5
Zoning Text Amendment 1811PC132:
Zoning Text Amendment 1808PC132,
by City of Gulfport, City of Gulfport,
Amendments to the Comprehensive
Zoning Ordinance, as amended, Section
IV.
(D) Supplementary yard regulations (1)
(c) Screen Wall and (7) Fences, walls,
and
hedges.

Planning Commission Approval
1811PC134:
Planning Commission Approval
1811PC134, by Agent, tax parcel
0811E-03-
092.001, Request church use, 3100
15th St, Zoned T4L (General Urban
Zone
"Limited"),
Ward 2.
This the 24th day of October 2018
Keith Williams, Chairman
City of Gulfport Planning Commission
10/31-ADV#0003921534

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CITY OF GULFPORT
ZONING BOARD OF ADJUSTMENT AND APPEALS

1811ZB121

TRANSCRIPT OF HEARING

November 15, 2018

TRANSCRIPT OF HEARING HELD BEFORE THE CITY OF GULFPORT
ZONING BOARD OF ADJUSTMENT AND APPEALS HELD IN THE CITY
COUNCIL CHAMBERS, GULFPORT, MISSISSIPPI, ON THE 15TH DAY OF
NOVEMBER 2018 COMMENCING AT 3:00 P.M. AND REPORTED BY
NORMA JEAN LADNER SOROE, CERTIFIED SHORTHAND REPORTER.

COMMISSION MEMBERS PRESENT:

LESLIE NORTH, Acting President
MARY ANN WIGINTON
ROBERT PHARR, JR.
NATHAN BODDIE
JONATHAN MARSHALL
MICHAEL DANIELS

STAFF PRESENT:

GREG HOLMES
SU-LIN BOLIN
MATILDA WELCH

1 (Conversation between Mr. Gillespie and Mr. Holmes after ZB
2 120 was concluded and before ZB 121 was presented. After
3 the conversation, Mr. Gillespie made the following
4 statement.)

5 MR. GILLESPIE: Let me say this in response
6 to that. If they go forward on the special exception, I
7 will just say we're against it, but nothing else.

8

9 * * *

10 3. Special Exception 1811ZB121

11 MS. BOLIN: Item 3. Special Exception 121
12 has been duly and timely noticed as required by law. The
13 applicant requests an assisted living facility at Highland
14 Circle zoned R-B residence business, Ward 6. A copy of the
15 packet considered is hereby offered to the record.

16 MS. SYMMES: Mr. Holmes.

17 MR. HOLMES: Basically, Mr. Gillespie and Mr.
18 Symmes came up and recapped some of the things in the record
19 that was in the previous case, because they are tied
20 together. So in that case, I would say yes.

21 MR. SYMMES: This is on the zoning variance
22 -- this is on the zoning exception, special exception, to
23 allow assisted living. And could I make one comment for
24 you?

25 Only that this was the same exception that

1 was given in the zoning to the Methodist group, as well.
2 The same exception was allowed to them when they did their
3 project.

4 I just wanted to make that clear. Ms. Mary
5 Ann, this is the same exception they received. This is the
6 same zoning exception we're asking for was also received by
7 Seashore --

8 MS. NORTH: -- when they built. They're
9 trying to change -- allow for the assisted living.

10 MS. WIGINTON: I'm even more confused now.

11 MS. NORTH: The first one was for a variance
12 for the land size. This one is a variance to allow the
13 assisted living under the R-B zoning -- I'm sorry -- yeah,
14 under R-B zoning.

15 So we're not going to ask for any comments
16 from anybody at this point. We're just going to vote.

17 Do you all have any questions?

18 Are you ready?

19 MR. BODDIE: Yes. I make a motion to accept
20 the applicant's request on this variance, on the second part
21 of this variance for the special exception.

22 MR. MARSHALL: Second.

23 MS. NORTH: I have a motion to accept the
24 applicant's request, and a second. Would everybody give
25 their vote by each person, please?

1 Mr. Pharr?

2 MR. PHARR: Is it contingent upon a variance?

3 MS. NORTH: No. This is completely

4 different.

5 MR. PHARR: I vote to accept the special

6 exception.

7 MS. NORTH: So he voted yes. Mary Ann?

8 MS. WIGINTON: I have to vote nay.

9 MS. NORTH: We have a vote of nay.

10 I vote yes.

11 MR. BODDIE: Yea.

12 MR. MARSHALL: Yea.

13 MR. DANIELS: Nay.

14 MS. NORTH: So the yeas have it. This one
15 passed.

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BEFORE THE CITY OF GULFPORT
ZONING BOARD OF ADJUSTMENT AND APPEALS

1811ZB120

COURT REPORTER'S CERTIFICATE

I, Norma Jean Ladner Soroë, Certified Shorthand Reporter, do hereby certify that to the best of my skill and ability I have reported the hearing held before the City of Gulfport Zoning Board of Adjustment and Appeals and that the foregoing 4 pages constitute a true and correct transcription of said hearing held on the 15th day of November 2018.

I do further certify that my certificate annexed hereto applies only to the original and certified transcript. The undersigned assumes no responsibility for the accuracy of any reproduced copies not made under my control and direction.

Witness my signature this the 11th day of December 2018.

NORMA JEAN LADNER SOROE, CSR #1297
Certified Shorthand Reporter

CITY OF GULFPORT PLANNING COMMISSION

1811PC121

TRANSCRIPT OF HEARING

November 15, 2018

TRANSCRIPT OF HEARING HELD BEFORE THE CITY OF GULFPORT
PLANNING COMMISSION HELD IN THE CITY COUNCIL CHAMBERS,
GULFPORT, MISSISSIPPI, ON THE 15TH DAY OF NOVEMBER 2018
COMMENCING AT 4:30 P.M. AND REPORTED BY
NORMA JEAN LADNER SOROE, CERTIFIED SHORTHAND REPORTER.

COMMISSION MEMBERS PRESENT:

KEITH WILLIAMS, President
WILLIAM "PRINCE" JONES
B.J. SELLERS
BRANDON ELLIOTT
CHARLIE HEWES
JOHN ANTHONY
HAROLD SPANN
COLETTE TOWLES
LANE HENSARLING

STAFF PRESENT:

GREG PIETRANGELO
GREG HOLMES
SU-LIN BOLIN
MATILDA WELCH

1 2. Special Exception 1811PC121

2 MS. BOLIN: Item 2. Special Exception 121
3 has been duly and timely noticed as required by law. The
4 applicant requests assisted living facility use at Highlands
5 Circle zoned R-B residential district, Ward 6. A copy of
6 the packet considered is hereby offered to the record.

7 MR. WILLIAMS: All right. Thank you.

8 Someone here to speak for this request?

9 MR. SYMMES: My name is Noel Symmes. I'm the
10 owner of the Gulfport Highlands property on Route 605 in
11 Gulfport.

12 We're asking for an exception in the zoning
13 to allow for the development of a senior assisted living,
14 independent living facility on our site.

15 The project will be developed and built and
16 managed by CR Properties, the Tatum family in Hattiesburg,
17 who's built numerous assisted living facilities in
18 Starkville, Hattiesburg, Augusta, Georgia, and Thibodaux.

19 It's a high-end quality project, provides
20 assisted living, memory care, independent living, and a
21 number of amenities in the development.

22 Craig Tatum is here to represent CR
23 Properties and talk a little bit more in detail about the
24 project.

25 It's estimated to be somewhere fourteen and

1 sixteen million dollar investment by CR Properties in the
2 development. It will create somewhere between 30 and 45
3 jobs in the community.

4 It's my understanding from them in the market
5 studies they've done that there is demand in the
6 marketplace. The other facilities are at capacity, and
7 there is demand here for the product.

8 We think it will be a great catalyst for our
9 development to attract other commercial and retail
10 development around; that is our hope. It's a quality
11 project, and I think it will be a great catalyst for
12 development here in the city.

13 MR. WILLIAMS: All right. Any questions for
14 the applicant right now from the commissioners?

15 Thank you. Appreciate it.

16 Anyone else here to speak for this request?

17 MR. TATUM: Hello. Craig Tatum, 215 West
18 Cane Break Boulevard, Hattiesburg, Mississippi.

19 So we are planning to put a 54 unit assisted
20 living 24 unit memory care 18 cottages on the -- between
21 Highlands and Main Street. We have done market studies that
22 show that the competition around us is full with a waiting
23 list. It shows that there is a need for it. As y'all know,
24 Gulfport is one of the fastest growing cities in
25 Mississippi.

1 Noel said we've done this before. We've had
2 great success. We've done this exact project before. And
3 so we know what we're doing. We've done it in Hattiesburg,
4 Starkville, and Thibodaux, just this project. We've done
5 other ones in other places. But the market study says
6 there's a demand, so that's why we're here.

7 MR. WILLIAMS: All right. Thank you.
8 Appreciate it.

9 Anyone else here to speak for the request?

10 Anyone here to speak against the request?

11 MR. GILLESPIE: Virgil Gillespie, 1901 24th
12 Avenue, Gulfport, Mississippi.

13 We had a hearing earlier before the zoning
14 board as to whether they would be granted a variance because
15 this is a planned building group, and that requires 15
16 acres, and they've only got 10.56.

17 Now, I don't want to get into that but I want
18 to explain why we're here.

19 They heard that, and they voted that down.
20 They voted the variance for the special, so that unless the
21 City Council, of course, reverses that, and that's why we're
22 here now, then that project can't be built.

23 But let me just summarize one thing that
24 happened there, and I've been doing this a long time, I know
25 a little bit about zoning law. Mr. Pharr, the board member,

1 asked Mr. Symmes there -- well, let me back up.

2 They've platted this already. This
3 subdivision has been platted. All the streets are in. And
4 I want to remind y'all, that was done by a \$5 million grant
5 of your money and my money, not a TIF, a grant.

6 They platted this, and they created the
7 situation that they have there. They put the streets around
8 this 10.56 acres. And now they're asking, oh, well, we
9 probably didn't mean to do that, we don't have 15 acres. So
10 Mr. Pharr asked Mr. Symmes, he said, Mr. Symmes, before you
11 platted that subdivision, did you know about the requirement
12 of 15 acres in a special building group, and he said, yes, I
13 did.

14 Their case is dead in the water. I will take
15 this all the way to the Supreme Court. By the way, I
16 represent Seashore Campground Retirement Homes, Inc. The
17 Methodist people, y'all all know who they are. They are
18 adjacent property owners.

19 It's dead in the water. I'm going to take it
20 to the Supreme Court. I will fight this thing. Y'all know
21 how I am. You know how I am.

22 So it's dead in the water. So there's no
23 reason to give them a special exception.

24 Thank you.

25 MR. WILLIAMS: I know how you are, sir,

1 that's why I was delayed in starting the clock.

2 Anyone else here to speak against the
3 request?

4 MS. JENKINS: Thank you. I'm Sonja Jenkins.
5 I am legal counsel for Mississippi Methodist Senior Services
6 which is the parent organization for Seashore Highlands
7 Retirement Community. I live at 918 Clayton Avenue in
8 Tupelo, Mississippi. And I'm here today to represent Senior
9 Services and Seashore Highlands Board of Directors, the
10 Seashore residents and staff.

11 I want to just give a little context to this.
12 Methodist Senior Services has been a very strong community
13 citizen of the Gulf Coast since 1984 when we took over the
14 Seashore retirement community building which was right on
15 Beach Boulevard. We weathered a lot of storms, but nobody
16 anticipated Katrina. During that storm, we had 50 residents
17 who stayed in that facility throughout that storm, and by
18 the grace of God, they and the facility were spared. But we
19 knew at that point that we really needed to find a safer
20 place.

21 So we went through the process of selling our
22 property, and it took us three years to find the right site.
23 And we found this particular site out on Highway 605. We
24 did business with the developer Gulfport Highlands, and we
25 were very happy with the proximity to transportation. We

1 were looking -- we had very specific goals in mind.

2 One of the things that Mr. Symmes as the
3 developer told us and shared enthusiastically with us that
4 the -- what his plan was for that entire tract would be very
5 complementary to what we were doing with assisted living and
6 retirement community. He would put retail, grocery,
7 banking, that type of thing that would really enhance the
8 entire tract of land.

9 We used that, we used sort of that -- those
10 comments in marketing our facility to potential residents.
11 We opened our facility in 2015, and we have at assisted
12 living 50 suites. Half of those were converted to memory
13 care. We have 29 villas or cottages out there, and we also
14 have the first greenhouse for memory care that was built in
15 this country. So we are very proud of our facility.

16 I want you to understand that what we have
17 put into this particular piece of property. Since moving to
18 Gulfport, we've invested \$19.1 million in land, buildings,
19 and infrastructure. We didn't receive any grants. We've
20 gotten no monies from anyone. Our financing was done right
21 here in -- on the Gulf Coast. We employ 69 employees with a
22 budgeted payroll of \$2,025,000. I think those numbers are
23 ones you can appreciate.

24 We never suspected that the developer was
25 going to put another assisted living facility right in our

1 front yard. And we feel like that this is going to be --
2 put us in financial jeopardy. So we would ask that you
3 please consider that, our investment, and deny the special
4 exception.

5 MR. WILLIAMS: All right. Thank you for
6 staying within the three minutes.

7 Before you go, though, quick question. You
8 went through, an obviously, you know, a huge financial
9 investment on your part in things. So I think you said it
10 right towards the end there. Your objection to this is
11 because of your investment in the property and not fair to
12 have the competition right next to you.

13 MS. JENKINS: I recognize legally that
14 competition is not a great reason to deny a special
15 exception. But we really relied on the developer when he
16 expressed to us that what he was doing with that tract would
17 enhance what we have.

18 I cannot see that another facility just like
19 ours would enhance us. And I will say that we have had
20 difficulty filling our memory care units. There is a glut
21 apparently. So I'm not sure where the developer who is
22 bringing this to your attention tonight gets that
23 information.

24 We market as well as anyone, but it is very
25 hard to keep those memory care units filled. We're fine on

1 the others, but let's keep that in mind.

2 MR. WILLIAMS: All right. Thanks for your
3 direct and honest answer.

4 MR. HEWES: I have a question for you. You
5 said you have some vacancies in your memory care units. So
6 as a percent, how full is that percent-wise?

7 MS. JENKINS: I'm not sure. If you don't
8 mind, we have our executive director here. I'd appreciate
9 her more accurate comment.

10 Rebecca, maybe you can come up here and
11 announce yourself.

12 MR. WILLIAMS: Thanks for calling her up.
13 You've been at a few of these. You know how they work.

14 Thank you.

15 MS. ANDERSON: My name is Rebecca Anderson.
16 I'm the executive director at Seashore Highlands.

17 We have two locations on our campus that
18 offers memory care support services. Our greenhouse home is
19 one, and we have our memory care unit which is another.

20 The greenhouse has ten residents there, and
21 memory support can have up to 21.

22 We maintain openings in both areas. We just
23 came out of having four rooms available in the greenhouse,
24 which would be I guess about 50 percent occupancy. And
25 memory care that maintains for about six months now three

1 openings.

2 In addition to that, we did a market study
3 ourselves as we were preparing for our budget for 2019. And
4 in that, we did research on our competitors in the area.
5 And we found that all our competitors in the area have
6 openings in memory care.

7 MR. WILLIAMS: Okay. Let me see if there's
8 any other questions. I didn't know if you were going to
9 make any prepared remarks. I'll give you your three minutes
10 also, but let me ask commissioners if there's any more in
11 that line of questioning.

12 MR. HEWES: In the non-memory care, what's
13 your occupancy?

14 MS. ANDERSON: We are full.

15 MR. HEWES: You've got a waiting list?

16 MS. ANDERSON: We do. Assisted living and in
17 independent living.

18 MR. HEWES: Okay. And then do you have any
19 future plans to expand for those that you have waiting list
20 for that are full?

21 MS. ANDERSON: Well, currently we have built
22 out our property except for a very small plat that could be
23 -- we have kind of tied with a particular project which is a
24 federal TIF project that's on hold right now which is only a
25 small little area of land anyway. But we have built out our

1 property otherwise.

2 MR. HEWES: Okay. And one more question.

3 Can you tell me what a greenhouse is?

4 MS. ANDERSON: Very good question. And we
5 explain all the time that we don't have plants there. We do
6 have plants, but that's not what it's all about.

7 This is the project that came out in probably
8 early 1990s. Our president Steve McElroy in Tupelo joined
9 with Bill Thomas, and it was Bill Thomas's vision of this
10 particular type of care. And there is nothing facility
11 looking about it. It looks like when you go to -- you're
12 going to your grandma's house or grandad's house. And so
13 it's very welcoming. It has a dining room table. The staff
14 there has culinary training, so they actually prepare the
15 meals there. You know, every time you go in the door it
16 smells like, you know, something yummy is being -- is
17 cooking.

18 So it is -- but the most beautiful thing
19 about the greenhouse is we're finding that it works. And
20 the elders that live there are doing well. They come, and
21 they improve. And that's what the greenhouse is all about.

22 MR. HEWES: Thank you.

23 MR. WILLIAMS: All right. Any other
24 questions on this?

25 Okay. Were you prepared to make some

1 additional comments?

2 MS. ANDERSON: Actually, that was what I was
3 going to highlight is the fact that I do feel like our area
4 has really been saturated with memory care services, and we
5 have more coming. More competitors are coming in the near
6 future that are offering those services, too. And I
7 certainly think it would be detrimental to us to have those
8 services offered in our front door by another competitor.

9 MR. WILLIAMS: All right. Thank you.
10 Appreciate it.

11 Anyone else here to speak against this
12 request? Anyone here to speak against it?

13 That's it? All right.

14 MR. SYMMES: Can I make another comment? Can
15 I speak again?

16 MR. WILLIAMS: No, I'm sorry about that. So
17 let the record reflect that the applicant had ten minutes,
18 and the opposition had ten minutes. So that was fair on
19 both sides there.

20 Commissioners, you've heard the case, read
21 the case, may have some questions of the staff and/or anyone
22 that spoke. Be willing to bring them back up if you want to
23 do that.

24 MR. HEWES: Mr. Chair, Mr. Symmes is more
25 than welcome to come up and answer this if he wants to. But

1 I'll just ask him don't throw any of your other comments
2 into it.

3 Of this project, how many of the units are
4 going to be assisted living and how many do you plan to have
5 of memory care?

6 MR. SYMMES: Fifty-four are assisted living,
7 24 are memory care. And then the cottages.

8 MR. HEWES: And the cottages are going to be
9 basically what?

10 MR. SYMMES: They are nine duplex cottages.

11 MR. HEWES: But would that be for assisted
12 living?

13 MR. SYMMES: Independent living.

14 MR. JONES: I have one question. When you
15 purchased the land, was the other facility already there?

16 MR. SYMMES: Which facility? Seashore
17 facility?

18 MR. JONES: Yes, the other, you know, the
19 assisted living.

20 MR. SYMMES: No, sir, it was not.

21 MR. JONES: All right. So did y'all have any
22 discussion before y'all purchased the land or -- you know,
23 what I'm getting to is this. When you buy land, you can't
24 really control who comes around you or next to you or
25 whatever it may be. Everything that I see is normally that

1 when you purchase something that nobody can't control it,
2 but I'm looking at this, if I'm correct there, the City
3 Council already denied that.

4 MR. WILLIAMS: The zoning board.

5 MR. JONES: I mean, the zoning from the city.

6 MR. SYMMES: They denied the variance
7 request. It was tied three to three which, I guess legally,
8 it's --

9 MR. WILLIAMS: Fails for lack of a positive
10 vote.

11 MR. SYMMES: It tied at three to three. And
12 then they approved the request that's in front of you now
13 which is the zoning variance, which is the same zoning
14 variance, by the way, that you gave the Seashore Highlands
15 folks for their development.

16 They came, or I, I guess at the time, came
17 before you for the zoning variance, the R-B zoning variance,
18 for their development, as well.

19 So this is a variance that was received by
20 them -- was requested, I guess is my point, for this
21 particular variance.

22 MR. WILLIAMS: Okay. Greg, do you want to
23 clarify some of that?

24 MR. HOLMES: I want to clarify, they had a
25 variance before the zoning board for the size for the

1 planned building group size of the property. And what got
2 approved was the special exception for the use.

3 And that's what you guys are hearing. You
4 guys are hearing about the use. But the use got approved at
5 the zoning board.

6 MR. WILLIAMS: Okay.

7 Any other questions?

8 MR. HEWES: I've got an additional one.

9 You were involved with this from the
10 beginning, as far as Gulfport Highlands development;
11 correct?

12 MR. SYMMES: From day one, yes.

13 MR. HEWES: We were promised a whole lot from
14 people who represented y'all sitting right there --

15 MR. SYMMES: Yes.

16 MR. HEWES: -- that was going to be retail,
17 and I think what was mentioned was a nice pharmacy. And
18 nothing has really happened. I know the economy changes.
19 What's different today than then? Because I've really got a
20 bad taste in my mouth because we were promised a lot, and it
21 made us look like we've got egg on our face when we approved
22 it. So I'd like to know what's different.

23 MR. SYMMES: Sure. Post-Katrina, we had
24 hired an architect, Michael Barranco, out of Jackson who was
25 part of a lot of the planning after the storm for things

1 that could come. And we went through a planning process
2 with them of what we thought could be developed with the
3 site.

4 We purchased the property, I think it was in
5 May or June of 2007 when we purchased the property, and
6 continued to develop our site plan.

7 As I mentioned at the previous meeting of
8 zoning, we had a contract with Bancorp South to put a bank
9 on the property. We were in negotiations with Red Realty in
10 Alabama who is the developer of CVS to develop a pharmacy on
11 the corner. And then we had a recession in 2008 and '09,
12 and both of those contracts fell apart and basically came to
13 a screeching halt and brought the whole development frankly
14 to a screeching halt for quite some time.

15 Then I guess in 2011-12 time frame I believe
16 it was, the county received a grant that I think Mr.
17 Gillespie referred to to build the infrastructure on the
18 site. And the county went through a process of -- with
19 --together we developed the infrastructure plan. They
20 contracted to have the infrastructure built and put in.
21 That work was completed I guess in the fall -- completed in
22 fall of '15. A portion of one road that connects to the
23 Seashore site was built first, and the remainder of the
24 infrastructure and additional roads, the roundabout and
25 those things were finished in the fall of 2015.

1 All that to say that the economy has
2 improved, the infrastructure is in, and we feel like we're
3 in a better place to market the site. We think that the
4 assisted living facility that the Tatums are proposing is a
5 high-quality fourteen to sixteen million dollar development.
6 It's a significant investment in the community and is going
7 to create jobs. The Tatums have a great track record and a
8 great reputation for doing great developments, and they're
9 not just assisted living developers. They've developed
10 apartments. They've developed hotels. They've developed
11 other retail and restaurant sites. They just finished their
12 development in Hattiesburg, the District in Midtown, which
13 is a beautiful facility, the Hotel Indigo and other retail
14 and restaurants around it.

15 So we think it's a good relationship to have,
16 not only in this, but we feel like to help us with the
17 further development on the site.

18 Look, we have a lot of money invested out
19 there. Nobody more than me wanted more to happen. The
20 economy didn't let that happen, and the market hasn't driven
21 it that way. The way the market is driving things is senior
22 care and more health care. That's the direction we're
23 taking part of the property in.

24 And I think other neighborhood services will
25 develop in front of it over time. I think you will see a

1 coffee shop, you'll see a hair salon or a nail salon.
2 There's other neighborhood type services will come in. As
3 you get more rooftops and more people and more rooftops,
4 you're going to bring in more development.

5 MR. HEWES: Thank you.

6 MR. WILLIAMS: Any other questions?

7 MR. HEWES: I've got a question for Mr. Tatum
8 since he's on the technical side of the house.

9 Mr. Tatum, it seems that the glut or lack of
10 properties or available rooms in the market are for the
11 assisted living, not the memory care, from what I'm hearing
12 from folks at Seashore.

13 Is this 24 units of memory care locked in, or
14 is that flexible if the market deems --

15 MR. TATUM: I would say the market said there
16 is, the market study told us. I actually called their
17 community this morning, and they told me they had two
18 openings. That's what we based ours off on.

19 We have a totally different memory care unit.
20 Theirs is not connected to the AL, so they have to kind of
21 walk back and forth, their staff does. And I've seen their
22 staff walking across.

23 Ours is all in one building, secured. We
24 share kitchens, so the kitchen is in there for them to cook.
25 They just bring the food right off to the memory care. We

1 can feed our assisted living out of the same kitchen.

2 MR. HEWES: So the answer to that is it's not
3 flexible --

4 MR. TATUM: I would say that's what we've
5 done everywhere. And we have market analysis which is how I
6 based off of my -- but if you -- the -- I think 24 is
7 perfect because I don't have to change any staff. If I go
8 down to 20, I still have to have the same staff that I would
9 have to have at 24. So it wouldn't financially, if I have
10 to have the same staff, it would not be smart for me to go
11 to 20 from 24. You don't want to go less than 20.

12 MR. HEWES: I'm just saying could you make it
13 instead of 54 assisted living, could you make it 78 assisted
14 living?

15 MR. TATUM: The market study, I don't think
16 it would support me to put 24 extra assisting living in.
17 And usually, and like I said, this would be Number 11 for
18 us. Our AL is usually filled up by memory care. So if
19 you're full in AL, you shouldn't struggle in memory care.

20 MR. HEWES: And what's your occupancy in some
21 of your others, or is it full?

22 MR. TATUM: On the other ones? Yes,
23 Hattiesburg is full, Thibodaux is at 85 percent, Augusta is
24 at 75 percent and we haven't even opened.

25 MR. HEWES: And I did hear Mr. Symmes state

1 that you're part of the Tatums that helped develop that
2 Midtown area--

3 MR. TATUM: That's me. My brother and I
4 built that.

5 MR. HEWES: That's a good job.

6 MR. TATUM: Thank you.

7 MR. WILLIAMS: All right. Thank you.
8 Appreciate it.

9 Any other questions, comments, Commissioners?

10 MR. SELLERS: If I could ask the staff this.
11 So the zoning board approved the special use but not the
12 variance for the size of the property. If the Council
13 agrees with that decision, where does that put this project?

14 MR. HOLMES: Well, the variance itself is
15 just for the size of the property. They approved half of
16 the use, the other half of the use is what you got there
17 now.

18 MR. SELLERS: That's what I'm saying though.
19 If the Council agrees with the zoning board and denies based
20 on the size of the property and we approve this special use,
21 where does that leave the project? Is it dead in the water?

22 MR. HOLMES: Not necessarily. They have due
23 process. They can take it beyond the Council and --

24 MR. SELLERS: Let's just say it's denied at
25 wherever the ending point is that the size of the property

1 issue is denied, where does that put -- does that kill this
2 project? Or can they redesign the facility? I mean, is it
3 the multiple buildings? Is that the issue with the size of
4 the property? I mean, if they were asking for one building
5 out there to do this, would we even be talking about the
6 size of the property?

7 MR. HOLMES: No, we wouldn't. It's just
8 basically multiple buildings and also the mixture of the
9 commercial and the --

10 MR. SELLERS: So if the size of the property
11 issue becomes a deterrent in the end, and we grant the
12 special exception tonight, they can come back with a plan
13 with a single building and meet all the requirements; is
14 that correct?

15 MR. HOLMES: Correct.

16 MR. SELLERS: It wouldn't be an issue?

17 MR. HOLMES: Right.

18 MR. WILLIAMS: Great question. Good
19 explanation.

20 All right. Anything further, Commissioners?

21 MR. ANTHONY: Quick question for the staff.

22 According with Seashore, and I've heard it
23 about the precedent, and we set precedent when that prior
24 project with Seashore, is this similar to what occurred then
25 what's happening right now?

1 MR. HOLMES: I don't want to say that it's
2 similar as far as setting a precedent, you know. These
3 cases come before this body, and you guys treat them
4 independently. But there are similar aspects, they do the
5 same thing.

6 Now, Seashore, Seashore exceeded the 15
7 acres. I think they had over 20 acres on that property.
8 Once again, that variance was heard by this board. But the
9 use itself was approved the zoning board and by this body.

10 MR. ANTHONY: Thank you, sir.

11 MR. WILLIAMS: Any other questions, comments?
12 Y'all know I'm looking for a motion.

13 MR. HEWES: Mr. Chair, I'm going to make a
14 motion, but I'm going to make it based on a couple of
15 things.

16 First of all, Gulfport Highlands Development
17 () Mr. Symmes, don't take this personally, I wouldn't
18 be making this recommendation, but the fact that you have
19 the Tatums who have a reputation for building very nice high
20 quality and successful operations, I move that we grant the
21 request for Case Number 1811PC121 as requested.

22 MR. WILLIAMS: All right. So I've got a
23 motion to approve the special exception on this case. Do I
24 have a second?

25 MR. ANTHONY: Second.

1 MR. WILLIAMS: Further discussion,
2 Commissioners? If not, all those in favor, please signify
3 by raising your right hand. All those opposed?

4 (Towles opposed.)

5 MR. WILLIAMS: We've got one. So with that,
6 it's been approved.

7 Thank y'all. Appreciate it.

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BEFORE THE CITY OF GULFPORT PLANNING COMMISSION

1811PC121

COURT REPORTER'S CERTIFICATE

I, Norma Jean Ladner Soroë, Certified Shorthand Reporter, do hereby certify that to the best of my skill and ability I have reported the hearing held before the City of Gulfport Planning Commission and that the foregoing 23 pages constitute a true and correct transcription of said hearing held on the 15th day of November 2018.

I do further certify that my certificate annexed hereto applies only to the original and certified transcript. The undersigned assumes no responsibility for the accuracy of any reproduced copies not made under my control and direction.

Witness my signature this the 17th day of December 2018.

NORMA JEAN LADNER SOROE, CSR #1297
Certified Shorthand Reporter

MEMORANDUM

To: Mayor Billy Hewes and
Gulfport City Council

From: Greg Holmes, Planning Administrator
Urban Development Department

Date: December 28, 2018

Re: Zoning Map Amendment 1811PC119, by Agent, tax parcel 0811H-01-030.000, Request to rezone from R-2 (Single-family) to B-1 (Neighborhood business), 19th St, Ward 2

Planning Commission recommendation: To approve applicant request.

Motion: Mr. Hewes

Second: Mr. Jones

KEITH WILLIAMS	– Chairman
HAROLD SPANN	– Yea
COLETTE TOWLES	– Yea
VIRGINIA ADOLPH	– Absent
CHARLIE HEWES	– Yea
BJ SELLERS	– Yea
WM. PRINCE JONES	– Yea
DOUG HANCOCK	– Absent
JOHN ANTHONY	– Yea
LANE HANSARLING	– Yea
BRANDON ELLIOTT	– Yea

Action: Motion was carried unanimously

Speaking for the Petition:

1. Michael J. Yentzen
2. Michael Mensi

Speaking against the Petition: None

On November 15, 2018, the Planning Commission recommended approval of the above referenced case.

Please place the attached item on the Council agenda for January 8, 2019.

Technical Report

Zoning Map Amendment

GENERAL INFORMATION

Case File Number: 1811PC119

Hearing Date: November 15, 2018

Current Zoning/Use: R-2 / Vacant lot

Legal: Zoning Map Amendment 1811PC119, by Agent, tax parcel 0811H-01-030.000, Request to rezone from R-2 (Single-family) to B-1 (Neighborhood business), 19th St, Ward 2

TECHNICAL DETAILS

Amendment of the Zoning Ordinance, including the zoning map, is intended to carry out the objective of a sound, stable, and desirable environment. Casual amendment of the ordinance would be detrimental to the achievement of that objective. Therefore, the ordinance dictates that a property should be considered for rezoning only when one or more of the following conditions prevail:

- (a) *Error*. There is a manifest error in the article.
- (b) *Change in conditions*. Changed or changing conditions in a particular area or in the city or metropolitan area generally make a change in the regulations necessary and desirable.
- (c) *Increase in need for sites*. Increased or increasing needs for business or industrial sites in addition to sites that are available make it necessary and desirable to reclassify an area or to extend the boundaries of an existing area.
- (d) *Annexation*. It is necessary and desirable to reclassify territory annexed to the city.
- (e) *Ordinance changes*. Amendment to the ordinance not involving a change in classification of land is necessary.
- (f) *Change in governmental property*. It is necessary to reclassify property as a result of acquisition or disposition of such property by the United States of America, the State of Mississippi, or Harrison County.

According to the Mississippi case law:

When requesting rezoning of real property, **an applicant must prove, by clear and convincing evidence**, one of the following:

1. That there was a mistake in the original zoning, or
2. That the character of the neighborhood has changed to such an extent as to justify reclassification, **and** that there was a public need for rezoning.

Technical Report

Zoning Map Amendment

The applicant is requesting to rezone approximately 23,946 square feet of vacant, residential property zoned R-2 (Single-family) to a B-1 (Neighborhood business) zone. As presented, the applicant has omitted to include information on any specific tenants nor has future construction to the site been presented.

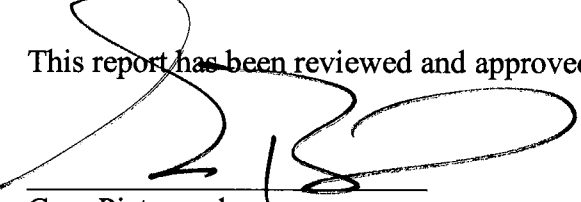
According to the City's 2002 Comprehensive Plan, some limited commercial activity was shown in the area. However, it is uncertain that commercial business uses were meant to increase in this neighborhood.

The applicant has chosen several justifications for change of the current zoning district. These justifications include: error, change in conditions, and increase need for sites.

- (a) Error is indicated by the applicant as "this R-2 zoning includes the automotive shop and church which are on opposite sides of the subject property." "Consequently, this appears to be a mistake in the zoning map in this area." According to the City's Legal Department, error is classified as a mistake in the original zoning. The City's Comprehensive Plan (drafted in 2002) does indicate some change would occur in the area; however, City policy is to allow the property owners to request zone changes. In reference to the church use located north of the subject site is allowed in a residential zone with Planning Commission approval.
- (b) Change in conditions is another justification for the request indicated by the applicant. They state, "the actual use of this area requires a zoning change to B-1 to reflect the current character of the neighborhood." The applicant is correct about the adjacent properties being zoned for neighborhood business uses, which is keeping in harmony of the neighborhood.
- (c) Increased need for sites is addressed as a justification by the applicant. The applicant states, "the high traffic on Kelly Avenue coupled with the relative lack of business zoning in the area indicates a need for the requested change." It is further noted by the applicant that the character of the neighborhood will not be affected by the approving the requested zoning change, as the actual use of the parcels adjacent to the subject parcel is commercial. The neighborhood consists of R-2 (Single-family) zoning with commercial uses to the north and south of the subject parcel, one is a church use in a residential zone allowed with Planning Commission approval and the other is a pre-existing non-conforming full service auto business. Any new neighborhood business use would be in consistency with the bordering area.

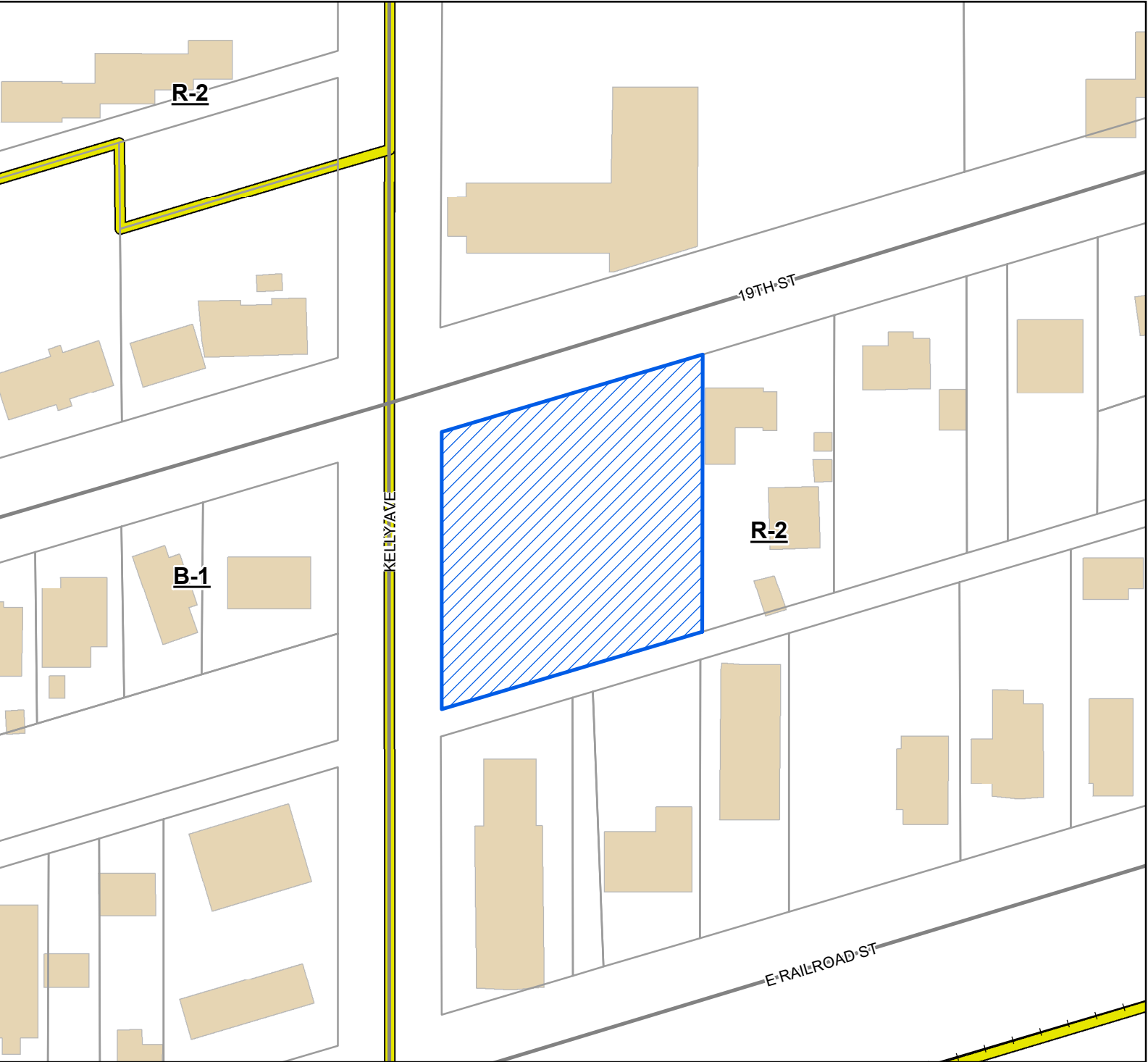
DIRECTOR APPROVAL

This report has been reviewed and approved by:



Greg Pietrangelo

Director of Urban Development Department



Legend

- Site
- Street
- Railroad
- Parcels
- Buildings
- Zoning

Site Information
0811H-01-030.000
Zoning: R-2 (Single-family)
Size: 23,946 sq ft
Flood: X

0 10 20 30
Yards

1 inch = 80 feet

DATA DISCLAIMER: All information that is provided on this map is believed to be correct. However, no liability is assumed by the City of Gulfport for errors in substance or form of any of the materials published on this map. The GIS Division, City of Gulfport, provides the information represented on this map as a service to the community and makes every effort possible to provide quality information. However, no claims, promises, or guarantees about the accuracy, completeness, or adequacy of the information contained on this map are expressed or implied.



CITY OF GULFPORT
Urban Development - Planning Division
1410 24th Avenue
Gulfport, MS 39501
(228) 868-5710

**APPLICATION FOR ZONING MAP
AMENDMENT/LAND USE
RECLASSIFICATION (SMARTCODE)**

Property Information

TAX PARCEL #

0	8	1	1	H

 -

0	1

 -

0	3	0

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0	0	0

(If necessary, use separate sheet of paper)

Address of Property Involved: 19th Street, Gulfport, MS

Lot(s) 1-6, Block(s) 9, Subdivision East Gulfport

General Location: _____

GENERAL DESCRIPTION OF REQUEST:

Change zoning from R-2 to B-1.

OWNERSHIP AND CERTIFICATION:

I hereby certify that I have read and understand this application and that all information and attachments are true and correct. I also certify that I agree to comply with all applicable city codes, ordinances and state laws. Finally, I certify that I am the owner of the property involved in this request or have authorization to act as the owner's agent for the herein described request.

OWNER

AGENT

Printed Name Of Owner

Pauline G Mensi

Mailing Address

19 Kim BALL DRIVE

City

Gulfport

State

Miss.

Zip code

39507

Home Phone

228-897 9111

Work/Cell Phone

Email

PAULINE.Mensi@gmail.com

Signature Of Owner

Pauline Mensi

Printed Name Of Agent

Michael J. Yentzen

1914 24th Ave.

Mailing Address

Gulfport MS 39501

City

State

Zip code

(228) 669-2090 / (228) 594-8860

Home Phone

Work/Cell Phone

michael.yentzen@yentzenlaw.com

Email

Michael J. Yentzen

Signature Of Agent

If the property or properties listed above have more than one owner, please check this box. In the case of multiple owners, reverse side must be completed. Each additional owner will need to complete and sign the reverse side of this application. We can only accept applications with original signatures.

☐

SECTIONS A. THROUGH H. MUST BE SUBMITTED FOR A COMPLETE APPLICATION.

Narrative for requested zoning change of parcel no. 0811H-01-030.000

The subject parcel is an approximately 156' x 160' parallelogram-shaped parcel consisting of 6 lots in East Gulfport. (See map depicting property attached hereto.) As depicted in the photographs of the adjacent parcels, it is surrounded by commercial development of all types fronting Kelly Avenue – by an automotive shop on the south, a church on the north, a closed convenience store to the west and a gas station-convenience store to the southwest. (See photographs of adjacent properties attached hereto.)

The property adjacent to the subject parcel on the west side of Kelly Avenue is zoned B-1; however, the property located on the East side of Kelly Avenue is zoned R-2. (See Gulfport zoning map attached hereto.) This R-2 zoning includes the automotive shop and church which, as previously described, are on opposite sides of the subject property.

Consequently, it appears that there is a mistake in the zoning map in this area. Alternatively, the actual use of this area requires a zoning change to B-1 to reflect the current character of the neighborhood. In either case, the owner would request that the zoning of the subject parcel be changed from R-2 to B-1.

As previously discussed, the character of the neighborhood will not be affected by approving the requested zoning change, as the actual use of the parcels adjacent to the subject parcel is commercial. Furthermore, the high traffic on Kelly Avenue coupled with the relative lack of business zoning in the area indicates a need for the requested change. Finally, the existing commercial development surrounding the subject parcel has created a situation where the use of the subject parcel as a medium density residential site (as currently zoned) is unfeasible.

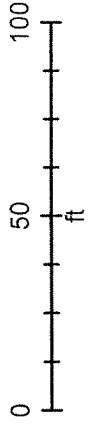
19th Street, Gulfport, MS



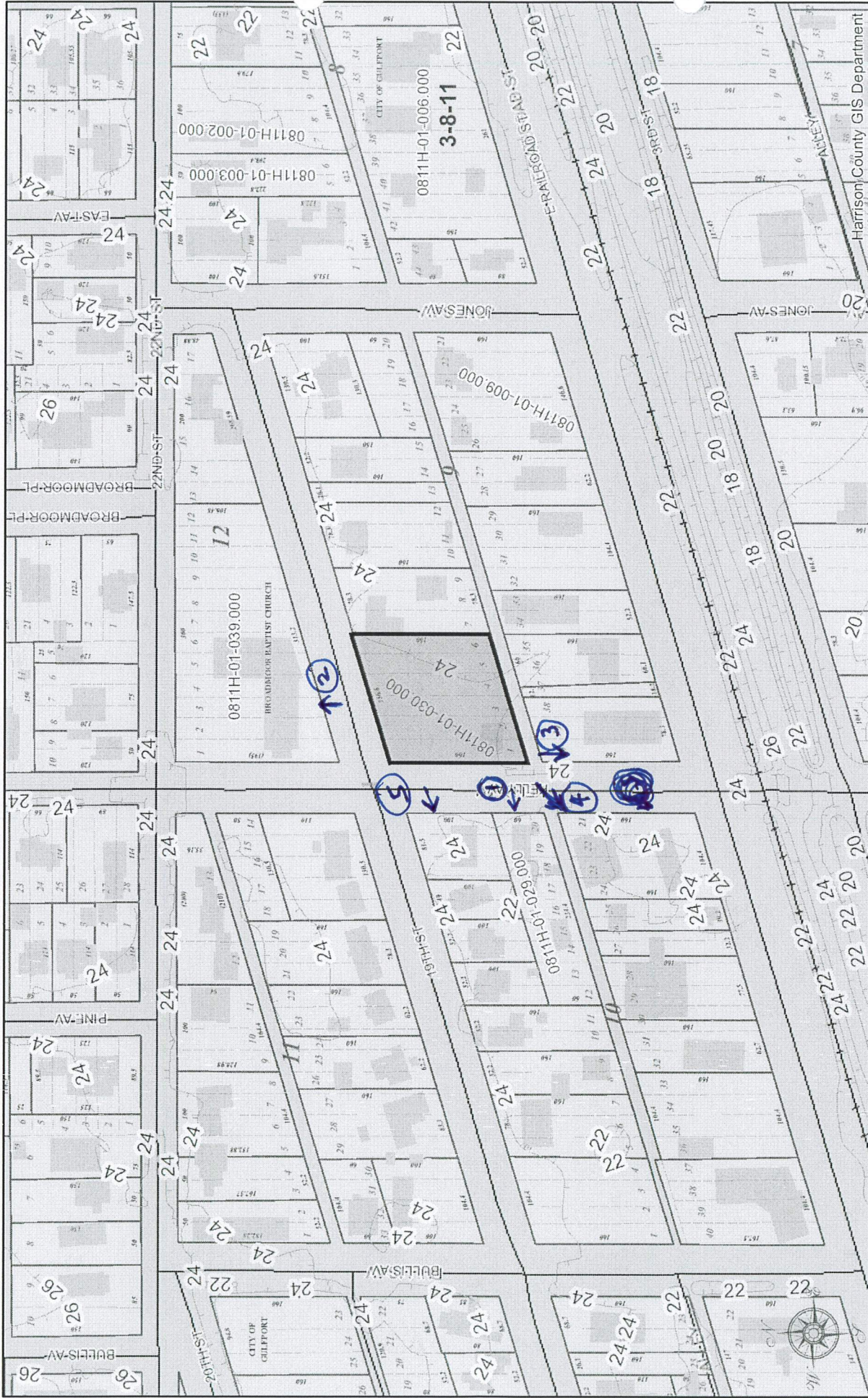
HARRISON COUNTY, MISSISSIPPI

DISCLAIMER: THIS MAP IS FOR PROPERTY TAX ASSESSMENT PURPOSES ONLY. IT WAS CONSTRUCTED FROM PROPERTY INFORMATION RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS AND IS NOT CONCLUSIVE AS TO LOCATION OF PROPERTY OR LEGAL OWNERSHIP. TAL FLURRY, TAX ASSESSOR.

MAP DATE: August 2, 2018



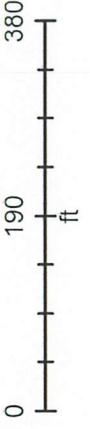
19th Street, Gulfport, MS



HARRISON COUNTY, MISSISSIPPI

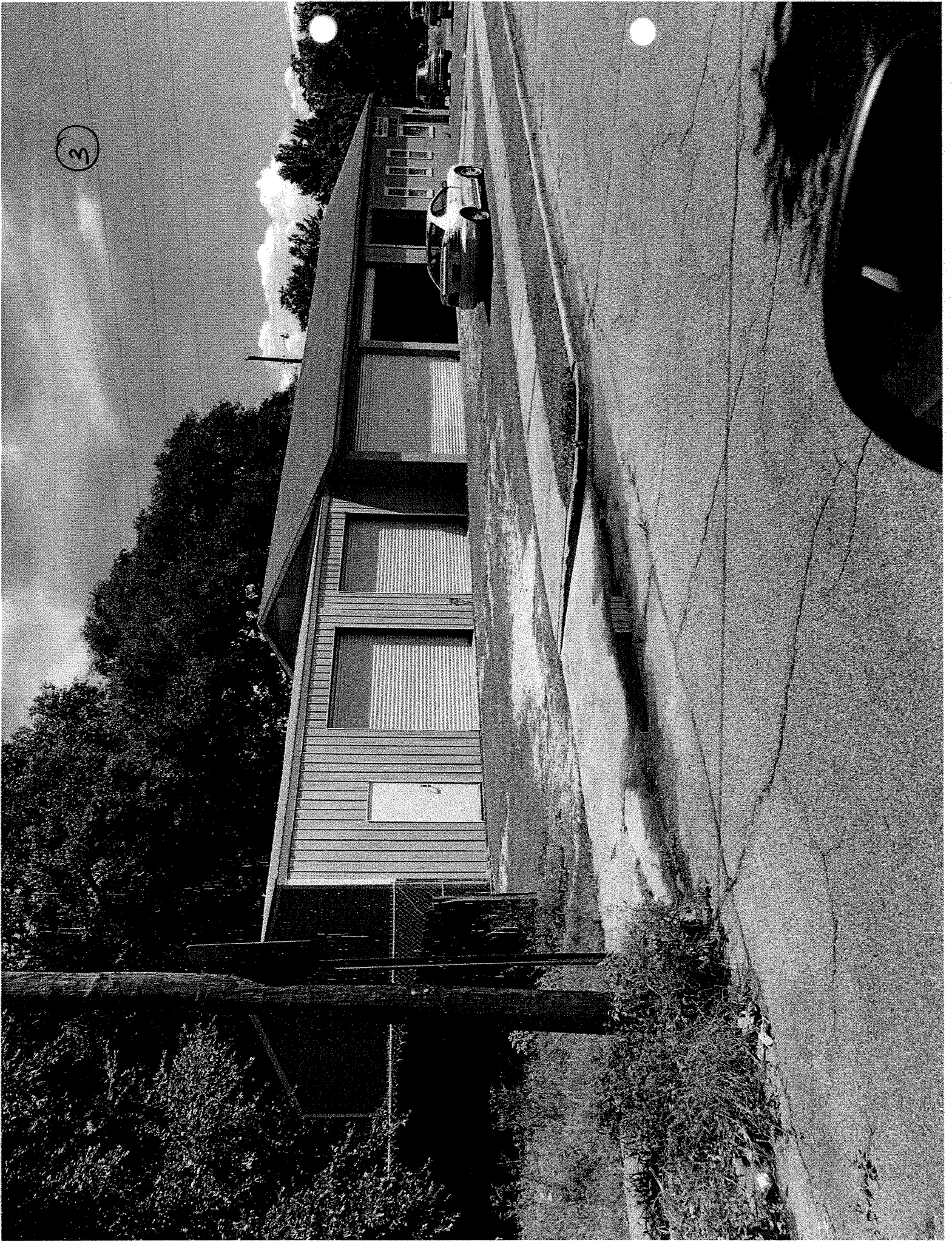
DISCLAIMER: THIS MAP IS FOR PROPERTY TAX ASSESSMENT PURPOSES ONLY. IT WAS CONSTRUCTED FROM PROPERTY INFORMATION RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS AND IS NOT CONCLUSIVE AS TO LOCATION OF PROPERTY OR LEGAL OWNERSHIP.

MAP DATE: October 1, 2018







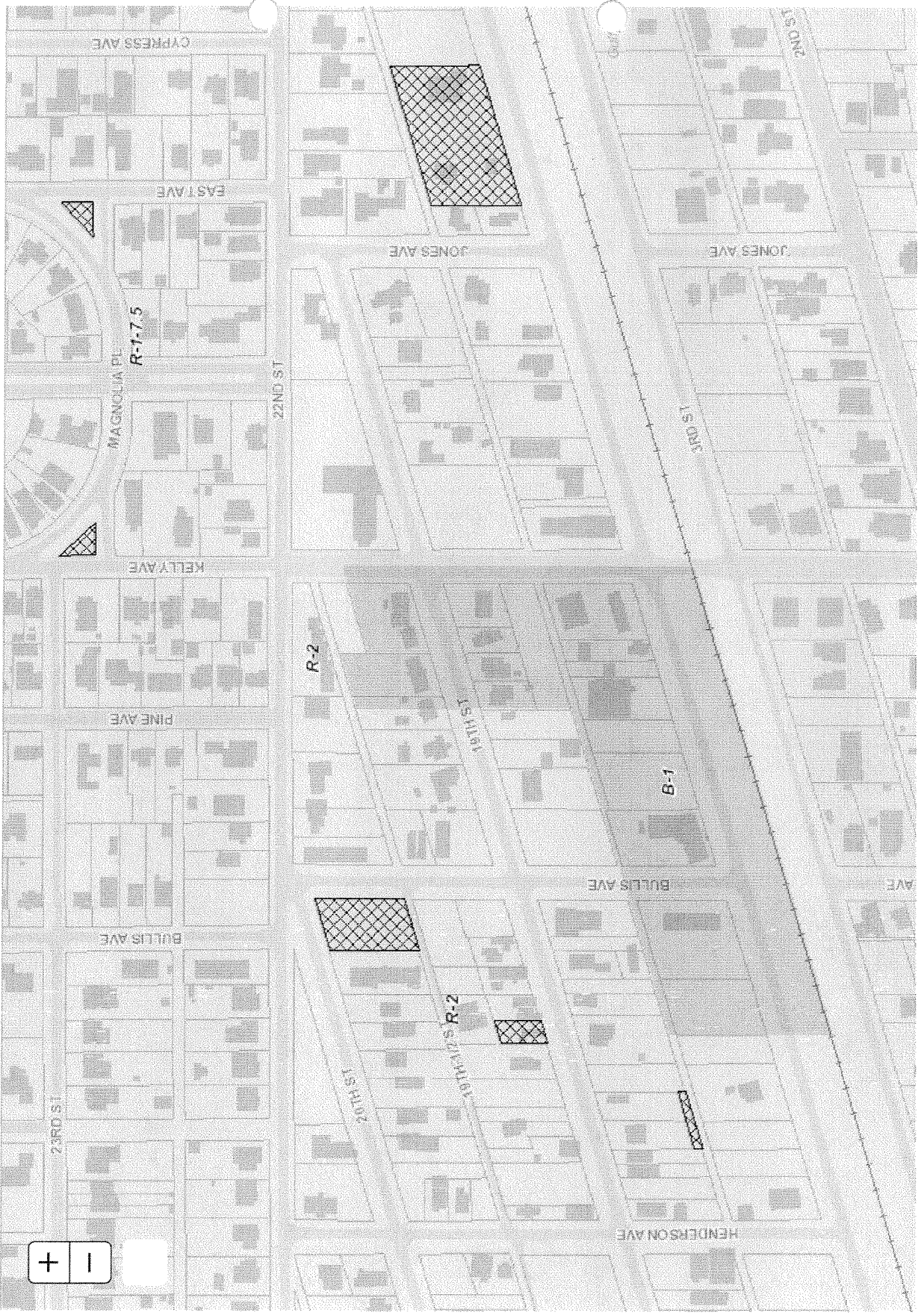


3





Gulfport Gulfport Zoning Look-Up



PPIN	Parcel ID	Name	Address	City	State	ZIP
		PAULINE G. MENS (OWNER)	19 KIM BALL DRIVE	GULFPORT	MS	39507
		MICHAEL J. YENTZEN (AGENT)	1914 24TH AVENUE	GULFPORT	MS	39501
		Adjacent Property Owners				
88757	0811H-01-029.000	LAURENT LINDA M	4105 DESTRIER DR	DURHAM	NC	27703
25897	0811H-01-012.000	KNOTT KRYSTAL ROSE FAYARD	1124 E RAILROAD ST	GULFPORT	MS	39501
88760	0811H-01-039.000	REDEEMER BAPTIST CHURCH OF GULFPORT	P O BOX 3117	GULFPORT	MS	39505
88761	0811H-01-041.000	DOLEAC JOYCE H -L/E- ETAL	4033 SOUTHERN OAKS DR	GULFPORT	MS	39507
113552	0811H-01-013.002	DUMAL DAVID E & JENNIFER H	41 55TH ST	GULFPORT	MS	39507
25886	0811H-01-034.000	SMITH ROBERT E JR & SANDRA S	142 BENACHI AVE	BILOXI	MS	39530
25885	0811H-01-033.000	TAYLOR TIMOTHY ERIC	1129 19TH ST	GULFPORT	MS	39501
25883	0811H-01-031.000	WHITE DAVID L	1127 19TH ST	GULFPORT	MS	39501
88751	0811H-01-013.000	DUMAL DAVID E & JENNIFER H	41 55TH STREET	GULFPORT	MS	39507
25895	0811H-01-010.000	ENGLISH REUBEN A	1112 E RAILROAD ST	GULFPORT	MS	39501
25896	0811H-01-011.000	ANDERSON ORE LEE -EST-	1116 E RAILROAD ST	GULFPORT	MS	39507
25910	0811H-01-028.000	NGUYEN KIM LOAN	10840 EAST TAYLOR RD	GULFPORT	MS	39503
25911	0811H-01-014.000	SALLOUM K G ET AL #7225	P O BOX 1565	LAWRENCEVILLE	GA	30046
25909	0811H-01-027.000	NGUYEN TINA THUHONG	8433 GREEN TRAILS WAY	ELK GROVE	CA	95624
107740	0811H-01-013.001	DUMAL CRAIG M & KARLA	52 54TH STREET	GULFPORT	MS	39507



URBAN DEVELOPMENT
PLANNING DIVISION

October 26, 2018

P.O. Box 1780
Gulfport, MS 39502
Phone: 228-868-5710
Fax: 228-868-5708

Pauline G. Mensi (Owner)
19 Kimball Drive
Gulfport, MS 39507

Wm. H. Hardy Building
1410 24th Avenue
Gulfport, MS 39501

RE: Zoning Map Amendment 1811PC119, by Agent, tax parcel 0811H-01-030.000, Request to rezone from R-2 (Single-family) to B-1 (Neighborhood business), 19th St, Ward 2

To Whom It May Concern:

The purpose of this letter is to inform you of the above referenced application. A map showing the general location of the property involved is on the back of this letter.

The City of Gulfport Planning Commission will hold a public hearing to consider the above request at 4:30 P.M. on **Thursday, November 15, 2018**, in the Council Chambers at the Gulfport City Hall located at 2309 15th Street.

It is your option whether or not to appear personally or speak for or against the request at the scheduled hearing. If you are unable to attend the public hearing you may submit your opinion in writing and request that it be read into the public record. If you desire, it is also your choice to be represented by an agent or attorney.

A copy of the filed application to be considered will be available for public review at the office of the Department of Urban Development – Planning Division located at the Hardy Building, 1410 24th Avenue. Adjacent property owners will not be provided any further correspondence on the matter unless an appeal is filed but may, as stated above, contact this office for additional information.

Any interested party that may feel aggrieved by the Planning Commission's recommendation may file a written notice of objection within fifteen (15) calendar days after the date of the Planning Commission hearing. The notice of objection and reasons for objecting to the decision should be stated in writing and filed with the Department of Urban Development-Planning Division. This notice of objection shall be forwarded as part of the record with the record and recommendation from the Planning Commission to the Mayor and City Council. The City Council shall make a final decision based upon the record as submitted. No new evidence may be presented at the meeting.

If you have any questions or comments, please contact this office.

Sincerely,
City of Gulfport Planning Division

c. Agent, Adjacent Property Owners (You have been identified as owning property within 160 feet of this request)

Su-Lin Bolin

From: MICHAEL YENTZEN <michael.yentzen@yentzenlaw.com>
Sent: Wednesday, November 7, 2018 1:36 PM
To: Su-Lin Bolin
Subject: RE: ZMA Written Statement

Su-Lin –

Here are my submissions pertaining to paragraph G.

1. The name and address of the applicant were submitted with the zoning change application. There are no other interested parties.
2. The conditions for change were discussed in the narrative which was submitted with the application.
3. The owner plans to construct a commercial building on the property; however, she has not provided a timetable for this development.
4. The proposed amendment would require a zoning change for the subject property from R-2 to B-1.
5. Any zoning errors were discussed in the narrative which was submitted with the application.

Please let me know if you need anything else.

Thanks,
Michael

Michael J. Yentzen,
Attorney at Law, PLLC
1914 24th Avenue
Gulfport, MS 39501
Phone - (228) 594-8860
Fax - (228) 896-7849
Michael.Yentzen@yentzenlaw.com
Esplanadetitle@yentzenlaw.com

NOTICE: This e-mail message and all attachments transmitted with it may contain legally privileged and confidential information intended solely for the use of the addressee. If you are not the intended recipient, you are hereby notified that any reading, dissemination, distribution, copying, or other use of this message or its attachments is strictly prohibited. If you have received this message in error, please notify the sender immediately by telephone (228-594-8860) or by electronic mail (Michael.Yentzen@yentzenlaw.com) and delete this message and all copies and backups thereof.

From: Su-Lin Bolin [mailto:sbolin@gulfport-ms.gov]
Sent: Wednesday, November 07, 2018 11:09 AM
To: Michael.Yentzen@yentzenlaw.com
Subject: ZMA Written Statement

Dear Mr. Yentzen,

Good morning. As per our discussion, attached is page 3 of the Zoning Map Amendment application. Highlighted are the items I need for you to address. Thank you.

Sincerely,

Su-Lin Bolin
Planning Technician
Department of Urban Development
The City of Gulfport
Phone: 228-868-5710 x6577
Fax: 228-868-5708
Email: sbolin@gulfport-ms.gov
Website: <http://www.gulfport-ms.gov/planning.shtml>



"not all who wander are lost"
- J.R.R.Tolkien

SunHerald

AFFIDAVIT OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Depth
662358	0003921534	LEGAL NOTICE	199570	\$59.04	1	12.20 In

Attention:

GULFPORT URBAN DEVELOPMENT
PO BOX 1780
GULFPORT, MS 39502

LEGAL NOTICE PUBLIC HEARING

In conformance with Section VIII of the Comprehensive Zoning Ordinance of the City of Gulfport, Mississippi, 1979 as amended, notice is hereby given advising that

the Gulfport City Planning Commission will hold a public hearing in the City of Gulfport, Mississippi at 4:30 P.M., Thursday, November 15, 2018 in the Council

Chambers of the Gulfport City Hall located at 2309 15th Street to consider the

following requests. A copy of the requests will be available for public review at the

office of the Department of Urban Development, Planning Division, located on first floor of the William H. Hardy Building, 1410 24th Avenue.

Zoning Map Amendment 1811PC119:
Zoning Map Amendment 1811PC119, by Agent, tax parcel 0811H-01-030.000, Request to rezone from R-2 (Single-family) to B-1 (Neighborhood business), 19th St, Ward 2

Special Exception 1811PC121:
Special Exception 1811PC121, by Agent, tax parcel 1008F-01-006.000, Request assisted living facility use, Highlands Cir, zoned R-8 (Residence-business), Ward 6

Planning Commission Approval Home Occupation 1811PC123:

Planning Commission Approval 1811PC123, by Agent, tax parcel 1010H-02-009.000, Request home occupation for a mobile spray-tan service, 2235 E Pass Rd,

Zoned B-2 (General Business), Ward 2

Zoning Map Amendment 1811PC124:

Zoning Map Amendment 1811PC124, by Agent, tax parcel 1010G-03-018.000, Request to rezone from T4+ (General Urban Zone "Plus") to T6 (Urban Core

Zone), 1909 E Pass Road, Ward 2

Zoning Map Amendment 1811PC125:

Zoning Map Amendment 1811PC125, by Agent, tax parcel number 0908C-01-001.000, Request to rezone a 15.97-acre area from R-1-15 (Single-family) to R-

1-7.5 (Single-family), Ward 6

Planning Commission Approval for Home Occupation 1811PC126:

Planning Commission Approval 1811PC126, by Owner, tax parcel 0910J-04-

021.000, Request home occupation for candle-making business, 44 39th St, Zoned

R-1-7.5 (Single-family), Ward 4

Zoning Map Amendment 1811PC127:

Zoning Map Amendment 1811PC127, by Agent, tax parcel number 0908E-01-

STATE OF MISSISSIPPI

COUNTY OF HARRISON

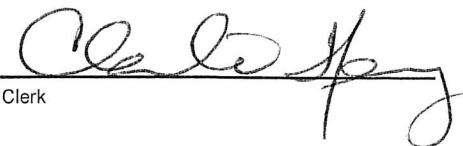
Before me, the undersigned Notary of Harrison County, Mississippi personally appeared CLAUDIA HENRY, who, being by me first duly sworn, did depose and say that she is a clerk of The Sun Herald, a daily newspaper published in the city of Gulfport, in Harrison County, Mississippi and the publication of the notice, a copy of which is hereto attached, has been made in said paper in the issue(s) of:

1 Insertion(s)

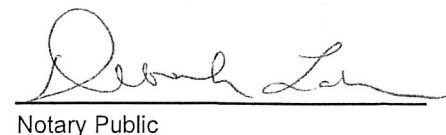
Published On:

October 31, 2018

Affidavit further states on oath that said newspaper has been established and published continuously in said county for a period of more than twelve months next prior to the first publication of said notice.


Clerk

Sown to and subscribed before me this
1st day of November in the year of 2018


Notary Public

* The Sun Herald has been deemed eligible for publishing legal notices in Jackson County to meet the requirements of Miss. Code 1972 Section 13-3-31 and 13-3-32.



001, D01, Request to rezone 17.72-acre area from R-1-10 (Single-family) to T44

(General Urban Zone
"Plus"), Ward 6
Planning Commission Approval

1811PC129:
Planning Commission Approval
1811PC129, by Agent, tax parcel
0808E-02-

030.000, Request for church use,
12178 Highway 49 Ste G, Zoned B-4
(Highway
Business), Ward 7

Planning Commission Approval
1811PC131:

Planning Commission Approval
1811PC131, by Agent, tax parcel
1010H-01-

014.000, Request a warehouse use,
2302 E Pass Rd, Zoned B-2 (General
business),
Ward 5

Zoning Text Amendment 1811PC132:

Zoning Text Amendment 1808PC132,
by City of Gulfport, City of Gulfport,
Amendments to the Comprehensive
Zoning Ordinance, as amended, Section
IV.

(D) Supplementary yard regulations (1)
(c) Screen Wall and (7) Fences, walls,
and
hedges.

Planning Commission Approval

1811PC134:

Planning Commission Approval
1811PC134, by Agent, tax parcel
0811E-03-

092.001, Request church use, \$100
15th St, Zoned T4L (General Urban
Zone

"Limited"),
Ward 2.

This the 24th day of October 2018

Keith Williams, Chairman

City of Gulfport Planning Commission

10/31-ADV#0003921534

CITY OF GULFPORT PLANNING COMMISSION

1811PC119

TRANSCRIPT OF HEARING

November 15, 2018

TRANSCRIPT OF HEARING HELD BEFORE THE CITY OF GULFPORT
PLANNING COMMISSION HELD IN THE CITY COUNCIL CHAMBERS,
GULFPORT, MISSISSIPPI, ON THE 15TH DAY OF NOVEMBER 2018
COMMENCING AT 4:30 P.M. AND REPORTED BY
NORMA JEAN LADNER SOROE, CERTIFIED SHORTHAND REPORTER.

COMMISSION MEMBERS PRESENT:

KEITH WILLIAMS, President
WILLIAM "PRINCE" JONES
B.J. SELLERS
BRANDON ELLIOTT
CHARLIE HEWES
JOHN ANTHONY
HAROLD SPANN
COLETTE TOWLES
LANE HENSARLING

STAFF PRESENT:

GREG PIETRANGELO
GREG HOLMES
CORY LONG
SU-LIN BOLIN
MATILDA WELCH

1 1. Zoning Map Amendment 1811PC119

2 MS. BOLIN: Item 1, zoning map amendment 119
3 has been duly and timely noticed as required by law. The
4 applicant requests to rezone from R-2 single family to B-1
5 neighborhood business at 19th Street, Ward 2. A copy of the
6 packet considered is hereby offered to the record.

7 MR. WILLIAMS: Thank you.

8 Is there someone here to speak for this case
9 tonight?

10 MR. YENTZEN: My name is Michael Yentzen.
11 I'm attorney in Gulfport, 1914 24th Avenue. I represent the
12 property owner Pauline Mensai.

13 And I'll just read a short narrative. This
14 was probably submitted with the application, but this is our
15 position.

16 Subject parcel is approximately 156 foot by
17 160 foot parallelogram shape parcel consisting of six lots in
18 East Gulfport. It's cornered or it's adjacent on the west
19 is Kelly and on the north is 19th Street, it's shown as 19th
20 Street on the tax parcel. Depicted in the photographs
21 submitted, it's surrounded by commercial development of all
22 types fronting Kelly Avenue, an automotive shop on the
23 south, church on the north, a closed convenience store to
24 the west, and a gas station/convenience store to the
25 southwest.

1 The portion of the property on the west is
2 zoned B-1 currently, but everything on the right is zoned
3 R-2.

4 So our position is that it appears there's a
5 mistake in the zoning map or that the actual use of the
6 property should be B-1 to reflect the current character of
7 the neighborhood. In either case, we're requesting that the
8 zoning of the parcel be changed from R-2 to B-1.

9 And it's our contention the character of the
10 neighborhood would not be affected by approving the
11 requested zoning change because the development is
12 commercial in nature.

13 Furthermore, the high traffic on Kelly Avenue
14 coupled with the relative lack of business zoning in the
15 area indicates a need for the requested change.

16 And finally, the existing commercial
17 development surrounding the subject parcels create a
18 situation where the use of the subject parcel as a medium
19 density residential site is unfeasible.

20 That's our position.

21 MR. WILLIAMS: Thank you, sir. Appreciate
22 that.

23 All right. Commissioners, any questions for
24 the applicant at this time?

25 If anything comes up, we'll bring you back

1 up. Thank you.

2 MR. ELLIOTT: Do you have a reason or it's
3 just to rezone?

4 MR. YENTZEN: She wants to do a commercial
5 development there.

6 MR. ELLIOTT: What type; do you know?

7 MR. YENTZEN: Probably a building, a storage
8 building.

9 MR. ELLIOTT: Does she have a unit count, or
10 just not sure yet?

11 MR. YENTZEN: I'm not sure. The husband of
12 the owner is here. He might be able to answer questions
13 about the use. Perhaps you can call him up.

14 MR. WILLIAMS: Thank you.

15 MR. YENTZEN: He knows more about the
16 intended development.

17 MR. MENSAL: I'm Michael Mensal, and my wife
18 has inherited the property from her father. He had a garden
19 there for many years. It was also zoned commercial, and it
20 changed after Katrina. It just became a vacant piece of
21 property. And we want to take the property and put a kind
22 of a storage garage, a shed. We have some property on Pass
23 Road. We want to clear that out and develop that. And then
24 we can use this as a storage area for the property, you
25 know, a little workshop and stuff in there.

1 MR. WILLIAMS: Okay. Any questions?

2 Thank you, sir. Appreciate it.

3 Anyone else here to speak for this request?

4 Got anybody here to speak against this
5 request tonight?

6 Commissioners, you've had a chance to review
7 the package and application, you've heard the comments. Any
8 questions of the staff or the applicant? Or I'll take a
9 motion on this request, please.

10 MR. HEWES: Mr. Chair, I move that we grant
11 the applicant's request to change from R-2 to B-1 on Case
12 Number 1811PC119.

13 MR. WILLIAMS: We've got a motion to approve
14 the case. Do I have a second?

15 MR. JONES: Second.

16 MR. WILLIAMS: Motion and second. Any
17 further discussion by the commissioners? If not, all those
18 in favor signify by saying aye. Any opposed? It's been
19 approved. Thank you all.

20

21

22

23

24

25

BEFORE THE CITY OF GULFPORT PLANNING COMMISSION

1811PC119

COURT REPORTER'S CERTIFICATE

I, Norma Jean Ladner Soroe, Certified Shorthand Reporter, do hereby certify that to the best of my skill and ability I have reported the hearing held before the City of Gulfport Planning Commission and that the foregoing 5 pages constitute a true and correct transcription of said hearing held on the 15th day of November 2018.

I do further certify that my certificate annexed hereto applies only to the original and certified transcript. The undersigned assumes no responsibility for the accuracy of any reproduced copies not made under my control and direction.

Witness my signature this the 16th day of November 2018.

NORMA JEAN LADNER SOROE, CSR #1297
Certified Shorthand Reporter

MEMORANDUM

To: City of Gulfport Planning Commission

From: Greg Holmes, Planning Administrator
Urban Development Department

Date of Hearing: January 8, 2019

Re: Ordinance - rezoning from T4+ (General Urban Zone "Plus") to T6 (Urban Core Zone): located north of Demaret Drive, south of and adjacent to East Pass Road, east of Anniston Avenue, and west of and adjacent to Ford Street - Case # 1811PC124 - Ward 2.

Zoning Map Amendment 1811PC124, by Agent, tax parcel 1010G-03-018.000, Request to rezone from T4+ (General Urban Zone "Plus") to T6 (Urban Core Zone), 1909 E Pass Road, Ward 2

MEMORANDUM

To: Mayor Billy Hewes and
Gulfport City Council

From: Greg Holmes, Planning Administrator
Urban Development Department

Date: December 28, 2018

Re: **Zoning Map Amendment 1811PC124, by Agent, tax parcel 1010G-03-018.000, Request to rezone from T4+ (General Urban Zone "Plus") to T6 (Urban Core Zone), 1909 E Pass Road, Ward 2**

Planning Commission recommendation: To approve applicant request.

Motion: Mr. Hewes

Second: Mr. Elliott

KEITH WILLIAMS	– Chairman
HAROLD SPANN	– Yea
COLETTE TOWLES	– Recused
VIRGINIA ADOLPH	– Absent
CHARLIE HEWES	– Yea
BJ SELLERS	– Yea
WM. PRINCE JONES	– Yea
DOUG HANCOCK	– Absent
JOHN ANTHONY	– Yea
LANE HANSARLING	– Yea
BRANDON ELLIOTT	– Yea

Action: Motion was carried unanimously

Speaking for the Petition:

1. Robert Shwartz

Speaking against the Petition:

1. David Richards
2. Charles W. Minkh

On November 15, 2018, the Planning Commission recommended approval of the above referenced case.

Please place the attached item on the Council agenda for January 8, 2019.

Technical Report

Zoning Map Amendment

GENERAL INFORMATION

Case File Number: 1811PC124

Hearing Date: November 15, 2018

Current Zoning/Use: T4+ (General Urban Zone "Plus") / Shopping Center

Legal: Zoning Map Amendment 1811PC124, by Agent, tax parcel 1010G-03-018.000, Request to rezone from T4+ (General Urban Zone "Plus") to T6 (Urban Core Zone), 1909 E Pass Road, Ward 2

TECHNICAL DETAILS

Amendment of the Zoning Ordinance, including the zoning map, is intended to carry out the objective of a sound, stable, and desirable environment. Casual amendment of the ordinance would be detrimental to the achievement of that objective. Therefore, the ordinance dictates that a property should be considered for rezoning only when one or more of the following conditions prevail:

- (a) *Error*. There is a manifest error in the article.
- (b) *Change in conditions*. Changed or changing conditions in a particular area or in the city or metropolitan area generally make a change in the regulations necessary and desirable.
- (c) *Increase in need for sites*. Increased or increasing needs for business or industrial sites in addition to sites that are available make it necessary and desirable to reclassify an area or to extend the boundaries of an existing area.
- (d) *Annexation*. It is necessary and desirable to reclassify territory annexed to the city.
- (e) *Ordinance changes*. Amendment to the ordinance not involving a change in classification of land is necessary.
- (f) *Change in governmental property*. It is necessary to reclassify property as a result of acquisition or disposition of such property by the United States of America, the State of Mississippi, or Harrison County.

According to the Mississippi case law:

When requesting rezoning of real property, **an applicant must prove, by clear and convincing evidence**, one of the following:

1. That there was a mistake in the original zoning, or
2. That the character of the neighborhood has changed to such an extent as to justify reclassification, **and** that there was a public need for rezoning.

The applicants are requesting rezone an approximately 7.3 acre parcel of commercially developed T4+ (General Urban Zone "Plus") to T6 (Urban Core Zone) as regulated by the City of Gulfport's Appendix A Zoning Ordinance. Currently, the parcel hosts a retail shopping center with at least

Technical Report

Zoning Map Amendment

1.9 acres under roof. Within 120 days of final approval of this application, the applicant plans to start developing the site into a storage facility.

According to the 2002 Comprehensive Plan, the immediate area and property were delineated as existing general business uses, and the proposed future land use was cast as the same. Moreover, after Katrina, the city adopted the new SmartCode ordinance—in 2007—for this Hansboro community. Consequently, the consultants for SmartCode determined the new land use should be an equivalent land use to that of a mixed use residential business zone instead of its then B-2 (General Business) district. Specifically, the property was rezoned to its current mixed use zoning designation T4+; therefore, this designation further limited the amount of business uses for the shopping center.

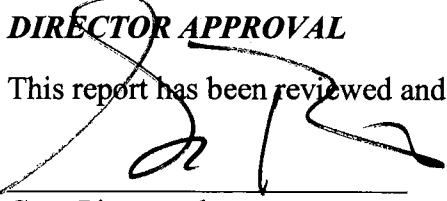
- (a) An error in the ordinance has not been indicated as reasoning for reasoning by the applicant.
- (b) For Change in Conditions, the applicant states the following:

“There has been a change in the character of the neighborhood to justify rezoning the subject property, and there also exists public need for the rezoning at this location...The surrounding area, within one quarter mile, ("neighborhood") has commercial businesses, including, but not limited to: Dollar General, Community Bank, and the Mardi Gras Store. Additionally, within the last year, a Southern Charm Furniture and Design was opened directly north of the subject property. The most significant recent change in the neighborhood came by the way of a Neighborhood Walmart, which is located on East Pass Road approximately 750 feet from the subject property. The increase in businesses in the neighborhood has resulted in an increased traffic count. As you can see on the traffic volume map which is attached hereto as Exhibit "E", the traffic count has increased from 25,000 in 2012 to 38,000 in 2017. Furthermore, the Mississippi Department of Transportation's Traffic Volume Map suggests that East Pass Road at the subject property has more traffic volume than both highway 90 and Cowan Road (See Exhibit "F")... As is more fully discussed hereinabove, there has been a change in the character of the neighborhood to justify rezoning the subject property, and there also exists public need for the rezoning at this location.”

- (c) Increased need for sites is addressed as a justification by the applicant. They indicate that the increased traffic flow both demonstrates a change in conditions and an increased need for sites.
- (d) Annexation is not applicable to this site nor are any statements provided by the applicant.
- (e) Ordinance changes are not mentioned in any statements provided by the applicant.

DIRECTOR APPROVAL

This report has been reviewed and approved by:



Greg Pietrangelo

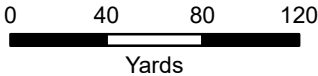
Director of Urban Development Department



Legend

- Site
- US or State Highway
- Street
- Parcels
- Buildings
- Zoning
- T5
- T4+
- T3
- Water Features

Site Information
1010N-03-018.000
Zoning: T4+ (General Urban Zone "Plus")
Size: 7.23 Acres
Flood: X



1 inch = 239 feet



DATA DISCLAIMER: All information that is provided on this map is believed to be correct. However, no liability is assumed by the City of Gulfport for errors in substance or form of any of the materials published on this map. The GIS Division, City of Gulfport, provides the information represented on this map as a service to the community and makes every effort possible to provide quality information. However, no claims, promises, or guarantees about the accuracy, completeness, or adequacy of the information contained on this map are expressed or implied.



CITY OF GULFPORT
Urban Development - Planning Division
1410 24th Avenue
Gulfport, MS 39501
(228) 868-5710

For Staff Use Only

Case File #: 1811PC-124Date Received: 10/02/18

Receipt #: _____

Received By: _____

Zoning: _____

Ward: _____ Flood: _____

APPLICATION FOR ZONING MAP AMENDMENT/LAND USE RECLASSIFICATION (SMARTCODE)

Property Information

TAX PARCEL #

1	0	1	0	G

 -

0	3

 -

0	1	8

 .

0	0	0

(If necessary, use separate sheet of paper)

Address of Property Involved: 1909 E Pass Road, Gulfport, MS 39507Lot(s) Pt. Lot 2, Block(s) 17, Subdivision GREAT SOUTHERN GOLF ESTATES Unit 3General Location: Village Square Shopping Mall on corner of Pass Rd. and Ford St.

GENERAL DESCRIPTION OF REQUEST:

Owner hereby requests the subject property be rezoned from T4+ to T6.

OWNERSHIP AND CERTIFICATION:

I hereby certify that I have read and understand this application and that all information and attachments are true and correct. I also certify that I agree to comply with all applicable city codes, ordinances and state laws. Finally, I certify that I am the owner of the property involved in this request or have authorization to act as the owner's agent for the herein described request.

OWNER

Crescent Bank

Printed Name Of Owner
P.O. Box 61813

Mailing Address

New Orleans, LA 70161

City State Zip code

504-552-4471

Home Phone Work/Cell Phone

fmorgan@cbtno.com

Email

Fred Morgan
President

Signature Of Owner

AGENT

Jourdan Nicaud

Printed Name Of Agent
849 E Scenic Drive

Mailing Address

Pass Christian, MS 39571

City State Zip code

228-363-2819

Home Phone Work/Cell Phone

nicaud.foods@gmail.com

Email

Signature Of Agent

If the property or properties listed above have more than one owner, please check this box. In the case of multiple owners, reverse side must be completed. Each additional owner will need to complete and sign the reverse side of this application. We can only accept applications with original signatures.

☐

SECTIONS A. THROUGH H. MUST BE SUBMITTED FOR A COMPLETE APPLICATION.

This page must be completed if the property or properties involved have more than one owner. All persons listed as owners to the property or properties listed on page one must complete and sign this part of the application.

I hereby certify that I have read and understand this application and that all information and attachments are true and correct. I also certify that I agree to comply with all applicable city codes, ordinances and state laws. Finally, I certify that I am the owner of the property involved in this request or authorized to act as the owner's agent for herein described request.

NAME OF OWNER (PRINT) _____

ADDRESS (STREET, CITY, STATE, ZIP CODE) _____

PHONE # (H) _____ (W) _____

TAX PARCEL NUMBER(S) OWNED _____

SIGNATURE: _____

NAME OF OWNER (PRINT) _____

ADDRESS (STREET, CITY, STATE, ZIP CODE) _____

PHONE # (H) _____ (W) _____

TAX PARCEL NUMBER(S) OWNED _____

SIGNATURE: _____

NAME OF OWNER (PRINT) _____

ADDRESS (STREET, CITY, STATE, ZIP CODE) _____

PHONE # (H) _____ (W) _____

TAX PARCEL NUMBER(S) OWNED _____

SIGNATURE: _____

(Use additional forms as needed)

IN CASES OF MULTIPLE APPLICANTS, PLEASE IDENTIFY THE PERSON WHO WILL BE ACTING AS YOUR SPOKES

PERSON/AGENT FOR YOU: Robert T. Schwartz, and the firm, Schwartz, Orgler
& Jordan, PLLC
2355 Pass Road, Biloxi, MS 39531
(228) 388-7441

Supplement to Application for Zoning Map Amendment

Owner: Crescent Bank
Agent: Jourdan Nicaud
Parcel # 1010G-03-018.000

A. Page one of this application, completed and signed. See attached.

B. Proof of Ownership. Attached hereto as Exhibit "A".

C. If applicable, notarized proof of **authority to act as agent** for owner. Attached hereto as Exhibit "B" is the Affidavit of Authority, executed by Fred Morgan, as President of Crescent Bank, granting authority to Jourdan Nicaud, Robert T. Schwartz, and Schwartz, Orgler & Jordan, PLLC.

D. Additional persons to be notified. At this time, there are no known additional interested parties, other than those ordinarily noticed by the City.

E. Site Plan. The Site Plan for the subject property is attached hereto as Exhibit "C". The owner of the subject property plans to develop the same into a storage facility. The subject property, as it currently lies, is a dilapidated shopping center (the remnants of what once was the Village Square Mall). The proposed development is to use the existing structure, and retrofit/build-out the same into a storage facility. The project would involve a significant internal build-out, as well as a refacing of the external portions of the property. Considering the foregoing, the owner has attached an aerial image of the subject property as the site plan, due to the fact that the structural portion shown in the imagery will not be substantially changed by the proposed development.

F. Reasons for rezoning request.

The proposed development and requested rezoning is in line with the City's Comprehensive Zoning and Smart Code Ordinances. The applicant requests the City of Gulfport rezone the subject property from T4+ to T6. Not only is this proposal in line with the City's code, but it is also directly complimentary with the neighborhood which the subject property is located.

There has been a **change in the character of the neighborhood** to justify rezoning the subject property, and there also exists **public need** for the rezoning at this location. Attached as Exhibit "D" is an aerial map of the subject and surrounding properties. As you may recognize, this property lies on East Pass Road roughly .7 miles East of Cowan Road. The surrounding area, within one quarter mile, ("neighborhood") has commercial businesses, including, but not limited to: Dollar General, Community Bank, and the Mardi Gras Store. Additionally, within the last year, a Southern Charm Furniture and Design was opened directly north of the subject property. The most significant recent change in the neighborhood came by the way of a Neighborhood Walmart, which is located on East Pass Road approximately 750 feet from the subject property. The increase in businesses in the neighborhood has resulted in an increased traffic count. As you can see on the traffic volume map which is attached hereto as Exhibit "E", the traffic count has increased from 25,000 in 2012 to 38000 in 2017. Furthermore, the Mississippi Department of Transportation's Traffic Volume Map suggests that East Pass Road at the subject property has more traffic volume than both highway 90 and Cowan Road (See Exhibit "F"). This increase in traffic flow evinces both a change in the neighborhood as well as an increase in need for the subject property to be rezoned for its intended commercial use.

While the subject property is located near the residential area known as "College Park", the subject property's proposed use is compatible with the neighborhood, as the property immediately to the east of the subject property is "Dependable Storage" and the property immediately to the Northeast of the subject property is "Handy Lock Self Storage". Additionally, one stage of the proposed development plan is increased security, which will result in increased safety in the neighboring area.

G. The following must be addressed:

1. Interest. Crescent Bank, Owner
P.O. Box 61813
New Orleans, LA 70161

Jourdan Nicaud, Agent
849 E Scenic Drive
Pass Christian, MS 39571

Robert T. Schwartz, Spokes Person/Agent, for the firm
Schwartz, Orgler & Jordan, PLLC
2355 Pass Road
Biloxi, MS 39531

2. Condition for Change. As is more fully discussed hereinabove, there has been a **change in the character of the neighborhood** to justify rezoning the subject property, and there also exists **public need** for the rezoning at this location.

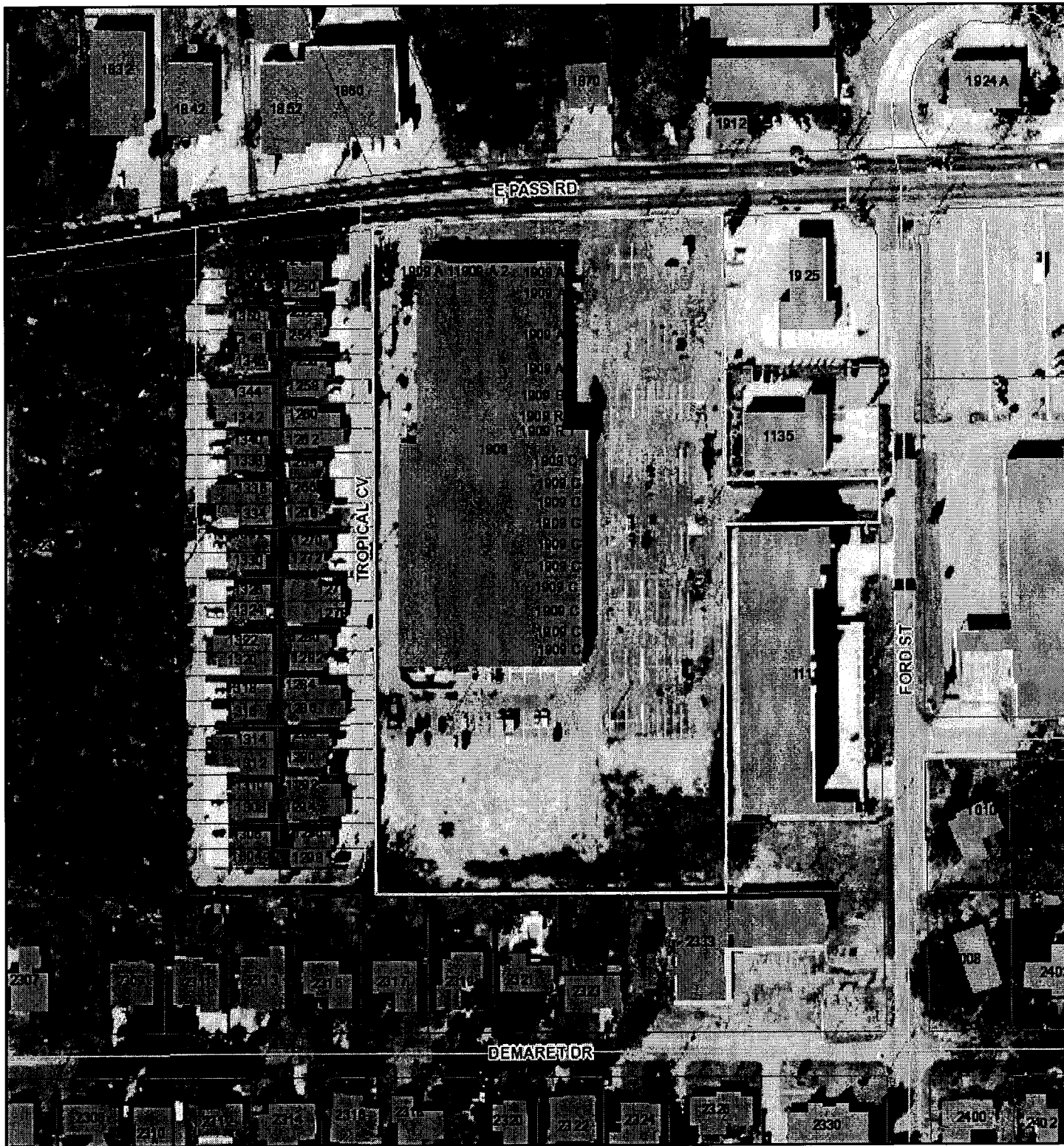
3. Development Schedule. The proposed development is scheduled to commence within 120 days of the approval from the City of Gulfport and other appropriate municipal authorities. The estimated time for completing construction is three months.

4. Effects of Amendment. As is more fully discussed above, the proposed amendment to the zoning map is compatible with the surrounding uses in the neighborhood. As the current use of the subject property is a dilapidated strip mall, a new storage facility would be a significant improvement to the neighborhood and surrounding area. The subject property, as it lies, is an eye sore and a danger to the community, and the proposed development is an attempt to alleviate these issues. Additionally, there are two storage facilities adjoining the subject property, so the neighborhood is accustomed to the proposed use.

5. Error. N/A

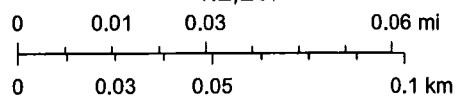
H. Check Enclosed.

Exhibit "C" - Site Plan



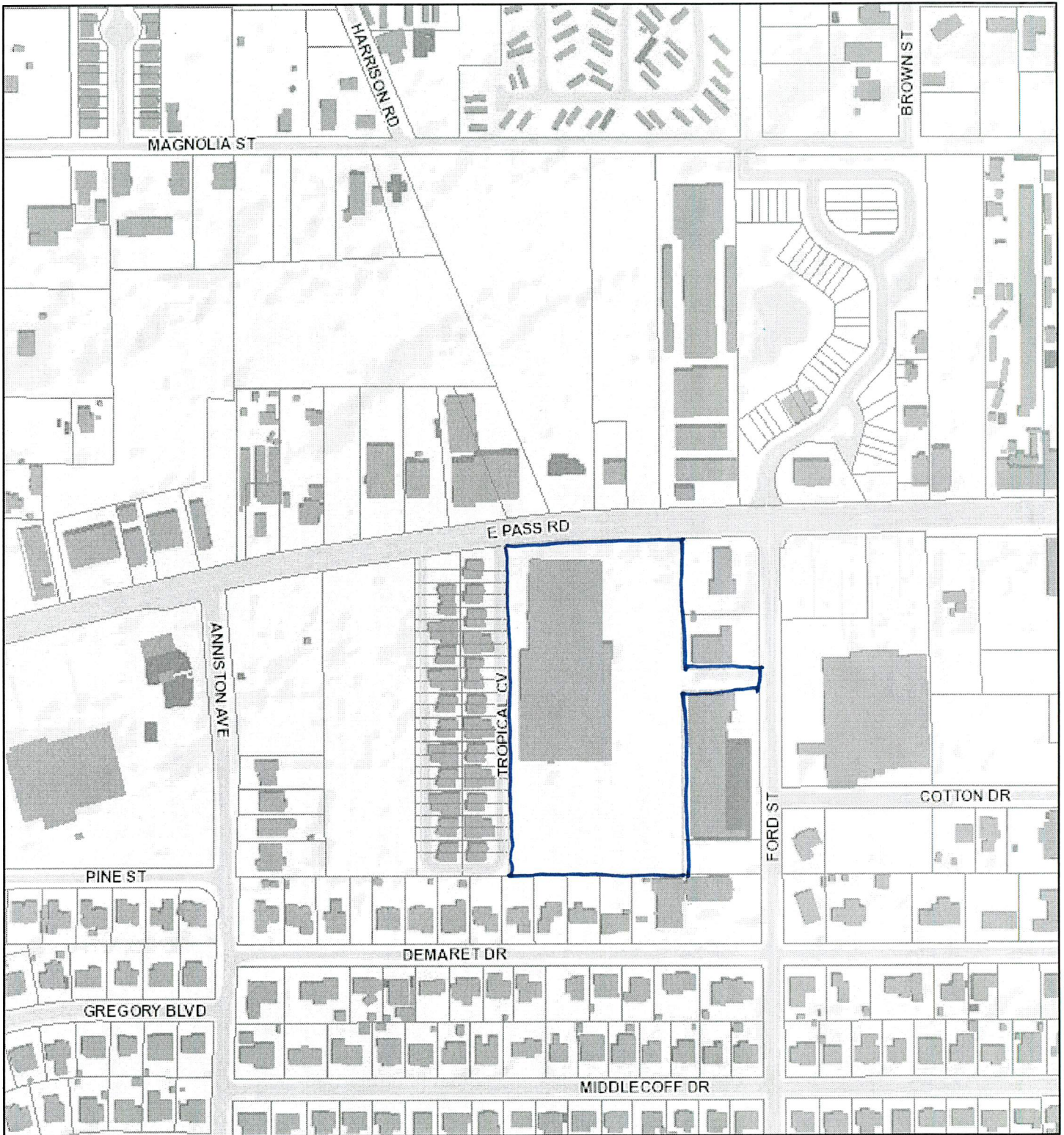
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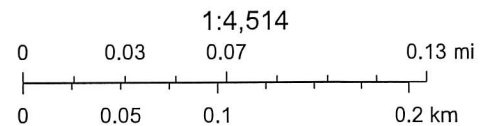
- | | | | | | |
|--|-------------------|---|--------------------|---|--------------------|
|  | Sidewalks |  | Interstate Highway |  | Street Labels |
|  | Parcel Boundaries |  | Principal Arterial | Streets | |
| | Address Labels |  | Collector |  | Interstate Highway |
| County Streets | |  | Minor Arterial |  | Principal Arterial |
|  | Other |  | Military |  | Minor Arterial |
| | |  | |  | Collector |

Exhibit "D"

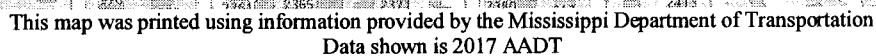


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- | | | |
|--------------------|----------------------------|--------------------|
| Sidewalks | Principal Arterial Streets | Interstate Highway |
| Parcel Boundaries | Collector | Principal Arterial |
| Address Labels | Minor Arterial | Minor Arterial |
| County Streets | Military | Collector |
| Other | Street Labels | Minor/Residential |
| Interstate Highway | | |

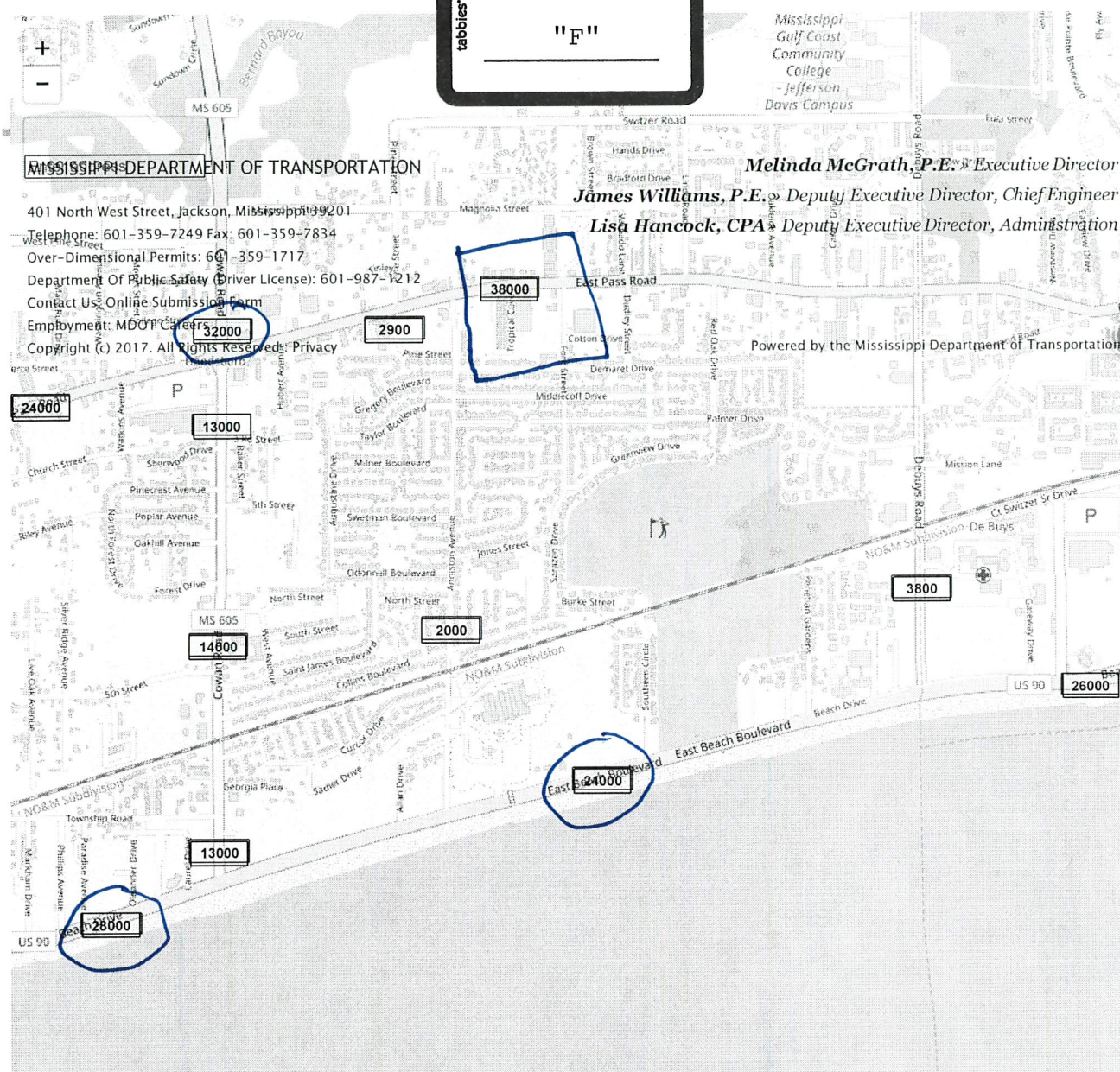


"E"



EXHIBIT

"F"



This map was printed using information provided by the Mississippi Department of Transportation
 Data shown is 2017 AADT



URBAN DEVELOPMENT
PLANNING DIVISION

October 26, 2018

P.O. Box 1780
Gulfport, MS 39502
Phone: 228-868-5710
Fax: 228-868-5708

Crescent Bank (Owner)
P.O. Box 61813
New Orleans, LA 70161

Wm. H. Hardy Building
1410 24th Avenue
Gulfport, MS 39501

RE: Zoning Map Amendment 1811PC124, by Agent, tax parcel 1010G-03-018.000, Request to rezone from T4+ (General Urban Zone "Plus") to T6 (Urban Core Zone), 1909 E Pass Road, Ward 2

To Whom It May Concern:

The purpose of this letter is to inform you of the above referenced application. A map showing the general location of the property involved is on the back of this letter.

The City of Gulfport Planning Commission will hold a public hearing to consider the above request at 4:30 P.M. on **Thursday, November 15, 2018**, in the Council Chambers at the Gulfport City Hall located at 2309 15th Street.

It is your option whether or not to appear personally or speak for or against the request at the scheduled hearing. If you are unable to attend the public hearing you may submit your opinion in writing and request that it be read into the public record. If you desire, it is also your choice to be represented by an agent or attorney.

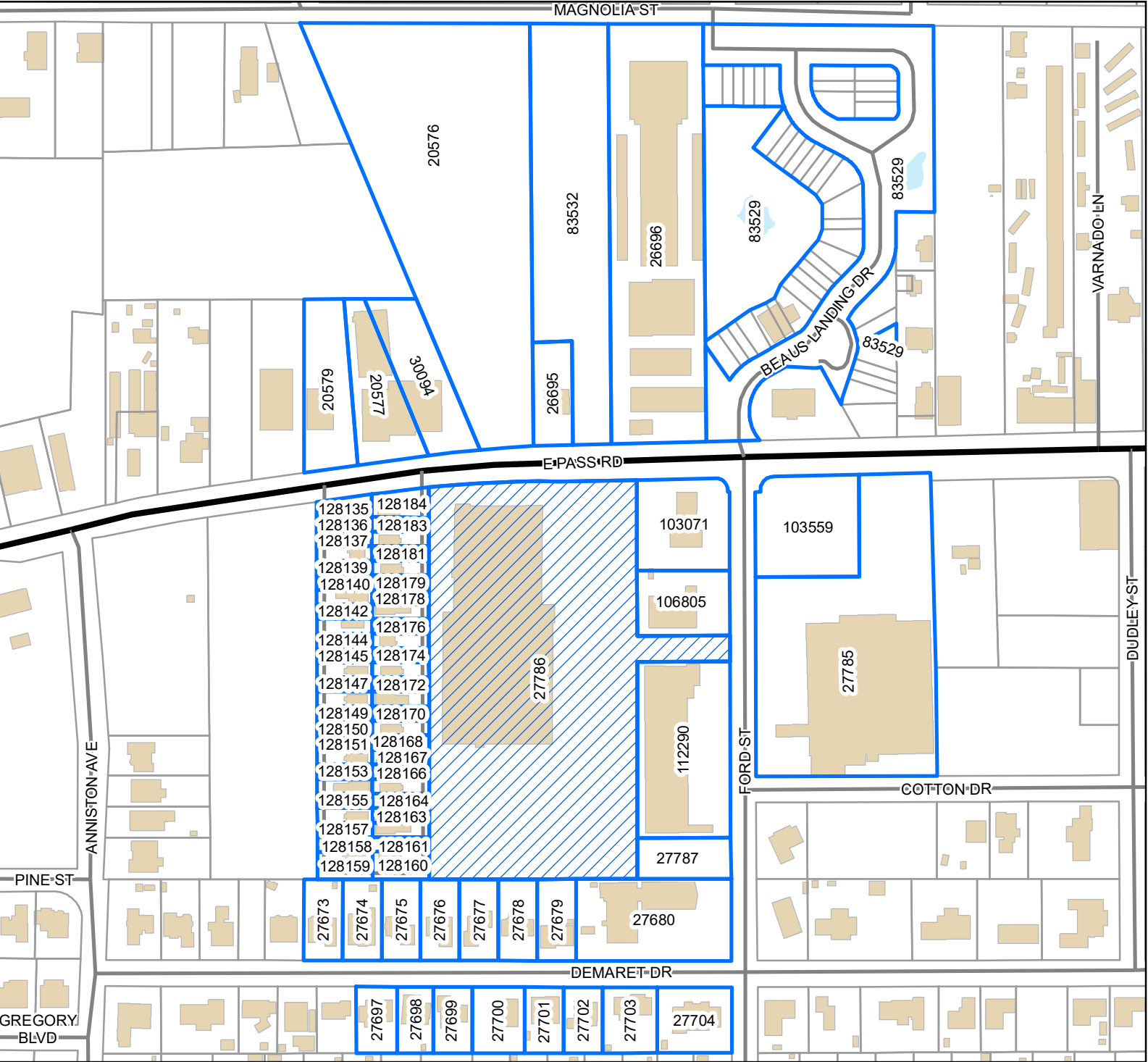
A copy of the filed application to be considered will be available for public review at the office of the Department of Urban Development – Planning Division located at the Hardy Building, 1410 24th Avenue. Adjacent property owners will not be provided any further correspondence on the matter unless an appeal is filed but may, as stated above, contact this office for additional information.

Any interested party that may feel aggrieved by the Planning Commission's recommendation may file a written notice of objection within fifteen (15) calendar days after the date of the Planning Commission hearing. The notice of objection and reasons for objecting to the decision should be stated in writing and filed with the Department of Urban Development-Planning Division. This notice of objection shall be forwarded as part of the record with the record and recommendation from the Planning Commission to the Mayor and City Council. The City Council shall make a final decision based upon the record as submitted. No new evidence may be presented at the meeting.

If you have any questions or comments, please contact this office.

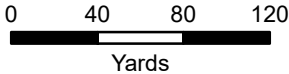
Sincerely,
City of Gulfport Planning Division

c. Agent, Adjacent Property Owners (You have been identified as owning property within 160 feet of this request)



Legend

- Site
- Adjacent Properties
- US or State Highway
- Street
- Parcels
- Buildings
- Water Features



1 inch = 268 feet



DATA DISCLAIMER: All information that is provided on this map is believed to be correct. However, no liability is assumed by the City of Gulfport for errors in substance or form of any of the materials published on this map. The GIS Division, City of Gulfport, provides the information represented on this map as a service to the community and makes every effort possible to provide quality information. However, no claims, promises, or guarantees about the accuracy, completeness, or adequacy of the information contained on this map are expressed or implied.

PPIN	Parcel ID	Name	Address	City	State	ZIP
		Jourdan Nicaud (Agent)	849 E Senic Drive	Pass Christian	MS	39571
		Crescent Bank (Owner)	P.O. Box 61813	New Orleans	LA	70161
		Robert T. Schwartz, and the firm , Schwarts, Orgler and Jordan, PLLC(Owner Agent)	2355 Pass Rd	Biloxi	MS	39531
		Adjacent Property Owners				
20576	1010G-02-029.000	ALLEN DOROTHY A	701 MUIRFIELD DR	OXFORD	MS	38655
20577	1010G-02-031.000	WARR PROPERTIES LLC	1804 BEACH DR	GULFPORT	MS	39507
20579	1010G-02-032.000	CALHOUN JOSEPH C	P O BOX 7995	GULFPORT	MS	39506 7995
26695	1010G-02-028.000	RUSSELL A GARNER	7222 MAGNOLIA DRIVE	PASS CHRISTIAN	MS	39571
26696	1010G-02-026.000	GULFPORT SELF STORAGE INC	P O BOX 1238	GAUTIER	MS	39553 1238
27673	1010J-02-008.000	WILLIAMS J W	P O BOX 6245	GULFPORT	MS	39506
27674	1010J-02-007.000	HA THUY VAN & THUTHUY	2313 DEMARET DR	GULFPORT	MS	39507 2802
27675	1010J-02-006.000	SNYDER DAVID D JR & CANDACE	2315 DEMARET DR	GULFPORT	MS	39507
27676	1010J-02-005.000	UNDERWOOD DOROTHY K	2317 DEMARET DR	GULFPORT	MS	39507
27677	1010J-02-004.000	DEVAUGHN ROLEN MICHAEL & SANDRA D	2319 DEMARET DR	GULFPORT	MS	39507
27678	1010J-02-003.000	DOYLE PAULA D ET AL	2321 DEMARET DR	GULFPORT	MS	39501
27679	1010J-02-002.000	HAWTHORNE MARY B & LARRY D	2323 DEMARET DR	GULFPORT	MS	39507
27680	1010J-02-001.000	HANDBORO UNITED METHODIST CHURCH	2333 DEMARET DR	GULFPORT	MS	39507
27697	1010J-02-016.000	PAGLIA ALBERT B	2314 DEMARET DR	GULFPORT	MS	39507
27698	1010J-02-017.000	SAVNER MALLOY E	2316 DEMARET DR	GULFPORT	MS	39507
27699	1010J-02-018.000	WRIGHT SUSAN G	2318 DEMARET ST	GULFPORT	MS	39507
27700	1010J-02-019.000	SCIPONE KIM D & NANCY W	1447 EAST PASS ROAD	GULFPORT	MS	39507
27701	1010J-02-020.000	CRAFT VONDELL	2324 DEMARET DR	GULFPORT	MS	39507
27702	1010J-02-021.000	FAYARD MARTHA V	2324 DEMARET DR	GULFPORT	MS	39501
27703	1010J-02-022.000	HOLLAND HUDSON R & DIRJKE A	2326 DEMARET DRIVE	GULFPORT	MS	39507
27704	1010J-02-023.000	ROLLINS HENRY & OLENE	2330 DEMARET DR	GULFPORT	MS	39501
27785	1010G-03-016.000	M P HOLDINGS LLC	2001 E PASS RD	GULFPORT	MS	39507
27786	1010G-03-018.000	VILLAGE SQUARE MALL LLC	1909 E PASS RD	GULFPORT	MS	39507
27787	1010G-03-017.000	HANDBORO UNITED METHODIST CHURCH	2333 DEMARET DR	GULFPORT	MS	39507
30094	1010G-02-030.000	WARR GENE	1804 BEACH DR	GULFPORT	MS	39507
83529	1010G-02-025.000	GULF COAST LAND & DEVELOPMENT LLC	939 E SCENIC DR	PASS CHRISTIAN	MS	39571
83532	1010G-02-027.000	ROSS EARL W & WALLIS GLENN	337 FAIRVIEW DR	BILOXI	MS	39531
103071	1010G-03-018.001	COFLO PROPERTIES LP	P O BOX 229	LAWRENCEVILLE	GA	30046
103559	1010G-03-016.001	M P HOLDINGS LLC	2001 E PASS ROAD	GULFPORT	MS	39507
106805	1010G-03-018.002	MERCY HOUSING & HUMAN DEVELOPMENT	1135 FORD STREET	GULFPORT	MS	39507
112290	1010G-03-018.003	GULFPORT STORAGE SERVICES LLC	403 BARONNE ST	NEW ORLEANS	LA	70112
128135	1010G-03-019.001	STELLY MARY G	21305 JOHNSON RD	LONG BEACH	MS	39560
128136	1010G-03-019.002	STATE OF MISS 8/26/2013	P.O. Box 462	Gulfport	MS	39502
128137	1010G-03-019.003	SPINNER REAL ESTATE HOLDINGS LLC	14397 CREOSOTE RD	GULFPORT	MS	39503
128138	1010G-03-019.004	SIMANTS VICKIE L	C/O P O BOX 240	GULFPORT	MS	39502
128139	1010G-03-019.005	HEBERT CHRISTOPHER S	11502 STANTON CIRCLE	GULFPORT	MS	39503
128140	1010G-03-019.006	SKM PROPERTIES LLC	2011 POINTE CLEAR BLVD	BILOXI	MS	39531
128141	1010G-03-019.007	SOLA GRATIA LLC	9105 CROSS CREEK PLACE	GULFPORT	MS	39503
128142	1010G-03-019.008	PICOU GREGORY K	20 VILLA COVE	GULFPORT	MS	39501
128143	1010G-03-019.009	PICOU GREGORY K	20 VILLA COVE	GULFPORT	MS	39501
128144	1010G-03-019.010	SPINNER REAL ESTATE HOLDINGS LLC	440 GREEN TEAL COURT	BILOXI	MS	39531
128145	1010G-03-019.011	RAO ENTERPRISES GROUP LLC	2602 SHORELINE RD	BRADLEY	CA	93426
128146	1010G-03-019.012	DELK SCOTT K	1604 CYPRESS LN	GULFPORT	MS	39507

128147	1010G-03-019.013	WSMBD LLC
128148	1010G-03-019.014	CORSO PAULA B & JOSEPH
128149	1010G-03-019.015	CHAPMAN DAVID JR
128150	1010G-03-019.016	RKWE HOLDINGS LLC
128151	1010G-03-019.017	JOHNSON CARMINE
128152	1010G-03-019.018	CAI JIANPING & YIYI DU
128153	1010G-03-019.019	LUI AMY
128154	1010G-03-019.020	SPINNER REAL ESTATE HOLDING LLC
128155	1010G-03-019.021	RKWE HOLDINGS LLC
128156	1010G-03-019.022	TOMOHAWK PROPERTIES LLC
128157	1010G-03-019.023	SIGNATURE GULF COAST PROPERTIES LLC
128158	1010G-03-019.024	RKWE HOLDINGS LLC
128159	1010G-03-019.025	SKM PROPERTIES LLC
128160	1010G-03-019.026	DU XIAOYI & LU ZHIXIONG
128161	1010G-03-019.027	MOUNTAIN INVESTMENTS LLC
128162	1010G-03-019.028	BOSCO PETER J
128163	1010G-03-019.029	YEE JONAH
128164	1010G-03-019.030	MOUNTAIN INVESTMENTS LLC
128165	1010G-03-019.031	MOUNTAIN INVESTMENTS LLC
128166	1010G-03-019.032	COBB JIMMY RANDALL
128167	1010G-03-019.033	SPINNER REAL ESTATE HOLDINGS LLC
128168	1010G-03-019.034	DOWNER CALLEIGH NICOLE
128169	1010G-03-019.035	BRISCOE ROBERT B & SYLVIA D
128170	1010G-03-019.036	CORSO PAULA B & JOSEPH
128171	1010G-03-019.037	CHASE TERESA MARIE
128172	1010G-03-019.038	THOMAS ROLAND G
128173	1010G-03-019.039	KELLY WILLIE F & JOANN M
128174	1010G-03-019.040	TALL GRASS GROUP LLC THE
128175	1010G-03-019.041	SIGNATURE GULF COAST PROPERTIES LLC
128176	1010G-03-019.042	YOREK JAMES & BERNADINE
128177	1010G-03-019.043	TALL GRASS GROUP LLC THE
128178	1010G-03-019.044	HINES TERRY & WATSON CARRIE
128179	1010G-03-019.045	JUNY BEACH PROPERTIES LLC
128180	1010G-03-019.046	MOUNTAIN INVESTMENTS LLC
128181	1010G-03-019.047	OLGUIN RODERICK
128182	1010G-03-019.048	OLGUIN RODERICK
128183	1010G-03-019.049	SPINNER REAL ESTATE HOLDINGS LLC
128184	1010G-03-019.050	SPINNER REAL ESTATE HOLDINGS LLC

P O BOX 320073	FLOWOOD	MS	39232
5206 SOUTH WOODSTONE COURT	LAKEWORTH	FL	33463
1324 TROPICAL COVE	GULFPORT	MS	39507
224 PECAN MEADOW DR	BATON ROUGE	LA	70810
1320 TROPICAL CV	GULFPORT	MS	39507
2628 TEAL LN	UNION CITY	CA	94587
1325 HOWARD AVE #221	BURLINGAME	CA	94010
440 GREEN TEAL CT	BILOXI	MS	39531
224 PECAN MEADOW DR	BATON ROUGE	LA	70810
7247 LIVE OAK WAY	PASS CHRISTIAN	MS	39571
920 CEDAR LAKE RD STE P	BILOXI	MS	39532
224 PECAN MEADOW DR	BATON ROUGE	LA	70810
2011 POINTE CLEAR BLVD	BILOXI	MS	39531
3184 EVANS WAY	TWINSBURG	OH	44087
19024 FIELDSTONE CT	SALINAS	CA	93908
4641 OLD BETHLEHEM PIKE	BETHLEHEM	PA	18015
4641 BETHLEHEM	BETHLEHEM	PA	18015
19024 FIELDSTONE CT	SALINAS	CA	93908
19024 FIELDSTONE CT	SALINAS	CA	93908
857 HIGHLAND PARK DR	TUPELO	MS	38801
440 GREEN TEAL CT	BILOXI	MS	39531
1282 TROPICAL CV	GULFPORT	MS	39507
2560 MERCEDES DR	BILOXI	MS	39531
5206 S WOODSTONE CIRCLE	LAKEWORTH	FL	33463
8780- 19TH STREET #316	ALTA LOMA	CA	91701
1272 TROPICAL COVE	GULFPORT	MS	39507
1608 BEASLEY DRIVE	TERRY	MS	39170
920 CEDAR LAKE RD SUITE P	BILOXI	MS	39532
920 CEDAR LAKE RD STE P	BILOXI	MS	39532
1664 BEACH BLVD #J141	BILOXI	MS	39531
920 CEDAR LAKE RD SUITE P	BILOXI	MS	39532
11544 STANTON CIRCLE	GULFPORT	MS	39503
139-25 31 RD APT 3D	FLUSHING	NY	11354
19024 FIELDSTONE COURT	SALINAS	CA	93908
2602 SHORELINE ROAD	BRADLEY	CA	93426
2602 SHORELINE ROAD	BRADLEY	CA	93426
440 GREEN TEAL CT	BILOXI	MS	39531
440 GREEN TEAL COURT	BILOXI	MS	39531

SunHerald

AFFIDAVIT OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Depth
	0003921534	LEGAL NOTICE			1	12.20 In

Attention:

GULFPORT URBAN DEVELOPMENT
PO BOX 1780
GULFPORT, MS 39502

LEGAL NOTICE PUBLIC HEARING

In conformance with Section VII of the Comprehensive Zoning Ordinance of the City of Gulfport, Mississippi, 1979 as amended, notice is hereby given advising that:

the Gulfport City Planning Commission will hold a public hearing in the City of Gulfport, Mississippi at 4:30 P.M., Thursday, November 15, 2018 in the Council Chambers of the Gulfport City Hall located at 2309 15th Street to consider the following requests. A copy of the requests will be available for public review at the

office of the Department of Urban Development, Planning Division, located on first floor of the William H. Hardy Building, 1410 24th Avenue.

Zoning Map Amendment 1811PC119, Zoning Map Amendment 1811PC119, by Agent, tax parcel 0811H-01-030.000, Request to rezone from R-2 (Single-family) to B-1 (Neighborhood business), 19th

SL Ward 2
Special Exception 1811PC121, Special Exception 1811PC121, by Agent, tax parcel 1008F-01-006.000, Request assisted living facility use, Highlands Cir., zoned R-B (Residence-business), Ward 6

Planning Commission Approval Home Occupation 1811PC123, Planning Commission Approval 1811PC123, by Agent, tax parcel 1010H-02-009.000, Request home occupation for a mobile spray-tan service, 2235 E Pass Rd.

Zoned B-2 (General Business), Ward 2
Zoning Map Amendment 1811PC124, Zoning Map Amendment 1811PC124, by Agent, tax parcel 1010G-03-018.000, Request to rezone from T4+ (General Urban Zone, "Plus") to T6 (Urban Core Zone), 1909 E Pass Road, Ward 2

Zoning Map Amendment 1811PC125, Zoning Map Amendment 1811PC125, by Agent, tax parcel number 0908C-01-001.000, Request to rezone a 15.97-acre area from R-1-15 (Single-family) to R-

1-75 (Single-family), Ward 8
Planning Commission Approval for Home Occupation 1811PC126, Planning Commission Approval 1811PC126, by Owner, tax parcel 0910J-04-

021.000, Request home occupation for candle-making business, 44 39th St, Zoned

R-1-7.5 (Single-family), Ward 4
Zoning Map Amendment 1811PC127, Zoning Map Amendment 1811PC127, by Agent, tax parcel number 0908E-01-

STATE OF MISSISSIPPI

COUNTY OF HARRISON

Before me, the undersigned Notary of Harrison County, Mississippi personally appeared CLAUDIA HENRY, who, being by me first duly sworn, did depose and say that she is a clerk of The Sun Herald, a daily newspaper published in the city of Gulfport, in Harrison County, Mississippi and the publication of the notice, a copy of which is hereto attached, has been made in said paper in the issue(s) of:

1 Insertion(s)

Published On:

October 31, 2018

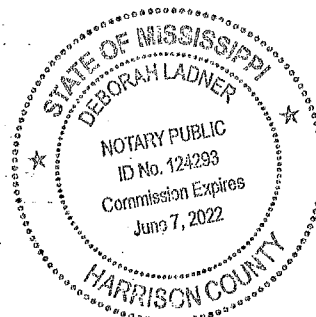
Affidavit further states on oath that said newspaper has been established and published continuously in said county for a period of more than twelve months next prior to the first publication of said notice.

Clerk

Sworn to and subscribed before me this
1st day of November in the year of 2018

Notary Public

* The Sun Herald has been deemed eligible for publishing legal notices in Jackson County to meet the requirements of Miss. Code 1972 Section 13-3-31 and 13-3-32.

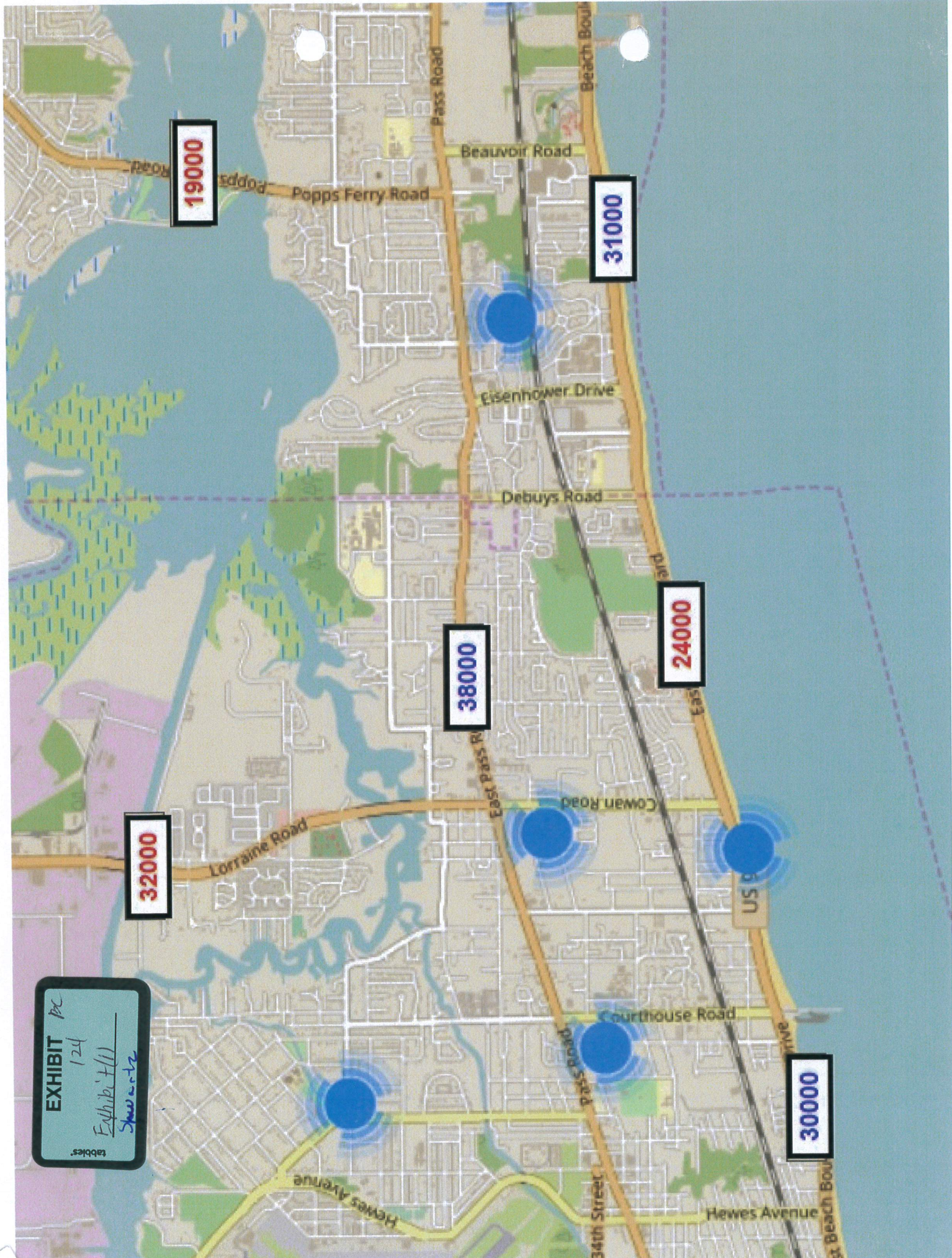


OUT, Request to rezone 1/2-acre
area from R-1-10 (Single-family) to T4-

(General Urban Zone
"Plus"), Ward 6
Planning Commission Approval
1811PC129:
Planning Commission Approval
1811PC129, by Agent, tax parcel
0808E-02-
030.000, Request for church use,
12178 Highway 49 Ste G, Zoned B-4
(Highway
Business), Ward 7

Planning Commission Approval
1811PC131:
Planning Commission Approval
1811PC131, by Agent, tax parcel
1010H-01-
014.000, Request a warehouse use,
2302 E Pass Rd, Zoned B-2 (General
business),
Ward 5
Zoning Text Amendment 1811PC132:
Zoning Text Amendment 1808PC132,
by City of Gulfport, City of Gulfport,
Amendments to the Comprehensive
Zoning Ordinance, as amended, Section
IV.
(D) Supplementary yard regulations (1)
(c) Screen Wall and (7) Fences, walls,
and
hedges.

Planning Commission Approval
1811PC134:
Planning Commission Approval
1811PC134, by Agent, tax parcel
0811E-03-
092.001, Request church use, 3100
15th St, Zoned T4L (General Urban
Zone
"Limited"),
Ward 2.
This the 24th day of October 2018
Keith Williams, Chairman
City of Gulfport Planning Commission
10/31-ADV#0003921534



19000

31000

38000

24000

32000

30000

EXHIBIT PC
124
Exhibits F(1)
Spencer

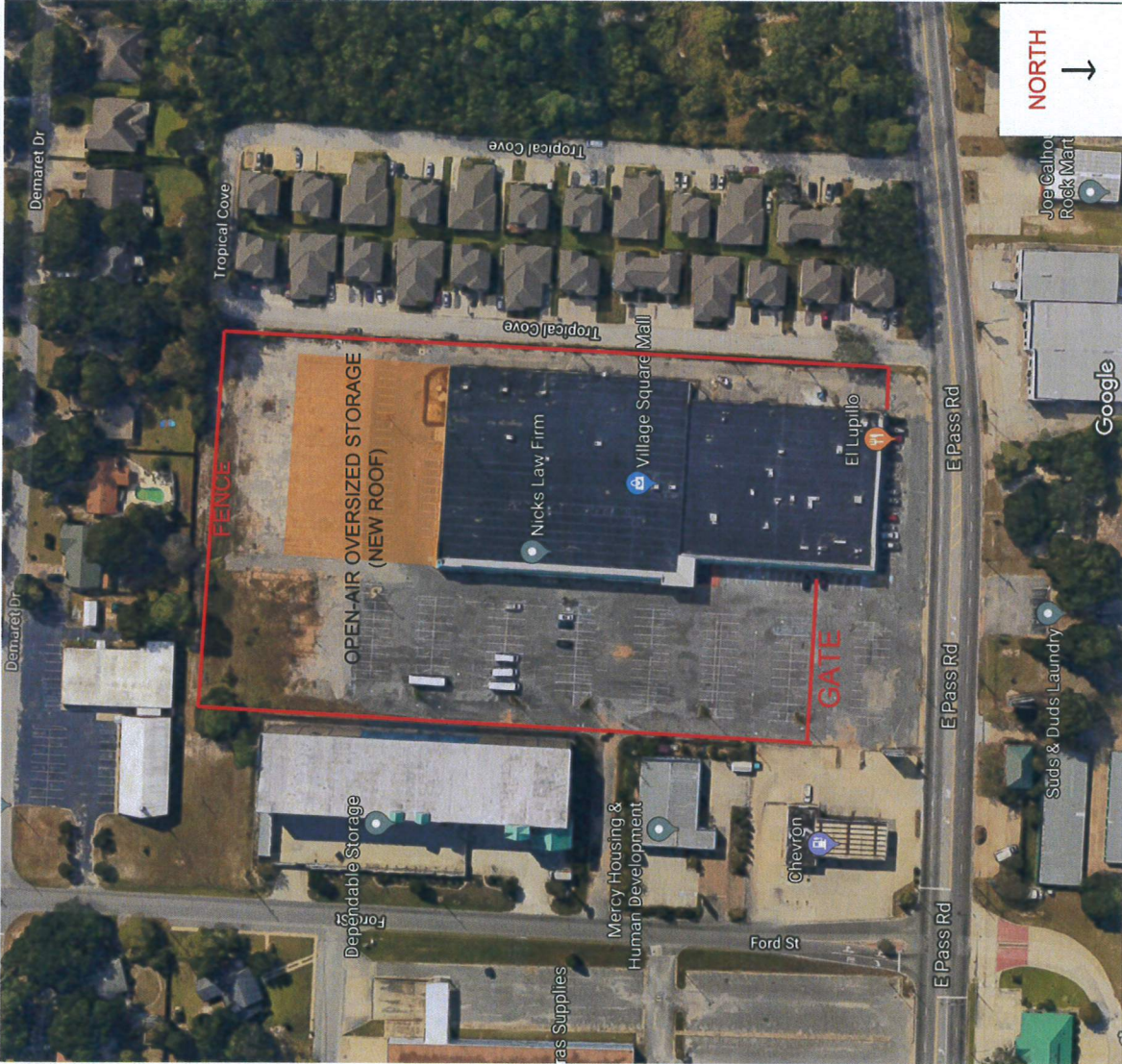


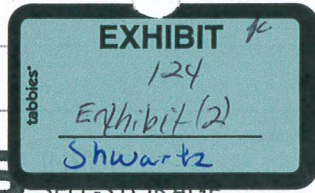


Pass Road Elevation - North Facade - Existing



Pass Road Elevation - North Facade - Future





MENU

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IF YOU'RE NOT FIRST YOU'RE LAST



ISS BLOG



INVESTING AND REAL ESTATE > MARKET CONDITIONS

3 Trends That Will Reshape Self-Storage in 2018

Each year, the self-storage industry is influenced by trends that subside and others that gain in strength. Guest blogger Hunter Thompson of Cash Flow Connections predicts the trends that will reshape self-storage the most in 2018 involve Millennials and their reliance on mobile apps, increased automation,

and the effects from Baby Boomers continuing to

downsize.

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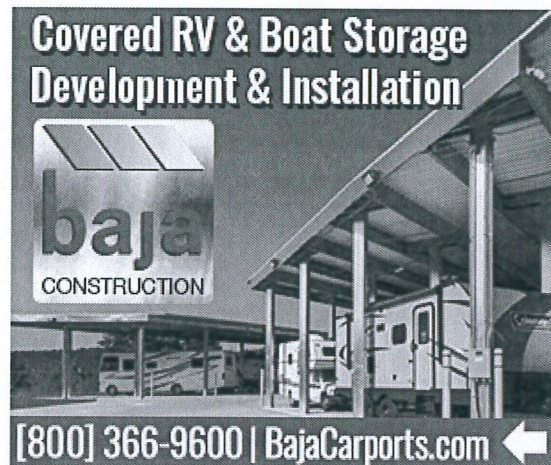
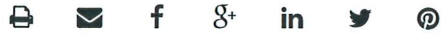
ISS INSIDE
SELF-STORAGE.

Hunter Thompson | Dec 28, 2017

Q SEARCH

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REGISTER



The self-storage industry will be reshaped by the strengthening of three major trends in 2018. These involve Millennials and their reliance on mobile apps, increased automation, and the effects from Baby Boomers continuing to downsize. Let's take a closer look at what's ahead.

1. Millennial Influence

One of the hottest topics in the self-storage market has been the rise of valet-storage startups. Companies like MakeSpace, Brute Storage and Clutter have made waves in the sector by providing storage through an app-based, on-demand platform. These companies pick up customers' items from their homes, store belongings in a secure warehouse and return them upon request.

The price differences between a traditional storage facility nearby and a valet operator storing at a more remote location allows valet-storage operators to offer services at competitive rates, while still providing an on-demand experience.

As Millennials gain spending power, their consumer behaviors and preferences are

shaping
MENU

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SELF-STORAGE.

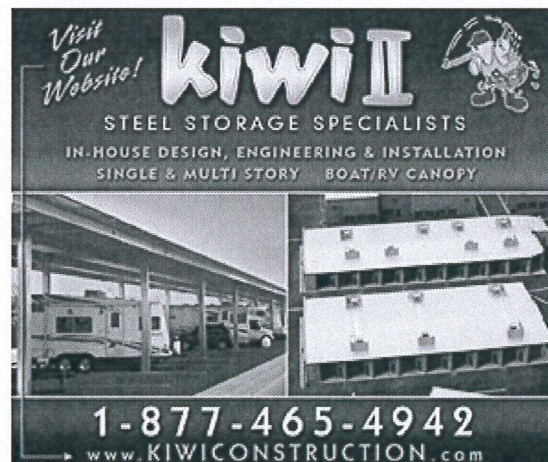
Q SEARCH

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how companies market and conduct business. Millennials are accustomed to accessing apps for all manner of services, and storage is no exception. As the use of these apps becomes more mainstream, and as these younger consumers continue to amass storable goods, there will be significant pressure on self-storage operators to reduce prices. This will particularly effect investors and owners who have focused for decades on purchasing and developing self-storage in highly desirable urban markets.

The valet-storage business model is currently only viable in markets where there is a significant differential between the rental rates of facilities in city hubs compared to those in more industrial neighborhoods. For example, it's common to see self-storage rates in Manhattan, N.Y., that are 400 percent higher than those at a relatively nearby Brooklyn location. However, in a market like Fayetteville, N.C., the difference between city-center rates and those of facilities in a nearby suburb may be less than 20 percent, which eliminates the potential profit margin when you include the cost of providing on-demand services.



2. Automation

One of the major trends in self-storage has been the increased adoption of automation. As a strategy to leverage technological advances to increase operational efficiencies, many self-storage operators are fully or partially automating their properties. Proponents of this strategy claim that automation can

significantly increase net operating income, most notably by eliminating the salary of an onsite property manager—usually saving \$50,000 to \$60,000 per year.

MENU

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SELF-STORAGE.

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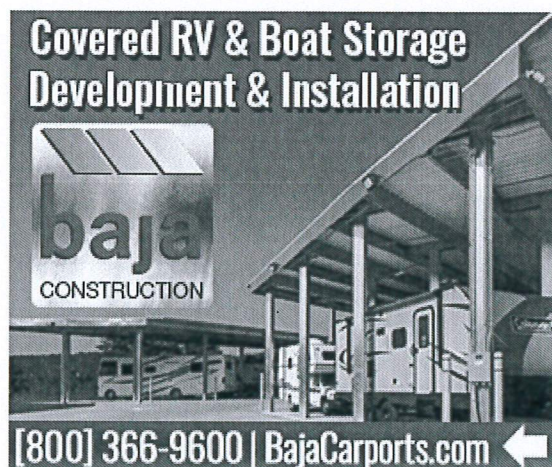
However, this strategy comes with a potential downside. It's very unlikely that an automated system will be able to effectively upsell customers on premium products such as larger units, climate-controlled space or drive-in access.

Additionally, kiosks may not be able to sell ancillary-income items like truck rentals and tenant insurance as effectively as a human. Truck rentals, alone, can account for more than \$3,500 per month in additional net income. It's still unclear what effects full automation will have on the bottom line.

Nevertheless, it's certainly something investors should keep their eyes on since technology has disrupted most business models in recent years.

3. Residential Downsizing

This Baby Boomer phenomenon creates a unique data set when analyzing the self-storage asset class. There are 10,000 Baby Boomers hitting the age of 65 each day and projected to do so for the next 15 years. It's very likely that this demographic shift will result in continued, significant downsizing among this generation over the next several decades. This should be a positive for self-storage investors and owners, as downsizing is one of the most frequently cited reasons for customers to use self-storage.



Self-storage markets like Florida and Arizona, which are destinations for affluent retirees, should experience the largest increases in demand, as Baby Boomers will seek premium facilities with the most services.

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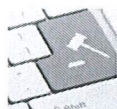
Though self-storage is relatively new compared to other real estate asset classes, it has proven it can provide reliable and stable returns for investors. In fact, same-store income growth in self-storage has significantly outpaced multi-family, office, and retail since The Great Recession. However, some of these 2018 trends may significantly impact the business. Smart investors can benefit by factoring them into their investment thesis.

Hunter Thompson is a real estate investor and founder of Cash Flow Connections, specializing in self-storage, residential mortgage notes, mobile-home parks, single-family acquisitions, hard-money loans, office buildings, and multi-family property syndications. He's helped investors allocate capital to more than 100 properties, with a combined asset value of more than \$350 million. He's also the host of the "Cash Flow Connections" real estate podcast, which focuses on passive investments in commercial real estate. To reach him, call 877.797.3595; e-mail hunterthompson@cashflowconnections.com; visit www.cashflowconnections.com.

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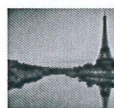
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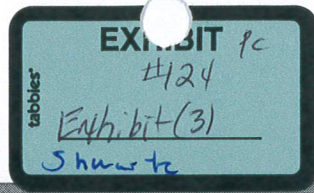
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Mississippi ranked as top tax-friendly state for retirees

October 7, 2016 at 11:17 PM CDT - Updated July 1 at 6:25 PM

MISSISSIPPI (WDAM) - New data from Kiplinger ranks Mississippi as the fourth most tax-friendly state for retirees in the United States.

"It's awesome," said Chad Newell, president of the Area Development Partnership. "To have Kiplinger rank us as one of the most tax-friendly states in the nation is incredible. We came in number four in the nation, and we're number one in the South. So that's awesome because those are our competitors, the southeast, as we try to attract retirees to the area."

Newell said Mississippi's low income taxes, retirement income that is not subject to incomes taxes and homestead exemptions for their first \$75,000 in home value all make Mississippi and the Pine Belt ideal for retirees.

"When you have that property tax savings, a low income tax rate, your 401ks and IRAs are not being taxed, so it's pretty incredible environment from a cost standpoint for retirees," Newell said.

Bill and Mary Nolan moved to Petal from Boston 11 years ago

"We say that we live in Mississippi now, and all of our friends in Massachusetts say, 'Mississippi?!'" Bill said. "All of them go to Florida."

But after traveling to the area four different times throughout the year to test the weather and reading an article in Money magazine that said Hattiesburg was a good place to retire, they decided to make the move.

While they were not aware of the state's new ranking, they said they see the savings.

"They don't tax my pension," Bill said. "They don't tax 401ks, social security, things like that. No state tax. Also the (low) property taxes. There's the homestead exemption, and on top of that, Forrest County has a homestead exemption for seniors."

Newell said, "It's important. When retirees are trying to manage sometimes a tight budget, it's nice to in a state that is extremely tax friendly, and it's just awesome to be the top tax-friendly state in the South."

Between the resources available to seniors from friendship to healthcare and the financially friendly climate, the Nolans said they would recommend retiring to Hattiesburg.

"A friend of ours calls it the hidden secret," Bill said. "A lot of people don't realize how economically friendly it is."

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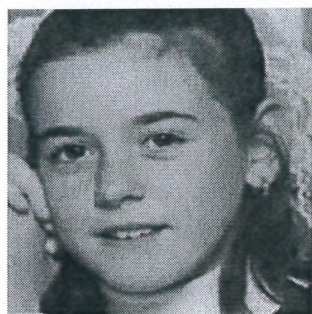
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Fetcharate



[Pics] She's Been Missing For Years And Considered Dead. Then This Happens At

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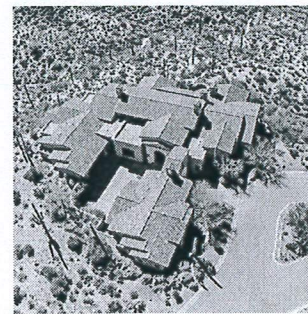
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Civil Rights pioneer explains why comment by Cindy Hyde-Smith is offensive

There came on for consideration at a duly constituted meeting of the City Council and Mayor of the City of Gulfport held on the _____ day of _____, 2019, the following Ordinance:

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF GULFPORT, MISSISSIPPI ADOPTED THE 29TH DAY OF JUNE, 1979, AS AMENDED, TO REZONE CERTAIN PROPERTY FROM ITS PRESENT ZONING CLASSIFICATION OF T4+ (GENERAL URBAN ZONE “PLUS”) DISTRICT TO T6 (URBAN CORE ZONE) DISTRICT

WHEREAS, the Mayor and City Council of the City of Gulfport, Mississippi, find and do so determine, based upon the recommendation of the Gulfport City Planning Commission and City departments, and based upon a reasonable consideration of the character of the district and neighborhood and suitability for particular purposes, that ad valorem tax parcel number 1010G-03-018.000, which is generally described as being located north of Demaret Drive, south of and adjacent to East Pass Road, east of Anniston Avenue, and west of and adjacent to Ford Street, should be rezoned from its present classification of T4+ (General Urban zone “Plus”) District to T6 (Urban Core Zone) District. The Case File Number is 1811PC124.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GULFPORT, MISSISSIPPI, AS FOLLOWS:

SECTION 1: That the Official Zoning Map of the Comprehensive Zoning Ordinance of the City of Gulfport, adopted the 29th day of June, 1979, as amended, be and the same is hereby amended to provide that the following legally described property **be rezoned from its present classification of T4+ (General Urban zone “Plus”) District to T6 (Urban Core Zone) District.**

Ad valorem tax parcel number 1010G-03-018.000 is legally described as:

PARCEL NO. 1:

The east 250 feet of the west 538.4 feet of Lot 2, Block 17 of GREAT SOUTHERN BOLD ESTATES SUBDIVISION, Unit 3, Section 29, Township 7 South, Range 10 West, according to the map or plat thereof on file and of record in Plat Book 20, page 32 of the Records of Harrison County, Mississippi.

PARCEL NO. 2:

The east 150 feet of the west 688.4 feet of Lot 2, Block 17, of GREAT SOUTHERN GOLF ESTATES SUBDIVISION, Unit 3, in Section 29, Township 7 South, Range 10 West, according to a map or plat thereof on file and of record in Plat Book 20, page 32 of the Records of Harrison County, Mississippi.

PARCEL NO. 3:

Commencing at the corner common to Section 29, 30, 31 and 32, Township 7 South, Range 10 West, Harrison County, Mississippi, run thence North 89 degrees 53 minutes East 1023.4 feet to a concrete marker on said section line which is the southwest corner of the property conveyed to Handsboro United Methodist Church, thence run North 0 degrees 21 minutes east 469.0 feet to a point of beginning. From the point of beginning run north 89 degrees 53 minutes east 179.7 feet to the west

right of way of Ford Street; thence run South 0 degrees 07 minutes west 50.0 feet along the west right of way of Ford Street; thence run South 89 degrees 53 minutes west 179.9 feet; run North 0 degrees 21 minutes east 50.0 feet to the POINT OF BEGINNING. Being a part of Lot 2, Block 17 of GREAT SOUTHERN GOLF ESTATE SUBDIVISION, Unit 3, Section 29, Township 7 South, Range 9 West, according to the map or plat thereof on file and of record in Plat Book 20, page 32 of the Records of Harrison County, Mississippi.

SECTION 2: The rezoning of said parcel shall be further subject to the following conditions: The owner, agent or lessee who requested rezoning of the property, which was subsequently rezoned by the Mayor and City Council must secure a building permit from the Building Official and commence construction within one year from the date of approval of rezoning by the City Council. If no building permit has been obtained and said plan development is not completed according to approved plans, the rezoning of said parcel shall be null and void and automatically revert back to its original zoning classification.

See also: COMPREHENSIVE ZONING ORDINANCE {Section IX (3) (b)} Reversion.

SECTION 3: For good cause being shown and the interest and welfare of the City of Gulfport, the citizens thereof require that the said Ordinance be in full force and effect immediately upon its passage and this Ordinance shall be in full force and effect from and after its passage, but shall nevertheless be published and enrolled as provided by law.

The above and foregoing Ordinance, after having been first reduced to writing, was introduced by _____, seconded by _____ and was adopted by the following roll call votes, to-wit:

YEAS: ABSTENTIONS: ABSENCES: NAYS:

WHEREUPON the President declared the motion carried and the Ordinance adopted, this the _____ day of _____, _____.

(SEAL:)

ATTEST:

ADOPT:

CLERK OF THE COUNCIL

PRESIDENT

The above and foregoing Ordinance, having been submitted and approved by the Mayor, this the _____ day of _____, _____.

BILLY HEWES, Mayor

CITY OF GULFPORT PLANNING COMMISSION

1811PC124

TRANSCRIPT OF HEARING

November 15, 2018

TRANSCRIPT OF HEARING HELD BEFORE THE CITY OF GULFPORT
PLANNING COMMISSION HELD IN THE CITY COUNCIL CHAMBERS,
GULFPORT, MISSISSIPPI, ON THE 15TH DAY OF NOVEMBER 2018
COMMENCING AT 4:30 P.M. AND REPORTED BY
NORMA JEAN LADNER SOROE, CERTIFIED SHORTHAND REPORTER.

COMMISSION MEMBERS PRESENT:

KEITH WILLIAMS, President
WILLIAM "PRINCE" JONES
B.J. SELLERS
BRANDON ELLIOTT
CHARLIE HEWES
JOHN ANTHONY
HAROLD SPANN
COLETTE TOWLES (RECUSED)
LANE HENSARLING

STAFF PRESENT:

GREG PIETRANGELO
GREG HOLMES
CORY LONG
SU-LIN BOLIN
MATILDA WELCH

1 4. Zoning Map Amendment 1811PC124

2 MS. BOLIN: Item 4, zoning map amendment 124
3 has been duly and timely noticed as required by law. The
4 applicant requests to rezone from T4+ general urban zone
5 plus to T6 urban core zone at 1909 East Pass Road, Ward 2.
6 A copy of the packet considered is hereby offered to the
7 record.

8 MR. WILLIAMS: Thank you.

9 And let the record show that Ms. Colette has
10 recused herself from this case.

11 (Ms. Towles left room.)

12 MR. WILLIAMS: And, Mr. Schwartz, I guess
13 you're here to speak for it.

14 MR. SCHWARTZ: I am, Mr. Williams. Thank
15 you.

16 Good evening. My name is Robert Schwartz.
17 My address is 8 Old Oak Drive, Gulfport, Mississippi 39503
18 is my home address; an 2355 Pass Road, Biloxi, is my office
19 address.

20 I have the pleasure of representing Crescent
21 Bank and Jordan Nicaud in this application. As you are all
22 aware, this is an application for the Village Square
23 Shopping Center.

24 As I'm sure you're aware from passing by on a
25 daily basis, that shopping center has fallen into a state of

1 disrepair over the last five to ten years. Crescent Bank is
2 currently the owner of that property, having received it
3 through a quasi foreclosure process. And they are, of
4 course, not in the business of operating shopping centers,
5 either.

6 The majority of the center is currently
7 vacant. We are seeking to have a rezoning, which is simply
8 from T4+ to T6.

9 The proposal for the new use will be for a
10 storage facility. It will have both HVAC storage inside, as
11 well as boat and RV storage outside.

12 We have for you today, I have a copy for each
13 of you, once you have them I'll go through what these
14 documents are.

15 The first item you're going to see in this
16 packet is going to be the traffic count. The traffic count
17 at the subject site is the highest number that you see on
18 there, 38,000. This is the traffic count from MDOT showing
19 the increase in commercial traffic on Pass Road.

20 The second page of that particular handout is
21 going to be the same information from MDOT, but we, of
22 course, closed in on the site so you can see the various
23 locations.

24 The third picture in the stack is the site as
25 it currently exists, which you will see its deteriorating

1 condition. The majority of the center is vacant at this
2 time and has been.

3 The fourth picture that you'll see is going
4 to be the proposed elevation and north future renovated
5 space which you'll see is greatly enhanced from its current
6 condition, and that's what you will see on Pass Road,
7 followed by a site plan which shows you both the areas that
8 will be used for over-sized storage that we just discussed
9 for boats and RVs which would be on the south side of the
10 property, as well as the general location of the site and
11 plan.

12 It will be appropriately fenced in accordance
13 with city regulations and requirements. It will be a gated
14 facility that will not allow access by anyone else.

15 So we believe that this is going to be a very
16 compatible use with the surrounding properties and with the
17 community.

18 I note that there is a similar facility that
19 is immediately adjacent to that property which is located on
20 the southeast corner. That facility, however, does not
21 offer outside storage for boats or RVs.

22 WE have also, for purposes of the record, two
23 articles and surveys that we'll ask be included. One
24 relates to the increase in demand for storage facilities
25 based on retirement and specifically those in the State of

1 Mississippi and in our general area.

2 So we have two surveys that the use and the
3 need for the site, as well.

4 We believe that the zoning is completely
5 compatible. Of course, as I mentioned, it's simply a change
6 in the existing already commercial zone, and it's compatible
7 because we have those uses across the street and also
8 adjacent to this property.

9 My understanding from discussing the matter
10 with the city is that there had been no formal oppositions
11 to it. I do understand that the neighbor who owns the
12 adjacent facility is here tonight to make whatever objection
13 he may have. Although I don't know what he would say, I
14 generally find most objections from people in the same
15 business next door to be those that don't want competition.
16 And, of course, that's not this body's position to take one
17 way or the other because we believe we comply with all of
18 the requests.

19 We have also given you both the site plan in
20 our package, the copies of the relevant deeds, and the
21 development schedule that will commence immediately upon
22 approval.

23 We estimate there will be 350 units inside,
24 in addition to the exterior space for the boat storage and
25 RV storage.

1 As to demand for the specific use, Fayard's,
2 which has built a beautiful facility at the intersection of
3 Cowan and Seaway, has a one year waiting list for their
4 outside storage for boats and RVs at this point. There is a
5 tremendous demand for that in our community, and there are
6 no other sites that are able to provide that at this time.

7 I have Jordan Nicaud here who will be the
8 purchaser in the event you have individual questions or
9 questions that I might not be able to answer.

10 Bobby Heinrich is also present who did the
11 design work, who can ask or answer any engineering and those
12 type of related questions.

13 We have an investment in this project that
14 will be in excess of \$2 million. This will, of course,
15 increase the tax base for the subject and will allow for
16 future cohesive development.

17 So we respectfully request your approval of
18 that matter. Again, I'm certainly happy to answer any
19 questions that the members may have.

20 I would note, also, that based on the traffic
21 count study that we obtained that we have an increase of
22 about 52 percent increase in traffic in this area, over
23 13,000 cars a day in the last three year period.

24 So certainly it's a big driver for commercial
25 developments in the city.

1 Any questions I may answer?

2 MR. WILLIAMS: Any questions, Commissioners?

3 Mr. Schwartz, real quick, before you go,
4 obviously when we're looking at a zoning change on this, you
5 know, it's hard to consider what the project is going to be.
6 Once you change zoning, it is what it is. And, you know,
7 anything can be developed there.

8 So I appreciate you giving us all the details
9 on what's going to go in there.

10 Obviously to the east of the property is all
11 commercial and even borders with another storage facility.
12 You're going to have outside storage on this, too. My
13 concern is for the residents to the west. Any idea on the
14 development, what are we looking at? Because, I mean, it's
15 all about security, it's all about lighting, and those type
16 things of whatever. There's going to be obviously
17 consideration taken into those residents in what they have
18 now and what they're going to have in the future.

19 MR. SCHWARTZ: There is. And, in fact, this
20 is going to be an enhancement for those residents. And I'm
21 sorry I didn't address it earlier. And I'm sure you're all
22 aware there is a large problem in the development next door,
23 that townhouse development to the west that's immediately
24 adjacent to it, there are a large number of homeless
25 individuals and transients that come back and forth through

1 that area against the back of the shopping center.

2 Our fence is going to prevent all that. The
3 lighting, of course, is going to be directed so that it's
4 not shining into adjacent neighboring properties, only into
5 the subject property. It's going to prevent people from
6 currently who are sleeping in the back of this shopping
7 center, and that I've ridden back there myself and seen
8 garbage and refuse that has been dumped both there and it
9 gets into the neighboring properties, so this will preclude
10 any of those issues.

11 Our goal is to make this a development that
12 the neighbors are proud of because they're not proud of
13 what's there today. And certainly we have every intention
14 of working with them.

15 And I do agree, you know, that a zoning
16 change is a zoning change. But this is for a specific use.
17 We have no intent to do anything other than the specific
18 use. And we made this application because our conversations
19 with Greg in the zoning department were such that it would
20 be a requirement as Gulfport's current zoning requires for
21 that use, although it wasn't required for the neighboring
22 parcels when they had made their applications.

23 So we'll certainly address that.

24 MR. WILLIAMS: Any other questions for Mr.
25 Schwartz?

1 All right. Thank you, sir. Appreciate it.

2 Anyone else here to speak for the request?

3 Anyone here to speak against the request?

4 MR. RICHARDS: My name is David Richards. I
5 live at 354 Liberty (). I own with Jim Horne the Handy
6 Lock Self-Storage across the street.

7 I've heard a lot of talk about what -- within
8 six miles, six-tenths of a mile of the property, from
9 Dependable Self-Storage to our facility, there's four
10 existing self-storage facilities at this time. He would
11 make a fifth.

12 And I guess the bowling alley is going to --
13 is applying, too, which would be six self store facilities
14 within six-tenths of a mile.

15 I don't know, I've never been in an area
16 where you drive down a thoroughfare or a road and there's
17 six facilities, I mean, within that short a period.

18 He mentioned demand. As of this morning, I
19 have 77 vacant units in my facility.

20 Dependable Storage has 230 vacant as of this
21 morning, and Storage Choice has 113 vacant units as of this
22 morning.

23 That's a total of 343 vacant units in that
24 vicinity already prior to anything being approved.

25 So I own four facilities that are in that

1 size, so basically you've got a whole existing separate
2 facility sitting there vacant at this time.

3 In addition to this, the old Wal-Mart which
4 is in Biloxi, some group out of Texas has acquired that and
5 is talking about converting that to a self-storage. That's
6 at Popp's Ferry and Pass Road.

7 I mean, I'm a proponent for smart zoning and
8 everything, I just have a problem with six facilities with
9 this type of demand in this area. I know the man for
10 () in this area, and he'll tell you this is a tough
11 market and all the market he's in, pretty much the same for
12 me. That particular area is tough. I know Fayard has done
13 great over there on Cowan-Lorraine. But the thing is, he's
14 in a whole different market over there. I mean, he's by
15 himself. We are knocking heads with each other.

16 That's about it.

17 MR. WILLIAMS: All right. Thank you, sir.

18 Any questions of Mr. Richards while he's
19 here? Thank you, sir. Appreciate it.

20 Anyone else here to speak against this
21 request?

22 MR. MINK: I'm Charles Mink. I represent
23 Storage Choice on 2303 East Pas Road.

24 I'm on the Mississippi Owners Association for
25 the State of Mississippi, self-storage owners association.

1 Just like David said, I want to just
2 reiterate most of his, it's October, so I have eight storage
3 facilities. It's our toughest store. Eighty percent is
4 typically stabilization. We hit one time 80 percent in four
5 years on Pass Road.

6 I know the traffic count he quoted. You
7 know, that has a lot to do maybe with functions and pushing
8 traffic up on Pass Road. But it's a declining area. You
9 can tell that by the shopping center.

10 We've been there since 1990, so it's been
11 tough. But Dependable that shares a parking lot with them,
12 they're giving six months free storage right now. Six
13 months free storage. So how does that drive our price?
14 Because nobody wants -- I mean, it's just a tough market.

15 Fayard is doing good, but he's drawing from
16 north. He's not coming from south. Now, he did recommend
17 that they want to do boat and RV storage, and there is a
18 demand for RV storage. But climate control, I've got
19 climate controlled units, we're giving them away. I mean,
20 people -- there's 29 storage facilities between the gate and
21 49 on Pass Road. We're saturated.

22 So it's my hardest market. All my other
23 stores are full. If we were full, I'd say, hey, come on. I
24 recommend -- I'm on the eMississippi Owners Association -- I
25 recommend people to get in the storage business. It's a

1 great business. But, come on. I mean, how many can you
2 have right here in this one little block?

3 So that's ours.

4 MR. WILLIAMS: All right. Any questions?

5 Thank you, sir. Appreciate it.

6 Anyone else here to speak against the
7 request?

8 All right. Commissioners, we've heard the
9 discussion, and you've had a chance to r4eview the package
10 and the application. Any questions of the staff or a motion
11 at this time?

12 MR. SELLERS: I think it would be worth
13 noting if we could discuss what could go in a T6 area, if
14 y'all can kind of give us a rundown of that in general
15 terms.

16 MR. HOLMES: A T6 is, in this case, it's
17 similar to a B-2 which is general commercial. So you can
18 have anything from a gas station to a Wal-Mart Super Center
19 or a Rouse's. It's our second highest zoning.

20 MR. SELLERS: So if this existing facility
21 was being used for its original intent, it would be not
22 property zoned at T4+?

23 MR. HOLMES: Well, it depends on. If you
24 have retails or offices in there, it would work. But
25 probably back out years ago, probably some of the uses

1 wouldn't fit in the zoning. But you got to remember that
2 this zone originally was a different zoning and with Smart
3 Code it became T4+ and then went to higher code. And now it
4 is T4+ which is equivalent to an R-B. And now the
5 probability of changing the zoning again.

6 MR. ANTHONY: So each individual unit can
7 have a different use, but it may not fit inside of that T4+
8 currently?

9 MR. HOLMES: Yeah, true. We run into the
10 same thing out at Crossroads and Prime Outlet. When they
11 come in for their individual business license, you know, the
12 majority of uses out there because it is B-4 which is a
13 higher zone than this, it's allowable. There's cases where
14 something may not be allowed in the district.

15 MR. SELLERS: The existing facility there
16 next door to it, the multiple story building, that's zoned
17 T4+. How is that the case?

18 MR. HOLMES: That came in when the area was
19 actually under true Smart Code, and the Smart Code has a
20 different chart of permitted uses. So the uses were
21 regulated different. You know, but at some point, you know,
22 we got rid of the Community Plan, and we defined those T4
23 back to existing () zoning. So it was a different--

24 MR. WILLIAMS: Is there another question?

25 MR. HEWES: Greg, in your opinion or in

1 staff's opinion, it looks like everything around here is T4+
2 except for that little strip of T5 a little bit to the east
3 and to the north. Would you consider a T6 to be spot zoning
4 here? Or do you consider it spot zoning to a degree?

5 MR. HOLMES: The only reason I'm going to say
6 that I'm not going to consider it that our code allows that
7 you have at least a minimum of four acres and meet all the
8 setbacks. So they exceed the size you need to create a new
9 district.

10 MR. HEWES: Can they do what they want to do
11 in a T5 zone?

12 MR. HOLMES: Not with storage to allow for
13 the boats and RVs.

14 MR. WILLIAMS: Further questions?

15 MR. HEWES: Mr. Nicaud, can I ask you a
16 question?

17 MR. WILLIAMS: If you'd come up. We called
18 you up. If you'd just give your name and address for the
19 official record.

20 MR. NICAUD: Jordan Nicaud, 111 West Scenic
21 Drive, Pass Christian, Mississippi.

22 MR. WILLIAMS: Thank you.

23 MR. HEWES: Your family has done a lot on the
24 Gulf Coast and y'all make smart investments. And what we're
25 hearing from your neighbors in the storage business, there's

1 a lot of vacancies in there. If you find that, what would
2 your plans be, and I guess the main thing to ask, would you
3 ever consider converting some of the inside storage into
4 outside storage if that would --

5 MR. NICAUD: Yes, that's what we would do.
6 But I got to see the () study from the area and it
7 showed an 1800 shortage in the area from Biloxi and
8 Gulfport. So kind of what we're looking at is ()
9 this thing, and I say as I see it, it shows that there's the
10 smaller units are the ones that people aren't renting. They
11 go to 15 by 10 units. There's not a lot of (). Five
12 by 10s are the ones that people are not renting.

13 MR. HEWES: So you're looking at having
14 outside storage and larger units inside?

15 MR. NICAUD: Yes, sir.

16 MR. HEWES: So you're looking at addressing
17 that larger unit shortage basically?

18 MR. NICAUD: Yes.

19 MR. HEWES: Okay. Thank you.

20 MR. WILLIAMS: Any other questions of Mr.
21 Nicaud while we have him here?

22 All right. Thank you, sir. Appreciate it.

23 Other questions, comments, Commissioners?

24 If we can get to a motion?

25 MR. HEWES: Mr. Chair, because of the unique

1 design that the developers are looking at, I would like to
2 approve this rezoning for Case 1811PC124 and add on that,
3 not just the design they're doing with the outside storage
4 and larger units inside, but also the size of this is almost
5 double what's required for a T6 zone.

6 MR. WILLIAMS: So we've got a motion to
7 approve the rezoning on this case. Do I have a second?

8 MR. ELLIOTT: Second.

9 MR. WILLIAMS: Got a motion and a second to
10 approve. Any further discussion, Commissioners? If not,
11 all those in favor signify by saying aye.

12 (Unanimous vote.)

13 (Towles recused, not present.)

14 MR. WILLIAMS: Any opposed? It's been
15 approved. Thank you all. Appreciate it.

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1 BEFORE THE CITY OF GULFPORT PLANNING COMMISSION

2
3 1811PC124
45
6 COURT REPORTER'S CERTIFICATE
78 I, Norma Jean Ladner Soroë, Certified Shorthand
9 Reporter, do hereby certify that to the best of my skill and
10 ability I have reported the hearing held before the City of
11 Gulfport Planning Commission and that the foregoing 16 pages
12 constitute a true and correct transcription of said hearing
13 held on the 15th day of November 2018.14 I do further certify that my certificate annexed
15 hereto applies only to the original and certified
16 transcript. The undersigned assumes no responsibility for
17 the accuracy of any reproduced copies not made under my
18 control and direction.19 Witness my signature this the 20th day of November
20 2018.
2122
23 _____
24 NORMA JEAN LADNER SOROE, CSR #1297
25 Certified Shorthand Reporter



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Thomas Lane, Planner II
Planning & Zoning

Date: 12/27/2018

Subject: Ordinance - amending the Official Text of the Comprehensive Zoning Ordinance of the City of Gulfport, Mississippi adopted the 29th Day of June, 1979, as amended, Section I. Definitions and Section IV. Supplementary Regulations, (D) Supplementary Yard Regulations, (7) Fences, Walls, and Hedges.

Recommendation:

MEMORANDUM

To: Mayor Billy Hewes and
Gulfport City Council

From: Greg Holmes, Planning Administrator
Urban Development Department

Date: December 28, 2018

Re: Zoning Text Amendment 1808PC132, by City of Gulfport, City of Gulfport, Amendments to the Comprehensive Zoning Ordinance, as amended, Section IV. (D) Supplementary yard regulations (1) (c) Screen Wall and (7) Fences, walls, and hedges.

Planning Commission recommendation: To approve applicant request.

Motion: Mr. Hensarling

Second: Mr. Anthony

KEITH WILLIAMS	– Chairman
HAROLD SPANN	– Yea
COLETTE TOWLES	– Yea
VIRGINIA ADOLPH	– Absent
CHARLIE HEWES	– Yea
BJ SELLERS	– Yea
WM. PRINCE JONES	– Yea
DOUG HANCOCK	– Absent
JOHN ANTHONY	– Yea
LANE HANSARLING	– Yea
BRANDON ELLIOTT	– Yea

Action: Motion was carried unanimously

Speaking for the Petition:

1. Greg Holmes

Speaking against the Petition: None

On November 15, 2018, the Planning Commission recommended approval of the above referenced case.

Please place the attached item on the Council agenda for January 8, 2019.

There came on for consideration at a duly constituted meeting of the Mayor and Members of the

City Council of the City of Gulfport, Mississippi, held the _____ day of _____, 2019.

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE OFFICIAL TEXT OF THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF GULFPORT, MISSISSIPPI ADOPTED THE 29TH DAY OF JUNE, 1979, AS AMENDED, SECTION I. DEFINITIONS. AND SECTION IV. SUPPLEMENTARY REGULATIONS, (D) SUPPLEMENTARY YARD REGULATIONS, (7) FENCES, WALLS, AND HEDGES.

WHEREAS, the Mayor and City Council of the City of Gulfport, Mississippi, find and do so determine, based upon the recommendation of the Gulfport City Planning Commission, that the text of the Comprehensive Zoning Ordinance, to add text amendments to the existing Comprehensive Zoning Ordinance. The case file number of 18118PC132.

In Appendix A – Zoning, Section IV. Supplementary Regulations, (D) Supplementary yard regulations, (7) Fences, walls, and hedges. should be amended.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GULFPORT, MISSISSIPPI, AS FOLLOWS:

SECTION 1: That Section IV. Supplementary Regulations, (D) Supplementary yard regulations, (7) Fences, walls, and hedges. of the Official text of the Comprehensive Zoning Ordinance of the City of Gulfport, adopted the 29th day of June, 1979, as amended, be and the same is hereby amended to read as follows:

EXISTING:

(7) (b) 1.

i. Must not be higher than ~~six~~ (6) feet above grade.

AND EXISITNG:

(7) (b)

2. Fences, walls, and hedges between the primary and continuous front façade line and the front property line must not be higher than ~~three~~ (3) feet above grade.

AND EXISITNG:

(7) (c)

2. Fences, walls, and hedges between the primary and continuous front façade line and the front property line must not be higher than ~~three~~ (3) feet above grade.

~~4.~~ A maximum of two feet of barbed or razor wire is allowed on fences or walls not less than *eight* (8) feet above grade. However, barbed or razor wire is not allowed on any fence or wall adjacent to a property belonging to a residential use or district including R-O and R-B.

AMEND TO READ:

(7) (b) 1.

- i. Must not be higher than *six* (6) feet above grade except where required to be higher by city ordinance.

AND AMEND TO READ:

(7) (b)

2. Fences, walls, and hedges between the primary and continuous front façade line and the front property line must not be higher than *four* (4) feet above grade.

AND AMEND TO READ:

(7) (c)

2. Fences, walls, and hedges between the primary and continuous front façade line and the front property line must not be higher than *four* (4) feet above grade.

3. A maximum of two feet of barbed or razor wire is allowed on fences or walls not less than *eight* (8) feet above grade. However, barbed or razor wire is not allowed on any fence or wall adjacent to a property belonging to a residential use or district including R-O and R-B.

SECTION 2: For good cause being shown and the interest and welfare of the City of Gulfport, the citizens thereof require that the said Ordinance be in full force and effect immediately upon its passage should it pass unanimously and this ordinance shall be in full force and effect from and after its passage, but shall nevertheless be published and enrolled as provided by law.

The above and foregoing Ordinance, after having been first reduced to writing, was introduced by _____, seconded by _____ and was adopted by the following roll call votes, to-wit:

YEAS:

ABSTENTIONS:

ABSENCES:

NAYS:

WHEREUPON the President declared the motion carried and the Ordinance adopted this the _____ day of _____, 2019.

(SEAL:)

ATTEST:

ADOPT:

CLERK OF THE COUNCIL

PRESIDENT

The above and foregoing Ordinance, having been submitted and approved by the Mayor, this the _____ day of _____, _____.

BILLY HEWES, Mayor

CITY OF GULFPORT PLANNING COMMISSION

1811PC132

TRANSCRIPT OF HEARING

November 15, 2018

TRANSCRIPT OF HEARING HELD BEFORE THE CITY OF GULFPORT
PLANNING COMMISSION HELD IN THE CITY COUNCIL CHAMBERS,
GULFPORT, MISSISSIPPI, ON THE 15TH DAY OF NOVEMBER 2018
COMMENCING AT 4:30 P.M. AND REPORTED BY
NORMA JEAN LADNER SOROE, CERTIFIED SHORTHAND REPORTER.

COMMISSION MEMBERS PRESENT:

KEITH WILLIAMS, President
WILLIAM "PRINCE" JONES
B.J. SELLERS
BRANDON ELLIOTT
CHARLIE HEWES
JOHN ANTHONY
HAROLD SPANN
COLETTE TOWLES (LEFT MEETING EARLY, NOT PRESENT)
LANE HENSARLING

STAFF PRESENT:

GREG PIETRANGELO
GREG HOLMES
CORY LONG
SU-LIN BOLIN
MATILDA WELCH

1 10. Zoning Text Amendment 1811PC132

2 MS. BOLIN: Item 10, zoning text amendment
3 132 has been duly and timely noticed as required by law.
4 The City of Gulfport requests amendments to the
5 comprehensive zoning ordinance as amended, Section IV(D)
6 supplementary yard regulations (1)(c) screen wall and (7)
7 fences, walls, and hedges. A copy of the packet considered
8 is hereby offered into the record.

9 MR. WILLIAMS: Thank you.

10 Mr. Holmes, you're going to do this one for
11 us?

12 MR. HOLMES: All right. A little while ago,
13 probably about a month ago we came before his body and made
14 swooping changes to our fence ordinance.

15 With that being said, you know, hindsight is
16 20/20, we didn't realize that we had conflicts with other
17 ordinances, you know, more specifically with the building
18 ordinance.

19 For some of you up there who are builders,
20 you know that when you build a pool in the City of Gulfport,
21 you're required to have a four foot fence around it.

22 So our ordinance right now currently won't
23 let you do that because we cap it out at three feet.

24 So what the change is basically to go to four
25 feet to be consistent with the building codes, therefore, we

1 don't have any more conflicts.

2 So hopefully this will be one of the simpler
3 things here tonight.

4 MR. WILLIAMS: So this is strictly going from
5 three to four feet is what we're looking at just to be
6 consistent.

7 MR. HOLMES: Yes.

8 MR. WILLIAMS: All right. Any questions of
9 Mr. Holmes? Any questions from anybody?

10 Anyone here tonight that wants to speak
11 against this?

12 Can I please have a motion?

13 MR. HEWES: I make a motion to approve.

14 MR. ANTHONY: Second.

15 MR. WILLIAMS: Got a motion to approve and a
16 second. Any further discussion? All those in favor signify
17 by saying aye.

18 (Unanimous vote.)

19 (Towles not present.)

20 MR. WILLIAMS: Any opposed?

21 Thank you all.

22

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BEFORE THE CITY OF GULFPORT PLANNING COMMISSION

1811PC132

COURT REPORTER'S CERTIFICATE

I, Norma Jean Ladner Soroë, Certified Shorthand Reporter, do hereby certify that to the best of my skill and ability I have reported the hearing held before the City of Gulfport Planning Commission and that the foregoing 3 pages constitute a true and correct transcription of said hearing held on the 15th day of November 2018.

I do further certify that my certificate annexed hereto applies only to the original and certified transcript. The undersigned assumes no responsibility for the accuracy of any reproduced copies not made under my control and direction.

Witness my signature this the 27th day of November 2018.

NORMA JEAN LADNER SOROE, CSR #1297
Certified Shorthand Reporter

SunHerald

AFFIDAVIT OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Depth
	0003921534	LEGAL NOTICE			1	12.20 In

Attention:

GULFPORT URBAN DEVELOPMENT
PO BOX 1780
GULFPORT, MS 39502

LEGAL NOTICE PUBLIC HEARING

In conformance with Section VII of the Comprehensive Zoning Ordinance of the City of Gulfport, Mississippi, 1979 as amended, notice is hereby given advising that:

the Gulfport City Planning Commission will hold a public hearing in the City of Gulfport, Mississippi at 4:30 P.M., Thursday, November 15, 2018 in the Council Chambers of the Gulfport City Hall located at 2309 15th Street to consider the following requests. A copy of the requests will be available for public review at the

office of the Department of Urban Development, Planning Division, located on first floor of the William H. Hardy Building, 1410 24th Avenue.

Zoning Map Amendment 1811PC119, Zoning Map Amendment 1811PC119, by Agent, tax parcel 0811H-01-030.000, Request to rezone from R-2 (Single-family) to B-1 (Neighborhood business), 19th

SL Ward 2
Special Exception 1811PC121, Special Exception 1811PC121, by Agent, tax parcel 1008F-01-006.000, Request assisted living facility use, Highlands Cir., zoned R-B (Residence-business), Ward 6

Planning Commission Approval Home Occupation 1811PC123, Planning Commission Approval 1811PC123, by Agent, tax parcel 1010H-02-009.000, Request home occupation for a mobile spray-tan service, 2235 E Pass Rd.

Zoned B-2 (General Business), Ward 2
Zoning Map Amendment 1811PC124, Zoning Map Amendment 1811PC124, by Agent, tax parcel 1010G-03-018.000, Request to rezone from T4+ (General Urban Zone, "Plus") to T6 (Urban Core

Zone), 1909 E Pass Road, Ward 2
Zoning Map Amendment 1811PC125, Zoning Map Amendment 1811PC125, by Agent, tax parcel number 0908C-01-001.000, Request to rezone a 15.97-acre area from R-1-15 (Single-family) to R-

1-75 (Single-family), Ward 6
Planning Commission Approval for Home Occupation 1811PC126, Planning Commission Approval 1811PC126, by Owner, tax parcel 0910J-04-

021.000, Request home occupation for candle-making business, 44 39th St, Zoned

R-1-7.5 (Single-family), Ward 4
Zoning Map Amendment 1811PC127, Zoning Map Amendment 1811PC127, by Agent, tax parcel number 0908E-01-

STATE OF MISSISSIPPI

COUNTY OF HARRISON

Before me, the undersigned Notary of Harrison County, Mississippi personally appeared CLAUDIA HENRY, who, being by me first duly sworn, did depose and say that she is a clerk of The Sun Herald, a daily newspaper published in the city of Gulfport, in Harrison County, Mississippi and the publication of the notice, a copy of which is hereto attached, has been made in said paper in the issue(s) of:

1 Insertion(s)

Published On:

October 31, 2018

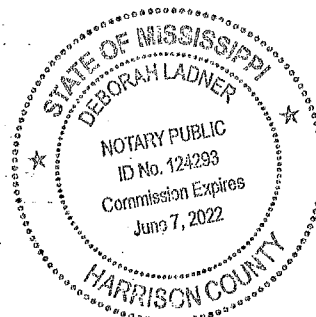
Affidavit further states on oath that said newspaper has been established and published continuously in said county for a period of more than twelve months next prior to the first publication of said notice.

Clerk

Sworn to and subscribed before me this
1st day of November in the year of 2018

Notary Public

* The Sun Herald has been deemed eligible for publishing legal notices in Jackson County to meet the requirements of Miss. Code 1972 Section 13-3-31 and 13-3-32.



OUT, Request to rezone 1/2-acre
area from R-1-10 (Single-family) to T4-

(General Urban Zone
"Plus"), Ward 6
Planning Commission Approval
1811PC129:
Planning Commission Approval
1811PC129, by Agent, tax parcel
0808E-02-
030.000, Request for church use,
12178 Highway 49 Ste G, Zoned B-4
(Highway
Business), Ward 7

Planning Commission Approval
1811PC131:
Planning Commission Approval
1811PC131, by Agent, tax parcel
1010H-01-
014.000, Request a warehouse use,
2302 E Pass Rd, Zoned B-2 (General
business),
Ward 5
Zoning Text Amendment 1811PC132:
Zoning Text Amendment 1808PC132,
by City of Gulfport, City of Gulfport,
Amendments to the Comprehensive
Zoning Ordinance, as amended, Section
IV.
(D) Supplementary yard regulations (1)
(c) Screen Wall and (7) Fences, walls,
and
hedges.

Planning Commission Approval
1811PC134:
Planning Commission Approval
1811PC134, by Agent, tax parcel
0811E-03-
092.001, Request church use, 3100
15th St, Zoned T4L (General Urban
Zone
"Limited"),
Ward 2.
This the 24th day of October 2018
Keith Williams, Chairman
City of Gulfport Planning Commission
10/31-ADV#0003921534



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Margaret Murdock, Assistant Attorney
Leisure Services

Date: 12/26/2018

Subject: Ordinance - amending Sections 2-75 and 2-80 of the Code of Ordinances of The City of Gulfport, Mississippi.

Recommendation:

There came on for consideration at a duly constituted meeting of the Mayor and Members of the City Council of the City of Gulfport, Mississippi, held on the ____ day of _____, 2018, the following Ordinance:

ORDINANCE NO. _____

**AN ORDINANCE AMENDING SECTIONS 2-75 AND 2-80
OF THE CODE OF ORDINANCES OF
THE CITY OF GULFPORT, MISSISSIPPI**

WHEREAS, the Gulfport City Council has enacted various ordinances over time regulating the use and operation of the Gulfport Municipal Marina (hereinafter, Marina) (Bert Jones Yacht Basin, Gulfport Small Craft Harbor) in the City of Gulfport and the rates to be charged by the City of Gulfport for slip rental at the Marina, which ordinances have been codified as Chapter 2, Article III of the Code of Ordinances of the City of Gulfport, Mississippi; and

WHEREAS, certain sections contained within Chapter 2, Article III, which regulate the rates to be charged for slip Rental at the Marina, are in need of amendment for purpose of establishing a slip rental rate for Charter Boats and for other related purposes.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULFPORT, MISSISSIPPI, AS FOLLOWS:

SECTION 1. That the matters and things set forth in the above preamble are hereby accepted as stated as the findings of the Gulfport City Council.

SECTION 2. That Chapter 2, Article III, Section 2-75, of the Code of Ordinances of the City of Gulfport, Mississippi, should be amended to add the following definition:

Charter Boat: a vessel under the command of a United States Coast Guard (USCG) licensed merchant mariner (captain) who hold s a minimum credential for carrying six (6)

passengers for paid hire regardless of the vessel's mission (including, but not limited to fishing, sailing, simple cruising, nature observations, dolphin cruises, dinner cruises and other similar ventures).

SECTION 3. That Chapter 2, Article III, Section 2-80(a) of the Code of Ordinances of the City of Gulfport, Mississippi, should be amended to read as follows:

(a) The monthly slip rent for permanent dockage is due and payable monthly in advance and is established, for all vessels except Charter Boats, as five dollars and fifty cents (\$5.50) per linear foot of the vessel based on its length overall (LOA) as contained in documentation concerning the vessel issued by the USCG or the State of Mississippi. The monthly slip rent for Charter Boats, as such term is defined herein, shall be \$3.00 per linear foot of the vessel based on its length overall (LOA) as contained in documentation concerning the vessel issued by the USCG or the State of Mississippi

SECTION 4. All provisions of Chapter 2 of the Code of Ordinances of the City of Gulfport, Mississippi, not in conflict herewith shall remain in full force and effect as heretofore provided.

SECTION 5. This ordinance shall be in full force and effect thirty (30) days after the date of passage except where it passes unanimously in which case it shall be in full force and effect immediately upon its passage. It shall be published according to law and shall be spread on the minutes of the Gulfport City Council.

The above and foregoing Ordinance, after having been first reduced to writing and read by the Clerk, was introduced by _____, seconded by _____, and was adopted by the following roll call vote:

AYES

NAYS

ABSENT/ABSTAIN

WHEREUPON, the President declared the motion carried and the Ordinance adopted,
this the _____ day of _____, 2018.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF THE COUNCIL

PRESIDENT

The above and foregoing Ordinance was submitted to and approved by the Mayor, this
the _____ day of _____, 2018.

APPROVED:

MAYOR



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Margaret Murdock, Assistant Attorney
Human Resources

Date: 12/26/2018

Subject: Ordinance - providing for the Salary of Compensation for certain employees of the City of Gulfport, Mississippi, and for related purposes.

Recommendation:

There came on for consideration at a duly constituted meeting of the Mayor and Members of the City Council of the City of Gulfport, Mississippi, held on the ____ day of _____, 2019, the following Ordinance:

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR THE SALARY OF COMPENSATION FOR CERTAIN EMPLOYEES OF THE CITY OF GULFPORT, MISSISSIPPI, AND FOR RELATED PURPOSES

WHEREAS, Mississippi Code Annotated Section 21-8-21(2) provides and requires that “[e]very officer or employee of the municipality shall receive such a salary of compensation as the council shall by ordinance provide, and the salary compensation of all employees of such municipality shall be fixed by council from time to time, as occasion may demand;” and

WHEREAS, the salary of compensation for the employees noted in Exhibit “A” hereto shall be as provided in Exhibit “A” hereto; and

WHEREAS, the salaries of compensation as set out in Exhibit “A” hereto all fall within the grade/step schedule of the City of Gulfport.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULFPORT, MISSISSIPPI, AS FOLLOWS:

SECTION 1. That the matters and things set forth in the above preamble are hereby accepted as stated as the findings of the Gulfport City Council.

SECTION 2. That the salaries of compensation for the employees noted in Exhibit “A” hereto shall be as provided in Exhibit “A” hereto and all salaries of compensation heretofore paid by the City shall be and hereby are ratified and approved.

SECTION 3. That those noted employees employed by the city on or before September 30, 2009, shall continue to receive Longevity Pay and Education Pay (at the rate and in accord

with the policies governing the same (which are hereby incorporated herein by reference and made effective hereby) in effect on September 30, 2009) and those noted employees entitled to a Cost of Living Adjustment (COLA) per prior budget adoptions shall continue to receive the COLA in addition to the base pay salaries of compensation found in Exhibit "A" hereto.

SECTION 4. This ordinance shall be in full force and effect thirty (30) days after the date of passage, except where it should pass unanimously in which case, for the safety and benefit of the City, it shall go into effect immediately. It shall be published according to law and shall be spread on the minutes of the Gulfport City Council.

The above and foregoing Ordinance, after having been first reduced to writing and read by the Clerk, was introduced by _____, seconded by _____, and was adopted by the following roll call vote:

AYES

NAYS

ABSENT/ABSTAIN

WHEREUPON, the President declared the motion carried and the Ordinance adopted, this the _____ day of _____, 2019.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF THE COUNCIL

PRESIDENT

The above and foregoing Ordinance was submitted to and approved by the Mayor, this
the _____ day of _____, 2019.

APPROVED:

MAYOR

SALARY CHANGES

Eff Date	Action Desc	Department	Position	Job Title	Annual Salary
12/01/2018	PROMOTION	213	2701	POLICE COMMANDER	64,708.02
12/01/2018	PROMOTION	213	1290	DEPUTY COMMANDER	59,364.24
12/01/2018	PROMOTION	213	2702	POLICE DEPUTY CHIEF	70,629.26
12/01/2018	PROMOTION	213	2675	POLICE LIEUTENANT PATROL	51,156.04
12/01/2018	PROMOTION	213	2695	PATROL CAPTAIN	56,485.26
12/01/2018	PROMOTION	213	2663	SERGEANT PATROL	46,007.26
11/26/2018	GRADE/STEP	290	813	DIRECTOR FIRE	85,417.28

NEW HIRES

Eff Date	Action Desc	Department	Position	Job Title	Annual Salary
11/21/2018	NEW HIRE	411	0	HARBOR LIGHTSSEASONAL REC AIDE	9.99 PER HOUR
11/29/2018	NEW HIRE	411	0	HARBOR LIGHTSSEASONAL REC AIDE	9.99 PER HOUR
11/29/2018	NEW HIRE	411	0	HARBOR LIGHTSSEASONAL REC AIDE	9.99 PER HOUR
12/03/2018	NEW HIRE	213	2003	ANIMAL CONTROL OFFICER 1ST	29,409.38
12/06/2018	NEW HIRE	411	0	HARBOR LIGHTSSEASONAL REC AIDE	9.99 PER HOUR

There came on for consideration at a duly constituted meeting of the Mayor and Members of the City Council of the City of Gulfport, Mississippi, held on the _____ day of _____, 2018, the following Ordinance:

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF GULFPORT, MISSISSIPPI
GRANTING A NON-EXCLUSIVE FRANCHISE TO “TELEPAK
NETWORKS, INC.” D/B/A “C-SPIRE FIBER” TO LAY, CONSTRUCT,
MAINTAIN, REPLACE, REPAIR, AND OPERATE FIBER OPTIC CABLE
AND APPURTENANT TELECOMMUNICATIONS FACILITIES
IN, UNDER, OVER, AND ACROSS AND ALONG PUBLIC WAYS, STREETS,
ALLEYS, AND HIGHWAYS IN THE CITY OF GULFPORT, MISSISSIPPI**

WHEREAS, “Telepak Networks, Inc.,” doing business as (“d/b/a”) “C-Spire Fiber,” (“Telepak”) asserts it is a Mississippi corporation, incorporated or organized for, among other things, the purpose of constructing telephone lines and furnishing intrastate telecommunications services in the State of Mississippi, and that it obtained a certificate of public convenience and necessity to provide such telecommunications services in Mississippi on October 14, 1999, in Mississippi Public Service Commission Docket No. 99-UA-621; and

WHEREAS, Telepak further asserts it is in the process of constructing telecommunications facilities as authorized by the Mississippi Public Service Commission in Docket No. 99-UA-621 and that it proposes to construct certain or a portion of these facilities within the city limits of Gulfport, Mississippi; and

WHEREAS, Telepak states that Section 77-9-711 of the Mississippi Code of 1972, as amended, grants companies such as Telepak the authority to construct telecommunications facilities along and across public highways and streets, but not in a manner so as to be dangerous

to persons or property or to unreasonably interfere with the common use of such highways and streets; and

WHEREAS, Section 77-9-713 of the Mississippi Code of 1972, as amended, provides the City of Gulfport, Mississippi with, among other things, the authority to regulate the manner in which such facilities shall be constructed and maintained along and within the rights-of-way of the municipality's streets; and

WHEREAS, the Governing Authority for the City of Gulfport, Mississippi does hereby find that the incorporated proposal of Telepak for the operation of a telecommunications facility or facilities in the corporate limits of the City of Gulfport is in the best interests of the citizens of the City, as currently proposed, and that the franchise agreement, in substantial form as that attached hereto as Exhibit "A," is reasonable and in the best interests of the City of Gulfport, Mississippi and its citizens; and

WHEREAS, the Governing Authority for the City of Gulfport hereby further finds that the City is authorized under the provisions of Sections 21-27-1, 21-13-3, and 77-9-713 of the Mississippi Code of 1972, as amended, to grant this and other similar type franchises and that the approval of the franchise agreement in substantial form as that attached hereto, and on reliance of information provided by Telepak, should be memorialized in the form of this Ordinance, with the Mayor given authority by the City's Governing Authority herein to execute such agreement and any and all other documents and to take any and all other or necessary acts to effectuate the stated intent and purposes of this Ordinance and this franchise agreement.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULFPORT, MISSISSIPPI, AS FOLLOWS:

SECTION 1. That the matters and things set forth in the above preamble are hereby accepted as stated as the findings of the Gulfport City Council.

SECTION 2. That the incorporated proposal of Telepak for the operation of a telecommunications facility or facilities in the corporate limits of the City of Gulfport, as currently proposed, is reasonable and in the best interests of the City of Gulfport, Mississippi and its citizens and as set forth in substantial form in the franchise agreement attached hereto as Exhibit “A” and accompanying documents.

SECTION 3. That the Governing Authority hereby approves the franchise agreement with Telepak, in substantial form as that attached hereto as Exhibit “A” and authorizes the Mayor of the City of Gulfport to execute on behalf of the City such franchise agreement in similar or substantial form as that attached hereto as Exhibit “A,” as well as any and all other documents and to take any and all other or necessary acts to effectuate the stated intent and purposes of this Ordinance and this franchise agreement.

SECTION 4. To provide for the immediate and temporary preservation of the public peace, health and safety, this Ordinance shall be in full force and become effective immediately upon its passage by unanimous vote and enactment according to law and shall be spread on the minutes of the Gulfport City Council. The Ordinance shall be published according to law and, for failure to pass unanimously, shall take effect thirty (30) days after the date of passage.

The above and foregoing Ordinance, after having been first reduced to writing and read by the Clerk, was introduced by _____, seconded by _____, and was adopted by the following roll call vote:

AYES

NAYS

ABSENT/ABSTAIN

WHEREUPON, the President declared the motion carried and the Ordinance adopted,
this the _____ day of _____, 2018.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF THE COUNCIL

PRESIDENT

The above and foregoing Ordinance submitted to and approved by the Mayor, this the
_____ day of _____, 2018.

APPROVED:

MAYOR

**NON-EXCLUSIVE TELECOMMUNICATIONS
FRANCHISE AGREEMENT BETWEEN**

***THE CITY OF GULFPORT, MISSISSIPPI AND
TELEPAK NETWORKS, INC. D/B/A "C-SPIRE FIBER"***

The City of Gulfport, Mississippi, a Mississippi municipal corporation ("City"), and Telepak Networks, Inc., doing business as ("d/b/a") "C-Spire Fiber," a Mississippi corporation (generally and collectively referred to herein as "Telepak"), enter into this "Non-Exclusive Telecommunications Franchise Agreement" ("Agreement") as of _____, 2018, (the "Agreement Date"). City and Telepak are sometimes collectively referred to herein as the "Parties" and individually as a "Party."

RECITALS

- A. Telepak has applied for a non-exclusive franchise from the City for the purposes of laying, constructing, maintaining, replacing, repairing, and operating a Telecommunications System (as defined herein) which may be used to provide Telecommunications Services (as defined herein), Video Services (as defined herein), and/or Other Services (as defined herein) to customers located in the City as determined by Telepak.
- B. Telepak has provided the City of Gulfport, Mississippi, through its Governing Authority, with a franchise proposal, which the City, its representatives, and Telepak have discussed and adjusted in accordance with the needs and interests of the City and its citizens.
- C. The City's Governing Authority, after evaluating Telepak's final proposal in the form of this Agreement, and after hearing the comments of interested parties, has determined that it appears Telepak has the financial, legal and technical ability to fulfill the obligations under this Agreement, based upon information provided by Telepak. On the basis of this, the City has determined it will serve the public interest to grant Telepak a non-exclusive and limited franchise on the terms and conditions set forth in this Agreement.

WHEREFORE, based on the above understandings and recitals, the Parties enter into this Agreement.

AGREEMENT

SECTION I. DEFINITIONS

For the purpose of this Agreement, the following terms, phrases, words, and abbreviations shall have the following meanings:

"**Affiliates**" means an entity which, owns or controls, is owned or controlled by, or is under common ownership with Telepak.

"Agreement" means this "Non-Exclusive Telecommunications Franchise Agreement," as amended.

"Agreement Date" means _____, 2018.

"Basic Video Services Tier" means the Video Services tier which includes the retransmission of local television broadcast signals and which is also the tier to which the largest number of Subscribers are currently purchasing.

"Facilities" means all fiber optic wires, poles, wires, telecommunications, amplifiers, electronics, antennas, transmission and reception equipment, pedestals, towers, dishes, supporting hardware, and related equipment and fixtures necessary and desirable to construct and maintain the Telecommunications System and to provide Services (as defined herein) under this Agreement.

"FCC" means Federal Communications Commission.

"Franchise" means an initial (and non-exclusive) authorization issued by the City whether such authorization is designed as an agreement, franchise, permit, license, resolution, contract, certificate or otherwise, which authorizes the non-exclusive right to construct and operate the Telecommunications System for the purpose of offering Services to Subscribers, provided the same comply and are consistent with this Agreement and applicable laws, including Ordinances of the City of Gulfport.

"Gross Revenues" means any revenue derived by Telepak from the operation of the Telecommunications System to provide Telecommunications Services and Video Services to Subscribers in the Service Area, adjusted for non-payment. Gross Revenues shall include Video Services fees for Telepak's Basic Video Services Tier and Telecommunications Services fees for Telepak's local calling plan offering. The term Gross Revenues shall not include any taxes on Services furnished by Telepak or franchise fees imposed by any municipality, state, or other governmental unit and collected by Telepak for such governmental unit.

"Other Services" means services lawfully provided by Telepak in the Service Area in addition to Telecommunications Services and Video Services, including, without limitation, private network services, broadband services, internet access services, voice mail, call waiting, call forwarding, and distance learning services.

"PEG Access" means the public, educational and governmental access to a channel on the Telecommunications System dedicated by Telepak to the City under this Agreement.

"Person" means an individual, partnership, association, joint stock company, trust, corporation, limited liability company, or governmental entity.

"Public Way" means the surface of, and the space above and below, any publicly dedicated street, highway, bridge, alley, sidewalk, easement or other right-of-way publicly dedicated to the City, including, without limitation, public utility easements, dedicated utility strips, or rights-of-way dedicated for compatible uses held by the City in the Service Area. "Public Way" does not include City-owned or maintained utility poles and other City-owned structures, such as

rooftops. It is expressly understood that the use of such areas excluded from this Agreement by Telepak must be obtained from the City's Governing Authority independent and separate from this franchise.

"Services" collectively refers to Telecommunications Services, Other Services and Video Services to be offered by Telepak or on its behalf at its discretion in the Service Area, but does not necessarily include all or any of such services.

"Service Area" means the areas of the City where Subscribers are reasonably accessible from the distribution network of the Telecommunications System.

"Subscribers" means a Person who lawfully receives Services with Telepak's express permission.

"Telecommunications Services" means the offering of telecommunications for a fee directly to the public, or to such classes of users as to be effectively available directly to the public, regardless of facilities used.

"Telecommunications System" means Telepak's Facilities. The Telecommunications System is designed to provide Services to Subscribers.

"Telepak" means Telepak Networks, Inc., or its lawful successor or assigns, so long as approved by City, with such approval not to be unreasonably withheld.

"Video Services" means the one-way transmission to Subscribers of video programming (programming provided by, or generally considered comparable to programming provided by, a television broadcast station) or other programming services (information that Telepak makes available to all Subscribers generally) no matter the method or means.

SECTION II. GRANT OF FRANCHISE

1. Grant.

The City grants to Telepak a non-exclusive franchise authorizing Telepak to construct and operate a Telecommunications System in the Public Ways and to offer Services within the Service Area, subject to the terms and conditions of this Agreement and applicable law and ordinances of the City, under which Telepak may erect, install, construct, operate, maintain, repair, replace, expand, and reconstruct its Telecommunications System in any Public Way.

2. Term.

The Franchise granted under this Agreement shall be for an initial term of twenty-five (25) years from the Agreement Date, unless otherwise lawfully terminated (the "Initial Term"). At the end of the Initial Term this Agreement shall automatically renew for two (2) consecutive periods of ten (10) years (each a "Renewal Term") unless Telepak gives the City notice of its intention not to renew at least six (6) months prior to the Initial Term or any Renewal Term. The Initial Term and any Renewal Term(s) are sometimes collectively referred to herein as the

"Term." At the end of the Term, either Party may commence negotiations for a renewal of the Franchise by giving the other Party written notice at any point not more than two (2) years prior to the end of the Term.

SECTION III. SYSTEM CONSTRUCTION

1. System Construction.

(a) When Telepak wishes to construct a portion of its Telecommunications System, it shall provide City with written notice thereof along with detailed drawings and schematics of the proposed locations of its Facilities ("Construction Notice"). The City shall have ten (10) business days from its receipt of the Construction Notice to notify Telepak of any issues, else the Construction Notice shall be deemed approved and Telepak may thereafter begin construction. If the City notifies Telepak of any issues with the Construction Notice within the ten (10) business day period, the Parties shall promptly meet (no more than ten (10) ~~five (5)~~ business days later) to discuss the requested adjustments to Telepak's construction plans and work in good faith to resolve any issue within ten (10) ~~five (5)~~ business days of their first meeting. Thereafter, Telepak will deliver to the City a revised Construction Notice reflecting the agreed upon changes to its construction plans and from that point Telepak shall be permitted to move forward with its construction. The foregoing shall constitute the permitting/approval process for Telepak's Facilities notwithstanding any other City ordinances, except for _____. The City shall not charge Telepak any permitting fees of any kind during the Term.

(b) For the initial construction, Telepak has previously submitted drawings for the City's review which more fully depict the Construction Notice. Telepak also will plan a second phase of initial construction attached as Exhibit A, labeled "C Spire 100Gb Capable Fiber Ring."

(c) Upon completion of any construction of the Telecommunications System during the Term, Telepak shall provide the City with as built drawings of Telepak's current Telecommunications System. The City agrees that Telepak is under no obligation to build its Facilities to cover the entire City, to serve any particular Person located in the City, or otherwise. The decision of when and where to construct its Facilities is solely within the discretion of Telepak as is the determination of what Services to provide during the Term.

(d) Within ten (10) days of the Agreement Date the City will provide Telepak with written notice of one Person to be Telepak's point of contact during the Term of this Agreement (the "Project Manager"). The Project Manager shall have the authority to approve Construction Notices and to otherwise deal with Telepak under the terms of this Agreement. The Project Manager may be changed by the City at any time upon ten (10) days prior written notice to Telepak.

2. Conditions on Commencement of Upgrading.

The City acknowledges that Telepak has based its plans and cost estimates on reasonable access to Public Ways, poles, conduits, Subscriber premises, and other space for Telepak's Facilities. Telepak reserves the right to adjust its construction plans and timing or rescind this Agreement in the event that Telepak faces substantial interference or delay in such access.

Should such Agreement be rescinded, so shall any commitments, assurances, and obligations of the City in connection therewith or related thereto. Throughout the Term of this Agreement, Telepak shall be entitled to expand and upgrade its Telecommunications System as it deems reasonably necessary.

SECTION IV. PUBLIC, EDUCATION AND GOVERNMENT ACCESS CHANNEL

1. PEG Access Channel.

At any time after the completion of the initial construction of the Telecommunications System under Section III (1), and provided the Telepak is offering Video Services over the Facilities, the City may request Telepak to provide the City one (1) video channel for noncommercial PEG Access use. Telepak shall provide the PEG Access channel within one hundred and eighty (180) days of City's request.

2. Regulation of PEG Access Channel.

The City shall establish reasonable regulations governing use by the public of the PEG Access channel and the content broadcast over the channel. Telepak shall have the right to prohibit the broadcast of inappropriate or illegal programming over the channel in its sole reasonable discretion and in accordance with applicable law. The City shall be solely responsible for all costs, expenses, and equipment necessary for and related to producing or transmitting content over the PEG Access channel. Telepak shall have no obligation, financial or otherwise, other than the obligation to provide access to one video channel for noncommercial PEG Access use.

3. Return of PEG Access Capacity to Telepak.

In the event that unused capacity exists on the PEG Access channel, Telepak may request the City to return that capacity to Telepak for Telepak's use. The City shall not unreasonably deny such request.

SECTION V. REGULATION BY THE CITY

1. Franchise Fee.

(a) Telepak shall pay to the City a Franchise fee equal to the lesser of: (i) five percent (5%) of Gross Revenues received by Telepak from sale of the Basic Video Services Tier to Subscribers within the City; or (ii) the lowest percentage payable by a third party provider of Video Services to Subscribers within the City.¹

¹Within the confines of public access and records, and without disclosure of proprietary or otherwise confidential information or records, City will cooperate with Telepak to determine the lowest rate payable by other providers of Video Services to Subscribers in the City prior to execution of this Agreement.

(b) Telepak shall also pay to the City a Franchise fee equal to two percent (2%) of Gross Revenues received by Telepak from the sale of Telecommunications Services (local calling plan only) to Subscribers within the City.

(c) The Franchise fee payments set forth in (a) and (b) above shall be computed quarterly as of the last day of March, June, September, and December of each year, and shall be due and payable sixty (60) days after the close of each quarter. Each payment shall be accompanied by a brief report from Telepak showing the basis for the computation. Each payment must be received by the City on the due date. Telepak shall pay City an additional charge of one percent (1%) per month, for each month the total amount due to the City is not received by City by the due date.

(d) All amounts paid shall be subject to audit by City no more than once each calendar year upon at least ten (10) business days prior written notice to Telepak. If any audit reveals an underpayment by Telepak of five percent (5%) or more during any annual audit period, Telepak shall be responsible for City's reasonable out of pocket costs associated with the audit. Any underpayments shall be paid to City within ten (10) business days after notification to Telepak.

2. Transfer of Franchise.

Telepak must notify the City not less than sixty (60) days prior to any proposed sale or transfer of this Franchise. Telepak shall not sell, assign, transfer or dispose of its interest in the Franchise or the Agreement without the prior written consent of the City, which consent will not be unreasonably withheld. Notwithstanding the foregoing, Telepak may assign this Agreement to a purchaser of its voting stock or all or substantially all of its assets without consent but with written notice to City.

SECTION VI. OPERATIONAL STANDARDS

1. Condition of Street Occupancy.

Telepak shall install all Facilities so as to minimize interference with the proper use of Public Ways, public utilities, and with the rights and reasonable convenience of City and property owners whose property adjoins any Public Ways. Telepak will comply with Sections 77-13-1 et seq. of the Mississippi Code of 1972, as amended ("Mississippi One Call" statute). The City shall locate its utility lines promptly as required by the Mississippi One Call statute. Telepak will not locate the City's utility lines or those of any third party physically or on maps or drawings. Upon completion of any Facilities in the Public Ways, Telepak will furnish an as built drawing of the Facilities located within the Public Ways of the City to the City.

2. Restoration of Public Ways.

Telepak shall restore any disturbance and damage it causes to any Public Way to a condition reasonably comparable to the condition of the Public Way existing before the disturbance or damage.

3. Relocation at Request of City.

After receipt of at least ninety (90) days prior written notice, Telepak shall, at its own expense, protect, support, temporarily disconnect, relocate in the Public Way, or remove from the Public Way, any property of Telepak when lawfully required by the City by reason of traffic conditions, public safety, street abandonment, vacation or loss of rights-of-way, freeway and street construction, change or establishment of street grade, installation of sewer, drains, gas or water pipes, or any type of structures or improvements by the City. Telepak shall in all cases have the right to abandon its property, provided the same shall be promptly removed by or on behalf of Telepak upon such abandonment and at no cost to the City.

4. Relocation at Request of Third Party.

On the request of any Person holding a building construction or moving permit issued by the City, Telepak shall temporarily relocate its Facilities to permit the construction or moving of such building, provided: (a) the expense of such temporary relocation is paid by the requesting Person; and (b) Telepak receives at least ninety (90) days prior written notice to arrange for such temporary relocation.

5. Trimming of Trees and Shrubbery.

Telepak shall have the authority to trim trees or natural growth in Public Ways which may affect its Telecommunications System in the Service Area to prevent interference with Telepak's Facilities, provided that Telepak shall provide reasonable notice to the City in advance of such work. Telepak shall reasonably compensate the City or property owner for any damages caused by such trimming, or shall reasonably replace all trees or shrubs damaged and otherwise restore any other damage caused by or resulting from its activities.

6. Technical Standards.

Telepak shall install, operate, and maintain the Telecommunications System in a good and workmanlike manner, free from defects in material and workmanship, and in accordance with applicable FCC regulations. Telepak shall install its aerial facilities, if any, in accordance with requirements of the National Electric Safety Code in effect on the Agreement Date, and in such manner that they will not unreasonably interfere with installations of the City or of a public utility serving the City.

SECTION VII. COMPLIANCE AND MONITORING

Once per calendar year during the Term of this Agreement and upon not less than thirty (30) business days notice to Telepak, City may review Telepak's books and records pertaining to the Telecommunications System and the provision of Telecommunications Service within the Service Area at Telepak's business office during normal business hours and on a non-disruptive basis, as is reasonably necessary to monitor compliance with the terms of this Agreement. Telepak shall not be required to disclose information that is reasonably deemed to be proprietary or confidential. The City agrees to treat any such information disclosed by Telepak as confidential and only to disclose it to employees, representatives, and agents that have a need to

know. Nothing in this Agreement, however, shall be construed to violate the laws of the State of Mississippi regarding access to public records and this Agreement shall be read to be consistent with such laws.

SECTION VIII. INSURANCE

Telepak shall maintain in full force and effect during the Term of this Agreement, comprehensive general liability insurance in the amount of One Million Dollars (\$1,000,000) combined single limit for bodily injury, and property damages. Prior to commencing construction of the Telecommunications System, Telepak shall provide the City with a certificate of insurance designating it as an additional insured. Such insurance shall be non-cancelable except upon thirty (30) days prior written notice to the City.

SECTION IX. ENFORCEMENT AND TERMINATION OF AGREEMENT

1. Notice of Noncompliance.

If the City believes that Telepak has not materially complied with any material term (other than payment of Franchise fees and changes) of this Agreement, it shall notify Telepak in writing. The notice shall state with specificity the basis for the alleged material noncompliance.

2. Telepak's Right to Cure or Respond.

Telepak shall have thirty (30) days from receipt of the notice described in Section IX(1) herein to respond as follows:

- (a) Respond to the City contesting the assertion of noncompliance;
- (b) Cure the noncompliance; or
- (c) In the event Telepak's commercially reasonable efforts cannot cure the noncompliance within the thirty (30) day period, Telepak shall initiate reasonable steps to remedy the noncompliance as soon as reasonably possible and notify the City of the steps being taken and the projected date of completion.

3. Public Hearing.

If Telepak fails to respond to the notice described in Section IX(1) under the procedures set forth in Section IX(2) herein, or if Telepak does not cure the alleged noncompliance within sixty (60) days after receiving notice of noncompliance or otherwise within compliance of Sections IX(1) and/or (2), the City shall schedule a public hearing to investigate the noncompliance. Such public hearing shall be held at the next regularly scheduled meeting of the City which is scheduled at a time which is no less than ten (10) business days from the expiration of the sixty (60) day period. The City shall notify Telepak in writing of the time and place of such meeting and provide Telepak with an opportunity to be heard.

4. Enforcement.

Subject to applicable law, if the City, after a public hearing, where applicable, determines that Telepak remains in material noncompliance with a material term of this Agreement, the City may pursue the following remedies:

- (a) In the case of a default of a material provision of this Agreement, terminate this Agreement and revoke the Franchise; and/or
- (b) Commence an action at law for monetary damages or seek other equitable relief. Should the City prevail in any such action, Telepak shall pay City for its legal and attorneys' fees and attendant costs and expenses incurred in such action.

Telepak shall not be held in default for noncompliance with this Agreement, nor suffer any enforcement or penalty, where such noncompliance or alleged defaults are caused by strikes, acts of God, acts of terrorism, power outages, acts of the City or its employees, or other events reasonably beyond its ability to control.

5. Failure to Pay Franchise Fees and Charges.

In the event Telepak has not paid the City Franchise fees, and late charges owing under Section V, when due, City shall send Telepak a certified letter notifying Telepak it is in default. Telepak shall have ten (10) business days from the date of its receipt of the letter to cure the default. In the event Telepak fails to cure the default by paying all Franchise fees and late charges due, then the City shall notify Telepak of City's intention to revoke the Franchise. The notice of intention to revoke Franchise shall be sent certified mail to Telepak not less than ten (10) business days prior to an official meeting of the City's Governing Authority. The letter shall notify Telepak of the date, time, and place of the Meeting and the right of the Telepak to be present and participate meeting. At the Meeting, the City may revoke the Franchise of Telepak if it has not cured the default in full.

6. Upon the expiration or termination of this Agreement, Telepak may enter upon the Public Ways and remove its property at its own risk and restore the Public Ways to their former grade, contour and condition, without any damage thereto and without unreasonable disruption or restriction to access to and use of such Public Ways or other utility services associated with these Public Ways.

SECTION X. THEFT OF SERVICE

It is understood to be a material provision of this Agreement that any unauthorized connection, whether physically, electrically, acoustically, inductively, or otherwise, with any part of the Telecommunications System without the express consent of Telepak shall be a criminal offense in the City. It is further understood to be a material provision of this Agreement that any tampering, removal, or injuring of any property, equipment, or part of the Telecommunications System or any means of receiving Services shall similarly be a criminal offense in the City. Telepak herein acknowledges that such provisions are satisfied in Section _____ of the City's Code of Ordinances.

SECTION XI. MISCELLANEOUS

1. Actions of the Parties.

In any action by Telepak or the City mandated or permitted under this Agreement, the Party shall act in a reasonable, expeditious, and timely manner. In any instance where approval or consent is required, such approval or consent shall not be unreasonably withheld.

2. Notice.

Any notice or response required by this Agreement shall be in writing and shall be deemed given upon receipt: (a) when hand delivered; (b) when delivered by commercial courier; or (c) after having been posted in a properly sealed and correctly addressed envelope by certified or registered mail, postage prepaid, at a post office maintained by U. S. Postal Service.

Mayor of the City of Gulfport, Mississippi
Post Office Box 1780
Gulfport, Mississippi 39502

With a copy to:

City Attorney
City of Gulfport, Mississippi
Post Office Box 1780
Gulfport, Mississippi 39502

The notices or responses to Telepak shall be addressed as follows:

President
Telepak Networks, Inc.
1018 Highland Colony Parkway, Suite 300
Ridgeland, MS 39157

With a copy to:

Charles L. McBride
General Counsel
Telepak, Inc.
1018 Highland Colony Parkway, Suite 700
Ridgeland, MS 39157

The City and Telepak may designate such other address or addresses from time to time by giving notice to the other as provided in this Section.

3. Severability.

If the legislature or a court or regulatory agency of competent jurisdiction determines that any provision of this Agreement is illegal, invalid, or unconstitutional, all other provisions of this Agreement will remain in full force and effect for the term of the Agreement or any renewal.

4. Change of Law.

In the event that any effective legislative, regulatory, judicial or other legal action materially affects any material terms of this Agreement, or the ability of City or Telepak to perform any material terms of this Agreement, the Parties agree to amend this Agreement as necessary to comply with the changes in the law within thirty (30) days of the receipt of written notice of such change in law.

5. Entire Agreement; City Ordinances.

This Agreement represents the entire agreement between the Parties as relates to the subject matter hereof. The Parties do, however, acknowledge, agree, and affirm that this Agreement shall be subject to the City of Gulfport's planning and zoning regulations and ordinances, including, but not limited to, the City's Zoning Ordinance, as the same may be amended from time to time, as well as the City's _____. With the exception of these and any governing state or federal regulations and laws, no other ordinances shall apply to Telepak's construction of its Facilities as provided in this Agreement.

IN WITNESS WHEREOF, the Parties execute this separate page and Agreement as of the Agreement Date.

TELEPAK NETWORKS, INC.

BY: _____
(Signature)

(Printed Name)

ITS: _____
(Title)

WITNESS:

(Signature)

(Printed Name)

CITY OF GULFPORT, MISSISSIPPI

BY: _____
(Signature)

(Printed Name)

ITS: _____
(Title)

WITNESS:

(Signature)

(Printed Name)



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Connie Debenport, Manager
Purchasing

Date: 12/28/2018

Subject: Resolution - awarding bid and approving contracts for Term Contract P3 - Fencing.

Recommendation:

There came on for consideration at a duly constituted meeting of the Mayor and Members of the City Council of the City of Gulfport, Mississippi, held on the ____ day of _____, 2019, the following Resolution:

A RESOLUTION BY THE GULFPORT CITY COUNCIL AWARDED BID FOR “TERM CONTRACT GROUP P3-FENCING”, APPROVING AGREEMENT BETWEEN THE CITY OF GULFPORT AND LAND SHAPER, INC., AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME ON BEHALF OF THE CITY

WHEREAS, the City of Gulfport desires to enter into a contract for the delivery of certain commodities (Group P3 – Fencing) for a stipulated price for a specified term; and

WHEREAS, pursuant to authority of this City Council, advertisements for bids were published and two (2) bids were received on the commodity noted above, with the low bidder being Southern Exteriors Fence Company of Perkinston, Mississippi, as referenced in the Memorandum of Connie Debenport and tabulation sheet which is attached hereto as Exhibit “A”; and

WHEREAS, a proposed Agreement Between The City Of Gulfport And Commodity Supplier On The Basis Of A Stipulated Price, is attached hereto as Exhibit “B”.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GULFPORT, MISSISSIPPI, AS FOLLOWS, TO WIT:

Section 1. That the matters, facts and things recited in the Preamble hereto are hereby adopted as the official findings of the Governing Authority.

Section 2. That the proposed Agreement Between The City Of Gulfport And Commodity Supplier On The Basis Of A Stipulated Price, be and it is hereby approved in the form as attached hereto as Exhibit “A” and the Mayor is hereby authorized to execute the same on behalf of the City of Gulfport.

Section 3. That this Resolution be, and it is hereby ordered to be spread on the minutes of the governing Authority, and to be in full force and effect immediately upon its passage and enactment according to law.

The above and foregoing Resolution, after having been first reduced to writing and ready by the Clerk, was introduced by _____, seconded by _____, and was adopted by the following roll call vote:

AYES

NAYS

ABSENT

WHEREUPON, the President declared the motion carried and the Resolution adopted this the _____ day of _____, 2019.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF THE COUNCIL

PRESIDENT

The above and foregoing Ordinance was submitted to and approved by the Mayor, this the _____ day of _____, 2019.

APPROVED:

MAYOR

Memorandum - City of Gulfport

Purchasing

To: The Honorable Mayor and City Council

From: Connie Debenport, CPPB

Date: December 28, 2018

Ref: Term Contract Group P3 - Fencing

Contract Period 01/01/2019 thru 12-31-2019

Renewable Period 01/01/2020 thru 12/31/2020

I have reviewed the bids received on the above referenced group and recommend acceptance of the lowest and best bid as submitted by Southern Exteriors Fence Company. I have attached a tabulation sheet for your review and approval.

Thank you for your consideration.

Group P3 - Fencing Materials

Contract Period 01-01-2019 through 12-31-2019

Renewal Option 01-01-2020 through 12-31-2020

COMMODITY CODES		Southern Exteriors Fence Company		Can't Be Beat Fence & Construction	
		4 ft. Sections or less (Chain – Wood – PVC)			
98815-P3-A01	1	Furnish and install new chain link fence	\$ 8.50	\$ 7.15	If
98815-P3-A02	1a	Vinyl Coated	\$ 10.50	\$ 8.45	If
98815-P3-A03	2	Furnish and install new wood fence	\$ 10.50	\$ 8.10	If
98815-P3-A04	3	Furnish and install new pvc fence	\$ 18.00	\$ 13.75	If
98815-P3-A05	4	Remove existing fence and install new chain link fence	\$ 9.50	\$ 8.05	If
98815-P3-A06	4a.	Vinyl Coated	\$ 11.50	\$ 9.35	If
98815-P3-A07	5	Remove existing fence and install new wood fence	\$ 11.50	\$ 9.10	If
98815-P3-A08	6	Remove existing fence and install new pvc fence	\$ 18.50	\$ 14.65	If
98815-P3-A09	7	Furnish and Install Terminal Post (End, Corner, Gate)	\$ 25.00	\$ 25.50	ea
	7a	Vinyl Coated	\$ 30.00	\$ 34.50	ea
	8	Remove, furnish and install terminal posts	\$ 26.00	\$ 28.50	ea
	8a	Vinyl Coated	\$ 31.00	\$ 37.50	ea
		6 ft. Sections or less (Chain – Wood – PVC)			
98815-P3-B01	1	Furnish and install new chain link fence	\$ 12.25	\$ 12.40	If
98815-P3-B02	1a	Vinyl Coated	\$ 14.20	\$ 14.45	If
98815-P3-B03	2	Furnish and install new wood fence	\$ 12.50	\$ 12.20	If
98815-P3-B04	3	Furnish and install new pvc fence	\$ 21.45	\$ 17.50	If
98815-P3-B05	4	Remove existing fence and install new chain link fence	\$ 12.75	\$ 13.30	If
98815-P3-B06	4a	Vinyl Coated	\$ 14.75	\$ 15.40	If
98815-P3-B07	5	Remove existing fence and install new wood fence	\$ 13.50	\$ 13.10	If
98815-P3-B08	6	Remove existing fence and install new pvc fence	\$ 22.45	\$ 18.40	If
98815-P3-B09	7	Furnish and Install Terminal Post	\$ 35.00	\$ 45.50	ea
	7a	Vinyl Coated	\$ 40.00	\$ 59.20	ea
	8	Remove, furnish and install terminal post	\$ 40.00	\$ 50.50	ea
	8a	Vinyl Coated	\$ 45.00	\$ 64.00	ea

Group P3 - Fencing Materials

Contract Period 01-01-2019 through 12-31-2019

Renewal Option 01-01-2020 through 12-31-2020

COMMODITY CODES		8 ft Section (Chain - Wood - PVC)		Southern Exteriors Fence Company	Can't Be Beat Fence & Construction
98815-P3-C01	1	Furnish and install new chain link fence	\$	15.25	\$ 15.75 1f
98815-P3-C02	1a	Vinyl Coated	\$	18.00	\$ 18.75 1f
98815-P3-C03	2	Furnish and install new wood fence	\$	20.00	\$ 15.25 1f
98815-P3-C04	3	Furnish and install new pvc fence	\$	43.50	\$ 28.50 1f
98815-P3-C05	4	Remove existing fence and install new chain link	\$	16.50	\$ 16.75 1f
98815-P3-C06	4a	Vinyl Coated	\$	19.25	\$ 19.75 1f
98815-P3-C07	5	Remove existing fence and install new wood fence	\$	21.00	\$ 16.25 1f
98815-P3-C08	6	Remove existing fence and install new pvc fence	\$	44.00	\$ 29.00 1f
98815-P3-C09	7	Furnish and Install Terminal Post	\$	58.00	\$ 61.00 ea
	7a	Vinyl Coated	\$	65.00	\$ 75.00 ea
	8	Remove, furnish and install terminal post	\$	60.00	\$ 65.00 ea
	8a	Vinyl Coated	\$	68.00	\$ 79.00 ea
		10' Sections or less (Chain – Wood - PVC)			
98815-P3-D01	1	Furnish and install new chain link fence	\$	19.40	\$ 18.10 1f
98815-P3-D02	1a	Vinyl Coated	\$	21.40	\$ 21.90 1f
98815-P3-D03	2	Furnish and install new wood fence	\$	22.00	\$ 18.90 1f
	4	Remove, furnish and install new chain link fence	\$	20.40	\$ 19.10 1f
98815-P3-D07	4a	Vinyl Coated	\$	22.40	\$ 22.90 1f
98815-P3-D09	5	Furnish and Install Terminal Post	\$	23.40	\$ 20.00 1f
	7	Furnish and install terminal post	\$	70.00	\$ 83.50 ea
	7a	Vinyl Coated	\$	80.00	\$ 125.00 ea
	8	Remove, furnish and install terminal post	\$	73.00	\$ 88.00 ea
	8a	Vinyl Coated	\$	83.00	\$ 130.00 ea

Group P3 - Fencing Materials

Contract Period 01-01-2019 through 12-31-2019

Renewal Option 01-01-2020 through 12-31-2020

COMMODITY CODES		Southern Exteriors Fence Company		Can't Be Beat Fence & Construction	
12' Sections or less (Chain – Wood)					
98815-P3-E01	1	Furnish and install new chain link fence	Vinyl Coated	\$ 22.25	If 20.20
98815-P3-E02				\$ 25.00	If 24.35
	4	Remove and install new Chain link fence	Vinyl Coated	\$ 23.25	If 21.50
	4a			\$ 26.00	If 25.40
	7	Furnish and install terminal post	Vinyl Coated	\$ 95.00	ea 90.00
	7a			\$ 120.00	ea 147.00
	8	Remove, furnish and install terminal post	Vinyl Coated	\$ 100.00	ea 95.00
	8a			\$ 125.00	ea 152.00
14' High Sections (Chain - Wood - PVC)					
98815-P3-F01	1	Furnish and install new chain link fence	Vinyl Coated	\$ 23.00	If 22.50
98815-P3-F02	1a			\$ 25.75	If 28.50
	4	Remove and install new Chain link fence	Vinyl Coated	\$ 24.00	If 23.50
	4a			\$ 26.75	If 29.50
	7	Furnish and install terminal post	Vinyl Coated	\$ 110.00	ea 108.00
	7a			\$ 130.00	ea 148.00
	8	Remove, furnish and install terminal post	Vinyl Coated	\$ 115.00	ea 123.00
	8a			\$ 135.00	ea 153.00
16' High Sections (Chain - Wood - PVC)					
98815-P3-G01	1	Furnish and install new chain link fence	Vinyl Coated	\$ 25.50	If 24.70
98815-P3-G02				\$ 28.50	If 31.80
	4	Remove and install new chain link fence	Vinyl Coated	\$ 26.50	If 27.50
	4a			\$ 29.50	If 33.30
	7	Furnish and install terminal post	Vinyl Coated	\$ 120.00	ea 112.00
	7a			\$ 140.00	ea 170.00
	8	Remove, furnish and install terminal post	Vinyl Coated	\$ 125.00	ea 117.00
	8a			\$ 145.00	ea 175.00

Group P3 - Fencing Materials

Contract Period 01-01-2019 through 12-31-2019

Renewal Option 01-01-2020 through 12-31-2020

COMMODITY CODES		18' Sections (Chain)		Southern Exteriors Fence Company	Can't Be Beat Fence & Construction
98815-P3-H01	1	Furnish and install new chain link fence	Vinyl Coated	\$ 27.50	If 27.00
98815-P3-H02	1a			\$ 30.50	If 36.25
	4	Remove and install new chain link fence		\$ 29.00	If 28.00
	4a		Vinyl Coated	\$ 32.00	If 37.75
	7	Furnish and install terminal post		\$ 130.00	If 129.00
	7a		Vinyl Coated	\$ 150.00	If 191.00
	8	Remove, furnish and install terminal post		\$ 135.00	If 134.00
	8a		Vinyl Coated	\$ 155.00	If 196.00
		20' Sections (Chain)			
98815-P3-I01	1	Furnish and install new chain link fence	Vinyl Coated	\$ 35.00	If 32.00
98815-P3-I02	1a			\$ 39.00	If 42.20
	4	Remove and install new chain link fence		\$ 36.00	If 34.00
	4a		Vinyl Coated	\$ 40.00	If 44.00
	7	Furnish and install terminal posts		\$ 135.00	ea 158.00
	7a		Vinyl Coated	\$ 155.00	ea 230.00
	8	Remove, furnish and install terminal post		\$ 140.00	ea 163.00
	8a		Vinyl Coated	\$ 160.00	ea 235.00
		22' Sections or less (Chain)			
98815-P3-J01	1	Furnish and install new chain link fence	Vinyl Coated	\$ 36.50	If 35.00
98815-P3-J02				\$ 40.00	If 44.50
	4	Remove and install new chain link fence		\$ 37.50	If 37.00
	4a		Vinyl Coated	\$ 41.00	If 46.00
	7	Furnish and intl terminal post		\$ 140.00	ea 173.00
	7a		Vinyl Coated	\$ 160.00	ea 240.00
	8	Remove, furnish and install terminal post		\$ 145.00	ea 178.00
	8a		Vinyl Coated	\$ 165.00	ea 245.00

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Group P3 - Fencing Materials

Contract Period 01-01-2019 through 12-31-2019

Renewal Option 01-01-2020 through 12-31-2020

COMMODITY CODES	24' High Sections (Chain)		Southern Exteriors Fence Company	Can't Be Beat Fence & Construction
98815-P3-K01	1	Furnish and install new chain link fence	\$ 39.50	If 38.00
98815-P3-K02	1a	Vinyl Coated	\$ 42.00	If 47.50
	4	Remove and install new chain link fence	\$ 40.50	If 40.00
	4a	Vinyl Coated	\$ 43.00	If 49.00
	7	Furnish and install terminal post	\$ 145.00	ea 181.00
	7a	Vinyl Coated	\$ 165.00	ea 262.00
	8	Remove, furnish and install terminal post	\$ 150.00	ea 186.00
	8a	Vinyl Coated	\$ 170.00	ea 267.00
98815-P3-L01	1	Removal and /or repairs to existing fence (all types)	\$ 15.50	If 17.50
	2	Removal and/or repairs to vinyl coated fence	\$ 16.75	If 19.50
	3	Remove and install top, middle and bottom rail	\$ 2.50	If 3.50
	4	Remove and install top, middle and bottom rail - Vinyl Coated	\$ 3.25	If 4.85
		Remove and Install Line Post - GALVANIZED		
98815-P3-N01	1	4'	\$ 10.00	ea 12.25
98815-P3-N02	2	6'	\$ 16.00	ea 22.80
98815-P3-N03	3	8'	\$ 24.50	ea 30.50
98815-P3-N04	4	10'	\$ 29.00	ea 42.00
98815-P3-N05	5	12'	\$ 33.25	ea 58.00
98815-P3-N06	6	14'	\$ 37.00	ea 64.00
98815-P3-N07	7	16'	\$ 41.00	ea 68.00
98815-P3-N08	8	18'	\$ 4.00	ea 73.00
98815-P3-N19	9	20'	\$ 53.00	ea 77.00
98815-P3-N10	10	22'	\$ 65.00	ea 90.00
98815-P3-N11	11	24'	\$ 70.00	ea 97.00

Group P3 - Fencing Materials

Contract Period 01-01-2019 through 12-31-2019

Renewal Option 01-01-2020 through 12-31-2020

COMMODITY CODES	Southern Exteriors Fence Company		Can't Be Beat Fence & Construction	
	Remove and Install	Line Post - Vinyl Coated		
98815-P3-O01	1	4'	\$ 12.00	\$ 14.50 ea
98815-P3-O02	2	6'	\$ 18.00	\$ 31.00 ea
98815-P3-O03	3	8'	\$ 26.00	\$ 42.00 ea
98815-P3-O04	4	10'	\$ 31.00	\$ 56.00 ea
98815-P3-O05	5	12'	\$ 36.00	\$ 79.00 ea
98815-P3-O06	6	14'	\$ 41.00	\$ 87.00 ea
98815-P3-O07	7	16'	\$ 50.00	\$ 99.00 ea
98815-P3-O08	8	18'	\$ 60.00	\$ 104.00 ea
98815-P3-O09	9	20'	\$ 65.00	\$ 123.00 ea
98815-P3-O10	10	22'	\$ 70.00	\$ 130.00 ea
98815-P3-O11	11	24'	\$ 80.00	\$ 139.00 ea

Chain Link Roller Gates - 10' or less

Remove and Install Terminal Post - Galvanized				
98815-P3-N01	1	4'	\$ 24.00	\$ 25.00 ea
98815-P3-N02	2	6'	\$ 39.00	\$ 45.00 ea
98815-P3-N03	3	8'	\$ 59.00	\$ 61.00 ea
98815-P3-N04	4	10'	\$ 70.00	\$ 83.00 ea
98815-P3-N05	5	12'	\$ 95.00	\$ 90.00 ea
98815-P3-N06	6	14'	\$ 106.00	\$ 108.00 ea
98815-P3-N07	7	16'	\$ 110.00	\$ 112.00 ea
98815-P3-N08	8	18'	\$ 115.00	\$ 129.00 ea
98815-P3-N19	9	20'	\$ 120.00	\$ 158.00 ea
98815-P3-N10	10	22'	\$ 125.00	\$ 174.00 ea
98815-P3-N11	11	24'	\$ 130.00	\$ 181.00 ea

Group P3 - Fencing Materials

Contract Period 01-01-2019 through 12-31-2019

Renewal Option 01-01-2020 through 12-31-2020

COMMODITY CODES	Southern Exteriors Fence Company		Can't Be Beat Fence & Construction	
	Remove and Install Terminal Post - Vinyl Coated			
98815-P3-O01	1	4'	\$ 30.00	ea 35.00
98815-P3-O02	2	6'	\$ 55.00	ea 49.00
98815-P3-O03	3	8'	\$ 60.00	ea 75.00
98815-P3-O04	4	10'	\$ 65.00	ea 125.00
98815-P3-O05	5	12'	\$ 70.00	ea 147.00
98815-P3-O06	6	14'	\$ 75.00	ea 159.00
98815-P3-O07	7	16'	\$ 80.00	ea 173.00
98815-P3-O08	8	18'	\$ 85.00	ea 191.00
98815-P3-O09	9	20'	\$ 90.00	ea 230.00
98815-P3-O10	10	22'	\$ 95.00	ea 240.00
98815-P3-O11	11	24'	\$ 100.00	ea 262.00

Chain Link Roller Gates - 10' or less

98815-P3-P01	1	Furnish and install new chain link roller gates	\$ 14.00	\$ 6.50	1f
98815-P3-P02	1a	Vinyl Coated	\$ 15.00	\$ 7.25	1f
98815-P3-P03	2	Remove existing gate and install new chain link roller gate	\$ 14.25	\$ 6.50	1f
98815-P3-P04	2a	Vinyl Coated	\$ 15.25	\$ 7.25	1f

Chain Link Roller Gates - 10' - 18'

98815-P3-P05	1	Furnish and install new chain link roller gate roller gate	\$ 14.00	\$ 6.50	1f
98815-P3-P06	1a	Vinyl Coated	\$ 15.00	\$ 7.25	1f
98815-P3-P07	2	Remove existing gate and install new roller gate	\$ 14.25	\$ 6.50	1f
98815-P3-P08	2a	Vinyl Coated	\$ 15.25	\$ 7.25	1f

Group P3 - Fencing Materials

Contract Period 01-01-2019 through 12-31-2019

Renewal Option 01-01-2020 through 12-31-2020

COMMODITY CODES		Southern Exteriors Fence Company			Can't Be Beat Fence & Construction	
Chain Link Roller Gates - 18.1' - 30'						
98815-P3-P09	1	Furnish and install new chain link roller gate - 18.1" to 30'	\$	14.00	\$	If 6.50
98815-P3-P10	1a	Vinyl Coated	\$	15.00	\$	If 7.25
98815-P3-P11	2	Remove existing gate and install new chain link - 18.1" - 30'	\$	14.25	\$	If 6.50
98815-P3-P12	2a	Vinyl Coated	\$	15.25	\$	If 7.25
Chain Link Cantilever Gates - 10' or less						
98815-P3-Q01	1	Furnish and install new chain link cantilever gates	\$	23.00	\$	If 10.50
98815-P3-Q02	1a	Vinyl Coated	\$	24.00	\$	If 11.25
98815-P3-Q03	2	Remove existing gate and install new chain link cantilever gate	\$	23.00	\$	If 10.50
98815-P3-Q04	2a	Vinyl Coated	\$	24.00	\$	If 11.25
Chain Link Cantilever Gates - 10' - 18'						
98815-P3-Q05	1	Furnish and install new chain link cantilever gates	\$	23.00	\$	If 10.50
98815-P3-Q06	1a	Vinyl Coated	\$	24.00	\$	If 11.25
98815-P3-Q07	2	Remove existing gate and install new chain link cantilever gate	\$	23.00	\$	If 10.50
98815-P3-Q08	2a	Vinyl Coated	\$	24.00	\$	If 11.25
Chain Link Cantilever Gates - 18.1' - 30'						
98815-P3-Q09	1	Furnish and install new chain link cantilever gates	\$	23.00	\$	If 10.50
98815-P3-Q10	1a	Vinyl Coated	\$	24.00	\$	If 11.25
98815-P3-Q11	2	Remove existing gate and install new chain link cantilever gate	\$	23.00	\$	If 10.50
98815-P3-Q12	2a	Vinyl Coated	\$	24.00	\$	If 11.25

Group P3 - Fencing Materials

Contract Period 01-01-2019 through 12-31-2019

Renewal Option 01-01-2020 through 12-31-2020

COMMODITY CODES				Southern Exteriors Fence Company	Can't Be Beat Fence & Construction
Chain Link Swing Gate					
98815-P3-R01	1	Furnish and install new chain link swing gate - less than 6' wide	\$	9.50	If
98815-P3-R02	1a	Vinyl Coated	\$	10.50	If
98815-P3-R03	2	Furnish and install new chain link swing gate - 6' - 12' wide	\$	9.50	If
98815-P3-R04	2a	Vinyl Coated	\$	10.50	If
98815-P3-R05	3	Furnish and install new chain link swing gate- 12'1" - 20' wide	\$	9.50	If
98815-P3-R06	3a	Vinyl Coated	\$	10.50	If
Wood Swing Gate					
98815-P3-S01	1	Furnish and install new wood swing gate - less than 6' wide	\$	9.50	If
98815-P3-S02	2	Furnish and install new wood swing gate - 6' to 12' wide	\$	9.50	If
98815-P3-S03	3	Furnish and install new wood swing gate - 12'1" - 20' wide	\$	9.50	If
98815-P3-S04	4	Furnish and install 3 strand 12 ga. Class 3, barb wire with barb wire arms for wood or chain link fence	\$	1.05	If
PVC Vinyl Slats (Various Colors)					
Furnish and Install PVC Vinyl Slates					
98815-P3-T01	1	6'	\$	8.00	If
98815-P3-T02	2	7'	\$	8.50	If
98815-P3-T03	3	8'	\$	9.50	If
98815-P3-T04	4	10'	\$	11.00	If
98815-P3-U01	1	Furnish and install Razor Wire	\$	2.75	If
		18"	\$	4.50	If

Group P3 - Fencing Materials

Contract Period 01-01-2019 through 12-31-2019

Renewal Option 01-01-2020 through 12-31-2020

COMMODITY CODES	Southern Exteriors Fence Company		Can't Be Beat Fence & Construction	

Furnish and Install Privacy Screens

	1	6'	\$	2.50	\$	2.35	If
	2	7'	\$	3.25	\$	3.10	If
	3	8'	\$	3.55	\$	3.50	If
	4	10'	\$	5.50	\$	5.50	If

Furnish and Intall Plate Assembly on post and install on concrete

	1	6" X 6"	\$	17.00	\$	24.00
	2	8" X 8"	\$	20.00	\$	28.00

Core Drill through concrete to set post

	1	4" Hole	\$	45.00	\$	45.00
	2	6" Hole	\$	55.00	\$	55.00
	3	8" Hole	\$	65.00	\$	65.00
	4	12" Hole	\$	85.00	\$	110.00

Southern Exteriors Fence Co.
 31023 Crane Creek Road
 Perkinston, MS 39573
 Phone - 228-586-211
 Fax - 228-255-6747
rnealise@sefence.com

**AGREEMENT BETWEEN THE CITY OF
GULFPORT AND COMMODITY (Group P3 – Fencing) SUPPLIER
ON THE BASIS OF A STIPULATED PRICE**

THIS AGREEMENT is dated as of the _____ day of _____ in the year 2019, by and between the City of Gulfport, Mississippi (hereinafter called CITY) and SOUTHERN EXTERIORS FENCE COMPANY (hereinafter called SUPPLIER).

CITY and SUPPLIER, in consideration of the mutual covenants hereinafter set forth, agree as follows:

Article I. Commodities.

SUPPLIER shall provide all commodities, goods, and deliverables as specified or indicated in the Bid Proposal submitted by SUPPLIER to CITY at the price contained therein (for those items for which SUPPLIER was the lowest and best bid as found on the bid tabulation sheet as approved by the City Council). SUPPLIER assures that all such deliverables shall meet industry standards of quality and as further set forth herein. The CITY will issue and submit to SUPPLIER a job specific purchase order or other written documentation of order to provide certain and various of the commodities, goods, or deliverables found in the Bid Proposal. Each purchase order or similar document shall contain the specific item(s) and the number of each item needed. The CITY is not guaranteeing that any specific number of items will be purchased hereunder and is not guaranteeing that such items will not be purchased in another manner or from another source. It is further understood and acknowledged that the items ordered at the end of one (1) year may be significantly more or less than the total bid submitted. There is no minimum number or amount of commodities, goods, or deliverables required for any purchase or similar order set out hereunder.

Article II. Contract Times.

SUPPLIER must agree to commence delivery of items requested via purchase order or other written documentation of order within the time frames set out in the bid documents (i.e., bid specifications and bid proposal) (to the extent that a time frame is set out in the bid documents). Failure to make delivery within any required time frame will be justification by the CITY for termination of this Agreement.

This Contract will be effective for the period January 8, 2019 thru December 31, 2019 (“Contract Term”). It is agreed that there is one (1) optional period of one (1) year, such option period to commence upon expiration of the Contract Term (“Option Term”). Such Option Term shall be effective and exercised automatically unless, at least thirty (30) days before the end of the Contract Term, CITY or SUPPLIER notifies the other of an intent not to exercise this option and extend the Contract Term for this second one (1) year. All pricing shall remain as bid through the Option Term.

Article III. Contract Price.

CITY shall pay SUPPLIER for the delivery of items ordered under this contract in accord with the unit price set forth for each item in SUPPLIER’s Bid Proposal for which SUPPLIER was awarded this contract which is attached hereto as Exhibit “A” and incorporated herein.

Any request for price increase during the term of contract will be rejected. Should this rejection result in the cancellation of the contract, the SUPPLIER shall be removed from the qualified bidders list for twenty-four (24) months. If adverse conditions exist industry wide, modifications to disqualifications may be made as circumstances warrant.

Article IV. Payment Procedures.

Payment of items delivered under any/all purchase orders issued hereunder shall be in accordance with the usual practices and ordinances of the CITY of Gulfport and the applicable statutes and regulations of the State of Mississippi.

Article V. Contract Documents.

The Contract Documents which comprise the entire agreement between CITY and SUPPLIER consist of this Agreement, Bid Specifications and the Bid Proposal submitted by SUPPLIER. There are no Contract Documents other than those listed or incorporation herein.

Article VI. Warranties.

SUPPLIER expressly warrants that all commodities, goods, and deliverables furnished or provided under this agreement will be new, will be free from defect in material and workmanship, and shall be free and clear of all liens, mortgages, security interests or other encumbrances. SUPPLIER further warrants that all such commodities, goods, and deliverables will conform to any specifications, drawings, statements or representations made to the CITY or otherwise appearing on the containers or labels or advertisements for such items and that any such commodities, goods, and deliverables will be adequately contained, packaged, marked and labeled. SUPPLIER also warrants that all commodities, goods, and deliverables furnished hereunder or in connection with this agreement will be merchantable and will be safe and appropriate for the purpose for which items of that kind are normally used. If SUPPLIER knows or has reason to know the particular purpose for which the CITY intends to use the commodities, goods, or deliverables, SUPPLIER warrants that such items will be fit for such particular purpose. SUPPLIER shall not limit or exclude any implied warranties and any attempt to do so shall render this agreement voidable at the option of the CITY. SUPPLIER agrees to promptly replace or correct defects of any commodities, goods, or deliverables not conforming to the foregoing warranties, without expense to the CITY, when notified of such nonconformity by the CITY for up to one year after acceptance of the same, provided the CITY elects to provide the SUPPLIER the opportunity to do so. If SUPPLIER fails to correct defects in or replace nonconforming commodities, goods, or deliverables, the CITY, after reasonable notice to SUPPLIER, may make such corrections or replace such goods and services and charge SUPPLIER for the cost incurred by the CITY in doing so. SUPPLIER recognizes that the CITY's requirements may require immediate repairs, re-working, or replacement of defective commodities, goods, or deliverables, without notice to the SUPPLIER. In such event, SUPPLIER shall reimburse the CITY for the costs, delays, or other damages which the CITY has incurred. In the event of a conflict with the length or duration of any warranties involving commodities, goods, or deliverables provided or sold to the CITY in connection with this agreement and any other warranties, whichever warranty is longer in duration or tenure shall prevail.

Article VI. Miscellaneous.

No assignment by a party hereto of any rights under or interests in the Contract Documents will be binding on another party hereto without the written consent of the party sought to be bound; and, specifically but without limitation, moneys that may become due and moneys that are due may not be assigned without such consent (except to the extent that the effect of this restriction may be limited by law), and unless specifically stated to the contrary in any written consent to an assignment, no assignment will release or discharge the assignor from any duty or responsibility under the Contract Documents.

CITY and SUPPLIER each binds itself, its partners, successors, assigns and legal representatives to the other party hereto, its partners, successors, assigns and legal representatives in respect to all covenants, agreements, representations, and obligations contained in the Contract Documents.

Any provision or part of the Contract Documents held to be void or unenforceable under any Law or Regulation shall be deemed stricken, and all remaining provisions shall continue to be valid and binding upon CITY and SUPPLIER, who agree that the Contract Documents shall be reformed to replace such stricken provision or part thereof with a valid and enforceable provision that comes as close as possible to expressing the intention of the stricken provision.

SUPPLIER certifies that the SUPPLIER and its principals and agents are eligible to participate in this transaction, enter into this agreement, and perform in accordance herewith and have not been subjected to suspension, debarment, or similar ineligibility determined by any federal, state or local governmental entity and that SUPPLIER is in compliance with the State of Mississippi statutes and rules relating to procurement and that SUPPLIER is not listed on the federal government's terrorism watch list as described in any governing or existing federal law or Executive Order, including, but not limited to, Executive Order 13224.

Article VII. Hold Harmless.

SUPPLIER further agrees that it will, and hereby does, fully indemnify, defend and hold harmless the CITY of Gulfport from and against any and all claims, damages, losses, costs and expenses of every kind and nature, including court costs and attorney fees and claims for damages resulting from or arising out of any infringement claim or claim of bodily injury, death or damage to real or tangible personal property caused in any way by contractor and/or its partners, principals, agents, employees or subcontractors in the performance of the Contract Documents or any provisions set forth or incorporated therein and the breach of the Contract Documents or in any way arising therefrom or relating thereto. The CITY of Gulfport will notify the SUPPLIER in writing of any claim to be indemnified hereunder, of which CITY has knowledge, and SUPPLIER in turn will promptly notify CITY of any such claim. SUPPLIER shall, at its sole expense, control the defense of such suit to the extent allowed by Mississippi law. The parties agree to cooperate with one another in the defense of any such matter.

IN WITNESS WHEREOF, CITY and SUPPLIER have signed this Agreement in duplicate. One counterpart each has been delivered to CITY and to SUPPLIER.

This Agreement will be effective on January 8, 2019.

CITY:

SUPPLIER:

CITY OF GULFPORT, MISSISSIPPI

SOUTHERN EXTERIORS FENCE
COMPANY

BY: _____

BY: _____

ADDRESS:

ADDRESS:

P.O. Box 1780
Gulfport, MS 39502

DATE: _____

DATE: _____



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Margaret Murdock, Assistant Attorney
Police Department

Date: 12/26/2018

Subject: Resolution - approving Memorandum of Understanding between Gulfport-Biloxi Regional Airport Authority and the City of Gulfport, pertaining to SWAT Training, authorizing the Mayor to execute and deliver the same, and for related purposes.

Recommendation:

MEMORUDUM OF UNDERSTANDING
Between the
Gulfport-Biloxi Regional Airport Authority
And
The City of Gulfport

EFFECTIVE: _____

Subject: POLICE DEPARTMENT TRAINING AT GLOVER AVENUE FACILITY

Purpose: Provide a location for a one-time Gulfport Police Department (GPD) SWAT team training session on the grounds of the Gulfport-Biloxi International Airport. The GPD will establish and operate SWAT Team training inside the buildings and on the grounds of the property located at the corner of Glover and Hewes Avenue (See Exhibit "A"). This Memorandum of Understanding (MOU) describes the responsibilities and relationship between Gulfport-Biloxi Regional Airport Authority (GBRAA) and the GPD as it relates to the operation of this SWAT Team training.

1. Description of Facility. Facility consists of two (2) separate buildings and surrounding area including the parking lot. Building "A" which is an open area hall and Building "B" which consists of office spaces.
2. Ingress and Egress. Access to the inside of the facility is via a padlock for Building "A" and a padlock for Building "B".
3. Time and Date. The date of this one-time training session shall be the morning of the date demolition of the buildings by GBRAA will begin.
4. Cancellation of Memorandum of Understanding. This Agreement may be cancelled upon thirty (30) days written notice by any party subject to the agreement. If the GPD should need access to the facility before the training date, GBRAA will work with GPD to provide access.
5. Groundskeeping. GBRAA is a commercial service airport. As such it is imperative that all facilities be properly maintained and that all garbage and debris are properly disposed of.
 - a. GPD will be responsible for all trash and garbage removal from the interior and exterior of the facility at the conclusion of training.
6. Access Control and Security:
 - a. Access to facility will be via key lock with keys issued by GBRAA.
 - b. GPD will contact Airport Operations a minimum of 24 hours in advance of the scheduled training.
 - c. GPD will return keys immediately to Airport Operations upon training conclusion.

7. Facility Improvements/Alterations. Any facility improvements or alterations shall be approved in advance in writing by GBRAA.

8. Facility Training.

- a. The GPD training area will be located in the area as depicted in the Exhibit "A". Inside Building "A" and/or inside Building "B".
- b. The training area will include the exterior of the facility for use of staging or parking vehicles and equipment specifically for training use.

9. Compliance with Regulations and Directives.

- a. GPD will follow all federal, state, local laws, Gulfport-Biloxi Regional Airport Authority Rules, Regulations and Fees, and GPT Directives.
- b. When changes occur, GBRAA will use its best efforts to notify the parties to this Memorandum of Understanding of the changes. However, failure to receive such notice will not relieve the parties to this Memorandum of Understanding of the responsibilities to adhere to any changes.
- c. To the extent permitted by Mississippi law, all fines, fees, or penalties levied against the GBRAA as a result of the actions of GPD shall be the sole responsibility of the GPD.

10. Notices. All official correspondence shall be mailed to the addresses below:

- a. Gulfport-Biloxi Regional Airport Authority
Attn: Clay Williams, Executive Director
14035-L Airport Road
Gulfport, MS 39503
Tel: (228) 863-5951
- b. City of Gulfport Police Department
Attn: Leonard Papania, Chief of Police
2220 15th Street
Gulfport, MS 39501

Exhibit A - Glover Avenue Facility

Exhibit B - GBRAA Rules, Regulations and Fees

Billy Hewes, Mayor
City of Gulfport

Leonard Papania
Chief of Police
City of Gulfport

Benjamin Spraggins
Chairman
Gulfport-Biloxi Regional
Airport Authority

Date: _____

Date: _____

Date: _____

There came on for consideration at a duly constituted meeting of the Mayor and Members of the City Council of the City of Gulfport, Mississippi, held on the ____ day of _____, 2019, the following Resolution:

A RESOLUTION BY THE GULFPORT CITY COUNCIL TO APPROVE MEMORANDUM OF UNDERSTANDING BETWEEN GULFPORT-BILOXI REGIONAL AIRPORT AUTHORITY AND THE CITY OF GULFPORT, TO AUTHORIZE THE MAYOR TO EXECUTE AND DELIVER THE SAME ON BEHALF OF THE CITY OF GULFPORT, AND FOR RELATED PURPOSES

WHEREAS, the City of Gulfport and the Gulfport-Biloxi Regional Airport Authority desire to enter into a mutual agreement to permit the City of Gulfport Police Department SWAT team a one-time training session on the grounds of the Gulfport-Biloxi International Airport inside the buildings and on the grounds of the property located at the corner of Glover and Hewes Avenue); and

WHEREAS, the proposed MEMORANDUM OF UNDERSTANDING memorializing the agreement between the City and the Gulfport-Biloxi Regional Airport Authority related to the SWAT team training is attached hereto as Exhibit “A”; and

WHEREAS, approval, execution and delivery of the Memorandum of Understanding is believed to be in the best interest of the City of Gulfport.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GULFPORT, MISSISSIPPI, AS FOLLOWS, TO WIT:

Section 1. That the matters, facts and things recited in the Preamble hereto are hereby adopted as the official findings of the Governing Authority.

Section 2. That the Memorandum of Understanding between the Gulfport-Biloxi Regional Airport Authority and the City of Gulfport, Mississippi, attached hereto as Exhibit “A” be and the same are hereby approved, and the Mayor is hereby authorized to execute and deliver the same on behalf of the City of Gulfport, Mississippi.

Section 3. That this Resolution be, and it is hereby ordered to be spread on the minutes of the Governing Authority, and to be in full force and effect as provided by law.

The above and foregoing Resolution, after having been first reduced to writing and ready by the Clerk, was introduced by _____, seconded by _____, and was adopted by the following roll call vote:

AYES

NAYS

ABSENT

WHEREUPON, the President declared the motion carried and the Resolution adopted this the _____ day of _____, 2019.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF THE COUNCIL

PRESIDENT

The above and foregoing Ordinance was submitted to and approved by the Mayor, this the _____ day of _____, 2019.

APPROVED:

MAYOR



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Margaret Murdock, Assistant Attorney
Public Works

Date: 12/26/2018

Subject: Resolution - approving Memorandum of Understanding between Gulfport-Biloxi Regional Airport Authority and the City of Gulfport, pertaining to Sandbagging Operations, authorizing the Mayor to execute and deliver the same, and for related purposes.

Recommendation:

MEMORUDUM OF UNDERSTANDING
Between the
Gulfport-Biloxi Regional Airport Authority
And
The City of Gulfport, Mississippi

EFFECTIVE: _____

Subject: SANDBAG STATION

-
1. **Purpose:** To provide a location where the City of Gulfport ("City") can conduct sandbagging operations during or immediately preceding storms or other major weather events.
 2. **Term:** This agreement will expire five (5) years from the date of execution by both parties.
 3. **Schedule of Operations:** Sandbagging operations can begin a maximum of five (5) calendar days prior to a storm's landfall or onset of other weather event in the discretion of the City with all sandbagging materials being removed immediately following, but no later than five (5) working days following said event.
 4. **Description of Area:** Sandbagging operations shall take place on the pavement area of the Gulfport-Biloxi Regional Airport Authority ("GBRAA") property located on the corner of Glover and Hewes Avenues.
 5. **Limited Use:** The City is not allowed to erect any structure, make any improvements, or conduct any other business or operations on this site.
 6. **Maintaining Property:** At all times, while this agreement is in place, the City agrees to maintain the entire parcel which includes mowing, repairing any ruts and conducting trash removal as needed.
 7. **Environmental:** The City shall be responsible for any environmental remediation required including but not limited to leaking fuel tanks, broken hydraulic lines in equipment off loading or loading sand. If any such event should occur, the City will notify GBRAA immediately.
 8. **Cancellation of Memorandum of Understanding:** **This** agreement may be cancelled upon thirty (30) days written notice by any party to the agreement. At the termination of the agreement, the City will return the property to the GBRAA in good condition (free of ruts, trash and with the grass mowed).
 9. **Planned Demolition:** GBRAA will demolish and remove the existing buildings on this site along with associated pavement except that pavement needed by the City for its sandbagging operations.

10. **Notices.** All official correspondence shall be mailed to the addresses below:

- a. Gulfport-Biloxi Regional Airport Authority
Attn: Executive Director
14035-L Airport Road
Gulfport, MS 39503
Tel: (228)863-5951
- b. Mayor, City of Gulfport
2309 15th Street
Gulfport, MS 39501

Billy Hewes, Mayor
City of Gulfport

Benjamin Spraggins, Chairman
Gulfport-Biloxi Regional Airport
Authority

Date: _____

Date: _____

There came on for consideration at a duly constituted meeting of the Mayor and Members of the City Council of the City of Gulfport, Mississippi, held on the ____ day of _____, 2019, the following Resolution:

A RESOLUTION BY THE GULFPORT CITY COUNCIL TO APPROVE MEMORANDUM OF UNDERSTANDING BETWEEN GULFPORT-BILOXI REGIONAL AIRPORT AUTHORITY AND THE CITY OF GULFPORT, TO AUTHORIZE THE MAYOR TO EXECUTE AND DELIVER THE SAME ON BEHALF OF THE CITY OF GULFPORT, AND FOR RELATED PURPOSES

WHEREAS, the City of Gulfport and the Gulfport-Biloxi Regional Airport Authority desire to enter into a mutual agreement to provide the City of Gulfport a location where the City can conduct sandbagging operations during or immediately preceding storms or other major weather events ; and

WHEREAS, the proposed MEMORANDUM OF UNDERSTANDING memorializing the agreement between the City and the Gulfport-Biloxi Regional Airport Authority related to sandbagging operations is attached hereto as Exhibit “A”; and

WHEREAS, approval, execution and delivery of the Memorandum of Understanding is believed to be in the best interest of the City of Gulfport.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GULFPORT, MISSISSIPPI, AS FOLLOWS, TO WIT:

Section 1. That the matters, facts and things recited in the Preamble hereto are hereby adopted as the official findings of the Governing Authority.

Section 2. That the Memorandum of Understanding between the Gulfport-Biloxi Regional Airport Authority and the City of Gulfport, Mississippi, attached hereto as Exhibit “A” be and the same are hereby approved, and the Mayor is hereby authorized to execute and deliver the same on behalf of the City of Gulfport, Mississippi.

Section 3. That this Resolution be, and it is hereby ordered to be spread on the minutes of the Governing Authority, and to be in full force and effect as provided by law.

The above and foregoing Resolution, after having been first reduced to writing and ready by the Clerk, was introduced by _____, seconded by _____, and was adopted by the following roll call vote:

AYES

NAYS

ABSENT

WHEREUPON, the President declared the motion carried and the Resolution adopted this the _____ day of _____, 2019.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF THE COUNCIL

PRESIDENT

The above and foregoing Ordinance was submitted to and approved by the Mayor, this the _____ day of _____, 2019.

APPROVED:

MAYOR



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Kris Riemann, Director
Engineering

Date: 12/21/2018

Subject: Resolution - approving Supplemental Agreement #1 to Contract with Pickering Firm, Inc., for Construction Engineering and Inspection Services in connection with the Courthouse Road Improvements Project, authorizing the Mayor to execute said Agreement and for related purposes.

Recommendation:

There came on for consideration at a duly constituted meeting of the Mayor and Members of the City Council of the City of Gulfport, Mississippi, held on the ____ day of _____, 2019, the following Resolution:

**A RESOLUTION BY THE GULFPORT CITY COUNCIL
TO APPROVE SUPPLEMENTAL AGREEMENT #1 TO CONTRACT WITH PICKERING
FIRM, INC., FOR CONSTRUCTION ENGINEERING AND INSPECTION SERVICES IN
CONNECTION WITH THE COURTHOUSE ROAD IMPROVEMENTS PROJECT TO
AUTHORIZE THE MAYOR TO EXECUTE SAID AGREEMENT AND FOR RELATED
PURPOSES**

WHEREAS, Pickering Firm, Inc., was awarded the contract for Construction Engineering and Inspection Services in connection with construction of the improvements along Courthouse Road from Pass Road to Highway 90, install raised medians from Perry Street south to Highway 90 with 4 lanes (2 lanes in each direction), add a continuous 10 foot wide multi-use path for both walkers and bicyclists on the east side, add landscaping, add streetlights, and add a pedestrian crossing signal at 33rd Street for Gulfport High School Students; and

WHEREAS, certain and various changes to the contract as more fully set forth in the attached Supplemental Agreement #1 which is attached hereto as a part of Exhibit “A”, resulting in an INCREASE in contract days (40 productive days) and no increase in costs, as more fully described in the memorandum from City Engineer Kris Riemann; and

WHEREAS, approval of Supplemental Agreement #1 is in the best interest of the City of Gulfport.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF GULFPORT, MISSISSIPPI, AS FOLLOWS:

SECTION 1. That the matters, facts, and things recited in the Preamble hereto are hereby adopted as the official findings of the Governing Authority.

SECTION 2. That Supplemental Agreement #1 to the City's contract with Pickering Firm, Inc., be and it is hereby approved in the form as is found in Exhibit "A" to this resolution, and the Mayor is, hereby, authorized to execute the same on behalf of the City of Gulfport.

SECTION 3. That the proposed changes to the contract are necessary and/or incidental to the completion of the work as originally bid, are not outside the scope of the original contract, are commercially reasonable and not made to circumvent the public purchasing statutes.

SECTION 4. That the INCREASE in contract days is reasonable in light of all relevant facts and circumstances.

SECTION 5. That this Resolution shall be in effect immediately upon its passage and enactment according to law, and shall be spread upon the minutes of the Gulfport City Council.

The above and foregoing Resolution, after having been first reduced to writing and read by the Clerk, was introduced by _____, seconded by _____, and was adopted by the following roll call vote:

AYES

NAYS

ABSENT

WHEREUPON, the President declared the motion carried and the Resolution adopted, this the _____ day of _____, 2019.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF THE COUNCIL

PRESIDENT

The above and foregoing Resolution submitted to and approved by the Mayor, this the _____ day of _____, 2019.

MAYOR

Memorandum - City of Gulfport

Purchasing

To: The Honorable Mayor and City Council

From: Connie Debenport, CPPB

Date: December 27, 2018

**Re: CE&I Services Courthouse Road from US 90 to Pass Road
Pickering Firm
Federal Aid Project STP-9372-00(009)LPA/106903-701000**

Please see attached letters of recommendation from Kris Riemann and Rick Ferguson, P.E. with Pickering Firm, requesting your review and approval of Supplemental Agreement #1 in the amount of \$37,909.60.

The supplemental agreement is necessary to provide CE&I Services for 40 additional days of work related to construction contract time increases. These services include coordination of installing conduit along Courthouse Road for Mississippi Power Company to use for installation of the power system underground.

Original Contract Amount	\$426,377.65
Supplemental Agreement #1	\$37,909.60
New Contract Total	\$464,287.25

It is my recommendation to approve this contract contingent upon MDOT approval.

Thank you for your consideration

Memorandum – City of Gulfport

To: Connie Debenport, Purchasing

CC: Mayor Billy Hewes Wayne Miller, P.E., Public Works
Dr. John Kelly, CAO Linda Elias, Finance

From: Kris Riemann, P.E. *RKR*

Date: 12/21/18

Re: **Recommendation to Approve Supplemental Agreement #1 for Construction Engineering Services**
- Pickering Firm, Inc.
- Courthouse Road From US 90 to Pass Road
- Federal Aid Project STP-9372-00(009)LPA/106903-701000

Attached for your consideration is Supplemental Agreement #1 for Construction Engineering Services with Pickering Firm, Inc. for the referenced project in the additive amount of \$37,909.60. This supplemental agreement is necessary to provide CE&I services for 40 days of additional work related to construction contract time increases, as detailed in work related to Contractor's Supplemental Agreement No. 2. These services include the coordination of installing conduit along Courthouse Road for Mississippi Power Company to use for installation of the power system underground.

This project is designed to pave Courthouse Road from Pass Road to Highway 90, install raised medians from Perry Street south to Highway 90 with 4 lanes (2 lanes in each direction), add a continuous 10 foot wide multi-use path for both walkers and bicyclists on the east side, add landscaping, add streetlights, add a pedestrian crossing signal at 33rd Street for Gulfport High School Students. The City's share will be 20% of the total Supplemental Agreement or \$7,581.92 and can be handled by the existing budget.

I recommend approval, contingent on the approval of the Mississippi Department of Transportation. Please place this item on the January 8, 2019 Council Agenda.

Attachments: 1. Supplemental Agreement #1

Between the
CITY OF GULFPORT
And
PICKERING FIRM, INC.

SUPPLEMENTAL AGREEMENT NO. 1

Courthouse Road From U.S. 90 To Pass Road
Harrison County
Project No. STP-9372-00(009)LPA/106903-701000

WHEREAS, Pickering Firm, Inc. (the CONSULTANT) entered into the Construction Engineering & Inspection Contract with the City of Gulfport (the LPA) on the 22nd day of December, 2016, to perform Construction Engineering & Inspection Services, as provided for in Project No. STP-9372-00(009)LPA/106903-701000 (the PROJECT); and,

WHEREAS, the CONSULTANT has been requested to provide additional services resulting from a change in the scope of the project; and,

WHEREAS, the LPA agrees that the CONSULTANT is entitled to additional compensation for Additional Services (Extra Work) as required by the LPA; and

WHEREAS, the CONSULTANT agrees to perform the Extra Work for an additional cost not to exceed \$37,909.60;

NOW THEREFORE, it is mutually agreed that the CONSULTANT will accomplish such Additional Services (Extra Work) in accordance with the Contract as modified herein and the LPA will compensate the CONSULTANT for services as follows:

SCOPE OF WORK

The CONSULTANT has been requested to provide additional services related to the PROJECT which includes:

The CONSULTANT shall provide additional Construction Engineering & Inspection Services for an additional 40 working days due to Contractor receiving an extension in original contract time for the installation of conduit required for the relocation of overhead utilities.

Created – 11/01/08

Revised – 02/11/15

Construction Engineering and Inspection Contract Supplemental Agreement boilerplate

The Maximum Allowable Cost shall be amended to add the sum of **\$37,909.60** so the revised total Maximum Allowable Contract Costs is **\$464,287.25**. The new Maximum Allowable Cost is delineated below in the Schedule.

Schedule:

	Labor	Direct Cost	Subconsultants	Total
Original	\$386,487.24	\$11,070.00	\$28,820.41	\$426,377.65
SA #1	\$37,909.60	\$0.00	\$0.00	\$37,909.60
Totals	\$424,396.84	\$11,070.00	\$28,820.41	\$464,287.25

This Supplemental Agreement in no way modifies or changes the original of which it becomes a part except as specifically stated herein.

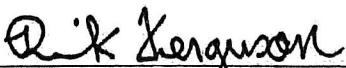
Dated, the _____ day of _____, 2018.

CITY OF GULFPORT

Mayor Billy Hewes

Pickering Firm, Inc

Dated, the 7th day of November, 2018.


Rick Ferguson, P.E.

FEE PROPOSAL

CONSTRUCTION ENGINEERING & INSPECTION

Courthouse Road From U.S. 90 To Pass Road

Prepared for:
Mississippi Department of Transportation

Project Number:
STP-9372-00(009)LPA/106903-701000
City Of Gulfport, MS

Prepared by: **Pickering Firm, Inc.**

Date Submitted: ***November 7, 2018***
Date Revised:

Cost Summary

Courthouse Road From U.S. 90 To Pass Road

Construction Engineering & Inspection Services

Pickering Firm, Inc.

Labor Costs

CE&I Services	\$	37,909.60
---------------	----	-----------

Direct Costs

CE&I Services	\$	-
---------------	----	---

Subtotal Pickering Firm, Inc.

\$	37,909.60
----	-----------

Terracon Consultants, Inc.

Labor Costs

Testing Services	\$	-
------------------	----	---

Direct Costs

CE&I Services	\$	-
---------------	----	---

Subtotal Cost Terracon Consultants, Inc.

\$	-
----	---

PROJECT TOTAL COSTS

\$	37,909.60
----	-----------

Back-up must be provided for all SubConsultants

If additional sheets are required, Consultant will be responsible for accuracy

2018 BILLING RATE TABLE

Pickering Firm, Inc.

Construction Engineering & Inspection Services

Home Overhead Rate ²	177.63% %
Field Overhead Rate ²	177.63% %
Profit	12.00% %

REGULAR BILLING TIME

Classification	Raw Wage Rate	Audited OH Rate ³	Profit	Regular Billing Rate
Project Manager	\$ 54.26	\$ 96.38	\$ 18.08	\$ 168.72
Senior Construction Engineer	\$ 48.20	\$ 85.62	\$ 16.06	\$ 149.88
Project Engineer	\$ 41.52	\$ 73.75	\$ 13.83	\$ 129.10
Senior Engineer	\$ 40.89	\$ 72.63	\$ 13.62	\$ 127.15
Engineer	\$ 35.33	\$ 62.76	\$ 11.77	\$ 109.86
Survey Manager	\$ 34.38	\$ 61.07	\$ 11.45	\$ 106.90
Project Surveyor	\$ 32.97	\$ 58.56	\$ 10.98	\$ 102.52
Inspector	\$ 29.53	\$ 52.45	\$ 9.84	\$ 91.82
Survey Crew Chief	\$ 21.79	\$ 38.71	\$ 7.26	\$ 67.76
Instrument Man	\$ 13.13	\$ 23.32	\$ 4.37	\$ 40.83

OVERTIME BILLING RATES ^{***}

Classification	Raw Wage Rate	Audited OH Rate ³	Profit	Regular Billing Rate
Inspector	\$ 29.53	\$ 52.45	\$ 9.84	\$ 106.59

² Approved by MDOT

³ Formula's may need to be adjusted if consultant has field overhead rate approved.

*** Overtime may only be allowable for those employees per Federal requirements.

*** Overtime is calculated by Raw Wage only * 1.5. Overhead and profit shall not be increased by 1.5

2018 HOUR DISTRIBUTION / LABOR COSTS

Pickering Firm, Inc.

Construction Engineering & Inspection Services

STP-9372-00(009)LPA/106903-701000

REGULAR HOURS ONLY

POSITION TITLE	Hours Per Month												On Job Months	Subtotal Hours	Hourly Rate	Extension
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec				
Project Manager														0	\$ 168.72	\$ -
Senior Construction Engineer														0	\$ 149.88	\$ -
Project Engineer														0	\$ 129.10	\$ -
Senior Engineer														0	\$ 127.15	\$ -
Engineer														0	\$ 109.86	\$ -
Survey Manager														0	\$ 106.90	\$ -
Project Surveyor														0	\$ 102.52	\$ -
Inspector								160	160					320	\$ 91.82	\$ 29,382.40
Survey Crew Chief														0	\$ 67.76	\$ -
Instrument Man														0	\$ 40.83	\$ -
														Labor Subtotal (Regular) \$ 29,382.40		

STP-9372-00(009)LPA/106903-701000

OVERTIME HOURS ONLY

POSITION TITLE	Overtime Hours Per Month												On Job Months	Subtotal Hours	Hourly Rate	Extension
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec				
Inspector								40	40					80	\$ 106.59	\$ 8,527.20
														Labor Subtotal (Overtime) \$ 8,527.20		

CONTRACTOR'S Project Completion Time: 211 Working Days
Construction Bid Amount: \$4,979,249.45



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Kris Riemann, Director
Engineering

Date: 12/21/2018

Subject: Resolution - approving Supplemental Agreement #2 to Contract with Jay Bearden Construction, Inc., for the Courthouse Road Improvements from US 90 to Pass Road Project, authorizing the Mayor to execute said Agreement and for related purposes.

Recommendation:

There came on for consideration at a duly constituted meeting of the Mayor and Members of the City Council of the City of Gulfport, Mississippi, held on the _____ day of _____, 2019, the following Resolution:

**A RESOLUTION BY THE GULFPORT CITY COUNCIL
TO APPROVE SUPPLEMENTAL AGREEMENT #2 TO CONTRACT WITH JAY
BEARDEN CONSTRUCTION, INC., FOR THE COURTHOUSE ROAD
IMPROVEMENTS FROM US 90 TO PASS ROAD PROJECT, TO AUTHORIZE THE
MAYOR TO EXECUTE SAID AGREEMENT AND FOR RELATED PURPOSES**

WHEREAS, Jay Bearden Construction, Inc., was awarded the contract for construction of the improvements along Courthouse Road from Pass Road to Highway 90, install raised medians from Perry Street south to Highway 90 with 4 lanes (2 lanes in each direction), add a continuous 10 foot wide multi-use path for both walkers and bicyclists on the east side, add landscaping, add streetlights, and add a pedestrian crossing signal at 33rd Street for Gulfport High School Students; and

WHEREAS, certain and various changes to the contract as more fully set forth in the attached Supplemental Agreement #2 which is attached hereto as a part of Exhibit “A”, resulting in an INCREASE in contract days (40 productive days) and no increase in costs, as more fully described in the memorandum from City Engineer Kris Riemann; and

WHEREAS, the Project Engineer (Pickering Firm) and City Engineer have recommended approval of Supplemental Agreement #2; and

WHEREAS, approval of Supplemental Agreement #2 is in the best interest of the City of Gulfport.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF GULFPORT, MISSISSIPPI, AS FOLLOWS:

SECTION 1. That the matters, facts, and things recited in the Preamble hereto are hereby adopted as the official findings of the Governing Authority.

SECTION 2. That Supplemental Agreement #2 to the City's contract with Jay Bearden Construction, Inc., be and it is hereby approved in the form as is found in Exhibit "A" to this resolution, and the Mayor is, hereby, authorized to execute the same on behalf of the City of Gulfport.

SECTION 3. That the proposed changes to the contract are necessary and/or incidental to the completion of the work as originally bid, are not outside the scope of the original contract, are commercially reasonable and not made to circumvent the public purchasing statutes.

SECTION 4. That the INCREASE in contract days is reasonable in light of all relevant facts and circumstances.

SECTION 5. That this Resolution shall be in effect immediately upon its passage and enactment according to law, and shall be spread upon the minutes of the Gulfport City Council.

The above and foregoing Resolution, after having been first reduced to writing and read by the Clerk, was introduced by _____, seconded by _____, and was adopted by the following roll call vote:

AYES

NAYS

ABSENT

WHEREUPON, the President declared the motion carried and the Resolution adopted, this the _____ day of _____, 2019.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF THE COUNCIL

PRESIDENT

The above and foregoing Resolution submitted to and approved by the Mayor, this the
_____ day of _____, 2019.

MAYOR

Memorandum – City of Gulfport

To: Connie Debenport, Purchasing
CC: Mayor Billy Hewes
Dr. John Kelly, CAO
Wayne Miller, P.E., Public Works
Linda Elias, Finance
From: Kris Riemann, P.E. *RKR*
Date: 12/20/18
Re: **Recommendation to Approve Supplemental Agreement #2 for Construction**
- Jay Bearden Construction Inc.
- Courthouse Road From US 90 to Pass Road
- Federal Aid Project STP-9372-00(009)LPA/106903-701000

Attached for your consideration is Supplemental Agreement #2 for Construction with Jay Bearden, Inc. for the referenced project in the additive amount of \$0.00 and amount of 40 productive days. This supplemental agreement is to add days to the contract which represents the time required to install the conduit under the roadway to provide for utilities (Mississippi Power and Cable One). This agreement has been approved by MDOT.

This project is designed to pave Courthouse Road from Pass Road to Highway 90, install raised medians from Perry Street south to Highway 90 with 4 lanes (2 lanes in each direction), add a continuous 10 foot wide multi-use path for both walkers and bicyclists on the east side, add landscaping, add streetlights, add a pedestrian crossing signal at 33rd Street for Gulfport High School Students. There is NO additional funds needed for this supplemental agreement.

I recommend approval, contingent on the approval of the Mississippi Department of Transportation. Please place this item on the January 8, 2019 Council Agenda.

Attachments

1. Andy Phelan, P.E. Letter dated 12-10-18
2. Supplemental Agreement #2 for Construction



*Service and Good Work...
Our Foundation, Our Future
Since 1946*

December 20, 2018

Mr. Kris Riemann, PE
Director of Engineering
City of Gulfport
4050 Hewes Ave
Gulfport, MS 39507

**Re: City of Gulfport, Mississippi
Harrison County, Mississippi; Courthouse Road – US 90 to Pass Road
MDOT Project No. STP-9372-00(009)LPA/106903-701000**

Kris –

On October 2, 2018, Jay Bearden Construction, Inc. (JBC) provided a letter to your attention regarding additional time needed to install the underground conduit that was added to the subject project. In their letter, JBC requested an additional 55 working days based on 20 crossings taking 2 days per crossing (40 days) plus 5 days for portions of conduit running parallel with the road (5 days) plus another 2 days for 5 of the crossings having (an unsubstantiated) “utility conflict” (10 days).

At the time of their email, more than half of the crossings were installed. Pickering reviewed our records regarding time to install each crossing and felt that only 1.75 days per crossing was more accurate; that 1.75 days was INCLUSIVE of any conflicts with utilities that JBC referred to. We agreed with their claim of 5 days needed to install parallel conduit. The day following their letter, 10/3/18, we responded, via email, informing JBC that we would be recommending only 40 of the requested 55 (1.75x20+5); JBC verbally accepted this amount via phone call.

On the afternoon of the October 3rd, we provided MDOT a draft copy of the Supplemental Agreement for them to review (standard practice). Monday, October 29th, DOT instructed us to have the agreement executed and returned for their final approvals; the Commission approved this agreement on December 11th, 2018.

Included with this letter, please find an executed copy of this Supplemental Agreement #2 for 40 days for City Council consideration.

Should you need any additional information or clarification, please, contact me at (228) 432-5925 or email: aphelan@pickeringfirm.com.

Sincerely,
PICKERING FIRM, INC.

Andy Phelan, PE
Enclosures (1)

Melinda L. McGrath
Executive Director

P. O. Box 1850
Jackson, MS 39215-1850
Telephone (601) 359-7001
FAX (601) 359-7110
GoMDOT.com



James A. Williams, III
Deputy Executive Director/Chief Engineer
Lisa M. Hancock
Deputy Executive Director/Administration
Willie Huff
Director, Office of Enforcement
Charles R. Carr
Director, Office of Intermodal Planning

December 18, 2018

MEMORANDUM

TO: LPA Engineer
Jeff Altman

FROM: State Construction Engineer
Earl Glenn, Jr. *EG*

PROJECT: STP-9372-00(009)/106903

COUNTY: Harrison

Attached is the approved original of LPA Supplemental Agreement No. 2 on the above captioned project.

EG:ky
pc:
Construction File (via Grondin)
Central Records

Attachment (2)

City of Gulfport, Mississippi
Project No. STP-9372-00(009) LPA/106903-701000,
SUPPLEMENTAL AGREEMENT NO. 2

WHEREAS, WE, Jay Bearden Construction, Inc., Contractor, and Travelers Casualty and Surety Company of America, Surety, entered into a contract with the City of Gulfport, Mississippi, LPA, on the 11th day of May, 2017, for the construction of Federal Aid Project No. STP-9372-00(009) LPA/106903-701000, Harrison County; AND

WHEREAS: The project provides for Reconstruction of Courthouse Road from U.S. Highway 90 to Pass Road. Work includes paving, raised medians, sidewalks, sub-surface drainage, roadway lighting, and the installation of traffic signals; AND

WHEREAS: During the course of construction of this project, it was determined that a greater quantity of 4" conduit than was set forth in the proposal was required for relocation of overhead utilities and that the extra work involved is of such character that more time is required than is indicated by the ratio of the cost of such added work as stated in Special Provision 907-108.06 of the Contract Documents; AND

WHEREAS: Existing pay items will be utilized for completion of this work; AND

NOW, THEREFORE: It is mutually agreed that Contract time will be added for the extra work related to greater quantity than set forth in the proposal.

It is mutually agreed that, as the contract allows for 211 working days, an addition of 40 working days will result in a revised contract amount of 251 working days.

For this increase in contract working days, it is mutually agreed that the above stated time allowance shall be full and final compensation for time, traffic control, labor, materials, equipment, and Incidentals used in completing the work described herein.

NOW, THEREFORE: This agreement in no way modifies or changes the original contract of which it becomes a part, except as specifically stated herein.

City of Gulfport, Mississippi
 Project No. STP-9372-00(009) LPA/106903-701000
 SUPPLEMENTAL AGREEMENT NO. 2

NOW, THEREFORE, WE Jay Bearden Construction, Inc., Contractor, and Travelers Casualty and Surety Company of America, Surety, hereby agree to said Supplemental Agreement consisting of the above mentioned items and prices and agree that this Supplemental Agreement is hereby made a part of the original contract to be performed under specifications thereof and that the original contract is in full force and effect, except insofar as it might be modified by this Supplemental Agreement.

Dated, this 30th day of October, 2018.

Travelers Casualty and Surety Company of America
 Surety

Jay Bearden Construction, Inc.
 Contractor

By:

(Signature)

Date

(Signature)

Date

RECOMMENDED FOR APPROVAL:

Kim B. Parker

10-30-2018

LPA Project Engineer/Architect Kim B. Parker, PE

Kelly R. Castleberry

11-13-2018

MDOT District Engineer

Date

Earl Glen, Jr.

12-4-18

MDOT State Construction Engineer

Date

Art J. White

12/13/18

Book

21

Page

998

MDOT Executive Director

Date

for the Mississippi Transportation Commission

APPROVED:

LPA OFFICIAL

Date

Honorable Billy Hewes

Mayor, City of Gulfport, MS

City of Gulfport, Mississippi
Project No. STP-9372-00(009) LPA/106903-701000,
SUPPLEMENTAL AGREEMENT NO. 2

SUPPLEMENTAL SHEET 1 of 1

DETAIL EXPLANATION OF DELAYS:

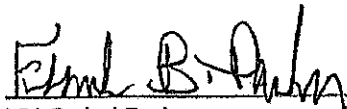
I. Extra work in greater quantity than was set forth in the proposal:

No.	Field Changes	Working Day Delay
1.	Approximate 13,950 lb increase in line item 907-282-B009, '4" PVC Pipe, Schedule 40', where extra work involved is of such character that more time is required than is indicated by the ratio of the cost of such added work.	40

1. Basis of Time Extension Calculation

Increase in working days is based on the approximate 1-3/4 days needed to install each of the 20 crossings plus an additional 5 days needed to install the lines parallel to the roadway on the south side of the railroad tracks $[(1.75 \times 20) + 5 = 40]$

TOTAL INCREASE OF WORKING DAYS..... 40 WORKING DAYS



LPA Project Engineer
Frank B. Parker, P.E.
Project Engineer, Pickering Firm, Inc.

LPA OFFICIAL

Honorable Billy Hewes
Mayor, City of Gulfport, MS

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MISSISSIPPI DEPARTMENT OF TRANSPORTATION

Page 1 of 2

QUANTITY ADJUSTMENT

1. QUANTITY ADJUSTMENT NO. 2 2. DATE: 9/10/2018
3. PROJECT NO. STP-9372-00(009)LPA/106803-701000 4. LPA: CITY OF GULFPORT
5. COUNTY: HARRISON
6. The following changes on the above project with stations, quantities, and items involved are recommended for the reasons stated in detail:

Pay Item	Description	Previous Quantity	Revised Quantity	Increase or Decrease	Unit	Unit Price	Amount
907-282-B009	4" PVC PIPE, SCH 40	2,020.00	15,970.00	13,950.00	LF	\$11.40	\$159,030.00
TOTAL							\$159,030.00

REASONS:

907-282-B009, 4" PVC PIPE, SCH 40 - The original quantities included conduit to be installed between median islands for future installation of irrigation conduit (irrigation conduit not included in contract). Since beginning construction, it was determined that additional conduit should be placed such that overhead power utilities could be relocated underground in the future.

WORKSHEET

Page 2 of 2

QUANTITY ADJUSTMENT NO. 2

PROJECT NO. STP-9372-00(009)LPA/106903-701000

7 Total Cost per Gov. Est. dated 5/26/2017

\$5,408,580.00

	Participating	Non-Participating	
a. Contingencies	\$932.90	\$0.00	
b. Construction	\$4,979,249.45	\$0.00	<u>\$4,979,249.45</u>
c. CE&I	\$428,377.85	\$0.00	
8. Previous Quantity Adjustments to this Gov. Est.	\$4,982.25	\$0.00	<u>\$4,982.25</u>
9. This Quantity Adjustment	\$159,030.00	\$0.00	<u>\$159,030.00</u>
10. CE&I Adjustments dated SA Date if \$ added	\$0.00	\$0.00	
11. Rev. Total Est. Cost of Project	\$5,569,619.35	\$0.00	<u>\$5,669,619.35</u>

* Note: If line 11 is greater than line 7, then a revised government estimate is required

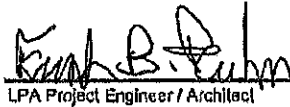
12 Federal match % 80.00%

federal portion if not above the maximum awarded

\$4,455,695.48

13. Original Federal Funds Requested	\$3,835,469.00
14. Current Estimated Federal Portion	\$3,835,469.00
15. Original Estimated Local Portion	\$1,571,091.00
16. Current Estimated Local Portion	\$1,734,150.35

Recommended for Approval


LPA Project Engineer / Architect

10-30-2018
Date

Approved

LPA Official

Date



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Margaret Murdock, Assistant Attorney
Economic Development

Date: 12/26/2018

Subject: Resolution - authorizing the City of Gulfport to accept Gulf Coast Community Foundation Grant, authorizing the Mayor to execute any and all documents required to accept the same, and for related purposes.

Recommendation:



GRANT AGREEMENT

GRANTEE: City of Gulfport, Mississippi

GRANT TITLE AND DESCRIPTION: Outdoor Classroom & Nature Trail at Brickyard Bayou Park

FUNDING SOURCE AND AMOUNT:

Wells Fargo Housing Foundation's Neighborhood Local Initiatives Grant	\$20,000
Gulfport Restoration-Parks Fund, Gulf Coast Community Foundation	\$8,486.51

This Grant Agreement is entered by and between the **GULF COAST COMMUNITY FOUNDATION** ("Grantor"), a Mississippi not-for-profit corporation exempt from Federal Income Tax under Section 501(c)(3) of the Internal Revenue Code ("IRC"), and the **CITY OF GULFPORT**, ("Grantee"), a Mississippi municipality.

In consideration of the following, the Parties agree as follows:

Grantor shall provide grant funding totaling \$28,486.51 to Grantee to use as described herein.

Grantee shall utilize grant funds as follows:

- The \$8,486.51 grant provided by the Gulfport Restoration-Parks Fund, a fund of the Gulf Coast Community Foundation shall be used to build, improve or maintain parks within the City of Gulfport. No additional reporting is required for these funds.
- The \$20,000 grant provided through the Grantor by Wells Fargo Housing Foundation's Neighborhood Local Initiative Program shall be used to fund the outdoor classroom and nature trail at Brickyard Bayou Park, as specified in the Wells Fargo Grant Application, which is hereby attached and incorporated by reference. Upon completion of the park (i.e., classroom and trail), the city shall provide a full and complete report on the manner in which the funds were spent based upon the grant request, and the progress made in accomplishing the purpose of the grant.

Grantee shall be fully responsible for the Project. Neither Grantor, Grantor's Donor, nor the Fund shall have any responsibility, obligation or liability for the Project, beyond payment of the grant funds in strict accordance with this agreement.

Witness our signature effective the ____ day of January 2019.

GULF COAST COMMUNITY FOUNDATION, Grantor

By:


Rodger Wilder, President

CITY OF GULFPORT, MISSISSIPPI, Grantee

By:

Billy Hewes, Mayor



[Back to Corporate Giving](#)

The **Neighborhood LIFT®** program

[Logout](#)

Confirmation of Application Receipt:

Your proposal was successfully submitted to the Wells Fargo. No further action on your part is required and you can expect to receive notice of your proposal's status shortly. To print a copy of this completed application go to 'File', then 'Print' on your browser toolbar. Click [here](#) to return to the homepage when you are finished.

Contact Information

* **First Name** Lauren
* **Last Name** Williams
* **Address** 11975 SEAWAY RD SUITE B-150
* **City** GULFPORT
* **State** Mississippi
* **ZIP Code** 39503-6078
* **Job Title** Director of Development and Compliance
* **Telephone** 228 897 4841
* **E-mail Address** williams@mgccf.org

Organization Profile

Official Name GULF COAST COMMUNITY FOUNDATION INC
* **Organization Name** Gulf Coast Community Foundation
AKA Name
* **Mailing Address** 11975 SEAWAY RD SUITE B-150
* **City** GULFPORT
* **State** Mississippi
* **ZIP Code** 39503-6078
* **Telephone** 228 897-48-41
* **Website Address** www.mgccf.org
* **Year Founded** 1989

Brief History of Organization The Gulf Coast Community Foundation was established in 1989 by a Chamber committee. Initially, the plan was to establish an education fund, but when the committee saw the diversity of services a community foundation could provide, they decided to form a Community Foundation instead. Since 2005, the Community Foundation has distributed over \$75 Million across the Mississippi Gulf Coast. Relationships with national funders, enable the Community Foundation to leverage the contributions of local donors by securing additional grant funds to distribute locally. The Community Foundation also provides administrative/professional services to over 100 Funds and administers over 25 Million Dollars in charitable dollars thereby helping local grass roots organizations achieve their charitable objectives without incurring the expense and burden of operating independent charitable entities. This promotes charitable giving, empowers local citizens and improves our community grants and scholarships across South Mississippi. The Community Foundation plays a unique role by attracting, managing, and distributing millions of dollars to improve the lives of local people.

* **Mission Statement** The Gulf Coast Community Foundation, Inc. is a public charity dedicated to the progressive development of worthy causes, providing donor services, and providing leadership in response to changing community needs. The Foundation is a vehicle for charitable giving to assist donors in meeting charitable objectives in a variety of fields including education, arts and culture, historic preservation, neighborhood enrichment, and health and human services. The foundation meets this mission by developing and managing a comprehensive base of charitable funds.

DOCUMENTATION REQUIREMENT

* **IRS W-9 Form**
• W-9 Form signed 2018.pdf (417.89 K), uploaded by Lauren Williams on 10/04/2018

* **Is your organization classified as a 509(a)3 supporting organization by the IRS?** No

Organization Details

* **Request Date** 10/04/2018

* **Non-discrimination**
No

* **Organization's Programs and Services**

The Gulf Coast Community Foundation provides administrative and professional services for over 100 funds, which allows people to accomplish their charitable objectives without the hassle of creating their own charitable corporation. Our funds support a variety of charitable organizations, programs, events, and activities. We provide a variety of services to our funds including accounting services, tax acknowledgement letters, managing competitive grant and scholarship programs and administering employee assistance funds. We support community collaboratives like the Gulf Coast Youth Health Coalition and East Biloxi Community Collaboratives. We also administer the Energy Efficiency and Renewable Energy Fund on behalf of Mississippi Power and the Sierra Club.

- * Organization's Long Range Goals**
1. Increase Awareness: Develop a comprehensive marketing plan and encourage local philanthropy to increase the number of charitable funds and diversify our donor base.
 2. Foster Relationships: Strengthen long term relationships with existing friends, donors and fund advisors through staff and board efforts.
 3. Leadership:

Provide leadership by engaging stakeholders and advocating for key community issues to improve the quality of life in South Mississippi. This may include adopting or focusing on a key community or educational need/initiative.
 4. Expand Footprint: Increase GCCF presence and impact in Harrison, Hancock, Jackson, George, Pearl River and Stone counties.
 5. Enhance Operations: Review and revise current business practices and operations to enhance operations, build and grow the Foundation.

*** Provide Full Names of Board of Directors - limit to board role of President/Chair, VP, Secretary, Treasurer**

Rufus Smith, Board Chair, Retired
 Joy Phillips, Chair Elect, Hancock Whitney Bank
 George Cullinan, Secretary, Merrill Lynch
 Cindy Shaw, Treasurer, Mississippi Power

*** Is your organization part of a national organization affiliate network?** No

Federal and Local Resources Resources for the Community Foundation come from a variety of sources. Funding sources for this specific project include:

1. City Of Gulfport
2. Owen Palmer Park Fund, a Fund of the Gulf Coast Community Foundation
3. AARP Community Challenge Grant program.

Collaborations City of Gulfport
 Gulf Coast Community Foundation

*** Notification Information** Gulf Coast Community Foundation
 Lauren Williams
 lwilliams@gcccf.org

*** Organization's Primary Contact at Wells Fargo, if any.** The contact for this grant at Wells Fargo is
 Richard D. Busby
 richard.busby@wellsfargo.com

Project/Program Details

*** Project Title** Outdoor Classroom and Nature Trail at Brickyard Bayou Park

*** Project/Program Area Served** Mississippi

*** Requested Grant Amount** \$20,000.00

*** Event/Project/Program Description** This project will be an interactive outdoor classroom with nature trails, educational play structures, and small amphitheater in a low income area's new park, Brickyard Bayou Park in Gulfport, MS. We want to use natural area to create a beautiful outdoor classroom area for schools and community organizations to gather as well as an adjacent nature trail. These two amenities are features not found in any other park in Gulfport, MS.

*** Detailed Event/Project/Program Information**

- * Grant summary-Outdoor Classroom Gulfport MS.pdf (183.03 K), uploaded by Lauren Williams on 10/05/2018
- * Pavilion Layout_081318.pdf (77.01 K), uploaded by Lauren Williams on 10/05/2018
- * Outdoor Classroom and Nature Trail Concept Site Plan 2018.pdf (1.67 MB), uploaded by Lauren Williams on 10/05/2018

*** Event/Project/Program Start Date** 09/01/2018

*** Event/Project/Program End Date** 11/15/2018

*** Location of Project** Johnson Drive, Gulfport, MS

*** Total Budget Amount** \$85,000.00

*** Total Operating Budget** \$15,000.00

*** Detailed Budget**

*** Impact 3**

* If awarded grant funding, will these funds be sub-granted? No

* Provide a list of staff and their roles associated with the project/program. Gus Wesson, Project Manager, Leisure Services Director, City of Gulfport
David Parker, Project Manager, Economic Development Director, City of Gulfport

* Describe the success metrics you will use to ensure a successful project/program, including expected outcomes and impact. Be specific. We will measure this project's success by the total number of people that participate in events at the classroom and number of visitors to the nature trail on a daily basis.

Metrics

* Number of individuals to be served by this grant 227057
* Number of households to be served by this grant 33481
* Number of senior citizens to be served by this grant 28974
* Number of veterans to be served by this grant 41068
* Number of first time homebuyers to be served by this grant 18023

* LIFT Local Initiatives Segment: Primary Park Renovations (e.g. playgrounds, state parks, etc.)

Other - Primary

* Indicate the % of your program that will focus on this primary program segment: 100

If Primary Segment is less than 100%, Secondary Segment information below is required.

LIFT Local Initiatives Segment: Secondary

Other - Secondary

Indicate the % of your program that will focus on this secondary program segment:

Counseling/Education

Funding Purpose Category

If Other selected above, indicate the type of pre-purchase workshop/session this grant will focus on.

Pre-Purchase Counseling/Education

Budgeting/Financial Education

Credit Counseling

First Time Homebuyer

Homebuyer Workshops

Other

If Other selected above, indicate the type of pre-purchase workshop/session this grant will focus on.

Post-Purchase Counseling/Education/Foreclosure Prevention

Budgeting/Financial Education

Foreclosure Prevention

Home Maintenance

Reverse Mortgage, Home Equity Loan, etc.

Other

If Other selected above, indicate the type of post-purchase workshop/session this grant will focus on.

Type of Workshops/Sessions

Counselor-to-Client Assistance (1:1)

Face-to-Face via Group Education (Classroom)

Online/Internet

Telephone Counseling

Home Rehabilitation or New Construction

Project Address(es)

Type of Housing

Is the project/program leveraging green building practices?

If this is a Rural project, indicate the Census Tract Code location of the project. If not Rural, enter N/A.

Is the project/program rehabbing a Real Estate Owned (REO) Property?

Volunteer Information

Total # of Volunteers Participating

Please provide information as it pertains to the # of volunteers who will be a part of the Volunteer Team participating in this project.

Anticipated # of Wells Fargo Team Member Volunteers

Anticipated # of Non Wells Fargo Volunteers (friends, family, other)

Total Anticipated # of Volunteers on Team (WF team members + non team members)

Total # of Volunteer Hours

Please provide information as it pertains to the total # of volunteer hours expected to be completed.

Anticipated # of total volunteer hours by Wells Fargo team members

Anticipated # of total volunteer hours by non Wells Fargo volunteers (friends, family, other)

Total anticipated # of volunteer hours by entire team (WF team member hours + non team member hours)

Demographics

* Ethnicity/Race 5% Hispanic or Latino
1% American Indian/Alaskan Native
2% Asian
32% Black or African American
2% Native Hawaiian or Other Pacific Islander
55% White
3% Two or More Races (Multi-Racial Individuals)

* Gender 50% of Men Served
50% of Women Served

* Age Group 27% Children (Birth-17 yrs)
8% Young Adults (18-24 years)
51% Adults (25-64 yrs)
14% Senior Citizens (65 yrs+)

% of LGBTQ Population Served

* Support for Persons with Disabilities (PWD) 16% PWD
82% Non-PWD

* Support for Military Service Members and/or Veterans 35% Service Members/Veterans
65% Non-Military

* Geocode - Area Served 39501

Attachments

* Form 990 and Audited Financial Statement

- 990 2016 - FY 2017.pdf (2.9 MB), uploaded by Lauren Williams on 10/04/2018
- June 30, 2017.pdf (899.6 K), uploaded by Lauren Williams on 10/04/2018

Realizing Instructions

Community Development Support

* Community Development Category Neighborhood Revitalization/Stabilization

* Community Development Description The Nature Trail and Outdoor Classroom at our Brickyard Bayou Park will offer a one of a kind experience to all visitors, of all ages. This neighborhood was vibrant and experienced total devastation as a result of Hurricane Katrina, making over 300 homes uninhabitable. The neighborhood was basically eliminated, as all the homeowners entered a buyout program by FEMA, and the land was cleared of all structures and donated to the City of Gulfport. One caveat to receiving the property was that there was never to be any enclosed structures or homes rebuilt on the property. After 12 years of the 40 acres just languishing, the City of Gulfport has chosen to repurpose it into Brickyard Bayou Park, a huge source of pride for the surrounding community. Gulfport is locating elements and attractions into the park that are not found in any other area of Gulfport, creating a tourist attraction in the process. The proposed Nature Trail and Outdoor Classroom will only enhance the park and serve as an educational attraction and gathering area for group of all ages.

* Low to Moderate Income Group Served? No

* Please provide the name, title, phone and email address of the individual supplying this information.

David L. Parker
Economic Development Director
City of Gulfport, MS

Agreement

* Confirmation

No goods/services/benefits are provided exclusively to Wells Fargo, its affiliates or team members.

* Acknowledgement

I agree

Need Support?

Privacy and Security | Legal

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There came on for consideration at a duly constituted meeting of the Mayor and Members of the City Council of the City of Gulfport, Mississippi, held on the ____ day of _____, 2019, the following Resolution:

A RESOLUTION BY THE GULFPORT CITY COUNCIL AUTHORIZING THE CITY OF GULFPORT TO ACCEPT GULF COAST COMMUNITY FOUNDATION GRANT, TO AUTHORIZE THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS REQUIRED TO ACCEPT THE SAME, AND FOR RELATED PURPOSES

WHEREAS, the City of Gulfport, by and through the City of Gulfport Economic Development Department, was granted permission and authorization to apply for a grant from the Gulf Coast Community Foundation for support for Gulfport's parks, and the planned interactive outdoor classroom, nature trail and related amenities at Brickyard Bayou Park; and

WHEREAS, the grant application was submitted, and the City has recently been advised that the City is the recipient of a grant from Gulf Coast Community Foundation in the amount of \$28,486.51, which is intended for improvements and maintenance of Gulfport's parks, and funding for the Brickyard Bayou Park nature trail, benches and interactive outdoor classroom, as more fully set forth in the Grant Agreement attached hereto as Exhibit "A"; and

WHEREAS, the City of Gulfport seeks authorization of the City Council to accept the aforementioned grant and seeks authorization for the Mayor to execute any and all documents as may be required to accept the aforementioned Gulf Coast Community Foundation Grant including, but not limited to the Grant Agreement attached hereto as Exhibit "A".

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GULFPORT, MISSISSIPPI, AS FOLLOWS, TO WIT:

Section 1. That the matters, facts and things recited in the Preamble hereto are hereby adopted as the official findings of the Governing Authority.

Section 2. That the City of Gulfport, by and through its Economic Development Department, be and it is hereby authorized to accept the Gulf Coast Community Foundation Grant in the amount of \$28,486.51 in support of the improvements and maintenance of the City's parks, and the Brickyard Bayou Nature Trail and outdoor classroom, the details of which are more fully set forth in the grant documents,

attached hereto as Exhibit "A" and the Mayor (or other appropriate city official) be and he is hereby authorized to execute any and all documents as may be required to accept and administer the grant, including, but not limited to the Grant Agreement, attached hereto as Exhibit "A".

Section 3. That this Resolution be, and it is hereby ordered to be spread on the minutes of the governing Authority, and to be in full force and effect immediately upon its passage and enactment according to law.

The above and foregoing Resolution, after having been first reduced to writing and ready by the Clerk, was introduced by _____, seconded by _____, and was adopted by the following roll call vote:

AYES

NAYS

ABSENT

WHEREUPON, the President declared the motion carried and the Resolution adopted this the _____ day of _____, 2019.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF THE COUNCIL

PRESIDENT

The above and foregoing Ordinance was submitted to and approved by the Mayor, this the _____ day of _____, 2019.

APPROVED:

MAYOR



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Linda Elias, Comptroller
Administration

Date: 12/21/2018

Subject: Resolution - approving Designation of Applicant's Agent Form for Public Assistance, as completed, and authorizing the Mayor to execute the same.

Recommendation:

There came on for consideration at a duly constituted meeting of the Mayor and Members of the City Council of the City of Gulfport, Mississippi, held on the ____ day of _____, 2019, the following Resolution:

**A RESOLUTION BY THE GULFPORT CITY COUNCIL
APPROVING DESIGNATION OF APPLICANT’S AGENT FORM FOR PUBLIC ASSISTANCE,
AS COMPLETED, AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME ON
BEHALF OF THE CITY OF GULFPORT, MISSISSIPPI**

WHEREAS, the City of Gulfport, Mississippi, is required to submit a completed Designation of Applicant Agent for Public Assistance form and to the Governor of Mississippi’s Authorized Representative for the purpose of obtaining and administering certain federal financial assistance under the Disaster Relief Act of 1974 (Public Law 93.228), amended by Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, (Public Law 100-707); and

WHEREAS, attached as Exhibit “A” here to is a proposed “Designation of Applicant Agent For Public Assistance”, designating Linda Elias, City of Gulfport Comptroller/City Clerk, as the Applicant’s Agent for Public Assistance for the City of Gulfport.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF GULFPORT, MISSISSIPPI, AS FOLLOWS:

SECTION 1. That the matters, facts, and things recited in the Preamble hereto are hereby adopted as the official findings of the Governing Authority.

SECTION 2. That the proposed “Designation of Applicant Agent For Public Assistance,” designating Linda Elias, City of Gulfport Comptroller/City Clerk, as the Applicant Agent for Public Assistance for the City of Gulfport, attached hereto as Exhibit “A,” be and the same is hereby approved, and the Mayor is authorized to execute and deliver the same on behalf of the City of Gulfport, Mississippi.

SECTION 3. That this Resolution be, and it is hereby spread upon the minutes of the Governing Authority, and to be in full force and effect as provided by law.

The above and foregoing Resolution, after having been first reduced to writing and read by the Clerk, was introduced by _____, seconded by _____, and was adopted by the following roll call vote:

AYES

NAYS

ABSENT

WHEREUPON, the President declared the motion carried and the Resolution adopted, this the _____ day of _____, 2019.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF THE COUNCIL

PRESIDENT

The above and foregoing Resolution submitted to and approved by the Mayor, this the _____ day of _____, 2019.

APPROVED:

MAYOR

DESIGNATION OF APPLICANT AGENT FOR PUBLIC ASSISTANCE

Federal Disaster Number: 1604 (KATRINA)

Entity's Name: City of Gulfport, Mississippi.

Governing Body Type: Mayor / Council

Applicant Agent Information

Name: LINDA ELIAS

Official Title: Comptroller / City Clerk

Address: 1410 24th Avenue

City: Gulfport MS 39501

Work Phone: 228 868-5705 x 6542

Cell Phone: 228-861-6745

On behalf of the Agency listed above, the designated Applicant Agent is authorized to execute applications for the purpose of obtaining and administering certain federal financial assistance under the Disaster Relief Act of 1974 (Public Law 93.228), amended by Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, (Public Law 100-707) and to file them with the Governor's Authorized Representative.

Certifying Official Information

Name: Billy Hewes

Title: Mayor

Date: _____

Signature: _____

A certified copy of the Board Meeting Minutes/Resolution designating the Applicant Agent is attached.

Examples of Governing Body Type are Board of Supervisors, City Council, Executive Counsel, etc.



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Margaret Murdock, Assistant Attorney
Legal

Date: 12/26/2018

Subject: Resolution - authorizing the City Attorney to execute Partial Release of Deed of Trust in limited circumstances, and for related purposes.

Recommendation:

There came on for consideration at a duly constituted meeting of the Mayor and Members of the City Council of the City of Gulfport, Mississippi, held on the ____ day of _____, 2019, the following Resolution:

A RESOLUTION BY THE GULFPORT CITY COUNCIL TO AUTHORIZE THE CITY ATTORNEY TO EXECUTE PARTIAL RELEASE OF DEED OF TRUST IN LIMITED CIRCUMSTANCES, AND FOR RELATED PURPOSES

WHEREAS, the City of Gulfport, from time to time, is made beneficiary of certain deeds of trust entered into in association with HOME Consortium or other Community Development Block Grant funded housing grants and the Gulfport City Attorney is named as the Trustee of the said deeds of trust; and

WHEREAS, the City, also from time to time, as a part of certain public works projects, requires an easement or right of way or other property rights across property which is subject to the aforementioned deeds of trust; and

WHEREAS, in order to facilitate the public works projects which involve properties subject to a HOME or other CDBG funded deed of trust, it is necessary that the City Attorney execute, in the event of a Right of Way Deed, a Partial Release of the Deed of Trust releasing that portion of the property from the Deed of Trust, or, in the event of an Easement, an approval of the Easement, and the City of Gulfport seeks authorization of the City Council to permit the City to execute a Partial Release or provide the required approval, as appropriate, to permit the public works project to proceed without delay caused by the existence of the deed of trust covering the property involved in the Public Works project.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GULFPORT, MISSISSIPPI, AS FOLLOWS, TO WIT:

Section 1. That the matters, facts and things recited in the Preamble hereto are hereby adopted as the official findings of the Governing Authority.

Section 2. That the City of Gulfport, by and through its Legal Department and City Attorney, be and it is hereby authorized to execute a Partial Release of Deed of Trust or approve of an Easement, as appropriate, with respect to those Deeds of Trust related to HOME Consortium or other CDBG funded grants where right of way or an easement are required for a City of Gulfport public works project.

Section 3. That this Resolution be, and it is hereby ordered to be spread on the minutes of the governing Authority, and to be in full force and effect immediately upon its passage and enactment according to law.

The above and foregoing Resolution, after having been first reduced to writing and ready by the Clerk, was introduced by _____, seconded by _____, and was adopted by the following roll call vote:

AYES

NAYS

ABSENT

WHEREUPON, the President declared the motion carried and the Resolution adopted this the _____ day of _____, 2019.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF THE COUNCIL

PRESIDENT

The above and foregoing Ordinance was submitted to and approved by the Mayor, this the _____ day of _____, 2019.

APPROVED:

MAYOR



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Margaret Murdock, Assistant Attorney
City Council

Date: 12/27/2018

Subject: Resolution - authorizing a Donation of Funds to The Harrison County Soil and Water Conservation District pursuant to Miss. Code Ann. § 69-27-24 (2012), and for related purposes.

Recommendation:

There came on for consideration at a duly constituted meeting of the Mayor and Members of the City Council of the City of Gulfport, Mississippi, held on the ____ day of _____, 2019, the following Resolution:

A RESOLUTION BY THE GULFPORT CITY COUNCIL TO AUTHORIZE A DONATION OF FUNDS TO THE HARRISON COUNTY SOIL AND WATER CONSERVATION DISTRICT PURSUANT TO MISS. CODE ANN. § 69-27-24 (2012), AND FOR RELATED PURPOSES

WHEREAS, pursuant to Miss. Code Ann. § 69-27-24 (2012), a municipality may “make contributions to the various soil conservation districts...located entirely or partially within the county in which the municipality is situated”; and

WHEREAS, the City of Gulfport desires to donate funds, in the amount of \$15,000.00 to the Harrison County Soil and Water Conservation District, Harrison County being the county in which the City of Gulfport is situated; and

WHEREAS, the Governing Authority of the City of Gulfport is of the opinion that the City of Gulfport benefits from such donation and that making the aforementioned donation, which shall be paid out of available funds in the general fund of the City, is in the best interest of the City of Gulfport.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GULFPORT, MISSISSIPPI, AS FOLLOWS, TO WIT:

Section 1. That the matters, facts and things recited in the Preamble hereto are hereby adopted as the official findings of the Governing Authority.

Section 2. That the City of Gulfport, by and through its Mayor, is hereby authorized to donate municipal funds, via special check which is hereby authorized, in the amount of \$15,000.00 to the Harrison County Library System for the benefit of the Gulfport-Harrison County Library.

The above and foregoing Resolution, after having been first reduced to writing and read by the Clerk, was introduced by _____, seconded by _____, and was adopted by the following roll call vote:

AYES

NAYS

ABSENT

WHEREUPON, the President declared the motion carried and the Resolution adopted this the _____ day of _____, 2019.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF THE COUNCIL

PRESIDENT

The above and foregoing Resolution was submitted to and approved by the Mayor, this the _____ day of _____, 2019.

APPROVED:

MAYOR

Keene, Bourne, Haigler & Sanderson, PA

CERTIFIED PUBLIC ACCOUNTANTS

(A Professional Association)

JOHN M. KEENE, CPA

PAMELA W. BOURNE, CPA

T. ASHTON HAIGLER, CPA

C. RONALD SANDERSON, CPA

June 21, 2018

Harrison County Soil and Water
Conservation District
12238 Ashley Drive
Gulfport, MS 39503

To the Board of Commissioners,

Please find enclosed the annual financial statements as September 30, 2017. In the past there have been some concerns regarding the letter that is included in the financial statements. This letter is a standard form letter that is required to be included with all compilations that are issued. It gets updated almost on an annual basis by the AICPA. The third paragraph states that we omitted the disclosures, which are optional in a compilation. Had we conducted an audit of the financial statements, these disclosures would have been required. The disclosures include various detail information about the organization, accounting methods and policies, etc.

As usual I found your financial records to be in very good order. Beth had the necessary records available for me when I arrived there to gather the financial information. She provided the necessary detail information as I requested it and was able to answer any questions which makes it easier to compile the financial statements. I look forward to working with you in the future and please let me know should you have any further questions or concerns.

Sincerely,

Keene, Bourne, Haigler & Sanderson, PA



Pamela W. Bourne, CPA

MEMBERS:

AMERICAN INSTITUTE OF CERTIFIED PUBLIC ACCOUNTANTS | MISSISSIPPI SOCIETY OF CERTIFIED PUBLIC ACCOUNTANTS
NATIONAL ASSOCIATION OF CERTIFIED VALUATION ANALYSTS | LOUISIANA SOCIETY OF CERTIFIED PUBLIC ACCOUNTANTS
ALABAMA SOCIETY OF CERTIFIED PUBLIC ACCOUNTANTS

HARRISON COUNTY SOIL AND WATER CONSERVATION DISTRICT

COMPILED FINANCIAL STATEMENTS

FISCAL YEAR ENDED
September 30, 2017

12238 ASHLEY DRIVE
GULFPORT, MS 39503

HARRISON COUNTY SOIL AND WATER CONSERVATION DISTRICT

ORGANIZATION

As of September 30, 2017
Commissioners and Personnel

Commissioner / Chairman	Gregory Crochet
Commissioner / Vice-Chairman	Paul Drake
Commissioner / Secretary-Treasurer	Margaret Ann Hudson
Commissioner	E.R. "Buck" Johnson
Commissioner	Leonard Nahlen
Deputy Commissioner	Thad Anderson
Deputy Commissioner	Joe Buckley
Deputy Commissioner	Patrick Chubb
District Coordinator	Beth D'Aquila

HARRISON COUNTY SOIL AND WATER CONSERVATION DISTRICT
Statement of Revenues and Expenses - Modified Cash Basis
Fiscal Year Ended September 30, 2017

REVENUE		
City Funds - D'Iberville	\$	5,000
City Funds - Gulfport		15,000
City Funds - Long Beach		2,500
City Funds - Pass Christian		2,500
Harrison County		45,790
Interest Earnings		159
Equipment Rental		5,920
Special Projects		-
Total Revenue	\$	76,869
EXPENSES		
Salaries	\$	43,002
Payroll Taxes		3,757
Retirement		6,847
Materials & Supplies		75
Dues & Memberships		2,256
Depreciation		6,964
Meetings Expense		5,029
Insurance		8,545
Office Expense		571
Newsletter		1,778
Special Projects		28,216
Miscellaneous		775
Telephone		961
Total Expenses	\$	108,776
Excess Revenues (Expenses)	\$	(31,907)



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Karen McCarty, Grants Management
Community Development

Date: 12/28/2018

Subject: Resolution - accepting the 2018 Fiscal Year Funding and Grant Agreement for Community Development Block Grant Entitlement Funds from the U. S. Department of Housing and Urban Development, authorizing the Mayor to execute the same and for related purposes.

Recommendation: Recommended by the Department Administrator

Memorandum - *City of Gulfport...*

Community Development Department

To: Mayor Billy Hewes
John Kelly, Chief Administrative Officer
Council Members—Kenneth 'Truck' Casey, Jr., Ron Roland, Ella Holmes-Hines,
R. B. 'Rusty' Walker, IV, Myles Sharp, Robert 'R. Lee' Flowers, Cara L. Pucheu

CC: Linda Elias, Comptroller

From: Karen C. McCarty,
Federal Programs Administrator *KCM*

Date: December 27, 2018

Please place the following items on the January 8, 2019 Council Agenda;

Resolution to accept the 2018 Funding and Grant Agreements for CDBG Entitlement from the U. S. Department of Housing and Urban Development and authorize the Mayor to sign all required documents.

2018 CDBG Funding Allocation

\$695,889.00



U. S. Department of Housing and Urban Development

Jackson Field Office, Southeast / Caribbean
Dr. A. H. McCoy Federal Building, Room 910
100 West Capitol Street
Jackson, Mississippi 39269-1096

December 10, 2018

Ms. Karen McCarty
Federal Programs Administrator
City of Gulfport
P. O. Box 59
Gulfport, MS 39502

Dear Ms. McCarty:

On behalf of the U.S. Department of Housing and Urban Development (HUD), I am pleased to announce that Gulfport Action Plan for Fiscal Year 2018 has been approved. The City of Gulfport has been authorized to receive **\$695,889** in Community Development Block Grant (CDBG) funding. The Action Plan covers the 12-month period from January 1, 2018 through December 31, 2018.

Please note that while City of Gulfport is permitted to charge indirect costs to the CDBG grant, all indirect costs must be charged to the agency's administrative percentage allowed by regulations governing CDBG. Administrative costs plus indirect costs that are charged to the grant cannot exceed the regulatory percentage established for administrative costs, including the regulatory limitations imposed on program income.

The Community Development Block Grant (CDBG) program provides annual grants to States and local units of government to develop viable urban communities by providing decent housing and a suitable living environment, and by expanding economic opportunities, principally for low- and moderate-income persons.

A primary goal of the Department is to reduce housing discrimination, affirmatively further fair housing through Community Planning and Development (CPD) programs and promote diverse, inclusive communities. To that end, we encourage your community to take all measures necessary to ensure compliance with the Fair Housing requirements associated with these funds.

Enclosed are three copies of the Funding Approval/Agreement (HUD-7082) for the CDBG program, which constitutes the contract between the U.S. Department of Housing and Urban Development (HUD) and the State of Mississippi. To establish a Line of Credit for the Program Year 2018 grants, it will be necessary for you to execute the three agreements, return two copies to our office, and retain one for your files. Failure to execute and return the Grant Agreement within 30 days of the transmittal date may be deemed a rejection of the grant and cause for HUD to determine that the funds are available for reallocation to other grantees. You should note particularly any special conditions included in Item 8 of the Funding Approval.

Please note that the 2018 CDBG agreement has seven special conditions included in an addendum. The first identifies the period of performance; the second provides guidance for the applicability of indirect cost payments if requested; the third details the requirement for grantees to comply with the Office of Management and Budget (OMB); the fourth prohibits the use of CDBG funds to support eminent domain unless eminent domain is employed for public use only; the fifth establishes limits on selling, trading or other transference of CDBG funds, the sixth special condition establishes protocol for the planning and/or construction of water or sewer facilities and the seventh identifies conditions under which CDBG funds may be provided to for-profit entities.

All funds to alleviate drainage problems, including planning, replacement of storm drainage, and construction of streets and sewer facilities, are subject to review under Executive Order (E.O.) 12372, Intergovernmental Review of Federal Programs, and HUD's implementing regulations at 24 CFR Part 52. The Funding Approval/Agreement includes special conditions, which also apply to water or sewer activities that you may add by amendment or other revision.

Certain activities are subject to the provisions of 24 CFR Part 58 (Environmental Review Procedures for the Community Development Block Grant Program). Funds for such activities may not be obligated or expended until after HUD has approved the release of funds. Entitlement jurisdictions must utilize the HUD Environmental Review Online System (HEROs) to submit Requests for Release of Funds. If access is needed, please contact Dana Jones at dana.t.jones@hud.gov for assistance.

The CDBG timeliness deadline for the City of Gulfport is November 2, 2019. The grantee is considered to be in non-compliance with CDBG timeliness standards, if 60 days prior to the end of its program year there is more than 1.5 timeliness of its annual grant remaining in the line of credit. Please be advised that 100% of all CDBG funds over the 1.5 performance standard are subject to recapture.

You are reminded that program progress must be recorded in the Integrated Disbursement and Information System (IDIS) on a regular basis, daily, if at all possible. Performance Measurement Indicators and all beneficiary data must be entered prior to project completion. Please be sure completion data is recorded in IDIS when a project has been completed. HUD uses this system to obtain beneficiary data and monitor the City's program implementation, progress and performance.

If there is a need to delete or add individuals authorized to access the Integrated Disbursement and Information System (IDIS) or make changes, an IDIS Security Access Authorization Form must be prepared, notarized, and returned to this office with the Grant Agreement. You may access and complete the form at: <http://portal.hud.gov/hudportal/documents/huddoc?id=27055.PDF>.

If there is a need to establish or change the depository account to which these grant funds are wired, a Direct Deposit Sign-Up Form (SF-1199A) must be completed by you and your financial institution and mailed to this office.

You are reminded the City of Gulfport's Consolidated Annual Performance Evaluation Report (CAPER) for Program Year 2018 is due in this office by March 31, 2019.

We continue to look forward to working with you and your staff throughout the year. If you have any questions or require any assistance, please contact Claudine Ervin, Community Planning and Development Representative, at 601-608-1793.

Sincerely,



Donnetta McAdoo
Director, Community Planning and
Development Division

Enclosures

City/County of _____

FY 2018 Grant Agreement #B-18-_____
CDBG Special Conditions

8. Special Conditions.

- (a) The period of performance for the funding assistance specified in the Funding Approval ("Funding Assistance") shall begin on the date specified in item 4 and shall end on September 1, 2025. The Grantee shall not incur any obligations to be paid with such assistance after September 1, 2025.
- (b) The Recipient shall attach a schedule of its indirect cost rate(s) in the format set forth below to the executed Agreement that is returned to HUD. The Recipient shall provide HUD with a revised schedule when any change is made to the rate(s) described in the schedule. The schedule and any revisions HUD receives from the Recipient shall be incorporated herein and made a part of this Agreement, provided that the rate(s) described comply with 2 CFR part 200, subpart E.

<u>Administering Department/Agency</u>	<u>Indirect cost rate</u>	<u>Direct Cost Base</u>
_____	_____ %	_____
_____	_____ %	_____
_____	_____ %	_____
_____	_____ %	_____
_____	_____ %	_____

Instructions: The Recipient must identify each agency or department of the Recipient that will carry out activities under the grant, the indirect cost rate applicable to each department/agency (including if the de minimis rate is used per 2 CFR §200.414(f)), and the type of direct cost base to which the rate will be applied (for example, Modified Total Direct Costs (MTDC)). Do not include indirect cost rates for subrecipients.

- (c) In addition to the conditions contained on form HUD 7082, the grantee shall comply with requirements established by the Office of Management and Budget (OMB) concerning the Dun and Bradstreet Data Universal Numbering System (DUNS); the System for Award Management (SAM.gov.); the Federal Funding Accountability and Transparency Act as provided in 2 CFR part 25, Universal Identifier and General Contractor Registration; and 2 CFR part 170, Reporting Subaward and Executive Compensation Information.
- (d) The grantee shall ensure that no CDBG funds are used to support any

City/County of _____

FY 2018 Grant Agreement #B-18-_____
CDBG Special Conditions

Federal, State, or local projects that seek to use the power of eminent domain, unless eminent domain is employed only for a public use. For the purposes of this requirement, public use shall not be construed to include economic development that primarily benefits private entities. Any use of funds for mass transit, railroad, airport, seaport or highway projects as well as utility projects which benefit or serve the general public (including energy-related, communication-related, water-related and wastewater-related infrastructure), other structures designated for use by the general public or which have other common-carrier or public-utility functions that serve the general public and are subject to regulation and oversight by the government, and projects for the removal of an immediate threat to public health and safety or brownfield as defined in the Small Business Liability Relief and Brownfields Revitalization Act (Public Law 107-118) shall be considered a public use for purposes of eminent domain.

- (e) The Grantee or unit of general local government that directly or indirectly receives CDBG funds may not sell, trade, or otherwise transfer all or any such portion of such funds to another such entity in exchange for any other funds, credits or non-Federal considerations, but must use such funds for activities eligible under title I of the Act.
- (f) E.O. 12372-Special Contract Condition - Notwithstanding any other provision of this agreement, no funds provided under this agreement may be obligated or expended for the planning or construction of water or sewer facilities until receipt of written notification from HUD of the release of funds on completion of the review procedures required under Executive Order (E.O.) 12372, Intergovernmental Review of Federal Programs, and HUD's implementing regulations at 24 CFR Part 52. The recipient shall also complete the review procedures required under E.O. 12372 and 24 CFR Part 52 and receive written notification from HUD of the release of funds before obligating or expending any funds provided under this agreement for any new or revised activity for the planning or construction of water or sewer facilities not previously reviewed under E.O. 12372 and implementing regulations.
- (g) CDBG funds may not be provided to a for-profit entity pursuant to section 105(a)(17) of the Act unless such activity or project has been evaluated and selected in accordance with Appendix A to 24 CFR 570 - "Guidelines and Objectives for Evaluating Project Costs and Financial Requirements." (Source - P.L. 113-235, Consolidated and Further

City/County of _____

FY 2018 Grant Agreement #B-18-_____
CDBG Special Conditions

Continuing Appropriations Act, 2015, Division K, Title II, Community
Development Fund).

Funding Approval/Agreement

Title I of the Housing and Community
Development Act (Public Law 930383)
HI-00515R of 20515R

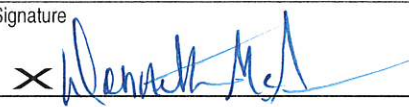
U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Community Development Block Grant Program

OMB Approval No. 2506-0193
exp 5/31/2018

1. Name of Grantee (as shown in item 5 of Standard Form 424) City Of Gulfport	3a. Grantee's 9-digit Tax ID Number 646000413	3b. Grantee's 9-digit DUNS Number 083441931
2. Grantee's Complete Address (as shown in item 5 of Standard Form 424) PO Box 59 Gulfport, MS 39502-0059	4. Date use of funds may begin 10/18/2018	
	5a. Project/Grant No. 1 B-18-MC-28-0002	6a. Amount Approved \$695,889.00
	5b. Project/Grant No. 2	6b. Amount Approved

Grant Agreement: This Grant Agreement between the Department of Housing and Urban Development (HUD) and the above named Grantee is made pursuant to the authority of Title I of the Housing and Community Development Act of 1974, as amended, (42 USC 5301 et seq.). The Grantee's submissions for Title I assistance, the HUD regulations at 24 CFR Part 570 (as now in effect and as may be amended from time to time), and this Funding Approval, including any special conditions, constitute part of the Agreement. Subject to the provisions of this Grant Agreement, HUD will make the funding assistance specified here available to the Grantee upon execution of the Agreement by the parties. The funding assistance specified in the Funding Approval may be used to pay costs incurred after the date specified in item 4 above provided the activities to which such costs are related are carried out in compliance with all applicable requirements. Pre-agreement costs may not be paid with funding assistance specified here unless they are authorized in HUD regulations or approved by waiver and listed in the special conditions to the Funding Approval. The Grantee agrees to assume all of the responsibilities for environmental review, decision making, and actions, as specified and required in regulations issued by the Secretary pursuant to Section 104(g) of Title I and published in 24 CFR Part 58. The Grantee further acknowledges its responsibility for adherence to the Agreement by sub-recipient entities to which it makes funding assistance hereunder available.

U.S. Department of Housing and Urban Development (By Name) Donnetta Mcadoo	Grantee Name Billy Hewes, III
Title CPD Director	Title Mayor

Signature 	Date 10/18/2018 10/18/2018	Signature	Date (mm/dd/yyyy)
--	-------------------------------	-----------	-------------------

7. Category of Title I Assistance for this Funding Action: Entitlement, Sec 106(b)	8. Special Conditions (check one) ☐ None ☒ Attached	9a. Date HUD Received Submission 07/29/2018	10. check one ☒ a. Orig. Funding Approval ☐ b. Amendment Amendment Number
		9b. Date Grantee Notified 10/18/2018	
		9c. Date of Start of Program Year 11/1/2018	
11. Amount of Community Development			
Block Grant	FY (2018)	FY (2017)	FY ()
a. Funds Reserved for this Grantee	\$695,835.00	\$ 54.00	
b. Funds now being Approved			
c. Reservation to be Cancelled (11a minus 11b)			

12a. Amount of Loan Guarantee Commitment now being Approved N/A	12b. Name and complete Address of Public Agency City Of Gulfport PO Box 59 Gulfport, MS 39502-0059
Loan Guarantee Acceptance Provisions for Designated Agencies: The public agency hereby accepts the Grant Agreement executed by the Department of Housing and Urban Development on the above date with respect to the above grant number(s) as Grantee designated to receive loan guarantee assistance, and agrees to comply with the terms and conditions of the Agreement, applicable regulations, and other requirements of HUD now or hereafter in effect, pertaining to the assistance provided it.	12c. Name of Authorized Official for Designated Public Agency
	Title
	Signature

HUD Accounting use Only

Batch	TAC	Program	Y	A	Reg	Area	Document No.	Project Number	Category	Amount	Effective Date (mm/dd/yyyy)	F
	153											
	176											
			Y					Project Number		Amount		
			Y					Project Number		Amount		

Date Entered PAS (mm/dd/yyyy)	Date Entered LOCCS (mm/dd/yyyy)	Batch Number	Transaction Code	Entered By	Verified By
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Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Brittany Rodgers, Clerk of Council
Human Resources

Date: 01/03/2019

Subject: Request - issuance of a special check to fund Flexible Spending Account for 2019.

Recommendation:



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Wayne Miller, Director
Engineering

Date: 12/20/2018

Subject: Request - approval of the 2019 Revision of the City of Gulfport Public Works Strategic Plan 2016-2020.

Recommendation:

Memorandum – City of Gulfport

PUBLIC WORKS

TO: Mayor Billy Hewes

CC: Dr. John Kelly, CAO
Kris Riemann, P.E., Director of Engineering
Ryan Merrill, M.S., Assistant Director of Public Works

FROM: Wayne E. Miller, P.E., Director of Public Works 

DATE: December 20, 2018

RE: **2019 Revision - City of Gulfport Public Works Strategic Plan 2016-2020**

I am pleased to present you with the 2019 Revision to our Fiscal Years 2016-2020 Department of Public Works Strategic Plan. This document outlines the goals, objectives, and mission of the Department of Public Works that we will continue to focus on during the next two (2) years. It was created through the involvement of our entire staff and provides for a department wide direction. This Strategic Plan is the first the Department has created as part of our continual improvement of operational processes and services that it provides to the Citizens of Gulfport.

Besides its incredible leadership value, this document has been created to fulfill requirements of the American Public Works Association (APWA) Accreditation Program, in whose Best Practices manual it is identified that all Public Works Departments shall perform a Strategic Planning process in order to better determine their needs and direction for the near to distant future. As such, this Strategic Plan was included in the normal process of improving this department to meet the requirements set out for APWA Accredited Agencies.

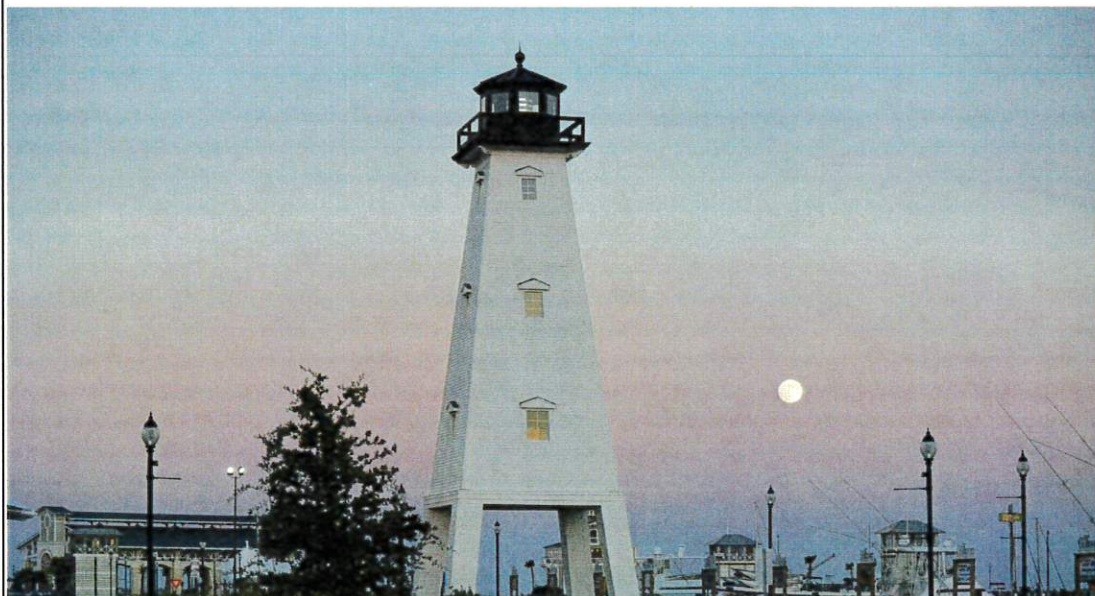
I would like to thank the Public Works Management Staff, who served in the capacity of the Strategic Planning Committee. Their time, work, and ideas were invaluable to the creation of this document.

In the spirit of government accountability and fiscal responsibility, while at the same time serving the needs of a growing citizenry and a thriving community, it is hoped that this Strategic Plan will provide a definitive road map for this department to provide superior services that enhance the quality of life and community pride as we move forward.

Please place this item on the January 22, 2019 Council Agenda.

This item has been approved by:

Mayor or C.A.O. _____



Strategic Plan

REV. 2019

PUBLIC WORKS

WATER & SEWER

TRAFFIC

ENGINEERING

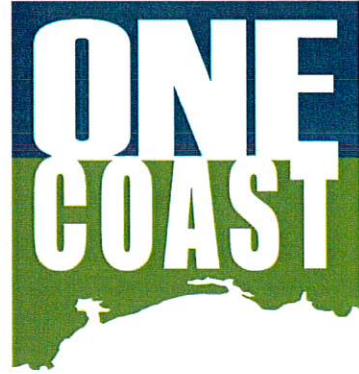
STREETS & DRAINAGE

MAINTENANCE

2016-2020



4050 HEWES AVENUE, GULFPORT, MS 39507



**City of Gulfport, Mississippi
Department of Public Works
Strategic Plan**



City of Gulfport, Mississippi
Mayor and City Council

Billy Hewes, Mayor

Kenneth L. Casey, Sr., Councilman Ward 1

Ronald "Ron" Roland, Councilman Ward 2

Ella Holmes-Hines, Councilwoman Ward 3

F.B. "Rusty" Walker, IV, Councilman Ward 4

Myles Sharp, Councilman Ward 5

Robert "R. Lee" Flowers, Councilman Ward 6

Cara L. Pucheu, Councilwoman Ward 7

Dr. John R. Kelly, Chief Administrative Officer

Wayne E. Miller, P.E., Director of Public Works

Robert K. Riemann, P.E., Director of Engineering

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OFFICE of DIRECTOR of
PUBLIC WORKS

4050 Hewes Avenue
Gulfport, MS 39507-3903
Phone: 228-868-5740
Fax: 228-214-2238

December 19, 2018

Mayor Billy Hewes
City of Gulfport
Gulfport, Mississippi

Dear Mayor Hewes:

I am pleased to present you with the 2019 Revision to our Fiscal Years 2016-2020 Department of Public Works Strategic Plan. This document outlines the goals, objectives, and mission of the Department of Public Works that we will continue to focus on during the next two (2) years. It was created through the involvement of our entire staff and provides for a department wide direction. This Strategic Plan is the first the Department has created as part of our continual improvement of operational processes and services that it provides to the Citizens of Gulfport.

Besides its incredible leadership value, this document has been created to fulfill requirements of the American Public Works Association (APWA) Accreditation Program, in whose Best Practices manual it is identified that all Public Works Departments shall perform a Strategic Planning process in order to better determine their needs and direction for the near to distant future. As such, this Strategic Plan was included in the normal process of improving this department to meet the requirements set out for APWA Accredited Agencies.

I would like to thank the Public Works Management Staff, who served in the capacity of the Strategic Planning Committee. Their time, work, and ideas were invaluable to the creation of this document.

In the spirit of government accountability and fiscal responsibility, while at the same time serving the needs of a growing citizenry and a thriving community, it is hoped that this Strategic Plan will provide a definitive road map for this department to provide superior services that enhance the quality of life and community pride as we move forward.

Sincerely,

Wayne E. Miller, P.E.
Director of Public Works

Introduction

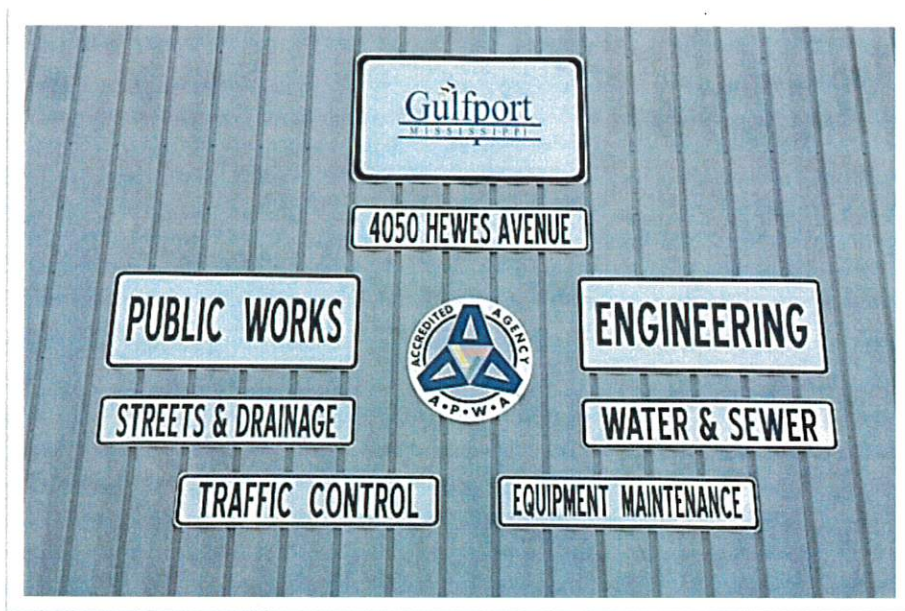
The City of Gulfport's Department of Public Works' Strategic Plan is a product of the department's process to continue to be an American Public Works Association (APWA) Accredited Agency. The plan is intended to provide a mission, goals, and measurable objectives for the department to effectively provide services to the City of Gulfport in the coming years.

The Strategic Plan is not meant to be a daily service manual of functions performed by the Department of Public Works. It is meant to be a planning document for the department to more effectively and efficiently provide its daily services in the future. It is expected that this document will assist the department in achieving the citywide mission of "providing superior services" with a clear direction and measurable benchmarks.

This Strategic Plan will be reviewed on an annual basis by the Public Works Strategic Planning Committee (PWSPC). This plan will be updated and provided to the city council and the public at the end of each consequent fiscal year.

The Strategic Planning Committee is mandated by the Public Works Policies and Procedures to review, revise, and recommend a Strategic Plan on a regular basis. The Committee is chaired by the Director of Public Works and is composed of Public Works employees. All members are appointed by the Director of Public Works.

The Department Goals and Objectives in this Strategic Plan were formulated with input from committees composed of employees in each division from various levels of the organization. The individuals that served in this capacity are listed on the last page of this document.



Mission, Vision, and Values Statements

Gulfport's Public Works Mission Statement

The mission of the City of Gulfport's Public Works Department is to provide quality service in a timely manner and to exceed our citizens' expectations.

Gulfport's Public Works Vision Statement

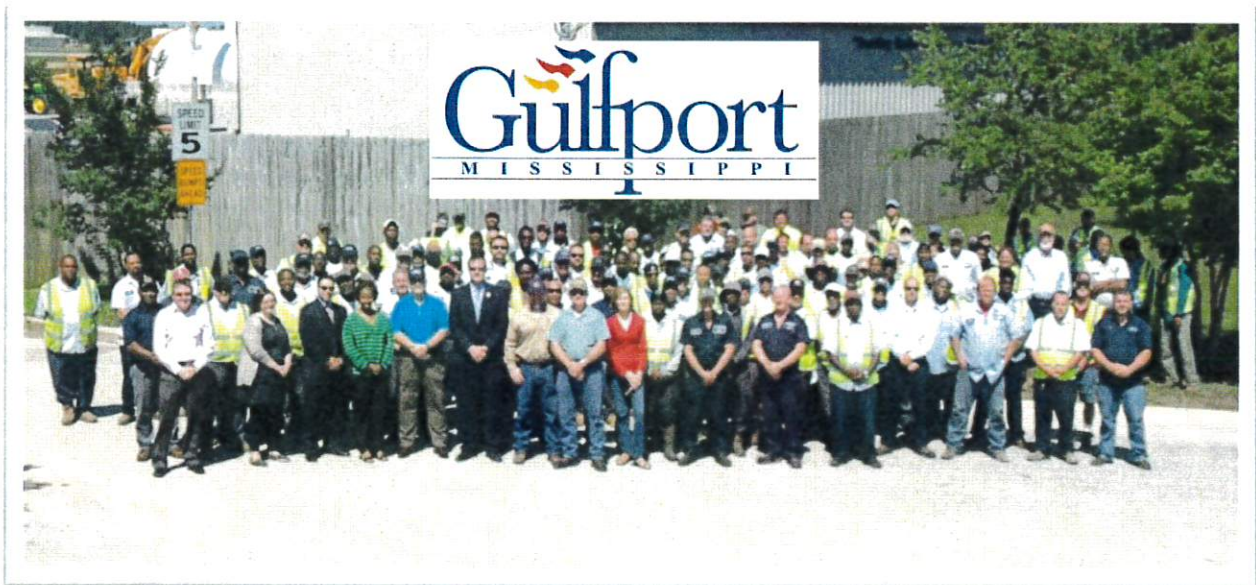
The vision of the City of Gulfport's Public Works Department is to serve as a leader in providing reliable and efficient services, acting as first responders in servicing, supporting, and educating the community, and responding to current and future needs through creativity and innovation in order to maintain and enhance the community's essential life services.

We are committed to assisting our citizens and public officials by understanding their concerns, cooperating to determine solutions, keeping them informed (providing information), assuring quality work, and striving to continuously improve operations.

Gulfport's Public Works Values Statement

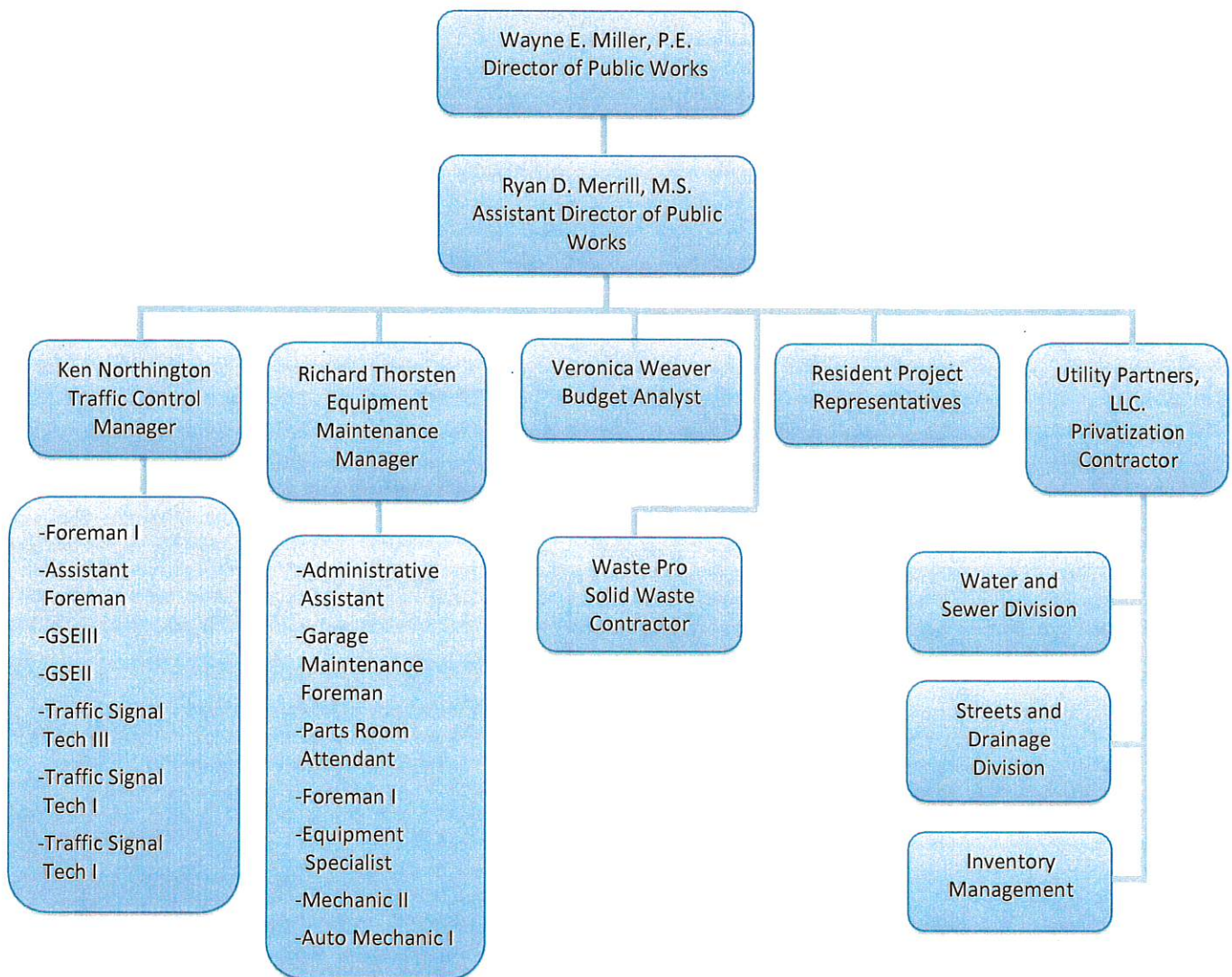
We believe in working hard with safety first, making competent decisions, taking initiative, being dependable, acting professionally with courtesy, respect, appearance, and good manners, being honest, and taking pride in our work. We shall adhere to these values at all times.

We are committed to our staff by providing a rewarding and enriching environment, providing training in current industry standards and technology, organizing and communicating objectives effectively, and recognizing that each and every person's contribution makes a difference toward the achievement of the Public Works Department's goals and values.



Organizational and Community Profile

The City of Gulfport Public Works Department is currently composed of a staff of roughly thirty (30) employees. This includes Professional, Technical, and Support positions. The Department is divided into eight separate Divisions: Administration, Maintenance Garage, Traffic Control and Safety, Water, Sewer, Streets, Drainage, and Solid Waste (Waste Pro). Each Division is overseen by the Director of Public Works. Public Works also has a privatization contractor that is composed of a staff of roughly one hundred thirty (130) employees. This contract is the labor force for all water, sewer, streets and drainage issues in the city. At the end of the year, the city hires a firm to perform the audits required to measure performance relative to benchmarks for the purpose of determining disposition of the retained funds of the contractor. This audit not only measures benchmarks but also determines customer satisfaction. Every six (6) months a customer satisfaction survey is completed by the auditor based upon service requests that were completed during the preceding six (6) month period. Inventory Management is also part of the privatization contract.



The Public Works Complex is located at 4050 Hewes Avenue Gulfport, MS, adjacent to the Gulfport-Biloxi International Airport. There are three buildings in the Public Works Complex: Administration, Maintenance Garage, Traffic Control and Safety, Water, Sewer, Streets, and Drainage, which are housed in the largest building; Inventory Management, which is housed in the building to the West; and the Traffic Warehouse, which is the building to the East.

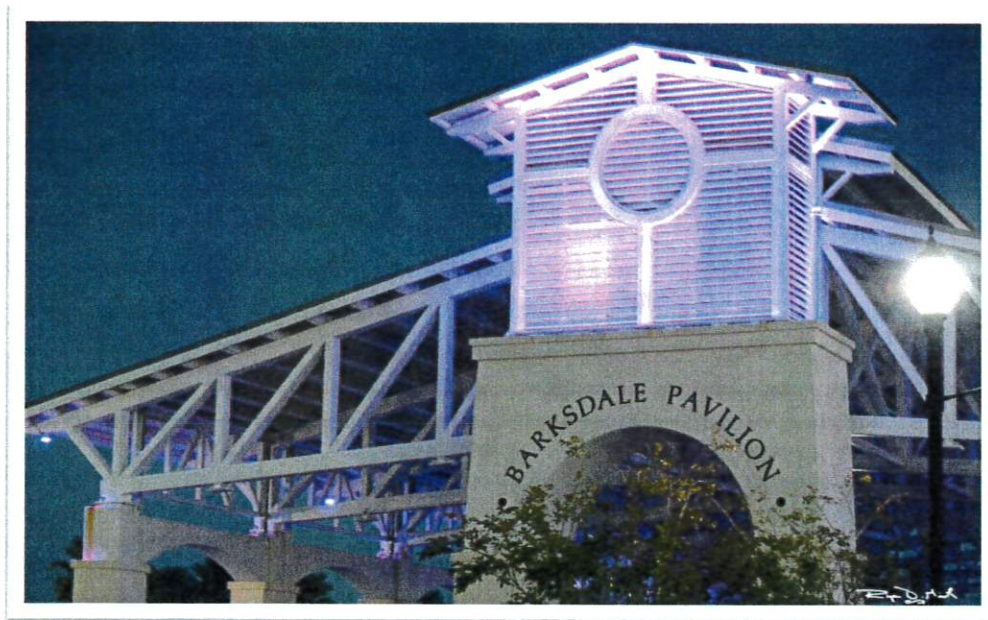
Department Responsibilities and Duties

The Public Works Department provides internal Fleet maintenance, internal Facilities maintenance, and citywide Water/Sewer and Streets/Drainage maintenance. The Maintenance Garage Division provides maintenance to the over 500 vehicles/equipment in the City of Gulfport fleet. The Traffic Control and Safety Divisions takes care of various issues, such as: traffic light maintenance, traffic signage, and striping. The Water and Sewer Division takes care of various issues, such as: water leaks, sewer leaks, fire hydrant replacement/repair, etc. The Streets and Drainage Division takes care of various issues, such as: stormwater ditches/systems and road maintenance within the city limits. The Inventory Management Division manages all material inventory and fuel support for the department. Finally, the Solid Waste Division (Waste Pro) takes care of all solid waste issues (garbage, trash, and recycling).

Overall, the Department is also responsible for Disaster Recovery in the event of a major emergency such as a hurricane or other natural event. In cooperation with the Police and Fire Rescue Departments, Public Works handles the debris removal, public property damage assessment, utility maintenance, and street clearing in the recovery stage of a major event.

Geography and Demographics

Gulfport is located in Harrison County, and is bound by the City of Biloxi to the East, the City of Long Beach to the West, the Gulf of Mexico to the South and unincorporated Harrison County to the North. Gulfport encompasses a total area of 64.2 square miles, which makes it the second largest city in the State of Mississippi.



Incorporated on July 28, 1898, the City of Gulfport has experienced remarkable growth in population over the past 118 years. In 1950, the population was 22,659. By 2000, it had increased dramatically to 71,127; this resulted from a vigorous annexation program.

In 2010, the population had decreased to 67,793; this was a result from Hurricane Katrina which devastated the Mississippi Gulf Coast on August 29, 2005. According to the latest census, the estimated 2013 population increased to 71,012.

Gulfport is currently home to the Naval Construction Battalion Center, the Port of Gulfport, the Mississippi Air National Guard Base, the Jefferson Davis Campus of Mississippi Gulf Coast Community College, the Gulfport-Biloxi International Airport, and is within driving distance of the University of Southern Mississippi Gulf Park Campus and Keesler Air Force Base. The City of Gulfport is served by the Gulfport School District and the Harrison County School District.

Government Organization

The City of Gulfport is a municipality in the State of Mississippi, formed under the mayor-council form of government. Pursuant to applicable statute and ordinance, the city is governed by a city council of seven elected citizens who serve as the city's governing body. The city council members are elected from various geographic wards. Oversight of all city functions is vested in the Mayor who is elected in a city-wide election. The city council serves as the legislative and policy body for the City of Gulfport. The Mayor appoints a Chief Administrative Officer who is confirmed/ratified by the city council. The Chief Administrative Officer and Mayor work to implement policy directives and to recommend annual budgetary needs and work to promote growth within the city and Gulf Coast.

The Mayor is responsible for appointing the Chief Administrative Officer and all department directors. Currently there are ten department directors.

Financial Profile

The Public Works Department has an Operating Budget for Fiscal Year 2018 of approximately \$15,000,000. These funds are broken out into two funding sources. The General Fund provides monies for Public Works Administration, Streets and Drainage Maintenance, and Traffic Control and Safety. The General Fund also provides monies for the Maintenance Garage (Fleet Management); some of these monies are provided by charging other department for fleet maintenance services throughout the year. The Water Enterprise Fund provides monies for water and sewer maintenance.

The Fiscal Year 2013 to 2025 Capital Improvement Program (CIP) totals \$81,000,000 that is designated for Public Works functions. The City currently utilizes an Annual Budgeting Process and a Twelve Year Capital Improvement Program. The CIP and budget must be adapted by the City Council before September 15 of each year. The City also utilizes a Capital Lease to assist with equipment purchases at a low interest.

Regulatory Environment

LOCAL: Gulfport Code of Ordinances
STATE: Mississippi Code of 1972
FEDERAL: United States Constitution and Code

Guiding Principles

- Provide our Customers with Services as Efficiently, Effectively, Innovatively and Safely as Possible
- Provide a Clean & Healthy Community for our Citizens and Visitors
- Provide Safe & Reliable Equipment for City Employees to Achieve their Goals
- Protect the City of Gulfport's Environment air and water
- Make our Facilities more Sustainable
- Improve the City's Infrastructure

S.W.O.T. Analysis

(Strengths, Weaknesses, Opportunities, and Threats)

In order to understand itself and establish goals, an organization must first identify its existing strengths and weaknesses, then determine potential opportunities and threats that are typically external to the team. Once these have been agreed upon, goals are then identified to build on strengths, correct weaknesses, leverage opportunities, and mitigate threats.

STRENGTHS

- Geographic Location
- Strong Leadership
- Responsiveness
- Long-Term Department Vision
- Skilled/Knowledgeable Staff
- Dedication to Superior Service
- Commitment to Education & Training
- Adaptability & Flexibility to new Challenges
- Safety Conscious
- High Customer Service Standards
- Cohesive Team
- Customer Relationships

OPPORTUNITIES

- Grants/Outside Funding
- Marketing Possibilities and Public Relations
- Improved Contractor Base
- Think Big and Smart
- Training Opportunities
- Development of Career Tracks
- Wireless Technology, Fiber, and Other IT
- Partnerships with other Cities/the County/other Organizations
- Public and Customer Appreciation for Department

WEAKNESSES

- Infrastructure Condition
- Competitiveness of Compensation
- Communication
- Street Maintenance Funds/Revenues
- Complacency of Personnel
- Reduced Staffing Levels
- Public Perception
- Fear of Change

THREATS

- Severe Weather and Natural Disasters
- Competition
- Regulatory Restrictions
- Declining Revenues
- Outsourcing of Services
- Loss of Experienced Personnel
- Attracting Quality Personnel
- Reduction of Quality Services
- Failure of Critical Infrastructure Systems

Department-Wide Goals & Objectives

Goal #1: Continuously Evaluate and Improve Best Management Practices through Measurements and Accountability

- Annual Self-Assessment using APWA Management Practices Manual – **ONGOING**

Goal #2: Installation of water and sewer to all residents inside City limits – ONGOING

Goal #3: Provide superior capital project delivery – ONGOING

- Develop written policy for communication with property owners.
- Develop priority list for future capital project needs
- Ensure capital projects are managed effectively
- Provide feedback to the public on projects through news and local media

Goal #4: Develop Technology Training Program for staff – ONGOING

Goal #5: Develop Annual Clean and Green Program – ONGOING

- Program to be during Spring Months to get ready for the Summer

Goal #6: Develop Annual Public Works Ground Improvements Program

- Build additional offices to house staff
- Revamp existing parking

Goal #7: Update to Cityworks 2014 - COMPLETE

- We currently have Cityworks 2012.1

Goal #8: Create Public Works Orientation Program - COMPLETE

- APWA Self-Assessment Manual will be available to all new employees during orientation

Goal #9: Create Fiber City

Goal #10: Complete the process of installing communication system in city vehicles – COMPLETE

- Laptops in certain City vehicles

Goal #11: Complete the process of making certain Public Works process paperless – ONGOING

- Submission of all Site Plans and Construction Drawings electronically

Goal #12: Community Outreach - COMPLETE

- Designate a position in the department to be responsible for creating and updating Public Works social media sites and a Public Works Newsletter
- Designate a position in the department to attend school career days to explain Public Works to our youth

Goal #13: Provide proper training for all divisions of Public Works – ONGOING

Maintenance Garage Goals & Objectives

Goal #1: Provide a safe working environment for all shop employees – ONGOING

- Replace outdated floor lifts with new heavier capacity lifts
- Provide state of the art quality safety PPE
- Promote shop safety by incorporating best management practices in the shop and while working in the field on breakdowns
- Provide annual certification in CPR and First Aid

Goal #2: Provide adequate fiscal funding to maintain the fleet – ONGOING

- Require each department to provide funds to maintain their fleets
- Establish and fully fund a 5 year equipment replacement plan
- Budget at least a million dollars a year for the next 5 years for equipment Replacement
- Provide funding to establish an apprenticeship program to train new future mechanics to include an increase in the tool allowance

Goal #3: Provide responsive service to the Fleet – ONGOING

- Maintain adequate supply of repair parts to meet the needs day-today and during a Disaster
- Maintain a 90% equipment availability to the labor contractor to meet City goals
- Provide qualified technicians to make field repairs in a safe and timely manner

Goal #4: Provide Fleet Operations personnel with the necessary tools and training – ONGOING

- Provide up-to-date training on new AC and emission systems
- Purchase state of the art diagnostic tools to troubleshoot new technology systems
- Seek/fund and attend any available factory training or local training seminars
- Work to increase technician's tool allowance
- Ensure all shop employees meet all NIMS training requirements

Goal #5: Maintain full accountability of shop tools and parts – ONGOING

- Track all repair parts and cost on every piece of equipment
- Maintain 100% accountability on minor property tools and equipment
- Follow City procedures when receiving new equipment and disposing of old equipment and tools
- Expand the parts room by moving the S&D managers to a new office location

Goal #6: Provide a Fleet that meets the needs of the City today – ONGOING

- Develop equipment specifications to ensure new equipment meets current EPA Standards
- Ensure new equipment meets the needs of new technology in the field
- Purchase fuel efficient vehicles and vehicles sized for the mission they are Performing

Traffic Control Goals & Objectives

Goal #1: New digital sign printer operation. - COMPLETE

- Set up and train employees
- Begin the Wayfinding sign project
- Reduce sign inventory with new printer
- Speed up sign fabrication and quality

Goal #2: Upgrade Retro reflectivity equipment. - COMPLETE

- Assist in adding new details to GIS mapping for City Works program
- Build a better maintenance program for more cost effective service

Goal #3: Setup and run a comprehensive timing plan on Pass Rd utilizing the new traffic signal equipment. - COMPLETE

Goal #4: Assist MDOT in getting a new signal plan on Hwy 90 and on S.R. 605

- Move traffic more safely and improve flow rate

Goal #5: Upgrade all non-mast arm signalized intersections to full operational mast arms.

- Lower maintenance during heavy winds or storms
- Cleaner appearance

Safety/Environmental/ADA Goals & Objectives

Goal #1: Continue the MS4 Program – ONGOING

- Establish a file system for all MS4 files
- File all Inspection and Certification Forms for Small Construction General Permit
- Ensure all permits are current and filed
- This program will improve are waterways and environment

Goal #2: Create Monthly Safety Meetings with all Public Works Staff - COMPLETE

- Establish a Monthly Safety Meeting beginning of month
- Establish Safety Minutes
- Safety meetings will resolve current safety issue, and increase safety awareness though out Public Works staff

Goal #3: Create Monthly Training Program - COMPLETE

- Establish a Monthly Safety Training Program for Public Works staff this will increase our safety awareness

Goal #4: Provide Annual CPR/First Aid Training Program

- Research Training for CPR/First Aid
- Establish an annual tracking excel file to track all employees
- This program will ensure all employees can render first aid to an injured employee until the first responders arrive

Goal #5: Update ADA Transition Plan – ONGOING

- Update with new Priority List the 2016-2020 ADA Transition Plan
- Draft an Accessible Pedestrian Signals Plan for the 2016-2020 ADA Transition Plan
- Working together with Engineering Department, track the current priority list, and updated new Priority List
- Track all completed jobs on the Priority List
- Establish a self-evaluation for three years
- Updated ADA Transition Plan will ensure City of Gulfport is within compliance of the American Disabilities Act Title II

Goal #6: Create Safety Library – ONGOING

- Enhance Safety Library
- Ensure all Safety Regulations and Manuals are current
- Safety Library will ensure accurate and correct safety guidance is enforced and followed

**Goal #7: Update Material Safety Data Sheets (MSDS) and Safety Data Sheets (SDS)
– ONGOING**

- Ensure workplace's that have hazardous materials will have a current MSDS Binder in a central location for all employees to have access to
- This will ensure Public Works meets 29 CFR 1910 General Industry Guidelines

Water Goals & Objectives

Goal #1: Develop a Water Tank Maintenance Program – ONGOING

Goal #2: Develop a Water Valve Exercising Maintenance Program - COMPLETE

Goal #3: Develop a Fire Hydrant Painting Program

- Standard Fire Hydrant color for the City of Gulfport is Yellow

Goal #4: Standardize equipment – ONGOING

Sewer Goals & Objectives

Goal #1: Further Develop Inflow & Infiltration (I&I) Reduction Program. – ONGOING

- Identify and reduce public and private I&I
- Reduce wet weather Sanitary Sewer Overflow's (SSOs)

Goal #2: Develop a Lift Station Structure Program

Goal #3: Continue updating GIS to show location and attributes of all sewer components – ONGOING

- Identify projects and assist the Engineering Division in implementing collection system spot repair, line and manhole rehabilitation work

Goal #4: Continue implementation of the installation of sewer manholes covers containing the City logo – ONGOING

Streets and Drainage Goals & Objectives

Goal #1: Update Ditch Cleaning Plan – ONGOING

- Update Storm Drainage System Maintenance Plan
- Verify Annually the Ditches Cleaned against the Maintenance Plan
- Ensure Easements are feasible for proper ditch maintenance
- Procure proper ditch cleaning equipment for limited access areas

Goal #2: Develop updated Drainage Master Plan

- Identify ditches that need Federal, State and local permits to proceed.
- Identify ditches that are on private property.
- Proceed with getting easements for long term maintenance of ditches that are on private property

Goal #3: To acquire permanent right-of-ways or easements for all areas which have drainage problems

Goal #4: Increase Street Paving Budget – ONGOING

- Identify and prioritize the streets according to the cost and condition of the street on the paving list that need paving.

Past Performance & Service Measures Report

	<u>Actual FY 2015</u>	<u>Actual FY 2016</u>	<u>Actual FY 2017</u>	<u>Actual FY 2018</u>
<u>Public Works Administration</u>				
Accredited Agency (Y/N) (Community Pride)	N	N	Y	Y
PW Strategic Plan Objective Completed (%)	0%	0%	21%	24%
<u>Maintenance Garage Division</u>				
Work Orders Completed	2,587	2,100	2,152	2,241
Parts Issued	26,161	31,367	32,652	29,935
Equipment Availability for Privatization Contract (%)	90.1%	91.9%	91.3%	91.9%
<u>Traffic Control Division</u>				
Work Orders Completed	7,760	4,618	3,234	3,234
Signs Made or Repaired	2,950	2,930	857	1,049
<u>Water Division</u>				
Service Requests Completed	3,087	3,528	2,931	3,493
Fire Hydrants Replaced or Repaired	202	122	104	375
New Connections	406	316	211	214
<u>Sewer Division</u>				
Service Requests Completed	2,084	1,986	1,942	1,996
<u>Streets and Drainage Division</u>				
Service Requests Completed	3,473	3,636	3,218	4,047
Streets Resurfaced (Miles)	3.42	8.50	8.65	3.0
Streets Swept (Miles)	450	450	450	450
Ditches Cleaned (Linear Feet)	303,600	303,518	255,560	291,730
Sidewalks Cleaned (Linear Feet)	385,900	377,351	344,343	400,351
<u>Solid Waste Division (Waste Pro)</u>				
Service Requests Completed	N/A	N/A	N/A	4,170
Recycling (%)	N/A	N/A	N/A	17.5%
House Count	N/A	N/A	N/A	24,747

Future Performance & Service Measure Targets

	<u>Proposed FY 2019</u>	<u>Proposed FY 2020</u>
<u>Public Works Administration</u>		
Accredited Agency (Y/N) (Community Pride)	Y	Y
PW Strategic Plan Objective Completed (%)	50%	100%
<u>Maintenance Garage Division</u>		
Work Orders Completed	2,100	2,100
Parts Issued	30,000	30,000
Equipment Availability for Privatization Contract (%)	91.5%	91.5%
<u>Traffic Control Division</u>		
Work Orders Completed	3,300	3,300
Signs Made or Repaired	900	900
<u>Water Division</u>		
Service Requests Completed	3,800	3,800
Fire Hydrants Replaced or Repaired	125	125
New Connections	300	300
<u>Sewer Division</u>		
Service Requests Completed	2,000	2,000
<u>Streets and Drainage Division</u>		
Service Requests Completed	4,000	4,000
Streets Resurfaced (Miles)	8	8
Streets Swept (Miles)	450	450
Ditches Cleaned (Linear Feet)	303,600	303,600
Sidewalks Cleaned (Linear Feet)	385,900	385,900
<u>Solid Waste Division (Waste Pro)</u>		
Service Requests Completed	4,200	4,200
Recycling (%)	25%	28%
House Count	24,900	25,000

Acknowledgments

Thanks to the following staff who served as members of the Strategic Planning Committee:

Wayne E. Miller, P.E., Director of Public Works
Robert K. Riemann, P.E., Director of Engineering
Ryan Merrill, M.S., Assistant Director of Public Works
Jeremy Harrison, E.I., Assistant Director of Engineering
Veronica Weaver, Budget Analyst
Ken Northington, Traffic Signal Technician III
Richard Thorsten, Equipment Maintenance Manager
James O'Dell, Safety/Environment/ADA Officer
Brian Nelson, MBA, Utility Partners, LLC., Project Manager
Robert J. Knesal, P.E., P.S., Utility Partners, LLC., Vice –President

Thanks to the following staff who assisted the Strategic Planning Committee in developing Goals and Objectives for the Divisions of Public Works:

John Thomas, Streets and Drainage Inspector
Joe Johnson, Streets and Drainage Inspector
Brian Jones, Water and Sewer Inspector
Brian McKnight, Water and Sewer Inspector
Mark Kraninger, Storm Water/Solid Waste Inspector
John Fletcher, Traffic Department Foreman I
Tyler Gentry, Staff Engineer
Connie Debenport, Purchasing Manager
Greg Pietrangelo, Director of Urban Development/Planning Development
Jeff Bruni, Esq, City Attorney
Rick Fisher, Director of Department of Technology and Information Management
Rebecca Kajdan, Assistant to the Mayor
Chris Vignes, Public Information Officer
Cheryl Millender, Human Resources Manager
Sherry Beavers, Engineering Executive Secretary
Sherry Morton, Utility Partners, LLC., Office Manager
Jarrod Knesal, Utility Partners, LLC., QA/QC
Jimmy Ladner, Utility Partners, LLC., Streets and Drainage Manager



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Pam Winston, Grants
Police Department

Date: 12/13/2018

Subject: Budget Amendment #18 - to increase Federal line item 276-610700 from funds received due to drug forfeiture.

Recommendation:

Gulfport Police Department

Memo

To: Mayor Billy Hewes and City Council Members

From: Chief Leonard Papania

Date: December 13, 2018

Re: Budget Amendment

Gulfport Police Department received Automated Email Notification from DEA sharing on August 21st of the following electronic deposits of forfeited funds.

CATS ID (17-DEA-634678) \$ 6,006.00

Account Number	Increase Amount	Increase Amount
Federal Shared Revenue 275-492800		6,006.00
Operating – 276-610700	6,006.00	
TOTAL	6,006.00	6,006.00

This amendment must be spread on the Council minutes so the funds can be spent according to federal, state and local statutes.

Your consideration of this request is very much appreciated.

City of Gulfport

Budget Amendment Request

Fund Name	Asset Forfeitures		Date	12/26/18
Department #	275/276		Budget Entry #	2019-18
Department Name	Police Forfeitures			

The Police Department is requesting a Budget Amendment to increase funds for purchase of operating supplies with funds received from DEA sharing.



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Pam Winston, Grants
Police Department

Date: 12/14/2018

Subject: Budget Amendment #19 - to increase County/Local operating supplies from Restitution received from drug cases.

Recommendation:

Gulfport Police Department

Memo

To: Mayor Billy Hewes

From: Chief Leonard Papania

Date: December 14, 2018

Re: Increase Line Item

The following checks were issued by Connie Ladner office Circuit Clerk of Harrison County for Restitution on several drug related arrest.

Check number (43198) amount of \$43.00 (GPD case)
Check number (43199) amount of \$209.93(GPD case)
Check number (43200) amount of \$4.66 (GPD case)

I request your permission to place these funds in the account below:

Account Number	Increase Amount	Increase Amount
Forfeiture and Seizure County and Local Shared Operating Supplies -- 277-610700		257.59
County/Local Shared Revenue 275-493100	257.59	

This amendment must be spread on the Council minutes so the funds can be spent according to federal, state and local statutes. Therefore, I ask that you place this on the next Council agenda.

City of Gulfport

Budget Amendment Request

Fund Name	Asset Forfeiture	Date	12/26/18
Department #	275/277	Budget Entry #	2019-19
Department Name	Police Forfeitures		

The Police Department is requesting a Budget Amendment to increase funds for purchase of operating supplies with funds received from County Shared Revenue associated with funds forfeited by defendants of drug arrests.



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Pam Winston, Grants
Police Department

Date: 12/20/2018

Subject: Budget Amendment #20 - to increase County/Local operating with funds received from drug related defendants.

Recommendation:

Gulfport Police Department

Memo

To: Mayor Billy Hewes and City Council Members

From: Chief Leonard Papania

Date: December 20, 2018

Re: Budget Amendment

The following checks were issued by the City of Gulfport for a forfeiture resulting from a drug related arrest.

Check number (209032) amount of \$2,324.80

I request your permission to place these funds in the account below:

Account Number	Increase Amount	Increase Amount
Forfeiture and Seizure County and Local Shared Operating Supplies -- 277-610700		2,324.80
County/Local Shared Revenue 275-493100	2,324.80	

This amendment must be spread on the Council minutes so the funds can be spent according to federal, state and local statutes. Therefore, I ask that you place this on the next Council agenda.

City of Gulfport

Budget Amendment Request

Fund Name	Asset Forfeiture	Date	12/26/18
Department #	275/277	Budget Entry #	2019-20
Department Name	Police Forfeitures		

	Original Budget	Prior Amendm ents	This Amendment	Revised Budget
Personnel	-			-
Supplies	14,602	20,497	2,325	37,424
Other Services	-	-	-	-
Capital	-		-	-
Total	14,602	20,497	2,325	37,424
Revenue 275-493100	-	(22,560)	(2,325)	(24,885)

The Police Department is requesting a Budget Amendment to increase funds for purchase of operating supplies with funds received from County Shared Revenue associated with funds forfeited by defendants of drug arrests.



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Elizabeth MacMillan, Office Manager
Leisure Services

Date: 12/28/2018

Subject: Budget Amendment #21 - to move funds to replace John Deer Gator - Leisure Services.

Recommendation:



**DEPARTMENT OF
LEISURE SERVICES**

P.O. Box 1780
Gulfport, MS 39502
Phone: 228-868-5881
Fax: 228-868-5883

Jones Building
1422 23rd Avenue
Gulfport, MS 39501

To: Linda Elias, Comptroller

From: Gus Wesson, Director

Date: December 28, 2018

Subject: Budget Amendment to transfer funds for purchase of equipment in the
Beautification Division.

The Department of Leisure Services is requesting a Budget Amendment to transfer \$8,397.65 from 411-610700 Operational to 411-630200 Vehicles to cover replacement cost of a John Deer Gator in the Beautification Division.

Should you have any questions or issues, please feel free to contact me.

A handwritten signature in black ink, appearing to read "Gus Wesson", written over a horizontal line.

Gus Wesson

City of Gulfport

Budget Amendment Request

Fund Name	<u>General Fund</u>	Date	<u>12/28/18</u>
Department #	<u>411</u>	Budget Entry #	<u>2019-21</u>
Department Name	<u>Leisure Services</u>		

	Original Budget	Prior Amendm ents	This Amendment	Revised Budget
Personnel	-			-
Supplies	961,072	15,000	(8,398)	967,674
Other Services	-	-	-	-
Capital-Equipment	-	-	8,398	8,398
Total	961,072	15,000	-	976,072

To replace a John Deer Gator which was damaged.

Amendment # 2019-21



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Karen McCarty, Grants Management
Community Development

Date: 12/28/2018

Subject: Budget Amendments #22 - to set up new 2018 CDBG Program budget.

Recommendation: Recommended by Department Administrator

Memorandum - *City of Gulfport...*

Community Development Department

To: Linda Elias, Comptroller

CC:

From: Karen C. McCarty,
Federal Programs Administrator KCM

Date: December 28, 2018

Please place the following 2018 CDBG and HOME new budget accounts on the January 8, 2019 Council Agenda;

2018 CDBG Funding Allocation	\$695,889.00	- Council approved 1-9-19
2018 HOME Funding Allocation	\$476,880.00	- Council approved 11-20-18

Individual budget items attached.

City of Gulfport
FINAL CDBG and HOME BUDGET for FISCAL YEAR 2018

HOME Grant Agreement council approved 11-20-18
CDBG Grant Agreement Council Approved 1-8-19

Description	Org	Object	Project	2018 Budget
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Community Development Block Grant

Grant Revenue CDBG (2018)	200	455200	05850	\$ 695,889.00	
CDBG Administration 2018 (\$139,177.00)					
Wages and Salaries 2018	511	600100	05851	\$ 81,995.00	
City Benefit 2018	511	601300	05851	\$ 72.00	
State Retirement 2018	511	601900	05851	\$ 11,000.00	
FICA Taxes 2018	511	602200	05851	\$ 6,363.00	
Life Insurance 2018	511	602500	05851	\$ 275.00	
Health Insurance 2018	511	602600	05851	\$ 11,000.00	
Worker's Comp Insurance 2018	511	602700	05851	\$ 6,872.00	
Office Supplies 2018	511	610400	05851	\$ 2,100.00	
Operating Supplies 2018	511	610700	05851	\$ 1,200.00	
Contractual Fees 2018	511	620900	05851	\$ 1,500.00	
Legal Fees 2018	511	621300	05851	\$ 500.00	
Professional Fees 2018	511	622100	05851	\$ 3,000.00	
Bank Fees 2018	511	624200	05851	\$ 900.00	
Postage 2018	511	625700	05851	\$ 300.00	
Telephone 2018	511	626001	05851	\$ 3,300.00	
Advertising 2018	511	626100	05851	\$ 2,300.00	
Travel 2018	511	626900	05851	\$ 2,500.00	
Misc Services and Charges -2018	511	627900	05851	\$ 1,000.00	
Computer Equipment 2018	511	630400	05851	\$ 2,000.00	
Office Equipment/Furniture 2018	511	630600	05851	\$ 1,000.00	
Catholic Social Services 2018	511	625200	05852	\$ 15,000.00	
de L'Epee Deaf Center 2018	511	625200	05853	\$ 15,000.00	
Gulf Coast Center for NonViolence 2018	511	625200	05854	\$ 15,000.00	
Gulf Coast Community Ministries 2018	511	625200	05855	\$ 15,000.00	
Magnolia Grove/Katie Booth Improvements 2018	511	640100	05856	\$ 170,000.00	
Olivet Park Improvements 2018	511	640100	05857	\$ 176,712.00	
CDBG Unobligated Contingency Grant Funds 2018	511	640100	05858	\$ 150,000.00	

Description	Org	Object	Project	2018 Budget
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HOME Investment Partnership Program

Grant Revenue HOME (2018)	200			\$ 476,880.00	I
HOME Administration 2018 (\$47,688.00)	515		78100		I
Wages and Salaries 2018	515	600100	78100	\$ 36,000.00	I
State Retirement 2018	515	601900	78100	\$ 2,000.00	I
FICA Taxes 2018	515	602200	78100	\$ 1,000.00	I
Life Insurance 2018	515	602500	78100	\$ 180.00	I
Health Insurance 2018	515	602600	78100	\$ 1,000.00	I
Workers Comp 2018	515	602700	78100	\$ 1,000.00	I
Office Supplies 2018	515	610400	78100	\$ 500.00	I
Operating Supplies 2018	515	610700	78100	\$ 500.00	I
Gasoline, Oil, Grease 2018	515	614000	78100	\$ 1,500.00	I
Contractual Fees 2018	515	620900	78100	\$ 1,000.00	I
Legal Fees 2018	515	621300	78100	\$ 100.00	I
Professional Fees 2018	515	622100	78100	\$ -	
Training Programs 2018	515	622300	78100	\$ -	
Business Retention/Promotion 2018	515	623700	78100	\$ -	
Postage 2018	515	625700	78100	\$ 250.00	I
Advertising 2018	515	626100	78100	\$ 1,300.00	I
Travel 2018	515	626900	78100	\$ 1,000.00	I
Misc. Services & Charges 2018	515	627900	78100	\$ 358.00	I
Office Equipment/Furniture 2017	515	630600	78100	\$ -	
Computer Equipment 2018	515	630400	78100	\$ -	
Gulfport - HOME - DPA 2018	515	850100	78120	\$ 232,479.00	I
Harrison County - HOME - DPA 2018	535	850100	78320	\$ 125,181.00	I
CHDO - GCHI - 2018	515	850100	78400	\$ 71,532.00	I

City of Gulfport

Budget Amendment Request

Fund Name CDBG - 2018 (Initial Budget) Date 1/8/2019

Department # 511 Budget Entry # _____

Department Name Community Development

Original Budget	Prior Amendments	This Amendment	Revised Budget
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Personal Services	\$ 117,577.00		\$ 117,577.00
Supplies	\$ 3,300.00		\$ 3,300.00
Other Services	\$ 15,300.00		\$ 15,300.00
Capital Outlay	\$ 3,000.00		\$ 3,000.00
Projects	\$ 556,712.00		\$ 556,712.00
Total	\$ 695,889.00		\$ 695,889.00
Revenue			
Cash Reserves			
Other			

Amendment to: Set up 2018 Annual Year CDBG Budget.

City of Gulfport

Budget Amendment Request

Fund Name	<u>CDBG</u>	Date	<u>12/28/18</u>
Department #	<u>511</u>	Budget Entry #	<u>2019-22</u>
Department Name	<u>Community Development</u>		

	Original Budget	Prior Amendments	This Amendment	Revised Budget
Personnel			117,577	117,577
Supplies			3,300	3,300
Other Services	-	-	15,300	15,300
Capital	-	-	559,712	559,712
Total	-	-	695,889	695,889
Revenue			(695,889)	(695,889)
Total	0	0	0	0

Pending approval of Grant on Council 18 19.

Amendment # 2019-22

City of Gulfport

Budget Amendment Request

Fund Name HOME - 2018 (Initial Budget) Date 1/8/2019
Department # 511 - 515 Budget Entry #
Department Name Community Development

Original Budget	Prior Amendments	This Amendment	Revised Budget
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Personal Services	\$ 41,180.00		\$ 41,180.00
Supplies	\$ 1,000.00		\$ 1,000.00
Other Services	\$ 5,508.00		\$ 5,508.00
Capital Outlay	\$ -		\$ -
Projects	\$ 429,192.00		\$ 429,192.00
Total	\$ 476,880.00		\$ 476,880.00

Revenue			
Cash Reserves			
Other			

Amendment to: Set up 2018 Annual Year HOME Budget.

City of Gulfport

Budget Amendment Request

Fund Name	HOME-2018	Date	12/28/18
Department #	511-515	Budget Entry #	2019-23
Department Name	Community Development		

	Original Budget	Prior Amendments	This Amendment	Revised Budget
			41,180	
Personnel	-		1,000	1,000
Supplies			5,508	5,508
Other Services	-	-	-	-
Capital	-	-	429,192	429,192
Total	-	-	476,880	476,880
Revenue	-	-	(476,880)	(476,880)
Total				

To budget HOME 2018 Grant

Amendment # 2019-23



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Brittany Rodgers, Clerk of Council
Community Development

Date: 01/04/2019

Subject: Budget Amendments #23 - to set up new 2018 HOME Program budget.

Recommendation:



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Sherry Dulaney, Accounts Payable Supervisor
Accounts Payable

Date: 12/20/2018

Subject: Docket of Claims- to be approved through January 9, 2019.

Recommendation:



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Nellie Henry, Urban Development Clerk
Code Enforcement

Date: 12/20/2018

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

Recommendation:

Memorandum

To: Mayor Billy Hewes and Gulfport City Council

From: Greg Pietrangelo, Director
Department of Urban Development

Date: December 20, 2019

RE: Resolutions awarding bids for lot cleanups and/or demolition of certain property within the City of Gulfport and providing for assessment of cost to the said properties being presented to the City Council on the 8th day of January, 2019.

Please place the attached item on the Council agenda for January 8, 2019.

Subject: Code Enforcement Resolutions Awarding Bids for Lot Clean-ups and/or Demolitions.

The attached items have been routed through the following departments:

Approve

Disapprove

Dept. of Urban Development

✕

The items have been reviewed and approved by:

_____ Director of Urban Development

_____ CAO or Mayor _____

Memorandum - City of Gulfport

Department of Urban Development

Date: December 20, 2018

To: Mayor Billy Hewes
City Council Members

From: Code Enforcement

RE: Resolutions awarding bids for lot cleanups and/or demolition of certain property within the City of Gulfport and providing for assessment of cost to the said properties being described:

Awarding of Bids

WARD 1

- Parcel 1: 0811E-04-017.000. This parcel awarded to Purposed By Design for \$150.00 to cut and clean grounds and remove all trash and miscellaneous debris from site located at 3103 22nd Street. (Hill)
- Parcel 2: 0711L-02-140.000. S 23.4 Ft. of Lot 18 & All Lots 19-20, Blk. 18 Central Beach awarded to B & B Construction for \$99.00 to cut and clean grounds and remove all trash and miscellaneous debris from site located at 1417 Lewis Avenue. (Hall)
- Parcel 3: 0711N-01-043.001. This parcel awarded to Grassmasters Lawn Service for \$150.00 to cut and clean grounds and remove all trash and miscellaneous debris from site located at 1025 Ruth Avenue. (Lott & Fairley)
- Parcel 4: 0711G-04-043.000. Lot 9, Blk. 13, Jonestown McCaughan Add. awarded to B & B Construction for \$119.00 to cut and clean grounds and remove all trash and miscellaneous debris from site located at 1907 45th Avenue. (Gulf South Equity)
- Parcel 5: 0711H-05-058.000. This parcel awarded to Grassmasters Lawn Service for \$245.00 to board up and secure all openings. Cut and clean grounds and remove all trash and miscellaneous debris from site located at 1717 41st Avenue. (Forrest)

WARD 2

- Parcel 6: 0911E-03-030.000. This parcel awarded to Melvins Lawn Care for \$168.00 to cut and clean grounds and remove all trash and miscellaneous debris from site located on East Beach Blvd. (Fortner)
- Parcel 7: 1011D-03-012.000. This parcel awarded to B & B Construction for \$125.00 to cut and clean grounds and remove all trash and miscellaneous debris from site located at 152 Markham Drive. (Bourgeois)

WARD 3

- Parcel 8: 0810F-01-040.000. Lot 30, Blk. 308, North Gulfport awarded to Purposed By Design for \$300.00 to repair or remove inoperable vehicle(s). Cut and clean grounds and remove all trash and miscellaneous debris from site located at 8140 Florida Avenue. (Lowry)
- Parcel 9: 0810F-02-036.000. Lots 10-11, Blk. 334, North Gulfport awarded to Grassmasters Lawn Service for \$147.00 to cut and clean grounds and remove all trash and miscellaneous debris from site located at 8127 Florida Avenue. (Pope)
- Parcel 10: 0810F-02-084.000. Lots 28-30, Blk. 332, Gulfport Subd. awarded to B & B Construction for \$165.00 cut and clean grounds and remove all trash and miscellaneous debris from site located at to15146 Jefferson Street. (Christiana Trust)

- Parcel 11: 0810B-02-030.000. Lots 28-32, Blk. 106, North Gulfport Subd. awarded to B & B Construction for \$105.00 to cut and clean grounds and remove all trash and miscellaneous debris from site located at 5112 South Carolina Avenue. (Boose)
- Parcel 12: 0811G-04-001.000. N 70 Ft. of Lots 15-17 & All Lots 18-21, Blk. 22, Soria City awarded to B & B Construction for \$110.00 to cut and clean grounds and remove all trash and miscellaneous debris from site located at 2119 Pratt Avenue. (Faith Works Ministries II)
- Parcel 13: 0811C-05-022.000. This parcel awarded to Purposed By Design for \$3200.00 to board up and secure all openings. Cut and clean grounds and remove all trash and miscellaneous debris from site. Exterminate by approved process. Repair or remove damaged fence located at 2550 Pass Road. (Walroth)

WARD 4

- Parcel 14: 0910N-01-018.000. This parcel awarded to Grassmasters Lawn Service for \$250.00 to repair or remove inoperable vehicle(s) from site. Cut and clean grounds and remove all trash and miscellaneous debris from site located at to 3207 F Avenue. (Mitrenga)

WARD 5

- Parcel 15: 0808O-02-056.000. Lot 48, Bel-Aire Subd. 7th Add. awarded to Purposed By Design for \$150.00 to cut and clean grounds and remove all trash and miscellaneous debris from site located at 100 Phylis Drive. (Nova Properties LLC)
- Parcel 16: 0908N-05-001.122. Lot 140, Forest North Subd. Ph. 3 awarded to B & B Construction for \$110.00 to cut and clean grounds and remove all trash and miscellaneous debris from site located at 10608 East Bay Tree Drive. (Sai Om Investments)

Total \$5593.00

There came on for consideration at a meeting of the Mayor and Members of the Council of the City of Gulfport, Mississippi, held on the **8th** day of **January, 2019**, the following Resolution:

**A RESOLUTION AWARDING AND/OR REJECTING BIDS FOR LOT CLEANUP
AND/OR DEMOLITION OF CERTAIN PROPERTY WITHIN THE CITY OF
GULFPORT AND PROVIDING FOR THE ASSESSMENT OF COSTS TO THE SAID
PROPERTIES**

WHEREAS, at a prior meeting of the Gulfport City Council, certain and various properties located within the City of Gulfport were declared to be in such a state of uncleanliness as to be a menace to the public health, safety, and welfare of the community; and

WHEREAS, by prior action of this Council, the City of Gulfport was authorized to advertise for bids to perform the noted and required work on the identified properties; and

WHEREAS, having advertised for bids and having received bids, the following represent the lowest and best bids received (per parcel) for the work as described therein:

- | | |
|------------|--|
| Parcel 1: | 0811E-04-017.000. This parcel awarded to Purposed By Design for \$150.00 to cut and clean grounds and remove all trash and miscellaneous debris from site located at 3103 22nd Street. (Hill) |
| Parcel 2: | 0711L-02-140.000. S 23.4 Ft. of Lot 18 & All Lots 19-20, Blk. 18 Central Beach awarded to B & B Construction for \$99.00 to cut and clean grounds and remove all trash and miscellaneous debris from site located at 1417 Lewis Avenue. (Hall) |
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| Parcel 4: | 0711G-04-043.000. Lot 9, Blk. 13, Jonestown McCaughan Add. awarded to B & B Construction for \$119.00 to cut and clean grounds and remove all trash and miscellaneous debris from site located at 1907 45th Avenue. (Gulf South Equity) |
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| Parcel 7: | 1011D-03-012.000. This parcel awarded to B & B Construction for \$125.00 to cut and clean grounds and remove all trash and miscellaneous debris from site located at 152 Markham Drive. (Bourgeois) |
| Parcel 8: | 0810F-01-040.000. Lot 30, Blk. 308, North Gulfport awarded to Purposed By Design for \$300.00 to repair or remove inoperable vehicle(s). Cut and clean grounds and remove all trash and miscellaneous debris from site located at 8140 Florida Avenue. (Lowry) |
| Parcel 9: | 0810F-02-036.000. Lots 10-11, Blk. 334, North Gulfport awarded to Grassmasters Lawn Service for \$147.00 to cut and clean grounds and remove all trash and miscellaneous debris from site located at 8127 Florida Avenue. (Pope) |
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WHEREAS, the Mayor and Members of the Council find and do so determine that pursuant to bids heretofore received for lot cleanup and/or demolition of certain property described above in the City of Gulfport, that the bid price noted above is the lowest and best price and should be accepted; and

WHEREAS, the Mayor and Members of the Council further find and do so determine that Notice to Proceed should be given to the listed property above, and that the actual costs of cleanup should be assessed against the property as provided by law including a \$250.00 penalty.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND MEMBERS OF THE COUNCIL OF THE CITY OF GULFPORT, MISSISSIPPI, AS FOLLOWS:

SECTION 1. That the matters, facts and things recited in the Preamble hereto are hereby adopted as the official findings of the Governing Authority.

SECTION 2. That the individual bids for the cleanup of the certain properties described above within the City of Gulfport, should be accepted as the lowest and best bid/bid price.

SECTION 3. That Notice to Proceed should be immediately given to the lowest and best bidder as noted above and the completion of all work shall be accomplished within 30 calendar days. If extenuating circumstances occur, the company may request an extension of time in writing to complete the work.

SECTION 4. That the costs of lot cleanup, plus a \$250.00 penalty, should be assessed as a lien against the said properties and shall be enrolled in the Office of the Circuit Clerk of the

First Judicial of Harrison County, Mississippi, as other judgments are enrolled, as provided by law.

The above and foregoing Resolution, after having been first reduced to writing and read by the Clerk, was introduced by _____, seconded by _____, and was adopted by the following roll call vote:

YEAS:

NAYS:

ABSENT:

WHEREUPON, the President thereby declared the motion carried and the Resolution adopted this the _____ day of _____, 2019.

(SEAL)

ATTEST:

ADOPTED:

CLERK OF THE COUNCIL

PRESIDENT OF THE COUNCIL

The above and foregoing Resolution having been submitted to and approved by the Mayor, this the _____ day of _____, 2019.

APPROVED:

MAYOR



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Linda Elias, Comptroller
Administration

Date: 12/20/2018

Subject: Ratification - of GRC Line of Credit Expenditures - to be made a part of the minutes.

Recommendation:



Comptroller/City Clerk

P.O. Box 1780

Gulfport, MS 39502

Phone: 228-868-5705

Email: lelias@gulfport-ms.gov

City Hall

2309 15th St.

Gulfport, MS 39501

Memorandum – City of Gulfport

To: Mayor Hewes, Dr. Kelly, CAO, Councilman Casey,
Councilman Roland, Councilwoman Holmes-Hines, Councilman Walker,
Councilman Sharp, Councilman Flowers
and Councilwoman Pucheu

From: Linda Elias, Comptroller

Date: December 20, 2018

RE: Use of GRC Line of Credit Approved by Council April 3, 2018

Attached is the detail of the monies used from the GRC line of credit as approved by Council for both expenditures and payroll.

Thank you for your consideration in this manner.

**CERTIFIED RESOLUTION OF
THE GULFPORT REDEVELOPMENT COMMISSION**

~~Nov-18~~
Dec.

The undersigned does hereby certify that he is the duly appointed and authorized Secretary of the Gulfport Redevelopment Commission, as the urban renewal agency of the City of Gulfport, Mississippi (the "GRC") and that the following is a true and correct copy of certain resolutions duly adopted at a meeting of the Board of Commissioners of the GRC convened and held of the date specified below, and that such resolutions are in full force and effect.

WHEREAS, the GRC owes amounts to various vendors and desires to reduce its accounts payable by making payments to specific vendors.

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby adopts and approves the following Resolution in all respects:

RESOLVED, that upon the recommendation of the Treasurer of the GRC and a proper second, the Commissioners hereby approve and authorize payment be made by the GRC from the **GRC Aquarium Account (non construction)**:

INVOICE DATE	PAYEE	INVOICE/RECEIPT	DESCRIPTION	INVOICE #	AMOUNT
12/04/18	Kimmel Management Services, LLC	Kimmel Management Services, LLC	Reimbursable Expenses- Non Construction	Invoice-25	\$1,476.01
11/26/18	MS Aquarium	Lowe's	Office Keys	0	\$12.73
12/03/18	MS Aquarium	Gulf South Janitorial	Janitorial Services Nov 2018	#200	\$200.00
11/20/18	MS Aquarium	SMBM	Copier Contract and Overage Charge	336297	\$111.13
11/13/18	MS Aquarium	Ric Urban	Seafood Watch Consumer Guides	301953	\$10.00
10/29/18	MS Aquarium	Geiger	6FT and 8FT Tablecloths	3726055	\$352.28
11/13/18	MS Aquarium	Illustrative Ink	2 Pop Up Banners	3422	\$191.20
11/14/18	MS Aquarium	The Cawley Company	Office Name Tags	V585960	\$37.67
11/16/18	MS Aquarium	SORG Printing	Business Cards	78817	\$44.94

**CERTIFIED RESOLUTION OF
THE GULFPORT REDEVELOPMENT COMMISSION**

~~Nov-18~~
Dec

9/6- 10/18/18	MS Aquarium	USPS	Flags and Postage	0	\$164.69
11/02/18	MS Aquarium	Berryland Campers	Airstream	3014489	\$8,115.00
11/5&11/7/ 18	MS Aquarium	Office Depot	INK, Stapler and Fed Ex	0	\$71.18
11/15/18	MS Aquarium	Necalse Locksmith Service	2 Cyl Change, 8 Keys and rekey exit device	151009	\$212.93
Total					\$10,999.76
Fund Balance					\$362,050.47

The above and foregoing Resolution is hereby certified true and correct as of the

_____ day of _____, 2018



David Duhe, Secretary of

Gulfport Redevelopment Commission

**CERTIFIED RESOLUTION OF
THE GULFPORT REDEVELOPMENT COMMISSION
Dec-18**

The undersigned does hereby certify that he is the duly appointed and authorized Secretary of the Gulfport Redevelopment Commission, as the urban renewal agency of the City of Gulfport, Mississippi (the "GRC") and that the following is a true and correct copy of certain resolutions duly adopted at a meeting of the Board of Commissioners of the GRC convened and held of the date specified below, and that such resolutions are in full force and effect.

WHEREAS, the GRC owes amounts to various vendors and desires to reduce its accounts payable by making payments to specific vendors.

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby adopts and approves the following Resolution in all respects:

RESOLVED, that upon the recommendation of the Treasurer of the GRC and a proper second, the Commissioners hereby approve and authorize payment be made by the GRC from the GRC Aquarium Account (payroll):

INVOICE DATE	PAYEE	DESCRIPTION	INVOICE #	AMOUNT	DATE APPROVED
11/30/2018	SourcePointe, LLC	Payroll	201824	\$23,136.22	
12/4/2018	SourcePointe, LLC	Payroll	201826	\$922.38	
Total				\$24,058.60	
Fund Balance				\$2,678,159	

The above and foregoing Resolution is hereby certified true and correct as of the

_____ day of _____, 2018



David Duhe, Secretary of
Gulfport Redevelopment Commission



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Mary Collins, Procurement Specialist
Purchasing

Date: 12/18/2018

Subject: Privilege License Report - for the months of October and November, 2018 - to be made a part of the minutes.

Recommendation:

Memorandum - City of Gulfport

Purchasing

To: The Honorable Mayor and City Council

From: Mary Collins, Procurement Specialist

Date: December 18, 2018

Re: Privilege Licenses Issued
October 1- November 30, 2018

Attached is a report of the privilege licenses issued by the City of Gulfport for the period of October 1 thru November 30, 2018 per Mississippi Code §Ann.27-17-501 to be spread on the minutes

It is my recommendation to accept this report. Thank you for your consideration

PRIVILEGE LICENSES
OCTOBER/NOVEMBER 2018

Customer Name	Customer Address	PAID	Post Date
ALFORD'S CLEANING SERVICE	1229 23RD ST	\$20.00	10/02/2018
BEST BUY STORES INC #1174	P O BOX 9450	\$1,200.00	10/02/2018
BLOSSMAN GAS INC	3000 25TH AVE	\$30.00	10/02/2018
COVENANT CHRISTIAN BOOKSTORE	1419 PASS ROAD	\$20.00	10/02/2018
DISCOUNT BUY AND SELL PAWN	2000 25TH AVE	\$250.00	10/02/2018
FEDERAL EXPRESS HOME DELIVERY	10268 CORPORATE DRIVE	\$30.00	10/02/2018
FEDEX GROUND	10268 CORPORATE DRIVE	\$30.00	10/02/2018
FINANCIAL SOLUTIONS TAX LLC	273 AZALEA RD BLDG 2 SUITE 508	\$20.00	10/02/2018
FOUNDATIONS PROF BRA FITTING	2596 BRIGHTON CIRCLE	\$40.00	10/02/2018
GREAT SOUTHERN GOLF CLUB	2000 BEACH BLVD	\$69.00	10/02/2018
GULF COAST ELECTRIC	2800 33RD STREET	\$20.00	10/02/2018
GULFPORT JOB CORPS	3300 20TH STREET	\$150.00	10/02/2018
HAHN JAMES ELECTRICAL	43 54TH STREET	\$20.00	10/02/2018
HELP FOR MOM	600 E PASS ROAD	\$20.00	10/02/2018
HVAC MECHANIC HANDYMAN	423 TEXAS AVE	\$20.00	10/02/2018
J INC.	1915 31ST AVENUE	\$35.00	10/02/2018
MACKS MAINTENANCE & REPAIR	10728 E BAYTREE DR	\$20.00	10/02/2018
MANDELA BOUTIQUE	1015 PASS RD	\$20.00	10/02/2018
OXFORD OPTIONS OF GULFPORT	14070 DEDEAUX RD	\$30.00	10/02/2018
PRN HEALTHCARE GROUP LLC	600 EAST PASS ROAD SUITE B	\$20.00	10/02/2018
PROFESSIONAL REAL ESTATE MGT	1447 EAST PASS RD	\$30.00	10/02/2018
PROFESSIONAL REAL ESTATE MGT	1447 EAST PASS RD	(\$30.00)	10/02/2018
PROFESSIONAL REAL ESTATE MGT	1447 EAST PASS RD	\$30.00	10/02/2018
ROYAL AUTO SALES	1241 PASS ROAD	\$62.50	10/02/2018
SENIOR CARE MANAGEMENT	600 E PASS ROAD	\$20.00	10/02/2018
SERENITY PSYCHOTHERAPY LLC	222 BOGGS CIRCLE	\$20.00	10/02/2018
STOWERS ELECTRIC & TJ CONTRACTOR	8223 ALABAMA AVE	\$20.00	10/02/2018
TOBACCO & BEER DISCOUNT HOUSE	800 PASS RD	\$35.00	10/02/2018
UNITED CAB	1610 28TH ST	\$20.00	10/02/2018
WILLIAMS JOHN	1447 EAST PASS RD	\$20.00	10/02/2018
BEAU ANDRE APARTMENTS	1447 E PASS RD	\$20.00	10/02/2018
CLEAR FAMILIES CHIROPRACTIC	15007 CREOSOTE RD STE A	\$20.00	10/02/2018
ADORE SALON AND BEAUTY	3007 17TH ST	\$20.00	10/02/2018

**PRIVILEGE LICENSES
OCTOBER/NOVEMBER 2018**

SHIELDED HOME WARRANTY	10577 BAY TREE DR	\$20.00	10/02/2018
TASTE BUDZ	15223 DEDEAUX RD SUITE C	\$20.00	10/02/2018
3 RIVERS RD TOWING & STORAGE LLC	13180 THREE RIVERS RD	\$20.00	10/03/2018
A1 COIN LAUNDRY	2508 MARTIN LUTHER KING BLVD	\$20.00	10/03/2018
AFFORDABLE DENTURES	505 COWAN RD	\$30.00	10/03/2018
AIRGAS USA, LLC	PO BOX 9219	\$75.00	10/03/2018
ALL-DAY CONSTRUCTION/ROBERT K DAVIS	14321 DEDEAUX RD UNIT 10	\$20.00	10/03/2018
AMERICAN MEDICAL RESPONSE	12020 INTRAPLEX PARKWAY	\$150.00	10/03/2018
ARMSTRONG MCCALL BEAUTY SALON	9466 KENDALL AVE	\$75.00	10/03/2018
BARBARA J MAREK	15357 PARKWOOD DRIVER	\$20.00	10/03/2018
BON WORTH	10120 FACTORY SHOPS BLVD	\$50.00	10/03/2018
BROWNS VELVET DAIRY	11100 THREE RIVERS RD	\$45.00	10/03/2018
BUG BUSINESS	9465 CREOSOTE ROAD	\$20.00	10/03/2018
BUG BUSINESS	37 56TH STREET	\$20.00	10/03/2018
BURKES OUTLET# 538	15142 CROSSROADS PARKWAY	\$75.00	10/03/2018
CAS CARE	12236 ASHLEY DR SUITE A	\$20.00	10/03/2018
CHIQUITA FRESH N A	13486 FASTWAY LANE	\$30.00	10/03/2018
COMPTONS CONTRACTING	136 BAYOU CIRCLE	\$20.00	10/03/2018
DAL POOLS	1009 ANNISTON AVE	\$20.00	10/03/2018
DODGES STORE	P.O. BOX 1688	\$90.00	10/03/2018
EDWARD JONES & CO	ATTN BRANCH TAX 04329	\$20.00	10/03/2018
EDWARD JONES	12274 ASHLEY DR STE A	\$30.00	10/03/2018
EDWARD JONES	ATTN: BRANCH TAX 99084	\$20.00	10/03/2018
EDWARD JONES CO LP	2600 13TH ST	\$20.00	10/03/2018
EDWARD JONES INVESTMENTS	P O BOX 66719	\$20.00	10/03/2018
EDWARD D JONES	ATTN: BRANCH TAX 18327	\$20.00	10/03/2018
EL AGUILA	187 TEGARDEN DR	\$45.00	10/03/2018
EXCLUSIVE NAIL SPA	6408 BEATLINE RD	\$20.00	10/03/2018
FEDERAL EXPRESS CORP	10440 EXPRESS DR	\$150.00	10/03/2018
FORGET ME NOT FLORIST	1920 25TH AVE	\$20.00	10/03/2018
FOSSIL STORE I INC # 437	10740 FACTORY SHOPS BLVD	\$92.50	10/03/2018
GAMESTOP 3744	625 WESTPORT PKWY	\$62.50	10/03/2018
GASTROENTEROLOGY CENTER, PA	15106 CROSSROAD PARKWAY	\$48.00	10/03/2018
GILLIGANS LOUNGE	165 HARDY COURT	\$35.00	10/03/2018

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GULF COAST HOLDINGS COM LLC	1710 E. PASS ROAD	\$20.00	10/03/2018
GULF COAST SPINE SOLUTIONS	14231 SEAWAY RD	\$20.00	10/03/2018
HD SUPPLY CONSTRUCTION SUPPLY	14220 HIGHWAY 49 BLDG B-2	\$250.00	10/03/2018
HOUSTONS CARPET SERVICE	9409 CREOSOTE ROAD	\$20.00	10/03/2018
HUDSON & SMITH ATTORNEYS	1600 24TH AVE	\$20.00	10/03/2018
JUST IN TIME LAWN SERVICE	16075 ORANGE GROVE ROAD	\$20.00	10/03/2018
KARLS JEWELRY & GIFTS	549 EAST PASS ROAD SUITE M	\$20.00	10/03/2018
KEELING CO	10368 EXPRESS DR	\$62.50	10/03/2018
KENTWOOD SPRINGS	14072 FASTWAY LANE	\$39.00	10/03/2018
KINDERCARE LEARNING CENTER #313	15267 DEDEAUX RD	\$45.00	10/03/2018
LANIER'S MOBILE HOME PARK	11213 DOBSON ROAD	\$20.00	10/03/2018
LARRY'S LAWN SERVICE	634 VICTORY ST	\$20.00	10/03/2018
LINDSAY MECHANICAL	15207 DUCKWORTH RD	\$30.00	10/03/2018
MARTY WILSON GALLERIES	824 E PASS RD & 1	\$20.00	10/03/2018
MELISSA POWELL CONSULTING	14354 HILLWOOD COVE	\$20.00	10/03/2018
MERIDIAN BRICK AND MASONRY SUPPLY	P O BOX 1957	\$300.00	10/03/2018
MAZZA MARTIN GIFTS	1208 PASS RD	\$20.00	10/03/2018
MILLION AIR GULFPORT- BILOXI	1100 HANGAR STREET	\$60.00	10/03/2018
MISSISSIPPI ORTHOPAEDIC INSTITUTE PLLC	15190 COMMUNITY ROAD	\$42.00	10/03/2018
MSCO DEVELOPMENT LLC	2310 19TH ST	\$20.00	10/03/2018
NP FAMILY MEDICAL CLINIC	2300 24TH AVE	\$20.00	10/03/2018
OCEAN MARINE GROUP	3855 25TH AVE	\$800.00	10/03/2018
PALMERS ELECTRICAL	15064 VAN BUREN ST	\$20.00	10/03/2018
PERFUMANIA #210	10775 FACTORY SHOP BLVD	\$50.00	10/03/2018
POPEYE'S FAMOUS FRIED CHICKEN	2420 PASS RD	\$45.00	10/03/2018
POPEYES CHICKEN & BISCUITS	12152 HWY 49 NORTH	\$87.00	10/03/2018
REDD PEST CONTROL	9215 HIGHWAY 49	\$90.00	10/03/2018
REEBOK INTERNATIONAL LTD	10360 FACTORY SHOPS BLVD	\$250.00	10/03/2018
RIGHTTRACK RECORDS LLC	112 FORE STREET	\$20.00	10/03/2018
ROOMS TO GO MISSISSIPPI CORPORATION	10325 HWY 49	\$200.00	10/03/2018
SAFELITE AUTOGLASS	2400 FARMERS DR	\$36.00	10/03/2018
SALON 9354	76 C 48TH STREET	\$20.00	10/03/2018
SHRIMP BASKET OF GULFPORT INC	9265 HWY 49	\$45.00	10/03/2018
SICILY'S ITALIAN BUFFET	11010 HWY 49	\$30.00	10/03/2018

PRIVILEGE LICENSES
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SIEMENS INDUSTRY INC	DUCHARME, MCMILLEN & ASSOC-BUSINESS	\$78.00	10/03/2018
SOUTHSIDE QUAIL FARM	14211 S SWAN RD	\$20.00	10/03/2018
SUNSOUTH	4100 HARTFORD HWY	\$1,200.00	10/03/2018
THE CHILDREN'S PLACE INC	2920 N GREEN VALLEY PKWY STE 722	\$40.00	10/03/2018
THE POOL GUY	2921 55TH AVENUE	\$20.00	10/03/2018
THE TINT SHOP	2818 22ND AVENUE SUITE 6	\$20.00	10/03/2018
THE VILLAGE FLORIST	15416 ST CHARLES ST	\$20.00	10/03/2018
TOMMY HILFIGER RETAIL INC	10855 FACTORY SHOPS BLVD	\$560.00	10/03/2018
TU CASA LATINA LLC	13011 HWY 49	\$20.00	10/03/2018
TURAN FOLEY MOTORS INC	11063 HWY 49 N	\$25.00	10/03/2018
WENDY'S #242	263 WAGNER PLACE	\$20.00	10/03/2018
WENDYS #243	263 WAGNER PL	\$30.00	10/03/2018
WENDYS #247	263 WAGNER PL	\$30.00	10/03/2018
WIN HOME INSPECTION	11462 STANTON CIRCLE	\$20.00	10/03/2018
WROLSTAD REAL ESTATE AND INSURANCE	612 COURTHOUSE RD STE A	\$20.00	10/03/2018
XPO LOGISTICS FREIGHT INC	10331 THREE RIVERS RD	\$20.00	10/03/2018
BERRYMAN CLEANING SERVICE	P O BOX 7371	\$20.00	10/03/2018
HMR GROUP	1520 29TH AVE #19	\$20.00	10/03/2018
228 GIRLS	2701 14TH AVE BOOTH #11	\$20.00	10/04/2018
C & J ANTIQUES	213 PASS RD	\$20.00	10/04/2018
EUNIQUE KUTZ	12340 TRISH BLVD	\$20.00	10/04/2018
FREEDOM CONSTRUCTION INC	14493 DUCKWORTH RD	\$20.00	10/04/2018
LAURA F. PAULK, P.L.L.C.	16127 ORANGE GROVE ROAD	\$30.00	10/04/2018
MAGEE'S GROCERY	2200 31ST AVE	\$35.00	10/04/2018
MAGNOLIA TERRACE	2721 PAULA CIRCLE	\$20.00	10/04/2018
MISSISSIPPI MATTRESS LLC	10495 HWY 49	\$20.00	10/04/2018
MISSISSIPPI MATTRESS LLC	10495 HWY 49	(\$20.00)	10/04/2018
PAT PECK HONDA	11151 HIGHWAY 49	\$150.00	10/04/2018
SOUTH MISSISSIPPI AQUASCAPES LLC	3715 11TH ST	\$20.00	10/04/2018
THE TJ MAXX #008	15150 CROSSROADS PARKWAY	\$200.00	10/04/2018
OIL OF GLADNESS ICE CREAM & SNOWCONE	1709 19TH AVENUE	\$25.00	10/04/2018
RELIABLE CONCRETE SCANNING AND CUTTING	11367 CREEL CIRCLE	\$20.00	10/04/2018
THOMASVILLE APARTMENTS	2330 E PASS RD #6	\$20.00	10/04/2018
ASA	1924 30TH AVE	\$20.00	10/05/2018

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CDI PLAZA INC	P O BOX 2664	\$20.00	10/05/2018
KIM K'S THRIFT STORE	1223 PASS RD UNIT B	\$20.00	10/05/2018
LENORD'S LIME TREE LANE COOKING	1988 E PASS RD SUITE D	\$20.00	10/05/2018
MAMA SEAFOOD GRILL	13211 DEDEAUX RD STE 6	\$20.00	10/05/2018
WILLIAMS TAX & BUSINESS SERVICE	1924 30TH AVENUE	\$20.00	10/05/2018
PONY EXPRESS	3519 10TH ST	\$25.00	10/05/2018
ALL SAFE TECHNOLOGIES LLC	2620 25TH AVENUE	\$30.00	10/08/2018
AMOS SIGNS	2624 17TH AVENUE	\$20.00	10/08/2018
BILOXI CLUB 24	1355 E PASS RD	\$20.00	10/08/2018
BYRON'S MOBILE HOME PARK	13241 WILLIAMS ROAD	\$20.00	10/08/2018
CASSADY - ACADIA LAND SURVEYING LLC	206 E 2ND ST	\$30.00	10/08/2018
CATO FASHION 484	9352 HIGHWAY 49 UNIT B	\$25.00	10/08/2018
CELL TOUCH LA	P O BOX 210395	\$20.00	10/08/2018
CELL TOUCH LA INC	P O BOX 290315	\$20.00	10/08/2018
D'RAYZ DECORATING SERVICES	12027 CARNEGIE AVE	\$20.00	10/08/2018
DELUXE CLEANERS	618 COURTHOUSE RD	\$30.00	10/08/2018
DUNAWAY GLASS	12407 HWY 49 N STE 1	\$20.00	10/08/2018
EDDIE PRO PAINTING	14321 DEDEAUX RD SUITE 15	\$20.00	10/08/2018
GRACIE UNITED GULFPORT	9465 CREOSOTE RD	\$20.00	10/08/2018
GULF COAST COURT SERVICES,INC	1626 24TH AVE	\$20.00	10/08/2018
IMPORT PERFORMANCE LLC	14425 CREOSOTE RD	\$30.00	10/08/2018
ITS FASHION METRO 7687	P O BOX 34216	\$40.00	10/08/2018
METRO PCS	P O BOX 290315	\$20.00	10/08/2018
METRO PCS	2905 25TH AVE	\$20.00	10/08/2018
SAMMIE'S MOBILE HOME PARK	13192 WILLIAMS RD	\$20.00	10/08/2018
SERVICE 1	P O BOX 2122	\$20.00	10/08/2018
UNIQUE ONE LLC	11129 RUDOLPH DR	\$20.00	10/08/2018
CHICK FIL A	11001 HIGHWAY 49	\$255.00	10/09/2018
CUSTOM ELECTRIC SERVICE LLC	1700 28TH STREET	\$20.00	10/09/2018
DAHL'S AUDIO & VIDEO	4108 15TH STREET	\$20.00	10/09/2018
FIRE SYSTEMS INC	2214 HEWES AVE	\$20.00	10/09/2018
IN & OUT CONVENIENCE STORE	2005 30TH AVE	\$35.00	10/09/2018
MICHAEL VINCENT SALON	2202 25TH AVE	\$30.00	10/09/2018
PINNACLE PROTECTION SOLUTIONS	21 PASS RD	\$20.00	10/09/2018

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SEAGRAPES WINE CAFE	2419 14TH ST	\$35.00	10/09/2018
3 RIVERS STORAGE UNITS	13612 THREE RIVERS RD	\$20.00	10/10/2018
365 MOTORSPORTS	1701 28TH ST	\$20.00	10/10/2018
MICHAELS CELEBRITY HAIRSTYLIST/ASSO	2512 25TH AVENUE	\$20.00	10/10/2018
AVIS RENT A CAR	14035 AIRPORT RD STE C	\$148.50	10/10/2018
BELK INC #295	15226 CROSSROAD BOULEVARD	\$1,360.00	10/10/2018
BUDGET RENT A CAR	14035 AIRPORT RD	\$148.50	10/10/2018
CALIFORNIA NAILS	1224 PASS ROAD	\$20.00	10/10/2018
CLARKS	60 TOWER RD	\$92.50	10/10/2018
CROSSFIT PORTSIDE	34 29TH ST UNIT I	\$20.00	10/10/2018
ENTERPRISE RENT A CAR	1080 RIVER OAKS DR	\$1,695.00	10/10/2018
ENTERPRISE RENT A CAR	1080 RIVER OAKS DR. #B-200	\$5,895.00	10/10/2018
FREEDOM ROAD BIKER GEAR	1956 E PASS RD	\$20.00	10/10/2018
GCP LABORATORIES	3600 25TH AVE	\$80.00	10/10/2018
GULFPORT ACADEMY CHILD CARE INC	15150 EVANS ST	\$45.00	10/10/2018
INSTALLED BUILDING PRODUCTS OF BILOXI	495 SOUTH HIGH ST STE 50	\$45.00	10/10/2018
J & S AUTO DETAILING	15264 DEDEAUX RD	\$20.00	10/10/2018
LITTLE CAESARS #167	12373 HWY 49	\$20.00	10/10/2018
LITTLE CAESARS #168	P O BOX 572408	\$20.00	10/10/2018
PURE COUNTRY	10166 LORRAINE ROAD	\$35.00	10/10/2018
T-MOBILE	12920 SE 38TH ST	\$40.00	10/10/2018
WAFFLE HOUSE # 199	612 BEACH DR	\$60.00	10/10/2018
WAFFLE HOUSE # 201	4324 W BEACH BLVD	\$60.00	10/10/2018
WAFFLE HOUSE #319	9525 HWY 49	\$60.00	10/10/2018
WAFFLE HOUSE	3810 25TH AVE	\$75.00	10/10/2018
WAFFLE HOUSE #757	10435 HWY 49	\$60.00	10/10/2018
WAFFLE HOUSE INC	2233 E PASS RD	\$60.00	10/10/2018
ZALES OUTLET CORP	10720 FACTORY SHOP BLVD	\$440.00	10/10/2018
SALON GROVE	12373 HWY 49 #8	\$30.00	10/10/2018
ANA'S DONUT'S AND MORE	100 PASS RD	\$30.00	10/11/2018
AUTO FINDERS LOT 2 INC	15330 DEDEAUX RD	\$25.00	10/11/2018
CANAL GROCERIES & SEAFOOD	6600 28TH ST	\$35.00	10/11/2018
HANEY GREG	2408 23RD AVENUE	\$20.00	10/11/2018
COASTLINE CARIBBEAN RESTAURANT LLC	3205 HEWES AVENUE	\$20.00	10/11/2018

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DEPENDABLE A/C	701 COMMERCE ST	\$20.00	10/11/2018
GULFSIDE CASINO , INC	3300 W BEACH BLVD	\$30.00	10/11/2018
DBA: BEACH BLVD STEAMER	P.O. BOX 1600	\$90.00	10/11/2018
ISLAND VIEW CASINO RESORT	3300 W BEACH BLVD	\$165.00	10/11/2018
REGIONS BANK	1015 COWAN ROAD	\$60.00	10/11/2018
SPARKLE CAR CLEANING	2912 13TH ST	\$20.00	10/11/2018
MATTRESS EXPRESS	2700 25TH AVE	\$20.00	10/11/2018
SD DANCE STUDIO	2905 25TH AVE STE D	\$20.00	10/11/2018
SMILE DOCTORS	8910 LORRAINE RD	\$45.00	10/11/2018
D'IBERVILLE COLD STORAGE, INC.	9414 CENTRAL AVE	\$20.00	10/11/2018
AERIAL FIT LAB	2905 25TH AVE SUITE F	\$20.00	10/12/2018
AKL-MART	4602 E RAILROAD AVENUE	\$35.00	10/12/2018
COAST PRINTING CO	1623 25TH AVE	\$20.00	10/12/2018
COASTAL E N T ASSOCIATES	15190 COMMUNITY RD #100	\$33.00	10/12/2018
FITLIFE STUDIO	3231 F AVE UNITS A & B	\$20.00	10/12/2018
FLY BOUTIQUE	452 COURTHOUSE RD STE H	\$20.00	10/12/2018
HOLT ANN	1315 30TH AVE	\$20.00	10/12/2018
ISE LOGIK INDUSTRIES	14522 OLD HWY 49	\$20.00	10/12/2018
JWD, LLC	15190 COMMUNITY ROAD SUITE 220	\$20.00	10/12/2018
N THA MIXX LLC	1916 28TH	\$20.00	10/12/2018
SALON BELLATOR LLC	1706 PASS RD	\$20.00	10/12/2018
SISTER AFRICAN HAIR BRAIDING	1909 EAST PASS ROAD UNIT A-6	\$20.00	10/12/2018
UNITED STATES MARINE	10011 LORRAINE RD	\$450.00	10/12/2018
GRASSMASTERS LAWN SERVICE LLC	2469 GREENVIEW DR	\$20.00	10/12/2018
GULF COAST CLEANING COMPANY LLC	2401 JONQUIL ST	\$20.00	10/12/2018
KARING TOUCH	1716 44TH AVE	\$20.00	10/12/2018
BARE BEAUTY & HAIR BY MS LO	2422 20TH AVE	\$20.00	10/12/2018
BRADFORD'S JEWELRY INC.	1008 E PASS RD SUITE 2	\$20.00	10/15/2018
CLASSIC DESIGNS LLC	1235 22ND STREET	\$20.00	10/15/2018
COASTAL BILLING SOLUTIONS LLC	13218 BIRCH COURT	\$20.00	10/15/2018
FAMILY AFFORDABLE HOME REPAIRS	13015 QUAIL RIDGE ROAD	\$20.00	10/15/2018
GLAM NAIL LOUNGE	2317 PASS RD #B	\$20.00	10/15/2018
STRICKLEN BUILDING	124 CARSON DR	\$20.00	10/15/2018
OIL OF GLADNESS PRODUCE & CONTR	P O BOX 1054	\$25.00	10/15/2018

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ENCOMPASS HOME HEALTH OF THE GULF	11703 HIGHLAND CIR	\$30.00	10/15/2018
WOODWARD DESIGN BUILD	11594 LORRAINE RD	\$20.00	10/15/2018
ADVANCED AUTO SERVICE INC	2408 31ST ST	\$96.00	10/16/2018
AFC INC	2510 HWY 53	\$30.00	10/16/2018
GATLIN BRYCE	1201 32ND AVE	\$20.00	10/16/2018
BELLS DRAFTING SERVICE	2311 ROBERT DRIVE	\$20.00	10/16/2018
DESIGNS N STITCHES	719 27TH ST	\$20.00	10/16/2018
EXCLUSIVE JANITORIAL SERVICE	P O BOX 10384	\$20.00	10/16/2018
GULF COAST COMPUTER CONSULTANT	1808 PASS ROAD	\$20.00	10/16/2018
HERBAL ALTERNATIVES LLC	11530 HWY 49	\$20.00	10/16/2018
PARK FIRE LLC	45 HARDY CT #340	\$20.00	10/16/2018
PRICE IS RIGHT APPLIANCES	2300 25TH AVE	\$20.00	10/16/2018
SMOOTH FINISH LAWN CARE	2510 TODD DR	\$20.00	10/16/2018
TAYLOR & TAYLOR PAINTING	179 ALLAN DR	\$20.00	10/16/2018
THE OTHER SHOP	P O BOX 6448	\$20.00	10/16/2018
THE PRINT SHED LLC	12100 HIGHWAY 49 N	\$20.00	10/16/2018
THE UPS STORE #2816	45 HARDY COURT	\$20.00	10/16/2018
TURAN FOLEY MOTORS	PO BOX 2159	\$150.00	10/16/2018
UNITED RENTALS	10230 LOGAN CLINE DR	\$45.00	10/16/2018
B & W MARINE SUPPLY	388 PASS RD	\$25.00	10/16/2018
BURTON CABINETS & WOODWORKS	3001 55TH AVE	\$20.00	10/17/2018
COAST GULF LLC	P O BOX 72	\$35.00	10/17/2018
SCOTT BROTHERS CONSTRUCTION	76 48TH ST UNIT D&E	\$20.00	10/17/2018
ALL ABOUT HAIR LLC	1613 25TH AVENUE	\$20.00	10/18/2018
APEX TABLE CLOTH RENTALS	1930 31ST ST	\$30.00	10/18/2018
APPROVED CASH	11312 HWY 49 SUITE E	\$20.00	10/18/2018
BASSETT HOME FURNISHINGS	1526 E. PASS ROAD	\$300.00	10/18/2018
CENTURYLINK COMM COMPANY LLC	289 DEBUYS ROAD	\$20.00	10/18/2018
FLASH PRINTING USA LLC	729 EAST PASS ROAD SUITE S	\$20.00	10/18/2018
FLAWLESS AUTO DETAIL	1818 25TH AVENUE	\$20.00	10/18/2018
FLEUR DE LIS GOURMET BAKERY LLC	500 COURTHOUSE ROAD STE B	\$30.00	10/18/2018
GRAYS FURNITURE GALLERIES	9180 HIGHWAY 49	\$200.00	10/18/2018
LABELLA'S SALON	12100 HIGHWAY 49	\$30.00	10/18/2018
LAUNDROMAT	P O BOX 2404	\$20.00	10/18/2018

**PRIVILEGE LICENSES
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RED SAV STUDIOS	12432 QUAIL RIDGE ROAD	\$20.00	10/18/2018
SMOKEYS TOBACCO # 17	3411 WASHINGTON AVENUE	\$35.00	10/18/2018
SONSHINE DESIGNS	2701 14TH AVE #6	\$20.00	10/18/2018
TRINITY LAWN PROFESSIONALS	11541 BARRONE STREET	\$20.00	10/18/2018
THE SOKOLOVE LAW LLC	1712 15TH STREET	\$20.00	10/18/2018
TEN DOLLAR BOUTIQUE	P O BOX 6129	\$20.00	10/18/2018
BOOST MOBILE	4132 STEVE REYNOLDS BLVD	\$20.00	10/19/2018
DOMINO HOUSE	14224 DUCKWORTH ROAD	\$20.00	10/19/2018
KEYWAY SUPERSUDZ	2215 HWY 80 E	\$20.00	10/19/2018
SKEETERS LLC	197 TEGARDEN RD	\$60.00	10/19/2018
THE BEE STORE	14341 DEDEAUX RD STE B	\$20.00	10/19/2018
THE CAR DOCTOR	16005 WAYCROSS	\$20.00	10/19/2018
TJS TRUCKING	14111 OLD HIGHWAY 49	\$20.00	10/19/2018
FRANKLIN POINT APARTMENTS	12400 DEPEW RD	\$20.00	10/19/2018
KREAMY DONUTS	1101 BROAD AVE #A	\$20.00	10/19/2018
CLUB THIRTY IV	1925 34TH STREET	\$35.00	10/22/2018
TINY STEPS ACADEMY	520 E PASS RD	\$36.00	10/22/2018
WILLIAM SMITH PAINT & BODY SHOP	1137 34TH ST	\$20.00	10/22/2018
GAMBOA & GOLDSZLAGER INV LLC	615 PASS RD	\$20.00	10/23/2018
OVATION LEARNING CENTER INC	11149 OLD HWY 49	\$33.00	10/23/2018
STAN HAIR STYLES	11289 KLEIN ROAD STE A	\$20.00	10/23/2018
WATERS MARK APARTMENTS	1704 21ST AVE	\$20.00	10/23/2018
DEER ISLAND OYSTER COMPANY	10274 CORPORATE DR SUITE A	\$20.00	10/23/2018
HOPE RESTORATION	23030 EDWYNA DR	\$20.00	10/23/2018
A CLASSIC BIKE SHOP	2221 34TH ST	\$20.00	10/25/2018
A CLASSIC WRECKER & STORAGE YARD	2221 34TH ST	\$20.00	10/25/2018
BEAUTY ALLIANCE INC	9471 THREE RIVERS ROAD	\$50.00	10/25/2018
DAVENPORT HEATING & AIR	16559 MALLARD DR	\$20.00	10/25/2018
DAYLIGHT DONUTS	2324 14TH AVE	\$20.00	10/25/2018
LINDSAY PLUMBING	3103 5TH AVE	\$20.00	10/25/2018
UNION AUTO PARTS	60 S FRONT ST	\$300.00	10/25/2018
AT&T MOBILITY	1010 N ST MARY'S ST	\$25.00	10/25/2018
BOOZERS BREW & A CAFE TOO	1720 PASS RD	\$20.00	10/26/2018
CINTAS CORPORATION	14081 FASTWAY LANE	\$60.00	10/26/2018

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EPITOME CHEVEUX	P O BOX 6352	\$20.00	10/26/2018
MAGNOLIA SOUTH LLC	15373 ST CHARLES ST	\$20.00	10/26/2018
VINCENT VEHICLE CENTER	1620 PASS RD	\$20.00	10/26/2018
ZACKS PLUS ELECTRIC	1717 PASS RD	\$20.00	10/26/2018
SEAQUEST DIVING SERVICE	909 E BIRCH DR	\$20.00	10/26/2018
HERCULES TIRE SHOP	2721 25TH AVE	\$20.00	10/29/2018
SOUTHEASTERN GENERAL CONTRACTORS	15255 POOLE ST A&B	\$20.00	10/29/2018
TAX INTO CASH	2703 SAMUEL ST	\$20.00	10/29/2018
NEZATY'S CAFE	360 COURTHOUSE RD #C	\$30.00	10/29/2018
BROWN INVESTMENTS & CONCESSIONS	8307 TEXAS AVENUE	\$20.00	10/30/2018
COASTAL ENT GROUP	407 SECURITY SQUARE	\$20.00	10/30/2018
COASTAL ENT GROUP	407 SECURITY SQUARE	(\$20.00)	10/30/2018
EASY MONEY EMG	272 BENDIX RD	\$20.00	10/30/2018
FAMILY MEDICAL CENTER-ORANGE GROVE	12330 ASHLEY DR	\$30.00	10/30/2018
GLASS INC	P O BOX 5677	\$20.00	10/30/2018
ORANGE GROVE SURGICAL ASSOC LLC	15190 COMMUNITY ROAD SUITE 250	\$30.00	10/30/2018
PALAZZO & CO CPA & PROF ADVISORS	8933 LORRAINE RD	\$30.00	10/30/2018
PANDAS PAIR O DICE	45 HARDY CT	\$32.50	10/30/2018
QUICK AND EASY PRESSURE WASHING	13634 TARA HILLS CIRCLE	\$20.00	10/30/2018
SMOOTHIE KING	10573 HWY 49 STE A	\$20.00	10/30/2018
ROXANNE CAVATAIO LCSW PLLC	PO BOX 4456	\$20.00	10/30/2018
ART BEHAVIORAL HEALTH PLLC	1403 43RDD AVE	\$20.00	10/30/2018
ALVES ALLIANCE REALTY	10900 E TAYLOR RD #133C	\$20.00	10/31/2018
DA'VEES	609 RED OAK DRIVE	\$20.00	10/31/2018
DADDY'S BBQ, LLC	41 OLD OAK LANE	\$20.00	10/31/2018
DOMINO'S PIZZA #5910	15384 5TH STREET	\$30.00	10/31/2018
E K EMBROIDERY	2219 PASS RD	\$20.00	10/31/2018
EVERYTHING KAYAK, LLC	15240 CREOSOTE ROAD	\$92.50	10/31/2018
GULF SHIP LLC	12450 GLASCOCK DR	\$150.00	10/31/2018
HAIR BOUTIQUE	1903 31ST AVE	\$20.00	10/31/2018
HALLS ELECTRIC	15120 MARTIN LUTHER KING DR	\$20.00	10/31/2018
HONEYCOMB SALON	11280 E TAYLOR RD	\$20.00	10/31/2018
JAMES EDWARD BATES PHOTOGRAPHY	P.O. BOX 2818	\$20.00	10/31/2018
K L HARRY LOGISTIC & CONSULTION	12215 AMBER CV	\$20.00	10/31/2018

PRIVILEGE LICENSES
OCTOBER/NOVEMBER 2018

LLOYDS QUALITY AUTOMOTIVE	14421 DEDEAUX RD	\$20.00	10/31/2018
RESTORATIVE NATURE	1988 E PASS RD SUITE B2	\$20.00	10/31/2018
SAKU JAPANESE EXPRESS LLC	15234 CROSSROAD PARKWAY	\$20.00	10/31/2018
SERVICE MASTER CLEAN	14373 CREOSOTE	\$60.00	10/31/2018
WALGREEN CO	2433 25TH AVE	\$395.00	10/31/2018
WALGREENS #05195	15371 DEDEAUX RD	\$1,055.00	10/31/2018
WALGREENS #15484	1417 E PASS RD	\$575.00	10/31/2018
WALGREENS #17031	P O BOX 901	\$455.00	10/31/2018
WILLIAM A PENEGUY CPA	1918 21ST AVENUE	\$30.00	10/31/2018
WINGATE BY WYNDHAM	4302 W BEACH BLVD	\$78.00	10/31/2018
LISA NAIL SPA	1720 E PASS RD UNIT B	\$20.00	10/31/2018
FATS PRODUCE	2725 26TH STREET	\$25.00	10/31/2018
US BIM, INC	2252 BEACH DR. #1604	\$20.00	10/31/2018
CHAIBI DISCOUNT CORNER STORE	1201 19TH STREET	\$35.00	11/02/2018
DAVID DEARMAN AUTOPLEX LLC	2011 EAST PASS ROAD	\$680.00	11/02/2018
DOWNTOWN SERVICE STATION	11237 TANNER ROAD	\$20.00	11/02/2018
LIL' SASS FURNITURE DECOR	13208 WESTMINSTER BLVD	\$20.00	11/02/2018
MARJAM SUPPLY OF ALABAMA LLC	11298 REICHOLS ROAD	\$1,360.00	11/02/2018
TREATED MATERIALS COMPANY INC	13334 SEAWAY RD	\$40.00	11/02/2018
U SAVE AUTO RENTALS	2011 EAST PASS ROAD	\$720.00	11/02/2018
OMNI TECHNOLOGIES	4307 15TH ST	\$30.00	11/02/2018
ANDREW MARION PLLC	1919 23RD AVE	\$20.00	11/06/2018
BILOXI BEACH RESORT RENTALS	2230 BEACH DR	\$20.00	11/06/2018
BILOXI BEACH RESORT RENTALS	2230 BEACH DRIVE	\$99.00	11/06/2018
CAPTAIN HOOKS SEAFOOD & MORE LLC	1519 PASS RD	\$45.00	11/06/2018
COAST HEALTH AND NUTRITION LLC	12100 HWY 49	\$20.00	11/06/2018
COAST VETERINARY HOSPITAL	3401 HEWES AVE	\$30.00	11/06/2018
GARLON HOMES	P O BOX 2965	\$20.00	11/06/2018
J J HILL BRACE COMPANY	1619 BROAD AVE	\$20.00	11/06/2018
PERFORMANCE TIRE & WHEEL	12101 HIGHWAY 49	\$40.00	11/06/2018
PHYSICAL THERAPY CENTER OF GULFPORT	900 HOLCOMB BLVD #A	\$20.00	11/06/2018
S W MEDICAL	283 DEBUYS RD	\$20.00	11/06/2018
PATIO 44	100 TITUS BLVD	\$40.95	11/06/2018
LAYTON'S GIFTS	6602 BAYOU PINES DR	\$18.20	11/06/2018

PRIVILEGE LICENSES
OCTOBER/NOVEMBER 2018

GULF COAST ENDODONTIC ASSOCIATES LLC	423 SECURITY SQUARE	\$18.20	11/06/2018
CANDLEWOOD VILLAS APARTMENTS	1030 35TH ST	\$18.20	11/06/2018
GULF FRESH SEAFOOD CAFE	8220 ARKANSAS AVE	\$31.85	11/06/2018
CDI PLAZA	P O BOX 2664	\$20.00	11/07/2018
ABC TOWING	14125 ONEAL ROAD	\$20.00	11/08/2018
ANOINTED TOUCH BARBER/BEAUTY SHOP	328 COURTHOUSE RD	\$20.00	11/08/2018
AUTO RESTORATIONS LLC	14297 B DEDEAUX RD	\$20.00	11/08/2018
COASTAL IMPROVEMENTS	614 REGINAULT AVE	\$30.00	11/08/2018
EASTERLING ENTERPRISES	651 35TH ST	\$45.00	11/08/2018
ELITE SCREEN PRINTING	1616 25TH AVE	\$20.00	11/09/2018
GULF COAST WOMAN	3451 WASHINGTON AVE STE B	\$20.00	11/09/2018
HAMMETTS AUTO ELECTRIC OF GULFPORT	2789 16TH AVENUE	\$20.00	11/09/2018
HEALTH FIT MID WELLNESS & WEIGHT LOSS	111 TWIN CEDAR DR	\$20.00	11/09/2018
HEWES-GAINEY WEALTH MANAGEMENT	302 COURTHOUSE RD SUITE D	\$20.00	11/09/2018
KRM KLEAN-UP	601 COWAN ROAD	\$20.00	11/09/2018
MCCLENDON HVAC PREVENTIVE MAINT	11391 SOUTH PINE	\$20.00	11/09/2018
KATE SPADE	C/O BUSINESS LICENSES LLC	\$84.18	11/09/2018
BSS WINDOW TREATMENTS	16990 SYLVAN DR	\$18.20	11/09/2018
COAST WINDOW COVERINGS	2221 E PASS RD STE B	\$18.20	11/09/2018
DAPHNE TINTING	9 PASS RD UNIT A	\$18.20	11/09/2018
CHILDREN FIRST LEARNING CENTER	2301 15TH ST	\$27.30	11/09/2018
SOUTHERN CHARM CLEANING SERVICE	P O BOX 1403	\$18.20	11/09/2018
RITEWAY MAINTENANCE SERVICES	1902 44TH AVE	\$18.20	11/09/2018
CHARLES DAVIS PRIVATE INVESTIGATOR	3 -- 39TH STREET	\$20.00	11/14/2018
CHICO'S FAS INC	10655 FACTORY SHOPS BLVD	\$50.00	11/14/2018
CROSSFIT 228	3955 CHAMBERLIN	\$20.00	11/14/2018
E L HASKIN CONSTRUCTION CO	2531 NANCY LANE	\$20.00	11/14/2018
NEW OUTLOOKS	445 MCGUIRE CIRCLE	\$20.00	11/14/2018
SAPPHIRE HOMES	2109 22ND AVE	\$20.00	11/14/2018
TERMINIX	14092 FASTWAY LN	\$45.00	11/14/2018
SNACK ATTACK	1917 31ST AVE	\$18.20	11/14/2018
STANLEY MCCAFFREY SIGNS/PLASTIC FABRIC	15254 DEDEAUX RD	\$20.00	11/15/2018
THE GB STATION	22270 HWY 603	\$25.00	11/15/2018
DUCOSTEEL	27 GREENBRIAR DR	\$18.20	11/15/2018

**PRIVILEGE LICENSES
OCTOBER/NOVEMBER 2018**

A + PROPERTY MANAGEMENT CO LLC	1710 E PASS ROAD	\$20.00	11/16/2018
TIM LADNER ELECTRIC	3 JAY DRIVE	\$20.00	11/16/2018
AFTERMATH SERVICES	75 EXECUTIVE DR STE 200	\$20.00	11/19/2018
CANON ENGINEERING LLC	3419 WASHINGTON AVE	\$30.00	11/19/2018
LABOR FORCE LLC	1223 30TH AVE	\$20.00	11/19/2018
OTTAWA DRYWALL AND CONST INC	651 35TH STREET	\$20.00	11/19/2018
WALTER GUILLOT III DMD PLLC	302 COURTHOUSE ROAD	\$20.00	11/19/2018
ROSES EXPRESS #573	1353 EAST PASS RD SUITE A	\$400.40	11/20/2018
ZEINA AFRICAN HAIR BRAIDING	1956 E PASS RD #E	\$20.00	11/21/2018
GULFCOAST HANDYMAN SERVICES	13373 MARY AVE	\$18.20	11/21/2018
DELORIS HAIR FLAIR SALON	12001 MOBILE AVENUE	\$20.00	11/26/2018
COLORFUL MINDS	9414 THREE RIVERS RD #3	\$48.00	11/27/2018
NATIONAL MUFFLER & WRECKER SERVICE	1407 PASS RD	\$30.00	11/27/2018
PERFORMANCE MUFFLER & ACC	14504 DEDEAUX ROAD	\$30.00	11/27/2018
UP N SMOKE	2905 25TH AVE STE B	\$18.20	11/27/2018
CARR/ALLISON/HOWARD/OLIVER/SISSON P.C	14231 SEAWAY ROAD SUITE 2001	\$30.00	11/28/2018
CHECKERS #6302	1123 EAST PASS ROAD	\$57.00	11/28/2018
HOLIDAY INN GULFPORT	9515 HIGHWAY 49	\$162.00	11/28/2018
PIZZA HUT	11340 HIGHWAY 49 N	\$45.00	11/28/2018
PIZZA HUT	11340 HIGHWAY 49 N	\$45.00	11/28/2018
S & D LAWN CARE	PO BOX 2234	\$20.00	11/28/2018
MBM PHOTOGRAPHY	15277 ST CHARLES ST	\$18.20	11/29/2018
COASTAL CERAMIC COATINGS	14373 CREOSOTE RD	\$18.20	11/29/2018
BLUSH NAILS & SPA	15224 CREOSOTE RD #4	\$27.30	11/29/2018
ARBY'S ROAST BEEF	70380 HWY 21 STE 2-243	\$36.00	11/30/2018
HEALTHY SMILES FAMILY DENTISTRY	13179 THREE RIVERS RD	\$20.00	11/30/2018
HEART 2 HEART HOMECARE SERVICES, INC	P O BOX 396	\$20.00	11/30/2018
MICHUA'S TIRE SERVICE LLC	1022 E PASS RD	\$20.00	11/30/2018
SOUTHERN GROUNDS COFFEEHOUSE	9138 CARL LEGETT RD #B	\$20.00	11/30/2018
CLOSE ENCOUNTER	393 TEAGARDEN RD	\$90.00	11/30/2018
TOTAL OCTOBER & NOVEMBER 2018		\$33,774.58	



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Henrietta Spaulding, Procurement Specialist
Administration

Date: 12/19/2018

Subject: Public Records Report - for the month of November, 2018 -- to be made a part of the minutes.

Recommendation:

Public Records Requests Report

To: Mayor Billy Hewes and Council Members

From: Henrietta Spaulding- Records Manager

Subject: November 2018 Records Requests

Date: December 19, 2018

Below is the monthly Records Request Report for November 2018. Fifty Four (54) records requests submitted. The amount collected for all thus far **\$168.28**. Payments are pending for five (5) requests. Please feel free to contact me at hlsaulding@gulfport-ms.gov and/or (228)868-5705 Ext 6556.

Department	Requestor	Request Date	Completion Date	Requested Information	Status	Cost
Court	NICS (Anderson)	11/1/2018	11/2/2018	Cooley, Maurissa Nashae DOB 1/9/96	Completed	\$0.00
Police/Court	Cherry Patton	11/1/2018	11/6/2018	Gary Patton DOB 3/13/1963	PD Website	\$0.00
Court	Brealle Jones	11/1/2018	11/5/2018	Case # 17-004341 DOB 8/6/93	Completed	payment
Police	Morris Bart Attorney's Office	11/2/2018	11/2/2018	FREDRICK D. BURNS --DOB 7/24/1978	Denied Vague	\$0.00
Urban Development	Greg Mihalovich / Signature Real Estate	11/2/2018	11/2/2018	1811PC124	Completed	\$4.37
Urban Development	Cheryl Mount	11/7/2018	11/14/2018	BUILDING PERMITS 10/1 - 10/31/ 2018	Completed	\$8.75
Police	Agent Douglas Byers MDOC	11/7/2018	11/7/2018	Deonta Lavon Glover DOB 11/17/83	Completed	\$0.00
Urban Development	Anne Peter	11/7/2018	11/7/2018	180341447TXC , Add : 11587 Acorn Dr Parcel : 0708J-02-002.018	NoDocuments	\$0.00
Urban Development	Jada Powell (Accutrend Data Corporation)	11/7/2018	11/7/2018	BUSINESS MONTH OF OCTOBER	Completed	\$4.62
Court	Scott Fabacher	11/9/2018	11/9/2018	CASE # 17-000382 DOB 4/25/68	Completed	payment
Court	George W. Healy IV & Associates	11/9/2018	11/9/2018	Jantzen Frave-Darby DOB 4/17/89	Completed	\$15.38
Court	NICS (Ward)	11/9/2018	11/9/2018	Wilson, Kimberly Dawn DOB 7/9/71	Completed	\$0.00
Court	Renaldo Delavallade	11/9/2018	11/9/2018	Renaldo Delavallade DOB 11/10/72	Completed	\$14.38
Police	Jessica M. Lennard (Morris Bart)	11/13/2018	11/13/2018	Courtney Kendrick DOB 7/20/97 Police Report	County	\$0.00
Police	Destiney D. Tomasich/Copeland, Cook, Taylor, & Bush	11/13/2018	11/19/2018	Case # 15-031152 MVA @ Island View	Completed	\$0.00
Court	Anthony Eastin	11/13/2018	11/20/2018	CASE # 12-001091 DOB 11/8/81	Completed	payment
Court	Eric Fields, Esq	11/13/2018	11/19/2018	Chris Boucher DOB 1/12/60	Completed	\$0.00
Court	Anderson Immigration Law Group	11/13/2018	11/14/2018	Simeon Burton DOB 2/8/93	Completed	payment
Fire	Mary Kim Pigott (on behalf of United States)	11/13/2018	11/27/2018	15538 TOURIEL RD LOT 81	Completed	\$9.62

Public Records Requests Report

Department	Requestor	Request Date	Completion Date	Requested Information	Status	Cost
Police	Brady Law Firm, PLLC	11/13/2018	11/14/2018	Incident # 17-011232 (PD)	Completed	\$11.20
Urban Development	Kyle Kish	11/14/2018	11/14/2018	13141 Westminton BLVD	Completed	\$0.00
Court	Jennifer Bellipanni Glass	11/14/2018	11/21/2018	ABSTRACT JENNIFER B GLASS DOB 2/9/80	Completed	payment
Court	Smith & Holder, PLLC	11/14/2018	11/26/2018	Amber Lynn May DOB 1/15/1984	Completed	\$16.13
Urban Development	HGM Holdings, LLC	11/15/2018	11/16/2018	CODE VIOLATIONS (LIST ATTACHED)	Completed	payment
Court	Ambria Reynolds	11/15/2018	11/26/2018	ROBERT GOODEN DOB 11/30/1974	Completed	\$0.00
Urban Development	Lashanda Majors from JNR Adjustment Comp. on behalf of CenterPoint Energy	11/15/2018	11/16/2018	REF # AC6834 C: 1CNP2018106412-HA	NoDocuments	\$0.00
Court	Melvin Lee Menezes	11/15/2018	11/26/2018	Melvin Lee Menezes DOB 9/2/59	Completed	\$0.00
Court	Det. Brad C. Gross	11/15/2018	11/21/2018	CHADRICK CALLAHAN DOB 6/19/16	Completed	\$0.00
Police	Ariel Williams (Dalton)	11/15/2018	11/20/2018	Report and Photos (Filled by PD)	Completed	\$24.45
Court	NICS (Lough)	11/19/2018	11/26/2018	GARRETT DEAN JARVIS DOB 1/16/90	Completed	\$0.00
Fire/UD	Michael Summy	11/19/2018	11/28/2018	1906 17TH AVENUE ENVIRONMENTAL ASSESSMENT	Completed	\$0.00
Court	Varise R Dedeaux	11/19/2018	11/28/2018	Disposition DOB 7/9/88 Varise R Dedeaux	Completed	\$0.00
City Council/UD	Butler Snow, LLP	11/20/2018	11/28/2018	PLANNING COMMISSION INFO ON DUPLEXS	Completed	\$8.75
Court	Agent Pippins	11/20/2018	11/26/2018	William Brashears DOB 5/2491	Completed	\$0.00
Urban Development	Mississippi Atty Generals's Office	11/21/2018	11/27/2018	907 SWEETGUM DRIVE	Completed	\$0.00
Court	NICS (Hall)	11/26/2018	11/27/2018	Kurt Alan Larson DOB 5/16/79	Completed	\$0.00
Court	DA's Office	11/26/2018	11/26/2018	WESLEY WARE DOB 7/4/65	Completed	\$0.00
Court	Agent MiMi Pippins	11/26/2018	11/26/2018	CHARITY MCDOWELL DOB 6/29/87	Completed	\$0.00
Police	April Riley/Flight Care 5	11/26/2018	11/26/2018	Ava Baswell DOB 1/7/28	UnableToProduce	\$0.00
Court	NICS (Carpenter)	11/26/2018	11/28/2018	DEVONTA JONES DOB 10/5/97	Completed	\$0.00
Urban Development	Meyer & Rosenbaum, Inc., c/o Amber R. Miley	11/26/2018	11/26/2018	2200 JOHN HILL BLVD	Completed	\$0.00
Court	FBI NICS (Shuttlesworth)	11/27/2018	11/28/2018	Garcia, Brandon Taylor DOB 4/21/1994	Completed	\$0.00
Police	Aleah Reznecheck	11/27/2018	11/28/2018	MVA @ 1218 22ND ST	NoDocuments	\$0.00
Urban Development	Gregory Austin	11/27/2018	11/28/2018	13535 BRAYTON BLVD	Completed	\$4.87
Police	Dena Cox / Morris Bart Ltd.	11/28/2018	11/29/2018	SKY SAMUEL MVA REPORT DOB 2/26/98	Completed	\$0.00
Urban Development	The Claims Center for Centerpoing Energy/Amanda	11/28/2018	11/29/2018	249 CHURCH RD Building Permit	NoDocuments	\$0.00

Public Records Requests Report

Department	Requestor	Request Date	Completion Date	Requested Information	Status	Cost
Court/Police	Crystal Mayo / ANASEC	11/28/2018	11/29/2018	LAUREN ANN HAMILTON DOB 9/22/84	Completed	\$4.88
Court/Police	Crystal Mayo / ANASEC (2)	11/28/2018	11/29/2018	TREVER R THOMAS DOB 12/4/1996	Completed	\$4.88
Court	Agent Kirby Shavers	11/28/2018	11/29/2018	ROBIN GARLINE PETTIS DOB 4/14/1984	Completed	\$0.00
Court	Karen Smith / Law Office of Bobby Moak PC	11/29/2018	11/29/2018	CODY RIMES - DOB 10/15/84	Completed	\$9.00
Court	Susan Bruner / CSRA	11/29/2018	12/10/2018	Johnson, Porsche Catrina, Redd, Porsche Catrina / Johnson, Chelsea DOB 8/11/80	NoLongerNeed	\$0.00
Police	Morris Bart, Ltd./Philip Laura	11/29/2018	12/5/2018	18-02346 INCIDENT REPORT AND ANY SUPPORTING DOCUMENTS	Completed	\$0.00
City Council/UD	Butler Snow LLP	11/30/2018	12/6/2018	DOCUMENTS ON CASES WHERE A VARIANCE HAS BEEN APPROVED OR DENIED	Completed	\$17.50
Court	Kim Bennett	11/30/2018	11/30/2018	CASE # 00034371, 99942800 & 99065289 DOB 9/8/78	Completed	\$9.50
Total						\$168.28

M I S S I S S I P P I



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Linda Elias, Comptroller
Administration

Date: 12/20/2018

Subject: Year-to-Date Budget Report - for the month of November, 2018 - to be made a part of the minutes.

Recommendation:



Comptroller

P.O. Box 1780
Gulfport, MS 39502
Phone: 228-239-7401

City Hall
2309 15th St.
Gulfport, MS 39501

MEMORANDUM

To: Mayor Billy Hewes
Council President F.B. 'Rusty' Walker, IV
Councilman Kenneth L. Casey, Sr.
Councilman Robert 'R. Lee' Flowers
Councilwoman Ella Holmes-Hines
Councilwoman Cara L. Pucheu
Councilman Ronald "Ron" Roland
Councilman Myles Sharp

CC: Dr. John Kelly, CAO

From: Linda Elias, Comptroller

Date: December 20, 2018

Re: Year-To-Date Budget Report for the Month Ending November 30, 2018

Please find attached a year-to-date budget report for the month ending November 30, 2018, representing the second (2nd) month of the City's 2019 fiscal year.

The first thirteen (13) pages of the report present summary financial information of all City Funds on a Department basis. Following the summary financial information section of the report is a summary of the City's current budgeted capital projects. Financial information contained within this section is presented on a funding source and "project" basis – expenditures only.

As always, please do not hesitate to call me if I can be of further assistance.

12/10/2018 11:01
lelias

CITY OF GULFPORT
YEAR-TO-DATE BUDGET

REPORT THRU
NOVEMBER 30, 2018

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FOR 2019 02

	ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
010 GENERAL FUND							
000 REVENUES							
40 PROPERTY TAXES	-20,153,609	-20,153,609	-275,141.78	-167,577.71	.00	-19,878,467.22	1.4%
41 SALES TAX	-22,334,900	-22,334,900	-3,566,096.98	-1,765,446.20	.00	-18,768,803.02	16.0%
42 LICENSES AND PERMITS	-1,170,321	-1,170,321	-129,614.21	-46,413.26	.00	-1,040,706.79	11.1%
43 FRANCHISE FEES	-3,669,339	-3,669,339	-1,104,090.49	-248,772.96	.00	-2,565,248.51	30.1%
44 GAMING FEES	-4,101,790	-4,101,790	-602,328.22	-291,256.34	.00	-3,499,461.78	14.7%
45 GRANTS FEDERAL	-458,250	-734,699	-79,416.71	-79,416.71	.00	-655,282.28	10.8%
46 GRANTS OTHER	-1,176,750	-909,339	-287,789.23	-191,881.59	.00	-621,550.11	31.6%
47 FINES AND FORFEITS	-1,340,054	-1,340,054	-167,949.58	-89,208.71	.00	-1,172,104.42	12.5%
49 INTERGOVERNMENTAL	-1,885,000	-1,885,000	-70,695.25	-57,645.25	.00	-1,814,304.75	3.8%
50 CHARGES FOR SERVICE	-2,447,277	-2,451,257	-80,241.64	-32,941.86	3,750.00	-2,374,764.91	3.1%
51 INTEREST EARNED	0	0	-20,295.19	-10,303.16	.00	20,295.19	100.0%
56 MISC REVENUE	-269,350	-269,748	-35,740.31	-30,479.75	.00	-234,007.69	13.2%
58 OTHER FINANCING SRCE	0	0	-5,500.00	-4,500.00	.00	5,500.00	100.0%
TOTAL REVENUES	-59,006,640	-59,020,056	-6,424,899.59	-3,015,843.50	3,750.00	-52,598,906.29	10.9%
111 EXECUTIVE							
60 PERSONAL SERVICES	304,223	304,223	46,454.16	23,219.58	.00	257,768.97	15.3%
61 SUPPLIES	1,200	1,200	112.50	81.10	199.76	887.74	26.0%
62 OTHER SERVICES	28,144	28,144	5,291.09	3,011.12	.00	22,853.11	18.8%
TOTAL EXECUTIVE	333,567	333,567	51,857.75	26,311.80	199.76	281,509.82	15.6%
115 LEGISLATIVE							
60 PERSONAL SERVICES	359,244	359,244	53,294.17	26,596.53	.00	305,950.19	14.8%
61 SUPPLIES	5,700	5,700	1,125.25	463.96	37.50	4,537.25	20.4%
62 OTHER SERVICES	1,604,573	1,442,898	136,139.43	19,576.51	2,021.60	1,304,736.97	9.6%
63 CAPITAL OUTLAY	10,593	10,593	4,998.27	.00	.00	5,594.73	47.2%
TOTAL LEGISLATIVE	1,980,110	1,818,435	195,557.12	46,637.00	2,059.10	1,620,819.14	10.9%
125 JUDICIAL							

12/10/2018 11:01
lelias

CITY OF GULFPORT
YEAR-TO-DATE BUDGET REPORT THRU
NOVEMBER 30, 2018

P 2
glytdbud

FOR 2019 02

	ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
60 PERSONAL SERVICES	1,103,477	1,103,477	162,542.25	81,356.46	.00	940,934.57	14.7%
61 SUPPLIES	16,200	16,200	324.03	247.59	1,256.32	14,619.65	9.8%
62 OTHER SERVICES	445,616	445,616	62,334.10	28,054.86	1,215.00	382,066.90	14.3%
63 CAPITAL OUTLAY	5,000	5,000	.00	.00	.00	5,000.00	.0%
TOTAL JUDICIAL	1,570,293	1,570,293	225,200.38	109,658.91	2,471.32	1,342,621.12	14.5%
135 LEGAL							
60 PERSONAL SERVICES	954,183	954,183	143,183.18	71,628.04	.00	810,999.42	15.0%
61 SUPPLIES	6,479	6,479	827.15	38.19	26.53	5,625.32	13.2%
62 OTHER SERVICES	342,127	342,127	37,836.11	18,867.34	66,441.70	237,849.19	30.5%
63 CAPITAL OUTLAY	8,000	8,000	.00	.00	123.56	7,876.44	1.5%
TOTAL LEGAL	1,310,789	1,310,789	181,846.44	90,533.57	66,591.79	1,062,350.37	19.0%
145 GENERAL ADMINISTRATION							
60 PERSONAL SERVICES	2,335,542	2,335,542	339,659.38	170,831.44	.00	1,995,882.58	14.5%
61 SUPPLIES	75,961	75,961	7,038.19	3,025.31	2,849.37	66,073.11	13.0%
62 OTHER SERVICES	1,478,363	1,478,363	423,623.85	215,047.67	55,177.75	999,561.40	32.4%
63 CAPITAL OUTLAY	273,526	273,526	19,658.30	19,658.30	170,344.00	83,523.70	69.5%
TOTAL GENERAL ADMINISTRATION	4,163,392	4,163,392	789,979.72	408,562.72	228,371.12	3,145,040.79	24.5%
175 PUBLIC TRANSPORTATION							
62 OTHER SERVICES	356,933	356,933	81,498.00	81,498.00	.00	275,435.00	22.8%
TOTAL PUBLIC TRANSPORTATION	356,933	356,933	81,498.00	81,498.00	.00	275,435.00	22.8%
212 POLICE							
60 PERSONAL SERVICES	14,689,885	14,692,100	2,126,934.13	1,047,369.11	.00	12,565,165.62	14.5%
61 SUPPLIES	1,391,149	1,392,008	184,285.64	85,978.18	120,602.56	1,087,120.26	21.9%
62 OTHER SERVICES	2,117,401	2,153,583	182,973.22	84,155.24	9,215.10	1,961,394.89	8.9%

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63 CAPITAL OUTLAY	61,723	93,239	26,319.90	26,319.90	27,018.00	39,901.10	57.2%
TOTAL POLICE	18,260,159	18,330,930	2,520,512.89	1,243,822.43	156,835.66	15,653,581.87	14.6%
290 FIRE							
60 PERSONAL SERVICES	11,285,176	11,285,176	1,637,129.92	811,047.88	.00	9,648,046.15	14.5%
61 SUPPLIES	717,684	717,684	176,384.51	138,315.96	74,448.99	466,850.52	35.0%
62 OTHER SERVICES	641,241	641,241	66,732.32	31,975.92	12,321.44	562,186.92	12.3%
63 CAPITAL OUTLAY	215,717	215,717	1,822.22	1,822.22	2,573.00	211,322.02	2.0%
TOTAL FIRE	12,859,818	12,859,818	1,882,068.97	983,161.98	89,343.43	10,888,405.61	15.3%
309 PUBLIC WORKS							
60 PERSONAL SERVICES	1,623,634	1,623,634	233,672.78	115,708.92	.00	1,389,961.21	14.4%
61 SUPPLIES	1,477,198	1,478,823	190,437.86	117,243.79	87,745.47	1,200,639.57	18.8%
62 OTHER SERVICES	3,685,111	3,685,111	611,382.38	303,475.91	2,762,395.54	311,333.08	91.6%
63 CAPITAL OUTLAY	607,775	609,986	136,257.00	.00	186,319.06	287,409.99	52.9%
64 CAPITAL PROJECTS	63,673	63,673	11,087.00	.00	.00	52,585.66	17.4%
TOTAL PUBLIC WORKS	7,457,390	7,461,227	1,182,837.02	536,428.62	3,036,460.07	3,241,929.51	56.5%
325 ENGINEERING							
60 PERSONAL SERVICES	532,885	532,885	86,988.02	46,246.66	.00	445,897.40	16.3%
61 SUPPLIES	15,264	13,639	2,840.03	1,274.09	.00	10,799.07	20.8%
62 OTHER SERVICES	1,904,839	1,904,839	337,935.78	240,781.53	42,801.14	1,524,102.41	20.0%
63 CAPITAL OUTLAY	4,000	4,000	1,975.77	1,975.77	.00	2,024.23	49.4%
TOTAL ENGINEERING	2,456,989	2,455,364	429,739.60	290,278.05	42,801.14	1,982,823.11	19.2%
407 LEISURE SERVICES							
60 PERSONAL SERVICES	3,265,882	3,265,882	486,874.52	247,120.83	.00	2,779,007.53	14.9%
61 SUPPLIES	961,072	976,072	121,987.70	76,431.14	79,739.85	774,344.45	20.7%

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	ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
62 OTHER SERVICES	1,940,079	1,905,264	263,333.04	142,595.58	368,997.66	1,272,933.30	33.2%
63 CAPITAL OUTLAY	37,860	80,860	754.45	498.45	78,034.15	2,071.04	97.4%
65 DEBT SERVICE	131,883	123,698	21,113.03	10,238.55	102,584.15	.82	100.0%
TOTAL LEISURE SERVICES	6,336,776	6,351,776	894,062.74	476,884.55	629,355.81	4,828,357.14	24.0%
611 URBAN DEVELOP\BLDG\PLANNING							
60 PERSONAL SERVICES	1,589,972	1,589,972	245,591.47	125,231.18	.00	1,344,380.31	15.4%
61 SUPPLIES	44,940	44,940	3,177.73	1,444.39	1,412.65	40,349.62	10.2%
62 OTHER SERVICES	287,267	287,267	38,876.13	26,993.58	10,161.66	238,229.21	17.1%
TOTAL URBAN DEVELOP\BLDG\PLANNING	1,922,179	1,922,179	287,645.33	153,669.15	11,574.31	1,622,959.14	15.6%
621 ECONOMIC DEVELOPMENT							
60 PERSONAL SERVICES	233,531	233,531	33,127.78	16,511.32	.00	200,403.44	14.2%
61 SUPPLIES	14,100	14,100	2,068.04	456.45	8,203.00	3,828.96	72.8%
62 OTHER SERVICES	128,460	128,460	56,334.36	54,046.44	12,419.00	59,706.64	53.5%
63 CAPITAL OUTLAY	191,000	191,000	88.00	.00	7,251.00	183,661.00	3.8%
TOTAL ECONOMIC DEVELOPMENT	567,091	567,091	91,618.18	71,014.21	27,873.00	447,600.04	21.1%
901 OPERATION TRANSFERS							
66 OPERATING TRANSFERS	1,470,027	1,470,027	.00	.00	.00	1,470,027.00	.0%
TOTAL OPERATION TRANSFERS	1,470,027	1,470,027	.00	.00	.00	1,470,027.00	.0%
TOTAL GENERAL FUND	1,183,760	1,951,764	2,389,524.55	1,502,617.49	4,297,686.51	-4,735,446.63	342.6%
TOTAL REVENUES	-59,006,640	-59,020,056	-6,424,899.59	-3,015,843.50	3,750.00	-52,598,906.29	
TOTAL EXPENSES	61,045,512	60,971,820	8,814,424.14	4,518,460.99	4,293,936.51	47,863,459.66	
030 DISASTER RELIEF							
000 REVENUES							

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030	DISASTER RELIEF	ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
45	GRANTS FEDERAL	-1,235,165	-1,235,165	.00	.00	.00	-1,235,164.94	.0%
56	MISC REVENUE	0	0	-53,974.91	.00	.00	53,974.91	100.0%
	TOTAL REVENUES	-1,235,165	-1,235,165	-53,974.91	.00	.00	-1,181,190.03	4.4%
	TOTAL DISASTER RELIEF	-1,235,165	-1,235,165	-53,974.91	.00	.00	-1,181,190.03	4.4%
	TOTAL REVENUES	-1,235,165	-1,235,165	-53,974.91	.00	.00	-1,181,190.03	
100	CAPITAL PROJECTS							
000	REVENUES							
45	GRANTS FEDERAL	-22,740,373	-22,740,373	-1,991,967.88	-535,079.72	.00	-20,748,405.06	8.8%
46	GRANTS STATE	-162,257	-162,257	.00	.00	.00	-162,256.50	.0%
51	INTEREST EARNED	121,971	121,971	-57,586.13	-26,179.25	.00	179,556.91	-47.2%
56	MISC REVENUE	-435,932	-435,932	.00	.00	.00	-435,932.24	.0%
	TOTAL REVENUES	-23,216,591	-23,216,591	-2,049,554.01	-561,258.97	.00	-21,167,036.89	8.8%
345	CAPITAL PROJECTS - CAP							
62	OTHER SERVICES	284,583	264,751	20,156.00	3,840.06	35,449.02	209,146.03	21.0%
63	CAPITAL OUTLAY	1,325,622	1,041,700	27,185.84	13,592.92	1,312,028.43	-297,514.33	128.6%
64	CAPITAL PROJECTS	44,600,407	44,817,325	3,847,215.57	2,693,949.46	5,111,545.96	35,858,563.59	20.0%
65	DEBT SERVICE	-50,000	242,302	41,408.50	21,216.70	.00	200,893.10	17.1%
	TOTAL CAPITAL PROJECTS - CAP	46,160,612	46,366,078	3,935,965.91	2,732,599.14	6,459,023.41	35,971,088.39	22.4%
440	CAPITAL PRJS-LEISURE/HARBOR							
64	CAPITAL PROJECTS	146,403	146,403	9,968.17	9,968.17	136,434.35	.47	100.0%
	TOTAL CAPITAL PRJS-LEISURE/HARBOR	146,403	146,403	9,968.17	9,968.17	136,434.35	.47	100.0%
	TOTAL CAPITAL PROJECTS	23,090,424	23,295,890	1,896,380.07	2,181,308.34	6,595,457.76	14,804,051.97	36.5%
	TOTAL REVENUES	-23,216,591	-23,216,591	-2,049,554.01	-561,258.97	.00	-21,167,036.89	
	TOTAL EXPENSES	46,307,015	46,512,481	3,945,934.08	2,742,567.31	6,595,457.76	35,971,088.86	
200	COMMUNITY DEVELOPMENT							

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200	COMMUNITY DEVELOPMENT	ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
000	REVENUES							
45	GRANTS FEDERAL	-7,172,769	-7,295,062	-894,938.01	-181,665.65	.00	-6,400,124.09	12.3%
51	INTEREST EARNED	0	0	-21.78	-.12	.00	21.78	100.0%
	TOTAL REVENUES	-7,172,769	-7,295,062	-894,959.79	-181,665.77	.00	-6,400,102.31	12.3%
511	COMMUNITY DEVELOPMENT							
60	PERSONAL SERVICES	278,633	278,633	15,840.88	7,920.44	.00	262,792.61	5.7%
61	SUPPLIES	2,240	2,240	557.45	290.00	.00	1,683.04	24.9%
62	OTHER SERVICES	139,696	139,696	9,752.25	9,640.82	.00	129,943.30	7.0%
64	CAPITAL PROJECTS	541,922	541,922	.00	.00	.00	541,922.14	.0%
	TOTAL COMMUNITY DEVELOPMENT	962,492	962,492	26,150.58	17,851.26	.00	936,341.09	2.7%
513	HOME CONSORTIUM							
60	PERSONAL SERVICES	24,297	24,297	20,662.64	10,331.32	.00	3,633.86	85.0%
61	SUPPLIES	486	486	9.75	9.75	.00	476.37	2.0%
62	OTHER SERVICES	4,540	4,540	125.11	125.11	90.24	4,324.31	4.7%
	TOTAL HOME CONSORTIUM	29,322	29,322	20,797.50	10,466.18	90.24	8,434.54	71.2%
514	CDBG SUPPLEMENTAL FUNDS-KATRINA							
62	OTHER SERVICES	334,930	334,930	501.50	501.50	.00	334,428.50	.1%
64	CAPITAL PROJECTS	7,664,644	7,698,966	620,559.62	209,035.56	1,590,712.11	5,487,694.44	28.7%
	TOTAL CDBG SUPPLEMENTAL FUNDS-KAT	7,999,574	8,033,896	621,061.12	209,537.06	1,590,712.11	5,822,122.94	27.5%
	TOTAL COMMUNITY DEVELOPMENT	4,754,708	1,730,648	-226,950.59	56,188.73	1,590,802.35	366,796.26	78.8%
	TOTAL REVENUES	-7,172,769	-7,295,062	-894,959.79	-181,665.77	.00	-6,400,102.31	
	TOTAL EXPENSES	8,991,388	9,025,710	668,009.20	237,854.50	1,590,802.35	6,766,898.57	
210	POLICE AND FIRE RETIREMENT							
000	REVENUES							

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210	POLICE AND FIRE RETIREMENT	ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
40	PROPERTY TAXES	-934,022	-934,022	-14,320.22	-8,634.96	.00	-919,701.78	1.5%
49	INTERGOVERNMENTAL	-34,000	-34,000	.00	.00	.00	-34,000.00	.0%
	TOTAL REVENUES	-968,022	-968,022	-14,320.22	-8,634.96	.00	-953,701.78	1.5%
211	POLICE AND FIRE RETIREMENT							
62	OTHER SERVICES	968,022	968,022	14,320.22	8,634.96	.00	953,701.78	1.5%
	TOTAL POLICE AND FIRE RETIREMENT	968,022	968,022	14,320.22	8,634.96	.00	953,701.78	1.5%
	TOTAL POLICE AND FIRE RETIREMENT	0	0	.00	.00	.00	.00	.0%
	TOTAL REVENUES	-968,022	-968,022	-14,320.22	-8,634.96	.00	-953,701.78	
	TOTAL EXPENSES	968,022	968,022	14,320.22	8,634.96	.00	953,701.78	
275	POLICE FORFEITURE & SEIZURE							
000	REVENUES							
49	INTERGOVERNMENTAL	0	-3,035	-683.86	-385.39	.00	-2,350.86	22.5%
51	INTEREST EARNED	0	0	-656.32	-317.15	.00	656.32	100.0%
56	MISC REVENUE	0	0	-2,533.10	-2,533.10	.00	2,533.10	100.0%
	TOTAL REVENUES	0	-3,035	-3,873.28	-3,235.64	.00	838.56	127.6%
276	FORFEITURES AND SEIZURES FED							
61	SUPPLIES	120,264	120,264	49.99	49.99	367.51	119,846.98	.3%
62	OTHER SERVICES	18,456	18,456	.00	.00	.00	18,456.00	.0%
63	CAPITAL OUTLAY	317,434	317,434	25,518.90	22,970.95	218,780.00	73,134.61	77.0%
	TOTAL FORFEITURES AND SEIZURES FE	456,154	456,154	25,568.89	23,020.94	219,147.51	211,437.59	53.6%
277	FORFEITURES AND SEIZURES COUNT							

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61 SUPPLIES	14,603	17,638	1,764.00	1,764.00	8,519.50	7,354.53	58.3%
63 CAPITAL OUTLAY	21,722	21,722	10,862.00	.00	.00	10,860.34	50.0%
TOTAL FORFEITURES AND SEIZURES CO	36,326	39,360	12,626.00	1,764.00	8,519.50	18,214.87	53.7%
TOTAL POLICE FORFEITURE & SEIZURE	492,480	492,480	34,321.61	21,549.30	227,667.01	230,491.02	53.2%
TOTAL REVENUES	0	-3,035	-3,873.28	-3,235.64	.00	838.56	
TOTAL EXPENSES	492,480	495,514	38,194.89	24,784.94	227,667.01	229,652.46	
285 COASTAL NARCOTICS TASK FORCE							
000 REVENUES							
49 INTERGOVERNMENTAL	0	-727	-489.25	-72.00	.00	-237.86	67.3%
51 INTEREST EARNED	0	0	-121.29	-59.04	.00	121.29	100.0%
TOTAL REVENUES	0	-727	-610.54	-131.04	.00	-116.57	84.0%
286 POLICE NARCOTICS TASK FORCE							
61 SUPPLIES	75,013	75,740	5,675.96	5,433.66	2,611.00	67,453.11	10.9%
63 CAPITAL OUTLAY	8,129	8,129	1,292.51	.00	3,994.00	2,842.46	65.0%
TOTAL POLICE NARCOTICS TASK FORCE	83,142	83,869	6,968.47	5,433.66	6,605.00	70,295.57	16.2%
TOTAL COASTAL NARCOTICS TASK FORC	83,142	83,142	6,357.93	5,302.62	6,605.00	70,179.00	15.6%
TOTAL REVENUES	0	-727	-610.54	-131.04	.00	-116.57	
TOTAL EXPENSES	83,142	83,869	6,968.47	5,433.66	6,605.00	70,295.57	
300 MUNICIPAL DEBT SERVICE							
000 REVENUES							
40 PROPERTY TAXES	-4,730,000	-4,730,000	-63,917.02	-38,541.41	.00	-4,666,082.98	1.4%
49 INTERGOVERNMENTAL	-858	-858	.00	.00	.00	-858.00	.0%
51 INTEREST EARNED	-425,000	-425,000	.00	.00	.00	-425,000.00	.0%

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300	MUNICIPAL DEBT SERVICE	ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
57	OPERATING TRANSFERS	-1,397,345	-1,397,345	.00	.00	.00	-1,397,345.00	.0%
65	DEBT SERVICE	6,522,832	0	.00	.00	.00	.00	.0%
	TOTAL REVENUES	-30,371	-6,553,203	-63,917.02	-38,541.41	.00	-6,489,285.98	1.0%
701	DEBT SERVICE							
65	DEBT SERVICE	0	6,522,832	3,202,196.99	956,424.74	.00	3,320,635.02	49.1%
	TOTAL DEBT SERVICE	0	6,522,832	3,202,196.99	956,424.74	.00	3,320,635.02	49.1%
	TOTAL MUNICIPAL DEBT SERVICE	-30,371	-30,371	3,138,279.97	917,883.33	.00	-3,168,650.96	*****%
	TOTAL REVENUES	-6,553,203	-6,553,203	-63,917.02	-38,541.41	.00	-6,489,285.98	
	TOTAL EXPENSES	6,522,832	6,522,832	3,202,196.99	956,424.74	.00	3,320,635.02	
400	WATER/SEWER UTILITY FUND							
000	REVENUES							
50	CHARGES FOR SERVICE	-33,795,703	-33,795,703	-5,638,011.83	-2,682,473.44	.00	-28,157,691.17	16.7%
51	INTEREST EARNED	0	0	5,219.28	-1,877.60	.00	5,219.28	100.0%
56	MISC REVENUE	-1,836,299	-1,836,299	-281,715.75	-126,799.28	.00	-1,554,583.25	15.3%
63	CAPITAL OUTLAY	0	1,000,000	1,000,000.00	.00	.00	.00	100.0%
	TOTAL REVENUES	-35,632,002	-34,632,002	-4,924,946.86	-2,811,150.32	.00	-29,707,055.14	14.2%
811	UTILITY BILLING							
60	PERSONAL SERVICES	980,888	980,888	149,330.51	74,665.26	.00	831,557.69	15.2%
61	SUPPLIES	65,500	65,500	8,986.83	4,736.69	3,833.50	52,679.67	19.6%
62	OTHER SERVICES	1,964,726	1,964,726	55,661.06	17,060.59	13,850.02	1,895,214.92	3.5%
	TOTAL UTILITY BILLING	3,011,114	3,011,114	213,978.40	96,462.54	17,683.52	2,779,452.28	7.7%
815	WATER OPERATIONS							

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61 SUPPLIES	1,939,650	1,939,650	259,132.72	64,264.40	86,231.14	1,594,286.14	17.8%
62 OTHER SERVICES	2,906,549	2,906,549	124,317.48	43,650.55	2,102,529.51	679,701.51	76.6%
63 CAPITAL OUTLAY	60,400	132,573	70,915.00	66,365.00	18,929.00	42,728.93	67.8%
67 DEPRECIATION EXPENSE	0	0	12,000.00	.00	.00	-12,000.00	100.0%
TOTAL WATER OPERATIONS	4,906,239	4,978,771	466,365.20	174,279.95	2,207,689.65	2,304,716.58	53.7%
825 SEWER OPERATIONS							
60 PERSONAL SERVICES	162,808	162,808	8,801.77	4,400.88	.00	154,006.25	5.4%
61 SUPPLIES	947,120	947,120	109,370.57	23,572.09	47,925.37	789,824.06	16.6%
62 OTHER SERVICES	2,990,552	2,990,552	787,899.98	390,024.41	1,686,633.25	516,018.96	82.7%
67 DEPRECIATION EXPENSE	0	0	8,000.00	.00	.00	-8,000.00	100.0%
TOTAL SEWER OPERATIONS	4,100,480	4,100,480	914,072.32	417,997.38	1,734,558.62	1,451,849.27	64.6%
835 DEBT SERVICE WATER AND SEWER							
65 DEBT SERVICE	9,341,909	8,341,909	1,453,667.52	1,019,484.20	.00	6,888,241.48	17.4%
TOTAL DEBT SERVICE WATER AND SEWE	9,341,909	8,341,909	1,453,667.52	1,019,484.20	.00	6,888,241.48	17.4%
845 HCWWSWMD							
62 OTHER SERVICES	11,712,450	11,712,450	2,585,578.94	982,590.97	5,554,926.36	3,571,944.70	69.5%
TOTAL HCWWSWMD	11,712,450	11,712,450	2,585,578.94	982,590.97	5,554,926.36	3,571,944.70	69.5%
849 WATER AND SEWER PROJECTS							
62 OTHER SERVICES	358,740	373,740	28,217.00	28,000.00	235,454.95	110,067.64	70.5%
63 CAPITAL OUTLAY	43,484	43,484	26,563.00	26,563.00	.00	16,921.31	61.1%
64 CAPITAL PROJECTS	6,890,069	7,385,776	288,499.77	206,249.77	2,469,980.13	4,627,295.63	37.3%
65 DEBT SERVICE	49,9800	49,980	8,330.02	4,165.01	.00	41,649.98	16.7%
TOTAL WATER AND SEWER PROJECTS	7,342,273	7,852,979	351,609.79	264,977.78	2,705,435.08	4,795,934.56	38.9%

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	ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
TOTAL WATER/SEWER UTILITY FUND	2,119,055	5,365,702	1,060,325.31	144,642.50	12,220,293.23	-7,914,916.27	247.5%
TOTAL REVENUES	-35,632,002	-35,632,002	-5,924,946.86	-2,811,150.32	.00	-29,707,055.14	
TOTAL EXPENSES	40,414,465	40,997,704	6,985,272.17	2,955,792.82	12,220,293.23	21,792,138.87	
420 JOSEPH T JONES							
000 REVENUES							
45 GRANTS FEDERAL	-75,000	-75,000	.00	.00	.00	-75,000.00	.0%
50 CHARGES FOR SERVICE	-820,000	-820,000	-131,555.36	-68,561.36	.00	-688,444.64	16.0%
51 INTEREST EARNED	0	0	-148.18	-105.96	.00	148.18	100.0%
56 MISC REVENUE	-517,500	-517,500	-77,614.82	-74,630.32	.00	-439,885.18	15.0%
TOTAL REVENUES	-1,412,500	-1,412,500	-209,318.36	-143,297.64	.00	-1,203,181.64	14.8%
445 JOSEPH T JONES							
60 PERSONAL SERVICES	320,746	320,746	44,363.37	22,614.79	.00	276,382.23	13.8%
61 SUPPLIES	469,767	469,767	57,326.68	27,214.61	18,098.26	394,342.06	16.1%
62 OTHER SERVICES	1,093,883	1,093,883	330,191.44	104,408.92	248,923.89	514,767.70	52.9%
TOTAL JOSEPH T JONES							
TOTAL JOSEPH T JONES							
TOTAL REVENUES	-1,412,500	-1,412,500	-209,318.36	-143,297.64	.00	-1,203,181.64	
TOTAL EXPENSES	1,884,396	1,884,396	431,881.49	154,238.32	267,022.15	1,185,491.99	
500 GROUP HEALTH AND LIFE							
000 REVENUES							
50 CHARGES FOR SERVICE	-5,862,073	-5,846,898	-894,045.11	-445,471.90	.00	-4,952,852.89	15.3%
51 INTEREST EARNED	-225,000	-225,000	.00	.00	.00	-225,000.00	.0%
56 MISC REVENUE	0	0	-41,054.89	-31,563.33	.00	41,054.89	100.0%
TOTAL REVENUES	-6,087,073	-6,071,898	-935,100.00	-477,035.23	.00	-5,136,798.00	15.4%
911 GROUP HEALTH AND LIFE							

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	ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
60 PERSONAL SERVICES							
62 OTHER SERVICES	6,035,000	6,035,000	918,081.62	479,639.86	.00	-6,000.00	100.0%
TOTAL GROUP HEALTH AND LIFE	6,035,000	6,035,000	924,081.62	479,639.86	.00	5,116,918.38	15.2%
TOTAL GROUP HEALTH AND LIFE	-52,073	-36,898	-11,018.38	2,604.63	.00	5,110,918.38	15.3%
TOTAL REVENUES	-6,087,073	-6,071,898	-935,100.00	-477,035.23	.00	-5,136,798.00	
TOTAL EXPENSES	6,035,000	6,035,000	924,081.62	479,639.86	.00	5,110,918.38	
510 CLAIMS CONTINGENCY							
000 REVENUES							
50 CHARGES FOR SERVICE	-2,264,065	-2,250,816	.00	.00	.00	-2,250,816.00	.0%
51 INTEREST EARNED	0	0	-3,944.35	-1,915.07	.00	3,944.35	100.0%
56 MISC REVENUE	-270,000	-270,000	-699.76	-647.48	.00	-269,300.24	.3%
TOTAL REVENUES	-2,534,065	-2,520,816	-4,644.11	-2,562.55	.00	-2,516,171.89	.2%
915 CLAIMS CONTINGENCY							
62 OTHER SERVICES	2,497,146	2,497,146	117,763.39	58,751.46	14,436.35	2,364,946.26	5.3%
TOTAL CLAIMS CONTINGENCY	2,497,146	2,497,146	117,763.39	58,751.46	14,436.35	2,364,946.26	5.3%
TOTAL CLAIMS CONTINGENCY	-36,919	-23,670	113,119.28	56,188.91	14,436.35	-151,225.63	-538.9%
TOTAL REVENUES	-2,534,065	-2,520,816	-4,644.11	-2,562.55	.00	-2,516,171.89	
TOTAL EXPENSES	2,497,146	2,497,146	117,763.39	58,751.46	14,436.35	2,364,946.26	
630 POLICE ASSET FORFEITURE FUND							
000 REVENUES							
51 INTEREST EARNED	0	0	-338.70	-167.65	.00	338.70	100.0%
TOTAL REVENUES	0	0	-338.70	-167.65	.00	338.70	100.0%

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630 POLICE ASSET FORFEITURE FUND	ORIGINAL APPROP	REVISED BUDGET	YTD ACTUAL	MTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
TOTAL POLICE ASSET FORFEITURE FUN	0	0	-338.70	-167.65	.00	338.70	100.0%
TOTAL REVENUES	0	0	-338.70	-167.65	.00	338.70	
700 GENERAL FIXED ASSETS							
212 POLICE							
67 DEPRECIATION EXPENSE	0	0	85.18	.00	.00	-85.18	100.0%
TOTAL POLICE	0	0	85.18	.00	.00	-85.18	100.0%
345 CAPITAL PROJECTS - CAP							
67 DEPRECIATION EXPENSE	0	0	8,000.00	.00	.00	-8,000.00	100.0%
TOTAL CAPITAL PROJECTS - CAP	0	0	8,000.00	.00	.00	-8,000.00	100.0%
407 LEISURE SERVICES							
67 DEPRECIATION EXPENSE	0	0	194.50	.00	.00	-194.50	100.0%
TOTAL LEISURE SERVICES	0	0	194.50	.00	.00	-194.50	100.0%
TOTAL GENERAL FIXED ASSETS	0	0	8,279.68	.00	.00	-8,279.68	100.0%
TOTAL EXPENSES	0	0	8,279.68	.00	.00	-8,279.68	
GRAND TOTAL	31,269,009	32,065,418	8,576,868.95	4,899,058.88	25,219,970.36	-1,731,421.52	105.4%

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	ORIGINAL APPROP	REVISED BUDGET	YTD EXPENDED	MTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
100 CAPITAL PROJECTS							
00100 Bayou Vista Golf Clubhouse an	150,453	150,453	73,589.66	37,379.66	76,121.95	741.54	99.5%
00101 Splash Pad North of Dedeaux R	125,000	125,000	.00	.00	.00	125,000.00	.0%
00106 Dedeaux Rd Widening Phase II	4,280,557	4,280,557	600,211.15	344,402.18	3,158,417.13	521,929.21	87.8%
00108 34TH AVE BOX CULVERT	119,850	119,850	14,035.00	14,035.00	105,815.00	.00	100.0%
00109 SHIP ISLAND FERRY TERMINAL	146,403	146,403	9,968.17	9,968.17	136,434.35	.47	100.0%
00110 40th St Paving (Wash to E Dea	4,604	0	.00	.00	.00	.00	.0%
00111 19th St Paving (49th to 42nd)	43,400	43,400	.00	.00	.00	43,400.00	.0%
00112 John Ross Rd Paving (605 to O	123,000	123,000	.00	.00	.00	123,000.00	.0%
00113 Trace/Angela/Whitney Dr Pavin	2,208	0	.00	.00	.00	.00	.0%
02386 JONES PARK \ HARBOR IMP '07	811,885	811,885	.00	.00	.00	811,885.00	.0%
02393 28TH STREET WIDENING(TEA 21)2	283,329	283,329	4,989.72	.00	.00	157,880.54	44.3%
02405 DEDEAUX ROAD WIDENING PHASE 2	93,512	93,512	.00	.00	120,458.51	93,512.47	.0%
02444 JONES PARK LIGHTING AND INFRA	12,614	12,614	.00	.00	.00	.00	.0%
02506 AIRPORT RD WDNG/WASH AVE-4 RN	609,982	609,982	19,075.00	13,816.00	40,737.75	550,169.25	9.8%
02507 WAYFINDING PROJECT	29,042	29,042	21,057.80	21,057.80	7,500.00	169,634.08	55.7%
02508 ORANGE GROVE ROOF	383,261	383,261	29,208.85	5,208.85	184,418.15	21,436.00	100.0%
02748 HAR CO DIST 4 PAVING PROJ/LIS	21,436	21,436	.00	.00	.00	.00	.0%
02765 JONES PARK IMP-BARKSDALE DONA	8,694	8,694	.00	.00	8,694.28	.00	100.0%
02770 JONES PARK IMP-LEO SEAL DONAT	26,621	26,621	.00	.00	26,621.08	.00	100.0%
02785 2012 BOND ISSUE-PHASE 5 / 22N	34,062	34,062	.00	.00	.00	34,061.64	.0%
02796 COURTHOUSE RD IMP/WIDENING	2,030,921	2,030,921	859,461.33	629,930.87	1,021,459.07	150,000.42	92.6%
02804 LANDON RD WIDENING	1,261,507	1,261,507	.00	.00	239,774.49	1,021,732.04	19.0%
02810 PASS RD TRAFFIC SIGNAL SOFTWA	17,368	0	.00	.00	.00	.00	.0%
02814 TIDELANDS 14 YACHT BASIN	227,218	227,218	.00	.00	.00	227,217.50	.0%
02817 TIDELANDS 15-COURTHOUSE RD BO	69,349	69,349	8,727.31	8,727.31	.00	60,621.57	12.6%
02818 SEASONAL LIGHT SHOW	21,783	26,783	.00	.00	6,236.99	20,545.76	23.3%
02819 AQUARIUM	31,468,566	31,468,566	2,014,273.73	1,524,939.62	.00	29,454,291.95	6.4%
02820 TIDELANDS 16-IMPROV JONES YAC	88,285	88,285	8,727.32	8,727.32	.00	79,557.79	9.9%
02821 E TAYLOR RD TRAFFIC STUDY	6,865	0	.00	.00	.00	.00	.0%
02822 20TH AVE MATCH	60,624	60,624	8,843.00	.00	29,225.18	22,555.82	62.8%
02823 Seaway Road Pedestrian Pathwa	888,923	888,923	21,188.05	4,872.11	4,753.35	862,981.28	2.9%
02824 Tidelands-FY17 Yacht Basin	125,000	125,000	.00	.00	.00	125,000.00	.0%
02826 Tidelands-FY17 Bulkhead Repai	22,500	22,500	.00	.00	.00	22,500.00	.0%
02914 ROYAL STREET/ST CHARLES DRAIN	19,040	19,040	.00	.00	.00	19,040.22	.0%
02918 MILL RD DRAINAGE PROJECT	40,000	40,000	.00	.00	.00	40,000.00	.0%
02919 53RD AVE BOX CULVERT PROJECT	35,000	35,000	.00	.00	.00	35,000.00	.0%
02920 LEISURE SERVICES PROJECTS	11,970	4,081	.00	.00	.00	4,080.93	.0%
02921 FLAT BRANCH/QUEBBIE CREEK PROJ	457,727	453,646	.00	.00	5,313.95	448,331.65	1.2%
02930 SOCCER FIELDS	58,909	159,585	89,905.63	89,905.63	42,443.07	27,236.42	82.9%
02935 BAYOU VIEW ADA IMPROVEMENTS	21,620	46,620	.00	.00	.00	46,619.74	.0%

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	ORIGINAL APPROP	REVISED BUDGET	YTD EXPENDED	MTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
02940 SOFTBALL FIELD EXPANSION SPOR	65,206	300,172	152,299.40	29,958.88	7,357.92	140,514.55	53.2%
05849 BRICKYARD BAYOU DRAINAGE	507,709	507,709	.00	.00	3,500.31	504,208.21	.7%
05850 COFFEE CREEK DRAINAGE/RECREAT	40,593	40,593	.00	.00	4,844.43	35,748.50	11.9%
05851 MDA HWY 49 AND 18TH ST DRAINAGE	4,686	4,686	-314.30	-1,087.07	3,393.56	1,606.44	65.7%
29008 LEASE PURCHASE OF 5 FIRE TRUC	1,325,622	1,041,700	40,778.76	27,185.84	1,298,435.51	-297,514.33	128.6%
31109 FAIRFIELD III CORRECTIONS	65,000	65,000	.00	.00	.00	65,000.00	.0%
31113 Flat Branch Panel Replace @ D	24,326	24,326	.00	.00	24,325.94	.00	100.0%
41147 PLAYGROUND MODULES	5,212	62,548	15,637.08	10,424.72	.00	46,911.24	25.0%
82585 VEH MOUNTED CAMERA TRUCK I &	25,575	0	.00	.00	.00	.00	.0%
82600 East Chipwd Drng Coll/Retrt V	0	30,000	.00	.00	.00	30,000.00	.0%
82620 Soria City Sidewalk Repair/Dr	0	30,000	.00	.00	.00	30,000.00	.0%
82640 Ward 1 EmpwDist Sidwlk/Crb/Gt	0	45,000	.00	.00	.00	45,000.00	.0%
82660 Baker St Flooding Repair	0	30,000	.00	.00	.00	30,000.00	.0%
TOTAL CAPITAL PROJECTS	46,307,015	46,512,481	3,991,662.66	2,788,295.89	6,568,896.08	35,951,921.96	22.7%
400 WATER/SEWER UTILITY FUND							
00105 FY18 CAPITAL EQUIP/MACHINERY	0	21,688	21,688.00	21,688.00	.00	.00	100.0%
00107 GRAHAM STREET CAVE-IN	12,842	12,842	.00	.00	.00	12,841.50	.0%
00108 34TH AVE BOX CULVERT	82,546	82,546	44,922.75	44,922.75	37,623.25	.00	100.0%
00115 Laurelwood	0	300,000	.00	.00	.00	300,000.00	.0%
00117 N Wastewater Trmt Plant Expan	0	40,000	10,000.00	10,000.00	30,000.00	.00	100.0%
00120 Sweetwater Trail L/S Lining	0	15,350	12,950.00	12,950.00	.00	2,400.00	84.4%
00121 CANAL ROAD RUBBISH PROPERTY	0	140,000	134,795.82	134,795.82	2,000.00	3,204.18	97.7%
02787 ST PAVING PHASE 7	20,912	20,912	.00	.00	.00	20,911.79	.0%
02922 PW EQUIPMENT	21,796	21,796	4,875.00	4,875.00	.00	16,921.31	22.4%
02940 SOFTBALL FIELD EXPANSION SPOR	-16,204	-8,019	.00	.00	.00	-8,018.69	.0%
81522 UTILITY ACQUISITION	0	1,000,000	1,000,000.00	.00	.00	.00	100.0%
82562 SEAWAY ISLAND WATER MAIN CONN	45,858	45,858	.00	.00	12,556.00	33,301.95	27.4%
82564 38TH AVE SEWER PROJECT	11,486	0	.00	.00	.00	.00	.0%
82565 BAYOU VIEW TANK REPLACEMENT	2,695,679	2,695,679	78,631.20	3,581.20	2,603,180.46	13,866.97	99.5%
82567 POPLAR CIRCLE CHAMBERLAIN AVE	53,140	30,000	.00	.00	.00	29,999.92	.0%
82568 PH 1WEST 28TH ST WATER MAIN I	76,060	76,060	.00	.00	.00	76,060.00	.0%
82569 PH 2WEST 28TH ST WATER MAIN I	315,757	315,757	.00	.00	.00	315,757.32	.0%
82571 PUMP STATION REHABILITATION	26,179	26,179	.00	.00	.00	26,178.82	.0%
82572 BENEFIELD SEWER REPLACEMENT	4,505	135,624	.00	.00	4,505.05	131,119.11	3.3%
82575 FIBER OPTIC COMM PLAN	11,566	0	.00	.00	.00	.00	.0%
82578 HERRING ROAD SEWER	11,165	0	.00	.00	.00	.00	.0%
82579 SAUCIER LN/BEAULAH CHURCH RD	109,700	109,700	25,200.00	25,200.00	5,190.33	79,310.00	27.7%
82580 HWY 49/OR GR/SSWAN/3 RVRs	0	9,237	.00	.00	.34	9,237.13	.0%
82581 FORREST HEIGHTS SEWER SYSTEM	9,345	9,345	.00	.00	.00	9,345.00	.0%

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	ORIGINAL APPROP	REVISED BUDGET	YTD EXPENDED	MTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
82582 LAURELWOOD, SULLIVAN, DUCKWRTH	32,409	32,409	217.00	.00	.00	32,191.80	.7%
82583 THREE RVRS FR ONEAL TO DCKWRT	2,892	17,892	2,800.00	2,800.00	2,874.37	12,217.47	31.7%
82584 THREE RIVERS RD/MAYS RD SEWER	979,225	979,225	3,700.00	.00	7,505.28	968,020.00	1.1%
82585 VEH MOUNTED CAMERA TRUCK I &	0	49,980	12,495.03	8,330.02	.00	37,484.97	25.0%
TOTAL WATER/SEWER UTILITY FUND	4,495,857	6,180,060	1,352,274.80	269,142.79	2,705,435.08	2,122,350.55	65.7%
GRAND TOTAL	50,802,871	52,692,541	5,343,937.46	3,057,438.68	9,274,331.16	38,074,272.51	27.7%

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	ORIGINAL APPROP	REVISED BUDGET	YTD EXPENDED	MTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
200 COMMUNITY DEVELOPMENT							
05755 I. FREDERICKS BASEBALL FENCE 1	100,000	100,000	.00	.00	.00	100,000.00	.0%
05756 GASTON PT GYM FLOOR/AC 2017	250,000	250,000	.00	.00	.00	250,000.00	.0%
05803 MDA Streetscape Improvements	2,425,352	2,425,352	233,296.07	187,042.87	1,188,035.85	1,004,019.85	58.6%
05849 BRICKYARD BAYOU DRAINAGE	3,997,125	3,997,125	338,755.20	501.50	311,704.79	3,346,665.16	16.3%
05850 COFFEE CREEK DRAINAGE/RECREAT	260,979	295,300	.00	.00	33,818.51	261,481.93	11.5%
05851 MDA HWY 49 AND 18TH ST DRAINAGE	1,316,119	1,316,119	49,009.85	21,992.69	57,152.96	1,209,956.00	8.1%
TOTAL COMMUNITY DEVELOPMENT	8,349,574	8,383,896	621,061.12	209,537.06	1,590,712.11	6,172,122.94	26.4%
GRAND TOTAL	8,349,574	8,383,896	621,061.12	209,537.06	1,590,712.11	6,172,122.94	26.4%

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Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Mary Collins, Procurement Specialist
Purchasing

Date: 12/10/2018

Subject: Letter - regarding bid awarded by Purchasing to Southern Exteriors Fence Co. for commercial fence - Leisure Services Department - to be made a part of the minutes

Recommendation:

Memorandum - City of Gulfport

Purchasing

To: The Honorable Mayor and City Council

From: Mary Collins, Procurement Specialist

Date: December 10, 2018

Re: Commercial Fence at Sportsplex
Leisure Service Department
Bids Received in Purchasing 12/10/2018

I have reviewed the bids received on the above referenced item and find Rance Necaise of Southern Exteriors Fence Co., to be the lowest and best bid for a total bid amount of \$35,917.50.

I have issued Purchase Order #202291 accordingly and respectfully request you make this a part of the minutes. Please see attached tabulation sheet for your review

Thank you for your consideration.

Fence at Baseball Field - Sportsplex Leisure Services Department PO #202291								
Scope of Work (Description)	Quality	Southern Exteriors Fence Co	Ext Cost	Can't Be Beat Fence	Ext Cost	Gulf Coast Fence Co	Ext Cost	
	1182ft	\$21.25ea	\$25,117.50	\$22.04ea	\$26,051.28	\$28.00ea	\$33,096.00	
Core Drilling for 4X6 Holes for post	240	\$45.00ea	\$10,800.00	\$46.58ea	\$11,179.20	\$52.00ea	\$12,480.00	
TOTAL			\$35,917.50		\$37,230.48		\$45,576.00	



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Terri Goad, Purchasing
Purchasing

Date: 12/12/2018

Subject: Letter - regarding bid awarded by Purchasing to Precise Digital for Audio/ Video Recording System for Seven (7) Interview Rooms - Police Department - to be made a part of the minutes.

Recommendation:

Memorandum - City of Gulfport

Purchasing

To: The Honorable Mayor and City Council

From: Connie Debenport, CPPB

Date: December 10, 2018

Re: Audio / Video Recording System for Seven (7) Interview Rooms
Police Department
Bids Received 12-10-2018

We have reviewed the bids received on the above referenced item and find Precise Digital to be the lowest and best bid for a total bid amount of \$25,186.00

I have issued Purchase Order #202312 accordingly and respectfully request you make this a part of the minutes. Please see attached tabulation sheet for your review.

Thank you for your consideration.

Audio/Video Recording System for Police Department

Bids Received 12-10-2018

PO # 202312

Description/Part Number	Precise Digital	BIS Digital	Pileum
Audio / Video Recording System for Police Department	\$25,186.00	\$38,500.00	\$71,700.00



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Connie Debenport, Manager
Purchasing

Date: 12/14/2018

Subject: Request - to reject and re-advertise for Gaston Point Gym A/C Replacement.

Recommendation:

Memorandum – City of Gulfport

Purchasing Department

To: The Honorable Mayor and City Council
From: Connie Debenport, CPPB
Date: December 14, 2018
Re: Recommendation to Reject and Re-advertise
Gaston Point Gym A/C Replacement
Bids Received 12-12-18

On December 12, 2018, the City of Gulfport received one (1) bid for the above referenced project. The only bid received did not have the COR (Certificate of Responsibility) number on the outside of the envelope as required by MS Code Ann. Section 31-3-2-21(2). Item was vetted through the legal department for review and concurrence to recommend rejection of said bid and request permission to re-advertise.

Thank you for your consideration.

CITY OF GULFPORT

GASTON POINT RECREATION CENTER – AC REPLACEMENT

The City of Gulfport is seeking sealed bids for the Gaston Point Gym AC Replacement located at 1506 Mills Avenue, Gulfport, MS 39501. Sealed bids will be received in the Office of Procurement located at 1410 24th Avenue, Hardy Building, 2nd Floor, Gulfport, MS 39501 until 10:00 a.m., local time on February 13, 2019 either by mail or hand delivery, after which time they will be opened and read aloud.

Plans and specifications may be obtained from the Procurement Office, 1410 24th Avenue, Hardy Bldg., Gulfport MS 39501 between the hours of 8:00 a.m. and 5:00 p.m. Monday through Friday.

“The City of Gulfport now offers Electronic Bidding. Official bid documents can be downloaded from Central Bidding at www.centralbidding.com. Electronic bids and/or reverse auction bids can be submitted at www.centralbidding.com. For any questions relating to the electronic bidding process, please call Central Bidding at 225-810-4814.”

This project is funded through the City of Gulfport’s Community Development Block Grant Program from funds provided through the U.S. Department of Housing and Urban Development, and the successful bidder must comply with all federal, state and local requirements contained in the Contract Documents.

Section 3: Section 3 Housing and Urban Development Act of 1968 requires the City and contractors participating in CDBG project give opportunities for job training and employment to lower income residents of the Section 3 area that is described as the City of Gulfport, Harrison County, State of Mississippi. Section 3 also requires that “to the maximum extent feasible” contracts for work in connection with Section 3 covered projects be awarded to business concerns that are located in or owned in substantial part by persons residing in the Section 3 area.

Questions – All questions regarding this bid should be directed to Connie Debenport by e-mail: cdebenport@gulfport-ms.gov or facsimile (228) 868-5704. All questions must be submitted *in writing*; telephonic inquiries will not be considered.

The City is NOT responsible for bids which are mailed to the wrong address or which arrive in the mail after the designated bid opening time. Bids may be delivered in person to the Office of Procurement prior to the bid opening at the time, date and location listed above.

Each bid shall be accompanied by a Certified Check on a solvent bank or a bid bond issued by a Surety Company licenses to operate in the State of Mississippi, in the amount of five percent (5%) of the total bid price, payable to the City of Gulfport as bid security. The successful bidder will be required to furnish a Performance Bond and a Payment Bond each in the amount of 100% of the Contract Amount.

For bids exceeding \$50,000.00, bidder must indicate his Certificate of Responsibility Number on the outside of the sealed bid as required by MS Law. Effective July 1, 2010; Per MS code 31-3-21(3); any bid submitted by a non-resident contractor which does not include the nonresident contractor’s current state law pertaining to such state’s treatment of non-resident contractors, shall be rejected and not considered for award. If no such law exists in the non-resident’s contractor’s state, then the non-resident contract may provide a statement to that effect.

The project will be awarded to the lowest and best bidder. However, the City of Gulfport reserves the right to accept or reject any or all bids or to waive any informality.

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

Publication Dates: 11-11-19 & 11-18-19

Send Invoice & Proof of Publication to: **Connie Debenport, CPPB**
City of Gulfport
P. O. Box 1780
Gulfport, MS 39502-1780



Memorandum

To: Mayor Billy Hewes and
Gulfport City Council

From: Connie Debenport, Manager
Purchasing

Date: 12/27/2018

Subject: Legal Notice - advertisement for bids to remove and replace fencing at Isiah Fredericks Baseball Field.

Recommendation:

CITY OF GULFPORT

REMOVE AND REPLACE FENCING AT ISIAH FREDERICKS BASEBALL FIELD

The City of Gulfport is seeking sealed bids to remove and replace fencing at the Isiah Fredericks Baseball Field, 4318 Kentucky Ave., Gulfport, MS. Sealed bids will be received in the Office of Procurement located at 1410 24th Avenue, Hardy Building, 2nd Floor, Gulfport, MS 39501 until 10:00 a.m., local time on February 15, 2019 either by mail or hand delivery, after which time they will be opened and read aloud.

Plans and specifications may be obtained from the Procurement Office, 1410 24th Avenue, Hardy Bldg., Gulfport MS 39501 between the hours of 8:00 a.m. and 5:00 p.m. Monday through Friday.

“The City of Gulfport now offers Electronic Bidding. Official bid documents can be downloaded from Central Bidding at www.centralbidding.com. Electronic bids and/or reverse auction bids can be submitted at www.centralbidding.com. For any questions relating to the electronic bidding process, please call Central Bidding at 225-810-4814.”

This project is funded fully or partially with Federal funds provided through Mississippi Development Authority, utilizing Supplemental Community Development Block Grant Funds from the Department of Housing and Urban Development; the successful bidder must comply with all applicable federal, state and local requirements contained in the Contract Documents, including but not limited to Section 3, Davis-Bacon Federal Wage Regulations, E-Verify, etc., as identified in the bid proposal packet as “HUD Contract Provisions for Construction Contracts”. All Women and Minority and Section 3 Contractors are encouraged to apply.

Section 3: Section 3 is a provision of the Housing and Urban Development Act of 1968 and ensures that preference from employment, training and contracting opportunities generated from the expenditure of certain HUD funds, is given to local low and very low income persons, particularly those who receive federal housing assistance, and businesses that are owned by or substantially employ such persons. All bids and contracts in excess of \$100,000 must include a Section 3 Plan. Section 3 Plan and required documents are included in the bid proposal packet as “Federal Construction Contract Provisions” and all bidders are required to demonstrate commitment to the achievement of the CDBG Section 3 Goals.

Questions – All questions regarding this bid should be directed to purchasing@gulfport-ms.gov or facsimile (228) 868-5704. All questions must be submitted *in writing*; telephonic inquiries will not be considered.

The City is NOT responsible for bids which are mailed to the wrong address or which arrive in the mail after the designated bid opening time. Bids may be delivered in person to the Office of Procurement prior to the bid opening at the time, date and location listed above.

Each bid shall be accompanied by a Certified Check on a solvent bank or a bid bond issued by a Surety Company licenses to operate in the State of Mississippi, in the amount of five percent (5%) of the total bid price, payable to the City of Gulfport as bid security. The successful bidder will be required to furnish a Performance Bond and a Payment Bond each in the amount of 100% of the Contract Amount.

For bids exceeding \$50,000.00, bidder must indicate his Certificate of Responsibility Number on the outside of the sealed bid as required by MS Law. Effective July 1, 2010; Per MS code 31-3-21(3); any bid submitted by a non-resident contractor which does not include the nonresident contractor's current state law pertaining to such state's treatment of non-resident contractors, shall be rejected and not considered for award. If no such law exists in the non-resident's contractor's state, then the non-resident contract may provide a statement to that effect.

The project will be awarded to the lowest and best bidder. However, the City of Gulfport reserves the right to accept or reject any or all bids or to waive any informality.

The successful bidder must adhere to the City's policy concerning non-discrimination without regard to race, creed, color, age, sex, national origin or handicap.

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

Direct contact with any City employee, GRC Commissioners, including Administration and City Council, on the subject of this proposal is strictly forbidden. Violation of this paragraph will result in disqualification of your submission.

Publication Dates: 01-11-19 & 01-18-19

Send Invoice & Proof of Publication to:

**Connie Debenport, CPPB
City of Gulfport
P. O. Box 1780
Gulfport, MS 39502-1780**