



City of Gulfport, Mississippi

Minutes City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, July 16, 2019

1:30 PM

*Gulfport City Hall
Council Chambers*

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

The Members of Council met at City Hall at 1:30 P.M., on the above date, same being an adjourned meeting from a Regular Meeting held on July 2, 2019 at 1:30 P.M.

Present: Mayor Billy Hewes, CAO Dr. John Kelly, General Counsel Hugh Keating, Clerk of Council Brittany Rodgers, **Councilmembers:** Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, and Cara Pucheu. **Absent:** Councilmember Kenneth Casey.

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

Agenda Order

Motion to Accept the Agenda with the following adjustment, move item #7 to be taken up as item #2-A, Moved By Myles Sharp, **Seconded by** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Presentation Agenda

Policy Issues

Minutes

- 1 Approval of Minutes - for May 21, 2019.

Motion to Approve Minutes for May 21, 2019, Moved By Ron Roland, **Seconded by** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[May 21, 2019 - Minutes](#)

- 2 Approval of Minutes - for May 23, 2019 SCM.

Motion to Approve Minutes for May 23, 2019 SCM, Moved By Cara Pucheu, **Seconded by** Ron Roland

Vote: Motion Carried By Unanimous Roll Call Vote

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

Abstain: R.Lee Flowers

Absent: Kenneth Casey

Attachment(s):

[May 23, 2019 SCM - Minutes](#)

*** See Item 7 for action taken as Item 2 - A ***

Code Enforcement / Planning

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

Motion to Open the Code Enforcement Hearing, Moved By Ron Roland, **Seconded by** Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Resolution - Authorizing Advertisement for Bids - Signed](#)

- 4 Acceptance - of Performance Bond Completion and start of Warranty Period for Florence Gardens Phase IV The Westwood District Subdivision - Case 1801PC016 - Ward 6.

Motion to Accept Performance Bond Completion and start of Warranty Period for Florence Gardens Phase IV The Westwood District Subdivision - Case 1801PC016 - Ward 6, Moved By R.Lee Flowers, **Seconded by** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Status Update - Case # 1801PC016](#)

[Florence Gardens Phase IV Packet](#)

Resolutions

- 5 Resolution - approving Agreement to Terminate Development Agreement with Gulfport Highlands Development, L.P., authorizing the Mayor to execute the same, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Ron Roland

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Resolution - Termination of Gulfport Highlands Development Agreement - Signed](#)

- 6 Resolution - approving, consenting to, and granting a certain Ad Valorem Property Tax Exemption as an inducement for the location of The Claiborne at Gulfport Highlands, LLC, in the City, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Ron Roland

Vote: Motion Carried By Unanimous Roll Call Vote

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

Abstain: Rusty Walker

Absent: Kenneth Casey

Attachment(s):

[Resolution - Claiborne Inducement - Signed](#)

- 7 Resolution - approving Agreement with the Historical Society of Gulfport for the Installation, Operation and Maintenance of a Museum Quality Exhibit of Artifacts related to Gulfport's History, and for related purposes.

***This item was taken up as Item 2 - A ***

Motion to Approve with addition that the specific schedule will be worked out to the satisfaction of the Administration, Moved By Ron Roland, Seconded by Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Resolution - Historical Society of Gulfport - Museum - Signed](#)

- 8 Resolution - awarding bid for "Term-Contract - City Wide Grounds Maintenance Services", approving Agreements between the City of Gulfport and the Service Providers, and authorizing the Mayor to execute the same.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Resolution - Grounds Maintenance Services - Signed](#)

- 9 Resolution - authorizing the Lease of Public Buildings, Facilities, and Equipment; approving other documents relating to the Lease; and authorizing certain action by officials of the municipality.

Motion to Approve, Moved By Ella Holmes-Hines, Seconded by Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Resolution - JX376223.2 - Signed](#)

- 10** Resolution - approving Memorandum of Agreement between the Gulfport School District and the City of Gulfport, Mississippi, concerning reimbursement for Law Enforcement Services, authorizing the Mayor to execute the same, and for related purposes.

Motion to Approve, Moved By Cara Pucheu, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Resolution - GPT School District SRO - Signed](#)

- 11** Resolution - authorizing acceptance of AARP Grant related to the Bike Trail System within Brickyard Bayou Park, authorizing the Mayor to execute any and all documents required to accept the same, and for related purposes.

Motion to Approve, Moved By Ella Holmes-Hines, **Seconded by** Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Resolution - AARP Grant - Signed](#)

- 12** Resolution - approving sale of sidearm to Sergeant John Cuevas upon his retirement from the City of Gulfport and setting the amount to be paid for said firearm pursuant to Miss. Code Ann. § 45-9-131 (rev. 2014).

Motion to Approve, Moved By Cara Pucheu, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Resolution - Sidearm Sale - SGT John Cuevas - Signed](#)

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

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Resolution - GFD Expenditure - Signed](#)

- 14** Resolution - authorizing the donation of funds to the Gulfport Main Street Association, in accord with Miss. Code Ann. § 21-19-44.1, and for related purposes.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Resolution - Gulfport Main Street Donation - Signed](#)

- 15** Resolution - approving the temporary closure of municipal right of way for District 119's Annual Back Pack Give-A-Way Event to be held on July 27, 2019, and for related purposes.

Motion to Approve, Moved By Ella Holmes-Hines, **Seconded by** R.Lee Flowers

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Resolution - District 119's Back Pack Give-A-Way Event Road Closure - Signed](#)

- 16** Resolution - concurring with the action by the Gulfport Redevelopment Commission to approve Agreement with the ESB Group, Inc., to complete Audio/Video work at the Mississippi Aquarium, and for related purposes.

Motion to Approve, Moved By Cara Pucheu, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Resolution - Concurring with GRC - ESB Group - Signed](#)

- 17** Request - approval for Single Source Designation for Sichuan Lituo Landscape Science & Technology related to the Gulfport Harbor Lights Winter Festival.

Motion to Approve Request approval for Single Source Designation for Sichuan Lituo Landscape Science & Technology related to the Gulfport Harbor Lights Winter Festival, Moved By Cara Pucheu, **Seconded by** R.Lee Flowers

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Request - Single Source - Sichuan Lituo Landscape](#)

- 18** Review - of Proclamation declaring Civil and/or Local Emergency related to Tropical Storm Barry.

Motion to Ratify Proclamation declaring Civil and/or Local Emergency related to Tropical Storm Barry, Moved By Ella Holmes-Hines, **Seconded by** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Proclamation - TS Barry](#)

Budget Amendments / Docket of Claims

- 19** Budget Amendment #74 - Increasing 286 (capital) from restitution.

Motion to Approve Budget Amendment #74, Moved By Ella Holmes-Hines, **Seconded by** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[June 26th \(capital\) restitution](#)

[Budget Amendments-FYE 2019-74](#)

- 20 Budget Amendment #75 - Increasing 213 (fingerprinting)

Motion to Approve Budget Amendment #75, Moved By Ella Holmes-Hines, **Seconded by** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[June 26th\(property-room\)](#)

[Budget Amendments-FYE 2019-75](#)

- 21 Budget Amendment #76 - to budget the tentative FY19 VAWA and VOCA Grants.

Motion to Approve Budget Amendment #76, Moved By Ella Holmes-Hines, **Seconded by** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Memo for Council for Grants](#)

[Budget Amendments-FYE 2019-76](#)

- 22 Budget Amendment #77 - to budget the FY19 HIDTA Grant.

Motion to Approve Budget Amendment #77, Moved By Ella Holmes-Hines, **Seconded by** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Budget Amendment for 2019 HIDTA \(1\)](#)

[Budget Amendments-FYE 2019-77](#)

- 23 Docket of Claims - to be approved through July 17, 2019.

Motion to Approve Docket of Claims, in the amount of \$2,082,602.45, Moved By R.Lee Flowers, **Seconded by** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

Attachment(s):

[Docket](#)

[Docket by Vendor](#)

[Docket by Org-Obj-Proj](#)

[Resolution - Docket of Claims - Signed](#)

Routine Agenda

Motion to Approve Routine Agenda as presented, with the Body moving/seconding item #29, Moved By R.Lee Flowers, **Seconded by** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

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

Attachment(s):

[Resolution - Awarding-Rejecting Bids - Signed](#)

- 25 Associated Adjusters Check Registers - for workers' comp and general liability claims paid during June, 2019 - to be made a part of the minutes.

Attachment(s):

[Memorandum - Associated Adjusters](#)

[Associated Adjusters Check Registers - June 2019](#)

- 26 Bi-Weekly Payroll Report - for the month of June, 2019 - to be made a part of the minutes.

Attachment(s):

[Memorandum - Payroll Journals](#)

[Bi-Weekly Payroll Report - June 2019](#)

- 27 Public Records Requests - for the month of June, 2019 - to be made a part of the minutes.

Attachment(s):

[Public Records Report - June 2019](#)

- 28** Year-to-Date Budget Report - for the month of June, 2019 - to be made a part of the minutes.

Attachment(s):

[Year-To-Date Budget Report - June 2019](#)

- 29** Proclamation - for Danny Meadors Retirement - to be made a part of the minutes.

Attachment(s):

[Proclamation - Danny Meadors](#)

- 30** Ratification - of Oath of Office - to be made a part of the minutes.

Attachment(s):

[Oath of Office - Judge Phil Wittmann](#)

Public Agenda

The President called for comments during the Public Agenda.

The following Citizen(s) addressed the Council:

- Gailyn Williams-Hockenhol - 714 25th Street
- David Starling - 2192 Collins Boulevard
- Bailey Wilson - 18195 Autry Drive
- Patricia Dalton - 11249 S. River Road

This concluded the Public Agenda.

Council Comments

Memorial Adjournment

[Mrs. Yvonne Reed King](#)

[Mrs. Azzie Bryant-Henderson](#)

[Mrs. Angela Ward-Moss](#)

[Mr. Barton R. Whitlock](#)

[Dr. Frank Lamar Schmidt, Sr.](#)

[Mr. Johnnie Martin Harper](#)

[Mr. Wilder Bobby McGowan](#)

[Mr. Zquavius Crain](#)

Executive Session

Upon the advice of General Counsel, Motion to Enter Closed Session to make a preliminary determination of the necessity for Executive Session at 2:45 P.M., Moved By R.Lee Flowers, Seconded by Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

The Council entered Closed Session at 2:48 P.M. In attendance: Councilmembers: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp (in at 2:49 P.M.), R.Lee Flowers, and Cara Pucheu, Mayor Billy Hewes, CAO Dr. John Kelly, General Counsel Hugh Keating, City Attorney Jeff Bruni, Director of Economic Development David Parker (out at 2:49 P.M.), Director of Leisure Services Gus Wesson, Director of Urban Development Greg Pietrangelo (out at 2:49 P.M.), and Clerk of Council Brittany Rodgers.

Motion to Exit Closed Session at 2:50 P.M., Moved By R.Lee Flowers, Seconded by Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

No official action was taken during Closed Session.

Upon hearing from General Counsel regarding the nature of the request for Executive Session, Motion to Enter Executive Session at 2:52 P.M. for strategy session with respect to prospective litigation involving the Lyman Community Center which would have a detrimental effect on the litigating position of the City otherwise, and transaction of business related to an Operation Agreement with Coast Golf, LLC involving the Bayou Vista Golf Course, Moved By Myles Sharp, Seconded by Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

The Council entered Executive Session at 2:52 P.M. In attendance: Councilmembers: Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, and Cara Pucheu, Mayor Billy Hewes, CAO Dr. John Kelly, City Attorney Jeff Bruni, Director of Leisure Services Gus Wesson, and Clerk of Council Brittany Rodgers.

Motion to Exit Executive Session at 3:07 P.M., Moved By Ella Holmes-Hines, Seconded by Ron Roland

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

No official action was taken during Executive Session.

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

Motion to authorize and approve the City of Gulfport to retain Nelson Forensics, LLC to provide expert services in connection with the inspection of the City's Lyman Community Center with respect to water intrusion and other related issues associated with the Center and to authorize the Mayor and/or the City Attorney or their designees to execute any and all documents approved by the City Attorney to effectuate these services or otherwise needed therewith, with such fees and costs for these services not to exceed \$7,500.00 unless otherwise approved by the Council and with the understanding that these monies are to come from funds remaining from recently-completed repair work on the Dedeaux Road Community Center, Moved By Myles Sharp, Seconded by Ron Roland

Vote: Motion Carried By The Following Roll Call Vote

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

Nay: Rusty Walker

Absent: Kenneth Casey

Setting of Next Meeting and Adjournment

There being no further business to come before the Council at this time, Motion to Adjourn in memory of Mrs. Yvonne Reed King, Mrs. Azzie Bryant-Henderson, Mrs. Angela Ward-Moss, Mr. Barton R. Whitlock, Dr. Frank Lamar Schmidt, Sr., Mr. Johnnie Martin Harper, Mr. Wilder Bobby McGowan, and Mr. Zquavius Crain, until August 6, 2019 at 1:30 P.M. for a Regular Council Meeting, Moved by Ron Roland, Seconded by Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Kenneth Casey

City Clerk

Mayor