



City of Gulfport, Mississippi

Minutes City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, September 3, 2019

1:30 PM

*Gulfport City Hall
Council Chambers*

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

The Mayor and 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 August 20, 2019 at 1:30 P.M.

Present: Mayor Billy Hewes, CAO John Kelly, Assistant City Attorney Margaret Murdock, Clerk of Council Brittany Rodgers, **Councilmembers:** Kenneth Casey, Ron Roland, Ella Holmes-Hines (in at 1:35 P.M.), Rusty Walker, Myles Sharp, R.Lee Flowers, and Cara Pucheu.

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

Agenda Order

Motion to Accept the Agenda with the following adjustment; add item 29 - A - Budget Amendment #95 - to transfer funds within the 213 Budget, amend 13's title to read "Eagle Energy" instead of "Land Shapers", and add Mr. Carl Anthony Lizana, Jr. and Ms. Kathy Burns to the Memorial Adjournments, Moved By Myles Sharp, Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Ella Holmes-Hines

Presentation Agenda

- Mayor's Report

Policy Issues

Minutes

- 1 Approval of Minutes - for July 30, 2019 SCM.

Motion to Approve Minutes for July 30, 2019 SCM, Moved By Ron Roland, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[July 30, 2019 SCM - Minutes](#)

- 2 Approval of Minutes - for August 6, 2019.

Motion to Approve Minutes for August 6, 2019, Moved By Ron Roland, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[August 6, 2019 - Minutes](#)

- 3 Approval of Minutes - for August 20, 2019.

Motion to Approve Minutes for August 20, 2019, Moved By Ron Roland, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[August 20, 2019 - Minutes](#)

Code Enforcement / Planning

- 4 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 R.Lee Flowers, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

There being no one present to object or address the Council, Motion to Close the Hearing and Approve the Resolution, Moved By R.Lee Flowers, Seconded by Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - authorizing advertisement for bids - Signed](#)

- 5** Certificate of Resubdivision (Short Form) - Divide one parcel into two parcels zoned I-2 (Heavy industrial): located 13261 Seaway Road - Case # 1909PC102 - Ward 5.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Certificate of Resubdivision - Case 1909PC102 - Signed](#)

- 6** Certificate of Resubdivision (Short Form) - Divide one parcel into three parcels zoned I-2 (Heavy industrial): located 13261 Seaway Road - Case # 1909PC103 - Ward 5.

Motion to Approve Certificate of Resubdivision, Moved By Myles Sharp, Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Certificate of Resubdivision - Case 1909PC103 - Signed](#)

- 7** Final Plat - approval for an 8-lot subdivision (Florence Gardens Phase 5-A) on a tax parcel zoned R-1-7.5 - Case # 1906PC077 - Ward 6.

Motion to Approve Final Plat, Moved By R.Lee Flowers, Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[077 Cover](#)
[077 Report](#)
[077 Locator](#)
[077 Packet](#)
[077 Final Plat](#)
[Covenants](#)
[077 Notification](#)
[077 Adj List](#)
[PC Proof](#)
[Bond 1 year agreement Phase 5](#)
[Bond 3 year agreement Phase 5](#)
[077 Transcripts](#)

Ordinances

- 8 Ordinance - amending Section 4-218(a) of the Code of Ordinances of the City of Gulfport, Mississippi.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

- Ordinance 3009 -

Attachment(s):

[Ordinance 3009 - amending Sec 4-218\(a\) - Signed](#)

Resolutions

- 9 Resolution - authorizing the City Attorney's Office to take whatever steps are necessary and required by law to cancel the Certificate of Convenience and Necessity issued to Lyman Utilities, Inc., authorizing the Mayor (or designee) to execute any documents necessary to facilitate that process on behalf of the City, and for related purposes.

Motion to Approve, Moved By Myles Sharp, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Cancel Certificate of Convenience - Lyman Utilities, Inc - Signed](#)

- 10** Resolution - authorizing negotiations to acquire Utility and Drainage Easement and to do any acts necessary and legal, including prosecution in Special Court of Eminent Domain, to obtain title for the City under Miss. Code Ann. § 11-27-81, Et Seq., and, if necessary, to expedite the "Our Road Sewer Improvement Project", authorizing special checks to acquire the property interests stated herein, and for related purposes.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Our Road Sewer Improvements ED Negotiations - Signed](#)

- 11** Resolution - authorizing negotiations to acquire Right of Way Easements and related interests and to do any acts necessary and legal, including prosecution in Special Court of Eminent Domain, to obtain title for the City under Miss. Code Ann. § 11-27-81, Et Seq., and, if necessary, to expedite the "Landon Road Widening Project", authorizing special checks to acquire the property interests stated herein, and for related purposes.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Landon Road Widening ED Negotiations - Signed](#)

- 12** Resolution - approving letter to Mississippi Legislators concerning on going mental health crisis, authorizing the Mayor to execute the same on behalf of the City and the Gulfport Police Department, 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: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, Cara Pucheu

Attachment(s):

[2019 Letter to Legislators - State of Mental Health in Region XIII - DRAFT](#)
[MS Cares Info](#)

- 13** Resolution - awarding bid for "Term Contract Fuel", approving Agreement between the City of Gulfport and Eagle Energy, Inc., and authorizing the Mayor to execute the same, and for related purposes.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Term Contract Fuel - Eagle Energy - Signed](#)

- 14** Resolution - approving Professional Legal Service Contract with Lee Russell, Esq., of Russell Law Firm, PLLC, to provide Public Defender Services in the Gulfport Municipal Court, authorizing the Mayor to execute said Agreement, 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: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, Cara Pucheu

Attachment(s):

[Resolution - Public Defender Russell - Signed](#)

- 15** Resolution - approving Professional Legal Service Contract with Jennifer Tyler Baker, Esq., to serve as a Public Defender in the Gulfport Municipal Court, authorizing the Mayor to execute said Agreement, 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: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, Cara Pucheu

Attachment(s):

[Resolution - Conflict Public Defender - Baker - Signed](#)

- 16** Resolution - approving Professional Legal Service Contract with Raymond Lee Edwards, Esq., to serve as a Public Defender in the Gulfport Municipal Court, authorizing the Mayor to execute said Agreement, 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: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, Cara Pucheu

Attachment(s):

[Resolution - Conflict Public Defender - Edwards - Signed](#)

- 17** Resolution - approving Three (3) "Lighting Services – Standard Lease Agreements" between the City of Gulfport and Mississippi Power Company, authorizing the Mayor to execute the same, and for related purposes.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - MPC Lighting Services Standard Lease Agreements - Signed](#)

- 18** Resolution - approving Services Contract with The Soular Yogi, LLC, authorizing the Mayor to execute said Agreement, and for related purposes.

Motion to Approve, Moved By Myles Sharp, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Soular Yogi Services Contract - Signed](#)

- 19** Resolution - approving Certificate of Substantial Completion for the Downtown Streetscape Improvements Project Phase III B, authorizing the Mayor to execute said Certificate, and for related purposes.

Motion to Approve, Moved By Myles Sharp, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Substantial Completion - Downtown Streetscape Phase III B - Signed](#)

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

Motion to Approve, Moved By Myles Sharp, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - LSD Promotional Items Expenditure - Signed](#)

- 21** Resolution - approving the temporary closure of municipal right of way for the Blessing of the Badges & Boots to be held on September 11, 2019, and for related purposes.

Motion to Approve, Moved By Myles Sharp, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Blessing of the Badges & Boots Street Closure - Signed](#)

- 22** Resolution - approving the temporary closure of municipal right of way for the Westminster Presbyterian Church Annual Fall Festival to be held on September 28, 2019, and for related purposes.

Motion to Approve, Moved By Myles Sharp, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - WPC Annual Fall Festival Street Closure - Signed](#)

- 23** Resolution - approving the temporary closure of municipal right of way for the 10th Annual View the Cruise Event to be held on October 4 - 7, 2019, and for related purposes.

Motion to Approve, Moved By Myles Sharp, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - 10th Annual View the Cruise Street Closure - Signed](#)

- 24** Resolution - approving the temporary closure of municipal right of way for the Pink Dress Run Event to be held on October 19, 2019, and for related purposes.

Motion to Approve, Moved By Myles Sharp, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Pink Dress Run Street Closure - Signed](#)

Budget Amendments / Docket of Claims

- 25 Budget Amendment #91 - to increase local county (capital) from drug forfeiture.

Motion to Approve Budget Amendment #91, Moved By R.Lee Flowers, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[August 21st \(capital\)](#)

[Budget Amendments-FYE 2019-91](#)

- 26 Budget Amendment #90 - to increase Federal capital/operating from drug forfeiture.

Motion to Approve Budget Amendment #90, Moved By R.Lee Flowers, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[August 21st \(capital and operating\)](#)

[Budget Amendments-FYE 2019-90](#)

- 27 Budget Amendment #92 - to increase County/Local from restitution from drug cases.

Motion to Approve Budget Amendment #92, Moved By R.Lee Flowers, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[August 23rd \(restitution\)](#)

[Budget Amendments-FYE 2019-92](#)

- 28** Budget Amendment #93 - to establish account for the AARP Grant for the Brickyard Bayou Bike Trail.

Motion to Approve Budget Amendment #93, Moved By R.Lee Flowers, Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Budget Amendment to transfer funds into the Brickyard Bayou Bike Trail account Budget Amendments-FYE 2019-93](#)

- 29** Budget Amendment #94 - to transfer from 213 (Wages & Salaries) to 315 (Capital) for Bollard Installation.

Motion to Approve Budget Amendment #94, Moved By R.Lee Flowers, Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Budget Amendments-FYE 2019-94](#)
[Budget amendment memo \(bollards\).1](#)

- 29 – A** Budget Amendment #95 - to transfer funds within the 213 Budget.

Motion to Approve Budget Amendment #95, Moved By R.Lee Flowers, Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Budget amendment - bodycams](#)
[Budget Amendments-FYE 2019-95](#)

- 30** Docket of Claims - to be approved through September 4, 2019.

Motion to Approve Docket of Claims, in the amount of \$1,839,675.49, Moved By R.Lee Flowers, Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

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, Moved By R.Lee Flowers,
Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

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

Attachment(s):

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

- 32 Ratification - of Facility Use Agreements - to be made a part of the minutes.

Attachment(s):

[Off the Chain Sports - 9.1.2019](#)
[Off the Chain Sports - 11.23-24.2019](#)
[Off the Chain Sports - Nov 30-Dec 1, 2019](#)
[Off the Chain Sports - 12.7-8.2019](#)
[Off the Chain Sports - 12.14.2019](#)

- 33 Ratification - of Oaths of Office - to be made a part of the minutes.

Attachment(s):

[Amanda Herriott - Oath of Office](#)
[Dashua Thompson - Oath of Office](#)
[Robyn Blackwell - Oath of Office](#)

- 34 Legal Notice - advertisement for bids for Term Contract Groups C2A, Group K, Group J and Group J1.

Attachment(s):

[Legal Notice - 2020 Term Contract Groups C2A, K, J, and J1](#)

- 35 Letter - regarding bid awarded by Purchasing to Sun South for Transmission Repair - Maintenance Garage - to be made a part of the minutes.

Attachment(s):

[Sun South - Transmission Repair - Maintenance Garage](#)

- 36** Letter - regarding bid awarded by Purchasing to Central Pipe for Pipes - Public Works Department - to be made a part of the minutes.

Attachment(s):

[Central Pipe - Pipes - Public Works](#)

- 37** Letter of Recommendation - regarding installation and removal of wreaths and lights for the 2019 Gulfport Harbor Lights Winter Festival.

Attachment(s):

[Turf Masters - 2019 Gulfport Harbor Lights Winter Festival](#)

- 38** Letter of Recommendation - regarding services to install and train City of Gulfport employees on Christmas Tree Installation for 2019 Gulfport Harbor Lights Winter Festival.

Attachment(s):

[Universal Concepts - 2019 Gulfport Harbor Lights Winter Festival](#)

Public Agenda

The President called for comments during the Public Agenda.

The following Citizen(s) addressed the Council:

- Cedric McCaskill

This concluded the Public Agenda

Council Comments

Memorial Adjournment

[Mrs. Helen Kelly Lenoir](#)

[Mrs. Patricia Ann "Ladner" Jones](#)

Mr. Carl Anthony Lizana, Jr.

[Ms. Kathy Burns](#)

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 2:03 P.M., Moved By Myles Sharp, Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

The Council entered Closed Session at 2:05 P.M. In attendance: Councilmembers: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, and Cara Pucheu, Mayor Billy Hewes, CAO Dr. John Kelly, Assistant City Attorney Margaret Murdock, and Clerk of Council Brittany Rodgers.

Motion to Exit Closed Session at 2:06 P.M., Moved By Ella Holmes-Hines, Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

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 2:06 P.M. for litigation strategy, Moved By Ella Holmes-Hines, Seconded by Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

The Council entered Executive Session at 2:06 P.M. In attendance: Councilmembers: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp (out at 2:07 P.M.), R.Lee Flowers, and Cara Pucheu, Mayor Billy Hewes (out at 2:07 P.M.), CAO Dr. John Kelly, Assistant City Attorney Margaret Murdock, and Clerk of Council Brittany Rodgers.

Motion to Exit Executive Session at 2:07 P.M., Moved By Kenneth Casey, Seconded by Ron Roland

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Myles Sharp (out of room)

No official action was taken during Executive Session.

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

*** Mayor Billy Hewes and Councilmember Myles Sharp recused and removed themselves from the Chambers at 2:07 P.M. during the discussion and vote on this item ***

Motion to authorize the City Attorney's Office to take whatever steps may be required to resolve the City's property damage claim against Jamie L. Munns arising out of an accident on December 26, 2018, in which three light poles were damaged located on Courthouse Road, for a total sum of \$46,479.00, and authorize the Mayor to execute any and all releases as may be required to effectuate settlement of the claim, Moved By R.Lee Flowers, Seconded by Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Myles Sharp (recused)

Setting of Next Meeting and Adjournment

There being no further business to come before the Council at this time, Motion to Adjourn in memory of Mrs. Helen Kelly Lenoir, Mrs. Patricia Ann "Ladner" Jones, Mr. Carl Anthony Lizana, Jr., and Ms. Kathy Burns, until September 3, 2019 at 5:15 P.M. for a Public Hearing and Tax Levy Adoption, Moved by Cara Pucheu, Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Myles Sharp (out of room)

City Clerk

Mayor

Agenda Adjustments

29 – A Budget Amendment #95 - to transfer funds within the 213 Budget.