



City of Gulfport, Mississippi

Minutes City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, February 16, 2021

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 on February 2, 2021 at 1:30 P.M.

Present: Mayor Billy Hewes, CAO Dr. John Kelly, General Counsel Hugh Keating, Clerk of Council Brittany Rodgers, **Councilmembers:** Kenneth Casey, Ron Roland, Ella Holmes-Hines (teleconference), Rusty Walker, Myles Sharp (out at 2:34 P.M.), R.Lee Flowers, and Cara Pucheu.

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

Agenda Order

Motion to Accept the Agenda with the following adjustments; delete item 12, at the request of the Administration, 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

Presentation Agenda

- **Mayor's Report**

Policy Issues

Appointments

- 1 Ratification - of appointment to the Election Commission.

Motion to Ratify appointment to the Election Commission, 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):

[Stephanie Norris - Appointment - Election Commission](#)

Code Enforcement / Planning

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

Motion to Open the Code Enforcement Hearing, Moved By Cara Pucheu, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

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

- 3 Certificate of Resubdivision (Short Form) - divide into two new parcels zoned I-2 (Heavy industry) - located at Glascock Drive - Case # 2103PC030 - 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 - 2103PC030 - Signed](#)

Ordinances

- 4 Ordinance - amending Section 7-11 of the City's Code of Ordinances, and for related purposes.

Lack of Motion; will serve as "First Reading" of Ordinance 3066.

Attachment(s):

[Ordinance 3066 - First Reading](#)

- 5 Ordinance - to establish and confirm polling places for the 2021 Municipal Elections in the City of Gulfport, Mississippi, and for related purposes.

Motion to Adopt Ordinance, 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):

[Ordinance 3067 - Signed](#)

Resolutions

- 6 Resolution - memorializing support of the Harrison County Board of Supervisors with respect to road repairs (re-paving) on Debuys Road (North of Pass Road) in the City of Gulfport, Mississippi and involving the City of Biloxi, to formalize request of the Board under the existing Interlocal Agreement, and for related purposes.

Motion to Approve, Moved By Ron Roland, **Seconded by** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - HCBOS Paving Debuys Road - Signed](#)

- 7 Resolution - approving Letters of Engagement and Agreements for updated Appraisal Services with Everette Ladner, III and Doug Singletary associated with Ship Island, authorizing execution of same, and for related purposes.

Motion to Approve, Moved By Cara Pucheu, **Seconded by** Ron Roland

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Engagement Letter Ship Island - Appraisal Service - Signed](#)

- 8 Resolution - approving Agreement for Professional Consulting Services associated with Payroll Services, authorizing the Mayor to execute the same, and for related purposes.

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

Vote: Motion Carried By The Following Roll Call Vote

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

Nay: Ella Holmes-Hines

Attachment(s):

[Resolution - Professional Services Agreement Shelia Casey - Signed](#)

- 9 Resolution - approving Agreement to Provide Services to the City of Gulfport, Mississippi, by Ascend Leadership, LLC of Jacksonville, Florida, 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 - Letter Agreement Ascend Leadership - Signed](#)

- 10 Resolution - approving contract for Professional Services associated with Hurricane Zeta damages, authorizing the Mayor to execute the same, and for related purposes.

Motion to Approve, with limitation on the Principal of \$175, 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 - Letter Agreement LPK Architects - Hurricane Zeta - Signed](#)

- 11 Resolution - approving Engagement Letters with Mauldin & Jenkins, LLC, for audit work related to H2O Innovation Operation & Maintenance, for FYE 2020, and for related purposes.

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

Vote: Motion Carried By The Following Roll Call Vote

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

Nay: Ella Holmes-Hines

Attachment(s):

[Resolution - Mauldin & Jenkins FYE 2020 Utility Partners Letter Agreement - Signed](#)

- 12 Resolution - approving Plan associated with the BUILD Project, and for related purposes.

- Deleted -

- 13** Resolution - approving Plan Sponsor Agreement with ProAct, Inc., and for related purposes.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Plan Sponsor Agreement Proact, Inc - Signed](#)

- 14** Resolution - approving Preliminary Engineering Agreement with CSX Transportation, Inc., in connection with the Quad Gates at Highway 49 and CSX Railroad Project, and for related purposes.

Motion to Approve, Moved By Ron Roland, **Seconded by** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - CSX Transportation, Inc. Preliminary Engineering Agreement - Signed](#)

- 15** Resolution - approving award to and agreement with LPK Architects - Gulf Coast, PA, for engineering and architectural services in connection with the Federal Railroad Administration Grant - Depot Downtown Improvements Project, 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 - LPK Architects Engineering & Architectural Services Depot Downtown - Signed](#)

- 16** Resolution - approving Change Order No. 1 to agreement with CrowderGulf, LLC, in connection with the Hurricane Zeta Debris Removal Project, and for related purposes

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Amendment No. 1 Agreement Debris Removal Services CrowderGulf, LLC - Signed](#)

- 17** Resolution - approving Second Amendment to License Agreement between Utility Service Communications Co., Inc. (Licensor) and Cellular South Real Estate, Inc., (Licensee) allowing for addition of certain and various pieces of equipment on Gulfport's Water Tank located on Jackson Street, and for related purposes.

Motion to Approve, 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):

[Resolution - Second Amendment License Agreement - Jackson Street - Signed](#)

- 18** Resolution - approving the temporary closure of municipal right of way for the First United Methodist Church Ash Wednesday Curbside Event to be held on Wednesday February 17, 2021, and for related purposes.

Motion to Approve, Moved By Cara Pucheu, **Seconded by** Ron Roland

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - FUMC Ash Wednesday Road Closure - Signed](#)

- 19** Resolution - accepting donation of Real Property related to Clower-Thornton Park, and for related purposes.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Land Trust Coastal Plain - Signed](#)

- 20 Resolution - authorizing the City Clerk to coordinate with Harrison County and the Circuit Clerk for use of Voting Machines and other supplies for the 2021 Municipal Elections, 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 - Election Machines HC Circuit Clerk - Signed](#)

Budget Amendments / Docket of Claims

- 21 Budget Amendment #35 - increasing line item 277 Operating Supplies from PropertyRoom.com funds.

Motion to Approve Budget Amendment #35, 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):

[February 4th \(Propertyroom Check 49065\)](#)

[February 4th \(Propertyroom Check 49906\)](#)

[Budget Amendments - FYE 2021-35](#)

- 22 Docket of Claims - to be approved through February 17, 2021.

Motion to Approve Docket of Claims, in the amount of \$3,589,604.05, Moved By R.Lee Flowers, **Seconded by** Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution Docket of Claims - Signed](#)

[Docket](#)

[Docket by Vendor](#)

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

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

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

Attachment(s):

[Resolution - approving rejecting bids - Signed](#)

- 24 Privilege License Report - for the month of January, 2021 - to be made a part of the minutes.

Attachment(s):

[Privilege License Report - January 2021](#)

- 25 Ratification - of Easement and Vacation and Release of Easement - Stanfield - to be made a part of the minutes.

Attachment(s):

[Perpetual Easement Vacation and Release - Stanfield Recorded](#)
[DRAINAGE EASEMENT - Stanfield Recorded](#)

- 26 Ratification - of Oaths of Office- to be made part of the minutes

Attachment(s):

[Jonathan Brown](#)
[Liam Cogley](#)
[Mary Lambros](#)
[Timothy Ishee](#)

- 27 Ratification - of previously approved and executed Agreements, Contracts, and Documents - to be made a part of the minutes.

Attachment(s):

[13th Amendment - UP \(H2O\) - Fully Executed](#)
[Amendment No. 1 - Tetra Tech - Zeta Debris Removal-Monitoring - Fully Executed](#)
[Cellular South Real Estate - consent to lease assignment - Executed](#)
[Fire Station Lease Purchase Various Documents - Fully Executed](#)
[Term Contract Group C - Land Sharper - Fully Executed](#)
[Term Contract Group C8 - Crimson Stone - Fully Executed](#)

Public Agenda

Council Comments

Memorial Adjournment

[Retired GFD Deputy Chief Charles Ray Walley, Sr.](#)

[Mr. Howard E. Parrot](#)

[Mr. Oliver G. Swanier](#)

[Ms. Marilyn Norris](#)

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 2:32 P.M., Moved By Cara Pucheu, **Seconded by** Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

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

The Council entered Closed Session at 2:33 P.M. In attendance: Councilmembers: Kenneth Casey, Ron Roland, Ella Holmes-Hines (teleconference), Rusty Walker, Myles Sharp (out at 2:34 P.M.), R.Lee Flowers, and Cara Pucheu, Mayor Billy Hewes, CAO Dr. John Kelly, General Counsel Hugh Keating, Director of Public Works Wayne Miller, Planning Administrator Greg Holmes, Code Enforcement Lead Linda Barefoot Allen, and Clerk of Council Brittany Rodgers.

Motion to Exit Closed Session at 2:34 P.M., Moved By Cara Pucheu, **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

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 2:35 P.M. for (1) strategy session with respect to potential litigation regarding illegal sales of automobiles on O'Neal Road, 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, R.Lee Flowers, Cara Pucheu

Absent: Myles Sharp

The Council entered Executive Session at 2:35 P.M. In attendance:

Councilmembers: Kenneth Casey, Ron Roland, Ella Holmes-Hines (teleconference), Rusty Walker, R.Lee Flowers, and Cara Pucheu, Mayor Billy Hewes, CAO Dr. John Kelly, General Counsel Hugh Keating, Planning Administrator Greg Holmes, Code Enforcement Lead Linda Barefoot Allen, Chief of Police Chris Ryle (in at 2:45 P.M.), and Clerk of Council Brittany Rodgers. **Absent:** Councilmember Myles Sharp.

Motion to Exit Executive Session at 2:48 P.M., Moved By Cara Pucheu, 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

No official action was taken during Executive Session.

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

Motion to amend the Resolution adopted by City Council on February 2, 2021, that authorized the City's entry into a non-revolving line of credit at Trustmark Bank and use of funds drawn from said line of credit for certain costs and expenses associated with Hurricane Zeta Debris Removal such that the City be, and it hereby is, authorized to enter into the non-revolving line of credit with Trustmark Bank set out in this February 2, 2021 Resolution up to the amount of \$10 Million (instead of \$8 Million) on the same terms and conditions and at the same rate of interest set forth in this February 2, 2021 Resolution, 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, R.Lee Flowers, Cara Pucheu

Absent: Myles Sharp

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 Retired GFD Deputy Chief Charles "Ray" Walley, Sr., Mr. Oliver G. Swanier, Mr. Howard E. Parrot, and Ms. Marilyn Norris, until March 2, 2021 at 1:30 P.M. for a Regular Council Meeting, 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

City Clerk

Mayor