



City of Gulfport, Mississippi

Minutes City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, March 2, 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 16, 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, 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; add item 20 - A - Resolution - approving the temporary closure of municipal right of way, for The Yacht filming to be held on Monday, March 8, 2021, and for related purposes, and delete item 14; at the Administration's request, Moved By Myles Sharp, Seconded by Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Presentation Agenda

- **Mayor's Report**

Policy Issues

Minutes

- 1 Approval of Minutes - for January 19, 2021.

Motion to Approve Minutes for January 19, 2021, 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):

[January 19, 2021 Minutes](#)

- 2 Approval of Minutes - for February 2, 2021.

Motion to Approve Minutes for February 2, 2021, 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 2, 2021 Minutes](#)

Code Enforcement / Planning

- 3 Certificate of Resubdivision - divide into two parcels zoned R-1-7.5 (Single-family) - located at Bouslog Street and East Beach Boulevard - Case # 2101PC005 - Ward 2.

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

President Walker Suspended the Rules without objection.

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 - 2101PC005 - Signed](#)

Ordinances

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

Motion to Adopt Ordinance, 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):

[Ordinance 3066 - Signed](#)

- 5 Ordinance - to rezone tax parcel from T3 (Sub-Urban Zone) to T4L (General Urban Zone "Limited") - located at 620 Moose Avenue - Case # 2101PC009 - Ward 2 - with Objection.

Motion to Concur with Planning Commission and Deny Request, Moved By Ron Roland, **Seconded by** Kenneth Casey

The following Citizen(s) addressed the Council:

- Mr. Malcolm Jackson - 620 Moose Avenue

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

Resolutions

- 6 Order - rescheduling the April 6 and June 8, 2021, Council meetings to April 8 and June 10, 2021, at 1:30 P.M.

Motion to Approve Order, 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):

[Order - rescheduling Council Meetings due to Elections - Signed](#)

- 7 Resolution - approving Axon Enterprise, Inc.'s TASER 7 Agreement, authorizing the Mayor to execute the 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):

[Axon Enterprise Agreement](#)

[Axon Enterprise](#)

- 8 Resolution - approving Certificate of Substantial Completion for the Hurricane Zeta – Debris Removal Project, authorizing the Mayor to execute said Certificate, 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 - Certificate of Substantial Completion Hurricane Zeta Debris Removal Project - Signed](#)

- 9 Resolution - approving Facility Use Agreement with Mississippi Deep Sea Fishing Rodeo, Inc., 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):

[Fishing Rodeo Agreement 2021](#)

- 10 Resolution - approving Letter Agreement with Election Systems & Software (ES&S), authorizing the Mayor to execute the same, 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 - Election Systems & Software Letter Agreement - Signed](#)

- 11** Resolution - approving Submission of Application for Voluntary Accreditation and Accreditation Agreement with the American Public Works Association, 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 - APWA Accreditation Agreement - Signed](#)

- 12** Resolution - Approving Planned Maintenance Agreement with Core Logistical Solutions, 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 - Planned Maintenance Agreement with Core Logistical Solutions, LLC - Signed](#)

- 13** Resolution - approving Amendment No. 1 to Mobile Application Agreement with CitySourced, Inc., 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 - Amendment No. 1 CitySourced - Signed](#)

- 14** Resolution - approving Amendments to Lease Agreement with Pan Isles, Inc., authorizing execution of the same, and for related purposes.

- Deleted -

- 15** Resolution - approving Supplemental Agreement #2 to Contract with JLB Contractors, LLC, in connection with the Seaway Road Pedestrian Pathway Project, authorizing the Mayor to execute and deliver said Agreement, and for related purposes.

Motion to Approve, Moved By Cara Pucheu, **Seconded by** Rusty Walker

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 - Supplemental Agreement #2 JLB Contractors, LLC - Seaway Road Pedestrian Pathway Project - Signed](#)

- 16** 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** 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 - GFD Expenditure - Signed](#)

- 17** Resolution - declaring Real Property to be surplus, approving Lease Agreement with Pop Brothers, LLC, for the rental of surplus municipal property at 1501 25th Avenue, 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 - Pop Brothers, LLC Lease Agreement - Signed](#)

- 18** Resolution - designating Applicant Agent for the City of Gulfport and approving State-Local Disaster Assistance Agreement between the City and the Mississippi Emergency Management Agency in regards to Hurricane Zeta, 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 - Applicant Agent MEMA - Signed](#)

- 19** Resolution - reconfirming and extending the status of a State of Emergency due to the spread of COVID-19 and potential associated impacts which threaten to affect areas within the City, 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 - COVID-19 SOE Extension #16 - Signed](#)

- 20** Resolution - reconfirming and extending the status of a State of Emergency due to the impacts of Hurricane Zeta on the City of Gulfport, and for related purposes.

Motion to Approve, 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 - Hurricane Zeta SOE Extension #6 - Signed](#)

- 20 – A** Resolution – approving the temporary closure of municipal right of way, for The Yacht filming to be held on Monday, March 8, 2021, 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 - The Yacht Filming Road Closure - Signed](#)

Budget Amendments / Docket of Claims

- 21** Budget Amendment #36 - increasing line items 277 Vehicles and 213 Forensics from drug related arrests.

Motion to Approve Budget Amendment #36, 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

Attachment(s):

[February 22 \(restitution and administrative\)
Budget Amendments - FYE 2021-36](#)

- 22** Budget Amendment #37 - increasing Federal Funds for Seaway Road Pedestrian Pathway Project.

Motion to Approve Budget Amendment #37, Moved By Cara Pucheu, **Seconded by** Rusty Walker

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):

[Budget Amendments - FYE 2021-37
BAPW - INCREASE FEDERAL FUNDS FOR SEAWAY RD PED PATH FOR SA 2 -
2-19-2021 \(1\)](#)

- 23** Budget Amendment #38 - establishing account for the Gulfport Boat Launch Improvements Tideland Project.

Motion to Approve Budget Amendment #38, 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

Attachment(s):

[Budget Amendment Boat Launch Tidelands Project
Budget Amendments - FYE 2021-38](#)

- 24 Budget Amendment #39 - transferring funds between Marina accounts.

Motion to Approve Budget Amendment #39, 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

Attachment(s):

[Budget Amendment Request for Marina Accounts 2021](#)
[Budget Amendments - FYE 2021-39](#)

- 25 Docket of Claims - to be approved through March 3, 2021.

Motion to Approve Docket of Claims, in the amount of \$2,039,528.83, 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 Docket of Claims - Signed](#)
[Docket](#)
[Docket by Vendor](#)
[Docket by Org-Obj-Proj](#)

Routine Agenda

Motion to Approve Routine Agenda, as presented excluding #29, 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

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

Attachment(s):

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

- 27 Legal Notice - advertisement for bids for Term Contract Group E - Ready Mix Concrete.

Attachment(s):

[Legal Notice 2021 Group E](#)

- 28 Letter - regarding bid awarded by Purchasing to Gulf States Distributer for Molle Duty Equipment - Police Department - to be made a part of the minutes.

Attachment(s):

[Memo - MOLLE DUTY EQUIPMENT POLICE DEPT. 2-17-21](#)
[MOLLE DUTY EQUIPMENT POLICE DEPT. 2-17-21](#)

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

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

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):

[Amendment No. 2 - Tetra Tech, Inc. - Debris Removal Monitoring Services - Hurricane Zeta - Fully Executed](#)
[AT&T In-Building Service Enhancement Agreement - Fully Executed](#)
[C-Spire Service Order Form - Executed](#)
[Engineering Services Contract - Covington - Debuys Road Pump Station Replacement - Fully Executed](#)
[Letter Agreement with NEEL SCHAFFER - in connection with Contract on Environmental - BUILD Grant - Executed](#)
[MOA for Professional Services - Dennis Miller - Fully Executed](#)
[Term Contract Group U - Federal Signal - Fully Executed](#)
[Vacation and Release of Easement - Centennial Plaza - Executed](#)

- 30 Ratification - of Quit Claim Deed - Fire Station #9 - to be made a part of the minutes.

Attachment(s):

[Fire Station #9 Quit Claim Deed filed 2-3-21](#)

Public Agenda

The President called for comments during the Public Agenda.

The following Citizen(s) addressed the Council:

- Ms. Margaret Hess - 2220 2nd Street

This Concluded the Public Agenda.

Council Comments

Memorial Adjournment

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 2:42 P.M., Moved By Cara Pucheu, **Seconded by** Myles Sharp

Vote: Motion Carried By Unanimous Roll Call Vote

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

The Council entered Closed Session at 2:45 P.M. In attendance: Councilmembers: Kenneth Casey, Ron Roland, Ella Holmes-Hines (teleconference), Rusty Walker, Myles Sharp, R.Lee Flowers, and Cara Pucheu, Mayor Billy Hewes, CAO Dr. John Kelly, General Counsel Hugh Keating, City Attorney Jeff Bruni, and Clerk of Council Brittany Rodgers.

Motion to Exit Closed Session at 2:46 P.M., 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

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 2:46 P.M. for (1) strategy session with respect to ongoing/prospective litigation in connection with the suit involving Cowan Road and Highway 90, LLC.; (2) strategy session with respect to potential litigation related to O'neal Road Peterman Property, 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

The Council entered Executive Session at 2:47 P.M. In attendance: Councilmembers: Kenneth Casey, Ron Roland, Ella Holmes-Hines (teleconference), Rusty Walker, Myles Sharp, R.Lee Flowers, and Cara Pucheu, Mayor Billy Hewes, CAO Dr. John Kelly, General Counsel Hugh Keating, City Attorney Jeff Bruni, Director of Urban Development Greg Pietrangelo (in at 3:12 P.M.), Chief of Police Chris Ryle (in at 3:12 P.M.), and Clerk of Council Brittany Rodgers.

Motion to Exit Executive Session at 3:17 P.M., 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

No official action was taken during Executive Session.

Motion to Enter Closed Session at 3:18 P.M., 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

The Council entered Closed Session at 3:18 P.M. In attendance: Councilmembers: Kenneth Casey, Ron Roland, Ella Holmes-Hines (teleconference), Rusty Walker, Myles Sharp, R.Lee Flowers, and Cara Pucheu, Mayor Billy Hewes, CAO Dr. John Kelly, General Counsel Hugh Keating, City Attorney Jeff Bruni, Director of Urban Development Greg Pietrangelo, Chief of Police Chris Ryle, and Clerk of Council Brittany Rodgers.

Motion to Exit Closed Session at 3:24 P.M., 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

No official action was taken during Closed Session.

Setting of Next Meeting and Adjournment

There being no further business to come before the Council at this time, Motion to Adjourn, until March 16, 2021 at 1:30 P.M. for a Regular Council Meeting, 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

City Clerk

Mayor

Agenda Adjustments

- 20 – A** Resolution – approving the temporary closure of municipal right of way, for The Yacht filming to be held on Monday, March 8, 2021, and for related purposes.