



City of Gulfport, Mississippi

Minutes City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, July 7, 2015

1:30 PM

*Gulfport City Hall
Council Chambers*



1:30 p.m. Invocation, Pledge of Allegiance, Call to Order

The Members of the Council met at City Hall at 1:30 P.M., on the above date, same being an adjourned meeting from a special council meeting held on June 16, 2015 at 1:30 P.M.

Present: Mayor Billy Hewes, General Counsel Hugh Keating, Council Members: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu.

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

Confirmation or adjustment of the agenda order



Agenda Order

A motion was made by Councilmember Sharp, duly seconded by Councilmember Pucheu to accept the agenda as presented.

Vote: Motion Carried By Unanimous Roll Call Vote

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

The President called for the Mayor's Report.

Presentation Agenda



• Mayor's Report

Mayor Billy Hewes called upon Major Sturdivant to come forward for a Proclamation - National Salvation Army Day recognized on July 2, 2015.

Mayor Billy Hewes called upon Tommy Breaux and the ASGARDS for a Proclamation – ASGARD MOTORCYCLE CLUB DAY recognized July 7, 2015.

The Mayor called upon Deputy Chief Loposser for Gulfport Police Department Presentation of Service Pins

- Monica Johnson was presented with her 20 year pin.
- Debra Malley was presented with her 25 year pin.

The Mayor called upon Chief Beyerstedt for a Presentation by Gulfport Fire Department to District Chief Don Knox on his recent retirement.

Deep Sea Fishing Rodeo Princess Adrienna Payton. Adrienna represented this City of Gulfport this year as our rodeo princess. She is a recent graduate of Pass Christian High School and lives in Ward 7. She will be attending LSU this fall on a full-ride scholarship. She has served in the JrROTC at her high school and plans to be a Public Affairs Officer for the United States Air Force after college. So many of the rodeo committee had wonderful things to say about Adrienna and we can see why.

Piers open! We were happy to announce last week that all by one of our piers and jetties were completed and open to the public just in time for the 4th of July holiday. The Ken Combs pier is ahead of schedule and should be completed within the next 30 days!

Cinema by the Shore presents "Big Hero 6" this Friday, July 17 at 8:00 pm

Katrina 10th Anniversary. It's sometimes hard to believe that it's been 10 years since Katrina came ashore but on the upcoming 10th Anniversary, we have some much to celebrate and be thankful for. The Governor's Katrina Remembrance Commission, chaired by Governor Haley Barbour and Mrs. Barbour, will host a First Responder's Event on Friday, August 28 at the Barksdale Pavilion for the first responders from all around the country who came to our aid after Katrina. We are honored to host this event in our city and on Saturday, another big ONE COAST event will take place at the MGM Ballpark on the 29th.

Each city will host its own event and Gulfport will hold our 10 year event on August 29th .Information on this event will be relayed soon to each of you and hope you will make plans to join us.

This concluded the Mayor's Report.

Policy Issues

Minutes



1

Approval of minutes - for June 16, 2015.

Motion to Approve, Moved By Ella Holmes-Hines, **Seconded By** Kenneth Casey
Vote: Motion Carried By Unanimous Roll Call Vote

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

Ordinance



2

Ordinance - prohibiting and regulating slabs and pilings in the City of Gulfport.

Motion to Approve, Moved By Ricky Dombrowski, **Seconded By** Kenneth Casey
Vote: Motion Carried By Unanimous Roll Call Vote

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

Ordinance #2830

Code Enforcement / Planning

3

Code Enforcement Hearing - on resolution of 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.

Motion to Open the Hearing, Moved By Cara Pucheu, **Seconded By** R.Lee Flowers

Vote: Motion Carried By Unanimous Roll Call Vote

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

Motion to Close the Hearing, Moved By R.Lee Flowers, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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



4

Final Acceptance - of Plantation Oaks Subdivision for perpetual maintenance of public improvements, release of warranty bond and transfer of streetlight account - Case #1310PC081 - Ward 6.

Motion to Table, Moved By R.Lee Flowers, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Resolutions / Requests

5

Resolution - approving Paying Agent Agreement between the City of Gulfport and Whitney Bank d/b/a Hancock Bank for General Obligation Water and Sewer Refunding Bonds, Series 2015 and authorizing the Mayor to execute the same.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Motion to Reconsider, Moved By Myles Sharp, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Motion to Approve with the amendment of the 2nd Wheras in the resolution stating High Water Mark project be deleted, Moved By Myles Sharp,

Seconded By Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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



6

Resolution - approving a request from Precision Construction, LLC to withdraw bid for Hatten Lane Sewer Improvements Project and authorize release of bid bond.

Motion to Approve, Moved By Ella Holmes-Hines, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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



7

Resolution - awarding bid and approving contract for the Hatten Lane Sewer Improvements Project.

Motion to Approve, Moved By Ella Holmes-Hines, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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



8

Resolution - approving Lease Agreement between the City of Gulfport and the Harrison County School District for the lease of the "Isiah Fredericks Ballfields" and authorizing the Mayor to execute the same.

Motion to Approve, Moved By Ella Holmes-Hines, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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



9

Resolution - formally requesting assistance of the Harrison County Board of Supervisors with respect to the field preparation of and grounds maintenance of the athletic / recreational fields located in the park area south of the Isiah Fredericks Community Center as leased by the City of Gulfport from the Harrison County School District, authorizing the Mayor to execute the same and seeking approval of said request by the Board.

Motion to Approve, Moved By Ella Holmes-Hines, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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



10

Resolution - approving Annual Agreement for Non-Public Safety Radio System Access and authorizing the Mayor to execute the same.

Motion to Approve, Moved By R.Lee Flowers, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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



11

Resolution - approving Memorandum of Understanding between the Federal Emergency Management Agency (FEMA) Region IV and the City of Gulfport, to implement a 2015 High Water Mark (HWM) Project, and to authorize the Mayor, or his designee to sign all applicable documents and agreements.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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



12

Resolution - approving HOME CHDO Set-Aside Agreement between Harrison County HOME Consortium, the City of Gulfport, as Lead-Agency and Gulf Coast Housing Initiative, LLC, a CHDO nonprofit.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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



13

Resolution - formally expressing support for the Naval Construction battalion Center, and approving Gulf Regional Planning Commission as sponsor of the Joint Land Use Study.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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



14

Resolution - formally requesting assistance of the Harrison County Board of Supervisors with respect to the re-surfacing of a portion of 34th Avenue, and seeking approval of said request by the Board.

Motion to Approve, Moved By Ella Holmes-Hines, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

15

Resolution - formally requesting assistance of the Harrison County Board of Supervisors with respect to the re-surfacing of a portion of Jackson Street, and seeking approval of said request by the Board.

Motion to Approve, Moved By Ella Holmes-Hines, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

16

Resolution - formally requesting assistance of the Harrison County Board of Supervisors with respect to the re-surfacing of a portion of Ohio Avenue, and seeking approval of said request by the Board.

Motion to Approve, Moved By Ella Holmes-Hines, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

17

Resolution - formally requesting assistance of the Harrison County Board of Supervisors with respect to the re-surfacing of a portion of Indiana Avenue, and seeking approval of said request by the Board.

Motion to Approve, Moved By Ella Holmes-Hines, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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



18

Resolution - accepting the Stop Violence Against Women (VAWA) Grant for the Prosecutor's Office and authorize the Mayor to execute the same.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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



19

Resolution - accepting the Stop Violence Against Women (VAWA) Grant for the Police Department and authorize the Mayor to execute the same.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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



20

Request - to host Mid Summer Arts Festival to be held July 11, 2015, approval for use of stage and other items.

Motion to Approve contingent upon receipt of stage payment and proof of insurance, Moved By Ella Holmes-Hines, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Budget Amendments / Docket of Claims

Motion to Approve and authorize 2 appraisals for water park property, Moved By Cara Pucheu, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Motion to utilize Singletary and & Ladner for the appraisals for water park property, Moved By R.Lee Flowers, **Seconded By** Myles Sharp

Vote: Motion Carried By Unanimous Roll Call Vote

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



21

Budget Amendment #65 - to budget revenue received from the Coastal Narcotics Enforcement Team.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

22

Budget Amendment #66 - to increase Motor Vehicle Repair Budgets for the Water and Sewer Department.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

23

Budget Amendment #67 - to increase Police Department Overtime Budget for funds received from Harrison County MCOPS grant for SRO officers.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

24

Budget Amendment #68 - to increase the contribution budget by \$5,000 for the Motor

Vehicle for Hire Authority.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

- 25 Budget Amendment #69 - to budget grant funds awarded to the Fire Department from the MS Department of Public Safety through the State Homeland Security Grant Program.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

- 26 Budget Amendment #70 - to budget 2015 VAWA grant funds for the Police Department received from the MS Department of Public Safety.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

- 27 Budget Amendment #71 - to budget 2015 VAWA grant funds for the Legal Department received from the MS Department of Public Safety.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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



28

Docket of Claims - to be approved through July 8, 2015.

Motion to Approve the Docket, with the addition of payment of invoice to TCB Construction for \$154,972.24 for a total docket amount of \$3,387,425.54, Moved By Myles Sharp, **Seconded By** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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



Routine Agenda

Motion to Approve, Moved By R.Lee Flowers, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

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

Approved on Routine Agenda

- 30 Year to Date Budget Report - for month ending May 31, 2015.

Approved on Routine Agenda

- 31 Ratification - of revised appointment letter to the Gulfport Memorial Hospital Board of

- Trustees.
- Approved on Routine Agenda**
- 32 Ratification - of Location Agreement with Georgia Film Fund 45 Productions, LLC, related to Precious Cargo - to be made a part of the minutes.
Approved on Routine Agenda
- 33 Letter of recommendation - regarding purchase of promotional items for Tour de Gulfport 2015, LAMBRA Criterium Championship.
Approved on Routine Agenda
- 34 Letter of recommendation - regarding bids received by Purchasing for WEMCO 101 HP Hidrostal Pump Rebuild - Public Works - to be made a part of the minutes.
Approved on Routine Agenda
- 35 Conveyance Deed - regarding transfer of ownership of space in Evergreen Cemetery.
Approved on Routine Agenda

Public Agenda

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

The following citizen addressed the council:

- John Anthony, resident of 13124 Dedeaux Rd

This concluded the Citizen Forum.



Council Comments

Memorial Adjournment

- Mr. Roger Ishee
- Ms. Helen Elizabeth Fant Walker
- Ms. Rebecca West Hynum
- Mr. James “Jamie” Dedeaux, Jr.
- Mr. Alphonse Dedeaux, Jr.
- Mr. Julius Rials

Executive Session- Request for closed session to determine the need for executive session at the request of the Legal Department



Upon advice of General Counsel, a motion was made by Councilmember Sharp, duly seconded by Councilmember Pucheu to close the meeting to determine the need for executive session.

Vote: Motion Carried By Unanimous Roll Call Vote

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

The Council entered closed session at 2:43 P.M. In attendance: Members of the Council: Casey, Dombrowski, Holmes-Hines, Walker, Sharp, Flowers and Pucheu, Mayor Billy Hewes, General Counsel Hugh Keating, Greg Pietrangelo(out at 3:15) , David Parker (out at 3:15), Clerk of Council Ronda Cole and Deputy Clerk of Council Ashley Miller. The Council discussed the need to enter executive session to discuss potential litigation and economic development.

A motion was made by Councilmember Pucheu, duly seconded by Councilmember Dombrowski to come out of closed session and enter executive session at 2:51 P.M.

Vote: Motion Carried By Unanimous Roll Call Vote

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

A motion was made by Councilmember Sharp, duly seconded by Councilmember Pucheu to exit Executive session at 4:09 P.M.

Vote: Motion Carried By Unanimous Roll Call Vote

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

No official action was taken during Executive Session.

Upon reconvening in open meeting the following action was taken:

A Motion was made by Councilmember Casey and seconded by Councilmember Sharp to authorize the City Attorney's Office to institute proceedings in the Harrison County Chancery Court to vacate a portion of Ruth Avenue in the City of Gulfport, which Avenue is bounded on the West by Parcel 0711K-03-076.000, and on the East by Parcel 0711K-03-075.000, with the vacation to run from Old Pass Road on the North of the Alley and on the South to the line parallel with the southernmost corner of Parcel 0711K-03-075.000.

Vote: Motion Carried By Unanimous Roll Call Vote

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

Setting of Next Meeting and Adjournment

There being no further business to come before the Council, a motion was made by Councilmember Pucheu, duly seconded by Councilmember Casey to adjourn in memory of Mr. Roger Ishee, Ms. Helen Elizabeth Fant Walker, Ms. Rebecca West Hynum, Mr. James "Jamie" Dedeaux, Jr., Mr. Alphonse Dedeaux, Jr., Mr. Julius Rials until July 13, 2015 at 1:30 P.M. for a regular council meeting.

Vote: Motion Carried By Unanimous Roll Call Vote

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

City Clerk

Mayor