



City of Gulfport, Mississippi

Minutes City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, February 19, 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 the Council met at City Hall at 1:30 P.M., on the above date, same being an adjourned meeting from a Regular Council Meeting held on February 5, 2019 at 1:30 P.M.

Present: Mayor Billy Hewes, General Counsel Hugh Keating, Clerk of Council Brittany Rodgers, **Councilmembers:** Kenneth Casey, Ron Roland, Ella Holmes-Hines (in at 1:38 P.M.), Rusty Walker (in at 2:17 P.M./out at 2:55 P.M.), Myles Sharp, R.Lee Flowers and Cara Pucheu.

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

Agenda Order

Motion to Approve the Agenda with the following adjustments; delete items #7 and #9 at the request of the Administration, add item #23-A, Resolution - approving F & F Construction, Inc. for Downtown Streetscape Improvements Project - Phase III-B, authorizing the Mayor to execute said Contract and for related purposes, amend item #19's title to March 16th instead of 15th, 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, Myles Sharp, R.Lee Flowers, Cara Pucheu

Absent: Rusty Walker

Presentation Agenda

- Mayor's Report

Policy Issues

Code Enforcement / Planning

- 1 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, Myles Sharp, R.Lee Flowers, Cara Pucheu

Absent: Rusty Walker

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** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Rusty Walker

Attachment(s):

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

- 2 Final Plat - approval for a 17-lot subdivision (Seaside Villas) zoned T4L (General Urban Zone "Limited") - Case # 1901PC009 - Ward 2.

Motion to Approve Final Plat for Seaside Villas, 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, Myles Sharp, R.Lee Flowers, Cara Pucheu

Absent: Rusty Walker

Attachment(s):

[Plat](#)

Ordinances

- 3** Ordinance - amending the official text of the Comprehensive Zoning Ordinance of the City of Gulfport, Mississippi adopted the 29th day of June, 1979, as amended, and the Smartcode Ordinance of the City of Gulfport adopted the 13th day of February, 2007 (Ordinance 2522), as amended, Appendix D - Smartcode, Article 5. - Building-Scale Plans, 5.3 -Specific to Sub-Urban Transect Zone (T-3), 5.3.5 Architectural Standards (T3), I, and 5.4 Specific to General Urban Zones (T4L, T4+), 5.4.5 Architectural Standards (T4L, T4+), I - Case #1901PC003.

Motion to Suspend the Rules, 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, Myles Sharp, R.Lee Flowers, Cara Pucheu

Absent: Rusty Walker

President Rusty Walker entered at 2:17 P.M.

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

Vote: Motion Failed By The Following Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines

Nay: Rusty Walker, Myles Sharp, R.Lee Flowers, Cara Pucheu

- 4** Ordinance - amending the Official Zoning Map of the Comprehensive Zoning Ordinance of the City of Gulfport, Mississippi adopted the 29th day of June, 1979, as amended, to rezone certain property from its present zoning classification of R-1-10 (Single-family) District to R-1-5 (Single-family) District - Case # 1902PC010 - Ward 6.

Motion to Adopt Ordinance, 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

- Ordinance 2990 -

Attachment(s):

[Ordinance 2990 - Case 1902PC010 - Signed](#)

- 5 Ordinance - establishing salaries of compensation for employees of the City of Gulfport, Mississippi and for related purposes.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Nay: Rusty Walker (abstain)

- Ordinance 2991 -

Attachment(s):

[Ordinance 2991 - Salaries - Signed](#)

- 6 Ordinance - superseding Ordinance 2983 and granting a Non-Exclusive Franchise to Telepak Networks, Inc. D/B/A C-spire Fiber, 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

- Ordinance 2992 -

Attachment(s):

[Ordinance 2992 - Superseding 2983 - Signed](#)

Resolutions

- 7 Resolution - approving Contract with AT&T FirstNet, authorizing the Mayor to execute the same and for related purposes.

- Deleted -

- 8 Resolution - approving Agreements related to the Sportsplex Marquee Sign, approving Marquee Sign Policy and Procedures, 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 - Sportsplex Marquee Sign - Signed](#)

- 9 Resolution - approving Agreement with Special Events Concession Services, LLC. for Operations of Concession at the Gulfport Sportsplex and Goldin Sports Complex, authorizing the Mayor to execute the same, and for related purposes.

- Deleted -

- 10 Resolution - approving award to Miracle Recreation Equipment Company, authorizing the Mayor to execute any and all documents required to effectuate the equipment purchase, and for related purposes.

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

Vote: Motion Carried By The Following Roll Call Vote

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

Nay: R.Lee Flowers

Attachment(s):

[Resolution - Miracle Recreational Equipment Co - Signed](#)

- 11 Resolution - authorizing negotiations to acquire real property interests and easements 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 "O'Neal Road/Highway 49 Sewer Improvements 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 - Oneal Rd-Hwy 49 Sewer Improvements Negotiations - Signed](#)

- 12 Resolution - requesting sale of sidearm to Commander Ken Brown upon his retirement from the City of Gulfport and setting the amount to be paid for said firearm pursuant to Mississippi Code Annotated § 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: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, Cara Pucheu

Attachment(s):

[Resolution - Ken Brown Sale of Sidearm - Signed](#)

- 13** Resolution - requesting sale of sidearm to Reserve Officer Kevin Goveia upon his retirement from the City of Gulfport and setting the amount to be paid for said firearm pursuant to Mississippi Code Annotated § 45-9-131 (rev. 2014).

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 - Kevin Goveia Sale of Sidearm - Signed](#)

- 14** Resolution - declaring certain weapons/firearms to be surplus property, authorizing the sale of the same via PropertyRoom.com, 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 - Surplus - Sale Propertyroom.com - Signed](#)

- 15** Resolution - declaring certain weapons/firearms to be surplus property, authorizing their destruction via Gun Busters, 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):

[Resolution - Surplus - Destruction GunBusters - Signed](#)

- 16** Resolution - accepting donation of \$12,000 from Kiwanis Club of Gulfport in support of the Bayou View Ballfields, and for related purposes.

Motion to Approve, 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

Attachment(s):

[Resolution - Kiwanis Club Donation - Signed](#)

- 17** Resolution - authorizing quarterly payment to the Motor Vehicle for Hire Authority, 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 - MVFHA Expenditure - Signed](#)

- 18** Resolution - authorizing an expenditure for advertising and bringing into favorable notice the opportunities, possibilities and resources of the City of Gulfport, authorizing issuance of a special check, 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 - Expenditure NAACP Oratorical Contest - Signed](#)

- 19** Resolution - approving the temporary closure of municipal right of way for the Fishbone Alley Movie Series in downtown Gulfport to be held on March 16, April 13 and July 13, 2019, 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 - Street Closure Fishbone Alley Movie Series - Signed](#)

- 20** Request - authority to advertise for office supplies for all City of Gulfport's Departments.

Motion to Approve Request for authority to advertise for office supplies for all City of Gulfport's Departments, 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):

[GULFPORT OFFICE SUPPLIES](#)

- 21** Request - authority to advertise for Engineering Services - Tidelands Grant.

Motion to Approve Request for authority to advertise for Engineering Services - Tidelands Grant, 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):

[Request Authority to Advertise for Engineering Services - Tidelands Grant](#)

- 22** Acceptance - of Comprehensive Annual Financial Report for the Fiscal Year Ended September 30, 2017 and Independent Auditors' Report dual dated.

Motion to Approve Acceptance of Comprehensive Annual Financial Report for the Fiscal Year Ended September 30, 2017 and Independent Auditors' Report dual dated, Moved By R.Lee Flowers, **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):

[2017 Audit Report restated](#)

- 23** Approval - of selection for auditing services for the City of Gulfport.

Motion to Approve Mauldin and Jenkins for auditing services for the City of Gulfport, 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):

[MAULDIN&JENKINS](#)

- 23 – A** Resolution - approving Contract with F & F Construction, Inc. for Downtown Streetscape Improvements Project - Phase III-B, authorizing the Mayor to execute said Contract 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 - F&F Construction - Downtown Streetscape Phase IIIB - Signed](#)

Budget Amendments / Docket of Claims

- 24** Budget Amendment #34 - to increase Police Training and Salary line items with funds received from a Dispatch Training Reimbursement.

Motion to Approve Budget Amendment #34, 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):

[February 1st\(training-salary\)](#)
[Budget Amendments-FYE 2019-34](#)

- 25** Budget Amendment #35 - to fund Sidewalk Study: Highway 49 from Creosote Road South.

Motion to Approve Budget Amendment #35, 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):

[BAPW - Transfer funds for hwy 49 sidewalk study creosote south](#)
[Budget Amendments-FYE 2019-35](#)

- 26** Budget Amendment #36 - to transfer marketing funds to business retention/marketing account for the Sportsplex Field Sponsor Logos.

Motion to Approve Budget Amendment #36, 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):

[Budget Amendment - Marketing to Business Marketing-Field Logos](#)
[Budget Amendments-FYE 2019-36](#)

- 27 Docket of Claims- to be approved through February 20, 2019.

Motion to Approve the Docket of Claims, in the amount of \$3,602,266.37, Moved By
Ella Holmes-Hines, **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):

[Docket](#)

[Docket by Vendor](#)

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

Routine Agenda

Motion to Approve Routine Agenda as presented, 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

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

Attachment(s):

[Resolution - Awarding Bids - Signed](#)

- 29 Public Records Report - for the month of December, 2018 - to be made a part of the minutes.

Attachment(s):

[Public Record Report - December 2018](#)

- 30 Bi-Weekly Payroll Report - for the month of December, 2018 - to be made a part of the minutes.

Attachment(s):

[Bi-Weekly Payroll Report - December 2018](#)

- 31 Associated Adjusters Check Registers - for workers' comp and general liability claims paid during December, 2018 - to be made a part of the minutes.

Attachment(s):

[Associated Adjusters Check Registers - December 2018](#)

- 32 Conveyance Deed - regarding transfer of ownership of space in Evergreen Cemetery.

Attachment(s):

[Phillip Hage Conveyance Deed](#)

- 33 Conveyance Deed - regarding transfer of ownership of space in Evergreen Gardens Cemetery.

Attachment(s):

[Rhonda Hetherington Conveyance Deed](#)

- 34 Letter - regarding bid awarded by Purchasing to En. Range, Inc. for Cleaning of Shooting Range & Lead Removal Services - Police Department - to be made a part of the minutes.

Attachment(s):

[En. Range, Inc - Cleaning of Shooting Range & Lead Removal Services](#)

- 35 Letter - regarding bid awarded by Purchasing to Emergency Vehicle Specialist for Lift Bag Kit - Fire Department - to be made a part of the minutes.

Attachment(s):

[Emergency Vehicle Specialist - Lift Bag Kit](#)

- 36 Letter - regarding bid awarded by Purchasing to Team Wendy for Tactical Helmets - Fire Department - to be made a part of the minutes.

Attachment(s):

[Team Wendy - Tactical Helmets](#)

- 37 Ratification - of executed Police Canine Purchase Agreement - to be made a part of the minutes.

Attachment(s):

[Police K9 Contract - Executed](#)

[Resolution - Approving purchase of K9 - Signed](#)

- 38 Ratification - of Facility Use Agreements - Sportsplex (Great Southern Sports Association (3), Richard Soley, and Gulf Coast United) - to be made a part of the minutes.

Attachment(s):

[Great Southern Sport Association - Facility Use Agreement](#)

[Great Southern Sports Association - Facility Use Agreement \(2\)](#)

[Great Southern Sports Association - Facility Use Agreement \(3\)](#)

[Gulf Coast United - Facility Use Agreement](#)

[Soley - Facility Use Agreement](#)

Public Agenda

The President called for comments during the Public Agenda.

The following Citizen(s) addressed the Council:

- Mr. Jimmie Jenkins, resident of 5113 Old Pass Rd.

This concluded the Public Agenda.

Council Comments

Memorial Adjournment

[Mrs. Nancy Powell Hayes](#)

[Mrs. Mable Skellie](#)

[Mrs. Ruth Giurola](#)

Executive Session

General Counsel advised that there was a need to enter Executive Session to discuss a status report on the Benefield Sewer Connection Easement Acquisitions for Sonya Caylor and Steve Lee or the Lee Revocable Trust, and status of leases of real estate in or around and to include the Depot. Upon hearing from Counsel, Motion to enter Executive Session at 3:04 P.M., 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, Myles Sharp, R.Lee Flowers, Cara Pucheu

Absent: Rusty Walker

The Council entered Executive Session at 3:11 P.M. In attendance: Members of the Council: Kenneth Casey, Ron Roland, Ella Holmes-Hines (in at 3:12 P.M.), R.Lee Flowers, and Cara Pucheu, CAO Dr. John Kelly (out at 3:18 P.M.), General Counsel Hugh Keating, Assistant City Attorney Margaret Murdock, and Clerk of Council Brittany Rodgers. Absent: Councilmember Rusty Walker.

Motion to exit Executive Session at 3:20 P.M., Moved By Kenneth Casey, Seconded by R.Lee Flowers

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Rusty Walker

General Counsel Hugh Keating stated that no official action was taken during Executive Session.

Motion to authorize the settlement of the Benefield Sewer Improvements Project Connection claims, issuance of special checks in payment as follows; Sonya Caylor, up to \$5,500, and Steve Lee or the Lee Revocable Trust, up to \$9,000, 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, Myles Sharp, R.Lee Flowers, Cara Pucheu

Absent: Rusty Walker

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. Nancy Powell Hayes, Mrs. Mable Skellie, and Mrs. Ruth Giurola, until March 5, 2019 at 1:30 P.M. for a Regular Council Meeting, Moved By R.Lee Flowers, Seconded by Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Rusty Walker

Clerk

Mayor

Agenda Adjustments

- 23 – A** Resolution - approving Contract with F & F Construction, Inc. for Downtown Streetscape Improvements Project - Phase III-B, authorizing the Mayor to execute said Contract and for related purposes.