



City of Gulfport, Mississippi

Minutes City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, September 21, 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 September 17, 2021 at 1:30 P.M.

Present: Mayor Billy Hewes, CAO Leonard Papania, General Counsel Hugh Keating, and Clerk of Council Brittany Rodgers, **Councilmembers:** Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, R.Lee Flowers, and Richard Kosloski.

Absent: Councilmember Myles Sharp.

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

Agenda Order

Motion to Accept the Agenda with the following adjustments; add item 27 - A - Resolution - approving the temporary closure of municipal right of way for Hancock Whitney's Sea of Stars Event, and for related purposes, 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, R.Lee Flowers, Richard Kosloski

Absent: Myles Sharp

Presentation Agenda

- **Mayor's Report**

Policy Issues

Minutes

- 1 Approval of Minutes - for September 7, 2021, September 7, 2021 Workshop, and September 7, 2021 Public Hearing and Tax Levy Adoption.

Motion to Approve Minutes for September 7, 2021, September 7, 2021 Workshop and September 7, 2021 Public Hearing and Tax Levy Adoption, 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, Richard Kosloski

Absent: Myles Sharp

Attachment(s):

[September 7, 2021 - Minutes](#)

[September 7, 2021 Workshop Minutes](#)

[September 7, 2021 Public Hearing and Tax Levy Adoption - Minutes](#)

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 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, R.Lee Flowers, Richard Kosloski

Absent: Myles Sharp

President Walker pulled 855 Martin Avenue, without objection.

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, Rusty Walker, R.Lee Flowers, Richard Kosloski

Absent: Myles Sharp

Attachment(s):

[Notification Letters - Code Enforcement Hearing](#)

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

- 3 Certificate of Resubdivision - divide into two parcels zoned R-2 (Single-family) - located at 534 and 536 25th Street - Case # 2108PC132 - Ward 3.

Motion to Approve Certificate of Resubdivision, 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, R.Lee Flowers, Richard Kosloski

Absent: Myles Sharp

Attachment(s):

[Certificate of Resubdivision - Case 2108PC132 - Signed](#)

- 4 Certificate of Resubdivision - divide one parcel into two parcels, zoned R-1-15 (Single-family), located 12375 Herring Road - Case # 2108PC119 - Ward 7.

Motion to Approve Certificate of Resubdivision, Moved By Richard Kosloski, **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, Richard Kosloski

Absent: Myles Sharp

Attachment(s):

[Certificate of Resubdivision - Case 2108PC119 - Signed](#)

Ordinances

- 5 Ordinance - requesting amendments to the Comprehensive Zoning Ordinance, as amended, Section I. Definitions (B) Words and Phrases – Accessory Building or Use, and, to amend Section IV. Supplementary Regulations (a)(2)(i).

Motion to Adopt Ordinance, 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, Richard Kosloski

Absent: Myles Sharp

Attachment(s):

[Ordinance 3087 - Signed](#)

- 6 Ordinance - providing for the salary of compensation for certain position in the City of Gulfport, Mississippi, and for those employees serving in this position, and for related purposes.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Myles Sharp

Attachment(s):

[Ordinance 3088 - Signed](#)

Resolutions

- 7 Order - by the Gulfport City Council, pursuant to Miss. Code Ann. §17-21-5(2), (rev. 2003, as amended), authorizing an exemption from municipal ad valorem taxes, excluding school district taxes, based on the increase in assessed value for qualifying capital improvement investments in qualifying structures in the designated redevelopment district, south of the CSX railroad tracks extending from the western city boundary to the eastern city boundary of the newly constructed structure located at 914 38th Avenue, Gulfport, Mississippi, in the First Judicial District of Harrison County, and identified as parcel number 011I-02-098.001.

Motion to Approve Order, 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, R.Lee Flowers, Richard Kosloski

Absent: Myles Sharp

Attachment(s):

[Order - 914 38th Avenue - Signed](#)

- 8 Order - by the Gulfport City Council, pursuant to Miss. Code Ann. §17-21-5(2), (rev. 2003, as amended), authorizing an exemption from municipal ad valorem taxes, excluding school district taxes, based on the increase in assessed value for qualifying capital improvement investments in qualifying structures in the designated redevelopment district, south of the CSX railroad tracks extending from the western city boundary to the eastern city boundary of the newly constructed structure located at 3718 9th Street, Gulfport, Mississippi, in the First Judicial District of Harrison County, and identified as parcel number 07111-02-100.000.

Motion to Approve Order, 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, R.Lee Flowers, Richard Kosloski

Absent: Myles Sharp

Attachment(s):

[Order - 3718 9th Street - Signed](#)

- 9 Resolution - commending Gulfport's own Brittney Reese on her accomplishments in the World of Track and Field, to celebrate her recent Olympic Silver Medal Performance in the Long Jump during the 2021 Tokyo Olympic Games, and for related purposes.

Motion to Approve, Moved By Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, R.Lee Flowers and Richard Kosloski, **Seconded by** Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, R.Lee Flowers and Richard Kosloski

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Myles Sharp

Attachment(s):

[Resolution - Brittney Reese - Signed](#)

- 10 Resolution - approving the Budget of Memorial Hospital at Gulfport for its 2022 Fiscal Year, and for related purposes.

Motion to Approve, 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, R.Lee Flowers, Richard Kosloski

Absent: Myles Sharp

Attachment(s):

[Resolution - MHG FY 22 Budget - Signed](#)

- 11** Resolution - designating persons authorized to serve as Signatories on the City's Bank Accounts with Hancock Whitney Bank, approving attached Bank Resolutions, 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, R.Lee Flowers

Absent: Myles Sharp, Richard Kosloski (out of room)

Attachment(s):

[Resolution - Hancock Whitney Bank Signatories - Signed](#)

- 12** Resolution - determining need for removal of debris from public rights of way related to Hurricane Ida, and for related purposes.

Motion to Approve, Moved By Kenneth Casey, **Seconded by** Richard Kosloski

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Myles Sharp

Attachment(s):

[Resolution - Hurricane Ida debris removal - Signed](#)

- 13** Resolution - approving use of remaining proceeds associated with the 2017 Bond Issuance for continuation of construction in conjunction with the Aquarium Project, and for related purposes.

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

Vote: Motion Carried By The Following Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Richard Kosloski

Nay: R.Lee Flowers

Absent: Myles Sharp

Attachment(s):

[Resolution - 2017 Bond Remaining Proceeds - Signed](#)

- 14** Resolution - approving award to ServiceMaster Professional Services, for Janitorial Services, approving Contract between the City of Gulfport and ServiceMaster Professional Services, 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, R.Lee Flowers

Absent: Myles Sharp, Richard Kosloski (out of room)

Attachment(s):

[Resolution - Janitorial Services Servicemaster - Signed](#)

- 15** Resolution - approving pricing structure for the 2021 Gulfport Harbor Lights Winter Festival, 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, R.Lee Flowers

Absent: Myles Sharp, Richard Kosloski (out of room)

Attachment(s):

[Resolution - 2021 GHLWF Pricing Structure - Signed](#)

- 16** Resolution - approving, nunc pro tunc, Letter Agreement with Mauldin & Jenkins, LLC, to provide auditing services for Fiscal Year Ending 2020, 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, R.Lee Flowers

Absent: Myles Sharp, Richard Kosloski (out of room)

Attachment(s):

[Resolution - Mauldin Jenkins Letter Agreement - Signed](#)

- 17** Resolution - approving Amendment #1 to Subrecipient Agreement with Open Doors Homeless Coalition for utilization of 2019 CDBG-COVID funding, and for related purposes.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Myles Sharp

Attachment(s)

[Resolution - Amendment 1 Subrecipient Agreement Open Doors - Signed](#)

- 18** Resolution - approving Extension of Congregate Meal Program Contract for the Charles L. Walker Senior Center, 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, R.Lee Flowers

Absent: Myles Sharp, Richard Kosloski (out of room)

Attachment(s):

[Resolution - SMPDD Congregate Meals - Signed](#)

- 19** Resolution - approving Extension of Professional Services Contract with Rivers Psychotherapy Services, PLLC for Victims Advocate Services associated with the VOCA Grant, 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, R.Lee Flowers

Absent: Myles Sharp, Richard Kosloski (out of room)

Attachment(s):

[Resolution - Rivers Psychotherapy extension - Signed](#)

- 20** Resolution - approving Extension of Professional Services Contract with Norman "Pat" Pope associated with the VAWA Grant, 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, R.Lee Flowers

Absent: Myles Sharp, Richard Kosloski (out of room)

Attachment(s):

[Resolution - Pat Pope Extension - Signed](#)

- 21** Resolution - approving Johnson Controls Service Agreement Renewal for Gulfport Police 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, R.Lee Flowers

Absent: Myles Sharp, Richard Kosloski (out of room)

Attachment(s):

[Resolution - Johnson Controls Agreement - Signed](#)

- 22** Resolution - authorizing the Gulfport Fire Department to apply for a FY 2021 Mississippi Department of Public Safety Office of Homeland Security Grant, 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, R.Lee Flowers

Absent: Myles Sharp, Richard Kosloski (out of room)

Attachment(s):

[Resolution - GFD Homeland Security Grant App - Signed](#)

- 23** Resolution - accepting donation of equipment from Home Depot Gulfport, 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, R.Lee Flowers

Absent: Myles Sharp, Richard Kosloski (out of room)

Attachment(s):

[Resolution - Home Depot Donation - Signed](#)

- 24** Resolution - authorizing an expenditure (in the form of a fee waiver and in kind donation) for advertising and bringing into favorable notice the opportunities, possibilities and resources of the City of Gulfport in connection with the Mississippi Aquarium's Sea of Stars Event, 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, R.Lee Flowers

Absent: Myles Sharp, Richard Kosloski (out of room)

Attachment(s):

[Resolution - Sea of Stars Expenditure - Signed](#)

- 25** Resolution - authorizing an expenditure for advertising and bringing into favorable notice the opportunities, possibilities and resources of the City of Gulfport at the 2021 Gulfport Harbor Lights Winter Festival, 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, R.Lee Flowers

Absent: Myles Sharp, Richard Kosloski (out of room)

Attachment(s):

[Resolution - 2021 GHLWF expenditure - Signed](#)

- 26 Resolution - approving the temporary closure of municipal right of way for 2021 Gulf Coast Marathon, 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, R.Lee Flowers

Absent: Myles Sharp, Richard Kosloski (out of room)

Attachment(s):

[Resolution - 2021 Gulf Coast Marathon Road Closure - Signed](#)

- 27 Resolution - approving the temporary closure of municipal right of way for Westminster Presbyterian Church Fall Festival, 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, R.Lee Flowers

Absent: Myles Sharp, Richard Kosloski (out of room)

Attachment(s):

[Resolution - Westminster Presbyterian Church Fall Festival Road Closure - Signed](#)

- 27 – A Resolution - approving the temporary closure of municipal right of way for Hancock Whitney's Sea of Stars Event, 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, R.Lee Flowers, Richard Kosloski

Absent: Myles Sharp

Attachment(s):

[Resolution - Sea of Stars Road Closure - Signed](#)

Budget Amendments / Docket of Claims

- 28 Budget Amendment #106 - increasing line item 277 Operating Supplies from PropertyRoom.com funds.

Motion to Approve Budget Amendment #106, 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, R.Lee Flowers

Absent: Myles Sharp, Richard Kosloski (out of room)

Attachment(s):

[September 1 \(property room\)](#)

[Budget Amendments - FYE 2021 - 106](#)

- 29** Budget Amendment #107 - transferring from Police Personnel Services to Urban Development Personnel Services.

Motion to Approve Budget Amendment #107, 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, R.Lee Flowers

Absent: Myles Sharp, Richard Kosloski (out of room)

Attachment(s):

[Urban Development Budget Memo](#)

[Budget Amendments - FYE 2021 - 107](#)

- 30** Docket of Claims - to be approved through September 22, 2021.

Motion to Approve Docket of Claims, in the amount of \$2,350,833.95, Moved By Kenneth Casey, **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, Richard Kosloski

Absent: Myles Sharp

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, R.Lee Flowers, Richard Kosloski

Absent: Myles Sharp

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

Attachment(s):

[Resolution - awarding bids - Signed](#)

- 32 Code Enforcement Notice(s) - to be made a part of the minutes.

Attachment(s):

[7 Day Notice\(s\)](#)

[Chapter 3 Notice\(s\)](#)

- 33 Letter - acknowledging change of dates and locations for an event sponsored by EEECHO and the Gulfport Section of the National Council of Negro Women for COVID Vaccinations and Testing.

Attachment(s):

[Letter - change of dates for EEECHO and National Council of Negro Women COVID vaccinations and testing](#)

- 34 Letter - permission to issue purchase order to Coast Transit Authority - Leisure Services Department - to be made a part of the minutes.

Attachment(s):

[CTA.2021.HLS](#)

- 35 Letter - regarding bid awarded by Purchasing to Drone Plus - Fire Department - to be made a part of the minutes.

Attachment(s):

[Drone.FD](#)

- 36 Letter - regarding bid awarded by Purchasing to Johnson Tree Service LLC for Tree Removal -Zeta - Engineering Department - to be made a part of the minutes.

Attachment(s):

[Tree Removal - Engineering Dept 9 8 2021](#)

[TREE REMOVAL ZETA - ENGINEERING DEPT 9 8 2021](#)

- 37 Letter - regarding bid awarded by Purchasing to Jazzy Johnz for Portable Restrooms - Harbor Lights Winter Festival - Leisure Services - to be made a part of the minutes.

Attachment(s):

[portable restrooms harbor light show 9-2-21](#)

[portable restrooms harbor light show 9-2-21](#)

- 38** Letter of Recommendation - to approve purchase for services to Turf Masters for 2021 Gulfport Harbor Light Winter Festival.

Attachment(s):

[TurfMasters.HLS.2021](#)

- 39** Letter - sealed bid re-advertise for Lighting Upgrades and Replacements at Bert Jones Harbor Pavilions and Lighthouse - Leisure Services.

Attachment(s):

[LED Lighting.Jones Park.Legal Notice.2](#)

- 40** Ratification - of previously approved and executed Agreements, Contracts, and/or Documents - to be made a part of the minutes.

Attachment(s):

[A1 Elevator Service, LLC Maintenance Agreement - Executed](#)
[Gulfport Harbor Lights Winter Festival Vendor Booth Agreement - Tonys Brick Oven](#)
[Gulfport Harbor Lights Winter Festival Vendor Booth Agreement - P'Nuts & More](#)
[Tony Alves Professional Service Agreement - Executed](#)

- 41** Ratification - of Sportsplex Facility Use Agreements - to be made a part of the minutes.

Attachment(s):

[Sportsplex Facility Use Agmt - USAY Sports - 9.25.2021](#)
[Sportsplex Facility Use Agmt - USAY Sports - 10.16-17.2021](#)

Public Agenda

Council Comments

Memorial Adjournment

[Lt. Jeffery Alan Necaise](#)

[Mr. Louis Arthur Smith](#)

[Mr. Gene Warr](#)

[Mr. William Reed Allison, Sr.](#)

[Mrs. Vivian Castiglia](#)

[Mrs. Sue Beckham Frentz](#)

[Mr. Michael Jeffry Wasmund](#)

[Mr. Howard Burgess](#)

[Mrs. Johnnie Letrice Powell](#)

Executive Session

Upon the advice of General Counsel, Motion to Enter Closed Session to make a preliminary determination of the necessity for Executive Session, 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, R.Lee Flowers, Richard Kosloski

Absent: Myles Sharp

The Council entered Closed Session at 3:07 P.M. In attendance: Councilmembers: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, R.Lee Flowers and Richard Kosloski, Mayor Billy Hewes, CAO Leonard Papania (in at 3:09 P.M.), General Counsel Hugh Keating, City Attorney Jeff Bruni, Director of Public Works and Engineering Wayne Miller and Clerk of Council Brittany Rodgers.

Motion to Exit Closed Session at 3:09 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, Rusty Walker, R.Lee Flowers, Richard Kosloski

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 3:09 P.M. for (1) strategy session with respect to active and ongoing litigation involving Brianette Hulede; (2) strategy session with respect to prospective litigation associated with harbor slip agreements/leases involving Donnie Hudson, Christine McGovern, Chris Witherspoon, and Michael Singleton; and (3) strategy session with respect to prospective litigation associated with Waste Pro, Moved By Ron Roland, 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, Richard Kosloski

Absent: Myles Sharp

The Council entered Executive Session at 3:10 P.M. In attendance: Councilmembers: Kenneth Casey (out at 3:42 P.M.), Ron Roland, Ella Holmes-Hines, Rusty Walker, R.Lee Flowers and Richard Kosloski, Mayor Billy Hewes, CAO Leonard Papania, General Counsel Hugh Keating, City Attorney Jeff Bruni, Director of Public Works and Engineering Wayne Miller (in at 3:11 P.M.), and Clerk of Council Brittany Rodgers.

Motion to Exit Executive Session at 3:44 P.M., Moved By R.Lee Flowers, Seconded by Ron Roland

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, R.Lee Flowers, Richard Kosloski

Absent: Kenneth Casey, Myles Sharp

No official action was taken during Executive Session.

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

Motion to authorize the City Attorney's Office to negotiate a full and final resolution of any and all lawsuits and claims filed or pursued against the City and its employee, Donald Galster by Brianette Hulede, including that filed in the Circuit Court of Harrison County, to include the payment of \$27,000 from the City's claims contingency fund, which is less than the City's self-insured retention, with such resolution to also include the full and final settlement and dismissal of all lawsuits and claims with prejudice arising out of the September 24, 2019, incident sued upon, and the execution of any necessary settlement documents and indemnity agreements to fully conclude this matter, and subject to the understanding that Brianette Hulede will be solely responsible for the full and final payment of all bills and liens in any way arising out of this incident and involving or relating to her, Moved By R.Lee Flowers, Seconded by Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, R.Lee Flowers, Richard Kosloski

Absent: Kenneth Casey, Myles Sharp

Motion authorizing the Administration to take any and all steps as may be needed to terminate the vessel dockage agreements with the following tenants due to their failure to evacuate their vessels from the harbor following a duly and properly issued and posted evacuation order in advance of Hurricane Ida: Donnie Hudson ("Aqua Therapy"), Christine McGovern ("Front Runner"), Chris Witherspoon ("Auxarc"), and Michael Singleton ("Credit Line"), Moved By R.Lee Flowers, Seconded by Ron Roland

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, R.Lee Flowers, Richard Kosloski

Absent: Kenneth Casey, Myles Sharp

Motion authorizing the Administration, by and through the Legal Department, to take any and all steps as may be required to pursue Donnie Hudson (civilly or via restitution) for damage caused to the City's harbor/marina infrastructure (pier, dock, etc.) due to Hudson's failure to evacuate his vessel, the Aqua Therapy, from the harbor following a duly and properly issued and posted evacuation order in advance of Hurricane Ida, Moved By R.Lee Flowers, Seconded by Ron Roland

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, R.Lee Flowers, Richard Kosloski

Absent: Kenneth Casey, 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 GPD Lt. Jeffery "Jeff" Alan Necaise, Mr. Louis Arthur Smith, Mr. Gene Warr, Mr. William Reed Allison, Sr., Mrs. Vivian Castiglia, Mrs. Sue Beckham Frentz, Mr. Michael Jeffry Wasmund, Mr. Howard Burgess, Mrs. Johnnie Letrice Powell, until October 5, 2021 at 1:30 P.M. for a Regular Meeting, Moved By R.Lee Flowers, **Seconded by** Richard Kosloski

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Ron Roland, Ella Holmes-Hines, Rusty Walker, R.Lee Flowers, Richard Kosloski

Absent: Kenneth Casey, Myles Sharp

Clerk

Mayor

Agenda Adjustments

- 27 – A Resolution - approving the temporary closure of municipal right of way for Hancock Whitney's Sea of Stars Event, and for related purposes.