



City of Gulfport, Mississippi

Minutes City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, October 19, 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 PM, on the above date, same being an adjourned meeting from a Regular Meeting on October 5, 2021 at 1:30 P.M.

Present: Mayor Billy Hewes, CAO Leonard Papania, General Counsel Hugh Keating, Clerk of Council Brittany Rodgers, **Councilmembers:** Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp (out at 2:40 P.M.), R.Lee Flowers, and Richard Kosloski.

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

Agenda Order

Motion to Accept the Agenda, with the following adjustment; delete item 7, at the Administration's request, Moved By Myles Sharp, 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, Richard Kosloski

Presentation Agenda

- Mayor's Report

Policy Issues

Minutes / Appointments

- 1 Approval of Minutes - for September 21, 2021.

Motion to Approve Minutes for September 21, 2021, 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, Rusty Walker, Myles Sharp, R.Lee Flowers, Richard Kosloski

Attachment(s):

[September 21, 2021 Minutes](#)

- 2 Approval of Minutes - for October 5, 2021.

Motion to Approve Minutes for October 5, 2021, 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, Rusty Walker, Myles Sharp, R.Lee Flowers, Richard Kosloski

Attachment(s):

[October 5, 2021 Minutes](#)

- 3 Ratification - of Appointment of Fire Chief Billy J. Kelley to represent the City of Gulfport on the Harrison County Emergency Communications Commission (911 Commission).

Motion to Ratify the appointment of Fire Chief Billy J. Kelley to represent the City of Gulfport on the Harrison County Emergency Communications Commission (911 Commission), 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, Myles Sharp, R.Lee Flowers, Richard Kosloski

Attachment(s):

[Letter - Chief Kelley Appointment to 911 Commission](#)

Code Enforcement / Planning

- 4 Code Enforcement Hearing - on resolution to 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 Code Enforcement Hearing, 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, Myles Sharp, R.Lee Flowers, Richard Kosloski

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** 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, Richard Kosloski

Attachment(s):

[Notification Letters - Code Enforcement Hearing](#)

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

Resolutions

- 5 Resolution - approving Agreement with Estate Management Services, Inc. for Pond Maintenance at Francis Collins Park, 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, Richard Kosloski

Attachment(s):

[Resolution - Estate Management Pond Maintenance Francis X Collins Park - Signed](#)

- 6 Resolution - approving Professional Services Contract with Danny Meadors, 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, Myles Sharp, R.Lee Flowers, Richard Kosloski

Attachment(s):

[Resolution - Danny Meadors Contract - Signed](#)

- 7 Resolution - approving Promoted Event/Temporary Beer Registration Application of the Mississippi Department of Revenue for the 2021 Gulfport Harbor Lights Winter Festival, and for related purposes.

- Deleted -

- 8 Resolution - approving Amendment to the Lighting Services Lease Agreement with Mississippi Power Company for the purpose of providing lighting equipment upgrades at Francis Collins Park, 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, Richard Kosloski

Attachment(s):

[Resolution - Francis Collins Park Lighting Services Lease Agreement - Signed](#)

- 9 Resolution - approving Extension of Engagement Agreement, as amended, with Dukes, Dukes, Keating & Faneca, PA, as Workers Compensation Counsel for the City of Gulfport, and for related purposes.

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

Attachment(s):

[Resolution - Engagement Agreement Workers Comp Counsel - DDKF - Signed](#)

- 10** Resolution - approving Extension of Engagement Agreement, as amended, with Hugh Keating, Esq., and Dukes, Dukes, Keating & Faneca, PA, as General Counsel for the City of Gulfport, and for related purposes.

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

Attachment(s):

[Resolution - Engagement Agreement General Counsel - Hugh Keating - Signed](#)

- 11** Resolution - authorizing acceptance of Public Trust Tidelands Grant Award for the Bernard Bayou James Hill Park Site Improvements Project, and for related purposes.

Motion to Approve, Moved By Ron Roland, **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, Richard Kosloski

Attachment(s):

[Resolution - Acceptance of Tidelands Grant - Bayou Bernard James Hill Park - Signed](#)

- 12** Resolution - authorizing acceptance of Public Trust Tidelands Grant Award for the Courthouse Road Boat Launch and Maintenance Dredge Project, and for related purposes.

Motion to Approve, Moved By Myles Sharp, **Seconded by** Richard Kosloski

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Acceptance of Tidelands Grant - Courthouse Road Boat Launch and Maintenance Dredge - Signed](#)

- 13** Resolution - authorizing the City of Gulfport to accept Mississippi Office of Homeland Security Grant Number EMW-2021-SS-00014-S01, And for related purposes.

Motion to Approve, Moved By Myles Sharp, **Seconded by** Richard Kosloski

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - MSHS Grant - \\$10K GFD - Signed](#)

- 14** Resolution - authorizing the City of Gulfport to accept Mississippi Office of Homeland Security Grant Number EMW-2021-SS-00014-S01, and for related purposes.

Motion to Approve, Moved By Myles Sharp, **Seconded by** Richard Kosloski

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - MSOHS Grant \\$110K GFD - Signed](#)

- 15** Request - additional Computer Support Specialist position in Information Technology Department.

Motion to Approve, Moved By Myles Sharp, **Seconded by** Richard Kosloski

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Additional Support Tech for Council Approval
ComputerSupportSpecialist2020](#)

Budget Amendments / Docket of Claims

- 16** Budget Amendment #3 - increasing line item 213 Photography & Fingerprint from PropertyRoom.com funds.

Motion to Approve Budget Amendment #3, Moved By Myles Sharp, **Seconded by** Richard Kosloski

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[September 27 \(property room\)
Budget Amendments - 2022 BA03](#)

- 17** Budget Amendment #4 - to transfer funds to Public Works from Leisure Services as reimbursement for the cost of creating signs for the parks.

Motion to Approve Budget Amendment #4, Moved By Myles Sharp, **Seconded by** Richard Kosloski

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Budget Amendment to Transfer Funds to Public Works for Signs
Budget Amendments - 2022 BA04](#)

- 17 – A** Budget Amendment #5 - transferring MIMA Bond funds for paving to Public Works Capital Paving Project.

Motion to Approve Budget Amendment #5, appropriating bond funds for the MIMA Paving Projects to the projects submitted today; transferring from the 12 year paving side of MIMA Bond to Capital Project in Public Works dedicated to paving on these roads (attached list), Moved By Myles Sharp, **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, Richard Kosloski

Attachment(s):

[MIMA Street Paving Priority List 101921
Budget Amendments - 2022 BA05](#)

- 17 – B** Budget Amendment #6 - transferring \$3M ARPA funds for water/sewer to Public Works Capital Paving Project.

Motion to Approve Budget Amendment #6, allocating up to \$3 Million of ARPA funding towards water/sewer projects for those same streets, and those streets only (attached list), 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, Richard Kosloski

Attachment(s):

[MIMA Street Paving Priority List 101921
Budget Amendments - 2022 BA06](#)

- 18 Docket of Claims - to be approved through October 20, 2021.

Motion to Approve Docket of Claims, in the amount of \$1,671,590.69, 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, Richard Kosloski

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, Richard Kosloski

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

Attachment(s):

[Resolution - Awarding Bids - Signed](#)

- 20 Resolution - authorizing a donation of funds to the CASA of Harrison County, Inc., pursuant to Miss. Code Ann. §§ 21-19-65 and 21-17-1(8) (rev. 2015), and for related purposes.

Attachment(s):

[Resolution - CASA Donation - Signed](#)

- 21 Resolution - authorizing a donation of funds to the Harrison County Library System pursuant to Miss. Code Ann. § 39-3-79(3) (2015), and for related purposes.

Attachment(s):

[Resolution - Harrison County Library System Donation - Signed](#)

- 22 Resolution - authorizing a donation of funds to the Local Chapter of the American Red Cross pursuant to Miss. Code Ann. § 21-19-57 (2015), and for related purposes.

Attachment(s):

[Resolution - American Red Cross Donation - Signed](#)

- 23 Resolution - authorizing a donation of funds to the Mental Health Association of South Mississippi pursuant to Miss. Code Ann. §§ 21-19-65 and 21-17-1(8), and for related purposes.

Attachment(s):

[Resolution - Mental Health Association Donation - Signed](#)

- 24 Resolution - authorize a donation of funds to the O'Keefe Educational Media d/b/a Disability Connection pursuant to Miss. Code Ann. §§ 21-19-65 and 21-17-1(8) (Rev. 2015), and for related purposes.

Attachment(s):

[Resolution - Disability Connection Donation - Signed](#)

- 25 Resolution - authorize a donation of funds to the Women's Resource Center Pursuant to Miss. Code Ann. §§ 21-19-65 and 21-17-1(8) (Rev. 2015), and for related purposes.

Attachment(s):

[Resolution - Women's Resource Center Donation - Signed](#)

- 26 Resolution - authorizing an expenditure of monies to the Mississippi Coast Transit Authority for advertising and bringing into favorable notice the opportunities, possibilities and resources of the City of Gulfport, and for related purposes.

Attachment(s):

[Resolution - CTA Advertising - Signed](#)

- 27 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.

Attachment(s):

[Resolution - GFD Expenditure - Signed](#)

- 28 Resolution - authorizing an expenditure for advertising and bringing into favorable notice the opportunities, possibilities and resources of the City of Gulfport (Police Department), and for related purposes.

Attachment(s):

[Resolution - GPD Expenditure - Signed](#)

- 29 Letter - regarding bid awarded by Purchasing to Prologic ITS, LLC for Laptop Panasonic Tough Books (18) - Information Technology - to be made a part of the minutes.

Attachment(s):

[Laptop Panasonic Tough Books](#)

[Laptop Panasonic Tough Books IT Dept.](#)

- 30 Letter - regarding emergency purchase authorization for Big Sugar Mill Lift Station Pump - Public Works - to be made a part of the minutes.

Attachment(s):

[Emergency. Sugar Mill Pump](#)

- 31 Letter - requesting permission to purchase Dodge Rams - Police Department.

Attachment(s):

[Dodge Ram Memo and quotes](#)

- 32 Ratification - of easements in connection with Taylor/Hammer ROW Vacation - to be made a part of the minutes.

Attachment(s):

[Ainsworth - Recorded Easement](#)

[DeFazio - Recorded Easement](#)

[Hurst - Recorded Easement](#)

[Taylor-Hammer - Recorded Easement](#)

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

Attachment(s):

[Bayou View Water Tank Replacement - Substantial Completion - Executed](#)

[Driven Elite License Agreement - Executed](#)

[Gulfport PD 154AL-2022-ST-21-41 FY22 Grant Agreement - Executed](#)

[Gulfport PD PT-2022-PT-21-41 FY22 Grant Agreement - Executed](#)

[Johnson Controls Agreement - Executed](#)

[LPK - Downtown Depot - Executed](#)

[Mauldin Jenkins Engagement Letter FYE 2020 Audit - Executed](#)

[Pat Pope Agreement Extension - Executed](#)

[Rivers Psychotherapy Extension Agreement- VOCA - Executed](#)

[ServiceMaster Service Agreement - Executed](#)

[Warren Paving - CDBG Paving Project Phase 1 Agreement - Executed](#)

Public Agenda

Council Comments

Memorial Adjournment

[Judge John Gargiulo](#)

[Mr. Tom Clower](#)

[Mrs. Sammie Smith](#)

[Mrs. Pamela Taylor Dedeaux](#)

[Mrs. Wilhelmenia Iris Stingley](#)

Mr. Colin Powell

[Dr. Al Edjer Jones](#)

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 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

The Council entered Closed Session at 2:47 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, General Counsel Hugh Keating, City Attorney Jeff Bruni, Director of Public Works and Engineering Wayne Miller, Communications & Marketing Manager Jase Payne, and Clerk of Council Brittany Rodgers.

Motion to Exit Closed Session at 2:49 P.M., 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

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 2:50 P.M. for (1) strategy session with respect to prospective litigation associated with damaged city property (police vehicle) in connection with an automobile incident on September 8, 2021; (2) strategy session with respect to prospective litigation associated with damaged city property (light pole) in connection with an automobile incident on September 17, 2021; (3) strategy session with respect to active/ongoing litigation involving Gulf Breeze Properties II, LLC in connection with the Landon Road widening project; and (4) strategy session with respect to prospective litigation associated with Aaron Zahedi, Moved By Ella Holmes-Hines, 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

The Council entered Executive Session at 2:51 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, General Counsel Hugh Keating, City Attorney Jeff Bruni, Director of Public Works and Engineering Wayne Miller, Communications & Marketing Manager Jase Payne, and Clerk of Council Brittany Rodgers.

Motion to Exit Executive Session at 3:09 P.M., 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

No official action was taken during Executive Session.

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

Motion providing and authorizing the City Attorney and his staff to take any and all actions necessary, including the submission of claims and the filing of any lawsuits and all actions related thereto and to authorize the expenditure of monies to go towards the payment of any costs or expenses incurred related to such actions, including court costs and fees and any other expenses, to recover monies for the City against Luther Jones and all others responsible for damage to City of Gulfport property that occurred on September 8, 2021, when a vehicle being operated by Luther Jones struck and damaged a City vehicle, as well as to authorize the pursuit and recovery of any workers' compensation liens arising therefrom, 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, R.Lee Flowers, Richard Kosloski

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 Judge John Gargiulo, Mr. Tom Clower, Mrs. Sammie Smith, Mrs. Pamela Taylor Dedeaux, Mrs. Wilhelmenia Iris Stingley, Mr. Colin Powell, and Dr. Al Edjer Jones, until November 2, 2021 at 1:30 P.M. for a Regular Meeting, 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

City Clerk

Mayor

Agenda Adjustments

17 – A Budget Amendment #5 - transferring MIMA Bond funds for paving to Public Works Capital Paving Project.

17 – B Budget Amendment #6 - transferring \$3M ARPA funds for water/sewer to Public Works Capital Paving Project.