



City of Gulfport, Mississippi

Minutes City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, October 6, 2020

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 Special Meeting on September 29, 2020 at 3:00 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; delete items 6 and 21, at the request of the Administration, add item 29 - A - Legal Notice - Advertise for Bids - Orange Grove Community Center Stucco Replacement Project., add item 36 - A - Ratification - of Mayor's Executive Order No. 9 (July 14, 2020) and Mayor's Executive Order No. 10 (October 5, 2020) - to be made a part of the minutes., 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

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 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

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** 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):

[Notification Letters - Code Enforcement Hearing](#)
[Resolution - authorizing advertisement for bids - Signed](#)

- 2** Certificate of Resubdivision - divide into two new parcels zoned T4+ (General Urban Zone "Plus") - located at 805 Broad Avenue - Case # 2008PC080 - Ward 2.

Motion to Approve Certificate of Resubdivision, 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, Cara Pucheu

Attachment(s):

[Certificate of Resubdivision - Case 2008PC080 - Signed](#)

- 3** Special Exception Denial - request liquor sales use, zoned B-2 (General business) - located at 11594 Lorraine Road - Case # 2009SE104 - Ward 6 - with Appeal.

Motion to Accept Zoning Boards recommendation and Deny the Appeal, 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):

[104 Cover](#)
[104 Report](#)
[104 Locator](#)
[104 Packet](#)
[104 Notification ZB](#)
[104 Adj List](#)
[104 Opposition](#)
[ZB Proof](#)
[104 ZB Appeal Letter](#)
[104 ZB Appeal Photos](#)
[104 ZB Transcript](#)

Ordinances

- 4** Ordinance - to rezone tax parcels from R-2 - located at East Pass Road - Case # 2007PC075 - Ward 2.

Motion to Table, Moved By Ron Roland, **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

*** See Executive Session**

Attachment(s):

[Ordinance 3045 - Signed](#)

- 5 Ordinance - amending Sections 1-98 and 1-102 of the Code of Ordinances of the City of Gulfport, Mississippi, and for related purposes.

Motion to Adopt Ordinance, Moved By Myles Sharp, **Seconded by** Cara Pucheu

Motion to Table, Moved By Myles Sharp, **Seconded by** Cara Pucheu

Vote: Motion Failed By The Following Roll Call Vote

Aye: Ella Holmes-Hines, R.Lee Flowers

Nay: Kenneth Casey, Ron Roland, Rusty Walker, Myles Sharp, Cara Pucheu

The President called the question.

Vote: Motion Carried By The Following Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Rusty Walker, Myles Sharp, Cara Pucheu

Nay: Ella Holmes-Hines, R.Lee Flowers

Attachment(s):

[Ordinance 3046 - Signed](#)

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

- Deleted -

- 7 Ordinance - amending Ordinance No. 2991, previously adopted on February 19, 2019, and establishing salaries of compensation for employees of the City of Gulfport, Mississippi, 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 3047 - Signed](#)

Resolutions

- 8 Resolution - directing the Issuance of the General Obligation Public Improvement Bond, Series 2020 (Gulfport, Mississippi, General Obligation Public Improvement Project), of the City of Gulfport, Mississippi, in the maximum principal amount of Fifty Million Dollars (\$50,000,000), in one or more series, to provide funds for various authorized purposes as detailed herein; prescribing the Form and Incidents of the Qualified Obligation; approving the Form and Execution of a Qualified Obligation Purchase Agreement for the Sale of the Qualified Obligation to the Bank and a Bank Bonds Purchase Agreement for the Sale of the Maximum Aggregate Principal Amount of Fifty Million Dollars (\$50,000,000) Mississippi Development Bank Special Obligation Bonds, Series 2020 (Gulfport, Mississippi, General Obligation Public Improvement Project), in one or more series, to the Underwriter or the Purchaser; approving and authorizing the Form of and the Execution and Distribution of a Preliminary Official Statement and Official Statement Pertaining to the Bank Bonds; approving the Form of the Indenture of Trust for the Bank Bonds; authorizing Bond Insurance and Ratings and authorizing Covenants with respect thereto; paying the related costs of the Authorization, Issuance, Sale, Validation, and Delivery of the Qualified Obligation and the Bank Bonds; and for related purposes.

Councilmember Flowers recused and removed himself from the Chambers during the discussion and vote on this item.

Motion to Approve, 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, Cara Pucheu

Nay: Ella Holmes-Hines

Absent: R.Lee Flowers (recused)

Attachment(s):

[Resolution - Directing Issuance of 50M GO Bond - Signed](#)

- 9 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 410 2nd Street, Gulfport, Mississippi, in the First Judicial District of Harrison County, and identified as parcel number 0911C-02-034.000.

Motion to Approve Order, 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, Cara Pucheu

Attachment(s):

[Order - 410 2nd Street - Signed](#)

- 10** 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 1813 Roberts Avenue, Gulfport, Mississippi, in the First Judicial District of Harrison County, and identified as parcel number 0911E-01-010.000.

Motion to Approve Order, 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, Cara Pucheu

Attachment(s):

[Order - 1813 Roberts Avenue - Signed](#)

- 11** Resolution - approving Agreement with Mississippi Delta Shows, LLC., authorizing the Mayor to execute the same, and for related purposes.

Motion to Approve, Moved By Myles Sharp, **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 - Mississippi Delta Shows Agreement - Signed](#)

- 12** Resolution - approving Agreement with South Mississippi Planning and Development District, authorizing the Mayor to execute the same, and for related purposes.

Motion to Approve, Moved By Myles Sharp, **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 - SMPDD Congregate Meals - Signed](#)

- 13** Resolution - approving Award to Estate Management Services, Inc. for Pond Maintenance Services at the Francis X Collins Park, approving Contract between the City of Gulfport and Estate Management Services, Inc. for Pond Maintenance Services, authorizing the Mayor to execute the same, and for related purposes.

Motion to Approve, Moved By Myles Sharp, **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 - Estate Management Services - Francis X Collins Park - Signed](#)

- 14** Resolution - authorizing execution of Interlocal Governmental Cooperation Agreement with Gulfport-Biloxi Regional Airport Authority to provide Law Enforcement Services, and for related purposes.

Motion to Approve, Moved By Myles Sharp, **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 - Interlocal with GPT-BLX Airport - Signed](#)

- 15** Resolution - approving Amendment Process related to Substantial Amendment #2 to the Annual Action Plans for CDBG and HOME COVID 19 Cares Act Funding and Waivers, and for related purposes.

Motion to Approve, Moved By Myles Sharp, **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 - Substantial Amendment 2 - CDBG HOME COVID19 CARES ACT - Signed](#)

- 16** Resolution - approving and authorizing/ratifying Application (Program Narrative/Budget) for FY 2020 Justice Assistance Grant Program Grant Number 2020-H8637-MS-DJ, and for related purposes.

Motion to Approve, Moved By Myles Sharp, **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 - FY2020 JAG Grant 2020-H8637-MS-DJ App - Signed](#)

- 17** Resolution - approving final pay application and authorizing special check to Moran Hauling, LLC, in connection with the Dedeaux Road Widening Project, and for related purposes

Motion to Approve, Moved By Myles Sharp, **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 - Final Pay App Moran Hauling - Dedeaux Road Widening Phase 1 - Signed](#)

- 18** Resolution - authorizing an expenditure for advertising and bringing into favorable notice the opportunities, possibilities and resources of the City of Gulfport at the Gulf Coast Winter Classic, and for related purposes.

Motion to Approve, Moved By Myles Sharp, **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 - Gulf Coast Winter Classic Expenditure - Signed](#)

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

Motion to Approve, Moved By Myles Sharp, **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 - PD Expenditure - Signed](#)

- 20** 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 Myles Sharp, **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 Extension #10 - Signed](#)

- 21** Resolution - reconfirming and extending the status of a State of Emergency due to the impacts of Tropical Storm Cristobal on the City of Gulfport, and for related purposes.

- Deleted -

- 22** Resolution - determining and declaring that certain payroll costs are payments for services substantially dedicated to mitigating or responding to the COVID-19 Public Health Emergency, 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 - making findings - COVID19 - Signed](#)

- 23** Request - to authorize Notice of public comment period and public hearing concerning Substantial Amendment Process for CDBG FY 2016-2019 and 2020 Action Plans for CDBG and HOME Programs.

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

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):

[CDBG - Notice of hearing and comment period](#)

Budget Amendments / Docket of Claims

- 24** Budget Amendment #1 - increasing line item 277 Vehicles from restitution.

Motion to Approve Budget Amendment #1, Moved By Myles Sharp, **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):

[September 23 \(signed\)](#)

[Budget Amendments - FYE 2021-1.1](#)

- 25** Budget Amendment #2 - increasing line item 286 Capital from restitution.

Motion to Approve Budget Amendment #2, Moved By Myles Sharp, **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):

[September 23 \(signed\)](#)

[Budget Amendments - FYE 2021-2](#)

- 26 Budget Amendment #3 - increasing Federal Funds for Seaway Road Pedestrian Pathway Project for Supplemental Agreement #1.

Motion to Approve Budget Amendment #3, Moved By Myles Sharp, **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):

[BAPW - INCREASE FEDERAL FUNDS FOR SEAWAY RD PED PATH FOR SA 1 - 9-28-2020](#)
[Budget Amendments - FYE 2021-3](#)

- 27 Budget Amendment #4 - setting up budget for Open Doors Homeless Coalition (CDBG-CV 19).

Motion to Approve Budget Amendment #4, Moved By Myles Sharp, **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):

[Council - Budget 2019 CDBG CARES - Open Doors HC](#)
[Budget Amendments - FYE 2021-4](#)

- 28 Docket of Claims - to be approved through October 7, 2020.

Motion to Table, 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, Cara Pucheu

*** See Executive Session.**

Attachment(s):

[Docket](#)
[Docket by Vendor](#)
[Docket by Org-Obj-Proj](#)
[Resolution - Docket of Claims - Signed](#)

Routine Agenda

Motion to Approve Routine Agenda, as amended, 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

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

Attachment(s):

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

- 29 – A** Legal Notice - Advertise for Bids - Orange Grove Community Center Stucco Replacement Project.

Attachment(s):

[Legal Notice - OGCC Stucco Replacement Project](#)

- 30** Letter - regarding bid awarded by Purchasing to GMES, LLC. for Astro Bod Fast U Harness - Fire Department - to be made a part of the minutes.

Attachment(s):

[Copy of Rope Rescue Bid FIRE
ASTRO BOD FAST U HARNESS](#)

- 31** Letter - regarding bid awarded by Purchasing to IT Savvy for HP Laptops and Netmotion - Information Technology - to be made a part of the minutes.

Attachment(s):

[HP Laptops and Netmotion
HP Laptops and Netmotion](#)

- 32** Letter - regarding bid awarded by Purchasing to Holiday Lights & Magic, Inc. - Leisure Services (Harbor Lights Winter Festival) - to be made a part of the minutes.

Attachment(s):

[Pole Lights for Harbor Light Show
Pole Tree Lights for Harbor Light Show](#)

- 33** Letter - regarding bid awarded by Purchasing to Holiday Lights & Magic, Inc. - Leisure Services (Harbor Lights Winter Festival) - to be made a part of the minutes.

Attachment(s):

[Vegetation Lights for HLS
Vegetation Lights HLS
HLS Vegetation Quotes](#)

- 34** Letter - regarding bid awarded by Purchasing to Universal Concepts - Leisure Services (Harbor Lights Winter Festival) - to be made a part of the minutes.

Attachment(s):

[HLS Power Supplies Quotes](#)
[Power Supplies for Harbor Lights](#)
[Power Supplies for HLS](#)

- 35** Letter of Recommendation - regarding services provided by TurfMasters for the 2020 Gulfport Harbor Lights Winter Festival.

Attachment(s):

[TurfMasters.HLS.2020](#)

- 36** Ratification - of Administrative Closure and Termination of Administrative Closure - TS/Hurricane Sally - to be made a part of the minutes.

Attachment(s):

[Executed Administrative Closure and Termination](#)

- 36 – A** Ratification - of Mayor's Executive Order No. 9 (July 14, 2020) and Mayor's Executive Order No. 10 (October 5, 2020) - to be made a part of the minutes.

Attachment(s):

[Mayor's Executive Order No. 9 - Signed 7-14-2020](#)
[Mayor's Executive Order No. 10 - Signed 10/5/2020](#)

- 37** Ratification - of Oaths of Office - to be made a part of the minutes.

Attachment(s):

[Oath of Office - Jeremy Van Abel](#)
[Oath of Office - Jonathon Switzer](#)
[Oath of Office - Malcolm Charles](#)
[Oath of Office - Mary Catherine Warshauer](#)
[Oath of Office - Tiffany Taylor](#)

- 38** Request - approval of Cost Share for Alternate Location of Waste Pro Recycling with the City of Gulfport, with authorization for issuance of a special check for the same.

Attachment(s):

[Hurricane Sally Waste Pro Recycling Letter](#)

Public Agenda

Council Comments

Memorial Adjournment

[Mrs. Pamela Jean Torries Short](#)

[Mrs. Mary Alice Ballman Bailey](#)

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 3:01 P.M., 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

The Council entered Closed Session at 3:03 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 Public Works Wayne Miller, and Clerk of Council Brittany Rodgers.

Motion to Exit Closed Session at 3:05 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, 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 3:06 P.M. for (1) strategy discussion involving prospective litigation with respect to railway crossings, (2) strategy discussion involving prospective litigation with respect to zoning issues on/along Pass Road and Red Oak, (3) strategy session involving prospective litigation associated with paving construction in the City, 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, Cara Pucheu

The Council entered Executive Session at 3:06 P.M. In attendance:

Councilmembers: Kenneth Casey, Ron Roland, Ella Holmes-Hines (teleconference), Rusty Walker (out at 3:33 P.M.), Myles Sharp, R.Lee Flowers, and Cara Pucheu, Mayor Billy Hewes (out at 3:17), CAO Dr. John Kelly, General Counsel Hugh Keating, City Attorney Jeff Bruni, Director of Public Works Wayne Miller, and Clerk of Council Brittany Rodgers.

Motion to Exit Executive Session at 3:54 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

No official action was taken during Executive Session.

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

Motion to Take item 4 off Table, 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

Motion to Reconsider (item 4), 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

Motion to Adopt Ordinance and remand any items not included back to Planning Commission, 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

Motion to Approve Docket of Claims, minus Warren Paving items, 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 Ms. Mary Alice Bailey and Mrs. Pam Short, until October 20, 2020 at 1:30 P.M. for a Regular Council Meeting, 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

City Clerk

Mayor

Agenda Adjustments

- 29 – A** Legal Notice - Advertise for Bids - Orange Grove Community Center Stucco Replacement Project.

- 36 – A** Ratification - of Mayor's Executive Order No. 9 (July 14, 2020) and Mayor's Executive Order No. 10 (October 5, 2020) - to be made a part of the minutes.