



City of Gulfport, Mississippi

Minutes City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, January 4, 2022

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 December 21, 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, 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 amendments; amend item 5's title from Ward 3 to Ward 7, and Delete items 11, 12, 13 and 14, 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, Richard Kosloski

Presentation Agenda

- Mayor's Report

Policy Issues

Minutes

- 1 Approval of Minutes - for November 16, 2021.

Motion to Approve Minutes for November 16, 2021, Moved By R.Lee Flowers, **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):[November 16, 2021 Minutes](#)**Code Enforcement / Planning**

- 2 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 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

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** 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):[Notification Letters - Code Enforcement Hearing](#)[Resolution - Authorizing Advertisement for Bids - Signed](#)

- 3 Certificate of Resubdivision - divide into six parcels zoned I-2 (Heavy Industrial district) and R-1-7.5 (Single-family) - located at Dolphin Lane and Creel Circle - Case # 2110PC157 - Ward 5.

Motion to Approve Certificate of Resubdivision, 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, Richard Kosloski

Attachment(s):[Certification of Resubdivision - 2110PC157 - Signed](#)

- 4 Certificate of Resubdivision - divide into seven parcels zoned R-2 (Single-family) and R-B (Residence-business) - located at Thornton Avenue and 2nd Street - Case # 2110PC163 - 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, Richard Kosloski

Attachment(s):

[Certificate of Resubdivision - 2110PC163 - Signed](#)

- 5 Certificate of Resubdivision - divide into seven parcels zoned R-1-15 (Single-family) - located at Duckworth Road - Case # 2110PC164 - Ward 3.

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

[Certification of Resubdivision - 2110PC164 - Signed](#)

- 6 Certificate of Resubdivision - divide into two parcels R-1-15 (Single-family) - located at 13558 John Clark Road - Case # 2110PC166 - Ward 7.

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

[Certification of Resubdivision - 2110PC166 - Signed](#)

- 7 Final Plat - approval of a 28-lot subdivision (Forest Ridge Subdivision) on a tax parcel zoned R-1-15 (Single-family) and R-1-7.5 (Single-family) - located at O'Neal Road - Case # 2111PC175 - Ward 6.

Motion to Approve Final Plat, 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):

[175 City Council Cover Letter](#)
[175 Technical Report](#)
[175 Locator Map](#)
[175 Application](#)
[175 Deed](#)
[175 Site Plan](#)
[175 Adjacent Property List](#)
[175 Adjacent Property Map](#)
[175 Master Deed Restrictions](#)
[175 Quorum Notification](#)
[175 Transcript](#)

Ordinances

- 8 Ordinance - to rezone a tax parcel from T6 (Urban Core Zone) to T4+ (General Urban Zone "Plus") - located at 157 Oleander Drive - Case # 2109PC144 - Ward 2.

Motion to Adopt Ordinance, 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):

[Ordinance 3101 - Signed](#)

- 9 Ordinance - to rezone a tax parcel from T5 (Urban Center Zone) to T6 (Urban Core Zone) - located at 1715 and 1721 29th Avenue - Case # 2110PC162 - Ward 2.

Motion to Adopt Ordinance, 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):

[Ordinance 3102 - Signed](#)

- 10 Ordinance - to rezone a tax parcel from R-1-15 (Single-family) to R-B (Residence-business) - located on Three Rivers Road - Case # 2111PC176 - Ward 6.

Motion to Adopt Ordinance, 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):

[Ordinance 3103 - Signed](#)

- 11** Ordinance - amending Sections 1-42 and 1-44 of the Code of Ordinances of the City of Gulfport, Mississippi associated with the finalization and arrangement of agendas.

- Deleted -

- 12** Ordinance - establishing and reducing salary of compensation immediately upon vacancy for each employment position whose yearly base salary is in excess of \$60,000.00 as identified in Grade 100 and Grade 200 in the Grade/Step schedule of salaries of compensation adopted by the Governing Authority.

- Deleted -

- 13** Ordinance - amending Section 1-96 of the City's Code of Ordinances to include Utility Billing within the Department of Finance and Accounting.

- Deleted -

- 14** Ordinance - approving additions to Grade/Step Chart - Utility Billing.

- Deleted -

Resolutions

- 15** Resolution - memorializing the Legislature of the State of Mississippi to adopt Local and Private Legislation regarding provisional assistance, 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 - Local and Private - CTA - Signed](#)

- 16** Resolution - approving Axon Enterprises, Inc., as a sole source vendor and approving Agreement with Axon Enterprises, Inc., for the purchase of body worn cameras, 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 - AXON Sole Source - Signed](#)

- 17** Resolution - approving First Amendment to the Residential and Light Commercial Solid Waste, Trash Waste and Recycle Material Collection and Disposal Services Contract between the City of Gulfport and Waste Pro of Mississippi, Inc., and for related purposes.

This item was taken after Executive Session.

Motion to Approve, conditioned upon award and execution of Alternate 7 on the pending Privatization RFP, Moved By Ron Roland, Seconded by Kenneth Casey

Vote: Motion Carried By The Following Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Rusty Walker, Myles Sharp, Richard Kosloski

Nay: Ella Holmes-Hines, R.Lee Flowers

Attachment(s):

[Resolution - First Amendment Waste Pro - Signed](#)

- 18** Resolution - declaring real property to be surplus and authorizing conveyance thereof to the Gulfport School District, 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 - Surplus Property GSD - Signed](#)

- 19** Resolution - authorizing appropriation of funds to the Gulf Regional Planning Commission pursuant to Miss. Code Ann. § 17-1-29, 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 - GRPC Appropriation - Signed](#)

- 20** Resolution - authorizing an expenditure for advertising and bringing into favorable notice the opportunities, possibilities and resources of the City of Gulfport in connection with the Oceans in Action Workshop & Port Security Summit to be held on March 7 through March 10, 2022, 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 - 2022 Oceans in Action Workshop and Port Security Summit Expenditure - Signed](#)

- 21 Resolution - authorizing an expenditure (in the form of a fee waiver) for advertising and bringing into favorable notice the opportunities, possibilities and resources of the City of Gulfport in connection with the Magnolia Grove Concerned Citizen Civic Club Events, 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 - Fee Waiver Magnolia Grove Concerned Citizen Civic Club - Signed](#)

- 22 Resolution - approving the temporary closure of municipal right of way for the 2022 Krewe of Gemini Mardi Gras Parades, Saturday, February 26th and Tuesday, March 1st, 2022, 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 - 2022 Krewe of Gemini Mardi Gras Parades Road Closure - Signed](#)

- 23 Resolution - approving the temporary closure of a public parking lot for a video film production event to be held on Saturday, February 19, 2022, 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 - Video Production Event Road Closure - Signed](#)

- 24 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** 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 - COVID19 SOE Extension 30 - Signed](#)

- 25 Resolution - reconfirming and extending the status of a State of Emergency due to the impacts of Hurricane Zeta on the City of Gulfport, 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 - Hurricane Zeta SOE Extension 20 - Signed](#)

- 26 Resolution - reconfirming and extending the status of a State of Emergency due to the impacts of Hurricane Ida on the City of Gulfport, 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 - Hurricane Ida SOE Extension #6 - Signed](#)

Budget Amendments / Docket of Claims

- 27 Budget Amendment #23 - increasing line item 277 Vehicles from drug-related arrests.

Motion to Approve Budget Amendment #23, 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):[December 15 \(restitution\)](#)[Budget Amendment 23](#)

- 28 Budget Amendment #24 - funding Water & Sewer Capital accounts for FY22.

Motion to Approve Budget Amendment #24, 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):[BAPW - FUND W&S ENCUMBRANCES FROM FY21 - 12-27-21](#)[Budget Amendment 24](#)

- 29 Budget Amendment #25 - funding Streets & Drainage Capital accounts for FY22.

Motion to Approve Budget Amendment #25, 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):[BAPW - FUND S&D ENCUMBRANCES FROM FY21 - 12-27-21](#)[Budget Amendment 25](#)

- 30 Docket of Claims - to be approved through January 5, 2022.

Motion to Approve Docket of Claims, in the amount of \$1,232,124.38, 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 Org-Obj-Proj](#)[Docket by Vendor](#)

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

- 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):

[Chapter 3 Notices](#)

[7-Day Notices](#)

- 33** Letter - regarding bid awarded by Purchasing to Southern Exterior Fence Co. for Backstops Goldin Park Repairs - Leisure Services - to be made a part of the minutes.

Attachment(s):

[Backstop Goldin Park Repair. LS](#)

- 34** Recommendation - to approve bid to Eagle Services for new A/C units for Herbert Wilson Community Center - Leisure Services.

Attachment(s):

[Recommendation - Herbert Wilson A/C Units](#)

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

Attachment(s):

[GoodHire Agreement - Executed](#)

Public Agenda

The President called for comments during the Public Agenda.

The following Citizen(s) addressed the Council:

- Shoncy Wible - 738 Ruth Avenue
- Monica Matthews - 2401 Fortson Street
- Felix Lee - 14005 Dundee Cove

This Concluded the Public Agenda.

Council Comments

Memorial Adjournment

[Mr. Christopher J. McBride](#)

[Ms. Robin Madden](#)

[Ms. Sandra Arlean "Sandy" Usey](#)

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 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, Richard Kosloski

The Council entered Closed Session at 2:19 P.M. In attendance: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, and Richard Kosloski, Mayor Billy Hewes, CAO Leonard Papania, General Counsel Hugh Keating, City Attorney Jeff Bruni, Assistant City Attorney Margaret Murdock, and Clerk of Council Brittany Rodgers.

Motion to Exit Closed Session at 2:20 P.M., 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, Rusty Walker, Myles Sharp, R.Lee Flowers, Richard Kosloski

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 2:20 P.M. for (1) strategy session with respect to prospective litigation associated with the solid waste collection contract (2) transaction of business and discussion of personnel matters relating to the job performance of a specific employee in the department of leisure services; and (3) strategy session with respect to active/ongoing litigation associated with a workers' compensation claim involving Jeff Scafide, Moved By R.Lee Flowers, 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

The Council entered Executive Session at 2:21 P.M. In attendance: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, and Richard Kosloski, Mayor Billy Hewes, CAO Leonard Papania, General Counsel Hugh Keating, City Attorney Jeff Bruni, Assistant City Attorney Margaret Murdock (out at 2:30 P.M.), Director of Leisure Services Gus Wesson (in at 2:30 P.M. & out at 2:45 P.M.), Director of Public Works and Engineering Wayne Miller (in at 2:46 P.M.), and Clerk of Council Brittany Rodgers.

Motion to Exit Executive Session at 3:36 P.M., 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, Myles Sharp, R.Lee Flowers, Richard Kosloski

No official action was taken during Executive Session.

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

Motion to authorize the City to attempt to resolve the workers' compensation claim of Jeffrey Scafide relative to a work related accident on December 17, 2019, in an amount up to the amount discussed with the City Attorney's Office in Executive Session, Moved By Myles Sharp, **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

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 Mr. Christopher J. McBride, Ms. Robin Madden, Ms. Sandra Arlean "Sandy" Usey, until January 18, 2022 at 1:30 P.M. for a Regular Meeting, 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

City Clerk

Mayor