



City of Gulfport, Mississippi

Minutes City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, January 7, 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 Regular Meeting on December 17, 2019 at 1:30 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, 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 amendment; amend Item 15's title from "Friday, February 8, 2020" to "Thursday, January 30, 2020", 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 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 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

The following Citizen(s) addressed the Council:

- Lillie Cox - 12455 Cox Road

Motion to Close the Hearing and Approve the Resolution, Moved By Cara Pucheu, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[CE Postings](#)

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

- 2 Certificate of Resubdivision - divide one parcel into two parcels zoned T3 (Sub-Urban zone) - 1215 Pine St - Case # 1910PC124 - Ward 4 - with Objection

Motion to Approve Certificate of Resubdivision, conditioned upon the agreement between the parties (the applicant and objector) to remove the easement at the rear of both lots with a common ingress/egress on center line with parking in the rear, with additional 10' set back on the lot closest to Pine, Moved By Cara Pucheu, **Seconded by** Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Certificate of Resubdivision - Case 1910PC124 - Signed](#)

- 3** Acceptance for Perpetual Maintenance - a portion of Gulfport Highlands Subdivision, bonded by the Mississippi Methodist Senior Services, Inc., public improvements, release of warranty bond, and transfer of streetlight account to the City of Gulfport - Case # 1706PC064 - Ward 6.

Motion to Accept for Perpetual Maintenance, 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, Cara Pucheu

Attachment(s):

[GH Bond 2 - Seashore
Final Plat](#)

Resolutions

- 4** 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 1533 2nd Street, Gulfport, Mississippi, in the First Judicial District of Harrison County, and identified as parcel number 0811G-02-018.000.

Motion to Approve Order, Moved By Ron Roland, 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):

[Order - 1533 2nd Street - Signed](#)

- 5** Resolution - approving Limited English Proficiency Plan, and for related purposes.

Died for a Lack of Motion

- 6 Resolution - approving activation of the Gulf Regional Planning Commission - Interconnecting Gulfport Project Build Grant, authorizing the execution of any and all documents required to activate the same, and for related purposes.

Motion to Approve, Moved By Cara Pucheu, **Seconded by** Kenneth Casey

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 - Interconnecting Gulfport - Signed](#)

- 7 Resolution - approving Terms of Service with Guardian Alliance Technologies, Inc., authorizing the Mayor to execute any and all documents required to engage Guardian Alliance Technologies, Inc., and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Guardian Alliance Technologies - Signed](#)

- 8 Resolution - approving, nunc pro tunc, Sub-Award Agreement relating to the Edward Bryne Memorial Justice Assistance Grant (JAG) Program FY 2016 (Biloxi), authorizing the Mayor to execute the same, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Sub Award Agreement JAG FY16 Biloxi - Signed](#)

- 9 Resolution - approving, nunc pro tunc, Sub-Award Agreement relating to the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2016 (Harrison County), authorizing the Mayor to execute the same, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Sub Award Agreement JAG FY16 Harrison County - Signed](#)

- 10 Resolution - approving, nunc pro tunc, Sub-Award Agreement relating to the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2017 (Biloxi), authorizing the Mayor to execute the same, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Sub Award Agreement JAG FY17 Biloxi - Signed](#)

- 11 Resolution - approving, nunc pro tunc, Sub-Award Agreement relating to the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2017 (Harrison County), authorizing the Mayor to execute the same, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Sub Award Agreement JAG FY17 Harrison County - Signed](#)

- 12** Resolution - approving, nunc pro tunc, Sub-Award Agreement relating to the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2018 (Biloxi), authorizing the Mayor to execute the same, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Sub Award Agreement JAG FY18 Biloxi - Signed](#)

- 13** Resolution - authorizing an expenditure for advertising and bringing into favorable notice the opportunities, possibilities and resources of the City of Gulfport at the Industrial Asset Management Council's Spring Forum, and for related purposes.

Motion to Approve, Moved By Cara Pucheu, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - IAMC Spring Forum Expenditure - Signed](#)

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

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - GPD Expenditure Mardi Gras Patches - Signed](#)

- 15** Resolution - approving the temporary closure of municipal right of way for the Budweiser Clydesdales Parade to be held on Friday, February 8, 2020, and for related purposes.

Motion to Approve, Moved By Ron Roland, **Seconded by** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

Attachment(s):

[Resolution - Budweiser Clydesdales Parade Road Closure - Signed](#)

Budget Amendments / Docket of Claims

- 16** Budget Amendment #22 - to increase County/Local from restitution from drug cases.

Motion to Approve Budget Amendment #22, 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, Cara Pucheu

Attachment(s):

[December 13th \(restitution\)](#)

[Budget Amendments - FYE 2020 - 22](#)

- 17** Budget Amendment #23 - to increase vehicle maintenance account from money received for recycling scrap metal.

Motion to Approve Budget Amendment #23, 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, Cara Pucheu

Attachment(s):

[Vehicle Maintenance Account - Recycling Scrap Metal](#)

[Budget Amendments - FYE 2020 - 23](#)

- 18** Budget Amendment #24 - to fund Landscaping/Irrigation at Courthouse Road Improvements Project.

Motion to Approve Budget Amendment #24, 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, Cara Pucheu

Attachment(s):

[BAPW - Fund Landscaping - Irrigation Courthouse Rd
Budget Amendments - FYE 2020 - 24](#)

- 19** Docket of Claims - to be approved through January 8, 2020.

Motion to Approve Docket of Claims, in the amount of \$1,998,815.41, 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, Cara Pucheu

Attachment(s):

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

Routine Agenda

Motion to Approve Routine Agenda, Moved By Ella Holmes-Hines, **Seconded by** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

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

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

Attachment(s):

[Resolution - Awarding Rejecting Bids - Signed](#)

- 21 Associated Adjusters Check Registers - for workers' comp and general liability claims paid during October, 2019 - to be made a part of the minutes.

Attachment(s):

[Memorandum - Associated Adjusters](#)
[Associated Adjusters Check Registers - October 2019](#)

- 22 Associated Adjusters Check Registers - for workers' comp and general liability claims paid during November, 2019 - to be made a part of the minutes.

Attachment(s):

[Memorandum - Associated Adjusters - November](#)
[Associated Adjusters Check Registers - November 2019](#)

- 23 Bi-Weekly Payroll Report - for the month of October, 2019 - to be made a part of the minutes.

Attachment(s):

[Memorandum - Payroll Journals](#)
[Bi-Weekly Payroll Report - October 2019](#)

- 24 Bi-Weekly Payroll Report - for the month of November, 2019 - to be made a part of the minutes.

Attachment(s):

[Memorandum - Payroll Journals - November](#)
[Bi-Weekly Payroll Report - November 2019](#)

- 25 Legal Notice - Advertise for Bids - Trenchless Pipe Inspection, Cleaning, & Repair Unit Price Project.

Attachment(s):

[Memo - request authority to advertise - Trenchless Pipe Insp, Cleaning, and Repair Unit Price](#)
[Legal Notice - Trenchless Pipe Inspection, Cleaning, & Repair Unit Price Project](#)

Public Agenda

The President called for comments during the Public Agenda.

The following Citizen(s) addressed the Council:

- Ricky Toles
- Victoria Sharpe
- Jeffrey Hulum III
- Rosemary Finley
- Dorothy McClendon
- Betty Ewing
- Gayle Tart
- William Tappy
- Deidra Dunn-Pleasant
- Sandra Wyche.
- Paula Isabell

This concluded the Public Agenda.

Council Comments

The following action was taken out of order after Council Comments

Resolution - approving Limited English Proficiency Plan, and for related purposes.

Motion to Approve, 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

Attachment(s):

[Resolution - Limited English Proficiency Plan - Signed](#)

Memorial Adjournment

[Mr. Dayron Keith Braxton](#)

[Mr. Charles Melancon, Jr.](#)

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 3:18 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

The Council entered Closed Session at 3:25 P.M. In attendance: Councilmembers: Kenneth Casey, Ron Roland, Rusty Walker, Myles Sharp, R.Lee Flowers, and Cara Pucheu, Mayor Billy Hewes, CAO Dr. John Kelly, General Counsel Hugh Keating, Director of Public Works Wayne Miller, Director of Engineering Kris Riemann, City Attorney Jeff Bruni, Assistant City Attorney Margaret Murdock, and Clerk of Council Brittany Rodgers. Absent: Councilmember Ella Holmes-Hines.

Motion to Exit Closed Session at 3:25 P.M., Moved By Cara Pucheu, Seconded by Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Rusty Walker, Myles Sharp, R.Lee Flowers, Cara Pucheu

Absent: Ella Holmes-Hines

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 3:27 P.M. for (1) Transaction of Business and Discussion regarding the prospective purchase/acquirement of property interests associated with land off of or near Mill Road as well as strategy sessions/negotiations with respect to prospective litigation involving the same, (2) strategy sessions with respect to prospective and ongoing litigation associated with the Bonne Carré Spillway matter, (3) two (2) personnel issues as related to job performance, Moved By Cara Pucheu, Seconded by R.Lee Flowers

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ron Roland, Rusty Walker, Myles Sharp, R.Lee Flowers, Cara Pucheu

Absent: Ella Holmes-Hines

The Council entered Executive Session at 3:27 P.M. In attendance: Councilmembers: Kenneth Casey, Ron Roland, Ella Holmes-Hines (in at 3:36 P.M.), Rusty Walker, Myles Sharp, R.Lee Flowers, and Cara Pucheu, Mayor Billy Hewes, CAO Dr. John Kelly, General Counsel Hugh Keating, Director of Public Works Wayne Miller, Director of Engineering Kris Riemann, City Attorney Jeff Bruni (out at 3:33 P.M.), Assistant City Attorney Margaret Murdock (out at 3:39 P.M.), and Clerk of Council Brittany Rodgers.

Motion to Exit Executive Session at 3:40 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

No official action was taken during Executive Session.

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. Dayron Keith Braxton and Mr. Charles Melancon, Jr., until January 21, 2020 at 1:30 P.M. for a Regular Council Meeting, 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

Clerk

Mayor