



City of Gulfport, Mississippi

Minutes City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, August 2, 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 Special Call Meeting on July 27, 2022 at 11:00 A.M.

Present: Mayor Billy Hewes, CAO Leonard Papania, General Counsel Hugh Keating, Clerk of Council Brittany Rodgers, Deputy Clerk of Council Brittany Thomas,
Councilmembers: Kenneth Casey (out at 4:23 P.M.), Ron Roland, Ella Holmes-Hines (teleconference/in-person at 1:42 P.M.), Rusty Walker, Myles Sharp (out at 4:19 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 adjustments; delete item 51, at the Administration's request, add item 6 - A - Ordinance - rezoning from T3 (Sub-Urban zone) to T4+ (General Urban Zone "Plus") - located at 1204 W Pine Street - Case # 2206PC108 - Ward 4., add Item 25 – A - Resolution – authorizing negotiations to acquire right of way and related interests and to do any acts necessary and legal, including prosecution in special Court of Eminent Domain, to obtain title for the City under Miss. Code Ann. Sec. 11-27-81, et seq., and, if necessary, expediting the “Interconnecting Gulfport Project”, authorizing special checks to acquire the property interests stated herein, and for related purposes., add Item 25 –B - Resolution – authorizing negotiations to acquire right of way and related interests and to do any acts necessary and legal, including prosecution in special Court of Eminent Domain, to obtain title for the City under Miss. Code Ann. Sec. 11-27-81, et seq., and, if necessary, expediting the “Interconnecting Gulfport Project”, authorizing special checks to acquire the property interests stated herein, and for related purposes., 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 July 5, 2022.

Motion to Approve Minutes for July 5, 2022, 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):

[July 5, 2022 - Minutes](#)

- 2 Approval of Minutes - for July 19, 2022.

Motion to Approve Minutes for July 19, 2022, 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):

[July 19, 2022 - Minutes](#)

Code Enforcement / Planning

- 3 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** 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):

[Notification Letters - Code Enforcement Hearing](#)

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

- 4 Certificate of Resubdivision - divide into six new parcels zoned R-1-7.5 (Single-family) - located at TreeLawn Street - Case # 2206PC103 - Ward 4 - with Appeal.

Motion to Approve Certificate of Resubdivision, 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):

[Certificate of Resubdivision - Case 2206PC103 - Signed](#)

Motion to Spread upon the Minutes the Agreement, 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):

[Settlement Agreement - Pemberton and Ormes](#)

Ordinances

- 5 Ordinance - rezoning a tax parcel from R-1-15 (Single-family) to I-2 (Heavy industry) - located at 15361 South Swan Road - Case # 2204PC073- Ward 7.

Motion to Adopt Ordinance, 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, Myles Sharp, R.Lee Flowers, Richard Kosloski

Attachment(s):

[Ordinance 3151 - Signed](#)

- 6 Ordinance - rezoning a tax from T5 (Urban Center Zone) to T4+ (General Urban Zone "Plus") - located at 801 36th Avenue - Case # 2206PC107 - Ward 2.

Motion to Adopt Ordinance, 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):

[Ordinance 3152 - Signed](#)

- 6 – A** Ordinance - rezoning from T3 (Sub-Urban zone) to T4+ (General Urban Zone "Plus") - located at 1204 W Pine Street - Case # 2206PC108 - Ward 4.

Motion to Adopt Ordinance, 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):

[Ordinance 3153 - Signed](#)

- 7** Ordinance - rezoning from T3 (Sub-Urban zone) to T4+ (General Urban Zone "Plus") - located 1226 W Pine Street - Case 2206PC109 - Ward 4.

Motion to Adopt Ordinance, 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):

[Ordinance 3154 - Signed](#)

- 8** Ordinance - rezoning a tax parcel from B-1 (Neighborhood business) to R-B (Residence-business) - located 4628 28th Street - Case # 2206PC115 - Ward 1.

Motion to Adopt Ordinance, 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):

[Ordinance 3155 - Signed](#)

- 9** Ordinance - rezoning tax parcels from T3 (Sub-Urban Zone) to T4+ (General Urban Zone "Plus") - located at Magnolia Street - Case # 2206PC117 - Ward 4.

Motion to Adopt Ordinance, 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):

[Ordinance 3156 - Signed](#)

- 10** Ordinance - rezoning tax parcels from T3 (Sub-Urban Zone) to T4+ (General Urban Zone "Plus") - located at West Pine Street - Case # 2206PC118 - Ward 4.

Motion to Adopt Ordinance, 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):

[Ordinance 3157 - Signed](#)

- 11** Ordinance - requesting amendments to the Comprehensive Zoning Ordinance, as amended, to amend Section III. District Regulations (K) Chart of Permitted Uses (2) Schedule of uses – RETAIL AND WHOLESALE TRADE - Case 2207PC128.

Motion to Suspend the Rules, Moved By Ella Holmes-Hines, **Seconded by** Kenneth Casey

President Walker went off order without objection.

Motion to Adopt Ordinance, Moved By Ron Roland, **Seconded by** Rusty Walker

Motion to Amend "Lounge" to P|P|P|R|R, Moved By Ella Holmes-Hines, **Seconded by** Richard Kosloski

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, Richard Kosloski

The President called the question.

Vote: Motion Carried By The Following Roll Call Vote

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

Nay: Ella Holmes-Hines

Attachment(s):

[Ordinance 3158 - Signed](#)

- 12** Ordinance - regulating parking along U. S. Highway 90 and codifying the same as Section 6-334 in the Code of Ordinances

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

Councilmember Ron Roland withdrew Motion

- 13** Ordinance - removing positions of "Building Inspector I" and "Building Inspector II" from the Salary Grade Schedule, providing for the salary of compensation for "Code Enforcement Officer" positions (formerly to be known as "Code Enforcement Officer/Building Inspector" positions) in Grade 109 in the Salary Grade Schedule, and for related purposes. *(deleting unfilled/unused positions from the Salary Grade Schedule and changing title of position and maintaining same Grade in the Salary Grade Schedule for other positions)*

Motion to Adopt Ordinance, 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):

[Ordinance 3159 - Signed](#)

- 14** Ordinance - providing for the salary of compensation for one (1) additional "Building Inspector" position in the Department of Urban Development, and for related purposes. *(creating one additional position but no change in Grade in the Salary Grade Schedule for this position)*

Motion to Adopt Ordinance, 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):

[Ordinance 3160 - Signed](#)

- 15** Ordinance - providing for the salary of compensation for "Clerk I" position in the Department of Urban Development, and for those employees serving in this position, and for related purposes. *(new position being funded from de-funded Clerk III position - no change in Grade in the Salary Grade Schedule for this new Clerk I position)*

Motion to Adopt Ordinance, 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):

[Ordinance 3161 - Signed](#)

- 16** Ordinance - providing for the salary of compensation for "Planner I" position in the Department of Urban Development and for those employees serving in this position, and for related purposes. *(no change in Grade in the Salary Grade Schedule)*

Motion to Adopt Ordinance, 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):

[Ordinance 3162 - Signed](#)

Resolutions

- 17** Resolution - approving award to and Agreement with Gibson Maintenance, LLC. for the Jones Park Tensile 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, Richard Kosloski

Attachment(s):

[Resolution - Gibson Maintenance, LLC – Repairs to Jones Park Tensile Structures - Signed](#)

- 18** Resolution - approving award for Municipal Depository Banking Services, 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, Myles Sharp, Richard Kosloski

Nay: R.Lee Flowers

Attachment(s):

[Resolution - Hancock Whitney City Depository - Signed](#)

- 19 Resolution - approving the CDBG Substantial Amendment for FY 2019-2021 Grant funding and authorizing submittal to HUD for review and approval.

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, R.Lee Flowers, Richard Kosloski

Nay: Ella Holmes-Hines

Attachment(s):

[Resolution - Substantial Amend CDBG funds - Signed](#)

- 20 Resolution - approving CDBG and HOME 2022-2026 Five Year Consolidated Plans and 2022 Action Plan and authorizing submittal to HUD for review and approval.

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, R.Lee Flowers, Richard Kosloski

Nay: Ella Holmes-Hines

Attachment(s):

[Resolution - CDBG Action Plan - Signed](#)

- 21 Resolution - approving Letter Agreement with Neel-Schaffer for Final Design Services in connection with the Interconnecting Gulfport Project (Build Grant), 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, Rusty Walker, Myles Sharp, R.Lee Flowers, Richard Kosloski

Nay: Ella Holmes-Hines

Absent: Ron Roland

Attachment(s):

[Resolution - Neel-Schaffer- Letter Agreement - Signed](#)

- 22 Resolution - approving Service Agreement with South Mississippi Business Machines of Gulfport, Inc., for Deputy Clerk of Council Office, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **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 - SMBM Rental Agreement - Signed](#)

- 23** Resolution - approving Fourth Amendment to License Agreement between Utility Service Communications Co., Inc. (Licensor) and T-Mobile South, LLC (Licensee), concerning water tank located on 51st Street, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Richard Kosloski

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Ron Roland

Attachment(s):

[Resolution - Utility Service Fourth Amendment to License Agreement - Signed](#)

- 24** Resolution - authorizing the engagement of certain professionals to assist with the issuance of Tax Increment Financing Bonds for the Gulfport Promenade Project, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Richard Kosloski

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Ron Roland

Attachment(s):

[Resolution - Carmax TIF Bonds - Signed](#)

- 25** Resolution - authorizing negotiations to acquire right of way and related interests and to do any acts necessary and legal, including prosecution in Special Court of Eminent Domain, to obtain title for the City under Miss. Code Ann. Sec. 11-27-81, et seq., and, if necessary, expediting the "Interconnecting Gulfport Project", authorizing special checks to acquire the property interests stated herein, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **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, Richard Kosloski

Nay: Ella Holmes-Hines

Absent: Ron Roland

Attachment(s):

[Resolution - ED Interconnecting Gulfport Project - Greater Gulfport Properties, LLC - Signed](#)

- 25 – A** Resolution - to authorize negotiations to acquire right of way and related interests and to do any acts necessary and legal, including prosecution in special Court of Eminent Domain, to obtain title for the City under Miss. Code Ann. Sec. 11-27-81, et seq., and, if necessary, to expedite the “Interconnecting Gulfport Project”, to authorize special checks to acquire the property interests stated herein, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Kenneth Casey

Vote: Motion Carried By The Following Roll Call Vote

Aye: Kenneth Casey, Rusty Walker, Myles Sharp, R.Lee Flowers, Richard Kosloski

Nay: Ella Holmes-Hines

Absent: Ron Roland

Attachment(s):

[Resolution - ED Interconnecting Gulfport Project - T Jerald Gulfport LLC - Signed](#)

- 25 – B** Resolution - to authorize negotiations to acquire right of way and related interests and to do any acts necessary and legal, including prosecution in special Court of Eminent Domain, to obtain title for the City under Miss. Code Ann. Sec. 11-27-81, et seq., and, if necessary, to expedite the “Interconnecting Gulfport Project”, to authorize special checks to acquire the property interests stated herein, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Kenneth Casey

Vote: Motion Carried By The Following Roll Call Vote

Aye: Kenneth Casey, Rusty Walker, Myles Sharp, R.Lee Flowers, Richard Kosloski

Nay: Ella Holmes-Hines

Absent: Ron Roland

Attachment(s):

[Resolution - ED Interconnecting Gulfport Project - Turkey Creek - Signed](#)

- 26** Resolution - authorizing the City of Gulfport to accept the NHTSA Alcohol Service Grant Number AL-2023-ST-21-41, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Ron Roland

Attachment(s):

[Resolution - NHTSA Alcohol Services Grant AL-2023-ST-21-41 - Signed](#)

- 27** Resolution - authorizing the City of Gulfport to accept NHTSA Police Traffic Services Grant Number PT-2023-PT-21-41, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Ron Roland

Attachment(s):

[Resolution - NHTSA Police Traffic Services Grant PT-2023-PR-21-41 - Signed](#)

- 28** Resolution - authorizing the City of Gulfport to apply for the U.S. Department of Housing and Urban Development Section 108 Loan Guarantee Program, and for related purposes. (EHH)

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

Councilmember Holmes-Hines withdrew Motion

- 29** Resolution - approving public display of fireworks for the Southern Association of State Highway and Transportation Officials Event, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Ron Roland

Attachment(s):

[Resolution - Southern Association of State Highway and Transportation Officials Fireworks Display - Signed](#)

- 30** 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 of Gulfport, and for related purposes.

Motion to Approve, Moved By R.Lee Flowers, **Seconded by** Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Ron Roland

Attachment(s):

[Resolution - COVID-19 SOE Extension #39 - Signed](#)

- 31** 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 R.Lee Flowers, **Seconded by** Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Ron Roland

Attachment(s):

[Resolution - Hurricane Zeta SOE Extension #29 - Signed](#)

- 32** 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 R.Lee Flowers, **Seconded by** Rusty Walker

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Ron Roland

Attachment(s):

[Resolution - Hurricane Ida SOE Extension #15 - Signed](#)

Budget Amendments / Docket of Claims

- 33** Budget Amendment #138 - funding Urban Development Code Enforcement lot assessments. *(no publication needed)*

Motion to Approve Budget Amendment #138, 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):

[Budget Amendments - 2022 BA138](#)

[Memo - Budget Transfer - Lot Asset. 7-22-2022](#)

- 34** Budget Amendment #139 - funding an additional Building Inspector in Urban Development. *(no publication needed)*

Motion to Approve Budget Amendment #139, 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):

[Budget Amendments - 2022 BA139](#)

[Building Inspector Ordinance - Budget Amendment Request \(August 2 2022 Agenda\)](#)

- 35** Budget Amendment #140 - requesting funds due to unexpected expenses in Leisure Services. *(no publication needed)*

Motion to Approve Budget Amendment #140, 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):

[Budget Amendment Request for 411](#)

[Budget Amendments - 2022 BA140](#)

- 36** Budget Amendment #141 - requesting funds due to unexpected expenses for Harbor. *(no publication needed)*

Motion to Approve Budget Amendment #141, 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):

[Budget Amendment Request for 445 Harbor Accounts](#)

[Budget Amendments - 2022 BA141](#)

- 37** Budget Amendment #142 - requesting funds for the Jones Park Tensile Project. *(no publication needed)*

Motion to Approve Budget Amendment #142, 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):

[Budget Amendment Jones Park Tensile Repair Project](#)
[Budget Amendments - 2022 BA142](#)

- 38** Budget Amendment #143 - requesting funds for the Fuel for Retail Sale account for the Fuel Dock in the Harbor. *(publication needed)*

Motion to Approve Budget Amendment #143, 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):

[Budget Amendment Request for 445-614100 Harbor Fuel](#)
[Budget Amendments - 2022 BA143](#)

- 39** Budget Amendment #144 - defunding Clerk III position in Urban Development. *(no publication needed)*

Motion to Approve Budget Amendment #144, 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):

[Budget Amendments - 2022 BA144](#)
[Clerk III Defund Clerk 1 Fund- Urban Development - Ordinance Request \(2 August 2022 Agenda\)](#)

- 40** Budget Amendment #145 - funding Clerk I position in Urban Development. *(no publication needed)*

Motion to Approve Budget Amendment #145, 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):

[Budget Amendments - 2022 BA145](#)

[Clerk III Defund Clerk 1 Fund- Urban Development - Ordinance Request \(2 August 2022 Agenda\)](#)

- 41** Budget Amendment #146 - defunding Planner I position in Urban Development. *(no publication needed)*

Motion to Approve Budget Amendment #146, 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):

[Budget Amendments - 2022 BA146](#)

[Planner 1 - Urban Development - Ordinance Request \(2 August 2022 Agenda\)](#)

- 42** Budget Amendment #147 - refunding Planner I position in Urban Development. *(no publication needed)*

Motion to Approve Budget Amendment #147, 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):

[Budget Amendments - 2022 BA147](#)

[Planner 1 - Urban Development - Ordinance Request \(2 August 2022 Agenda\)](#)

- 43** Budget Amendment #148 - appropriating funds for FY 2023 Police Traffic Services Grant. *(no publication needed)*

Motion to Approve Budget Amendment #148, 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):

[FY23 Traffic Budget Memo](#)

[Budget Amendments - 2022 BA148](#)

- 44** Budget Amendment #149 - appropriating funds for FY 2023 Alcohol and Drug Impaired Driving Grant. *(no publication needed)*

Motion to Approve Budget Amendment #149, 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):

[FY23 Alcohol Budget Memo](#)

[Budget Amendments - 2022 BA149](#)

- 45** Budget Amendment #150 - increasing line item 213 Photo & Fingerprint from PropertyRoom.com (no publication needed)

Motion to Approve Budget Amendment #150, 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):

[Budget Memo 213](#)

[Budget Amendments - 2022 BA150](#)

- 46 Budget Amendment #151 - increasing line item 277 for restitution from drug related arrests. *(no publication needed)*

Motion to Approve Budget Amendment #151, 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):

[Budget Memo 277](#)

[Budget Amendments - 2022 BA151](#)

- 47 Budget Amendment #152 - increasing line item 277 for restitution from drug-related arrests. *(no publication needed)*

Motion to Approve Budget Amendment #152, 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):

[277 Memo](#)

[Budget Amendments - 2022 BA152](#)

- 48 Docket of Claims - to be approved through August 3, 2022.

Motion to Approve Docket of Claims, in the amount of \$1,475,263.90, 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, Richard Kosloski

Attachment(s):

[Resolution - Docket of Claims - Signed](#)

Routine Agenda

Motion to Approve Routine Agenda, as amended, excluding #54, 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

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

Attachment(s):

[Resolution - Awarding bids - Signed](#)

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

Attachment(s):

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

- 51 Acceptance - of the Comprehensive Audit Report for the Fiscal Year that ended September 30, 2020, from Independent Auditors (Mauldin & Jenkins).

- Deleted -

- 52 Acceptance - of H2O Innovation Operation & Maintenance, LLC Performance Report for Water & Sewer Maintenance and Streets & Drainage Maintenance FY 2021.

Attachment(s):

[FY 2021 Utility Partners End of Year Report](#)

- 53 Recommendation - regarding Release of Retainage to H2O Innovation Operation & Maintenance, LLC for Performance of Water & Sewer Maintenance and Streets & Drainage Maintenance Contract for FY 2021, and authorizing issuance of a special check.

Attachment(s):

[FY 2021 Utility Partners, LLC Retainage Release](#)

- 54 Legal Notice - permission to advertise for the construction, engineering and inspection phase of the Interconnecting Gulfport BUILD grant project

Motion to Approve, Moved By R.Lee Flowers, **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, Richard Kosloski

Nay: Ella Holmes-Hines

Attachment(s):

[MEMO - Interconnecting Gulfport - Request to Advertise for CEI Services 072622](#)

[LEGAL AD - Interconnecting Gulfport - BUILD - for construction engineering and inspection phase - 8 2 2022](#)

- 55 Letter - regarding bid awarded by Purchasing to All Phase Electric for Mast Arm Poles for Old Hwy 49 - Public Works - to be made a part of the minutes.

Attachment(s):

[Mast Arm Poles for Old Hwy 49 ...](#)

- 56 Request - to purchase 16' LED Octopus for the Gulfport Harbor Lights Winter Festival.

Attachment(s):

[HBLS Octopus memo](#)

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

Attachment(s):

[Amtrak - Executed Gulfport Short-Term Construction Lease 7.14.22](#)

[Amtrak - Fully Executed Access Easement 7.20.22](#)

[Letter from MAYOR to AIR NATIONAL GUARD re extension of lease 7/26/2022](#)

[LexisNexis - TraX Schedule A - Executed](#)

[MPC- Gulfport storm staging MOU signed copy \(002\)](#)

[Navy - Cooperation with Civilian LEO Agreement - Executed](#)

[SMBM - LSD Service Agreement - Executed](#)

[SMPDD Host Agency Agreement - Executed](#)

[Thomson Reuters WestLaw Contract - Executed](#)

Public Agenda

Council Comments

Memorial Adjournment

- [Mrs. Willie Mae Polly Johnson](#)
- [Ms. Noel P. Dawson](#)
- [Mrs. Marian Hewes](#)

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 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, Richard Kosloski

The Council entered Closed Session at 3:36 P.M. In attendance: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, Richard Kosloski, CAO Leonard Papania, General Counsel Hugh Keating, Assistant City Attorney Margaret Murdock, Clerk of Council Brittany Rodgers, and Deputy Clerk of Council Brittany Thomas.

Motion to Exit Closed Session at 3:36 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, Richard Kosloski

Absent: R.Lee Flowers

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 3:38 P.M. for (1) Strategy session with respect to existing workers' compensation claim litigation involving Jeffrey Scafide, Gulfport Fire Department employee. (2) Strategy session with respect to prospective litigation involving the partial vacation of Waterside Subdivision plat to delete a drainage easement from Lots 47, 48 and 49., 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, Richard Kosloski

Absent: R.Lee Flowers

The Council entered Executive Session at 3:38 P.M. In attendance: Kenneth Casey, Ron Roland, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers (in at 3:39 P.M.), Richard Kosloski, CAO Leonard Papania, General Counsel Hugh Keating, Assistant City Attorney Margaret Murdock, Joe Eades, Esq. with Dukes, Dukes, Keating & Faneca, PA. (out at 3:44 P.M.), Clerk of Council Brittany Rodgers and Deputy Clerk of Council Brittany Thomas.

Motion to Exit Executive Session at 3:48 P.M., 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

No official action was taken during Executive Session.

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

Motion to direct Planning Commission to consider changes to the Chart of Permitted Uses - "Lounge" to P|P|P|R|R (related to Item 11), Moved By Ella Holmes-Hines, Seconded by Myles Sharp

Vote: Motion Carried By The Following Roll Call Vote

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

Nay: Rusty Walker

Motion to authorize the City Attorney's Office, working with the involved property owners, to take any and all steps as may be needed, including litigation, to vacate (partially) the plat of the Waterside Subdivision by deleting the drainage easement located between Lots 48/49 and Lot 47 from the plat, 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

Motion to Suspend the Rules for discussion, 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

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 Mrs. Willie Mae "Polly" Johnson, Ms. Noel P. Dawson, and Marian Marjo Mcmanus Hewes, until August 16, 2022 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

City Clerk

Mayor

Agenda Adjustments

- 6 – A** Ordinance - rezoning from T3 (Sub-Urban zone) to T4+ (General Urban Zone "Plus") - located at 1204 W Pine Street - Case # 2206PC108 - Ward 4.
- 25 – A** Resolution - to authorize negotiations to acquire right of way and related interests and to do any acts necessary and legal, including prosecution in special Court of Eminent Domain, to obtain title for the City under Miss. Code Ann. Sec. 11-27-81, et seq., and, if necessary, to expedite the "Interconnecting Gulfport Project", to authorize special checks to acquire the property interests stated herein, and for related purposes.
- 25 – B** Resolution - to authorize negotiations to acquire right of way and related interests and to do any acts necessary and legal, including prosecution in special Court of Eminent Domain, to obtain title for the City under Miss. Code Ann. Sec. 11-27-81, et seq., and, if necessary, to expedite the "Interconnecting Gulfport Project", to authorize special checks to acquire the property interests stated herein, and for related purposes.