



City of Gulfport, Mississippi

Minutes City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, July 19, 2016

1:30 PM

*Gulfport City Hall
Council Chambers*

1:30 p.m. Invocation, Pledge of Allegiance, Call to Order

The Mayor and Members of the Council met at City Hall at 1:30 P.M., on the above date, same being an adjourned meeting from a regular council meeting held on July 5, 2016 at 1:30 P.M. **Present:** Mayor Billy Hewes, General Counsel Hugh Keating, Councilmembers: Kenneth Casey, Ricky Dombrowski (out at 4:21 P.M.), 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 Confirmation or Adjustment of the Agenda Order

Motion to accept the agenda with the following changes: Revise the title on Policy Item #10 to Resolution amending that certain Resolution passed on January 16, 2016, concerning the city's employee handbooks buy substituting new exhibits B and C and approving new exhibits B and C, and for related purposes, Delete Policy Item #12 and Change Policy Item #13 to authorize Administration to advertise for janitorial services Moved By Myles Sharp, Seconded By Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote:

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

Presentation Agenda

- **Mayor's Report**

The President called for the Mayor's Report.

Mayor Billy Hewes welcomed everyone to the Council Meeting and asked for a moment of silence for those lives lost in the law enforcement community, around the country and in the world and asked everyone to pray for peace.

Gulfport Explorers: A group of 10 Gulfport Police Explorers returned home yesterday after a 10 day national competition in Arizona. With them, they brought a 2nd Place Trophy for their hard work! They are fine examples of young people with strong character and a desire to make a positive difference.

One Coast Event – Neshoba County Fair “Mississippi’s Giant House Party” – an event open to everyone and this year, the MS Gulf Coast will be putting our best party on! Wednesday, July 27 in the evening! Big fish fry and lots of food and fellowship!

Cinema by the Shore – Friday, July 29 – we continue to get rained out but we’re scheduled again for the 29th – INSIDE OUT – fun begins at 6 – movie at 8! Jones Park

Hospital Appointments on today’s agenda: Butch Oustalet and Marvin Smith

This concluded the Mayor's Report.

Policy Issues

Minutes / Appointments

- 1 Approval of minutes - for July 5, 2016.

Motion to Approve the minutes for July 5, 2016, Moved By Cara Pucheu, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

- 2 Request - to ratify the re-appointment of Butch Oustalet to serve on the Memorial Hospital Board of Trustees.

Motion to Ratify the appointment of Mr. Butch Oustalet to serve on the Memorial Hospital Board of Trustees, Moved By Kenneth Casey, **Seconded by** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Case, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

- 3 Request - to ratify the re-appointment of Marvin Smith to serve on the Memorial Hospital Board of Trustees.

Motion to Approve, Moved By Ricky Dombrowski, **Seconded by** Kenneth Casey and put to discussion.

Motion to Table, Moved By Ella Holmes-Hines, **Seconded by** Ricky Dombrowski

Vote: Motion Carried By The Following Roll Call Vote

Aye: Ricky Dombrowski, Ella Holmes-Hines, R.Lee Flowers and Cara Pucheu

Nay: Kenneth Casey, Rusty Walker and Myles Sharp

Motion to Suspend the Rules, Moved By Myles Sharp, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote:

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

Upon advice of General Counsel, Motion to close the meeting to determine the need for executive session at 1:49 P.M., Moved By Myles Sharp, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote:

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

The Council convened into a conference room adjacent to the Council Chambers.

Motion to come out of closed session and enter executive session at 1:52 P.M., Moved By Myles Sharp, **Seconded By** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote:

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

The Council entered executive session at 1:52 P.M. In attendance: Members of the Council: Kenneth Casey Ricky Dombrowski, Ella Holmes-Hines, 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 (in at 1:53 P.M.), and Clerk of Council Ronda Cole. The Council entered executive session for the purpose of discuss a litigation matter.

Motion to come out of executive session at 2:00 P.M., Moved By Myles Sharp, **Seconded By** R.Lee Flowers

Vote: Motion Carried By Unanimous Roll Call Vote:

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

The Council reconvened into the Council Chambers.

Attorney Hugh Keating stated that no official action was taken during executive session.

Code Enforcement / Planning

- 4** Appeal - on approval to allow Outdoor Commercial Amusement on zoned T6 (Urban Core Zone) located north of and adjacent to Beach Drive, south of Georgia Place, east of and adjacent Cowan Road, and west of Allan Drive, Ward 2 - Case # 1605PC052.

Motion to Grant the Appeal, Moved By Ricky Dombrowski, **Seconded by** Ella Holmes-Hines

The following individuals addressed the Council:

- **Mr. Mike Marshall, resident of 1454 Georgia Place.**
- **Attorney Bill Williams, representing IB Investments.**
- **Mr. Greg Holmes, Planning Administrator.**
- **Mr. Mike Beyerstedt, Fire Chief.**
- **Ms. Pamela Hamilton, resident of 9 Fathom Circle, Hattiesburg, MS.**
- **Mr. Roger Brunell, resident of 1457 Georgia Place.**
- **Ms. S.R. (Rebecca) Kershaw, resident of 1457 Georgia Place.**
- **Ms. Rebecca Davis, resident of 1421 Georgia Place.**
- **Mr. Gene Davis, resident of 1421 Georgia Place.**
- **Mr. Ronnie Ross, resident of 1426 Georgia Place.**

- **Mr. Jimmy Pagitt, resident of 1429 Georgia Place.**
- **Mr. Don Wojcik, resident of 1431 Georgia Place.**
- **Ms. Annette Guilbeaux, resident of 1472 Georgia Place.**
- **Mr. David Sterling, resident of 2192 Collins Boulevard.**
- **Mr. David Comstock, resident of 516 Brandi Lane.**
- **Mr. Rafe' O'Neal, resident of 1779 Pass Road.**
- **Ms. Maggie Fletcher, resident of 105 S. Cleveland Avenue, Long Beach, MS.**

Vote: Motion Failed By The Following Roll Call Vote

Aye: Ricky Dombrowski, Ella Holmes-Hines and Ella Holmes-Hines

Nay: Kenneth Casey, Rusty Walker, Myles Sharp and R.Lee Flowers

Note: Outdoor Amusement Park (Fun Time) Approval stands.

- 5 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 Hearing, Moved By Cara Pucheu, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

There being no one to object, Motion to Close the Hearing and Approve, Moved By R.Lee Flowers, **Seconded By** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

Resolutions / Requests

- 6 Resolution - awarding bid and approving contract to Gator Boring & Trenching, Inc., for the Water System Connection Across Bernard Bayou Project and authorizing the Mayor to execute the same.

Motion to Approve, Moved By Myles Sharp, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

- 7 Resolution - awarding bid to Covington Sales and Service for Vehicular Mounted Camera System for Public Works I & I Crew and authorizing the Mayor to execute the same.

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

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

- 8 Resolution - awarding bid and approving Lease Purchase Agreement with Trustmark National Bank for equipment related to the Public Works and Leisure Services Departments and authorizing the Mayor to execute the same.

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

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

- 9 Resolution - approving purchase option through The Cooperative Purchasing Network for acquisition of field turf and playground modules and authorizing the Mayor to execute the same.

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

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

- 10 *Revised* Resolution - amending that certain Resolution passed on January 16, 2016, concerning the City's Employee Handbooks by substituting new exhibits B and C and approving new exhibits B and C, 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, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

- 11 Resolution - authorizing termination of Memorandum of Agreement for lease of real property between the City of Gulfport, and the Mississippi Gulf Coast Chamber of Commerce, and for related purposes.

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

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

- 12 Resolution - authorizing termination of agreement with Warner, Inc. d/b/a/ Servicemaster Commercial Cleaning of Jackson, and authorizing the Mayor to take whatever steps may be required to accomplish the same.

Deleted

- 13 *Revised* - Authorization for Administration to advertise for bids for janitorial services for the City of Gulfport.

Motion to Authorize the Administration to advertise for bids for janitorial services for the City of Gulfport, Moved By Cara Pucheu, **Seconded by** Myles Sharp

Vote: Motion Carried By Unanimous Roll Call Vote

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

- 14 Resolution - authorizing acceptance of HIDTA (High Intensity Drug Trafficking Area) grant #G-16-GC-0003A, and authorizing the Mayor to execute any and all documents as may be required to accept and administer the grant, and for related purposes.

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

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

- 15 Resolution - authorizing acceptance of NHTSA Police Traffic Services Grant #PT-2016-PT-21-41, and authorizing the Mayor to execute any and all documents as may be required to accept and administer the grant, and for related purposes.

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

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

- 16 Request - to submit for review and approval the City of Gulfport Public Works Strategic Plan 2016-2020.

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

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

Budget Amendment / Docket of Claims

- 17 Budget Amendment #2016-51 - to budget proceeds from the April 2016 auction to the individual departments.

Motion to Approve the Budget Amendment, Moved By Ella Holmes-Hines, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

- 18 Docket of Claims - to be approved through July 20, 2016.

Motion to Approve the Docket of Claims, in the amount of \$2,055,551.75, Moved By Cara Pucheu, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

Routine Agenda

Motion to Approve the Routine Agenda as Presented, Moved By Cara Pucheu,
Seconded by R.Lee Flowers

Vote: Motion Carried By Unanimous Roll Call Vote

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp,
R.Lee Flowers and Cara Pucheu

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

Approved on the Routine Agenda.

- 20 Performance Report - for Utility Partners, LLC for Water & Sewer Maintenance and
Streets & Drainage Maintenance - to be made a part of the minutes.

Approved on the Routine Agenda.

- 21 Request - to accept, ratify and spread across minutes nine (9) donated structure easements
in Fishbone Alley.

Approved on the Routine Agenda.

- 22 Privilege License Report - for the month of June 30, 2016 - to be made a part of the
minutes.

Approved on the Routine Agenda.

- 23 Biweekly Pay Distribution Journals - for the month of June, 2016 - to be made a part of the
minutes.

Approved on the Routine Agenda.

- 24 Associated Adjusters Check Register - for the month of June, 2016 - to be made part of the
minutes.

Approved on the Routine Agenda.

- 25 Year to Date Budget Report - for month ending June 30, 2016 - to be made part of the minutes.

Approved on the Routine Agenda.

- 26 Letter - regarding bid awarded by Purchasing for HP Computers and Monitors for IT department (General Admin) - to be made a part of the minutes.

Approved on the Routine Agenda.

- 27 Letter - regarding bid awarded by Purchasing for light bars for the Police Department - to be made a part of the minutes.

Approved on the Routine Agenda.

- 28 Letter - regarding acceptance of donated police material - for the Gulfport Police Department - to be made a part of the minutes.

Approved on the Routine Agenda.

- 29 Legal Notice - advertisement for bids for Coffee Creek Drainage Improvements Project.

Approved on the Routine Agenda.

Public Agenda

- **Citizen Forum – Up to thirty minutes shall be allowed for public input with a three minute time limit on each speaker.**

No citizens addressed the Council at this time.

Council Comments

Memorial Adjournment

- **Mr. Christopher Jerome Smith**
- **Mrs. Debra Herring**

Executive Session

Upon advice of General Counsel, Motion to close the meeting to determine the need for executive session at 4:20 P.M., Moved By Myles Sharp, Seconded By Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote:

Aye: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

Motion to come out of closed session and enter executive session at 4:22 P.M., Moved By Myles Sharp, Seconded By R.Lee Flowers

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Ricky Dombrowski

The Council entered executive session at 4:22 P.M. In attendance: Members of the Council: Kenneth Casey, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers, and Cara Pucheu, Mayor Billy Hewes, CAO Dr. John Kelly, General Counsel Hugh Keating, Engineering Director Kris Riemann (out at 4:49 P.M.), Public Works Director Wayne Miller (out at 4:49 P.M.), Harbor Master George Manemann (out at 4:49 P.M.), Police Chief Leonard Papania (in at 4:35 P.M.) Clerk of Council Ronda Cole and Deputy Clerk of Council Cheryl Germany. The Council entered executive session for the purpose of discussing matters of ongoing investigation and a matter of economic development.

Motion to come out of executive session at 5:08 P.M., Moved By Cara Pucheu, Seconded By Ella Holmes-Hines

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Ricky Dombrowski

Attorney Hugh Keating stated that no official action was taken during executive session.

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

Motion to authorize the Administration to secure two (2) appraisals for property located off Landon Road, near the Sportsplex entrance, Moved By Myles Sharp, Seconded By Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Ricky Dombrowski

Motion to approve the rally in Jones Park scheduled on Friday, July 22nd from 3:30 - 6:00 p.m. and authorize the temporary closure of street for a march from Jones Park north on 20th Avenue across Hwy 90 and westbound to 15th Street between 22nd and 23rd Avenues, Moved By R.Lee Flowers, Seconded By Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Ricky Dombrowski

Setting of Next Meeting and Adjournment

There being no further business to come before the Council, a Motion to adjourn in memory of Mr. Christopher Jerome Smith and Mrs. Debra Herring until August 2, 2016 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, Ella Holmes-Hines, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Ricky Dombrowski

City Clerk

Mayor