



City of Gulfport, Mississippi

Minutes

City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, November 8, 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 October 18, 2016 at 1:30 P.M. Present: Mayor Billy Hewes, General Counsel Hugh Keating, Council Members: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines (out at 3:54 P.M.), 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 adjustment to move Item #11 to Item #2-A, Code Enforcement Hearing and adding Item #36-A, Resolution Acknowledging Chicago Cubs victory in winning the 2016 World Series Championship, and Item #52, Legal Notice advertising bids for Construction and Engineering Services related to Dedeaux Road Widening, Moved by Myles Sharp, Seconded by Ricky Dombrowski

Vote: Motion Carried By Unanimous Roll Call Vote

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

Presentation Agenda

- **Mayor's Report**

The President called for the Mayor's Report.

Recognition was given to the following:

Fire Dept. Battalion Chief Kenneth Payne for 25+ years of service and to Police Dept. Lt. Jeff Necaice for 20 years of service.

Ken Edwards and Keaire Edwards recognized by Sports Turf Management Assoc. for efforts in getting the City of Gulfport and Sportsplex designated as a STMA certified facility for environmentally responsible management.

Veterans Day ceremony was held on Friday, November 11 at the WWII Memorial by the Train Depot.

Fishbone Alley will continue to hold weekend festivities.

Thanksgiving Feed the Needy helps feed those in need over the holidays. Anyone wishing to help with this effort was asked to contact the Police Department for additional information.

Gulfport Harbor Lights Festival will begin to light up Jones Park starting on Friday, November 25.

This concluded the Mayor's Report.

Policy Issues

Minutes / Appointment

- 1 Approval of minutes - for October 18, 2016.

Motion to Approve the minutes for October 18, 2016 Moved By Ella Holmes-Hines,
Seconded by Ricky Dombrowski

Vote: Motion Carried By Unanimous Roll Call Vote

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

- 2 Request - to ratify the appointment of Mr. Carlos Bell to serve on the Memorial Hospital Board of Trustees.

Motion to Ratify the Appointment of Mr. Carlos Bell to serve on the Memorial Hospital Board of Trustees, 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, Cara Pucheu

- 2-A Code Enforcement Hearing - on resolution to declare that certain properties are in such a state of uncleanness as to be a menace to the public health, safety and welfare of the community and to authorize advertisements for bids and lot clean-ups and/or demolitions.

Motion to Open the Code Enforcement Hearing, Moved By Cara Pucheu, **Seconded by** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

There being no one present to object, Motion to Close the Code Enforcement Hearing and Approve the Resolution, 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, Cara Pucheu

Planning / Code Enforcement

- 3 General Plan approval for an 11-lot single family subdivision (Carriagewood Estates Subdivision) on tax parcel containing approx. 4.18 acres, zoned R-1-7.5 (Single Family) located north of Stanton Circle, south of and adjacent to Hillcrest Road, east of Oak Point Drive, west of Lorraine Road - Case # 1609PC127 - Ward 4, with notice of appeal.

Motion to Approve General Plan for Carriagewood Estates Subdivision, Moved By Kenneth Casey, Seconded by Myles Sharp

Amendment to approve with the recommendations of Planning, Staff and the Developer's Stormwater Plan as approved by the City Engineer, Moved By Ella Holmes-Hines, Seconded By Rusty Walker

Vote: Amendment Carried By Unanimous Roll Call Vote

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

The President called for a vote on the motion as amended with the following results:

Vote: Motion as Amended Carried By Unanimous Roll Call Vote

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

- 4 Certificate of Resubdivision - resubdivision a of tax parcel to be divided into Lot "A" containing 5.98 acres and Lot "B" containing 4.38 acres, zoned R-1-15 (Single Family) (Located north of and adjacent to 3rd Street, south of and adjacent to Highway 53, east of and adjacent to Old Highway 49, and west of E Railroad Avenue) - Case # 1608PC112 - Ward 7.

Motion to Approve Certificate of Resubdivision, 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, Cara Pucheu

- 5 Ordinance - rezoning proposed Lot "A" from R-1-15 (Single-Family) to B-1 (Neighborhood Business) Located north of and adjacent to 3rd Street, south of adjacent to Highway 53, east of and adjacent Old Highway 49, and west of and adjacent to East Railroad Avenue - Case# 1605PC058 - Ward 7.

Motion to Adopt Ordinance, 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, Cara Pucheu

Ordinance #2873

- 6 Ordinance - rezoning from R-1-10 (Single Family Low Density) to R-1-5 (Single Family Medium Density) located north of Boles Boulevard, south of Three Rivers Road, east of and adjacent to Scott Street, west of George Avenue - Case# 1609PC122 - Ward 6.

Motion to Adopt Ordinance, Moved By R.Lee Flowers, **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, Cara Pucheu

Ordinance #2874

- 7 Ordinance - rezoning from I-1 (Light Industrial) to B-2 (General Business) located north of a John Hill Boulevard, south of Arkansas Avenue, east of 34th Avenue, and west of and adjacent to 25th Avenue - Case# 1609PC125 - Ward 3.

Motion to Adopt Ordinance, 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, Cara Pucheu

Ordinance #2875

- 8 Ordinance - adopting a temporary moratorium, among other things, on the acceptance and review of application, site plans, permits for, construction of, processing of and approval of rehabilitation health clinics for a period of six (6) months pending consideration and adoption of revised zoning regulation and other such legislation, as necessary, to promote the public health, safety and welfare of the City of Gulfport, Mississippi, and for related purposes.

Motion to Adopt Ordinance, Moved By R.Lee Flowers, **Seconded by** Myles Sharp

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Ella Holmes-Hines (out of room)

Ordinance #2876

- 9 Acceptance for Perpetual Maintenance - of Oak Landing Subdivision public improvements, release of warranty bond, and transfer of streetlight account to the City of Gulfport - Case # 1504PC026 - Ward 6.

Motion to Accept, Moved By R.Lee Flowers, **Seconded by** Myles Sharp

Vote: Motion Carried By Unanimous Roll Call Vote

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

- 10 Request - for release of cash bond and issuance of a special check to refund the amount of \$67,176.30 for Three Rivers South Subdivision - Case# 0702PC024 - Ward 5.

Motion to Approve Request for release of cash bond and authorize issuance of special check, in the amount of \$67,176.30, 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, Cara Pucheu

- 11 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.

Moved to 2-A

Resolutions / Requests

- 12 Resolution - by the Gulfport City Council confirming the name of The Francis X. Collins Park.

Motion to Approve Resolution Moved By Ricky Dombrowski, **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, Cara Pucheu

- 13 Approval - of Aquarium Contract Management Agreement.

Motion to Table Approval of Agreement, 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, Cara Pucheu

- 14 Creation and Adoption - of Bylaws for Aquarium Operating Entity - First Reading.

Motion to Table Item, 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, Cara Pucheu

- 15 Resolution - approving Agreement with the Gulfport-Biloxi Regional Airport Authority, authorizing the Mayor to execute the same, and for related purposes.

Motion to Approve Resolution, 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, Cara Pucheu

- 16 Resolution - approving a Memorandum of Understanding between the City of Gulfport and Harrison County for the provision of Public Fire Protection Services within the Canal Road area of Harrison County and authorizing the Mayor to execute the same.

Motion to Approve Resolution, Moved By Kenneth Casey, **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, Cara Pucheu

- 17 Resolution - approving CSD-200 Overrun/Under Run Statement for the widening of Three Rivers Rd. and Creosote - Phase 2 Project, and for related purposes.

Motion to Approve Statement, 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, Cara Pucheu

- 18 Resolution - 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 re-development 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 820 Second St., Gulfport, MS in the first judicial district of Harrison County, and identified as parcel #0911E-04.025.000.

Motion to Approve Exemption, Moved By Ricky Dombrowski, **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, Cara Pucheu

- 19 Resolution - 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 500 Second St., Gulfport, MS, in the First Judicial District of Harrison County, and identified as parcel #0911C-02-031.000.

Motion to Approve Exemption, Moved By Ricky Dombrowski, **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, Cara Pucheu

- 20 Resolution - authorizing an exemption from Municipal Ad Valorem Taxes, excluding school district taxes, based on the increase in assessed value for qualified capital improvement investments in qualifying structured in the designed 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 153 Allan Dr., Gulfport, MS, in the first judicial district of Harrison County, and identified as parcel #1010N-03-006.00.

Motion to Approve Exemption, Moved By Ricky Dombrowski, **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, Cara Pucheu

- 21 Resolution - 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 designed redevelopment district, south of the CSX railroad track extending from the western city boundary to the eastern city boundary of the newly constructed structure located at 1118 E. Beach Blvd., Gulfport, MS, in the first judicial district of Harrison County, and identified as parcel #0811H-02-043.000.

Motion to Approve Exemption, Moved By Ricky Dombrowski, **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, Cara Pucheu

- 22 Resolution - 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 777 Second St., Gulfport, MS in the first judicial district of Harrison County and identified as parcel #0911E-01.037.002.

Motion to Approve Exemption, Moved By Ricky Dombrowski, **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, Cara Pucheu

- 23 Resolution - 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 1252 E. Beach Blvd., Gulfport, MS, in the first judicial district of Harrison County, and identified as parcel #0811H-02-055.000.

Motion to Approve Exemption, Moved By Ricky Dombrowski, **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, Cara Pucheu

- 24 Resolution - authorizing an expenditure in support of the City of Gulfport's share of the Cassidy and Associates FY 2017 contract for consulting services to help protect our military facilities and for related purposes.

Motion to Approve Resolution, Moved By Ricky Dombrowski, **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, Cara Pucheu

- 25 Resolution - approving Professional Abstracting Services Contract with Karen L. Boone related to the Brickyard Bayou Drainage Improvements Project and authorizing the Mayor to execute the same.

Motion to Approve Resolution, 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, Cara Pucheu

- 26 Resolution - approving Professional Appraisal Services Contract with Everette E. Ladner III/Ladner Appraisal Group, Inc., relating to the Brickyard Bayou Drainage Improvements Project and authorizing the Mayor to execute the same.

Motion to Approve Resolution, Moved By Cara Pucheu, **Seconded by** Ricky Dombrowski

Vote: Motion Carried By Unanimous Roll Call Vote

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

- 27 Resolution - approving Professional Review Appraisal Services Contract with Douglas Singletary, Jr., relating to the Brickyard Bayou Drainage Improvements Project and authorizing the Mayor to execute the same.

Motion to Approve Resolution, 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, Cara Pucheu

- 28 Resolution - approving Professional Appraisal Services Contract with Everette E. Ladner III/Ladner Appraisal Group, Inc., relating to the Three Rivers Road /Mays Road and authorizing the Mayor to execute the same.

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

Vote: Motion Carried By Unanimous Roll Call Vote

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

- 29 Resolution - approving Professional Review Appraisal Services Contract with Douglas Singletary, Jr., relating to the Three Rivers Road/Mays Road and the Beulah Church Road/Saucier Lane Projects and authorizing the Mayor to execute the same.

Motion to Approve Resolution, Moved By R.Lee Flowers, **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, Cara Pucheu

- 30 Resolution - by the Gulfport City Council authorizing recognition of Friday, November 25, 2016 as an additional municipal holiday in further observance of the Thanksgiving Holiday, as proclaimed by the Governor of the State of Mississippi, and for related purposes.

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

- 31 Resolution - authorizing the City of Gulfport, by and through the Gulfport Police Department, to apply for various grant funding from the Mississippi Department of Public Safety, Division of Public Safety.

Motion to Approve Resolution, 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, Cara Pucheu

- 32 Resolution - authorizing the Gulfport Police Department to participate in the 2016 Bulletproof Vest Program through the Department of Justice, Office of Justice Programs and for related purposes.

Motion to Approve Resolution, 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, Cara Pucheu

- 33 Resolution - authorizing the City of Gulfport to accept the Mississippi Community Green Connection Grant for the Southern Region from the Mississippi Nursery and Landscape Association, and for related purposes.

Motion to Approve Resolution, 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, Cara Pucheu

- 34 Resolution - authorizing the City of Gulfport Fire Department to accept Mississippi Office of Homeland Security Grant #EMW-2015-SS-00022 and authorize the Mayor to execute the same.

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

- 35 Request - from Mississippi Gulf Coast Marathon for partial closure of Hwy 90 for the Mississippi Gulf Coast Marathon scheduled for December 11, 2016.

Motion to Approve, Moved By Ricky Dombrowski, **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, Cara Pucheu

- 36 Request - permission to retire K-9 Tiara, due to medical needs - Police Department.

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

- 36-A Resolution - by the Gulfport City Council to celebrate with the City of Chicago and to honor the Chicago Cubs on the occasion for the 2016 World Series Championship returning to the "Windy City" for the first time since 1908 and for related purposes.

Motion to Approve Resolution, Moved By Cara Pucheu, **Seconded by** Ricky Dombrowski

Vote: Motion Carried By Unanimous Roll Call Vote

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

Budget Amendments / Docket of Claims

- 37 Budget Amendment #2 - to budget revenue received from forfeiture as a result from a drug related arrest for the Police Department.

Motion to Approve, Moved By R.Lee Flowers, **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, Cara Pucheu

- 38 Budget Amendment #3 - receiving revenue from the (CNET) Coastal Narcotics Enforcement Team for the Police Department.

Motion to Approve, Moved By R.Lee Flowers, **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, Cara Pucheu

- 39 Budget Amendment #4 - to rollover various funds that were encumbered or designated in Capital Outlay accounts and/or projects in the previous fiscal year.

Motion to Approve, Moved By R.Lee Flowers, **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, Cara Pucheu

- 40 Budget Amendment #5 - establishing 2016 Tidelands Funds for improvements to Bert Jones Yacht Basin - Leisure Services Department.

Motion to Approve, Moved By R.Lee Flowers, **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, Cara Pucheu

- 41 Budget Amendment #6 - amending budget to actual for FY 2016, ending September 30, 2016 - Finance Department.

Motion to Approve, Moved By R.Lee Flowers, **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, Cara Pucheu

- 42 Docket of Claims - to be approved through November 9, 2016.

Motion to Approve Docket of Claims, with Requested Amendment to Reduce Item from Page 66, payable to Greater Gulf Development, by \$144,927.90, for a revised Docket of Claims amount of \$3,253,769.01, Moved By R.Lee Flowers, **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, Cara Pucheu

Routine Agenda

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

- 43 Resolution - awarding and/or rejecting bids for lot cleanup and/or demolition of certain property within the City of Gulfport and providing for the assessment of costs for said properties.

Approved on the Routine Agenda.

- 44 Public Records Report - for month ending September 2016 - to be made a part of the minutes.

Approved on the Routine Agenda.

- 45 Municipal Compliance Report - for period of October 1, 2015 through September 30, 2016.

Approved on the Routine Agenda.

- 46 Letter of Recommendation - regarding Wetland Mitigation Credits for the Gulfport Sportsplex Expansion - Leisure Services.

Approved on the Routine Agenda.

- 47 Letter - regarding bid awarded by Purchasing for electric supplies/service for the 2016 Harbor Light Show - Leisure Services Department - to be made a part of the minutes.

Approved on the Routine Agenda.

- 48 Letter - regarding bid awarded by Purchasing for two (2) motorcycles - Police Department - to be made a part of the minutes.

Approved on the Routine Agenda.

- 49 Letter - regarding the purchase of promotional items - Police Department - to be made a part of the minutes.

Approved on the Routine Agenda.

- 50 Letter - regarding the lease for mowers - Leisure Services Department - to be made a part of the minutes.

Approved on the Routine Agenda.

- 51 Legal Notice - advertisement for RFP for Concession Operation and Sales at Gulfport Sportsplex and Goldin Park.

Approved on the Routine Agenda.

- 52 Legal Notice - advertisement for bids for Construction Engineering and Inspection Engineering Services related to Dedeaux Road Widening Project from Three Rivers Road to SR605.

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.

This concluded the Public Agenda.

Council Comments

Executive Session

Upon advice of General Counsel, Motion to enter executive session at 2:53 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, Cara Pucheu

The Council entered executive session at 2:57 P.M. In attendance: Members of the Council: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines (out at 3:54 P.M.) , Rusty Walker, Myles Sharp (out at 3:39 P.M. and in at 3:48 P.M.), R.Lee Flowers and Cara Pucheu; Mayor Billy Hewes (in at 2:58 P.M.), CAO John Kelly (in at 2:58 P.M.), General Counsel Hugh Keating, City Attorney Jeff Bruni (in at 3:02 P.M. and out at 4:12 P.M.), Assistant City Attorney Margaret Murdock, GRC Counsel (out at 3:23 P.M.), GRC member Sal Domino (out at 3:23 P.M.), Leisure Services Director David D'Aquila (in at 3:23 and out at 3:33

P.M.), Engineering Director Kris Riemann (in at 3:33 P.M. and out at 3:53 P.M.), Public Works Director Wayne Miller (in at 3:33 P.M. and out at 3:53 P.M.), Special Counsel Joe Eades (in at 3:53 P.M. and out at 3:59 P.M.), Greg Pietrangelo (in at 3:59 P.M.) Clerk of Council Ronda Cole and Deputy Clerk of Council Cheryl Germany.

The Council discussed the following items in executive session: Orange Grove Community Center Litigation, Fairfield Subdivision Litigation, Update on Harrison County School District sign and Lamar/Busby Litigation, Acquisition of an easement related to the Phifer Lane Project, Workers Compensation Settlement Authorization, Update on the GRC Aquarium Project (structuring and scheduling of the development), Potential Lease of Bayou Vista Golf Course, KCS Railroad rights-of-way and the MOU with City of Gulfport (railroad crossings impacting economic development).

Motion to Exit 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, Rusty Walker, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Ella Holmes-Hines

Attorney Hugh Keating stated no official action was taken in Executive Session.

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

Motion to Authorize a full settlement in the workers compensation case of Christopher Langenbach v. City of Gulfport, in the amount of \$269,172.00, Moved By Myles Sharp, Seconded By Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Ella Holmes-Hines

Motion to authorize and approve the expenditure of monies up to \$3,000.00 to go toward payment of fees and services associated with participating in mediation in connection with the pursuit of the case of City of Gulfport v. PaceCo Roofing and Sheet Metal, LLC, to include fees related to use of the mediator (Larry Latham) and facilities, and to authorize and approve expenditure of monies up to \$7,500.00 to go toward payment of fees associated with

or related to depositions, service of subpoenas, copies of enlarged exhibits, court reporters, transcriptions, and other related costs in connection with proceedings in City of Gulfport v. PaceCo Roofing and Sheet metal, LLC and the City of Gulfport v. Frank Genzer, Jr., WHLC Architecture, et al., Moved By Myles Sharp, Seconded By Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Ella Holmes-Hines

Moved to authorize the issuance of a special check in the amount of \$1.00 to John N. McPherson in payment of the nominal amount noted on the perpetual utility easement required of him for the Phifer Lane Project, Moved By Myles Sharp, Seconded By Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Ella Holmes-Hines

Memorial Adjournment

- **Ms. Raneika Sumrall**
- **Ms. Mary Katherine Green**
- **Mr. Andrew Guidry**
- **Ms. Catherine Sumpter**
- **SFC Roger Roland Cook**

Agenda Adjustments

Policy Item #36-A Request to Add Resolution - by the Gulfport City Council to celebrate with the City of Chicago and to honor the Chicago Cubs on the occasion for the 2016 World Series Championship returning to the "Windy City" for the first time since 1908 and for related purposes.

- Routine Item #52** Request to Add Legal Notice - advertisement for bids for Construction Engineering and Inspection Engineering Services related to Dedeaux Road Widening Project from Three Rivers Road to SR605.

Setting of Next Meeting and Adjournment

There being no further business to come before the Council at this time, Motion to Adjourn in memory of Ms. Raneika Sumrall, Ms. Mary Katherine Green, Mr. Andrew Guidry, Ms. Catherine Sumpter and SFC Robert Roland Cook until 1:30 P.M., November 22, 2016 for a regularly scheduled council meeting, Moved By R.Lee Flowers, Seconded by Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote

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

Absent: Ella Holmes-Hines

City Clerk

Mayor