



City of Gulfport, Mississippi

Minutes City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, June 7, 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 May 17, 2016 at 1:30 P.M. **Present:** Mayor Billy Hewes (out at 5:21 P.M.), General Counsel Hugh Keating, Councilmembers: Kenneth Casey (out at 5:15 P.M.), Ricky Dombrowski, Ella Holmes-Hines, Myles Sharp, R.Lee Flowers and Cara Pucheu. **Absent:** Rusty Walker.

The Vice-President announced a quorum and called the meeting to order.

Upon advice of General Counsel, Motion to close the meeting to determine the need for executive session at 1:31 P.M., Moved By Ricky Dombrowski, **Seconded By** R.Lee Flowers

***Note: The Council exited the Council Chambers and entered the Conference Room for executive session.**

Vote: Motion Carried By Unanimous Vote:

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

Absent: Rusty Walker

Motion to come out of closed session and enter executive session at 1:35 P.M., Moved By Ricky Dombrowski, **Seconded By** R.Lee Flowers

Vote: Motion Carried By Unanimous Vote:

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

Absent: Rusty Walker

The Council entered executive session at 1:35 P.M. In attendance: Members of the Council: Kenneth Casey, Ricky Dombrowski, Ella Holmes-Hines, Myles Sharp, R.Lee Flowers and Cara Pucheu, Mayor Billy Hewes, CAO Dr. John Kelly, General Counsel Hugh Keating, Economic Development Director David Parker, Members of the GRC: Carol Lynn Meadows, Don Halle, Sal Domino and GRC Counsel Steve Hendrix, Developer Robert Lubin and Assistant Tate Hobdy, Clerk of Council Ronda Cole and Deputy Clerk of Council Cheryl Germany. The Council entered executive session for the purpose of discussing an economic development project.

Motion to come out of executive session at 1:59 P.M., Moved By Ricky Dombrowski, **Seconded By** R.Lee Flowers

Vote: Motion Carried By Unanimous Vote:

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

Absent: Rusty Walker

Upon returning to the Council Chambers, 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 take up items for consideration out of order from executive session, Moved By Cara Pucheu,
Seconded By Kenneth Casey

Vote: Motion Carried By Unanimous Vote:

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

Absent: Rusty Walker

Motion to Approve Declaration of Agreement between Gulfport Redevelopment Commission, Marine Life Ventures, LLC and MC Marine, LLC (with a true and correct copy hereby attached to the minutes), Moved By Ella Holmes-Hines, **Seconded By** R.Lee Flowers

Vote: Motion Carried By Unanimous Vote:

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

Absent: Rusty Walker

Motion to Approve Ground Lease between Gulfport Redevelopment Commission, Marine Life Ventures, LLC, MC Marine, LLC and Mississippi Coast Entertainment, LP (with a true and correct copy hereby attached to the minutes), Moved By R.Lee Flowers, **Seconded By** Ella Holmes-Hines

Vote: Motion Carried By Unanimous Vote:

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

Absent: Rusty Walker



Agenda Order Confirmation or adjustment of the agenda order

Motion to accept the agenda as presented, Moved By Ricky Dombrowski, **Seconded By** R.Lee Flowers

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Rusty Walker



Presentation Agenda

• Mayor's Report

The Vice-President called for the Mayor's Report.

Mayor Billy Hewes welcomed everyone to the City Council meeting and presented the following proclamations:

- Proclamation honoring Lynn Meadows Discovery Center – for being recognized by the Institute of Museum and Library Services as a 2016 National Medal for Museum and Library Service. June 16th from 4pm – 7 pm there would be a public celebration.

- Proclamation honoring the Vancleave Live Oak Choctaws – for being recognized and honored by the State. The Choctaws were seeking federal recognition. Councilman Kenneth “Truck” Casey presented a picture of his mother who was part of the Choctaw nation.

The Mayor called upon Police Chief Leonard Papania. Chief Papania recognized Deana Burns and presented her with her 20-year pin. Ms. Burns was given a standing ovation and thanked for her service to the city of Gulfport.

Mayor Hewes recognized Fire Chief Mike Beyerstedt for being elected as the President of the Mississippi Fire Chief’s Association at their summer conference in Natchez.

Upcoming City Events:

- Hancock Bank Health Fair – tomorrow (Wednesday, June 8) in Lighthouse Park – free health screenings, CPR demonstrations, Fitness and wellness education, and more! Bring your own lunch or come purchase from one of the local food vendors.
- Gulfport Galleria of Fine Art’s 9th Annual Gala scheduled for Friday, June 17.
- 2nd Annual Tour de Gulfport Criterium Bike Race scheduled for Saturday, June 18.
- Grand opening – 13th Street Jazz Bistro this weekend!
- Taste Rattle & Roll – sponsored by the Gulfport Chamber of Commerce – this Thursday at the Island View Casino – 6 pm – 9 pm – over 14 Gulfport Restaurants featuring their signature dishes, live music by the Myles Sharp Band and a great way to support our Chamber! Contact Emily Pickering for advance tickets or you can purchase the day of the event.
- City of Gulfport Day at the Biloxi Shuckers baseball game, Tuesday, June 14.
- Gulfport Summer Jamboree – Special Edition – free of charge for adults and children with special needs – Barksdale Pavilion, June 16 from 10 am – 2 pm.

New and Improved Sailor Lady public art piece now a permanent piece of our downtown heritage. Special thanks to John Harral and the Maritime Foundation through John Harral.

Monthly update on Dedeaux Road Widening from Billy Waites of MS Engineering Group.

This concluded the Mayor’s Report.

Minutes/Appointments



1

Approval of minutes - for May 17, 2016.

Motion to Approve the minutes of May 17, 2016, Moved By Cara Pucheu, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Rusty Walker



2

Request – to ratify the appointment of Nathan Boddie to serve on the City of Gulfport Zoning Board of Adjustments and Appeals.

Motion to ratify the appointment of Nathan Boddie to serve on the City of Gulfport Zoning Board of Adjustments and Appeals, Moved By Cara Pucheu, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Rusty Walker



3

Request – to ratify the appointment of Jonathan Marshall to serve on the City of Gulfport Zoning Board of Adjustments and Appeals.

Motion to ratify the appointment of Jonathan Marshall to serve on the City of Gulfport Zoning Board of Adjustments and Appeals, 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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker



4

Request – to ratify the appointment of Michael Daniels to serve on the City of Gulfport Planning Commission.

Motion to ratify the appointment of Michael Daniels to serve on the City of Gulfport Planning Commission, 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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker



5

Request – to ratify the re-appointment of Prince Jones to serve on the City of Gulfport Planning Commission.

Motion to ratify the re-appointment of Prince Jones to serve on the City of Gulfport Planning Commission, 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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker



6

Request – to ratify the re-appointment of Everette Ladner to serve on the City of Gulfport Planning Commission.

Motion to ratify the re-appointment of Everette Ladner to serve on the City of Gulfport Planning Commission, Moved By Ricky Dombrowski, **Seconded By** Cara Pucheu

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Rusty Walker



7

Request – to ratify the appointment of Don Knox to serve on the City of Gulfport Civil Service Commission.

Motion to ratify the appointment of Don Knox to serve on the City of Gulfport Civil Service Commission, 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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker



8

Request – to ratify the appointment of David Duhe' to serve on the City of Gulfport Redevelopment Commission.

Motion to ratify the appointment of David Duhe' to serve on the City of Gulfport Redevelopment Commission, Moved By R.Lee Flowers, **Seconded By** Ricky Dombrowski

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Rusty Walker



9

Request – to ratify the re-appointment of Carole Lynn Meadows to serve on the City of Gulfport Redevelopment Commission.

Motion to ratify the re-appointment of Carole Lynn Meadows to serve on the City of Gulfport Redevelopment Commission, 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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker



10

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

Due to Mr. Oustalet being unable to attend the meeting, Motion to table, subject to recall, 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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker



11

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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker

There being no one present to object, Motion to Close the Hearing and Approve the 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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker



12

Ordinance - rezoning property from T3 (Sub-Urban Zone) to T4+ (General Urban Zone “Plus”), located north of College Street, south of and adjacent to Spring Street, east of and adjacent to Bridge Street, west of Cowan Road - Case # 1604PC038 - Ward 4.

Motion to Adopt the Ordinance, Moved By Ricky Dombrowski, **Seconded By** Kenneth Casey

Vote: Motion Carried By The Following Roll Call Vote:

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

Nay: Ella Holmes-Hines

Absent: Rusty Walker

Ordinance #2854



13

Ordinance - rezoning property from I-1(Light Industrial) to B-2 (General Business), located north of and adjacent to Pass Road, south of 28th Street, east of and adjacent to 33rd Avenue, and west of 30th Avenue - Case # 1604PC041 - Ward 1.

Motion to Adopt the Ordinance, Moved By Kenneth Casey, **Seconded By** R.Lee Flowers

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Rusty Walker

Ordinance #2855



14

Ordinance - establishing a leisure and recreation district within the corporate boundaries of the City of Gulfport.

Motion to Adopt the Ordinance and put to discussion, Moved By Cara Pucheu, **Seconded By** Kenneth Casey

Amendment to remove the word “only” from Section 4 of the Ordinance, Moved By R.Lee Flowers, **Seconded By** Kenneth Casey

Vote: Amendment Carried By Unanimous Roll Call Vote:

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

Absent: Rusty Walker

The Vice-President called for a Vote on the Motion to Adopt as Amended with the following results:

Vote: Amendment Carried By Unanimous Roll Call Vote:

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

Absent: Rusty Walker

Ordinance #2856



15

Ordinance - amending Chapter 2, Article III of the City of Gulfport Code of Ordinances, relating to the operation of the Bert Jones Yacht Basin – tabled from May 17.

Motion to Bring Ordinance off the Table, Moved By Kenneth Casey, **Seconded By** R.Lee Flowers

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Rusty Walker

Motion to Suspend the Rules, Moved By Ella Holmes, **Seconded By** Ricky Dombrowski

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Rusty Walker

The Vice-President called for a vote on the original motion to Adopt, Moved By Ricky Dombrowski, **Seconded By** Cara Pucheu (May 17, 2016 meeting) with the following results:

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Rusty Walker

Ordinance #2857

Resolutions / Requests



16

Resolution - approving the Third Amended and Restated Bylaws of the Gulfport Redevelopment Commission and for related purposes. – tabled from April 19 meeting.

No Action taken on this item – remains on the table.



17

Resolution - approving Memorandum of Understanding between the City of Gulfport and the Gulfport Redevelopment Commission, related to the Aquarium Project, and authorizing the Mayor to execute the same.

Motion to Approve the 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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker



18

Resolution - approving Supplemental Letter Agreement for legal services with Dukes, Dukes, Keating & Faneca, PA, for legal services in regard to the City's zoning ordinances, and authorizing the Mayor to execute the same.

Motion to Approve the Resolution, 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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker



19

Resolution - approving Professional Services Agreement for water resources, transportation, and economic development infrastructure program, and authorizing the Mayor to execute the same.

Motion to Approve the Resolution, 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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker



20

Resolution - approving Agreement for housing of City of Gulfport prisoners at the Harrison County Adult Detention Center, and authorizing the Mayor to execute the same.

Motion to Approve the 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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker



21

Resolution - to establish compensation for real property, rights of way and easements purchased in connection with the Dedeaux Road Improvements Project (Project #STPD-9370-00(004)-LPA/104866-811000), and authorizing the Mayor to execute the same.

Motion to Approve the Resolution, 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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker



22

Resolution - accepting donation of sculpture from Mississippi Sound Maritime Historical Foundation, and for related purposes.

Motion to Approve the 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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker



23

Resolution - approving Supplemental Agreement with Huey Stockstill, Inc. for Phase 2 of 28th Street Improvements Project, and executing the Mayor to execute the same.

Motion to Approve the 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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker



24

Resolution - approving Supplemental Construction Agreement No. 4 for Three Rivers Road Improvements Project, and executing the Mayor to execute the same.

Motion to Approve the 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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker



25

Resolution - approving application of 2016 Justice Assistance Grant Program (JAG) by Police Department, and executing the Mayor to execute the same.

Motion to Approve the 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, Myles Sharp, R.Lee Flowers and Cara Pucheu

Absent: Rusty Walker

Docket of Claims

26

Docket of Claims - to be approved through June 8, 2016.

Motion to Approve the Docket of Claims, in the amount of \$3,583,470.35, Moved By Ricky Dombrowski, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Rusty Walker



Routine Agenda

Motion to Approve the Routine Agenda as Present, Moved By Ricky Dombrowski, **Seconded By** Kenneth Casey

Vote: Motion Carried By Unanimous Roll Call Vote:

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

Absent: Rusty Walker

27

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

Approved on the Routine Agenda.

- 28 Ratification – of Memorandum of Understanding with Kid Master Express Properties, LLC, regarding Harbor Lights Winter Festival.

Approved on the Routine Agenda.

- 30 Letter - regarding bid awarded by Purchasing for rebuilding of A&P Lift Station - Public Works Department - to be made a part of the minutes.

- 31 Letter - regarding bid awarded by Purchasing for A&P Replacement Pump - Public Works Department - to be made a part of the minutes.

Approved on the Routine Agenda.

- 32 Letter - regarding bid awarded by Purchasing for Barksdale Pavilion electrical supplies - Leisure Services Department - to be made a part of the minutes.

Approved on the Routine Agenda.

- 33 Letter - regarding bid awarded by Purchasing for C-A-T Tourniquet/with Holder - Police Department - to be made a part of the minutes.

Approved on the Routine Agenda.

- 34 Letter - regarding bid awarded by Purchasing for Harley Davidson motorcycles - Police Department - to be made a part of the minutes.

Approved on the Routine Agenda.

- 35 Letter - regarding bid awarded by Purchasing for Soccer Field Maintenance - Leisure Services Department - to be made a part of the minutes.

Approved on the Routine Agenda.

- 36 Letter - regarding bid awarded for Barksdale Pavilion temp power board - Leisure Services Department - to be made a part of the minutes.

Approved on the Routine Agenda.

- 37 Letter of Recommendation - requesting approval of application with Mississippi Office of Surplus Property.

Approved on the Routine Agenda.

- 38 Letter of Recommendation - requesting approval of billboard advertising with Lamar Advertising for the Gulfport Harbor Lights Festival.

Approved on the Routine Agenda.

39

Legal Notice - supporting Lease Purchase Program for purchase of a vehicular mounted camera truck and 6 each Playground Modules.

Approved on the Routine Agenda.**Public Agenda**

- Citizen Forum: Thirty minutes shall be allowed for public input with a three minute time limit on each speaker.

The following citizen addressed the Council.

- **Mr. Paul Johnson, resident of 100 Whispering Pine Drive.**

This concluded the Public Agenda.

Council Comments**Memorial Adjournment**

- **Mrs. Patricia Ann "Pat" Hensley**
- **Mr. Paul Gene McKay**
- **Mr. Rodney Billingsley**
- **Mr. Alexander Acevedo**
- **Mr. James Frederick "Fred" Walker**

**Executive Session**

Upon advice of General Counsel, Motion to close the meeting to determine the need for executive session at 4:27 P.M., Moved By R.Lee Flowers, Seconded By Ella Holmes-Hines

Vote: Motion Carried By Unanimous Vote:

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

Absent: Rusty Walker

Motion to come out of closed session and enter executive session at 4:34 P.M., Moved By R.Lee Flowers, Seconded By Ricky Dombrowski

Vote: Motion Carried By Unanimous Vote:

Aye: Kenneth Casey, Ricky Dombrowski, Myles Sharp and R.Lee Flowers

Absent: Ella Holmes-Hines (out of the room), Rusty Walker and Cara Pucheu (out of the room)

The Council entered executive session at 4:34 P.M. In attendance: Members of the Council: Kenneth Casey (out at 5:15 P.M.), Ricky Dombrowski, Ella Holmes-Hines (in at 4:35 P.M.), Myles Sharp, R.Lee Flowers and Cara Pucheu (in at 4:35 P.M.), Mayor Billy Hewes (out at 5:21 P.M.), CAO Dr. John Kelly, General Counsel Hugh Keating, City Attorney Jeff Bruni, Economic Development Director David Parker, SeaOne LLC Counsel Wilson Montjoy (out at 4:55 P.M.), SeaOne President Bruce Hall (out at 4:55 P.M.) and SeaOne Vice President Barton Baker, Sr. (out at 4:55 P.M.) GRC Counsel Steve Hendrix (in at 5:17 P.M.), GRC Members Carole Lynn Meadows (in at 5:17 P.M.) and Sal Domino (in at 5:17 P.M.), Clerk of Council Ronda Cole and Deputy Clerk of Council Cheryl Germany. The Council entered executive session for the purpose of discussing litigation matters and an update on economic development.

Motion to come out of executive session at 4:04 P.M., Moved By R.Lee Flowers, Seconded By Myles Sharp

Vote: Motion Carried By Unanimous Vote:

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

Absent: Kenneth Casey and Rusty Walker

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 City Attorney's Office to negotiate a full and final resolution of the lawsuit filed against the City and others by Denis Davidson to include the payment of \$5,000.00 from the City's claims contingency fund, which is less than the City's self-insured retention, with such resolution to also include the full and final settlement and dismissal with prejudice of all lawsuits and claims against the City, the Life Insurance Company of North America ("LINA"), Beecher Carlson Insurance Services, LLC ("Beecher"), and Brown & Brown of Mississippi, LLC ("Brown & Brown") and the dismissal with prejudice of the City's cross claim against LINA and third-party claims against Beecher and Brown & Brown with respect to Denis Davidson only and to not preclude the ability of the City to seek whatever prospective claims or suits are necessary as to these parties arising out of or relating to similar or other facts or actions or the agreements in question, and the execution of any and all necessary settlement documents and indemnity agreements to fully conclude these matters as stated and the Mayor and the City Attorney's Office are hereby authorized to sign any and all documents necessary to effectuate these resolutions, Moved By Ricky Dombrowski, Seconded By R.Lee Flowers

Vote: Motion Carried By Unanimous Vote:

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

Absent: Kenneth Casey and Rusty Walker

Motion to authorize the City Attorney's Office to retain or engage two (2) professional real estate appraisers (Everette Ladner, III and Harry Hebert) to conduct appraisals concerning the fair market price for rental of piers, wharves, and/or land areas associated with Pan Isles, Inc., in the harbor area with the understanding and agreement that fees for these appraisals shall be shared equally by the City and Pan Isles, Inc.; to authorize payment of fees and expenses by the City relating to these appraisals up to \$2,600; and to authorize the issuance of special checks as needed to come from the general fund as necessary to satisfy such fees and expenses up to this total aggregate amount, Moved By Ricky Dombrowski, Seconded By R.Lee Flowers

Vote: Motion Carried By Unanimous Vote:

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

Absent: Kenneth Casey and Rusty Walker

Motion to authorize the City Attorney's Office to negotiate a full and final resolution of the lawsuit filed against the City and its employees by Zykia Stewart, Vouldanez Stewart, and Andrea Riley to include the payment of \$16,701.79 from the City's claims contingency fund, which is less than the City's self-insured retention, with such resolution to also include the full and final settlement and dismissal of all lawsuits and claims with prejudice and the execution of any necessary settlement documents and indemnity agreements to fully conclude this matter, Moved By Ricky Dombrowski, Seconded By Ella Holmes-Hines

Vote: Motion Carried By Unanimous Vote:

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

Absent: Kenneth Casey and Rusty Walker

Setting of Next Meeting and Adjournment

There being no further business to come before the Council, a Motion to adjourn in memory of Mrs. Patricia Ann “Pat” Hensley, Mr. Paul Gene McKay, Mr. Rodney Billingsley, Mr. Alexander Acevedo and Mr. James Frederick “Fred” Walker until June 13, 2016 at 4:30 P.M. for a special called meeting, Moved By Ella Holmes-Hines, Seconded By R.Lee Flowers

Vote: Motion Carried By Unanimous Vote:

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

Absent: Kenneth Casey and Rusty Walker

City Clerk

Mayor