



# City of Gulfport, Mississippi

## Minutes - Final City Council - Special Meeting

Gulfport City Hall  
2309 15th Street  
Gulfport, MS 39501

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Wednesday, January 22, 2014

10:00 AM

Gulfport City Hall

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**10:00 a.m.  
Special Called Meeting  
City Hall  
Council Chambers**

The Members of the Council met at City Hall at 10:00 P.M., on the date of January 22, 2014, same being an adjourned meeting from a regular council meeting held on January 21, 2014 at 1:30 P.M. Present: Members of the Council: Casey, Dombrowski, Holmes-Hines, Walker, Sharp, Flowers and Pucheu and City Attorney Jeff Bruni.

**Present 7 -**

Councilmember Casey; Councilmember Dombrowski; Councilmember Holmes-Hines; Councilmember Walker; Councilmember Sharp; Councilmember Flowers and Councilmember Pucheu

### **Agenda Order**

### **Confirmation or adjustment of the agenda order**

The President called the meeting to order.

A motion was made by Councilmember Casey, duly seconded by Councilmember Pucheu to declare a special called meeting. The motion carried by the following vote:

**Ayes:** Casey, Dombrowski, Holmes-Hines, Walker, Sharp, Flowers and Pucheu  
**Nays:** None  
**Absent:** None

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Request - relating to litigation involving the Secretary of State.

Upon advice of the City Attorney, a motion was made by Councilmember Holmes-Hines, duly seconded by Councilmember Casey to close the meeting to determine the need for executive session. The motion carried by the following vote:

**Ayes:** Casey, Dombrowski, Holmes-Hines, Walker, Sharp, Flowers and Pucheu  
**Nays:** None  
**Absent:** None

The Council entered closed session at 10:13 A.M. In attendance: Members of the Council: Casey, Dombrowski, Holmes-Hines, Walker, Sharp, Flowers and Pucheu, CAO John Kelly, Hewes, City Attorney Jeff Bruni and Special Counsel Harry Hewes, Clerk of Council Ronda Cole and Deputy Clerk of Council Ashley Miller. The Council discussed the need to enter executive session to discuss

litigation strategy involving the suit with the Secretary of State and a litigation update involving annexation.

A motion was made by Councilmember Holmes-Hines, duly seconded by Councilmember Casey to come out of closed session and enter executive session at 10:14 A.M. The motion carried by the following vote:

Ayes: Casey, Dombrowski, Holmes-Hines, Walker, Sharp, Flowers and Pucheu

Nays: None

Absent: None

After discussion, a motion was made by Councilmember Walker, duly seconded by Councilmember Pucheu to come out of executive session at 11:10 A.M. The motion carried by the following vote:

Ayes: Casey, Dombrowski, Holmes-Hines, Walker, Sharp, Flowers and Pucheu

Nays: None

Absent: None

The City Attorney announced that no official action was taken during executive session.

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Upon reconvening in an open meeting, the following action was taken:

A motion was made by Councilmember Walker, duly seconded by Councilmember Pucheu to offer full settlement of pending litigation of City of Gulfport V. The Secretary of State in which the Governing Authority of the city hereby agrees to a negotiated Use Agreement for the Small craft Harbor (Water Bottoms; a Boundary Agreement to be executed by the Secretary of State removing any claim of State Tidelands to certain lands including 20th Avenue as improved and reconfigures; and the City agreeing to a Perpetual Dedication and Grant for Public Use and Park document for all lands included in the Boundary Agreement:

AND it is agreed that final negotiated documents shall be officially ratified by the Governing Authority, signed and executed by the parties in substantially the form and content of the final negotiated documents after an official survey plat and description is revised to include the properties agreed to for each document;

AND FURTHER, it shall be understood by the parties that agreements shall then be approved and executed for the City's development and public use of areas located at Courthouse Road extended and Cowan Road extended;

AND this offer requires immediate acceptance by the Secretary of State to abate any further litigation, trial or pre-trial proceedings in Court pending final ratification and signing of the final negotiated agreements.

The motion carried by the following vote:

Ayes: Holmes-Hines, Walker, Sharp, Flowers and Pucheu

Nays: Casey and Dombrowski

Absent: None

## Setting of Next Meeting and Adjournment

There being no further business to come before the Council, a motion was made by Councilmember Casey, duly seconded by Councilmember Sharp to adjourn until February 4, 2014 at 1:30 P.M. for a regular council meeting. The motion carried by the following vote:

Ayes: Casey, Dombrowski, Holmes-Hines, Walker, Sharp, Flowers and Pucheu  
Nays: None  
Absent: None

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City Clerk

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Mayor