



City of Gulfport, Mississippi

Minutes - Final City Council

2309 15th Street
Gulfport, MS 39501

Tuesday, March 22, 2011

2:30 PM

2:30 p.m.

Invocation, Pledge of Allegiance, Call to Order

The Mayor and Members of the Council met at City Hall at 2:30 pm., on the above date; same being an adjourned meeting held on the 8th day of March 2011.

Present: Mayor Schloegel, Members of the Council: Casey, Roland, Holmes-Hines, Walker (arrived at 4:12 pm), Dombrowski, Flowers and Pucheu and Assistant City Attorney Margaret Murdock.

Present 7 -

Councilmember Casey; Councilmember Milner-Roland; Councilmember Holmes-Hines; Councilmember Walker; Councilmember Dombrowski; Councilmember Flowers and Councilmember Pucheu

Agenda Order

Confirmation or adjustment of the agenda order

After announcing a quorum, the President called for confirmation or adjustment of the agenda order. Councilmember Flowers moved to add items, P-26, resolution, requesting permission to submit application for the MS Recreational Trail Program Grant, add item, P-27, resolution, approving change order 2 to the contract for Area 1 Repair and Replacement of Water and Sanitary Sewer Systems and delete item R-1 and R-5. The motion was duly seconded by Councilmember Pucheu and put to the following vote:

Ayes: Holmes-Hines, Dombrowski, Casey, Roland, Pucheu, Flowers

Nays: None

Absent: Walker

Presentation Agenda

• Mayor's Report

The President called for the Mayors Report.

Mayor Schloegel called on Ms. Gaye Austin, the President of the Garden Club of Mississippi. Ms. Austin was present along with other members of the Garden Club in support of the acceptance of the deed by the city for the Clower-Thornton Park.

The Mayor presented a proclamation to Lynn Frisby from the Boys and Girls Club, declaring this week as National Boys and Girls Club week.

Mayor Schloegel announced Navy Celebration week by honoring the members

of our military with special honor going to those who serve in the United States Navy.

The Mayor invited the public to the Patriots Parade on Friday beginning at 6 pm; the parade would travel from 16th street north on Courthouse Road to Hardy Court Shopping Center. There would be bands, food vendors and lots of family fun. United States Secretary of the Navy, Ray Mabus will be the Parade Marshal along with military personnel who have just returned from deployment.

This concluded the Mayors Report.

Policy Issues

Ordinances

- 1 Code Enforcement Hearing - on resolutions to advertise for bids for lot clean-up and/or demolition.

A motion was made by Councilmember Pucheu, duly seconded by Councilmember Flowers, that this Resolution be Amended. Whereupon the President declared the motion carried by the following vote:

Aye: 6 - Casey; Milner-Roland; Holmes-Hines; Dombrowski; Flowers and Pucheu
- 2 Ordinance - amending section 1-97 of the Code of Ordinance to merge the Department of Economic Development and Department of Urban Development as a single director and to establish responsibilities.

A motion was made by Councilmember Pucheu, duly seconded by Councilmember Milner-Roland, that this Ordinance be Adopted. Whereupon the President declared the motion carried by the following vote:

Aye: 5 - Casey; Milner-Roland; Dombrowski; Flowers and Pucheu

Nay: 1 - Holmes-Hines
- 3 Reconsideration - of the Ordinances to limit times that garbage and recycle containers may be located on public streets - approved at the March 8th Council Meeting.

A motion was made by Councilmember Milner-Roland, duly seconded by Councilmember Dombrowski, to reconsider council action approving Ordinance 2714 on March 8, 2011. The motion *FAILED* : Ordinance stands.

Aye: 3 - Casey; Holmes-Hines and Dombrowski

Nay: 3 - Milner-Roland; Flowers and Pucheu
- 4 Ordinance - amending section 4-168 of the Code of Ordinances of the City of Gulfport, Mississippi - regarding trash cans.

A motion was made by Councilmember Pucheu, duly seconded by Councilmember Flowers, that this Resolution be Adopted. Whereupon the President declared the motion carried by the following vote:

Aye: 5 - Casey; Milner-Roland; Dombrowski; Flowers and Pucheu

Nay: 1 - Holmes-Hines

- 5 Ordinance - to establish a plan to exempt Ad Valorem Taxes for qualifying Capital Improvement Investments in qualifying structures in the designated North Highway 49 District.

***Note: Councilmember Pucheu recused herself and removed herself from the Council Chambers during the discussion and vote on this Ordinance.**

A motion was made by Councilmember Flowers, duly seconded by Councilmember Milner-Roland, that this Resolution be Adopted. Whereupon the President declared the motion carried by the following vote:

Aye: 5 - Casey; Milner-Roland; Holmes-Hines; Dombrowski and Flowers

Recused: 1 - Pucheu

- 6 Order - to allow exemption from City Taxes for a new Tractor Supply Company structure located at 13440 Highway 49.

A motion was made by Councilmember Flowers, duly seconded by Councilmember Milner-Roland, that this Resolution be Adopted. Whereupon the President declared the motion carried by the following vote:

Aye: 6 - Casey; Milner-Roland; Holmes-Hines; Dombrowski; Flowers and Pucheu

Nay: 1 - Walker

Resolutions

- 7 Resolution - approving Memorandum of Understanding with Tractor Supply Company.

A motion was made by Councilmember Flowers, duly seconded by Councilmember Pucheu, that this Resolution be Adopted. Whereupon the President declared the motion carried by the following vote:

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

- 8 Resolution - authorizing the acceptance of Conveyance Deeds for the Garden Clubs of Mississippi, Inc. for the Clower Thornton Nature Park.

A motion was made by Councilmember Holmes-Hines, duly seconded by Councilmember Pucheu, that this Resolution be Adopted. Whereupon the President declared the motion carried by the following vote:

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

- 9 Resolution - declaring certain municipal property surplus and authorizing auction of said items - tabled at the March 8th Council Meeting.

A motion was made by Councilmember Milner-Roland, duly seconded by Councilmember Walker, that this Resolution be Adopted. Whereupon the President declared the motion carried by the following vote:

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

- 10 Resolution - authorizing the submittal to MEMA the proposed harbor pavilion as an

"Improved Project" to replace the pavilions destroyed by Hurricane Katrina.

A motion was made by Councilmember Milner-Roland, duly seconded by Councilmember Walker, that this Resolution be Adopted. Whereupon the President declared the motion carried by the following vote:

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

- 11 Resolution - approving and authorizing assessment to fund the Crime Stoppers Program.

A motion was made by Councilmember Milner-Roland, duly seconded by Councilmember Walker, that this Resolution be Adopted. Whereupon the President declared the motion carried by the following vote:

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

- 12 Resolution - appointing additional Deputy Court Clerks for the Municipal Court Department.

A motion was made by Councilmember Holmes-Hines, duly seconded by Councilmember Casey, that this Resolution be Adopted. Whereupon the President declared the motion carried by the following vote:

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

- 13 Resolution - requesting permission to execute Mississippi Bureau of Narcotics Noncompensated Special Agent Contract.

A motion was made by Councilmember Casey, duly seconded by Councilmember Milner-Roland, that this Resolution be Adopted. Whereupon the President declared the motion carried by the following vote:

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

- 14 Resolution - authorizing negotiations to acquire real property interest and to do any acts to obtain title for the City of Gulfport.

A motion was made by Councilmember Milner-Roland, duly seconded by Councilmember Pucheu, that this Resolution be Adopted. Whereupon the President declared the motion carried by the following vote:

Aye: 5 - Milner-Roland; Walker; Dombrowski; Flowers and Pucheu

Nay: 2 - Casey and Holmes-Hines

- 15 Resolution - approving Music Performance Agreement with ASCAP to enable the city to offer, sponsor or promote live or recorded music performances on Municipal premises.

A motion was made by Councilmember Pucheu, duly seconded by Councilmember Flowers, that this Resolution be Adopted. Whereupon the President declared the motion carried by the following vote:

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

Letters

- 16 Letter - requesting a contribution for the New Harrison County Motor Vehicle for Hire Commission.
- A motion was made by Councilmember Flowers, duly seconded by Councilmember Walker, that this Letter be Approved. Whereupon the President declared the motion carried by the following vote:**
- Aye:** 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu
- 17 Letter - from the Director of Administration and Finance requesting authorization to execute remaining line of credit.
- A motion was made by Councilmember Pucheu, duly seconded by Councilmember Walker, that this Letter be Approved. Whereupon the President declared the motion carried by the following vote:**
- Aye:** 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu
- 18 Letter - requesting a donation to the Mississippi Gulf Resort Classic.
- A motion was made by Councilmember Pucheu, duly seconded by Councilmember Dombrowski, that this Letter be Approved. Whereupon the President declared the motion carried by the following vote:**
- Aye:** 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

Budget Amendments

- 19 Budget Amendment #76 - To allocate roll-over unexpended funds from Coastal Narcotics Enforcement Team Grant.
- A motion was made by Councilmember Flowers, duly seconded by Councilmember Walker, that this Budget amendment be Approved. Whereupon the President declared the motion carried by the following vote:**
- Aye:** 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu
- 20 Budget Amendment #77- to transfer funds to correct prior year project expenditure category.
- A motion was made by Councilmember Flowers, duly seconded by Councilmember Walker, that this Budget amendment be Approved. Whereupon the President declared the motion carried by the following vote:**
- Aye:** 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu
- 21 Budget Amendment #78 - to budget funds received from Southwest Water and Alter Metal Recycling.

A motion was made by Councilmember Flowers, duly seconded by Councilmember Walker, that this Budget amendment be Approved. Whereupon the President declared the motion carried by the following vote:

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

22

Budget Amendment #79 - to transfer funds from Downtown Economic Development account for the Seabee Parade to be held in Mississippi City.

A motion was made by Councilmember Flowers, duly seconded by Councilmember Walker, that this Budget amendment be Approved. Whereupon the President declared the motion carried by the following vote:

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

23

Budget Amendment #80 - to reallocate funds within existing HOME Program administrative accounts.

A motion was made by Councilmember Holmes-Hines, duly seconded by Councilmember Casey, that this Budget amendment be Approved. Whereupon the President declared the motion carried by the following vote:

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

24

Budget Amendment #81- to transfer funds within the Municipal Court's current budget.

A motion was made by Councilmember Flowers, duly seconded by Councilmember Walker, that this Budget amendment be Approved. Whereupon the President declared the motion carried by the following vote:

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

Docket of Claims

25

Docket of Claims - to be approved through March 23, 2011.

A motion was made by Councilmember Pucheu, duly seconded by Councilmember Milner-Roland, that this Docket of claims be Approved. Whereupon the President declared the motion carried by the following vote:

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

Agenda Adjustments

26

Resolution - requesting permission to submit application for the MS Recreational Trail Program Grant for the Leisure Services Department.

A motion was made by Councilmember Pucheu, duly seconded by Councilmember Flowers, that this Resolution be Adopted. Whereupon the President declared the motion carried by the following vote:

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

27

Resolution - to approve change order #2 to the contract for Area 1, Repair and Replacement of Water and Sanitary Sewer System.

A motion was made by Councilmember Milner-Roland, duly seconded by Councilmember Flowers, that this Resolution be Adopted. Whereupon the President declared the motion carried by the following vote:

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

Routine Agenda

A motion was made by Councilmember Flowers, duly seconded by Councilmember Pucheu, to approve the Routine Agenda as amended. Whereupon the President declared the motion carried by the following vote:

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

1

Correction - of exhibit A that was previous approved at the March 8, 2011 Council Meeting, regarding acceptance of proposals for surveying services on an as-needed basis.

This matter was deleted during agenda adjustments.

Aye: 7 - Casey; Milner-Roland; Holmes-Hines; Walker; Dombrowski; Flowers and Pucheu

2

Letter - Emergency Purchase Authorization Sewer Repairs on 25th Avenue and 14th Street.

Approved on Routine Agenda

3

Code Enforcement Hearing - on resolutions to advertise for bids for lot clean-up and/or demolition.

Approved on Routine Agenda

4

Conveyance Deed - regarding transfer of ownership of space in Pine Ridge Gardens.

Approved on Routine Agenda

5

Letter - Emergency Purchase Authorization Sewer Repairs on 25th Avenue and 14th Street.

This matter was deleted during agenda adjustments.

6

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

Approved on Routine Agenda

7

Notice of Public Hearing - for Amendments to existing Katrina Supplemental Community Development Block Grant Streetscape Project.

8

Monthly Check Register - from Associated Adjusters of payments made on Workers' Compensation and General Liability claims for the month of February, 2011.

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 President called for comments during the Citizen Forum.

The following individuals addressed the Council:

- Ms. Barbara Nalley, resident of 12127 Loveless Drive.
- Ms. Fannie Farve, resident of 13315 Ann Avenue.
- Mr. Gerald Farve, resident of 13315 Ann Avenue.
- Ms. Lorraine Santo, resident of 902 W. Birch Drive.

This concluded the Public Agenda.

Council Comments

Honorary Adjournment

At the conclusion of the meeting, a motion was made by Councilmember Walker and duly seconded by Councilmember Casey to close the meeting in honorary memory of Mary B. McCowen. The motion was carried by the following results:

Ayes Holmes-Hines, Dombrowski, Casey, Roland, Pucheu, Flowers, Walker

Nays: None

Absent: None

Setting of Next Meeting and Adjournment

There being no further business to come before the Council, Councilmember Walker moved to adjourn until 2:30pm, April 5th 2011 for a regular Council meeting. The motion was seconded by Councilmember Flowers passed by the following vote:

Ayes Holmes-Hines, Dombrowski, Casey, Roland, Pucheu, Flowers, Walker

Nays: None

Absent: None

Whereupon the President declared the motion carried.

Councilmember, Ward 1

Councilmember, Ward 5

Councilmember, Ward 2

Councilmember, Ward 6

Councilmember, Ward 3

Councilmember, Ward 7

Councilmember, Ward 4

Deputy City Clerk