



# City of Gulfport, Mississippi

## Minutes - Final City Council

2309 15th Street  
Gulfport, MS 39501

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Tuesday, April 8, 2014

1:30 PM

Gulfport City Hall  
Council Chambers

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### Executive Session

The Mayor and Members of the City Council met at City Hall at 1:20 P.M., on the above date, same being an adjourned meeting from a special council meeting held on March 26, 2014 at 1:30 P.M. Present: Mayor Billy Hewes, Members of the Council: Casey, Dombrowski, Holmes-Hines (in at 1:40 P.M. and out at 4:30 P.M.), Walker, Sharp, Flowers and Pucheu and General Counsel Hugh Keating.

Upon advice of the City Attorney, a motion was made by Councilmember Sharp, duly seconded by Councilmember Walker to enter closed session to determine the need for executive session. The motion carried by the following vote:

Ayes: Casey, Dombrowski, Walker, Sharp, Flowers and Pucheu

Nays: None

Absent: Holmes-Hines

The Council entered closed session at 1:25 P.M. In attendance: Members of the Council: Casey, Dombrowski, Walker, Sharp, Flowers and Pucheu, Mayor Billy Hewes, CAO John Kelly, City Attorney Jeff Bruni, and Clerk of Council Ronda Cole (in at 1:30 P.M.). The Council discussed matters relative to ongoing litigation involving annexation.

After discussion, a motion was made by Councilmember Sharp, duly seconded by Councilmember Walker to come out of closed and enter executive session at 1:27 P.M. The motion carried by the following vote:

Ayes: Casey, Dombrowski, Walker, Sharp, Flowers and Pucheu

Nays: None

Absent: Holmes-Hines

A motion was made by Councilmember Sharp, duly seconded by Councilmember Walker to come out of executive session at 1:34 P.M. The motion carried by the following vote:

Ayes: Casey, Dombrowski, Walker, Sharp, Flowers and Pucheu

Nays: None

Absent: Holmes-Hines

The Council convened to the Council Chambers for their regularly scheduled meeting at 1:30 P.M.

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**Present 7 -**

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

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

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

**Agenda Order****Confirmation or adjustment of the agenda order**

The President called for confirmation or adjustment of the agenda order.

A motion was made by Councilmember Walker, seconded by Councilmember Casey to accept the agenda with the following adjustments: Delete Policy Items #5, #18 and #25. The motion carried by the following vote:

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

Nays: None

Absent: None

**Presentation Agenda****• Mayor's Report**

The President called for the Mayor's Report.

Mayor Hewes asked for a moment of silence for those in Covington County who were impacted by the tornado yesterday morning and for the family of the 9 year old who was swept away by the flooding waters in Desoto County.

A Proclamation was presented to representatives from South MS Child Abuse Prevention Center and April 2014 was proclaimed as "Child Abuse Prevention Month".

The Mayor presented a proclamation to representatives of CenterPoint Energy and April 2014 was proclaimed as "Safe Digging Month".

The 2014 Yacht and Boat Show – although the weather wasn't picture perfect, the 2nd Annual Yacht and Boat show was a tremendous success and marketing and work had already begun for the event next spring back in Jones Park and the Harbor. Special thanks to our staff for the hours dedicated to making the show a successful one!

**Upcoming Events:**

The City would hold 2 city-wide Easter Egg hunts this week – Thursday, April 10th at the Gulfport Sportplex at 5:30 pm and Saturday, April 12th in Jones Park starting at 9:00 am – the Easter egg hunts were free and open to the public and the Easter Bunny was scheduled to be there!

In conjunction with the Easter egg hunt this Saturday, the Harbor Fest had

been rescheduled due to inclement weather a couple of weeks ago! It will be another great weekend in Jones Park – Harbor Fest is pet friendly! BBQ cooking contest, arts and crafts vendors and live music!

Congratulations to the Gulfport High School Robotics Team – TEAM FUSION – for their recent win at the Regional Competition where they competed against 57 other teams! They now prepare to go to the Worldwide Competition in St. Louis, Missouri at the end of the month!

Congratulations are also in order for Councilman R.Lee Flowers for being named Rotarian of the Quarter by the Gulfport-Orange Grove Rotary Club.

Councilwoman Holmes-Hines hosted a very productive community meeting last evening in her Ward – thank you to all who attended and for the input. It only helps to make our city stronger.

The Mayor called upon Public Works Director Wayne Miller who updated the council on the city's upcoming "CLEAN AND GREEN" campaign.

This concluded the Mayor's Report.

## Policy Issues

### Minutes / Code Enforcement

- 1 Approval of minutes for March 18 & 26, 2014.  
  
**A motion was made by Councilmember Flowers, seconded by Councilmember Casey, to approve the minutes for March 8 & 26, 2014. The motion carried by the following vote:**  
  
**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu
- 2 Ratification - of previous minutes for October 18, November 3 & 22, 2011.  
  
**A motion was made by Councilmember Flowers, seconded by Councilmember Casey, to ratify the previous minutes for October 18, November 3 & 22, 2011. The motion carried by the following vote:**  
  
**Aye:** 5 - Casey; Dombrowski; Walker; Flowers and Pucheu  
  
**Nay:** 2 - Holmes-Hines and Sharp
- 3 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 for lot clean-ups and/or demolitions.  
  
**A motion was made by Councilmember Flowers, duly seconded by Casey to open the Code Enforcement Hearing. The motion carried by the following vote:**  
  
**Ayes:** Casey, Dombrowski, Holmes-Hines, Walker, Sharp, Flowers and Pucheu  
**Nays:** None  
**Absent:** None

There being no one present to object, a motion was made by Councilmember Casey, duly seconded by Councilmember Holmes-Hines, to close the hearing and approve the Resolution. The motion carried by the following vote:

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

### **Appointments**

- 4 Letter - requesting ratification of appointment for public defender in the Municipal Court Department.

**A motion was made by Councilmember Sharp, seconded by Councilmember Holmes-Hines, to ratify the appointment of Mr. Dustin Uselton to serve as public defender in the Municipal Court Department. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

- 5 Letter - requesting ratification of re-appointment to the Civil Service Commission for the City of Gulfport.

**Deleted**

- 6 Letter - requesting ratification of appointment to the Civil Service Commission for the City of Gulfport.

**A motion was made by Councilmember Flowers, seconded by Councilmember Walker, to ratify the appointment of Ms. Angie Juzang to serve on the Civil Service Commission. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

- 7 Letter - requesting ratification of appointment to the Gulfport School Board of Trustees.

**A motion was made by Councilmember Sharp, seconded by Councilmember Holmes-Hines, to ratify the appointment of Mr. Gerald Norris to serve on the Gulfport School Board of Trustees. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

- 8 Letter - requesting ratification of appointment to the Coast Transit Authority Board of Commissioners.

**A motion was made by Councilmember Walker, seconded by Councilmember Pucheu to ratify the appointment of Mr. Todd Hairston to serve on the Coast Transit Authority Board of Commissioners. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

- 9 Letter - requesting ratification of appointment to the Coast Transit Authority Board of Commissioners.

**A motion was made by Councilmember Walker, seconded by Councilmember Casey, to ratify the appointment of Mr. Ricky Cox to serve on the Coast Transit Authority Board of Commissioners. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

- 10 Letter requesting ratification of re-appointment to the Zoning Board of Adjustments and Appeals for the City of Gulfport.

**A motion was made by Councilmember Flowers, seconded by Councilmember Holmes-Hines, to ratify the re-appointment of Mrs. Mary Ann Wiggington to serve on the Zoning Board of Adjustments and Appeals. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

- 11 Letter requesting ratification of appointment to the Zoning Board of Adjustments and Appeals for the City of Gulfport.

**A motion was made by Councilmember Casey, seconded by Councilmember Pucheu, to ratify the appointment of Mr. Robert Pharr to serve on the Zoning Board of Adjustments and Appeals. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

- 12 Letter - requesting ratification of re-appointment to the Planning Commission for the City of Gulfport.

**A motion was made by Councilmember Holmes-Hines, seconded by Councilmember Casey, to ratify the re-appointment of Ms. Colette Towles to serve on the Planning Commission. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

- 13 Letter - requesting ratification of re-appointment to the Planning Commission for the City of Gulfport.

**A motion was made by Councilmember Walker, seconded by Councilmember Pucheu, to ratify the re-appointment of Mr. Marty Warren to serve on the Planning Commission. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

- 14 Letter - requesting ratification of re-appointment to the Planning Commission for the City of Gulfport.

**A motion was made by Councilmember Casey, seconded by Councilmember Flowers, to ratify the re-appointment of Mr. Keith Williams to serve on the Planning Commission. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

- 15 Letter - requesting ratification of re-appointment for the Gulfport Redevelopment Commission.

**A motion was made by Councilmember Holmes-Hines, seconded by Councilmember Casey, to ratify the re-appointment of Mr. Sal Domino to serve on the Gulfport Redevelopment Commission. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

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**Planning / Ordinances**

- 16 Certificate of Resubdivision - of one parcel into two lots - located north of and adjacent to Township Road, south of Live Oak Avenue, east of Teagarden Road, and west of Milray Lane - Case #1311PC097- Ward 2.
- A motion was made by Councilmember Walker, seconded by Councilmember Pucheu, that this Certificate of Re-subdivision be Approved. The motion carried by the following vote:**
- Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu
- 17 Ordinance - rezoning property from T5 and T6 to T4+, located south of and adjacent to Township Road, north of U.S. Highway 90 - Case #1403PC008 - Ward 2.
- Ordinance #2789**
- A motion was made by Councilmember Pucheu, seconded by Councilmember Casey, that this Ordinance be Adopted. The motion carried by the following vote:**
- Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu
- 18 Ordinance - amending Sections 11-64(a) and 11-66(a) of the Code of Ordinances relating to increase of water and sewer rates.
- Deleted**

**Requests**

- 19 Request - from the MS Steel Magnolias affiliate of Susan G. Komen for the Cure requesting permission for street closure for the annual "Race for the Cure" to be held on September 6, 2014.
- A motion was made by Councilmember Holmes-Hines, seconded by Councilmember Casey, to grant permission for street closure and authorize route for the "Race for the Cure" to be held on September 6, 2014. The motion carried by the following vote:**
- Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu
- 20 Request - from Mount Bethel Missionary Baptist Church requesting permission for street closure for their 1st Annual Spring Festival to be held on April 12, 2014.
- A motion was made by Councilmember Casey, seconded by Councilmember Pucheu, to grant permission for street closure and authorize route for the Mount Bethel Missionary Baptist Church's "Annual Spring Festival " to be held on April 12, 2014. The motion carried by the following vote:**
- Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu
- 21 Request - to begin substantial amendment process to the Katrina Supplemental Development Block Grant Project #R-109-202-06-KCR to include 30-day public hearing/public notice and submittal of amendment request to Mississippi Development Authority to increase grant funding by \$6,150,000.00 for various community revitalization projects.
- A motion was made by Councilmember Walker, seconded by Councilmember**

Flowers to suspend the rules at this time. The motion carried by the following vote:

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

**Nays:** None

**Absent:** None

A motion was made by Councilmember Walker, seconded by Councilmember Holmes-Hines, to authorize the request to begin substantial amendment process to the Katrina Supplemental Development Block Grant Project to include 30-day public hearing / public notice and submittal of amendment request to Mississippi Development Authority to increase grant funding by \$6,150,000 for various community revitalization projects. The motion carried by the following vote:

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

### **Resolutions**

22

Resolution - approving Professional Legal Service Contract with Dustin Uselton, Esq. to serve as Public Defender in the Gulfport Municipal Court and authorize the Mayor to execute same.

**A motion was made by Councilmember Flowers, seconded by Councilmember Pucheu, that this Resolution be Adopted. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

23

Resolution - approving Engineering Design Services for repairs to piers and jetties as a result of damage caused by Hurricane Isaac.

**A motion was made by Councilmember Sharp, seconded by Councilmember Dombrowski, to approve the recommendation for Compton Engineering for Engineering Design Services for repairs to piers and jetties as a result of damage caused by Hurricane Isaac, with contract to follow. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

24

Resolution - acknowledging and memorializing receipt of signed and recorded Agreements and Documents in connection with the Bert Jones yacht Basin (Gulfport Small Craft Harbor) and adjacent park dedicated areas.

**A motion was made by Councilmember Sharp, seconded by Councilmember Holmes-Hines, that this Resolution be Adopted. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

25

Resolution - approving Development Agreement between the City of Gulfport and Gulfport Highlands Development, L.P., and authorize the Mayor to execute same.

**Deleted**

26

Resolution - approving amendment to the contract with Tyler Technologies, Inc. for the

purpose of providing Software Improvements and for related purposes.

**A motion was made by Councilmember Flowers, seconded by Councilmember Holmes-Hines, that this Resolution be Adopted. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

27

Resolution - approving contract with Pyrofire Displays, Inc., for the July 4, 2014 Fireworks Display.

**A motion was made by Councilmember Casey, seconded by Councilmember Holmes-Hines, that this Resolution be Adopted. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

28

Resolution - approving Summary Change Order #1 to the contract with Saunders Construction, LLC for the Water Main Relocation in proposed R.O.W for State Route 601 Project.

**A motion was made by Councilmember Casey, seconded by Councilmember Flowers, that this Resolution be Adopted. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

29

Resolution - approving extension of agreements for legal services with Dukes, Dukes, Keating & Faneca, PA, and Heidelberg, Steinberger, Colmer & Burrow, PA, for legal services in connection with the defense of workers' compensation claims.

**Attorney Hugh Keating recused himself and removed himself from the Council Chambers during the discussion and vote on this item:**

**A motion was made by Councilmember Sharp, seconded by Councilmember Holmes-Hines to suspend the rules at this time. The motion carried by the following vote:**

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

**Nays:** None

**Absent:** None

**Councilmember Walker wanted to make sure the documents reflected that the approval was contingent upon no new cases being distributed.**

**Councilmember Sharp stated that the firms should provide a minimum of \$1 million malpractice coverage and provide certificate of coverage and.**

**A motion was made by Councilmember Walker, seconded by Councilmember Pucheu to authorize extension of agreement for legal services with Dukes, Dukes, Keating & Fancea, PA for one (1) year.**

**An amendment was made by Councilmember Sharp, seconded by Councilmember Pucheu for the firm to provide certificate of malpractice coverage of \$1 million dollars and retain case files for three (3) years. The amendment carried by the following vote:**



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

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**A motion was made by Councilmember Flowers, seconded by Councilmember Casey, to authorize extension of agreement for legal services with Heidelberg, Steinberger, Colmer & Burrow, PA for one (1) year with the current caseload, the firm to provide certificate of malpractice coverage of \$1 million dollars and retain case files for three (3) years. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

- 30** Resolution - authorizing the Gulfport Police Department to apply for additional Occupant Money.

**A motion was made by Councilmember Casey, seconded by Councilmember Holmes-Hines, that this Resolution be Adopted. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

- 31** Resolution - authorizing the Gulfport Police Department to accept the 2014 HITDA grant.

**A motion was made by Councilmember Flowers, seconded by Councilmember Holmes-Hines, that this Resolution be Adopted. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

- 32** Resolution - authorizing acceptance of Federal Surface Transportation Program (STP) Funding for Pass Road Traffic Signal Software Project and committing the necessary non-federal match for the project.

**A motion was made by Councilmember Walker, seconded by Councilmember Holmes-Hines, that this Resolution be Adopted. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

- 33** Approval - of Supplemental Agreement No. 2 with Brown, Mitchell & Alexander, Inc., for the Seaway Road Widening Project - West End.

**A motion was made by Councilmember Sharp, seconded by Councilmember Pucheu, to approve Supplemental Agreement No. 2 with Brown, Mitchell & Alexander, Inc., for the Seaway Road Widening Project - West End. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

- 34** Resolution - nunc pro tunc, by the Gulfport City Council approving Change Order #2 to the contract with Vision Constructors, Inc., for the Centennial Museum Project.

**A motion was made by Councilmember Casey, seconded by Councilmember Flowers, that this Resolution be Adopted. The motion carried by the following vote:**

**Aye:** 6 - Casey; Dombrowski; Holmes-Hines; Walker; Flowers and Pucheu

**Nay:** 1 - Sharp

35

Resolution - nunc pro tunc, by the Gulfport City Council approving Change Order #4 to the contract with Knowles Construction, Co., for the Seaway Road Improvements - East End Project.

**\*Note:** At this time, Councilmember Pucheu recused herself and removed herself from the discussion and vote on this item.

**A motion was made by Councilmember Holmes-Hines, seconded by Councilmember Flowers, that this Resolution be Adopted. The motion carried by the following vote:**

**Aye:** 5 - Casey; Dombrowski; Holmes-Hines; Walker and Flowers

**Nay:** 1 - Sharp

**Out of Room:** 1 - Pucheu

#### **Budget Amendments / Docket of Claims**

36

Budget Amendment # 33 - to budget Program Income received for the Coastal Narcotics Enforcement Team in the Police Department.

**A motion was made by Councilmember Walker, seconded by Councilmember Casey, that this Budget Amendment be Approved. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

37

Budget Amendment # 34 - to budget Federal Shared Revenue received in the Police Department.

**A motion was made by Councilmember Walker, seconded by Councilmember Casey, that this Budget Amendment be Approved. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

38

Budget Amendment # 35 - to budget County and Local Shared Revenue received in the Police Department.

**A motion was made by Councilmember Walker, seconded by Councilmember Casey, that this Budget Amendment be Approved. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

39

Budget Amendment # 36 - to set up budgets in the Police Department for the 2014 HIDTA Grant and for funds received from the Gulfport School District for assistance with the cost of nine SRO officers.

**A motion was made by Councilmember Walker, seconded by Councilmember Casey, that this Budget Amendment be Approved. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

40

Docket of Claims - to be approved through April 9, 2014.

**A motion was made by Councilmember Flowers, seconded by Councilmember Holmes-Hines, to approve the Docket of Claims, in the amount of \$2,720.156.22. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

## **Routine Agenda**

**A motion was made by Councilmember Flowers, seconded by Councilmember Walker, to approve the Routine Agenda Items #1 through #4 and #6 through #11. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

1

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

**Approved on the Routine Agenda.**

2

Letter - regarding bid awarded by Purchasing for soft starter and remote key pad for Lift Station - Flat Branch, Pump 4 - Public Works Department - to be made a part of the minutes.

**Approved on the Routine Agenda.**

3

Letter - regarding bid awarded by Purchasing for fertilizer / chemicals for Sportsplex and Goldin Complex.

**Approved on the Routine Agenda.**

4

Letter - regarding bid awarded by Purchasing for consoles for police vehicles - Police Department - to be made a part of the minutes.

**Approved on the Routine Agenda.**

5

Letter - regarding emergency purchase authorization regarding freeze repairs at the Small Craft Harbor - Leisure Services Department - to be made a part of the minutes.

**A motion was made by Councilmember Walker, seconded by Councilmember Pucheu to suspend the rules at this time. 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, seconded by Councilmember Casey, to approve the emergency purchase authorization regarding freeze repairs at the Small Craft Harbor and spread it upon the minutes. The motion carried by the following vote:**

**Aye:** 7 - Casey; Dombrowski; Holmes-Hines; Walker; Sharp; Flowers and Pucheu

- 6 Monthly Check Register from Associated Adjusters for the month ending February 28, 2014.  
**Approved on the Routine Agenda.**
- 7 Year-To-Date Budget Report for the month ending February 28, 2014.  
**Approved on the Routine Agenda.**
- 8 Request - by Public Works to increase their Petty Cash fund from \$300 to \$500.  
**Approved on the Routine Agenda.**
- 9 Request - permission to advertise for Construction Engineering & Inspection Services related to 28th Street Improvements (22nd Avenue to 34th Avenue).  
**Approved on the Routine Agenda.**
- 10 Legal Notice - permission to advertise for Fuel Supply Contract for the City of Gulfport.  
**Approved on the Routine Agenda.**
- 11 Legal Notice - permission to advertise for bids for 130 semi-rugged laptops for the Police Department.  
**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.

- **No citizens addressed the Council at this time.**

This concluded the Public Agenda.

## **Council Comments**

## **Memorial Adjournment**

## **Executive Session**

A motion was made by Councilmember Flowers, duly seconded by Councilmember Pucheu 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 3:30 P.M. In attendance: Members of the Council: Casey, Dombrowski, Holmes Hines, Walker, Sharp, Flowers and Pucheu, Mayor Billy Hewes, CAO John Kelly, General Counsel Hugh Keating, Director of Engineering Kris Riemann (out at 3:59 P.M.), Special Counsel Gary White (out at 3:59 P.M.), Urban Planner Laurence Lyons (in at 4:08 P.M.), Clerk of Council Ronda Cole and Deputy Clerk of Council Ashley Miller. The Council discussed the need to enter executive session to discuss strategy involving litigation relating to Dedeaux and Lyman Utilities and economic development matter.

A motion was made by Councilmember Pucheu, duly seconded by Councilmember Casey to come out of closed session and enter executive session at 3:34 P.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 Flowers, duly seconded by Councilmember Pucheu to come out of executive session at 4:15 P.M. 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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Attorney Hugh Keating stated that no official action was taken during executive session.

After reconvening in an open meeting the following actions were taken:

Based upon Legal Counsel's recommendation, a motion was made by Councilmember Flowers, seconded by Councilmember Casey to reject settlement offer dated March 31, 2014 from Dedeaux Utilities. 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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A motion was made by Councilmember Flowers, seconded by Councilmember Dombrowski to authorize and direct counsel to prepare an appeal related to Lyman Utilities and Dedeaux Utilities. The motion carried by the following vote:

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

### Setting of Next Meeting and Adjournment

There being no further business to come before the Council, a motion was made by Councilmember Flowers, duly seconded by Councilmember Casey to adjourn until April 14, 2014 at 1:30 P.M. for a special council meeting. The motion carried by the following vote:

Ayes: Casey, Dombrowski, Walker, Sharp, Flowers and Pucheu

Nays: None

Absent: Holmes-Hines

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City Clerk

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Mayor