

City of Gulfport Florida
Regular City Council Meeting
Tuesday, September 21, 2010

The Regular Meeting of the Gulfport City Council was held on Tuesday, September 21, 2010, in the City Hall, City Council Chambers, 2401 53rd Street South, Gulfport, Florida.

Michele King, Vice Mayor, called the meeting to order at 7:00 p.m. The invocation was given by Councilmember David Hastings, followed by the Pledge of Allegiance.

Roll Call:

Present were Councilmembers David Hastings, Jennifer Salmon and Samuel Henderson; Vice Mayor Michele King; City Manager James O'Reilly; City Attorney Andrew Salzman, and City Clerk Lesley DeMuth. Mayor Michael Yakes asked to be excused.

1. Public Session.

Vice Mayor King opened the Public Session. Neither hearing nor seeing anyone who wished to speak, Vice Mayor King closed the Public Session.

2. City Manager Report.

City Manager O'Reilly had no report. Councilmember Salmon mentioned a correction to the City Manager's written report that her Town Hall Conversation is September 29th.

3. City Attorney Report.

City Attorney Salzman had no report.

4. City Clerk Report.

City Clerk DeMuth provided copies of the October 2010 Meeting schedule. In response to Councilmember Salmon, City Clerk DeMuth stated the Charter Review Workshop is October 5th at 5:00 p.m.

5. Consent:

Consider approval of the Council Meeting Minutes of August 17, 2010 and September 9, 2010.

Motion by Councilmember Salmon, second by Councilmember Hastings to approve the minutes.

ROLL CALL:	COUNCILMEMBER HASTINGS	YES
	COUNCILMEMBER HENDERSON	YES
	COUNCILMEMBER SALMON	YES
	VICE MAYOR KING	YES

MOTION CARRIED.

6. Ordinances:

- a. 2010-14, First Reading: An ordinance of the City of Gulfport amending Chapter 15, Pensions, Article IV, Firefighters' Retirement Pension Fund, of the Code of Ordinances of the City of Gulfport; amending Section 15-31, Definitions; amending Section 15-33, Board of Trustees; amending Section 15-34, Finances and Fund Management, Establishment and Operation of Fund; amending Section 15-48, Repeal or Termination of System; amending Section 15-49, Domestic Relations Orders, Retiree Directed Payments, Exemption from Execution, Non-Assignability; amending Section 15-50.6, Prior Fire Service; providing for codification; providing for severability of provisions; repealing all ordinances in conflict herewith; and providing an effective date.

City Clerk DeMuth read Ordinance No. 2010-14 by title only.

City Manager O'Reilly explained the Ordinance, and introduced the Pension Fund Attorney Scott Christiansen.

Attorney Christiansen reviewed the proposed changes to the Ordinance, stating there is no financial impact associated with the adoption of the Ordinance.

Vice Mayor King asked Attorney Christiansen to explain why he is proposing to change the term of Board Members from two year terms to four year terms. Attorney Christiansen stated the Statutes allow the City to make a change in terms to four years primarily for the reason that trustees are required to get continuing education in the area of Board responsibility and investments.

Councilmember Hastings stated when he served on the Employees Pension Board it took him a good two years in his learning curve to get to where he felt he was a contributing member. He thought this is a good move.

Vice Mayor King opened the public discussion. Neither hearing nor seeing anyone who wished to speak, Vice Mayor King closed the public discussion.

Motion by Councilmember Henderson, second by Councilmember Salmon to approve Ordinance No. 2010-14.

ROLL CALL:	COUNCILMEMBER HASTINGS	YES
	COUNCILMEMBER HENDERSON	YES
	COUNCILMEMBER SALMON	YES
	VICE MAYOR KING	YES

MOTION CARRIED.

- b. 2010-15, First Reading: An ordinance of the City of Gulfport, Florida, amending Chapter 15, Pensions, Article V, Police Officers' Trust Fund, Division 1, Generally; amending Section 15-51, Definitions; amending Section 15-53, Board of Trustees; amending Section 15-54, Finances and Fund Management; amending Section 15-56, Benefit Amounts and Eligibility; amending Section 15-58, Disability; amending Section 15-68, Repeal or Termination of System; amending Section 15-69, Domestic Relations Orders, Retiree Directed Payments, Exemption from Execution, Non-assignability; amending section 15-75, Prior Police Service; providing for severability of provisions; repealing all ordinances in conflict herewith; and providing an effective date.

City Clerk DeMuth read Ordinance No. 2015 by title only.

Vice Mayor King asked that this item be taken off the agenda and handled after the City's negotiations with the Police Union are completed.

City Attorney Salzman stated the proper request would be for a motion to table which takes precedence over anything. There is no discussion if there is a first and a second on the motion to table.

Motion by Councilmember Henderson, second by Councilmember Salmon to table Ordinance No. 2010-15 until the City has a contract.

ROLL CALL:	COUNCILMEMBER HASTINGS	NO
	COUNCILMEMBER HENDERSON	YES
	COUNCILMEMBER SALMON	YES
	VICE MAYOR KING	YES

MOTION CARRIED: 3 to 1.

7. Resolutions:

- a. 2010-59, A resolution of the City of Gulfport, Florida, authorizing the City Manager to purchase new public computers and software for the Gulfport Public Library; providing for the use of Library Special Revenue Funds; and providing for an effective date.

City Clerk DeMuth read Resolution No. 2010-59 by title only.

City Manager O'Reilly explained the Resolution.

Vice Mayor King opened for public discussion. Neither hearing nor seeing anyone who wished to speak, Vice Mayor King closed the public discussion.

Motion by Councilmember Henderson, second by Councilmember Salmon to approve Resolution No. 2010-59.

In response to questions by Councilmember Hastings on the amount of computers being purchased and the purchase price, City Manager O'Reilly recommended the Resolution be amended to provide for the purchase of ten (10) computers at the cost of \$14,346.70.

Councilmember Henderson and Councilmember Salmon were agreeable to amending their motion to approve Resolution No. 2010-60 to reflect the purchase of ten (10) computers in the amount of \$14,346.70.

ROLL CALL:	COUNCILMEMBER HASTINGS	YES
	COUNCILMEMBER HENDERSON	YES
	COUNCILMEMBER SALMON	YES
	VICE MAYOR KING	YES

MOTION CARRIED.

- b. 2010-60, A resolution of the City of Gulfport, Florida, establishing policies for a Green Gulfport Initiative; and providing for an effective date.

City Clerk DeMuth read Resolution No. 2010-60 by title only.

City Manager O'Reilly advised Council the Resolution is in response to discussions they had regarding taking steps towards a green effort, and he asked Public Works Director Don Sopak to explain the Resolution.

Public Works Director Sopak explained that the Resolution is the beginning of the City's new energy program. The Resolution sets some policies and is a step towards getting certification from the Florida Green Building Coalition. Public Works Director Sopak reviewed the policies included in the Resolution and answered questions from Council. Through discussion, changes in the wording were recommended for subsection d, f, k, m, n, and o of Section 1 of the Resolution.

Vice Mayor King opened for public discussion. Neither hearing nor seeing anyone who wished to speak, Vice Mayor King closed the public discussion.

Motion by Councilmember Henderson, second by Councilmember Salmon to approve Resolution No. 2010-60 noting changes to Section 1 as follows: (d) add to the end of the sentence "will be automatically performed"; (f) replacing "Mayor" with "City Manager"; (k) add the words "or other renewable energy sources"; (m) remove "compact fluorescent lights" and replace with "to more energy efficient systems"; (n) remove "T-8's" and replace with "more energy efficient systems"; and (o) remove "progress energy" and replace "poles and fixtures" with "lighting design".

ROLL CALL:	COUNCILMEMBER HASTINGS	YES
	COUNCILMEMBER HENDERSON	YES
	COUNCILMEMBER SALMON	YES
	VICE MAYOR KING	YES

MOTION CARRIED.

City Manager O'Reilly asked for a consensus from Council to bring forward a Green Building Ordinance for their discussion at a workshop. There was a consensus to bring the item forward for discussion.

- c. 2010-61, A resolution of the City of Gulfport, Florida, authorizing the City Manager to enter into an Agreement with American Traffic Solutions, Inc.; and providing for an effective date.

City Clerk DeMuth read Resolution No. 2010-61 by title only.

City Manager O'Reilly explained the Resolution.

Police Chief Robert Vincent explained the Agreement, and spoke on the vendor the City has chosen to enter into an Agreement with for the implementation and enforcement of the red light camera ordinance. The City chose American Traffic Solutions, Inc. (ATS) based on their reputation and being able to piggy-back on the competitive bid process that was done by the City

of Palatka.

In response to questions by Councilmember Salmon, Chief Vincent spoke on the amount the City will receive from violations, and the amount of anticipated violations per month at the two locations ATS has determined, based on their study, to be the locations for the highest number of violations. Chief Vincent explained the Section in the Agreement that allows the City by mutual consent to end the Agreement early, and that it is the Police Departments intent to enforce right on red.

Vice Mayor King opened for public discussion. Neither hearing nor seeing anyone who wished to speak, Vice Mayor King closed the public discussion.

Motion by Councilmember Henderson, second by Councilmember Hastings to approve Resolution No. 2010-61.

ROLL CALL:	COUNCILMEMBER HASTINGS	YES
	COUNCILMEMBER HENDERSON	YES
	COUNCILMEMBER SALMON	YES
	VICE MAYOR KING	YES

MOTION CARRIED.

8. Old Business. None

9. New Business.

Councilmember Henderson asked for a consensus from Council to bring up at a workshop, preferably when Council discusses the Green Ordinance, the Light Pollution/Dark Skies Program. There were no objections from Council on workshopping this issue. Councilmember Salmon asked that someone from the Police Department be present at the workshop to address how much lighting is needed for safe streets.

Vice Mayor King announced the upcoming Suncoast Hospice and Gulfport Candidate Forums, that volunteers are needed for the Centennial Art Show, and that the Blues Fest and the Chili Cook-off is this weekend.

10. Council Reports.

Councilmember Hastings reported November 18 is the Great American Teach-in.

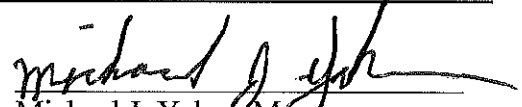
Councilmember Henderson provided information on the upcoming Blues Fest.

Councilmember Salmon spoke on the upcoming Suncoast League of Cities Forum on Amendment Four and Gulfport Organic Landscaping Days, and reported on her tour of the Mooring Field area.

11. Adjournment.

Motion by Councilmember Salmon, seconded by Councilmember Henderson to adjourn.

Date Approved: 11-2-10


Michael J. Yakes, Mayor


Lesley DeMuth, City Clerk