

**Tuesday  
February 19, 2013  
Gautier, Mississippi**

**BE IT REMEMBERED THAT A RECESSED MEETING of the Mayor and member of the Council of the City of Gautier, Mississippi was held February 19, 2013 at 6:30 PM in the City Hall Municipal Building, 3330 Highway 90, Gautier, Mississippi.**

**Those present were Mayor Fortenberry, Council Members Johnny Jones, Hurley Ray Guillotte, Gordon Gollott, Mary Martin, Scott Macfarland, Adam Colledge, City Manager Samantha Abell, City Clerk Cynthia Russell, City Attorney Robert Ramsay and other concerned citizens.**

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**AGENDA  
CITY OF GAUTIER, MISSISSIPPI  
CITY HALL COUNCIL CHAMBERS  
February 19, 2013 @6:30 PM**

- I. Call to Order**
  - 1 Prayer**
  - 2 Pledge of Allegiance**
- II. Agenda Order Approval**
- III. Announcements**
  - 1 Town Hall Meeting Tuesday, March 12, 2013 5:00 PM – 7:00 PM at the Mississippi Gulf Coast Community College Student Center (Cafeteria)**
  - 2 Ribbon Cutting for Nature’s Playground Sculpture, Friday, March 22, 2013, 10 AM at Town Center Roundabout**
- IV. Presentation Agenda**
  - 1 Presentation of “Hero Hats” Fundraiser to Gautier Firefighters by Fred’s Super Dollar Store**
  - 2 City Manager’s Annual Report**
- V. Public Agenda**
  - 1 Agenda Comments**
- VI. Business Agenda**

- 1 Consider Order approving the Development and Reimbursement Agreement between the City of Gautier, Mississippi, and Singing River, LLC., at 2800 Highway 90
- 2 Consider Resolution approving renaming a portion of Highway 90 after fallen USMC Master Sergeant Scott E. Pruitt
- 3 Consider Order approving Conditional Use-Major permit for Church at the Square at 1443 Highway 90 (GPC Case No. 13-01-CU) Pastor Steven Bryan, applicant
- 4 Consider Order approving vendor selection for FEMA Hazard Mitigation Grant for Gautier Police Department
- 5 Consider Order authorizing 2013 Safe Routes to School grant funding
- 6 Consider Order authorizing service agreement for Shepard State Park website
- 7 Consider Order accepting FY 2012 Assistance to Firefighters Grant
- 8 Consider Resolution expressing support for a School District name change to Pascagoula- Gautier School District
- 9 Consider Order approving Docket of Claims
- 10 City Manager Annual Evaluation

**VII. Consent Agenda (All items approved in one motion)**

- 1 Consider Order declaring a vehicle 1948 fire truck as surplus and rescind Order #40-2013 approved February 5, 2013
- 2 Consider Order approving request to set public hearing for abatement at 7301 Pineview Drive
- 3 Consider Order approving Gautier Election Commission
- 4 Consider Order approving Inter-Local Agreement with Jackson County to use voting machines for Municipal Elections, and rescind Inter-Local Agreement approved on January 15, 2013
- 5 Consider Order approving corrected minutes from Council Meeting held February 5, 2013
- 6 Consider Order authorizing Heidelberg & Associates, Inc., Appraisers to prepare and provide the City of Gautier with an appraisal report for a waterline easement at 2201 Guillotteville Road

**STUDY AGENDA  
CITY OF GAUTIER, MISSISSIPPI  
February 19, 2013**

- 1 Discuss Citizen Comments**
- 2 Discuss Council Comments**
- 3 Discuss City Manager Comments**
- 4 Discuss City Clerk Comments**
- 5 Discuss City Attorney Comments**

**Adjourn until March 5, 2013**  
[www.gautier-ms.gov](http://www.gautier-ms.gov)

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**Motion was made by Councilman Macfarland, seconded by Councilwoman Martin and unanimously carried to approve agenda order.**

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**Announcements**

- 1 Town Hall Meeting Tuesday, March 12, 2013, 5:00 PM – 7:00 PM at the Mississippi Gulf Coast Community College Student Center (Cafeteria)**
- 2 Ribbon Cutting for Nature’s Playground Sculpture, Friday, March 22, 2013, 10:00 AM Center Roundabout**

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**Presentations**

- 1 Presentation of ‘Hero Hats’ Fundraiser to Gautier Firefighters by Fred’s Super Dollar Store**
- 2 City Manager’s Annual Report**

# CM2012 Annual Report

FOR THE YEAR BEGINNING JANUARY 1

Partnerships among our residents, businesses, community agencies, educational institutions, and local government are critical in creating innovative and efficient ways to meet our community's needs.

## Building Together

The City of Gautier has a strong tradition rising to the challenge of creating a better tomorrow. As we continue to respond to the new economic realities, the partnerships among our residents, businesses, community agencies, educational institutions, and local government are critical in creating innovative and efficient ways to meet our community's needs. In this Annual Report, you will see a number of accomplishments that reflect how we are working together to build a better future.

In September 2012, the City adopted its first ever 5-Year Strategic Plan. We have aligned many city services with the goals of strengthening budgetary controls. At the same time, we're strengthening parks and recreation and continuing our economic development success.

The economic volatility of the last several years has made for hard budget choices. During my first three months as your City Manager, I held a Manager-Council retreat, a Town Hall meeting, six City Council meetings, and prepared a recommendation and report considering the privatization of Public Works. In the nine months since, the City held its first annual Spring Employee Appreciation picnic, coordinated disaster efforts for Storm Isaac, re-organized existing departments to reduce risk and liability and increase productivity, held its Christmas employee appreciation party, coordinated a Youth in Government Week in partnership with the school district's gifted students program, adopted a new budget by reducing fourth quarter expenditures by more than \$600,000 and reducing the FY 2013 budget by another \$360,000.

The City saw new business ribbon cuttings in 2012. We also celebrated the completion of major projects such as the new Police Department, the retrofit of city hall for the Planning and Economic Development Department, and the 2-Day Ceremony for the Veterans Tribute Tower. Our economic development and planning efforts



continue to prosper under the direction of Eric Meyer and his staff. The City was recognized as the 2012 CEDA winner by the MEDC for its ability to retain B&D Plastics, resulting in the creation of 50 new competitive wage jobs for an industry now undergoing its second major expansion. Along the same Highway 57/I-10 Corridor, the City also attracted a 16-acre medical campus and is now speaking with hotel developments for sites in the same area. Major projects on the horizon are the completion of the \$6 million streetscape project, the 42' tall Nature's Playground statue, development of the 32-acre town green, a new fire station west to assure insurance rates stay low, and the development of a Parks and Recreation Master Plan thanks to 2012 enabling legislation that will allow voters to support a 1% sales tax on prepared meals and hotel beds on the city's June ballot.

In 2012, the City privatized its public works. The contract with a service provider resulted in a savings of hundreds of thousands of dollars for long-needed capital projects. Gautier was able to contract for engineering services, and also the labor needed to install the city's clear water filtration system, radio-read meters and costly drainage improvements at zero additional cost. The City also refinanced old utility bonds with a high interest rate, passing the savings towards the purchase of the water filtration system so that clear water will result in NO additional charge to residents.

In 2013, citizens will continue to see new money-saving improvements in the way we do business. When it came time to renew the City's waste management contract, we negotiated lower costs and also included free drop-off for citizens and free dumpsters for code enforcement.

We will continue to implement structural efficiencies such as the recent separation of the City Clerk Department to create a new Finance Department and Human Resources Department. The new departments utilize existing personnel with improved efficiencies and transparency, to further reduce budgetary costs and minimize city liability. The Police Department continues to lift Gautier's profile in the region and state as a leader in crime prevention under the direction of Chief Elbin, emphasizing neighborhood crime prevention as one of the safest communities to on the Coast. The Fire Department also continues to excel under the direction of Chief Frair, providing fire protection and aggressively pursuing money-saving grants. For our departments, the biggest challenge continues to be employee retention. The City of Gautier has not kept pace with its neighboring governments offering annual step increases. In future budget years, the city will explore merit-based step increases as a gap measure. It will take time, community support and economic development to restore our long-term fiscal health.

I encourage you to take a look at the City's Strategic Plan ([www.gautier-ms.gov](http://www.gautier-ms.gov)) for a complete description of services, programs, and projects that every City department is undertaking. As we look for creative ways to provide core services and new programs, we appreciate your feedback about how we are doing. We have a great challenge and opportunity in planning for the future. I look forward to hearing from you.

Sincerely,

*Samantha D. Abell*

City Manager,

[sabell@gautier-ms.gov](mailto:sabell@gautier-ms.gov)

Motion was made by Mayor Fortenberry, to continue Business Item #1 – Approval of Development and Reimbursement Agreement with Singing River, LLC at 2800 Highway 90 until March 5, 2013 Council Meeting. Motion was seconded by Councilwoman Martin and unanimously carried.

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There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

**RESOLUTION NUMBER 007-2013**

**RESOLUTION OF THE CITY COUNCIL OF GAUTIER, MISSISSIPPI, REQUESTING THE LEGISLATURE OF THE STATE OF MISSISSIPPI TO ENACT LOCAL & PRIVATE LEGISLATION DESIGNATING A SEGMENT OF HIGHWAY 90 AS THE “SCOTT E. PRUITT HIGHWAY”**

**WHEREAS, Scott E. Pruitt, (b. Jan 02, 1974. d. April 28, 2012) was a Graduate of Pascagoula High School in 1992. He is survived by Fiancée Trisha Anderson-Lane, and two daughters Jennifer and Jordyn Pruitt;**

**WHEREAS, He joined the United States Marine Corp in 1993 and graduated in 2012 from American Military University in Anchorage, Alaska, with a BA Criminal Justice;**

**WHEREAS, On April 28, 2012 MSGT Pruitt and three other Marines and Afghan Policeman were in one of four trucks making a routine military patrol run through “Zaranj”, a town in Afghanistan’s Nimruz Province, when suddenly there was an explosion . MSGT Pruitt was hit in the neck and legs with shrapnel and was killed;**

**WHEREAS, MSGT Pruitt was a few weeks shy of his 19<sup>th</sup> anniversary in the United States Marine Corps in 2012. During his enlistment as a Financial MGT Resource Analyst, he served in Okinawa, Japan; Keflavik, Iceland; Marine Corps Air Station Beaufort, South Carolina; Camp Johnson, North Carolina; and training and Education Command, Quantico, Va.;**

**WHEREAS, MSGT Pruitt would have returned to the States in February, 2013 and would have retire after 20 years served, on June 23, 2013. MSGT Pruitt was buried Tuesday, May 8, 2012; Arlington National Cemetery, Washington, D.C.;**

**WHEREAS, The City of Gautier and the Citizens therein, wishes to commemorate the life of this honorable man by naming a portion of Highway 90, in Jackson County as the “SCOTT E. PRUITT HIGHWAY”;**

**BE IT, THEREFORE, RESOLVED that the City of Gautier hereby request that the Legislature enact local and private legislation, a copy of which is attached hereto, designating a segment of Mississippi Highway 90 as the “SCOTT E. PRUITT HIGHWAY”.**

**BE IT KNOWN THAT the motion to approve the foregoing resolution was made by Councilman Macfarland, and was seconded by Councilman Jones, and the following vote was recorded:**

Mayor	Tommy Fortenberry	<u>YES</u>
Councilwoman at Large	Mary Martin	<u>YES</u>
Councilman Ward 1	Johnny Jones	<u>YES</u>
Councilman Ward 2	Hurley Ray Guillotte	<u>YES</u>
Councilman Ward 3	Gordon Gollott	<u>YES</u>
Councilman Ward 4	Scott McFarland	<u>YES</u>
Councilman Ward 5	Adam Colledge	<u>YES</u>

RESOLVED, this the 19TH day of FEBRUARY, 2013.

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

**ORDER NUMBER 044-2013**

**CITY OF GAUTIER  
CONDITIONAL USE-MAJOR DEVELOPMENT PERMIT  
GPC CASE NO. 13-01-CU**

**CHURCH AT THE SQUARE**

**REGARDING PARCEL ID NO: 82436570.000**

The City of Gautier, at its regular meeting held on February 19, 2013, considered the application for a Conditional Use-Major Development Permit for a church as submitted by Stephen Bryan Cirlot, Pastor of Church at the Square. The parcel subject to this Permit is located at 1443 Highway 90, Gautier, Mississippi, 39553. After due public notice, the City Council, having considered the favorable recommendation by the Planning Commission, application, testimony and exhibits presented by the applicant, the report of the City Staff and all other relevant testimony, exhibits and other evidence, pursuant to applicable provisions of the City's Unified Development Ordinance, hereby approves the Conditional Use-Major Development Permit and orders as follows:

1. This proposed Conditional Use-Major is consistent with the goals, objectives and policies of the City's Comprehensive Plan.
2. This proposed Conditional Use-Major is consistent with the character of the immediate vicinity of the proposed use.
3. The proposed use, classified as a church, is permitted as a Conditional Use-Major in the C-2 District.
4. Therefore, the City Council accepts the recommendation of the Planning Commission and approves the application submitted on December 27, 2012 for a Conditional Use-Major Development Permit.
5. The following additional condition will ensure that the operation of the proposed conditional use will minimize any detrimental effects on neighboring properties and shall apply to the project:
  - a. The location shall meet all accessibility requirements for change of occupancy as stated in Section 3409 of the International Building Code. (See attached.)

- b. The physical location of the church and all operations shall be restricted to the location at 1441-B and 1443 Highway 90. Any further expansion shall require the permit to be amended.
  - c. Noise levels shall meet the City's noise ordinance. (See attached.)
6. The City Clerk shall have this permit recorded in the public records of Jackson County, at the expense of the applicant, and provide the applicant a copy of the permit with the recording information affixed.
7. The Gautier Planning Commission recommended approval of this Conditional Use-Major Development Permit on February 7, 2013.
8. The City Council adopted this Conditional Use-Major Development Permit on a recorded vote of 7 ayes to 0 nays to approve the application of Church at the Square, located at 1443 Highway 90, in Gautier, Mississippi, and identified as Jackson County Parcel No. 82436570.000.

Motion was made by Mayor Fortenberry, seconded by Councilwoman Martin and the following vote was recorded:

AYES: Tommy Fortenberry  
Johnny Jones  
Hurley Ray Guillotte  
Gordon Gollott  
Mary Martin  
Scott Macfarland  
Adam Colledge

NAYS: None

February 19, 2013  
Date of Issuance

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Tommy Fortenberry, Mayor  
City of Gautier, Mississippi  
3330 Highway 90  
Gautier, MS 39553

ATTEST:

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Cynthia Russell  
City Clerk

**CITY OF GAUTIER  
MEMORANDUM**

**To:** Samantha Abell, City Manager  
**From:** Babs Logan, Planning Technician  
**Thru:** Eric Meyer, Economic Development Director  
**Date:** February 12, 2013  
**Subject:** Conditional Use-Major Permit for Church at the Square at 1443 Highway 90  
(GPC Case No. 13-01-CU)

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**REQUEST:**

The Economic Development/Planning Department has received a request from Mr. Steven Bryan Cirlot, pastor of Church at the Square, for a Conditional Use-Major permit to operate a church at 1443 Highway 90, PID #82436570.000. The application fee of \$250 was paid on December 27, 2012. The application was approved for legal sufficiency by the City Attorney on January 25, 2013. All public notice requirements have been met.

**DISCUSSION:**

Staff has attached a Staff Report with detailed project analysis. The Planning Commission held a public hearing on February 7, 2013 to consider the request and found that the proposed church will be compatible and harmonious with the C-2 district. The GPC recommends the approval of the Conditional Use-Major Development Permit and orders as follows:

1. This proposed Conditional Use-Major is consistent with the goals, objectives and policies of the City's Comprehensive Plan.
2. This proposed Conditional Use-Major is consistent with the character of the immediate vicinity of the proposed use.
3. The proposed use, classified as a church, is permitted as a Conditional Use-Major in the C-2 District.
4. Therefore, the City Council accepts the recommendation of the Planning Commission and approves the application submitted on December 27, 2012 for a Conditional Use-Major Development Permit.

5. The following additional conditions will ensure that the operation of the proposed Conditional Use-Major will minimize any detrimental effects on neighboring properties and shall apply to the project:

- a. The location shall meet all accessibility requirements for change of occupancy as stated in Section 3409 of the International Building Code.
- b. The physical location of the church and all operations shall be restricted to the location at 1441-B and 1443 Highway 90. Any further expansion shall require the permit to be amended.
- c. Noise levels shall meet the City's noise ordinance.

**RECOMMENDATION:**

The City Council may:

1. Approve the Conditional Use-Major Permit as recommended by the Planning Commission; or
2. Approve the Conditional Use-Major Permit with changes; or
3. Deny the Conditional Use-Major Permit.

**ATTACHMENTS:**

Conditional Use-Major Permit Development Order

Staff Report with Back Up

**Gautier Planning Commission**

**Regular Meeting Agenda**

**February 7, 2013**

**VIII. NEW BUSINESS**

A. QUASI-JUDICIAL

1. REQUEST FOR A CONDITIONAL USE-MAJOR TO ALLOW A CHURCH IN A C-2 ZONING DISTRICT, 1443 HIGHWAY 90 (STEPHEN BRYAN CIRLOT, PASTOR OF CHURCH AT THE SQUARE) (GPC CASE #13-01-CU)