

COMMISSION ON MARINE RESOURCES

SPECIAL SESSION

October 8, 2019
6th Floor Executive Conference Room
1141 Bayview Avenue
Biloxi, Mississippi 39530

Commission Members:

Mark Havard, Chairman, via telephone

Ronald Daniels, Vice Chairman, via telephone

Steve Bosarge, via telephone

Richard Gollott

Natalie Guess, via telephone

Also Present:

Joe Spraggins, Executive Director DMR

Sandy Chesnut, Esq., Assistant Attorney General

1 JOE SPRAGGINS: Please state your name for the
2 record of who is here.

3 COMMISSIONER DANIELS: Ronnie Daniels.

4 JOE SPRAGGINS: Ronnie Daniels, okay.

5 COMMISSIONER BOSARGE: Steve Bosarge.

6 JOE SPRAGGINS: Steve Bosarge, okay.

7 COMMISSIONER HAVARD: Mark Havard.

8 JOE SPRAGGINS: Mark Havard.

9 COMMISSIONER GUESS: Natalie Guess.

10 JOE SPRAGGINS: Natalie Guess, and Richard is
11 here in person.

12 I think we've got what we need and we can go
13 ahead, sir, if you would, Mark, and call the meeting to
14 order when you are ready.

15 COMMISSIONER HAVARD: Yes. I would like to call
16 the meeting to order today on October the 8th, 2019.

17 First on the agenda -- I'm operating off my
18 phone, guys. So you will have to bear with me just a
19 little bit.

20 JOE SPRAGGINS: Sir, you just need to approve
21 the agenda.

22 COMMISSIONER HAVARD: Item B.

23 Can we get approval for the agenda?

24 Can we get a motion for approval for the agenda?

25 COMMISSIONER BOSARGE: So moved, Mr. Chairman.

1 COMMISSIONER GUESS: I'll make a motion.

2 JOE SPRAGGINS: Okay. Steve motioned.

3 COMMISSIONER HAVARD: I have a motion and a
4 second.

5 SANDY CHESNUT: Did Natalie second the motion?

6 COMMISSIONER GUESS: She did. I believe that
7 Steve made the motion and Natalie seconded the motion.

8 COMMISSIONER GUESS: Yes.

9 SANDY CHESNUT: Okay. So we will take a vote on
10 that.

11 JOE SPRAGGINS: We need a vote, sir.

12 COMMISSIONER HAVARD: All those in favor say
13 aye.

14 (All in favor.)

15 COMMISSIONER HAVARD: All those opposed say nay.

16 (None opposed.)

17 COMMISSIONER HAVARD: Motion so moves.

18 Next we have Executive Director's Report.

19 JOE SPRAGGINS: Yes, sir, Mr. Chairman. What we
20 have is we actually have an executive session to discuss
21 pending litigation.

22 COMMISSIONER HAVARD: I would like to make a
23 motion that we go into closed session to determine the
24 need to go into executive session to consider pending
25 litigation.

1 COMMISSIONER GOLLOTT: So moved, Mr. Chairman.

2 COMMISSIONER HAVARD: All right.

3 Can I get a second for the motion?

4 COMMISSIONER DANIELS: I'll second that.

5 COMMISSIONER BOSARGE: Steve will second.

6 COMMISSIONER HAVARD: I have a motion and a
7 second.

8 All those in favor say aye.

9 (All in favor.)

10 COMMISSIONER HAVARD: All those opposed say nay.

11 (None opposed.)

12 COMMISSIONER HAVARD: Motion so moves.

13 At this point, we will be in closed session.

14 COMMISSIONER BOSARGE: I would like to make the
15 motion that we go into executive session.

16 COMMISSIONER HAVARD: We did that.

17 Now, we are in executive session.

18 Correct?

19 JOE SPRAGGINS: No, sir. You need to make a
20 motion to go into executive session.

21 SANDY CHESNUT: I want to state for the record
22 that I have asked Jan Boyd and Jeff Clark to stay in the
23 room during this discussion because this case concerns
24 their department. I just want to state that for the
25 record, if that is okay, if everybody is okay with that.

1 In case you-all have any questions about Coastal
2 wetlands and tidelands, they will be here to answer those
3 questions.

4 COMMISSIONER GUESS: That's fine with me, Sandy.

5 JOE SPRAGGINS: Does anyone have a problem with
6 that, sir?

7 (No response.)

8 JOE SPRAGGINS: Hearing none, we do need a
9 motion to go into executive session.

10 COMMISSIONER HAVARD: At this time, I would like
11 to make a motion that we go into executive session to
12 discuss pending litigation.

13 COMMISSIONER GOLLOTT: I'll second that.

14 COMMISSIONER HAVARD: All those in favor say
15 aye.

16 (All in favor.)

17 COMMISSIONER HAVARD: All those opposed say nay.

18 (None opposed.)

19 COMMISSIONER HAVARD: Motion so moves.

20 JOE SPRAGGINS: Make the statement now that we
21 are out of executive session. We are in an open session.

22 COMMISSIONER HAVARD: All right. We are out of
23 executive session and back in open session, and legal, can
24 you guys give us an overview of the official record?

25 SANDY CHESNUT: Yes, sir.

1 At 2:05, a motion was made by Commissioner
2 Gollott and seconded by Commissioner Daniels to go into
3 closed session to discuss the need for executive session
4 to discuss pending litigation.

5 At 2:06, a motion was made by Commissioner
6 Havard to go into executive session to discuss pending
7 litigation. That motion was seconded by Commissioner
8 Gollott.

9 At 2:25, Commissioner Guess made the motion that
10 the Commission not appeal the Starr decision rendered by
11 Judge Schloegel on September 25th, 2019. That motion was
12 seconded by Commissioner Bosarge and passed unanimously.

13 A motion was made at 2:34 by Commissioner
14 Gollott and seconded by Commissioner Havard for the staff
15 to gather and bring back information regarding
16 professional surveys and engineering reports, in relation
17 to the filling of Coastal wetlands and that will be
18 discussed at the Tuesday, October 15th, meeting.

19 At 2:34, a motion was made by Commissioner
20 Havard and seconded by Commissioner Guess to end the
21 executive session.

22 That is the end of the legal report.

23 COMMISSIONER HAVARD: Very good.

24 Thank you, Sandy.

25 That moves us on to the Commissioners Report.

1 Does anybody have anything to report?

2 (No response.)

3 COMMISSIONER HAVARD: No reports.

4 Let's move on to other business.

5 Do we have any other business that we need to
6 discuss today?

7 (No response.)

8 COMMISSIONER HAVARD: No other business.

9 Do we have any public comments?

10 JOE SPRAGGINS: There is no public.

11 COMMISSIONER HAVARD: No public comments.

12 At this time, I would like to make a motion that
13 we end the meeting for today.

14 COMMISSIONER GUESS: I'll second.

15 COMMISSIONER HAVARD: I've got a motion and a
16 second.

17 All those in favor say aye.

18 (All in favor.)

19 COMMISSIONER HAVARD: Motion moves.

20 Thank you guys for showing up today. I know
21 everybody has got a busy day and they took time to hear
22 this out, and I want to thank everybody for doing that and
23 we will see you guys next Tuesday.

24 JOE SPRAGGINS: Thank y'all and have a great
25 day.

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CERTIFICATE

I, Lucille Morgan, Certified Shorthand Reporter, do hereby certify that the above and foregoing is a true and correct transcription of the audio recording of the October 8, 2019, special session of the commission on Marine Resources, to the best of my skill and ability; and, further, that I am not a relative, employee, or agent, of any of the parties thereto, nor financially interested in the cause.

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