

**CITY OF BILOXI
AGENDA ITEM
FACT SHEET**

Item No.: 5 QQ

Council Meeting Date: November 21, 2023

ITEM TITLE: RESOLUTION

INTRODUCED BY: Mayor Andrew "FoFo" Gilich

CONTACT PERSON: E. Michael Leonard, CAO *gll*
Christy LeBatard, Director of Engineering

SUMMARY EXPLANATION:

Resolution authorizing the purchase of wetlands mitigation credits from Wildlife Mississippi in connection with Capital Project No. 913: Poppo Ferry Extension and amending the municipal budget to provide funding for said purchase

Resolution Ordinance _____ Public Hearing _____ Routine Agenda _____

Exhibits for Review

Contract _____ Minutes _____ Plans/Maps _____ Deed _____ Lease _____

Other (Specify): Exhibit A: Quote
Exhibit B: Quote
Exhibit C: Quote

Submittal Authorization: Council President _____ Mayor

STAFF RECOMMENDATION: Staff recommends approval

COUNCIL ACTION: Motion By: _____ Second By: _____

Vote:	Councilmember	Yes	No	AFR	ABST	Councilmember	Yes	No	AFR	ABST
	Lawrence	___	___	___	___	Tisdale	___	___	___	___
	Gines	___	___	___	___	Glavan	___	___	___	___
	Newman	___	___	___	___	Barrett	___	___	___	___
	Deming	___	___	___	___					

ACTION TAKEN:

Resolution No.

RESOLUTION AUTHORIZING THE PURCHASE OF WETLANDS MITIGATION CREDITS FROM WILDLIFE MISSISSIPPI IN CONNECTION WITH CAPITAL PROJECT NO. 913: POPPS FERRY EXTENSION AND AMENDING THE MUNICIPAL BUDGET TO PROVIDE FUNDING FOR SAID PURCHASE

WHEREAS, the City of Biloxi (the “City”) created Capital Project No. 913: Poppo Ferry Extension (“Project 913”) for the purposes of extending Poppo Ferry Road to U.S. Highway 90;

WHEREAS, the goals of Project 913 will impact approximately one (1) acre of wetlands;

WHEREAS, in order to obtain the necessary wetlands permit from the U.S. Army Corp of Engineers, it is necessary that the City purchase wetlands mitigation credits;

WHEREAS, at this time it has not yet been determined whether the City will require wet pine flats mitigation credit or bottomland hardwoods mitigation credit;

WHEREAS, the City has obtained quotes, attached hereto as Exhibits “A,” “B” and “C,” for both types of mitigation credits;

WHEREAS, the lowest and best quote, attached hereto as Exhibit “A,” for wet pine flats mitigation credit is Seven Thousand and 00/100 Dollars (\$7,000.00) from Wildlife Mississippi;

WHEREAS, the lowest and best quote, attached hereto as Exhibit “B,” for bottomland hardwoods mitigation credit is Seven Thousand Five Hundred and 00/100 Dollars (\$7,500.00) from Wildlife Mississippi;

WHEREAS, it is necessary that the municipal budget for fiscal year ending September 30, 2024 be amended to provide funding for the purchase of the required mitigation credit by transferring the sum of Seven Thousand Five Hundred and 00/100 Dollars (\$7,500.00) from the General Fund to Project 913, expense line item ARPA3C-6658-C0913;

WHEREAS, Section 21-35-25 of the Mississippi Code of 1972, Annotated, provides authorization for the governing authorities of a municipality to amend the budget of such

municipality, provided there be funds in the treasury of the municipality not appropriated by the budget and there is a deficit in any one (1) or more items provided for in the budget;

WHEREAS, the purposes of Project 913 are permissible uses of said funds; and

WHEREAS, it is the recommendation of Christy LeBatard, Director of Engineering, that, subject to the approval of the U.S. Army Corp of Engineers and the Mississippi Department of Transportation, the City purchase the appropriate mitigation credit and amend the municipal budget as described above.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF BILOXI, MISSISSIPPI, AS FOLLOWS:

SECTION ONE: The findings, conclusions, and statements contained in the preamble of this are hereby approved, adopted, and ratified.

SECTION TWO: Subject to the to the approval of the U.S. Army Corp of Engineers and the Mississippi Department of Transportation, the purchase of either wet pine flats mitigation credit for Seven Thousand and 00/100 Dollars (\$7,000.00), or bottomland hardwoods mitigation credit for Seven Thousand Five Hundred and 00/100 Dollars (\$7,500.00) is hereby authorized and approved.

SECTION THREE: The Municipal Budget of the City of Biloxi for fiscal year ending September 30, 2024, is hereby amended to reflect the transfer of Seven Thousand Five Hundred and 00/100 Dollars (\$7,500.00) from the General Fund to Capital Project No. 913: Popps Ferry Extension, line item ARPA3C-6658-C0913.

SECTION FOUR: This Resolution shall take effect and be in force from and after

From: [Brandon Pike](#)
To: [Monica Patel](#)
Cc: [David Seyfarth](#)
Subject: RE: Popp's Ferry Rd Extension Wetland Permit Application
Date: Thursday, November 9, 2023 3:58:08 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)



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Understood. Per my conversation with David just now, the WRAP credit that they're alluding to will have to be converted to ratio-method credits that are used by all Mobile Corps mitigation banks here on the Coast. We can get to that later based on your total impacts acreages and using the WRAP scores you generated to determine the quality of the impacted wetlands. At the moment credit prices are generally \$8,000 per credit for both pine savannah and for bottomland hardwood habitat types. If we were to sell the City pine savannah credits they would come from our Devil's Swamp Phase I mitigation bank in Hancock Co and if bottomland hardwood we would draw those from our mitigation bank in George Co (cleverly named the George County Mitigation Bank).

Is that helpful? Let me know if you have additional questions.

BP

Brandon A. Pike

THE WETLANDS SOLUTIONS COMPANIES

Wetlands Solutions Mitigation Banks

ECO|RESTORE, LLC

14231 Seaway Road, Suite 7007

Gulfport, Mississippi 39503

E: bpikewetlandssolutions.com

C: 228.990.8870

From: Monica Patel <monica.patel@neel-schaffer.com>

Sent: Thursday, November 9, 2023 3:48 PM

To: Brandon Pike <bpikewetlandssolutions.com>

Cc: David Seyfarth <david.seyfarth@neel-schaffer.com>

Subject: Re: Popp's Ferry Rd Extension Wetland Permit Application

We don't have a permit yet. MDOT asked for us to purchase 1.0 WRAP credit.

Monica Patel, CERP

Environmental Manager