

The Board of Mayor and Aldermen of the City of Waveland, Mississippi met in regular session at the Waveland City Hall Boardroom, 301 Coleman Avenue, Waveland, MS. on January 16, 2013 at 6:30 p.m., to take action on the following matters of city business.

(Tape of meeting for listening available via records request)

PUBLIC COMMENTS

Re: Mr. Dwayne Bremer discussed his concerns regarding the Corp of Engineers planned levee system in Louisiana and the flooding repercussions on Hancock County. He said the Corp. of Engineers has proven that the levees will raise flood elevations. If these levels are raised 1 or 2 feet, this could cause the D-firms to be adjusted again and cause currently dry areas to be uninsurable with flood insurance. Mr. Bremer said his suggestion is to back the County in their efforts and call your state and local leaders to have a voice in this issue.

ROLL CALL

Mayor Garcia noted for the record the presence of Aldermen Stahler, Lafontaine and Kidd, along with City Attorney Gary Yarborough and City Clerk Lisa Planchard.

Alderman Geoffrey was absent due to illness.

MAYOR'S REPORT: (EXHIBIT A)

Re: Told audience members that the State of Louisiana and the Army Corp. of Engineers appear to be moving forward with plans that include building new levees to close off the Lake Pontchartrain basin. He also noted a letter written by City Attorney Gary Yarborough to County Attorney Ronald Artigues pledging the City's support in opposition to any plan by the Southeast Louisiana Flood Protection Authority to close a portion or all of the Lake Pontchartrain Basin with a levee system or similar development. He provided Board members with an article written by Mr. Dwayne Bremer for the Sea Coast Echo, which addresses concerns of this Louisiana Levee System.

ALDERMEN'S COMMENTS:

Alderman Stahler:

Re: Has the City been reading meters citywide? Public Works Director, Brent Anderson said that they do currently read commercial meters (anything over a 2" meter). He said he met with the Mayor and with personnel and explained how important it was that the electronic meter reading machine is ready to go. The instructor is supposed to be at City Hall this week to train and make sure the software is still compatible. Once it's ready for use, they will do a base read. He said there are still about 50 to 60 uninstalled meters throughout the City which the machine can help identify along with broken meters, and are shooting for the first of February to start reading. Mr. Anderson said the repair and education of the machine will provide a clear answer to those residences not hooked up. Alderman Stahler said a year and a half ago, she and Mrs. Planchard met with Mr. Johnson from Community Resource Group, who had asked then for about 2 to 3 months of meter readings to provide a clear picture for him to advise the City on our rates. Mr. Anderson said the South side (of the railroad tracks) is ready; noting that there may be a few where the antenna got covered up, but most meters are ready to be read. He said the machine will indicate addresses not in the system or addresses in the system but not getting read; this will give them a more accurate list. He said everybody will be checking those; noting the Annexed area is ready to go. Mr. Anderson said the machine had never been used since he had been employed in the Director's position. He said before you use this machine, the proper date has to be put in it; if not the entire read is bad (it goes back to reading the old cycle, by date). Mr. Anderson said they have a representative coming to give a training class on the machine's use. Alderman Kidd asked about the ability of the machine to identify individual addresses. He said if all the MIU #'s (for each meter) are in the BBI system, the electronic machine will read them. Mrs. Planchard said she spoke with Mr. Darryl Antoine today and Mrs. Marilyn Smith is giving him and Walter

Meeting of January 16, 2013

6:30 p.m.

Johnson route books with addresses to get these MIU numbers. They will be going address by address to make sure we have all the residential MIU #'s to get the system so that all addresses can be identified and read. Mr. Anderson said once the residential reading starts, each cycle should be able to be done in 2 days, and whatever the machine misses they will go back out and hand read those residences.

Mr. Anderson said there's a new resort being built down by Bayou Caddy and they will be hooking up to the City's gas system; based upon what he's been told, this should be a substantial gas customer for the City.

Mr. Anderson addressed the newly constructed access road at Waveland School. He said he, Chief Hurt and Mayor Garcia recently met with school officials. The road (opening onto Old Spanish Trail) will be open to school traffic on February 8, 2013. Busses will use the front (St. Joseph St.) entrance/exit and school traffic will use the rear (Old Spanish Trail) entrance/exit.

Re: Mr. Anderson said the man lift has been delivered to remove the Christmas decorations.

Alderman Lafontaine:

Re: Said he had gotten a complaint from a citizen who said they received a cut-off notice for being 15 days late with their utility payment. Ms. Planchard said after 15 days late, a late notice is sent and after 30 days the meter is cutoff; there is wording printed on the bill notifying customers of this post 30 day cutoff. Ms. Planchard said she would check with Utilities about the "cutoff after 15 days."

Re: Is there anything that can be done to temporarily fix the holes on St. Joseph near Jeff Davis. Mr. Anderson said they grade it, but after rain or a few days of traffic it's just as bad. Alderman Lafontaine requested that asphalt be put down if it's not too expensive right now. Mr. Anderson said the problem with putting asphalt is that the pipe is still broken under there; it's constantly sinking. He's afraid if they put asphalt on it, it's just going to start breaking the asphalt up and then he'll have no way to repair that. The pipe along St. Joseph is steadily crushing because of the sinkage. He said he's got clay gravel in there, he's got sand and limestone in there, and every 2 to 3 days it sinks having to grade it and add limestone, but he said the hole is 16' deep with a 15' pipe, so all that ground water is steady going into there; he would not recommend the asphalt.

Re: With regard to grass cutting, he feels now is the time to get ready for the spring and summer. Alderman Lafontaine asked Mr. Anderson for a plan for 2013 summer grass cutting and maintenance program that can be discussed at the January 23rd budget update workshop, perhaps hiring seasonal help. Mr. Anderson said this summer should be a little bit better since he has 2 additional full-time employees to do this; he said it really makes a difference to be able to follow behind the tractors with the mowers and weed eaters. He said last year they basically only used 2 tractors; there were only 4 employees cutting grass. Alderman Lafontaine said that he understands how the employees get pulled off of a regular job, and asked about the possibility of hiring summer help and placing them with 2 experienced workers to provide instruction and guidance. Mr. Lafontaine asked what could be done to have a designated grass cutting crew that would not have to be pulled away to assist other jobs. Mr. Anderson said the City has probably one of the best equipment operators that we've had in years, David Gill. Mr. Anderson said he would have to put a plan together, because right now he would not be able to run the grass crews exclusively without ever having to assist another job. He also said Willie (Moody) and Jeffrey (Smith) with the Parks Department have been great by helping take the load off by maintaining Coleman Avenue and helping to cut the cemetery. Mr. Anderson said his crew can basically now cut the length of Hwy 90 in 2 days.

Alderman Kidd:

Re: Asked if the Highway could be cut prior to the Nereids Parade. Brent Anderson told Alderman Kidd this is already scheduled. Nereids will use the same route as last year, riding from Bay St. Louis west bound in the east bound lane through to Waveland Avenue.

Alderman Lafontaine: (continued)

Re: Commented about the amount of sewage pumping and fees being charged the City by HCUA; and how is this possible when the City has ½ the customers but double the sewage of other entities in the County. He said he understands that the City has infiltration, but so do the other member entities of HCUA. Again he said he does not see where other entities can have double the customers, but pump ½ the amount of sewage.

Alderman Kidd commented on the following:

Re: Asked about getting the volleyball lights by the Pier. He and Alderman Stahler would like to see volleyball lighting installed throughout the beach area by the pier so that Volleyball tournaments could be held. Mr. Mickey Lagasse said he would discuss possible funding issues related to this at the time his requests regarding Tidelands Funding come up on the agenda.

Re: At the Apartment Complex called 'The Ridge', he noticed residents exiting the complex with trash on the tailgates of their vehicles. The trash is falling onto the Highway when they make the turn onto the highway. Mayor Garcia said the City could do a better job providing citizens with a 1-800 number that allow citizens to report the tag number of those who litter. March 1st will kick off beautification month. Mayor Garcia will get the phone number to his staff to advertise. It would be nice if every Saturday from 8:00 am to noon, Board members/volunteers choose a neighborhood and do a clean up throughout the month of March. This would help the "Keep Waveland Beautiful" organization. Alderman Lafontaine said he would certainly volunteer his time and would like to see a clean-up on Waveland Avenue; Alderman Kidd concurred.

Re: When can Mrs. Suzie Lee with the Library Board come to a Board meeting to provide Board members with a Library update? Alderman Stahler said she is interested to see how the new Diamondhead Library will impact the Library's budget.

Re: Alderman Stahler (continued)

Re: Asked about progress of the culvert ordinance. Mr. Yarborough said he had a draft completed and would have to get it to Mr. Anderson to read and provide input.

Re: Asked Board members to consider using a modified consent agenda and receive the agenda and docket by email; would the Board members be willing to try once? She said this would cut down on paper cost and staff time. After discussion, Ms. Fayard said she would provide Board members with both paper packets and scanning and emailing their packet materials to them for the next meeting.

MINUTES

Re: The Meeting of December 19, 2012

Alderman Lafontaine moved, seconded by Alderman Kidd to approve the Minutes of the meeting of December 19, 2012, as submitted by the City Clerk. **(EXHIBIT B)**

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Abstain: Stahler

Nay: None

Absent: Geoffrey

*Alderman Lafontaine asked for clarity with the December 19th minutes; the contract with Digital Engineering Water Extension Project – Annexed area. Mr. Yarborough said Digital had submitted an amendment to the prior MDA... and what Mr. Yarborough did was incorporate that and use the same contractual language that was used for the Jeff Davis/Gulfside project contracts; that scope of work was put into this contract so now it's a brand new contract instead of an amendment to a prior contract. Mrs. Planchard said the full contract will be exhibited with this motion. Alderman Lafontaine asked if it had to be re-bid. Mr. Yarborough said no, "It's a service, but the construction work will be re-bid".

Re: The Meeting of January 2, 2013

Meeting of January 16, 2013

6:30 p.m.

Alderman Kidd moved, seconded by Alderman Stahler to approve the Minutes of the meeting of January 2, 2013 as submitted by the City Clerk. **(EXHIBIT C)**

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

RSVP

Re: Claims

Alderman Stahler moved, seconded by Alderman Lafontaine to approve the R.S.V.P. Claims as submitted by Ms. Mary Turcotte. **(EXHIBIT D)**

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

HANCOCK COUNTY UTILITY AUTHORITY/INVOICES/WASTEWATER

Re: Invoices submitted by HCUA (Hancock County Utility Authority) for payment

Alderman Kidd moved, seconded by Alderman Stahler to approve the following invoices from the Hancock County Utility Authority as listed, Items a-c: (Invoices on current docket): **(EXHIBIT E)**

- a. *Revised* invoice dated 11/1/2012, for October service in the amount of \$9,479.98.
- b. *Revised* invoice dated 11/30/2012, for November service in the amount of \$55,514.10
- c. Invoice dated 12/31/2012, for December service in the amount of \$54,093.85

Aldermen Kidd and Lafontaine questioned the fluctuating costs and bond amounts listed on the invoices submitted by the HCUA. Mayor Garcia reminded members that all of the costs are based on % flow of each particular entity. Alderman Stahler questioned the City being invoiced for bond payments based on % flow when bond payments are a fixed monthly cost to the Utility Authority. Mrs. Planchard told Board members that Ms. Dudding would be meeting with Mr. Pitalo on Monday to try and find answers to these and other questions. Alderman Lafontaine asked Alderman Stahler to not only address the bond payments being based on a % basis per entity, but also what exactly per thousand is the City of Waveland supposed to be paying because every bill that the City's gotten has a different amount. He said December 2012 front page of invoice shows \$1.82 per thousand, but the back page of the December 2012 invoice shows \$2.21 per thousand; the same with the October and November invoices, all differing amounts. Alderman Stahler explained the cost per thousand to Board member. Alderman Lafontaine noted that basically this cost will change every month per entity to meet the invoice amount however high that may go. Alderman Kidd asked Alderman Stahler to find out the exact dollar amount for those bonds, what the payments were for, and what the bond funds were spent on.

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

DOCKET OF CLAIMS

Re: Claims Nos.

Alderman Stahler moved, seconded by Alderman Lafontaine to approve the Docket of Claims dated 01/16/2013 as submitted by the City Clerk. **(EXHIBIT F)**

001 Fund – 220 to 575
99 Fund - 1 to 1
100 Fund – None
101 Fund – 12 to 12
102 Fund – None
103 Fund – 7 to 8
124 Fund – 45 to 48
125 Fund – None
127 Fund - 18 to 18
400 Fund – 116 to 181

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

ADVERTISEMENT/BAY HIGH SCHOOL BASEBALL

Re: Request for Sign Advertisement Renewal

Alderman Lafontaine moved, seconded by Alderman Kidd to approve a request from Bay High Baseball to renew the City's Fence Sign (advertisement) at the Bay High Baseball Field at a cost of \$150.00 or \$300.00, depending upon the condition and wording on the sign. If the sign is in deplorable condition, the City will spend \$300.00 for a new sign; if the sign is in good shape, the City will renew the sign advertisement at \$150.00
(EXHIBIT G)

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

TIDELANDS FY2013/TIDELANDS GRANT AGREEMENT/GRANT AGREEMENT

Re: a) 2013 Grant Agreement and b) Tidelands Allocation Announcement and Request for Modified Proposal/Amended Request for Funding (2013); both currently identified for Parking Bay for Beach Access

Alderman Lafontaine moved, seconded by Alderman Stahler to approve the following regarding Tidelands Grant funding, including required signatures thereon, being listed (Items a-b): **(EXHIBIT H)**

- a. Tidelands Grant Agreement, Funding # FY2013-P115 City of Waveland – Parking Bay for Beach Access.
- b. Tidelands Allocation Announcement and Request for Modified Proposal/ Amended Request for Funding (FY 2013) for the Parking Bay for Beach Access project in the amount of \$129,480.00

During discussion, Mr. Mickey Lagasse with Compton Engineering was present to answer questions related to Tidelands Funding. Mr. Lagasse asked Board members to

first accept the money for the parking bays and then, determining on whether and how far the County installs parking bays, the Board can modify the intent of the funds. Mr. Lagasse said the City will now have \$721,806.50; the \$662,149.00 as of the end of 2012, less \$69,822.50 payable to Compton Engineering this meeting, plus the \$129,480.00 received above. Alderman Lafontaine said originally the Board requested parking bays and the pavilions; how much money would be available for a splash pad now. Mr. Lagasse said what he would recommend for the "Volleyball Project" is bidding for this along with other bids for the Veterans Memorial. Alderman Lafontaine asked whether Tidelands funds would be used on the Veterans Memorial Project and how much FEMA funding would help the City out on this same project. Mr. Yarborough said he was concerned that if Tidelands funds were used, that would push the Vets Memorial Project to a 'large project' under the PW. Mayor Garcia said it would not be a large project because the City is using separate funds. He said the City would use PW funds (\$57,370.23) to bring it back to the condition it was in prior to ISAAC. The City would then make improvements from there using Tidelands funds. Mayor Garcia said he would prefer not combining the two issues so that expenditures will comply with future audit issues. Mr. Lagasse said, "We can bid the entire Memorial Project including the repairs to get back. We had a pre-existing condition of right before (Isaac). We couldn't be in a better position to show what was existing prior to the storm because we just bid that project. So we can, and have bid plenty of projects where we bid them separately, separate line item, PW work separate, everything is separate; but the Volleyball from the last time was bid under the Tidelands. Let's say its (volleyball project) \$30,000, it will take \$30,000 out of the Tidelands funds and that will have nothing to do with the Memorial. We bid it last time as an alternate. Eventually it will be part of the same Vets Memorial area." With regard to the Pier, Mr. Lagasse said "We (Compton) have not been out on the Pier to evaluate it, but if the City will give us permission and allow us to; we don't have contract signed, but we are voluntarily willing to go out and look at the damage on the thing. We're ready, we're excited."

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

**COMPTON ENGINEERING/REQUEST FOR QUALIFICATIONS/GARFIELD LADNER MEMORIAL PIER RECONSTRUCTION/REPLACEMENT PROJECT
Re: Compton Engineering for Professional Services related to the Garfield Ladner Memorial Pier Reconstruction/Replacement Project**

Alderman Lafontaine moved, seconded by Alderman Stahler to approve Compton Engineering Firm for professional Engineering Services related to the Garfield Ladner Memorial Pier Reconstruction/Replacement Project, as recommended by the selection committee. **(EXHIBIT I)**

During discussion, Mr. Yarborough confirmed with Mr. Lagasse that the PE's on the project would be Mr. Nick Mignon, and Mr. Geoff Clemmons.

Mr. Lagasse asked for permission to get on the Pier for Compton to evaluate it. Mayor Garcia said to just give the City Clerk a call who would get in contact with Parks & Recreation Director, Willie Moody, for a key; Mr. Moody can meet them on the Pier.

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

ENGINEERING SERVICES/VETERANS MEMORIAL RECONSTRUCTION PROJECT/ ADVERTISING/REQUEST FOR QUALIFICATIONS

Re: Compton Engineering for Professional Engineering Services related to the Veterans Memorial Reconstruction/Replacement Project

Alderman Kidd moved, seconded by Alderman Lafontaine to approve Compton Engineering Firm for professional Engineering Services related to the Waveland Veterans Memorial Reconstruction/Replacement Project, as recommended by the selection committee. **(EXHIBIT J)**

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

CENTRAL FIRE STATION TRAINING FACILITY /ADVERTISING/ ENGINEERING SERVICES/REQUEST FOR QUALIFICATIONS

Re: Advertise for Fire Station Training Facility (previously on Gulfside Street) to be placed at the Central Fire Station on Hwy 90

Alderman Kidd moved, seconded by Alderman Lafontaine to advertise for a 30' x 50' engineered metal building. This will replace the Fire Station Training Facility previously located on Gulfside Street; identified as FEMA PW 3085. Project inspections will be worked through the Building Department and Mr. Bill Carrigee will be doing the inspections.

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

LETTER OF SUPPORT/ CIRCUIT CLERK/ ELECTIONS/ VOTING PRECINCTS

Re: Letter of Support to Circuit Clerk requesting a Change in Polling Place from Waveland Elementary for Child Safety Reasons

Alderman Kidd moved, seconded by Alderman Lafontaine to approve a Letter of Support to Circuit Clerk of Hancock County Ms. Karen Ladner Ruhr, requesting that she reevaluate the usage of the Waveland Elementary School as a voting precinct and consider a polling place that would be more suitable for elections, other than using an elementary school. This is due to the concerns for the safety and security of the children of the school. **(EXHIBIT K)**

The Mayor said this issue was brought to him by a resident who expressed safety concerns for the children at Waveland School, noting that anyone can enter the school for the purpose of an election. The Mayor recommended moving elections from the elementary school to the Central Fire Station (truck bay, downstairs). During discussion, it was also asked to be suggested that elections be moved out of the Civic Center on Coleman Avenue to the Coleman Avenue Fire Station truck bay for voting.

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

FIRE DEPARTMENT/TRAVEL

Re: Travel for Chief Mike Smith to attend the Fire Chiefs Mid-Winter Conference in Jackson, MS.

Alderman Kidd moved, seconded by Alderman Lafontaine to approve travel for Fire Chief Mike Smith to attend the Mississippi Fire Chief's/Firefighters Mid winter Conference in Jackson, Mississippi on January 23-25, 2013. Cost to the City will be a registration fee of \$65.00, lodging for 3 nights at \$77.00 per night and 3 days per diem. A City vehicle will provide transportation.

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

COMPTROLLER/GENERAL FUND/UTILITY FUND/ENTERPRISE FUND

Re: Authorize the transfer of 12 monthly transfers from the Utility Fund to the General Fund as budgeted in the 09-30-2013 budget

Alderman Stahler moved, seconded by Alderman Lafontaine to **TABLE** 12 monthly transfers of \$13,308.00 from Utility to General Fund to cover the Utility Fund's (Enterprise Fund) share of administrative services (accounting, purchasing, payroll, etc.) as approved in adoption of 2012-2013 budget and requested by Janet Dudding.

During discussion Alderman Lafontaine said, "Today it's (utility fund) \$73,000 in the red." Ms. Planchard said, "Yes, as of December 31st, 2012." Alderman Lafontaine said, "I don't think we can afford to transfer \$13,000 a month out of it if it's in the red." Mrs. Planchard said, "The problem is that we've got to start reading meters, that's priority #1. We've got to start reading meters to bring more funds in. That \$13,000 is what's helping to fund the general fund with its budget. Even without transferring anything, the Utility Fund is still short, which tells us they don't have enough money coming in. They don't have enough money coming in because the meters are not being read." Alderman Lafontaine noted that the General Fund was \$66,000 (in the red). Planchard said the General Fund would be made whole by the property tax revenues which will be coming in; the Utility Fund, of course doesn't have that luxury. So the first step is to get the meters read, find out if there's any shortfalls with the rates that we're charging, which there may not be any. Alderman Lafontaine said he was always in favor of taking administration fees out of the Utility Fund, but when you look at both funds in the red, you're not going to bring either one of them into the black by transferring the \$13,000 per month at this time; and just like you're saying, come February when we start getting the ad valorem in, the General Funds going to be ok, but then we're just putting the Utility Fund that much further in debt by taking the \$13,000 per month. Mayor Garcia said the idea is that once we start reading the meters, the Utility Fund should pull us back out of the red. Alderman Kidd said, "Well, shouldn't we wait until then before you even start transferring money." Planchard said that may be three months, and the General Fund budget is depending on those funds to remain in balance. She said the Utility Fund is required to be self sufficient by law; as of evidence of December, it's not. Mrs. Planchard said the motion could be tabled until Ms. Dudding could be present to discuss this.

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None
Absent: Geoffrey

UTILITY DEPARTMENT/REFUNDS/TAP FEES/DEPOSITS

Re: Refund Deposit and Tap Fee to Mr. Patrick Martinez

Alderman Lafontaine moved, seconded by Alderman Kidd to refund Mr. Patrick Martinez deposit and tap fees in the amount of \$1,384.00, he should not have been charged for his garage, per Mr. Bill Carrigee. **(EXHIBIT L)**

During discussion, Mayor Garcia noted that Mr. Martinez was charged for a second meter for his garage and should not have been.

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

REQUEST FOR CASH REIMBURSEMENT (CORRECTION)/CITY HALL & CITY HALL ANNEX/MINUTES

Re: Corrected Request for Cash Reimbursement #R-109-379-02-KCR

Alderman Kidd moved, seconded by Alderman Stahler to rescind prior action taken via the minutes of 12/19/2012 spreading on the Minutes the Request for Cash Reimbursement, #R-109-379-02-KCR in the amount of \$5,550.96, City Hall/City Hall Annex and move to approve the corrected Request for Cash Reimbursement in the amount of \$5,300.95 submitted for the City Hall/City Hall Annex project, as presented by Michele Moore Gouras Urban Planning Consultants. **(EXHIBIT M)**

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

PUBLIC WORKS BUILDING/PIPE SHOP BUILDING/PUBLIC WORKS CANOPIES/WATER WORKS BUILDING/FEMA PROJECTS

Re: Advertise for Construction of Public Works Building (Old Fire Station-Gulfside Drive), Pipe Shop Building, Public Works Canopies and Water Works Building

Alderman Lafontaine moved, seconded by Alderman Stahler to approve advertising for construction of Public Works building (old Fire Station on Gulfside), the Pipe Shop building, the Public Works Canopies and the Water Works Building, as requested by Brent Anderson, Public Works Director/Recovery Manager.

Mrs. Planchard said the FEMA funding for these buildings has not yet expired, but are very close.

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

**INVOICES/AMEC ENVIRONMENT AND INFRASTRUCTURE, INC. /HMGP
PLAN UPDATE**

Re: Invoice No. X17327405, AMEC Environment & Infrastructure, Inc.

Alderman Stahler moved, seconded by Alderman Kidd to approve Invoice No. X17327405 submitted by AMEC Environment and Infrastructure, Inc. in the amount of \$2,768.65 for services related to the HMGP Plan Update and recommended to be placed in line for payment consideration contingent upon receiving funding from grant sources. **(EXHIBIT N)**

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

POLICE DEPARTMENT/SURPLUS/INVENTORY

Re: Declare Police Vehicles as Surplus

Alderman Kidd moved, seconded by Alderman Stahler to declare the following Police vehicles (Crown Victoria's) surplus, as listed (Items a-d): **(EXHIBIT O)**

	Inventory Number Mileage	Unit Number	Vin Number	
a.	090-4598	#146	2FAFP71W57X126146	48,160
b.	090-4189	#795	2FAFP71W85X169795	31,102
c.	090-4194	#804	2AFFF71W55X169804	32,273
d.	090-4192	#805	2FAFP71W75X169805	54,854

Mr. Yarborough said, "You are making a finding of fact that these are no longer used for municipal purpose and they are surplus items." Chief Hurt agreed, "No, they're not being used anymore." Mr. Yarborough said and the Board is accepting this as a finding of fact when they declare these surplus. Alderman Stahler said, "Yes."

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

**POLICE DEPARTMENT/SURPLUS/INTERGOVERNMENTAL TRANSFER/
RESOLUTION/AGREEMENT**

Re: Agreement and Joint Resolution for the Intergovernmental Transfer of Assets to various Governmental Entities

Alderman Lafontaine moved, seconded by Alderman Kidd to approve transfer of assets (Police vehicles/Crown Victoria's) to the following 3 agencies/entities and authorize City Attorney to draft the Agreement and Joint Resolution for the Intergovernmental Transfer of Assets for same, each to be sold at the negotiated amount of \$50.00; all City personnel to finalize regarding such agreement and joint resolution as needed. As listed, (Items a-d)

	Inventory Number	Vin Number	Donated Entity
a.	090-4598 Department	2FAFP71W57X126146 (EXHIBIT P)	Hancock County Sheriff's
b.	090-4189 Department	2FAFP71W85X169795 (EXHIBIT Q)	Hancock County Sheriff's

Meeting of January 16, 2013

6:30 p.m.

- | | | | |
|----|------------------------|---|----------------------------|
| c. | 090-4194
Department | 2AFFP71W55X169804
(EXHIBIT R) | Town of Brooksville Police |
| d. | 090-4192
Department | 2FAFP71W75X169805
(EXHIBIT S) | New Houlika Police |

Mr. Yarborough said, "You are making a finding of fact that the transfer is compliant with (MS. Code Section) 31-7-13(m) and that it would benefit the citizens of the State of Mississippi and Hancock County and their other respective entities of a transfer less than fair market value without appraisal."

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

TRAVEL/CITY HALL/REQUEST FOR CASH REIMBURSEMENT/REVENUE AND EXPENSE REPORT

Re: Change CMCC Class Location for Deputy City Clerk Tammy Fayard from Oxford to Hattiesburg, Mississippi

Re: Request for Cash Reimbursement –Tidelands Trust Fund Program FY#2011—P111, Waveland Veterans Memorial Project

Re: Revenue and Expenditure Report for the Month of December 2012

Spread on the minutes the following items, as listed (Items a-c):

- a. Change of class location from Oxford, Mississippi to Hattiesburg, Mississippi for Deputy City Clerk, Tammy Fayard. Lodging will be at the Holiday Inn Express and Mrs. Fayard will use a City vehicle for travel. Originally approved on the minutes of December 4, 2012.
- b. Request for Cash Reimbursement #1 from Compton Engineering in the amount of \$69,822.50 related to the Waveland Veterans Memorial Project – Tidelands Trust Fund Program FY#2011-P111. **(EXHIBIT T)**
- c. Spread on the minutes the Revenue and Expenditures Report for the Month of December, 2012, at this the second meeting of January, 2013 as presented by Comptroller Janet Dudding. **(EXHIBIT U)**

EXECUTIVE SESSION

Re: Contract Negotiations concerning the Police Department, Business Incubator and Pending Litigation regarding Yates Construction and Emson et al vs. the City of Waveland

Alderman Lafontaine moved, seconded by Alderman Kidd to consider Executive Session to discuss contract negotiations concerning the Police Department and the Business Incubator, and pending litigation regarding Yates Construction and Emson et al vs. the City of Waveland.

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

Alderman Lafontaine moved, seconded by Alderman Stahler to enter Executive Session to discuss contract negotiations concerning the Police Department and the Business Incubator, and pending litigation regarding Yates Construction and Emson et al vs. the City of Waveland.

Meeting of January 16, 2013

6:30 p.m.

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

LEGAL ISSUES/BUSINESS INCUBATOR/CONTRACTS

Re: Terminate Agreement, Magnolia Business Alliance

Alderman Lafontaine moved, seconded by Alderman Kidd to authorize City Attorney Gary Yarborough to file procedures necessary to terminate agreement with Magnolia Business Alliance for cause.

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

Alderman Lafontaine moved, seconded by Alderman Kidd to exit Executive Session with action taken.

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

ADJOURN

Re: Adjourn meeting at 10:25 p.m.

Alderman Kidd moved, seconded by Alderman Stahler to adjourn the meeting at 10:25 p.m.

A vote was called for with the following results:

Yea: Stahler, Lafontaine, and Kidd

Nay: None

Absent: Geoffrey

The foregoing minutes were presented to Mayor Garcia on February 8th, 2013.

Lisa Planchard
City Clerk

The Minutes of January 16, 2013 have been read and approved by me on this day the 8th day of February 2013.

David A. Garcia
Mayor