

The Board of Mayor and Aldermen of the City of Waveland, Mississippi, met in regular session at the Waveland Civic Center at 335 Coleman Avenue, Waveland on January 20, 2010 at 6:30 p.m., to take action on matters of city business.

Present at the meeting Aldermen Stahler, Geoffrey, Schmitt and Piazza

Also present was City Attorney Zach Butterworth, Attorney Gary Yarborough, City Clerk, Lisa Planchard and Court Reporter, Norma Jean Soroe.

**Court Reporter Transcribed Minutes Exhibit A**

**MAYOR'S REPORT**

**Re: The Department of Transportation reimbursement should be finalized within 45-60 days**

**Re: The Nereids Ball will be this weekend**

**Re: Mayor Longo recognized Newly elected Chamber President Tommy Murphy, who introduced himself to the Board and spoke about plans for the Chamber in the coming year.**

See Exhibit A

**MINUTES/AGENDA**

**Re: Amend agenda to modify CDBG Grant – Water System in Annexed Area**

Alderman Stahler moved, seconded by Alderman Schmitt to approve amending the agenda to modify CDBG Grant (Provide Water System for Annexed Residents in Annexation Area) from Pre-Development to Full-Development and increase grant budget from \$511,500.00 to \$7,000,000.00, (Project has received environmental Clearance) an increase of \$6,488,500.00, Grant #R118-379-06-HCCR

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**Re: Modify CDBG Grant, including all including all required signatures**

Alderman Schmitt moved, seconded by Alderman Piazza to approve modifying the CDBG Grant (Provide Water System for Annexed Residents in Annexation Area) #R-118-379-06-HCCR, from Pre-Development to Full-Development, including all required signatures. (Project has received environmental Clearance) and increase grant budget from \$511,500.00 to \$7,000,000.00, an increase of \$6,488,500.00. **(EXHIBIT B)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**MAGNOLIA CONDOMINIUMS/RESOLUTIONS/AGENDA/MINUTES**

**Re: Amend the agenda to reflect the approval of Resolutions related the Magnolia Condominium Settlement**

Alderman Stahler moved, seconded by Alderman Schmitt to approve a motion to amend the agenda for resolutions related to settlement with Magnolia Garden Condominiums.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**RESOLUTIONS/MAGNOLIA CONDOMINIUMS/LITIGATION**

**Re: Resolution authorizing Mayor to execute, release and settlement agreements**

Alderman Schmitt moved, seconded by Alderman Piazza to approve a Resolution authorizing Mayor Longo, on behalf of the City of Waveland, Mississippi to execute such release and settlement agreements that are necessary to settle and resolve Disputes and Claims with Magnolia Garden Condominiums, LLC in Civic Action No. 1:07 CV1257-KS-MTP, before the United States District Court for the Southern District of Mississippi. **(EXHIBIT C)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**Re: Authorize Mayor to execute Promissory Note and Deed of Trust**

Alderman Schmitt moved, seconded by Alderman Piazza to approve a Resolution authorizing Mayor Longo, on behalf of the City of Waveland, Mississippi, to execute a Promissory Note and Deed of Trust in favor of Mississippi Home Corporations. **(EXHIBIT D)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**ALDERMEN'S COMMENTS**

**Re: There were no comments**

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**MINUTES**

**Re: Meeting January 5, 2010**

Alderman Geoffrey moved, seconded by Alderman Stahler to approve the minutes of the meeting of January 5, 2010 and to include the transcript of the Court Reporter, as presented by the City Clerk.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey Schmitt and Piazza

Voting Nay: None

Absent: None

**RSVP**

**Re: Claims**

Alderman Schmitt moved, seconded by Alderman Geoffrey to approve the RSVP Claims. **(EXHIBIT D)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent:

**DOCKET OF CLAIMS**

**Re: Claims Numbers 64243-64366**

Alderman Geoffrey moved, seconded by Alderman Schmitt to approve the Docket of Claims as submitted by the City Clerk being numbered, **64243-64366. (EXHIBIT E)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**CIVIC CENTER**

**Re: Recognition of Ms. Mary Margaret Turcotte**

Spread on the minute's recognition of the late Ms. Mary Margaret Turcotte as recognized by Ms. Connie West as an Outstanding Citizen. Ms. West requested a plaque for Ms. Turcotte's former Classroom in the Civic Center and offered to pay for same if need be.

**REVENUES AND EXPENSES**

**Re: The Month of December 2009**

Spread on the minutes the Statements of Revenues and Expenditures for the month of December, 2009 at this, the second meeting of January, 2010, as presented by Comptroller Tom Worrel.

**COMPREHENSIVE PLAN/PUBLIC HEARING**

**Re: Set Public Hearing for February 17, 2010**

The Board of Mayor and Aldermen agreed to set a date for the public hearing regarding the Comprehensive Plan for the February 17, 2010 at 5:30 p.m., regular meeting of the Board to follow immediately.

**POLICE DEPARTMENT/SURPLUS**

**Re: Declare list of Police vehicles as surplus**

Alderman Geoffrey moved, seconded by Alderman Schmitt to declare the attached list of vehicles, etc. as surplus for the Waveland Police Department. Disposition will be in cooperation with the City Attorney's advice, the vehicles disposed of per State Law. **(EXHIBIT F)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**ENGINEER'S REPORT**

**Re: Engineer's Bruce Newton (DEII), Forrest Forbes (DEII) and Ben Benvenuti (CDM) came before the Board with updates on current and future projects.**

**TAXI PERMIT**

**Re: Kim Barca permit to drive a Taxi**

Alderman Geoffrey moved, seconded by Alderman Schmitt to approve Kim Barca a permit to drive a taxi in the City of Waveland, as recommended by Mayor Longo.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**CHANGE ORDERS/ SEWER SYTEM RECONSTRUCTION –NORTH/  
BUSINESS INCUBATOR (EXHIBIT G)**

**Re: Approval of Change Orders**

Alderman Schmitt moved, seconded by Alderman Stahler to approve the following Change Orders:

- a. Change Order No. 1 from Reynold's Inc in the amount of \$28,251.52 for work performed on the Sewer System Reconstruction North of the R/R Tracks.
- b. Change Order No. 2 from Reynold's Inc in the amount of \$36,748.83 for work performed on the Sewer System Reconstruction North of R/R Tracks.
- c. Change Order No. 2 from Benchmark Construction Corporation in the amount of \$3860.00 for work performed on the Waveland Business Incubator

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**CENTRAL FIRE STATION/LIBRARY/BUSINESS INCUBATOR/**

**Re: Approval of Pay Requests**

Alderman Geoffrey moved, seconded by Alderman Schmitt to approve the following Invoices/Pay Requests as reviewed and approved by Recovery Manager Brent Anderson:

- a. CDM Pay Request No. 3 submitted by Digital Engineering in the amount of \$34,339.05, Fire Station on Highway 90.
- b. CDM Pay Request No. 4 submitted by Digital Engineering, in the amount of \$9,692.60 for work performed on the Fire Station on Highway 90.
- c. Pay Request No. 5 from Construction Services, Inc in the amount of \$32,173.65 for work performed on the Waveland Public Library.
- d. Invoice No. 4 from BDA, PLLC in the amount of \$13,802.32 for work performed on the Waveland Fire Station on Bourgeois Street.
- e. Invoice No. 4 from Unabridged Architecture in the amount of \$12,750.00 for work performed on the Waveland Business Incubator Re: LEEDS Agreement.
- f. Invoice No. 6 from Unabridged Architecture in the amount of \$5,571.00 for work performed on the Waveland Business Incubator. Re: Amendment #1

- g. Invoice No. 4 from BDA, PLLC in the amount of \$12,671.75 for work performed on the City Hall Annex Building.
- h. Invoice No. 4 from BDA, PLLC in the amount of \$13,426.57 for work performed on the City Hall Building.
- i. Payment Request No. 5 from Kappa Development in the amount of \$21,932.11 – Repairs to City Drainage Structures

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**DIGITAL ENGINEERING/RECONSTRUCTION OF COLEMAN AVENUE/SEWER SYTEM RECONSTRUCTION – N. OF THE R.R./PROGRAM MANAGEMENT/STREET REPAIRS SOUTH OF THE RAILROAD TRACKS/EASEMENT COORDINATION/DOWNTOWN SIDEWALK IMPROVEMENTS/CDBG SEWER SYSTEM EXTENSION/WATER SYSTEM EXTENSION FOR ANNEXED AREA**

Alderman Geoffrey moved, seconded by Alderman Stahler to approve the following Invoices payable to Digital Engineering for Professional Services and Project Management, as reviewed and approved by Recovery Manager, Brent Anderson:

- a. Invoice No. 84 in the amount of \$3,000.00 – City of Waveland Project Management
- b. Invoice No. 13A in the amount of \$16,667.10 – Reconstruction of Coleman Avenue.
- c. Invoice No. 25 in the amount of \$20,291.68 – Sewer System Reconstruction North of the Railroad Tracks.
- d. Invoice No. 24 in the amount of \$21,773.22 – Program Management for Buildings and Facilities.
- e. Invoice No. 21 in the amount of \$12,616.10 – Street Repairs South of the Railroad Tracks.
- f. Invoice No. 10 in the amount of \$892.50 – Waveland Easement Coordination.
- g. Invoice No. 10 in the amount of \$9,119.00 – Downtown Sidewalk Improvements.
- h. Invoice No. 8 in the amount of \$1,500.00– 2009 CDBG Sewer System Extension.
- i. Invoice No. 5 in the amount of \$35,015.00 – Water System Extension for Annexed Area.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**CITY HALL/CITY HALL ANNEX  
Re: Discussion related to the purchase of property adjacent to City Hall/City Hall Annex**

No action was taken as the Board discussed issues related to the purchase of a parcel of land adjacent to the City Hall/City Annex site as suggested by Digital Engineering and Mr. Duke Levy.

**DOCKET OF CLAIMS/EASMENT COORDINATION PROJECT  
Re: Payment to Mr. Duke Levy for Easement Coordination**

Spread on the minutes that January 5, 2010 checks related to docket numbers 64188 and 64189 payable to Duke Levy and Associates, as excluded from previous meeting; and

pay request Invoice Numbers 09-0419 in the amount of \$1,210.00 and Invoice No. 09-0422 in the amount of \$585.00 payable to Mr. Duke Levy and Associates, have been discussed by the Board and approved for release.

**POLICE DEPARTMENT/COMPTROLLER**  
**Re: Cash fund for change at Police Department**

Alderman Geoffrey moved, seconded by Alderman Stahler to approve change fund for Police Department in the amount of \$100.00. Sgt. Theresa Beeson and Administrative Assistant Lisa Parker (in Beeson's absence) will use the cash fund to give change to the public as needed for purchase of reports, fingerprints, etc. City Clerk shall access need and obtain bonding if required; Note – It was determined that no additional bonding is required.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**CITY HALL/TRAVEL**  
**Re: Mayor Longo and Alderman Stahler to attend the Mid-Winter MML Conference**

Alderman Schmitt moved, seconded by Alderman Piazza to approve travel for Mayor Longo, and Alderman Stahler to attend the MML Mid-Winter Conference in Jackson, Mississippi on January 26-28, 2010. Cost to the city will be a registration fee of \$125.00 each, lodging at a rate of \$70.00 per night for Mayor Longo at Cabot Lodge and \$109 per night for Alderman Stahler at the Hilton in Jackson with three days per diem each.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**CITY HALL/PERSONNEL/COURT DEPARTMENT/PUBLIC WORKS/TRAVEL**  
**Re: Travel to BBI Workshop for software upgrade versions training**

Alderman Piazza moved, seconded by Alderman Geoffrey to approve travel to the B.B.I. workshop to learn the new software upgrade versions, to be held in Flowood, Mississippi. Each will require lodging for one night at a cost of \$71.99 and per-diem for one day; a City vehicle will provide travel for most, for the following:

- a. City Clerk, Lisa Planchard, Comptroller, Tom Worrel and Joy Normand February 8, 2010-Budgetary
- b. Personnel Director Sharon Jacobi on February 9, 2010 - Payroll. Mrs. Jacobi will require travel reimbursement, due to the scheduling of classes.
- c. Public Works Office Manager, Crystal Cato on February 10, 2010 – Utilities.
- d. Court Clerk, Paula Fayard on February 12, 2010 – Court

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None.

**CITY HALL/COURT/PERSONNEL**

**Re: Transfer of Ms. Rhonda Cummings from the Court Department to City Hall**

Spread on the minutes the transfer of Ms. Rhonda Cummings to Mayor's Office as Assistant to Mayor's secretary

**RESOLUTION/CDBG GRANTS**

**Re: Resolution authorizing Jimmy Gouras, Urban Planning Consultants**

Alderman Geoffrey moved, seconded by Alderman Schmitt to approve a Resolution Authorizing an Amendment to an Administrative Services Agreement with Jimmy Gouras, Urban Planning Consultants, Inc. for Professional Services in connection with Katrina Supplemental Community Development Block Programs and for Related Purposes, subject to City Attorney review and approval. **(EXHIBIT H)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None.

**CONTRACTS/MISSISSIPPI TRAINED AND READY PROGRAM/PERSONNEL**

**Re: Approve Worksite Agreement with MS Trained and Ready to provide employment-training workforce to City free of charge**

Alderman Piazza moved, seconded by Alderman Geoffrey to approve Worksite Agreement with Mississippi Trained and Ready, free employment and training sponsored by the State of Mississippi and the Mississippi Department of Employment Security.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None.

**EXECUTIVE SESSION**

**Re: Personnel Issues and Potential Litigation**

Alderman Piazza moved, seconded by Alderman Stahler to consider going into Executive Session to discuss personnel in the Court Department, and Animal Shelter, potential litigation and Civil Service Personnel issues.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Alderman Geoffrey moved, seconded by Alderman Stahler to approve going into Executive session to discuss personnel in the Court Department, and Animal Shelter, potential litigation and Civil Service Personnel issues.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

With no positive or negative action taken Alderman Stahler moved, seconded by Alderman Geoffrey to come out of Executive session.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**POLICE DEPARTMENT/ANIMAL SHELTER/PUBLIC WORKS/STREETS  
DEPARTMENT/UTILITIES/CITY HALL/BUILDING DEPARTMENT/FIRE  
DEPARTMENT/PERSONNEL**

**Re: Declare those employees with over one year of service to the City as Civic Servants**

Spread on the minutes that the following employees have completed one year of service and are eligible for Civil Service: **(EXHIBIT D)**

- d. David Allen
- e. Geraldine Allen
- f. Marques Allen
- g. Darryl Antoine
- h. Teresa Bledsoe
- i. Troy Bordelon
- j. Zenas Cappie
- k. Crystal Cato
- l. Jermaine Charles
- m. Rhonda Cummings
- n. Walter Damiens
- o. Darren Destevens
- p. Brandon Farve
- q. Clayton Favre
- r. Tamas Fillippi
- s. Travis Foreman
- t. Rodney Goodsell
- u. Shakeisha Hawkins
- v. Michael Jackson
- w. Larry Kaigler
- x. Brett Ladner
- y. Charles Lipps
- z. Eric Loveless
- aa. Michael Monju
- bb. Clay Necaise
- cc. Joy Normand
- dd. Ashley Piazza
- ee. Casey Piazza
- ff. Robert Pitre
- gg. Gregory Porter
- hh. Joshua Poyadou
- ii. Darryl Russel
- jj. Corey Stone
- kk. Eddie Trapani



**STREET'S DEPARTMENT/PUBLIC WORKS/PERSONNEL**

**Re: Termination of Danny Dwayne Ware from the Street's Department**

Spread on the minutes the termination of Danny Dwayne Ware from the Street's Department effective January 7, 2010.

**Re: Advertise for Street's Laborer position**

Alderman Schmitt moved, seconded by Alderman Stahler to approve advertising for Streets Laborer position at an hourly rate not to exceed \$11.00 per hour.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**RSVP/PERSONNEL**

**Re: \$2.00 pay increase Jane Clayton**

Alderman Schmitt moved, seconded by Alderman Geoffrey to approve a \$2.00 per hour pay increase for RSVP program employee Jane Clayton. Mrs. Clayton is currently the only employee other than the Director. Director Turcotte will use Federal and non-Federal matching funds to subsidize this increase. Note: City pays salary and is then reimbursed at 100%.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**REDISTRICTING/ELECTION**

**Re: Choice of Alternate Map No. 3A**

Spread on the minutes the choice of Alternate No. 3A, as the proposed Redistricting Plan submitted by Slaughter and Associates.

**STREET'S DEPARTMENT/COMPTROLLER**

**Re: Amend Street's Department R&M for major repair of equipment**

Alderman Geoffrey moved, seconded by Alderman Stahler to table Street's Department budget, repair and maintenance other line item, for an additional \$11,200.00 related to major repair of equipment.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**ADJOURN**

**Re: Adjourn meeting at 9:45 p.m.**

Alderman Piazza moved, seconded by Alderman Schmitt to adjourn the meeting at 9:45 p.m.

Page \_\_\_\_\_  
Meeting of January 20, 2010  
6:30 P.M.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent:

The foregoing minutes were presented to Mayor Longo on February 5, 2010.

\_\_\_\_\_  
Lisa Planchard  
City Clerk

The Minutes of January 20, 2010 have been read and approved by me on this day the 5<sup>th</sup> day of February, 2010.

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John Thomas Longo,  
Mayor

