

The Board of Mayor and Aldermen of the City of Waveland, Mississippi, met in regular session at the Waveland City Hall Board Room 301 Coleman Avenue, Waveland, MS. on February 18, 2015 at 6:30 p.m. to take action on the following matters of City business.

PUBLIC COMMENTS:

Re: The following provided Public Comments:

- Mr. Kevin Hill
- G.W. Graham
- Brian Therolf
- Lucretia Ruspoli
- Mikelle Williamson

ROLL CALL

Mayor Smith noted for the record the presence of Aldermen Burke, Richardson, Lafontaine and Piazza, along with City Clerk Lisa Planchard and City Attorney Rachel P. Yarborough.

MAYOR'S REPORT/AMEND AGENDA/UTILITY DEPARTMENT/GAS MANAGEMENT

Re: Amend Agenda to pay invoices to Utility Management Corporation and Atmos Energy Marketing

Alderman Lafontaine moved, seconded by Alderman Burke to amend the agenda to approve the following invoices as listed:

- 1) Utility Management Corporation in the amount of \$650.00 (gas management for January 2015)
- 2) Atmos Energy Marketing in the amount of \$4,942.95 (gas supplier, Invoice #217746)

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

Re: Pay invoices to Utility Management Corporation and Atmos Energy Marketing

Alderman Burke moved, seconded by Alderman Piazza to approve the following invoices as listed:

- 1) Utility Management Corporation in the amount of \$650.00 (gas management for January 2015)
- 2) Atmos Energy Marketing in the amount of \$4,942.95 (gas supplier, Invoice #217746)

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

TRAVEL/PUBLIC WORKS/AMEND AGENDA

Re: Amend Agenda for Brent Anderson to attend Hurricane Conference in Austin, Texas

Alderman Piazza moved, seconded by Alderman Burke to amend the agenda to approve travel and associated costs; per diem, lodging and registration for Brent Anderson to attend the National Hurricane Conference in Austin, Texas March 30 to April 2, 2015.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

Re: Approve Brent Anderson to attend the National Hurricane Conference in Austin, Texas

Alderman Piazza moved, seconded by Alderman Burke approve travel and associated costs; per diem, lodging and registration for Brent Anderson to attend the National Hurricane Conference in Austin, Texas March 30 to April 2, 2015.

During discussion, Mayor Smith said he asked Mr. Anderson if he attended, would he be willing to come back and give the Board a full report. Mr. Anderson agreed.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

ATTORNEY'S COMMENTS/AMEND AGENDA/POLICE DEPARTMENT BUILDING PROJECT

Re: Amend Agenda to Authorize City Attorney to request MDA Allocate all Contingency Funds to the Police Department Building Project

Alderman Lafontaine moved, seconded by Alderman Burke amend the agenda to add a motion to authorize the City Attorney to request MDA to allocate all available contingency funds to the Police Department Building Project.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

Re: Authorize City Attorney to request MDA Allocate all Contingency Funds to the Police Department Building Project.

Alderman Burke moved, seconded by Alderman Piazza to authorize City Attorney to request MDA to allocate all available contingency funds to the Police Department Building Project.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

ALDERMEN'S COMMENTS

Re: Alderman Burke

- Alderman Burke and Mayor Smith attended the Solid Waste Authority meeting; the Solid Waste Board is still working on preparing the 20 year DEQ plan that will include the entire County. They approved the job description for the Hancock County Solid Waste Enforcement Officer and they appointed Heather Ladner as the Board Attorney, Compton Engineering as the Board Engineer and Compton Engineering as the Board Administrator.

- Complimented Brent Anderson and his crew for cleaning the parade route so quickly after the Nereids Parade
- Discussed the 'No Smoking' Ordinance. Expressed his wish for the Board to re-visit this issue.
- Mayor Smith reiterated Alderman Burke's thoughts on the Highway Cleanup and thanked Fire Fighter Don Seibenkittel for his getting prisoners and speed up the cleaning process along the Highway after the Parade.

Re: Alderman Richardson

Alderman Richardson had no comments at this time.

Re: Alderman Lafontaine

- Requested City Attorney research the Utility Billing issue for homeowners with rental property and outstanding utility bills related thereto. Mr. Anderson said about 2 years ago he received correspondence from the Public Service Commission and that there is a new law in place. Mr. Anderson said he would provide Ms. Yarborough, Mr. Larry Holland and Ms. Planchard a copy of this letter. The explanation is clearly written in the City's Ordinance No. 362A. Mrs. Yarborough said, "The way that the Ordinance is written is that both are joint and severally liable meaning they are both liable for any outstanding utility bills to the full extent."
- Inquired about location of recycling bin at the old police station building on Hwy 90. Mr. Burke said this bin got moved to Longfellow Road. Alderman Burke informed everyone that if a true recycling program were implemented, our citizens' garbage fee would go from about \$9 or \$11 to about \$30 a month per household. This would have to be bid out through the whole County by the Solid Waste Board.
- Asked about the transfer of contingency funds to complete the Public Works Building and possibly asphalt the city yard. Mrs. Yarborough said she was not aware that this had been done, but the authority granted earlier in the meeting was a blanket authority for all contingency funds be transferred to the Police Department Building.
- Requested an update on the Police Station building. Mrs. Yarborough said Mediation is scheduled for Tuesday, February 24th and possibly Wednesday, February 25, 2015. She said all parties will be present including Ohio Casualty, C. Perry, the City and Nofie Alfonso (architect). She added that what we are waiting for is C. Perry to enter into an agreement with Ohio Casualty to start construction.

Re: Alderman Piazza

- Requested the City contact MDOT (Mississippi Department of Transportation) to request the westbound city limits sign be moved to where it is supposed to be, instead of across from Charlie Henderson Ford; that's Bay St. Louis.
- Asked to change the sign at Hwy 90 and Waveland Avenue; "There is no direction to Waveland-Kiln Cutoff, it just has Waveland Avenue".
- Congratulated Alderman and Mrs. Jeremy Burke for the arrival of their new baby daughter.

RSVP

Re: Claims

Alderman Burke moved, seconded by Alderman Lafontaine to approve the RSVP Claims as submitted.
(EXHIBIT A)

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

DOCKET OF CLAIMS

Re: Claims

Alderman Lafontaine moved, seconded by Alderman Burke to approve the Docket of Claims dated 02/18/2015 as submitted and recuse Alderman Piazza from the payroll portion of the docket related to Maconnelly Piazza. **(EXHIBIT B)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

MINUTES

Re: Minutes of February 3, 2015

Alderman Piazza moved, seconded by Alderman Richardson to approve the Minutes of the Regular Meeting of February 3, 2015 as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

COURT DEPARTMENT

Re: Dies for Lack of a Motion to move Anitra Freeman to Fulltime position

Motion to approve moving Deputy Court Clerk Anitra Freeman from part-time to full-time at an annual salary of \$20,800.00 per year.

***Agenda item dies for lack of a Motion**

PERSONNEL/FIRE DEPARTMENT

Re: New Hires: Mr. Chase Baldini and Mr. Martin Keel as Part-time Firefighters

Alderman Lafontaine moved, seconded by Alderman Burke to approve the following new hires, pending passage of drug test: Mr. Chase Baldini and Mr. Martin Keel as Part time-fighters at a rate of \$9.00 per hour; both firefighters will be used to backfill shifts that are short due to vacations, sick leave or special events.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

PERSONNEL/UTILITY DEPARTMENT

Re: Table Hire of Ms. Jennifer Yaniga as Utility Clerk

Alderman Burke moved, seconded by Alderman Piazza to **TABLE** hiring Ms. Jennifer Yaniga as Utility, Zoning and Permits Clerk at an annual salary of \$23,918.00.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

CONTRACTS/LEGAL DEPARTMENT

Re: Contract with City Attorney

Alderman Lafontaine moved, seconded by Alderman Piazza to **TABLE** contract with City Attorney Rachel Yarborough.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

CITY HALL/TRAVEL

Re: Board of Mayor and Aldermen to Annual MML Conference

Alderman Piazza moved, seconded by Alderman Lafontaine to approve travel for the Board of Mayor and Alderman and City Attorney, to attend the 84th Annual Mississippi Municipal League Conference in Biloxi, Mississippi, June 22nd -24th, 2015. Cost to the City will be an early registration fee of \$235.00 per person (May 15, 2015), use of a City Vehicle and a \$50.00 Guest Fee each for City Clerk Lisa Planchard, Deputy City Clerk Tammy Fayard and Comptroller Linda Elias.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

TRAVEL/CITY HALL

Re: Alderman Burke to attend the MML Statewide Youth Conference

Spread on the minutes Alderman Burke's use of a City Vehicle to attend the Mississippi Municipal League Statewide Youth Conference March 6th -7th, 2015. (All other travel expenses will be paid by MML).

CHANGE ORDER/WATER SYSTEM EXTENSION ANNEXED AREA - MASTER METER CONNECTION PROJECT

Re: Approve Change Order No. 1 from Hensley R. Lee Contracting

Alderman Lafontaine moved, seconded by Alderman Burke to approve Change Order No. 1 from Hensley R. Lee Contracting, Inc. in the amount of a \$10,804.00 credit and adding 23 calendar days to the contract time, as related to the Water System Extension Annexed Area – Master Meter Connection Project; as recommended by Digital Engineering & Imaging, Inc. **(EXHIBIT C)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

BUDGET MODIFICATION/WATER SYSTEM EXTENSION ANNEXED AREA – MASTER METER CONNECTION PROJECT

Re: Budget Modification No. 13 – Water System Extension Annexed Area Master Meter Connection Project

Alderman Piazza moved, seconded by Alderman Burke to approve Budget Modification No. 13 related to #R-118-379-06-HCCR, Water System Extension Annexed Area- Master Meter Connection Project. **(EXHIBIT D)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

AGREEMENTS/MISSISSIPPI POWER/GROUND ZERO MUSEUM

Re: Table Art Loan Agreement with Mississippi Power related to the Waveland Ground Zero Museum

Alderman Lafontaine moved, seconded by Alderman Burke to **TABLE** Art Loan Agreement by and between Mississippi Power Company, the Hancock Community Development Foundation (a Mississippi 501 (c) (3)) and the City of Waveland for the loan of Art to be displayed in the Ground Zero Museum, and approve the Mayor's signature thereon.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

CONTRACTS/AGREEMENTS/PUBLIC WORKS/UTILITIES/COURT DEPARTMENT

Re: City Attorney to Negotiate Contract with Graphite Payments

Alderman Lafontaine moved, seconded by Alderman Burke to approve one of the following proposals for Electronic Payments for Utilities, Court/Police & Privilege License services:

- a) *nCourt* Payment Processing to receive Electronic Payments via the City's Website (at no cost to the City). Ms. Melanie Mayer will be present to discuss.
- b) *Graphite Payments* Payment Transaction Processing Agreement including required signatures, which would allow Waveland residents & others to make electronic payments to the City of Waveland via the City's website (at no cost to the City). Mr. Gavin Birdsong and Mr. Mark Akers will be present to discuss.

During discussion Alderman Lafontaine asked Mrs. Yarborough if she had an opportunity to review the two proposals. Mrs. Yarborough said yes and said that Graphite's conditions and agreements were over 100 pages and on the first page, required that there be a confidentiality agreement as to the terms and conditions. She added that without exposing any of the terms of that agreement, in her opinion that agreement did not meet the requirements of State law; however she was given a handout tonight, but it is substantially different from the terms that are included in the 100 page agreement. She said that with regard to *nCourt*, that contract is mostly in substantial compliance; there are some terms and conditions that probably need to be clarified. She added that it does not have a termination clause included in it and she said there were a few inconsistencies between what *nCourt* stated to the Board and what was included in their contract, but it's nothing that she could not see that there could not be a meeting of the minds. Mrs. Yarborough said that with regard to Graphite's confidentiality condition, they would probably agree to waive that, however they have not so far; but that contract would then be a public record because it would be a public contract, so that's an issue. Ms. Yarborough added that with Graphite there is also a waiver of jurisdiction venue in that contract; basically if there were any disagreement as to the terms of the contract, a breach by one party, we would have to litigate it in a separate jurisdiction other than Mississippi. Mr. Akers said he's offered to give the City a letter that our City Attorney can write that waives all the terms and conditions; waives essentially the agreement, he

said. He added that he has several counties and water departments that have the same letter written by their attorney that basically voids the agreement, "So if you want to cancel the agreement the next day after I install it, that's up to you". Ms. Yarborough told Mr. Akers that the letter she received from Mr. Akers in the mail basically stated that you and some other City in a different state had decided that the termination would be 60 days and there would be no termination fee. Mr. Akers said all the letters are different; Mr. Jimmy Ladner (Tax Assessor/Collector) submitted a letter to his attorney who submitted some clauses in there and we were fine. Ms. Yarborough said, "Right, until it comes to litigation because what's the point of entering a terms and agreement if you're going to have a letter that states that you can't amend the terms and agreement. Ms. Yarborough told the Board that her recommendation to the Board would be that, "As the terms and conditions were presented to me by Graphite they do not meet the standards of State requirements (the other one (nCourt) does with some modifications). Alderman Burke said he would prefer to pursue the company that will be less expensive to the citizens if everything else would be equal. Ms. Yarborough said she was handed additional paperwork this evening from Graphite; "If the Board would like I can draft an agreement for them to basically bid over (here are my rates) and we will enter into this contract that we have drafted; you're always in a better position if you draft the contract yourself." Mr. Akers said, "You have to sign my contract but we'll get whatever you want signed; I have to submit our agreement." Ms. Yarborough said, "That's our roadblock. What is your reason for having us sign those terms and agreement if they aren't binding?" Akers said, "Because all of the information in there is required, you're banking information, where I'm going to deposit your money; it's all in there." Alderman Burke said we can put that in our agreement. Ms. Yarborough said, "Couldn't you go through your contract and say this has to be part of the contract." Mr. Akers said, "I can submit anything that you guys would like; I don't know that it's going to get approved that it's under your agreement, but I'll do whatever you ask me to. I can also (inaudible), but at some point we may have to have signatures on their agreement and you can write a letter saying basically you don't have a contract." Ms. Yarborough said, "Logically it's very hard for me to sit here and reason that we have to sign an agreement that we won't be bound by." Akers said, "I understand, but I'm a representative and I have to submit what I've got to submit. All I can tell you is there's 50 other counties running on the same agreement with no problems; there's been no litigation, no one's gotten out of the contract yet, no one's had to. It's a user friendly system." Ms. Yarborough told Mr. Akers that his contract is not user friendly. Alderman Burke asked Ms. Yarborough to draft our contract and send it over to Mr. Akers and if they don't accept it, we go to plan B. Mr. Akers said he will submit whatever we want. Ms. Yarborough said that the Board can authorize her to negotiate with Graphite as to the terms of the contract and she would then present that contract to the Board at the next meeting.

No vote taken, instead

Alderman Lafontaine moved, seconded by Alderman Burke to authorize City Attorney Rachel Yarborough to negotiate a contract with Graphite Payments.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

HMGP/ANTICIPATION NOTE/DEPOSITORY BANK ACCOUNT/CITYWIDE DRAINAGE PROJECT

Re: Transfer Funds from the HMGP Anticipation Note to Depository Account for Construction Draws

Alderman Burke moved, seconded by Alderman Lafontaine to approve the transfer of funds from the HMGP Anticipation Note in the amount of \$300,000.00 to the Depository Bank Account to pay anticipated construction draws on the HMGP Drainage Project 1604-0420 thru December 15, 2015. This corresponds with Kappa Development Docket Payment Pay App. #2 on current docket.

(EXHIBIT E)

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**SUBSTANTIAL COMPLETION/CERTIFICATE OF SUBSTANTIAL
COMPLETION/CITYWIDE PAVING PROJECT/PAVING PROJECT
Re: Certificate of Substantial Completion - Citywide Streets Paving Project**

Alderman Burke moved, seconded by Alderman Richardson to approve the Certificate of Substantial Completion by Huey Stockstill, Inc. and submitted by Compton Engineering regarding the Citywide Paving Project. (As tabled from the February 3, 2015 Meeting). **(EXHIBIT F)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**INVOICES/JEFF DAVIS – GULFSIDE STREET SEWER IMPROVEMENTS AND PAVING
PROJECT/E. JEFF DAVIS SEWER SYSTEM IMPROVEMENTS PROJECT/JEFF DAVIS
CONNECTOR SEWER AND PAVING PROJECT/W. JEFF DAVIS SEWER SYSTEM
IMPROVEMENTS PROJECT/HMGP DRAINAGE IMPROVEMENTS PROJECT/CITYWIDE
DRAINAGE IMPROVEMENTS PROJECT/DRAINAGE IMPROVEMENTS
PROJECT/MASTER METER CONNECTION WATER SYSTEM -ANNEXED AREA/WATER
SYSTEM EXTENSION ANNEXED AREA – MASTER METER CONNECTION PROJECT
Re: Payment of Invoices by Various Contractors**

Alderman Lafontaine moved, seconded by Alderman Richardson to approve the following invoices submitted by various contractors and recommended to be placed in line for payment consideration contingent upon receiving funding from grant sources (if required), and listed (Items a-i): **(EXHIBIT G)**

- a) Payment Request No. 11 from Hensley R. Lee in the amount of \$4,479.25 – Jeff Davis/Gulfside Street Sewer Improvements Project. (As tabled from the February 3, 2015 Meeting)
- b) Invoice 702-37-18A from Digital Engineering in the amount of \$1,166.90 – E. Jeff Davis Sewer System Improvements Project. P.O. #1136 (As tabled from the February 3, 2015 Meeting).
- c) Invoice No. 702-38-18A from Digital Engineering in the amount of \$3,662.54 – Jeff Davis Connector Sewer and Paving Project. P.O. #1137 (As tabled from the February 3, 2015 Meeting)
- d) Invoice No. 702-36-18A from Digital Engineering in the amount of \$2,035.00 – W. Jeff Davis Sewer System Improvements Project. P.O. #1135
- e) Invoice No. 702-37-19A from Digital Engineering in the amount of \$2,267.74 – E. Jeff Davis Sewer System Improvements Project. P.O. #1136
- f) Invoice No. 702-38-19A from Digital Engineering in the amount of \$3,092.08 – Jeff Davis Connectors Sewer and Paving Project. P.O. #1137
- g) Invoice #: F12100096 from AMEC Foster Wheeler in the amount of \$14,585.88 – HMGP Drainage Improvements Project (Task Order No. 1).
- h) Invoice No. 702-40-15 from Digital Engineering in the amount of \$750.00 – Master Meter Connection, Annexed Area Project.
- i) Payment Request No. 4 from Hensley R. Lee Contracting, Inc. in the amount of \$9,244.80 – Water System Extension, Annexed Area Master Meter Connection Project.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

COURT DEPARTMENT/HOUSE BILL REVISIONS/TIDELANDS FUNDS/VETERANS MEMORIAL IMPROVEMENTS PROJECT/BEACH FACILITY IMPROVEMENTS PROJECT/CIVIC CENTER/LIBRARY/GROUND ZERO MUSEUM/MUSEUM/COLEMAN AVENUE IMPROVEMENTS PROJECT/FIRE STATION COLEMAN AVENUE/MASTER METER CONNECTION-ANNEXED AREA/REVENUES AND EXPENSE REPORTS/REQUEST FOR CASH REIMBURSEMENTS

Spread on the minutes the following as listed, Items (a – e):

- a) House Bill No.'s 579 and 585 (Effective July 1, 2014) which relates to Municipal Court Collections fund that revises State Assessments (Effective July 1, 2015) moving assessments for traffic violations from \$90.50 to \$88.62 and Assessments for other misdemeanors will go from \$106.75 to \$121.75 (\$15.00 increase of which \$7.50 will go back to Municipality). **(EXHIBIT H)**
- b) Final Pay Request (RFC) #20 from Tidelands related to the Veterans Memorial Improvements Project in the amount of \$268,849.90. **(EXHIBIT I)**
- c) MDA, RFC #67 in the amount of \$13,053.00 – Civic Center, Library, Museum, Coleman Avenue Improvements, Coleman Avenue Fire Station. **(EXHIBIT J)**
- d) MDA, RFC #54 in the amount of \$9,244.80 – Master Meter Connection Annexed Area. **(EXHIBIT K)**
- e) Revenues & Expenditures Report for the month of January 31, 2015 at this, the second meeting of February 2015. **(EXHIBIT L)**

**RESCIND MOTION (SPREAD)/MINUTES/REQUEST FOR CASH REIMBURSEMENTS/WEST JEFF DAVIS-GULFSIDE SEWER IMPROVEMENTS PROJECT
Re: Rescind Motion (Spread) from January 6, 2015 Meeting of the Board**

Alderman Burke moved, seconded by Alderman Piazza to rescind RFC #16 'which was in the form of a Spread on the Minutes', the Request for Cash Reimbursement from the January 6, 2015 meeting as listed: (Item a)

1. Gouras & Associates, **RFC #16** in the amount of \$52,349.36 – West Jeff Davis Sewer Improvements Project.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

REQUESTS FOR CASH REIMBURSEMENTS/GULFSIDE SEWER AND PAVING IMPROVEMENTS PROJECT/EAST JEFF DAVIS SEWER IMPROVEMENTS PROJECT/JEFF DAVIS SEWER CONNECTOR IMPROVEMENTS PROJECT/WEST JEFF DAVIS SEWER IMPROVEMENTS PROJECT

Spread on the minutes the following as listed: (Items a-e) **(EXHIBIT M)**

Note: Item (d) is the corrected RFC for agenda Item No. 26 above.

- a) Gouras & Associates, RFC #14 in the amount of \$17,972.10 – Gulfside Sewer and Paving Improvements Project.
- b) Gouras & Associates, RFC #15 in the amount of \$66,156.39 – East Jeff Davis Sewer Improvements Project.
- c) Gouras & Associates, RFC #17 in the amount of \$42,372.67 – Jeff Davis Sewer Connector Improvements Project.
- d) Gouras & Associates, **corrected RFC #16** in the amount of \$37,366.25 – West Jeff Davis Sewer Improvements Project.
- e) Gouras & Associates, RFC #17 in the amount of \$3,800.00 – West Jeff Davis Sewer Improvements Project.

EXECUTIVE SESSION

Re: Litigation: Michael & Nancy Carmichael Living Trust, Litigation: Waveland Police Department building, and Potential Litigation: Waveland Ground Zero Museum

Alderman Burke moved, seconded by Alderman Lafontaine to consider Executive Session to prompt a closed discussion regarding litigation regarding the Michael and Nancy Carmichael Living Family Trust vs. City of Waveland, the Waveland Police Station building, and potential litigation related to the Waveland Ground Zero Museum.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

Alderman Lafontaine moved, seconded by Alderman Piazza to enter Executive Session to discuss the Michael and Nancy Carmichael Living Family Trust vs. City of Waveland, the Waveland Police Station building, and potential litigation related to the Waveland Ground Zero Museum.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

POLICE DEPARTMENT/POLICE STATION BUILDING/LEGAL DEPARTMENT
Re: Authorize Attorney Gary Yarborough to Resolve Litigation regarding the Police Department building

Alderman Piazza moved, seconded by Alderman Lafontaine to authorize Attorney Gary Yarborough use up to \$400,000 of MDA Funds to resolve litigation related to the Police Station building.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

EXECUTIVE SESSION
Re: Exit Executive Session

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

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

COURT DEPARTMENT/PERSONNEL
Re: Anitra Freeman to be moved to Full time Deputy Court Clerk

Alderman Burke moved, seconded by Alderman Piazza to approve Deputy Court Clerk Anitra Freeman from part-time to full-time at an annual salary of \$20,800.00 per year.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine, and Piazza

Voting Nay: Richardson

Absent: None

ADJOURN

Re: Adjourn Meeting at 9:44 p.m.

Alderman Burke moved, seconded by Alderman Lafontaine to adjourn the meeting at 9:44 p.m.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

The foregoing minutes were presented to Mayor Smith on March 6, 2015.

Lisa Planchard
City Clerk

The Minutes of February 18, 2015 have been read and approved by me on this day the 6th day of March, 2015.

Mike Smith
Mayor

This Area
Left
Blank
Intentionally