

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 March 4, 2013 at 6:30 p.m. to take action on the following matters of City business.

ROLL CALL

Alderman Geoffrey acting as Mayor Pro-Tem noted for the record the presence of Aldermen Stahler and Kidd, along with City Clerk Lisa Planchard.

Absent from the meeting was Mayor Garcia, Alderman Lafontaine and City Attorney Gary Yarborough.

PUBLIC COMMENTS

Re: Mr. Dewayne Benoit informed the Board of damaged tires from a pot hole to the right of the road at the corner of Sycamore and Barlow Streets. Mr. Benoit requested reimbursement for his two tires and rims. He said he did purchase a more expensive tire, but is only asking for reimbursement of two tires that were damaged, the rim and the labor. Alderman Kidd said they could not do anything until Mr. Yarborough can advise them.

MAYOR'S REPORT: There was no Mayor's Report.

**AMEND AGENDA/STREETS DEPARTMENT/PERSONNEL/2014 FY
BUDGET/SURPLUS/SCRAP**

Re: Amend Agenda to Terminate Markele Benton, Hire Replacement Employee in Streets Department, and Increase Streets dept. Budget by Amount of Recent Sale of Scrap.

Alderman Kidd moved, seconded by Alderman Stahler to amend the agenda to include the following:

1. Spread on the minutes the termination of Markele Benton, Streets Department Laborer position. (See agenda item 18b)
2. Motion to hire a Streets Department Laborer at \$9.00 per hour pending passage of drug test. Brent Anderson, Public Works Director to interview and hire this individual.
3. Motion to amend the Streets Department budget to increase it by \$6,664.98 as requested by Public Works Director, Brent Anderson; amount received from the sale of scrap.

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

Re: Public Works Director to Hire Streets Department Laborer

Alderman Kidd moved, seconded by Alderman Stahler to hire a Streets Department Laborer at \$9.00 per hour pending passage of drug test. Brent Anderson, Public Works Director to interview and hire this individual.

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

Re: Increase Streets Department Budget by \$6,664.98 (Amount Received from Sale of Scrap)

Alderman Kidd moved, seconded by Alderman Stahler to amend the Streets Department budget to increase it by \$6,664.98 as requested by Public Works Director, Brent Anderson; amount received from the sale of scrap.

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

ALDERMEN'S COMMENTS:

Re: Alderman Stahler:

- Noted an article from today's Sun Herald newspaper re: Harrison County appealing to MEMA's decision not to fund their Fishing Pier. Alderman Stahler reiterated Mayor Garcia's concerns at the City's last meeting that FEMA seems to be lagging on this and not holding up their end of repairs to Pier's along the Coast. Alderman Stahler said that she had requested a meeting with the Funding Representatives from FEMA & MEMA to discuss this issue; however this request went in another direction after Mr. Mickey Lagasse with Compton Engineering talked about issues with Sea Turtles and Environmental Studies. Alderman Stahler said the City has 2 years from the weather event date where the City is not required to get a permit. She said that since the City is not proposing to do anything 'in the water', whether or not there are turtles or environmental concerns should not be part of our work since our work is all above the water line, adding she sees a pattern of the current bidding process happening over and over... advertise for bids, accept, no decision by FEMA, advertise, accept, etc.... She said this is the second year we will not have a pier; and we certainly don't want to make it three years without a pier. Alderman Stahler said the City should consider a bond issue to repair the Pier; consider funding the Pier repairs ourselves and ask for reimbursement after. Alderman Stahler requested the MEMA/FEMA Representative be present at the bid opening or bid award night. Alderman Kidd agreed with Alderman Stahler's sentiments.
- The issue with moving Waveland City Court to the County Jail has passed in the House and is on its way to the Senate.
- Inquired about the proposed Cemetery property purchase. Mrs. Planchard said there is a problem with the Cemetery survey; it appears the property may be owned by CSX Railroad instead of the current owner. The railroad indicated in an email that the property may have been sold by the County without properly notifying the Railroad. Alderman Stahler questioned who actually owns the land. Mrs. Planchard said, "We don't know yet, we have turned this over to the City Attorney and must be researched. Ms. Planchard said we shouldn't pay for an appraisal until we know who owns the property to move forward. Alderman Stahler said, "So at this point we don't know that Mr. Dell owns the property." Planchard said, "As of today, he is on the Tax Assessor's records as owner, but the Railroad is saying they think it was sold at a tax sale without proper notification to the Railroad."

Re: Alderman Geoffrey:

No Comments

Re: Alderman Kidd:

- Asked Brent Anderson about the pot holes in the annexed area. Mr. Anderson said if it would stop raining the City could catch up with the street paving.

MINUTES

Re: Minutes of the Special Meeting of February 3, 2014, Regular Meeting of February 4, 2014 , Regular Meeting of February 19, 2014 and the Blighted Property Public Hearing of February 19, 2014

Alderman Stahler moved, seconded by Alderman Kidd to approve the Minutes of the Special Meeting of February 3, 2014, the Minutes of the Regular Meeting of February 4, 2014, the Regular Meeting of February 19, 2014 and the Minutes of the Blighted Properties Public Hearing of February 19, 2014 as submitted.

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

RSVP

Re: Claims

Alderman Kidd moved, seconded by Alderman Stahler to approve the RSVP claims as submitted.
(EXHIBIT A)

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

DOCKET OF CLAIMS

Re: Claims

Alderman Stahler moved, seconded by Alderman Kidd to approve the Docket of Claims dated March 4, 2014. **(EXHIBIT B)**

001 Fund – 487-533
099 Fund – 5 to 6
100 Fund – 16 to 17
101 Fund – 3
102 Fund – None
103 Fund – 13 to 14
104 Fund – None
105 Fund – 7
124 Fund – None
125 Fund – 16 to 17
126 Fund – None
127 Fund – None
200 Fund – None
313 Fund – None
400 Fund – 217 to 240
601 Fund – None

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

PARADES/EVENTS/WAVELAND CIVIC ASSOCIATION/ST. PATRICK'S PARADE

Re: WCA to Present their Annual St. Patrick's Parade

Alderman Kidd moved, seconded by Alderman Stahler to approve a request from the Waveland Civic Association to present their Annual St. Patrick's Parade on Saturday, March 15, 2014 starting at 2:00 pm. The parade will follow the traditional route. **(EXHIBIT C)**

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

ADVERTISEMENTS/HANCOCK COUNTY LITTLE LEAGUE/ELWOOD BOURGEOIS PARK

Re: Purchase of Advertisement Banner from Hancock County Little League

Alderman Kidd moved, seconded by Alderman Stahler to approve the purchase of an advertisement sign (Banner) from the Hancock County Little League in the amount \$150.00. (Banners are placed on the fence by zip ties at the Elwood Bourgeois Park during games). (EXHIBIT D)

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

HMGP PROPERTY ACQUISITION PROJECT/ACQUISITION PROJECT/DEPOSITORY/ANTICIPATION NOTE

Re: Transfer of funds from Depository to Butler, Snow, O'Mara Trust Account to close on HMGP Acquisition Project Properties

Alderman Kidd moved, seconded by Alderman Stahler to ratify transfer funds (funded by the HMGP Anticipation Note) in the amount of \$285,286.96 from the Depository Bank Account to Butler, Snow, O'Mara Trust Account to close on the purchase of three properties related to the HMGP Acquisition Project. (EXHIBIT E)

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

SURPLUS/ANIMAL SHELTER/FEMA TRAILERS

Re: Declare Former Animal Shelter Office Modular Trailers as Surplus Property

Alderman Stahler moved, seconded by Alderman Kidd to declare as surplus, 2 modular trailers, each 12' x 56', formerly used as the Animal Shelter (doublewide) office. Trailer 1: Serial #: G800570-B, Barcode ID: 1238566 Trailer 2: Serial #: G800570-A, Barcode ID: 1238567 (EXHIBIT F)

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

PARKS AND RECREATIONS /SURPLUS/DONATIONS

Re: Rescind Motion Declaring Indoor Basketball Equipment as Surplus and Donate/Transfer Items for a Nominal Fee

Alderman Kidd moved, seconded by Alderman Stahler to rescind motion made 2/4/14 declaring Parks & Recreation backboards & goals surplus and discuss donating (or transferring for a nominal fee of \$1.00) them to an organization/entity that can use them indoors. After surplusing, it was learned that these

were acquired long ago but never used and are still new. The City did not have an indoor facility to use them.

During discussion, Aldermen Stahler & Kidd suggested the Boys & Girls Club in Bay St. Louis.

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

ROADS/STREETS DEPARTMENT/PAVING PROJECT
Re: Consider Paving Road in front of Movie Theater

Alderman Stahler moved, seconded by Alderman Kidd to consider and approve paving the unnamed street in front of the Movie Theater perpendicular to McLaurin Street north of Hwy 90, pending City Attorney review and approval. (EXHIBIT G)

Alderman Stahler suggested naming the road, "Lili Lane" since it is in Ward 1. Mayor Pro-Tem Geoffrey said, "Let's think about that." Alderman Kidd said, "Let's wait until the whole Board is here to decide on the name."

Alderman Kidd asked why the Board was given cost information for the Parking lot on the movie theater property. City Clerk Planchard said this was handed out at the last meeting but does not know who prepared it; offhand the City can't pave private property.

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

BIDS/DEBRIS REMOVAL/HMGP PROPERTY ACQUISITION PROJECT/ACQUISITION PROJECT/REAL PROPERTY

Spread on the minutes the following as listed: (Item a)

- a. Bids for the demolition and debris removal of the HMGP Acquisition Properties were opened at 6 p.m. immediately preceding the regular meeting and have been taken under advisement.
- b. Termination of Markele Benton, Streets Department Laborer position.

ELECTIONS/COMMISSIONERS

Re: Rescind Motion Naming Mike Kopke as Election Commissioner

Alderman Stahler moved, seconded by Alderman Kidd to rescind motion of 2/19/14 approving Mr. Mike Kopke as Election Commissioner. Mr. Kopke had other commitments for which he was not able to accept at this time.

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

INVOICES/GARFIELD LADNER MEMORIAL PIER REPAIRS PROJECT/PIER/TIDELANDS/CITYWIDE ROAD OVERLAY PROJECT/STREETS/BEACH VOLLEYBALL FACILITY/BEACH FACILITY IMPROVEMENTS-VETERANS MEMORIAL REPAIRS

**PROJECT/VETERANS MEMORIAL REPAIRS PROJECT/JEFF DAVIS-GULFSIDE STREET
SEWER IMPROVEMENTS PROJECT**

Alderman Kidd moved, seconded by Alderman Stahler to approve the following invoices submitted by various contractors and vendors and recommended to be placed in line for payment consideration contingent upon receiving funding from grant source, as listed (Items a-i): **(EXHIBIT H)**

- a. Invoice 213-017-10 from Compton Engineering in the amount of \$2,000.00 – Garfield Ladner Memorial Pier Repairs Project.
- b. Invoice 201-150-37 from Compton Engineering in the amount of \$1,100.00 – Tidelands (Semi-Annual) Reporting.
- c. Invoice 213-061-7 from Compton Engineering in the amount of \$2,750.00 – Citywide Road Overlay and Pavement Project.
- d. Invoice 213-058-7 from Compton Engineering in the amount of \$1,200.00 – Beach Volleyball Facility.
- e. Invoice 213-058-8 from Compton Engineering in the amount of \$1,925.00 – Beach Volleyball Facility.
- f. Invoice 213-016-10 from Compton Engineering in the amount of \$892.50 – Beach Facility Improvements Project.
- g. Invoice 213-016-11 from Compton Engineering in the amount of \$3,500.00 – Beach Facility Improvements Project.
- h. Pay Request #1 from Hensley R. Lee Contracting, Inc. in the amount of \$47,254.90 – Jeff Davis/Gulfside Street Sewer Improvements Project.
- i. Payment Application #3 from Huey Stockstill, Inc. in the amount of \$27,668.90 – Citywide Road Overlay Project.

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

**AGREEMENTS/CONTRACTS/GARFIELD LADNER PIER REPAIR PROJECT/PIER/
BIDS/ISAAC/AMENDMENTS**

Re: Amendment No. 1 to Agreement with Compton Engineering for Pier Repairs

Alderman Kidd moved, seconded by Alderman Stahler to approve Amendment No. 1 to the Agreement between the City of Waveland and Compton Engineering for Construction of Necessary Repairs to the Garfield Ladner Pier due to Damage from Hurricane Isaac (PW# CWGJC07, aka PW# 761) to allow for additional services related to Engineering, Land Surveying, Environmental, Geotech and Testing, Inspection Assessment and Rebid of Project; pending review by City Attorney. **(EXHIBIT I)**

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

DELTA SOFTWARE /UTILITY DEPARTMENT/PUBLIC WORKS

Re: Purchase of Delta Software for Utility Billing

Alderman Stahler moved, seconded by Alderman Kidd to approve Mayor's signatures on the following related to the 2/19/14 approval of purchase of Delta Software for the Utility Billing Department; Purchase Agreement, Computer Software License Agreement, Computer Software Support Agreement and Computer Software Support Agreement Addendum pending review by City Attorney. **(EXHIBIT J)**

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

POLICE DEPARTMENT/PURCHASING/CYBER INVESTIGATIONS

Re: Purchase of Device to be used by Police Department: v-6 IEF Advanced Edition

Alderman Kidd moved, seconded by Alderman Stahler to approve a request from the Police Chief Dave Allen and Investigator Matt Sekinger to purchase v6 – IEF Advanced Edition with 1 YR. SMS (Dongle) in the amount of \$2,174.00. This device will allow for the integrated analysis and reporting with forensic examinations of Android and iOS mobile devices and computers as evidence for same.

During discussion, Alderman Kidd asked which funding source would pay for this piece of equipment. Chief Allen later indicated that the Police Department's software licensing budget would be used.

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

ECONOMIC DEVELOPMENT/URBAN DEVELOPMENT TOOLBOX, LLC

Re: Agreement with Urban Development Toolbox, LLC. Re: Economic Development

Alderman Kidd moved, seconded by Alderman Stahler to **TABLE** the agreement with Urban Development Toolbox, LLC. (Mr. Laurence Leyens) engaged as an independent contractor to render services with the City of Waveland to assist with future planning, review of zoning laws, assessment of code enforcement practices, assistance with the creation of marketing initiatives and assistance in the development and adoption of economic development incentive tools necessary to attract private sector investment dollars; pending review by City Attorney.

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

AGREEMENTS/CONTRACTS/PURCHASING/CITY HALL

Re: Rescind motion approving Boudin's Waste Management re: 8 yard dumpster at City Hall

Alderman Stahler moved, seconded by Alderman Kidd to rescind motion of 2/19/14 approving and authorizing necessary signatures on the Boudin's Waste Agreement to provide an 8 yard dumpster at City Hall back parking lot; current contract is with Waste Management. Existing contract with Waste Management made the City unable to terminate the agreement at this time.

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

Re: Approve Waste Management Renewal Agreement for dumpster at City Hall

Alderman Stahler moved, seconded by Alderman Kidd to approve Waste Management Service Agreement and authorize necessary signatures thereon to provide an 8 yard dumpster at City Hall back parking lot. Cost will be a base rate of \$137.75 + \$4.00 administrative fee + any fuel surcharges or environmental charges; approximately \$158.00 per month according to D. Johnson with Waste Management. (EXHIBIT K)

A vote was called for with the following results:

Voting Yea: Stahler and Kidd

Voting Nay: None

Absent: Lafontaine

ADJOURN

Re: Adjourn Meeting at 7:05 p.m.

Alderman Stahler moved, seconded by Alderman Kidd to adjourn the meeting at 7:05 p.m.

A vote was called for with the following results:

Voting Yea: Stahler, and Kidd

Voting Nay: None

Absent: Lafontaine

The foregoing minutes were presented to Mayor Garcia on March 21, 2014.

Lisa Planchard
City Clerk

The Minutes of March 4, 2014 have been read and approved by me on this the 21st day of March, 2014.

David A. Garcia
Mayor

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