

The Board of Mayor and Aldermen of the City of Waveland, Mississippi, met in regular session at the Leo Seal Community Center at 527 Highway 90, Waveland on April 7, 2009 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 and Acting City Clerk Maureen Bordelon.

Court Reporter Transcribed Minutes Exhibit A

MAYOR'S REPORT

Re: May 1, 2009 will be the final day for FEMA Housing Assistance

Re: Long time resident Orinader Richardson turned 96 this week

Re: The Easter Egg Hunt will be this weekend at the local baseball Park

Re: Mayor requested the Aldermen notify City Hall of storm-damaged boats in their Ward

Re: Tuesday, April 14, 2009 at 10 a.m. will be the ground breaking for the Pier

Re: There will be an advertisement going in the newspaper seeking qualifications for the building of a sidewalk from Coleman Avenue to Gulfside Assembly

See Exhibit A

ALDERMEN'S COMMENTS

Re: Alderman Geoffrey asked about the drainage issues on Venus Street and the progress of the Pearl River Community College classes taking place in Public Works

Re: Alderman Schmitt inquired about the Community Disaster Loans

Re: Alderman Piazza inquired about the Housing Authority property on Rue de Lasalle

See Exhibit A

MINUTES

Re: Meeting of March 18, 2009

Alderman Geoffrey moved, seconded by Alderman Stahler to approve the minutes of the meeting of March 18, 2009 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 B)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

PLANNING AND ZONING (EXHIBIT C)

Re: Karen Eustis, 902 S. Beach Boulevard

Karen Eustis and contractor, Amby Daigle appeared before the commission with a request for a variance of three feet from the required side yard setback in order to build a residence on her property located at 902 S. Beach Boulevard. Legal description: Block 1, lot 1, part 2 & 3, Jeff Subdivision, City of Waveland, Hancock County, Mississippi.

Steve Hand moved, seconded by Robert Hincks to recommend that the Board of Mayor and Aldermen approve the request as submitted.

Alderman Stahler moved, seconded by Alderman Geoffrey to follow the recommendation of the Planning and Zoning Board, and approve this motion as recommended.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Re: John and Florene Driver, 214 Venus Street

John & Florene Driver appeared before the commission with a request for a variance of five feet from the required rear yard setback in order to construct a storage building on their property located at 214 Venus Street. Legal description: Lots 81-83, Gulfside Sites Subdivision; City of Waveland, Hancock County, Mississippi.

Steve Hand moved, seconded by Robert Hincks to recommend that the Board of Mayor and Aldermen approve the request as submitted provided that no plumbing will be installed in the storage building.

Alderman Geoffrey moved, seconded by Alderman Stahler to follow the recommendation of the Planning and Zoning Board and approve the request as submitted with the provisions submitted.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Re: James and Barbara Botsay, 328 Terrace

James & Barbara Botsay appeared before the commission with a request for a variance from the required lot square footage in order to construct a four-plex on their property located at 328 Terrace Avenue. Legal description: Block 4, Lots 25 & 26; Waveland Terrace Subdivision, City of Waveland, Hancock County, Mississippi.

Steve Hand moved, seconded by Robert Hincks to recommend that: the Board of Mayor and Aldermen deny the request as submitted; and, instead, approve a variance of 1,000 square feet from the required lot square footage to allow the construction of a duplex, provided the project meets all other zoning and code requirements.

Alderman Geoffrey moved, seconded by Alderman Stahler to follow the recommendation of the Planning and Zoning Board and deny the recommendation as submitted.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

***The following items were voted on in one motion.**

Re: Kevin Jordan, 107 Terrace Street

Kevin Jordan and his attorney, Henry Laird, appeared before the commission with a request for a variance from the required lot area square footage and lot width on his property located at 107 Terrace Avenue. Legal description: Block 6, lot 9, Waveland Terrace Subdivision, City of Waveland, Hancock County, Mississippi.

Steve Hand moved, seconded by Clarence Harris to recommend that the Board of Mayor and Aldermen table the request as submitted.

Re: Kevin Jordan, 113 N. Beach Blvd.

Kevin Jordan and his attorney, Henry Laird, for Joann Popplewell Revocable Trust appeared before the commission with a request for a variance from the required lot area square footage and lot width on her property located at 113 N. Beach Boulevard. Legal description: Block 6, lot 6, Waveland Terrace Subdivision, City of Waveland, Hancock County, Mississippi.

Steve Hand moved, seconded by Robert Hincks to recommend that the Board of Mayor and Aldermen table the request as submitted.

Re: Kevin Jordan, 111 St. Joseph Street

Kevin Jordan and his attorney, Henry Laird, for Joann Popplewell Trustee appeared before the commission with a request for a variance from the required lot width on her property located at 111 St. Joseph Street. Legal description: Part 63 & 65, 2nd Ward, City of Waveland, Hancock County, Mississippi.

Steve Hand moved, seconded by Robert Hincks to recommend that the Board of Mayor and Aldermen table the request as submitted as it was advertised incorrectly and needs to be correctly re-advertised.

Re: Kevin Jordan, 117 N. Beach Boulevard

Kevin Jordan appeared before the commission with a request for a variance from the required lot area square footage and lot frontage on his property located at 117 N. Beach Boulevard. Legal description: Block 6 lot 8, Waveland Terrace Subdivision, City of Waveland, Hancock County, Mississippi.

Steve Hand moved, seconded by Robert Hincks to recommend that the Board of Mayor and Aldermen table the request as submitted.

Alderman Geoffrey moved, seconded by Alderman Schmitt to follow the recommendation of the Planning and Zoning Board and table the recommendations as submitted.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

COMMUNITY CENTER/YMCA

Re: Community Center to partner with the YMCA

Alderman Piazza moved, seconded by Alderman Geoffrey to approve a request from the Community Center Blue Ribbon Committee to partner with the YMCA to direct the YMCA to do a Feasibility Study.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Re: Amend agenda to allow for vote to purchase property on Aurder Boulevard for the Community Center

Alderman Schmitt moved, seconded by Alderman Geoffrey to approve amending the agenda to move forward and purchase the property located on Aurderer Boulevard.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Re: Negotiate purchase of property on Aurderer Boulevard for the Community Center

Alderman Schmitt moved, seconded by Alderman Stahler to approve a resolution to negotiate towards the purchase of property located on Aurder Boulevard for the Waveland Community Center, pursuant to CDBG and State Laws. **(EXHIBIT D)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, and Schmitt

Abstain: Piazza

Voting Nay: None

Absent: None

ENGINEERING/DOWNTOWN SIDEWALK IMPROVEMENTS

Re: Agreement with Digital Engineering for professional services for the Downtown Sidewalk Improvements Project

Alderman Schmitt moved, seconded by Alderman Geoffrey to approve an agreement between Digital Engineering and the City of Waveland for professional services for the Downtown Sidewalk Improvements. (Issue tabled at the March 18, 2009 meeting). **(EXHIBIT E)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

REACH PROGRAM/MEMORANDUM OF UNDERSTANDING

Re: Amendment to the REACH Program Memorandum of Understanding

Alderman Stahler moved, seconded by Alderman Geoffrey to approve the Amendment to the REACH Program Memorandum of Understanding to address the eligibility of additional counties, certain terms of employer's responsibilities and certain term of Renaissance's record keeping requirements. **(EXHIBIT F)**

A vote was called for with the following results:

Voting Yea: None

Voting Nay: Stahler, Geoffrey, Schmitt and Piazza

Absent: None

RESOLUTIONS/UNITED STATES POST OFFICE

Re: Resolution to pursue replacing the United States Post Office on Coleman Avenue

Alderman Geoffrey moved, seconded by Alderman Piazza to approve a Resolution to Mississippi State Officials to pursue replacing the United States Post Office on Coleman Avenue, to be presented by the City Attorney. **(EXHIBIT F)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

SHOPPING DISTRICT/CONTRACTS

Re: Contract with Jimmy G. Gouras, Urban Planning Consultants, Inc as Administrators for the Shopping District

Alderman Schmitt moved, seconded by Alderman Stahler to approve contract between the City of Waveland and Jimmy G. Gouras, Urban Planning Consultants, Inc., as Administrators for the Shopping District. **(EXHIBIT G)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

BUSINESS INCUBATOR/CONTRACTS

Re: Contract with Jimmy G. Gouras, Urban Planning Consultants

Alderman Stahler moved, seconded by Alderman Piazza to approve a contract between the City of Waveland and Jimmy G. Gouras, Urban Planning Consultants, Inc., as the Administrators for the Business Incubator. **(EXHIBIT H)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**SHOPPING DISTRICT/CITY HALL, FIRE STATION/COLEMAN AVENUE
IMPROVEMENTS/BUSINESS INCUBATOR/SIDEWALK PROJECT**

Re: Dissolution of the Shopping District Project funds

Alderman Stahler moved, seconded by Alderman Schmitt to table the approval of the dissolution of the Shopping District Project, with funds being distributed as follows:

- a. City Hall.....\$203,235.00
- b. Fire Station, Coleman Avenue.....\$897,984.00
- c. Coleman Avenue Improvements....\$785,003.00
- d. Business Incubator.....\$1,083,256.00
- e. Sidewalk Project.....\$466,718.00

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**POLICE DEPARTMENT/CITY HALL /FIRE DEPARTMENT/
TRAVEL/BUILDING DEPARTMENT/PUBLIC WORKS**

**Re: Police Chief James Varnell and Asst. Chief Mike Prendergast to the Summer
Chief's Conference in Biloxi, Mississippi**

**Re: Alderman Stahler to the National Business Incubator Conference in Kansas
City, Missouri**

**Re: Kenny Kientz to attend the Gulf Coast Hurricane Conference in Biloxi,
Mississippi**

Re: Firefighter Tim Harrison to the Mississippi State Fire Academy Diver Class

Alderman Geoffrey moved, seconded by Alderman Schmitt to approve travel for the following:

- a. Police Chief James Varnell and Assistant Chief Mike Prendergast to Biloxi, Mississippi for the Summer Conference of the Mississippi Police Chief's Association on June 8-10, 2009, cost to the City will be a registration fee of \$250.00 per person and \$20.00 per diem, per day. The hours are needed for yearly certification.
- b. Alderman Lili Stahler to attend the National Business Incubator Conference in Kansas City, Missouri on April 19th – April 22, 2009. Cost to the City will be \$250.40 airfare, \$554.84 for lodging and \$44.00 per diem per day. Alderman Stahler's registration fees are to be paid by NBIA.
- c. Streets Supervisor Kenny Keintz to attend the 2009 Gulf Coast Hurricane Conference on April 27th-29th in Biloxi, Mississippi. Costs to the City will be a registration fee of \$250.00 and per diem for \$23.00 per day.
- d. Firefighter Tim Harrison to attend the Mississippi State Fire Academy on November 9-12, 2009 for a 5 day smoke Diver Class, cost to the City will be \$390.00 and 5 days per diem at a rate of \$29 per day for the evening meal.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

POLICE DEPARTMENT/PURCHASING

Re: Purchase of 17 Police Vehicles

Spread on the minutes the purchase of 17 Police vehicles to replace the road patrol vehicles. The purchases of these vehicles are covered under the Katrina Grant and are no cost to the City.

PUBLIC WORKS/STREETS DEPARTMENT/PURCHASING ADVERTISEMENT

Re: Advertise for bids for a Brush Chipper Truck for the Street Department

Alderman Geoffrey moved, seconded by Alderman Piazza to approve advertising for bids for a Brush Chipper for the Street Department to be paid for out of their Capital Outlay Budget.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

FEMA HMGP DRAINAGE PROJECT, CITY WIDE

Re: Name Pickering Engineers as the Engineers for the FEMA HMGP Drainage Project, City Wide

Alderman Geoffrey moved, seconded by Alderman Schmitt to approve naming Pickering as the Engineers for the FEMA HMGP Drainage Project, City Wide, as recommended by the Rating Committee.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

DONATIONS

Re: Donation from the Citizens of Thurmont, Maryland in the amount of \$2,055.00

Spread on the minutes a donation in the amount of \$2,055.00 for the re-building of the City of Waveland from the Citizens of Thurmont, Maryland.

DOCKET OF CLAIMS

Re: Claims Numbers 61739-61910

Alderman Schmitt moved, seconded by Alderman Stahler to approve the Docket of Claims as submitted by the City Clerk being numbered **61739-61910. (EXHIBIT I)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**PUBLIC RELATIONS/FIRE DEPARTMENT/HAZARD MITIGATION/POLICE
DEPARTMENT/PUBLIC WORKS/PARKS AND RECREATIONS**

Re: Resignation of Mrs. Betty Patechek from the Public Relations Department

Re: Transfer of Clayton Favre to Parks and Recreations Department

Re: Resignation of Chief David Garcia as CRS Coordinator

Re: Resignation of Investigator David Archer

Spread on the minutes the resignations and Departmental changes of the following employees:

- a. Resignation of Mrs. Betty Patechek as Public Relations representative.
- b. Clayton Favre has been transferred to the Parks and Recreations Department from the Public Works Utility Division.
- c. The resignation of Fire Chief David Garcia as the City's CRS Coordinator and Hazard Mitigation Program and Flood Protection Plan Facilitator, effective June 1, 2009.
- d. Resignation of Investigator David Archer effective March 27, 2009.

EXECUTIVE SESSION

Re: Personnel Issues and Potential Litigation

Alderman Geoffrey moved, seconded by Alderman Stahler to consider going into Executive Session to discuss potential litigation, and personnel issues in the City Hall, Police Department and Public Works.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Alderman Stahler moved, seconded by Alderman Geoffrey to approve going into Executive session to discuss potential litigation, and personnel issues in the City Hall, Police Department and Public Works.

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

RSVP/PERSONNEL

Re: Extend hours for Mrs. Jane Clayton

Alderman Stahler moved, seconded by Alderman Schmitt to extend RSVP Secretary Jane Clayton's paid time by 10 hours per week, at a rate of \$12.00 per hour.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

POLICE DEPARTMENT/PERSONNEL

Re: New Hire Bill Correa as a part time Police Officer

Alderman Stahler moved, seconded by Alderman Geoffrey to approve hiring Officer Bill Correa as a part time Police Officer, at a rate of \$7.00 per hour, pending passage of drug test.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Re: Promotion of Clay Neciase as Sergeant (Denied)

Alderman Stahler moved, seconded by Alderman Geoffrey to approve the promotion of Patrol Officer Clay Necaise to Sergeant with a pay increase of \$1.96 per hour.

A vote was called for with the following results:

Voting Yea: None

Voting Nay: Stahler, Geoffrey, Schmitt and Piazza

Absent: None

Re: Promotion of Sergeant David Allen to Investigator

Alderman Geoffrey moved, seconded by Alderman Stahler to approve the Promotion of Sergeant David Allen to Investigator with a pay increase of .30 cents per hour.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

PUBLIC WORKS/PERSONNEL

Re: CPI Hire Rhonda Aubert as Billing Clerk

Alderman Geoffrey moved, seconded by Alderman Stahler to approve hiring Mrs. Rhonda Aubert as Billing Clerk in the Public Works Department, pending passage of drug test.

A vote was called for with the following results:

Voting Yea: None

Voting Nay: Stahler, Geoffrey, Schmitt and Piazza

Absent: None

Re: New Hire Kevin Whitney in the Streets and Drainage Department

Alderman Piazza moved, seconded by Alderman Geoffrey to approve hiring Kevin Whitney in the Waveland Streets and Drainage Department, at a rate of \$10.00 per hour, pending passage of drug test.

A vote was called for with the following results:

Voting Yea: None

Voting Nay: Stahler, Geoffrey, Schmitt and Piazza

Absent: None

Re: New Hire David Cox in the Streets and Drainage Department

Alderman Geoffrey moved, seconded by Alderman Schmitt to approve hiring David Cox in the Waveland Streets and Drainage Department, at a rate of \$10.00 per hour, pending passage of drug test.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

ADJOURN AT 9:00 P.M.

Re: Adjourn meeting at 9:00 p.m.

Alderman Schmitt moved, seconded by Alderman Geoffrey to adjourn the meeting at 9:00 p.m.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

The foregoing minutes were presented to Mayor Longo on April 10, 2009.

Maureen Bordelon
Acting City Clerk

The Minutes of April 7, 2009 have been read and approved by me on this day the 10th day of April 2009.

John Thomas Longo,
Mayor