

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 June 2, 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: Waveland Community Coalitions Annual Fishing Rodeo

See Exhibit A

ALDERMEN'S COMMENTS

Re: Alderman Stahler: Building Permit Report, Federal Emergency Management Agency's Trailer Update, Mississippi Emergency Management Agency's Cottage Update

See Exhibit A

RSVP

Re: Claims

Alderman Geoffrey moved, seconded by Alderman Schmitt 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

MINUTES

Re: Meeting of May 20, 2009

Alderman Schmitt moved, seconded by Alderman Geoffrey to approve the minutes of the meeting of May 20, 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

PERSONNEL

Re: Increase in employer contribution rates for PERS

Spread on the minutes the increase in employer contribution rates for Public Employee Retirement System (PERS) from 11.85% to 12.00% effective July 1, 2009.

DEEP SEA FISHING RODEO

Re: Ms. Abbey Johnson as Waveland's Representative

Alderman Stahler moved, seconded by Alderman Geoffrey to approve naming Ms. Abbey Johnson as Waveland's Representative at the Deep Sea Fishing Rodeo.

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: Michael Bloom, 1310 Bloom Place

Michael Bloom was not present for his request for a zoning change from R-1 to R-2 on his property located at 1310 Bloom Place. Legal description: Part NW ¼ NE ¼, Section 4-9-14, 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 Piazza moved, seconded by Alderman Schmitt to deny the recommendation of the Planning and Zoning Board and deny the request as submitted.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Re: Stanley Bigelow, 106 Laurel Street

Stanley Bigelow appeared before the commission with a request for a special exception in order to build a guesthouse on his property located at 106 Laurel Street. Legal description: Block 2, lots 17 & 18, Vondrozowsky's 3rd, City of Waveland, Hancock County, Mississippi.

Steve Hand moved, seconded by Guy Fricke to recommend that the City of Waveland permit the renovation of an existing shed into an accessory guesthouse on this parcel in addition to the principal residential structure and subject to all applicable code requirements. However, prior to the permitting of the renovation of the shed, the City shall be satisfied by proof that the parcel (Parcel Number 138N-1-33-027.000) has been deed restricted as follows:

“Pursuant to a Special Exception granted by the City of Waveland, Mississippi, to permit the renovation of an existing shed into an accessory guest house in addition to the principal building on Parcel Number 138N-1-33-027.000, an Owner or Lessee of the parcel and its appurtenances is hereby restricted from leasing or renting either the principal residence or the accessory guest house separately from the other dwelling unit. This restriction shall begin upon the completion of the renovation of the shed into a guesthouse and shall continue for the lesser of: ninety-nine years; or the life of the principal residential structure. Should at any time the zoning regulations pertaining to this parcel be changed to permit such separate leasing or renting of either the principal residence or the accessory guest house, this covenant shall expire.”

Re: Jimmy Thornton, 801 Carroll Street

Jimmy Thornton appeared before the commission with a request for a special exception in order to build a 480 square foot detached storage building on his property located at 801 Carroll Street. Legal description: Lots 1-3 & 14.3' of lot 4, Block 14; Waveland Highlands 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.

Re: Amended Revision to the Zoning Ordinance and Subdivision Regulations

Sue Chamberlain of Slaughter and Associates appeared before the commission to discuss recommended revisions to the City of Waveland's Zoning Ordinance and Subdivision Regulations. **(Exhibit 1 attached)**

Chairman Roger Estopinal called for a motion to schedule workshops to coincide with public hearings on the draft Zoning Ordinance, draft Subdivision Regulations and draft Design Standards. Steve Hand moved, seconded by Robert Hincks to recommend that the Board of Mayor and Aldermen approve the schedule **(Exhibit 2 attached)** as submitted.

Alderman Piazza moved, seconded by Alderman Stahler to follow the recommendations of the Planning and Zoning Board and approve the requests as submitted.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

EXECUTIVE SESSION

Re: Potential Litigation

Alderman Stahler moved, seconded by Alderman Geoffrey to consider going into Executive Session to discuss potential litigations.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Alderman Schmitt moved, seconded by Alderman Stahler to approve going into Executive session to discuss potential litigations.

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 Geoffrey moved, seconded by Alderman Piazza 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

BUILDING DEPARTMENT/FLOODPLAIN MANAGERS/ORDINANCES
Re: Update Floodplain prevention Ordinance No. 334

Alderman Piazza moved, seconded by Alderman Stahler to table this request from Building Official and Floodplain Manager Brent Anderson to update existing Floodplain Prevention Ordinance No. 334 with the following D.F.I.R.M. panels:

- a. 28045C0333D
- b. 28045C0334D
- c. 28045C0341D
- d. 28045C0342D
- e. 28045C0343D
- f. 28045C0344D
- g. 28045C0361D
- h. 28045C0363D

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

POLICE DEPARTMENT/GRANTS (EXHIBIT D)
Re: Department of Public Safety's D.U.I. Grant

Alderman Geoffrey moved, seconded by Alderman Piazza to approve the Department of Public Safety's Grant Application in the amount of \$50,000.00 for the Waveland Police Department's D.U.I. Enforcement Program.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

PERSONNEL/HANCOCK COUNTY SUMMER YOUTH PROGRAM/AGREEMENTS
Re: Summer Youth Employment Program Agreement

Alderman Schmitt moved, seconded by Alderman Stahler to table the approval of the Hancock County Summer Youth Employment Program Agreement for the purpose of providing work experience training in accordance with the American Recovery and Reinvestment Act of 2009 and to discuss job positions and procedures for hiring.

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/TRAVEL

Re: School Resource Officer Michael Prendergast to attend the National Passenger Safety Certification

Re: Mayor Longo, Maureen Bordelon and Alderman Stahler to attend the 2009 MML Conference

Alderman Geoffrey moved, seconded by Alderman Stahler to approve the following travel requests:

- a. School Resource Officer Michael Prendergast to attend the National Child Passenger Safety Certification in Hancock County, Mississippi, cost to the City will be \$60.00. A City vehicle will provide transportation and no per diem is needed.
- b. Mayor Tommy Longo, City Clerk Maureen Bordelon and Alderman Lili Stahler to attend the 2009 MML Conference in Biloxi, Mississippi. Cost to the City will be a registration fee of \$225.00 each, a City vehicle will provide transportation and there is no per diem required.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

FIRE DEPARTMENT/ADVERTISEMENT/PURCHASING

Re: Advertisement for Breathing Air Compressor System

Alderman Piazza moved, seconded by Alderman Geoffrey to approve advertisement for Breathing Air Compressor System for the Fire Department to replace the one lost during Hurricane Katrina.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

FIRE DEPARTMENT/CIVIC CENTER

Re: Fire Chief David Garcia to use the Civic Center for Public Outreach

Alderman Geoffrey moved, seconded by Alderman Piazza to approve a request from Waveland Fire Chief David Garcia to use the Civic Center for Public Outreach on June 16th or 17th to hold a Community Outreach Program from 2:00 p.m. – 8:00 p.m. in the auditorium.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

FLOOD SAFETY INSURANCE PROGRAM – FLOOD OUTREACH

Re: 2009 Flood Safety Insurance Program Flood Outreach

Spread on the minutes the 2009 Flood Safety Insurance Program Flood Outreach Program brochures have been mailed to Community Residents.

COURT DEPARTMENT/ PURCHASING (EXHIBIT E)

Re: Lease Contract with OCE North America for Copy Center

Alderman Geoffrey moved, seconded by Alderman Stahler to approve a lease contract with OCE North America for a copy in machine in the Court Department, at a cost of \$149.19 per month.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

WAVELAND WELCOME SIGN

Re: Contribution in the amount of \$7,000.00

Alderman Schmitt moved, seconded by Alderman Piazza to remove from the agenda the request for a contribution in the amount of \$7,000.00 for the Waveland Welcome Sign, until further information can be presented for a Comprehensive sign plan.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

RSVP/CIVIC CENTER

Re: Remaining funds to be designated to purchase equipment for the Facility

Motion to approve a request from the Hancock County Retired and Senior Volunteer Program to designate all remaining funds related to the Waveland Civic Center Project to the purchase of equipment for the Facility.

Motion died for lack of action.

CIVIC CENTER/PURCHASING DEPARTMENT

Re: Purchase of 100 chairs and rollaway chair rack

Alderman Stahler moved, seconded by Alderman Geoffrey to approve a request from City Clerk Maureen Bordelon for the purchase of 100 padded folding chairs and a rollaway chair rack in the amount of \$1,668.08 for the Civic Center.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

COURT DEPARTMENT/POLICE DEPARTMENT

Re: Locate Municipal Court to be designed at the Waveland Police Department

Alderman Geoffrey moved, seconded by Alderman Stahler to approve the Waveland Municipal Court to be located and designed at the Waveland Police Department on McLaurin Street and not on Coleman Avenue.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**SEWER SYSTEM RECONSTRUCTION NORTH OF RAILROAD
PROJECT/CONTRACTS (EXHIBIT F)**

**Re: Reynold's Construction as lowest and best bidder for the Sewer System
Reconstruction North of Railroad Project**

Alderman Schmitt moved, seconded by Alderman Stahler to approve Reynolds's Construction as lowest and best bidder for the Sewer System Reconstruction North of Railroad project, as well as approving the contracts, pending approval of City Attorney and Notice to Proceed.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**SANITARY SEWER PROJECT WEST OF WAVELAND AVENUE/POLICE
DEPARTMENT/FIRE DEPARTMENT/CONTRACTS (EXHIBIT G)**

Re: Administrative Contracts with Jimmy Gouras Urban Planning

Alderman Geoffrey moved, seconded by Alderman Schmitt to approve the Administrative Contracts between the City of Waveland and Jimmy Gouras Urban Planning consultants contingent upon receipt of MDA Grant Agreement for the following:

- a. Sanitary Sewer Project West of Waveland Avenue
- b. Police Station
- c. Pre-development of Fire Station

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**FIRE DEPARTMENT/MISSISSIPPI DEVELOPMENT
AUTHORITY/CONTRACTS**

**Re: Predevelopment Grant Agreements with the Mississippi Development
Authority**

Alderman Schmitt moved, seconded by Alderman Stahler to approve the following after the Predevelopment Grant agreement between the City of Waveland and the Mississippi Development Authority is executed:

- a. The Predevelopment agreement for the Central Fire Station.
- b. Murphy, McEnery & Associates, LLC for appraisal services for the Central Fire Station Property contingent on the City Attorney and Grant Administrator's approval.
- c. Contract with CDM for predevelopment services for Central Fire Station contingent on the City Attorney and Grant Administrator's approval.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**POLICE DEPARTMENT/SANITARY SEWER
SYSTEM/ENGINEERING/MISSISSIPPI DEVELOPMENT
AUTHORITY/CONTRACT (EXHIBIT I)
Re: Grant Agreement with the Mississippi Development Authority**

Alderman Geoffrey moved, seconded by Alderman Stahler to approve the following after the Grant Agreement between the City of Waveland and the Mississippi Development Authority is executed:

- a. The Grant Agreement for the Public Safety Center/Police Station Contract with Nofie Alfonso Architect for Architectural services for the Public Safety Center/Police Station contingent on the City Attorney and Grant Administrator's approval.
- b. Grant agreement for the Sanitary Sewer System Extension (West Waveland).
- c. Contract with Digital Engineering & Imaging, Inc. for engineering services for the Sanitary Sewer System Extension (West Waveland) contingent on the City Attorney and Grant Administrator's approval.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**COMMUNITY CENTER PROJECT
Re: Amend the Community Center Project Application to reflect an outdoor facility**

Alderman Schmitt moved, seconded by Alderman Stahler to table the request to amend the Community Center Project Application to reflect a proposed outdoor facility, which will include tennis courts, basketball courts and a fitness walking track.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**BOAT LAUNCH/LIGHTHOUSE HARBOR PROJECT/MISSISSIPPI
DEVELOPMENT AUTHORITY
Re: Submission of plans for the Harbor to the Mississippi Development Authority**

Alderman Schmitt moved, seconded by Alderman Stahler to table the request to approve the submission of the Boat Launch Plans to the Mississippi Development Authority to amend the application for the Harbor Project.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

POLICE DEPARTMENT/STREETS DEPARTMENT
Re: Stop Sign to be placed at the corner of Daniel Street

Alderman Stahler moved, seconded by Alderman Geoffrey to approve a stop sign to be placed at the corner of Daniel Street and Henderson Street.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

COURT DEPARTMENT/CONTRACTS (EXHIBIT J)
Re: Renewal of contract with Alternative Sentencing and Arrest Programs, Inc.

Alderman Geoffrey moved, seconded by Alderman Schmitt to approve the contract renewal between the City of Waveland and Alternative Sentencing and Arrest Programs, Inc. (ASAP), to provide services to the Waveland Municipal Court.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

AGENDA/AGREEMENT/MEMA COTTAGES
Re: Amend Agenda to consider Settlement Agreement for MAHP units

Alderman Schmitt moved, seconded by Alderman Geoffrey amend agenda to consider Settlement Agreement for MAHP unit occupants.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

AGREEMENT/MEMA COTTAGES (EXHIBIT K)
Re: New Settlement Agreement Regarding MAHP Units

Alderman Geoffrey moved, seconded by Alderman Piazza to give Mayor Longo authority to sign settlement agreement regarding MAHP units on behalf of the city of Waveland, the Mayor and Board of Aldermen, in their official capacities.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**ORDINANCE/MEMA COTTAGES/MEMORANDUM OF UNDERSTANDING
(EXHIBIT L)**

Re: Approve Ordinance No. 338 regarding permanent placement of MAHP Units

Alderman Stahler moved, seconded by Alderman Piazza to approve Ordinance No. 338 for lifting certain requirements for permanent placement of MAHP units within the City of Waveland. Imposed by the February 6, 2009 Memorandum of Understanding between the City of Waveland and the Mississippi Emergency Management Agency.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

DOCKET OF CLAIMS (EXHIBIT M)

Re: Claims Numbers 62282-62391

Alderman Stahler moved, seconded by Alderman Geoffrey to approve the Docket of Claims, as submitted by the City Clerk being numbered 62282-62391.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey and Schmitt

Voting Nay: None

Abstain: Piazza

Absent: None

EXECUTIVE SESSION

Re: Personnel Issues and Potential Litigation

Alderman Geoffrey moved, seconded by Alderman Stahler to consider going into Executive Session to discuss the Public Works Department, Court Department, Animal Shelter and update on potential litigations.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Alderman Piazza moved, seconded by Alderman Geoffrey to approve going into Executive session to discuss the Public Works Department, Court Department, Animal Shelter and update on potential litigations.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

With no positive or negative action taken Alderman Schmitt moved, seconded by Alderman Stahler 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

ANIMAL SHELTER/PERSONNEL

Re: Pay increase for Animal Control Officer Ashton Ladner

Alderman Piazza moved, seconded by Alderman Geoffrey to approve a pay increase from \$10.50 to \$12.50 per hour for Animal Control Officer Ashton Ladner. Mr. Ladner has completed his 90-day probation and has proven to be an exemplary employee.

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: David Allen as a part-time I.T. Specialists

Alderman Piazza moved, seconded by Alderman Geoffrey to approve hiring Mr. David Allen as a part-time I.T. Specialists at a rate of \$35.00 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: 4 Hours Overtime for On-Call Workers

Alderman Geoffrey moved, seconded by Alderman Schmitt to approve 4 hours overtime to be paid to authorized Public Works employees for each week of on call duty.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

COMPREHENSIVE PLAN/CONTRACTS

Re: 120 Extension for contract with Slaughter and Associates

Alderman Schmitt moved, seconded by Alderman Geoffrey to approve a 120-day extension for the contract between the City of Waveland and Slaughter and Associates for the completion of the Comprehensive Plan and the ordinances.

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 8:40 p.m.

Alderman Schmitt moved, seconded by Alderman Piazza to adjourn the meeting at 8:40 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 June 19, 2009.

Maureen Bordelon
Acting City Clerk

The Minutes of June 2, 2009 have been read and approved by me on this day the 19th day of June 2009.

John Thomas Longo,
Mayor

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