

The Board of Mayor and Aldermen of the City of Waveland, Mississippi, met in regular session at the Waveland Civic Center, 335 Coleman Avenue, Waveland, MS. on June 5, 2012 at 6:30 p.m., to take action on the following matters of city business

**(Tape of meeting for listening available via records request, in Meeting folder)**

**ROLL CALL**

Mayor Garcia noted for the record the presence of Aldermen Stahler, Geoffrey, Lafontaine and Kidd, along with City Attorney Gary Yarborough and City Clerk Lisa Planchard.

**MAYOR'S REPORT (EXHIBIT A)**

**Re: Mayor Garcia commented on the following**

- a. Attended the recognition of Eagle Scout Court of Honor presented to Matthew John Dorn, son of Mr. David and Mrs. Elaine Wilcox Dorn.  
Due to his attendance at the Eagle Scout Ceremony, the Mayor said that he missed the commissioning of the Navy's USS Mississippi SSN782 attack submarine. The Mayor provided information about the ceremony and its history.
- b. Invited everyone to an open house at the new Hancock County Justice Facility on June 8th from 3-7 p.m. at 8450 Highway 90 in Bay St. Louis.
- c. Reminder that June 1<sup>st</sup> started Hurricane Season and prepare ahead of the event.
- d. With regard to the "Our Shopping Center" on Highway 90, construction of a new underground filtering system is being installed due to gas still being in the soil at that site.
- e. The Mayor said he, Chief Hurt, Officer Dave Allen and others would be on Hogan Street in the morning cleaning up a problem dump site

**PUBLIC COMMENTS**

**There were no public comments**

**ALDERMEN'S COMMENTS:**

**Alderman Stahler:**

- a. Spoke with Hootie (EOC Director Brian Adam) re: having badges made for all of the Aldermen to provide access to the EOC in the event of a hurricane.
- b. Ordinance No. 326A regarding Decorum for Board Meetings, noting the agenda should be posted no later than Monday and no changes shall be made to the agenda unless motion is made at the regular meeting to amend agenda. Alderman Stahler also said there should be a document provided to the Board for recommended amended items, if need be, at the upcoming meeting so they can so amend the agenda for additional items/changes at that time.
- c. Inquired about Ordinance No. 248, and asked who was in charge of addressing the problem with unlawful signage around the City. City Attorney said Brent Anderson would be responsible to address these issues.

**There were no comments by Alderman Geoffrey**

**Alderman Lafontaine:**

- a. Presented questions for Recovery Manager Brent Anderson regarding ordering replacement equipment. Mr. Anderson was absent from the meeting. Mayor Garcia provided answers to Alderman Lafontaine. He did say that he understood that both bush hogs were currently working. Alderman Kidd said he spoke with Ms. Dudding about the purchase(s) and was informed the City may have to go out for bids. If so, specs would have to be developed on needed items to be bid, and that process had not started yet. Alderman Lafontaine asked if perhaps the City could do a lease/purchase agreement. The Mayor said he intended to budget for these items in the 9/30/13 budget.
- b. With regard to the ditches at Tide and Pine Streets, there may be a water leak.
- c. Mentioned Chief Mike Smith at the next regular meeting would be transferring an E-1 Fire truck to the Streets Dept. to help with blowing out culverts.

**Alderman Kidd:**

- a. He had some volunteers who contacted him and offered to help clean Hogan Street. The Mayor also mentioned the City is in need of “No Litter” signs with the 1-800 number to turn in those who litter.
- b. The Commissioning of the USS Mississippi was really nice. Alderman Kidd said although they were not able to go aboard the submarine, the event was impressive and there were about 1,000 people present.
- c. Can the City begin paying for the employee’s uniforms? Mayor Garcia said this is currently not in the budget.
- d. Has the county set up the next joint governmental entity meeting? The Mayor said that meeting had not been set yet.
- e. Stated the trash cans at the cemetery need to be dumped.

**MINUTES**

**Re: Meeting of May 16, 2012**

Alderman Stahler moved, seconded by Alderman Lafontaine to approve the Minutes of the Meeting of May 16, 2012 as submitted by the City Clerk. **(EXHIBIT B)**

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine, and Kidd

Nay: None

Absent: None

**RSVP**

**Re: Claims**

Alderman Stahler moved, seconded by Alderman Kidd to approve the R.S.V.P. Claims, except to table check # 16011 until Ms. Mary Turcotte could be present to explain that expense. **(EXHIBIT C)**

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine, and Kidd

Nay: None

Absent: None

**DOCKET OF CLAIMS**

**Re: Claims Nos.**

Alderman Kidd moved, seconded by Alderman Geoffrey to approve the Docket of Claims dated June 5, 2012 as submitted by the City Clerk. **(EXHIBIT D)**

- 001 Fund – 372 - 446
- 100 Fund –None
- 101 Fund – 7
- 102 Fund – None
- 103 Fund – 2
- 104 Fund - 1
- 105 Fund - 11
- 124 Fund – 38 - 39
- 125 Fund – 44-51
- 200 Fund - 3
- 400 Fund – 184 - 232

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine and Kidd

Nay: None

Absent: None

**CONTRACTS/AMEC/HMGP/DRAINAGE IMPROVEMENTS PROJECT**  
**Re: Appoint AMEC Earth and Environmental as Program Manager for HMGP Drainage Improvements Project**

Alderman Lafontaine moved, seconded by Alderman Geoffrey to appoint AMEC Earth and Environmental as the Program Manager for the HMGP Drainage Improvements Project Number Dr-1604-MS-0420 as recommended by the selection committee.

**(EXHIBIT E)**

During discussion, Alderman Kidd said that he had gone through the information and asked Mr. Patrick Moore how many Engineers would physically be in the area. Mr. Moore said AMEC would be providing the Project Management services and Pickering Engineering would be the engineers doing the design work. Mr. Moore said he would be the primary project manager and would have a second project manager (assistant) who is a P.E. engineer who will assist him with issues regarding design, etc... He said he would be overlooking the designs to make sure that they are in line with the grant application scope and guidelines. When the application was written there were scopes of work that have to be followed; it is critical that scope of work be followed, otherwise City risks not being reimbursed for ineligible costs. Alderman Kidd asked whether two people could handle this size project. Mr. Moore said AMEC is a large company with 25,000 employees that can provide employees and services needed to complete the necessary projects. Mr. Moore said he has managed 15 of these projects in the last 3 years. The primary job of AMEC here is to manage and not design; he can pull in assistance of surveyors, environmental assessments, etc..., from AMEC, whatever the need may be. Alderman Kidd asked about the "muck" (dirt from ditches/project)? Mr. Moore said as of now, he did not know, but if he were to be hired he would meet with Pickering to discuss this. Mayor Garcia requested the left over muck would be placed at the new football field on Waveland Avenue. Mr. Moore said he didn't know if that would be a good idea, because of the consistency of the mud (muck), but this would have to be handled as a separate issue from the contract/contractor. FEMA would have to approve this separately. Alderman Lafontaine asked about the administrative paperwork; stating he felt that currently there is not enough man power available for the extra work. Mr. Moore said that the Administrative is basically reimbursement documentation, this consists of processing and submitting approved invoices and putting together with Board minutes where the invoices were approved and submitting a reimbursement request to MEMA and then to FEMA for reimbursement. The Admin. person keeps up with file documentation for the City, perhaps including submission of a peer performance extension to MEMA; the Project Manager would put together a brief summary of information for the necessary requests, such as peer performance extension.

He said there is currently \$49,000.00 allotted for Administrative work. The City does not have to show invoices for this work, this money comes directly from the Grant to the City. The City will receive this amount no matter what happens. This is to cover the City's expense for Administrative work. He did say however, if project management scope of work crosses over into the Admin. scope of work, or vice versa, MEMA/FEMA will not reimburse the City for those expenses. Mr. Moore further explained that the invoices from AMEC will be very detailed as to time worked on job and exact descriptions of services provided.

City Attorney Yarborough asked AMEC, and it confirmed that it will only request payment for Project Management services. AMEC is not performing administrative services. City Attorney said, "The City solicited proposals pursuant to the publication notice submitted through various sources for project management services for the HMGP Drainage Improvements Project. There were four proposals submitted, all submitted prior to the 4 p.m., April 26, 2012 deadline for those services; they were all submitted to

the City Clerk/City Hall as required and taken and reviewed by the procurement staff. Those proposals were evaluated by the City's selection committee." Attorney Yarborough requested that City Clerk attach the 4 bids as an exhibit, as well as the request for proposals and advertisement.

Alderman Stahler asked about the costs. Mr. Moore said the grant agreement shows a breakdown of all costs associated with the project. Mr. Moore said that if you read your grant agreement articles, cost has to be in your proposals; it has to be turned in. He said, in other words, you can't hire somebody without them turning in cost; cost has to be submitted with the proposal.

Mayor Garcia said the purpose behind that is that this grant doesn't allow for change orders.

Janet Dudding, Comptroller came forward to say that what Ms. Dawn Nolte's email was saying is that you can only use qualification based procurement on A&E. It goes on to say that project management is not A&E. It might be an architectural/engineering firm, who provides the program management, but they're not providing A&E service; therefore, it (proposal) must include cost. Cost was one of the grading factors by the selection committee. Ms. Dudding said the two that didn't include cost did not mention cost at all; two of the four did include cost. She also said that percentage might be a methodology that the firm who is bidding might utilize to estimate their cost, but it's not a sliding scale, it's a cost. Administration, when it's reimbursed, is a sliding scale. Administration is reimbursed at the very end of an HMGP project, where administration for a PA project is reimbursed as it goes along. Mr. Moore said that with an HMGP project, cost does not have to be the number one deciding factor, it's not the low bidder, but it does have to be considered. You don't have to choose the low bidder, but it does have to be part of the evaluation process.

Mr. Yarborough asked that the City Clerk also attach to the minutes the email from Ms. Dawn Nolte of Horne Group, which indicated that the Code of Federal Regulations requires that costs be considered for project management proposals (e.g., not architectural or engineering proposals). Further, Mr. Yarborough asked that the City Clerk attach to the minutes the *Request for Statements of Qualifications and Cost Proposals*, which was provided to all four entities submitting proposals, and attach to the minutes the evaluations performed by the selection committee. Mr. Yarborough stated that the *Request for Proposals* provided a relevant part that "Responses to each criteria should be outlined so that it is easily recognizable to the evaluator and that the evaluation criteria included: qualifications to perform work, capacity for performance, cost, among other things; these should easily recognizable to the evaluator. The record established that AMEC was scored the highest of the four proposals and that it submitted cost information.

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine and Kidd

Nay: None

Absent: None

#### **ORGANIZATIONAL CHART/CITY HALL**

#### **Re: Discussion related to changes in the Organizational Chart**

Alderman Stahler said that she would like to eliminate the Animal Shelter as a department, and the Animal Control Officer she would like to see under the Police Department. She asked if there were any way the Police Department could mirror the Fire Department structure. Alderman Stahler said that she has tried in the past to use the Stennis Organizational chart; she thinks the City's chart is lop-sided with the Board of Aldermen 'hanging out on their own' so to speak. Mayor Garcia said the current chart does not show where the Board has connection to the City Attorney, and said that he

thinks the Board should have a connection to the City Attorney. The Mayor said the City is a Special Charter and the Mayor has superintending control. He said if you look at the Stennis chart, the Mayor has superintending control and by having superintending control if it gives the Board contact into the City Clerk, you're getting involved in daily operational business, which right now I don't say anything when you call the City Clerk or any of the department heads because we're about working together as a City. The Mayor deferred his comments to the City Attorney with regard to day-to-day operations. City Attorney Yarborough said the Board can contact the department heads to some extent, but you can't dictate matters to an employee. Alderman Stahler said the Board needs access not to the City Clerk as telling her what to do, but ready access to the City Clerk as a resource tool for what they need, such as copies of minutes. Alderman Lafontaine recommended there should not be a line from the Mayor to the Civil Service Board. Mr. Yarborough said this Board operates on its own; it's a separate entity. Alderman Lafontaine said he thought that the Judge and Planning and Zoning should be the same. Mr. Yarborough said that Planning & Zoning is the only one that probably is more of a referring body, so that may more properly be just a line from them under the Board as a referring body. Mr. Yarborough also said the City Prosecutor and Public Defender are probably alright, since their appointee's of the Mayor; the Judge is the only one that is separate out of those. Alderman Lafontaine said he also thought the City Clerk should be dropped down to a Department Head because of all the finances. Mr. Kidd said he agrees about the City Clerk being Department Head of City Hall, Purchasing and Comptroller. Alderman Lafontaine said that he agrees. Mayor Garcia said anything associated with money and finances should fall under the City Clerk. The Mayor said that he would call Stacey Pickering about any changes to be made. Mr. Yarborough said the only other is RSVP which the City has a contract with; he's not sure it is a department. Alderman Stahler asked, "But don't we pay her. I know it's reimbursed, but isn't she an employee; the City pays her salary and benefits." The Mayor said, "Well I think that anything dealing with money should fall under the City Clerk because that's where the statutory responsibilities fall. I called Eddie Smith (Office of the State Auditor) this week and when he served as City Clerk, any office that collected money fell under him and you're welcome to call him. I've taken the approach that if we're making changes or looking at issues, I call him to make sure we're on track."

#### **PUBLIC APPEARANCES/GULF REGIONAL PLANNING COMMISSION**

Representative with GRPC to discuss Redistricting - did not attend meeting.

#### **LIBRARY**

Ms. Patty Furr with the Hancock County Library System provided the Board with updated information on the current activities happening in the Waveland Library. Ms. Furr said 30% of the Citizens of Waveland currently hold a Library card and there have been over 30,000 items checked out of the Waveland Library. She said the future plans are to have lap top computers available in the Library, as well as Technology classes. Mrs. Furr apologized to the Board for holding the "Waveland Remembered" historical event on the same night as a Board Meeting and invited the Board to another event to allow them to be present. The Mayor asked if the historic photographs had been made a part of the USM Historical Archives. Mrs. Furr said she would work with USM on fulfilling that request. Mayor Garcia asked about the Library hours. Mrs. Furr said currently the Waveland Library is open 4 days per week Tuesday – Saturday, and for summer months only, it is also open on Monday's. She said that she would like to extend those hours, however the cost does not allow for more hours, stating this is what she wanted to speak to the Board further about. Mr. Furr said this is a great resource and is frustrating because the Library can't be open more because of last year's budget. Mrs. Furr said that she has Library Board Attorney Mike Haas present to also answer Board members questions. Mrs. Furr and Board members further discussed the uses of the monies provided by the millages both from the County and the City of Waveland.

**(EXHIBIT F)**

#### **POLICE DEPARTMENT/WRECKER SERVICE/TOWING ROTATION**

**Re: Place Corvettes, LLC to Towing Rotation List with the Police Department**

Alderman Geoffrey moved, seconded by Alderman Lafontaine to add Corvettes LLC to the vehicle towing rotation list for the City of Waveland, as recommended by Police Chief Kenny Hurt. **(EXHIBIT G)**

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine and Kidd

Nay: None

Absent: None

**DONATIONS/POLICE DEPARTMENT/SURPLUS**

**Re: Donation of vehicle to Calhoun County MS. Sheriff's Office**

Alderman Lafontaine moved, seconded by Alderman Kidd to approve donation of 1-2005 Crown Victoria VIN # 2FAFP71W15X169797 to Calhoun County, Mississippi Sheriff's Department. Note: Declared surplus property at prior meeting of the Board. Board authorizes City Attorney Gary Yarborough the authority to negotiate an intergovernmental agreement with match authority cap of \$50.00. This vehicle is no longer needed for municipal purposes and is transferred to Calhoun County which will further the public health and safety of the State of Mississippi.

Mr. Yarborough said a negotiation and an Inter Governmental Transfer have to be completed prior to the transfer of these vehicles; a negotiated intergovernmental agreement shall be presented at the next meeting to be ratified by the Board.

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine and Kidd

Nay: None

Absent: None

**POLICE DEPARTMENT/DONATIONS**

**Re: Donation of two Police Vehicles to Hancock County Sheriff's Office**

Alderman Lafontaine moved, seconded by Alderman Kidd to **TABLE** donation of the following items to the Hancock County Sheriff's Department (Items a-b): Note: Declared surplus property at prior meeting of the Board.

- a. One 2005 Crown Victoria 2FAFP71W15X169791
- b. One 2005 Crown Victoria 2FAFP71W15X169802

City Attorney Gary Yarborough said he will have to meet with County Attorney Ronnie Artigues before this donation can be made; he added that a negotiation and an Inter Governmental Transfer have to be completed prior to the transfer of these vehicles.

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine and Kidd

Nay: None

Absent: None

**FIRE DEPARTMENT/PARKS AND RECREATION/PUBLIC WORKS  
DEPARTMENT/PERSONNEL**

**Re: New Hires, Rusty Schoultz (Fire Department), Willie E. Moody (Parks & Recreations), Richard Thompson, (Public Works Department), Larry Kaigler (Parks & Recreations)**

Alderman Lafontaine moved, seconded by Alderman Geoffrey to hire the following, pending passage of drug test (Items a-d):

- a. Mr. Rusty Schoultz as a Part-Time Firefighter at a rate of \$9.00 per as recommended by Fire Chief Mike Smith – Fire Department.
- b. Mr. Willie E. Moody as Parks and Recreations Director at a rate of \$10.00 per hour, - Parks and Recreations Department.
- c. Mr. Richard Thompson as laborer, at \$9.22 per hour – Public Works Department.
- d. Mr. Larry Kaigler as a laborer at \$9.00 per hour – Parks and Recreations Department.

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine and Kidd

Nay: None

Absent: None

**CONTRACTS/WATER SYSTEM EXTENSION-ANNEXED AREA  
Re: Contract Amendment No. 3 with Digital Engineering**

Alderman Stahler moved, seconded by Alderman Kidd to **TABLE** Contract Amendment No. 3 with Digital Engineering for professional services for Water System Extension for Annexed Area in the amount of \$26,000.00.

City Attorney Gary Yarborough told Board members that this project is closed. He has spoken with Laci Pittman to confirm that Digital Engineering has been paid down. Mr. Yarborough said that basically this would be for a new project which would have to be bid out. He is waiting further information from Laci Pittman.

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine and Kidd

Nay: None

Absent: None

**CONTRACTS/BUSINESS INCUBATOR  
Re: Contract Amendment No. 3 with Unabridged Architecture**

Alderman Stahler moved, seconded by Alderman Kidd to approve Contract Amendment No. 3 with Unabridged Architecture in the amount of \$2,696.00 – Business Incubator, for architectural services to add carpet to Pod “A” and change single door at Pod “A” storefront to double door.

**(EXHIBIT H)**

City Attorney told Board members that by approving this, they are making a finding that this is necessary and incidental to the scope of the project as originally bid requiring a double door and carpeting as recommended by the architect, John Anderson, for completion of the project.

City requests to maintain possession of single door once it has been replaced by double door.

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine and Kidd

Nay: None

Absent: None

**CHANGE ORDERS/BUSINESS INCUBATOR**

**Re: Change Order No. 9 for the Waveland Business Incubator**

Alderman Kidd moved, seconded by Alderman Geoffrey to approve Change Order No. 9 from Benchmark Construction in the amount of \$43,887.65 – Business Incubator.

**(EXHIBIT I)**

City Attorney Gary Yarborough told Board members that by approving this, they are making a finding that this is necessary and incidental to the scope of the project as originally bid requiring a double door and carpeting as recommended by the architect, John Anderson, for completion of the project.

City requests to maintain possession of single door once it has been replaced by double door.

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine and Kidd

Nay: None

Absent: None

**ANIMAL SHELTER/HANCOCK COUNTY ANIMAL SHELTER/ SURPLUS EQUIPMENT**

**Re: Declare items Surplus and Donate to the Hancock County Animal Shelter**

Alderman Lafontaine moved, seconded by Alderman Geoffrey to declare the following Animal Shelter items surplus property and transfer to Hancock County Animal Shelter, contingent upon receipt of adequate consideration, as listed (Items a-w): **(EXHIBIT J)**

- a. 1 Scale, Regal 300
- b. 1 HP Laser Jet Printer 1310
- c. 1 Time Clock, ES700
- d. 1 Microscope Graf Apsco
- e. 1 Galvanized Exam Table
- f. 1 Rolling Exam Table
- g. 1 Black Mini Refrigerator, TH777115
- h. 1 Autoclave, EZ-9 2340EA
- i. 1 Metal double Lock Safe
- j. One IV Stand
- k. 8 Surgical Spay/Neuter Packs
- l. 1 Anesthesia Machine
- m. 2 Cage Dryers (one broken)
- n. 1 Stainless Steel Bath Tub 6', Pet Edge
- o. 16 Bank Cages, Small
- p. 5 Bank Cages, Medium
- q. 2 Bank Cages, Large
- r. 2 Bank Cages, Extra-Large
- s. 11 Small Wire Cages
- t. 5 Medium Wire Cages
- u. 5 Large Wire Cages
- v. 2 Wire Crates, XXL
- w. 13 Small Airline Crates



During discussion the Mayor said the new Animal Shelter was going to try to move everything tomorrow (Wednesday) and remove the animals on Thursday and Friday to get fully operational by Monday.

**Let the Minutes reflect that Alderman Geoffrey excused himself from the meeting at this time; 8:59 p.m.**

A vote was called for with the following results:

Yea: Stahler, Lafontaine and Kidd

Nay: None

Absent: Geoffrey

**AGENDA/AMEND AGENDA/ANIMAL SHELTER/INTERLOCAL AGREEMENTS**

**Re: Amend the agenda to Offer Interlocal Agreement with Hancock County**

Alderman Lafontaine moved seconded by Alderman Kidd to amend the agenda offering Interlocal Agreement to Hancock County Mississippi for the operation of the animal shelter and Intergovernmental transfer of assets.

A vote was called for with the following results:

Yea: Stahler, Lafontaine and Kidd

Nay: None

Absent: Geoffrey

**Re: ANIMAL SHELTER/ INTERLOCAL AGREEMENT**

Alderman Stahler moved, seconded by Alderman Lafontaine to approve offering Interlocal Agreement to Hancock County Mississippi for the operation of the animal shelter and Intergovernmental transfer of assets.

A vote was called for with the following results:

Yea: Stahler, Lafontaine and Kidd

Nay: None

Absent: Geoffrey

**PLANNING AND ZONING: (EXHIBIT K)**

**Re: 811 N. Beach Boulevard, Richard and Sandra Ribes**

**Re: 704 S. Beach Boulevard, John and Martha McMorrough**

SPREAD ON THE MINUTES (a&b):

**Spread on the minutes that Richard and Sandra Ribes withdrew** their request for approval to remove a live oak tree from their property located at 811 N. Beach Boulevard. Legal description: Pt of lot 17, 97 x 161.8, 1<sup>st</sup> Ward, City of Waveland, Hancock County, Mississippi.

- a. **Spread on the minutes that John and Martha McMorrough withdrew** their request for a variance of two and a half feet from the required setback on each side yard setback. This property is located at 704 S. Beach Boulevard. Legal description: Lot 114 A, 3<sup>rd</sup> Ward, City of Waveland, Hancock County, Mississippi.

**Re: 433 Sears Avenue, Paul and Yvette Prouet with Mike Felter**

**Paul and Yvette Prouet, along with Mike Felter, appeared before the commission** with a request for a variance of ten feet from the required rear yard setback in order to build a new residence on their property located at 433 Sears Avenue. Legal description: Block 7 lots 39-42, Anchorage Subdivision, City of Waveland, Hancock County, Mississippi.

Brenda McComb moved, seconded by Clarence Harris to recommend that the Board of Mayor and Aldermen table the request as submitted until the construction drawings can be reviewed for clarification on the request.

During discussion, City Attorney Gary Yarborough noted from the record there is not sufficient evidence presently submitted, and there is currently no recommendation for denial or approval.

Alderman Stahler moved, seconded by Alderman Lafontaine to **TABLE** the request for 433 Sears Ave., as submitted by Planning and Zoning.

A vote was called for with the following results:

Yea: Stahler, Lafontaine and Kidd

Nay: None

Absent: Geoffrey

**PUBLIC WORKS/ SURPLUS PROPERTY**  
**Re: Declare equipment/vehicles surplus property**

Alderman Kidd moved, seconded by Alderman Lafontaine to declare the following Public Works vehicles as surplus property (Items a-v): **(EXHIBIT L)**

a. 1994 GMC 2500	1GDGC24K5RE5566227
b. 1998 Chevy 2500	1GCGC29R6WE242418
c. 1989 Chevy 1500	1GCDC14ZXKE213437
d. 1995 Ford E250	1FTFE24Y5SHB80443
e. 1997 Ford F-800	1FDWF80C9VVA37488
f. 1999 Dodge 1500 4x4	3B7HF12Z8XG213559
g. 1997 Ford F 250	1FTHF25G7VEA78689
h. 2000 Dodge Ram 1500	3B7HF12Y4YG125939
i. 1995 Ford F-80 CC	1FDXF80C9SVA09979
j. 1998 Ford Explorer	1FDU34E8VUD52185
k. 1996 Dodge B-250	1B7KF26Z7TS708022
l. 1991 Ford L-8000	1FDYW82A4MVA12369
m. 1996 GMC 2500	1GTGC29R1TE544159
n. 1992 Ford F-150	1FTDF15N4NNA19672
o. 1986 International School bus	1HVLPHYN5GHA20759
p. 2005 Ford F-150	1FTRF12255NA47187
q. 1992 Ford 700	1FDPN70H1EVA41922
r. Camper - Dutchman	47CTZOM2051063193
s. Metal Camper Shell	no serial number
t. 1993 Chevy Suburban	3GNGK26U83G293555
u. 2005 Ford Ranger	1FTCR14U7STA59327
v. Miscellaneous Scrap Metal	

Mr. Yarborough told the Board advised Board members when they are considering to surplus; they are saying this equipment is no longer needed for municipal purposes and are recommending this be declared surplus property. Mayor Garcia stated that he would have Recovery Manager Brent Anderson do an inventory sheet on each item.

These items will have to come back to the Board for approval before any actual disposal.

A vote was called for with the following results:

Yea: Stahler, Lafontaine and Kidd

Nay: None

Absent: Geoffrey

**GARFIELD LADNER MEMORIAL PIER/PARKS AND RECREATIONS**  
**Re: Discussion from Mr. Andrew Horstmyer re: Pier Bait Shop**

Mr. Andrew Horstmyer said back in April 2010 he had submitted a proposal to operate the Pier Bait Shop. He said the proposal was accepted on April 21, 2010, and shortly thereafter the BP oil spill occurred. Mr. Horstmyer went on to say that on June 4, 2010, the acceptance was withdrawn and was not permitted to contract to operate the Pier Bait Shop. Mr. Horstmyer asked the Board if any of them knew of his proposal being reaccepted by the City. Mr. Yarborough said the minutes' original acceptance was to authorize the City Attorney to negotiate a contractual agreement. Alderman Stahler stated she was on the Board at the time of the proposal, and it was a grand proposal, but not a good time. Mr. Horstmyer asked to establish that he has not entered into negotiations since the acceptance withdrawal of June 4, again asking the Board of their knowledge whether the Board had ever reinitiated negotiations since the June 4, 2010 withdrawal. Mr. Yarborough said the City's records reflect what occurred and was not sure where Mr. Horstmyer was going with the questioning. Mr. Horstmyer said he had specifically asked Mr. Yarborough to establish the fact that the negotiations had never happened and that he was confused as to why he had to come before the Board regarding this issue. Mr. Yarborough said this is not the same Board and this Board does not answer for what the previous Board has or has not done. Mr. Horstmyer said he was confused and recommended the Board not answer questions they don't have an answer to. Mr. Yarborough said he did not feel that this was the proper practice or forum for having an inquisition at a Board meeting. Mr. Yarborough told Mr. Horstmyer that if it is information or records he is seeking, he is welcome to submit a public records request. Mr. Yarborough said he knows Mr. Horstmyer is an attorney and cannot give him legal advice.

**PUBLIC WORKS/BUILDING DEPARTMENT**

**Re: Apportion salaries between Departments: C. Gallagher, S. Blankenship**

Alderman Lafontaine moved, seconded by Alderman Stahler to authorize paying 50% salary and benefits from Utility Customer Service Fund and 50% from the General Fund Building Department for Christine Gallagher and Sherry Blankenship, effective for the pay period beginning June 16, 2012.

A vote was called for with the following results:

Yea: Stahler, Lafontaine and Kidd

Nay: None

Absent: Geoffrey

**CORRESPONDANCE/MDOT (MISSISSIPPI DEPARTMENT OF  
TRANSPORTATION/AUDITS – 09/30/2010**

**Re: Correspondence from MDOT- Internal Audit Division (IAD)**

Spread on the Minutes correspondence from MDOT Internal Audit Division (IAD), regarding transportation projects and the City's current status with regard to the FYE 2010 audit completions. **(EXHIBIT M)**

**BUDGET MODIFICATIONS/BUSINESS INCUBATOR/ CITY HALL AND CITY HALL ANNEX/CIVIC CENTER/FIRE STATION COLEMAN AVENUE/ LIBRARY**

**Re: Budget Modifications as submitted by Jimmy G. Gouras Urban Planning Consultants**

Alderman Lafontaine moved, seconded by Alderman Kidd to approve the following Budget Modifications as presented by Michele Moore, Gouras Urban Planning Consultants, as listed (Items a-c): **(EXHIBIT N)**

- a. Modification Number 8, #R-109-379-04-KCR – Business Incubator.
- b. Modification Number 16, #R-109-379-02-KCR – City Hall and City Hall Annex.
- c. Modification Number 10, #R-103-379-01-KCR – Coleman Avenue, Fire Station, Civic Center and Library

A vote was called for with the following results:

Yea: Stahler, Lafontaine and Kidd

Nay: None

Absent: Geoffrey

**PUBLIC WORKS/CONTRACTS/AGREEMENTS/MAGNOLIA GAS/GRANTS**

**Re: Ratify Agreement signed by Recovery Manager Brent Anderson as it relates to the Propane Gas Mower (Grant)**

Alderman Lafontaine moved, seconded by Alderman Kidd to ratify Equipment Rental Agreement with Magnolia Gas as signed by Recovery Manager Brent Anderson on May 4, 2012. The Agreement states the City will purchase and take delivery of at least 200 gallons of l.p. gas per year. This rental agreement is in direct relation to the grant received for the propane mower recently purchased. **(EXHIBIT O)**

A vote was called for with the following results:

Yea: Stahler, Lafontaine and Kidd

Nay: None

Absent: Geoffrey

**INVOICES/DRAINAGE IMPROVEMENTS PROJECT/CLIMATE CHANGE ADAPTION/SEAGRANT/CENTRAL FIRE STATION**

**Re: Payment of invoices as submitted by various contractors**

Alderman Lafontaine moved, seconded by Alderman Kidd 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 sources, as submitted by Recovery Manager, Brent Anderson as listed (Items a-c): **(EXHIBIT P)**

- a. Invoice No. 0070821 from Pickering Engineering in the amount of \$6,622.00 – Drainage Improvements Project.
- b. Invoice No. X17326782 from AMEC Environmental and Infrastructure, Inc. in the amount of \$431.46 – Climate Change Adaption (SeaGrant)
- c. Pay application 1006 – 24 RET- B (FINAL) from GM&R in the amount of \$88,122.00 – Central Fire Station.

A vote was called for with the following results:

Yea: Stahler, Lafontaine and Kidd

Nay: None

Absent: Geoffrey

**INVOICES/POLICE DEPARTMENT/PROGRAM MANAGEMENT**  
**Re: Invoice from Digital Engineering**

Alderman Lafontaine moved, seconded by Alderman Kidd to approve Invoice No. 702-23-48 from Digital Engineering in the amount of \$3,618.00 – Program Management for Buildings and Facilities (Police Station)

A vote was called for with the following results:

Yea: None

Nay: Stahler, Lafontaine and Kidd

Absent: Geoffrey

**Motion Failed**

**POLICE DEPARTMENT/PERSONNEL**  
**Re: Move Officer Jody Richardson from part-time to full-time**

Alderman Stahler moved, seconded by Alderman Kidd to move Officer Jody Richardson from part-time to full time with the Police Department at a rate of \$12.15 per hour, as recommended by Chief Kenny Hurt.

A vote was called for with the following results:

Yea: Stahler, Lafontaine and Kidd

Nay: None

Absent: Geoffrey

**POLICE DEPARTMENT/PERSONNEL**  
**Re: New Hires/ Mark Barraclough, Erik Castro, Anthony Gambino, David King, and Patrick Walker**

Alderman Lafontaine moved, seconded by Alderman Stahler to hire the following part-time officers with the Waveland Police Department at a rate of \$9.00 per hour, as recommended by Chief Kenny Hurt, pending passage of drug test. Note: All are certified officers.

Mark Barraclough  
Erik Castro  
Anthony Gambino  
David King  
Patrick Walker

A vote was called for with the following results:

Yea: Stahler, Lafontaine and Kidd

Nay: None

Absent: Geoffrey

**POLICE DEPARTMENT/COURT DEPARTMENT/PERSONNEL**  
**Re: Name Various Officers as Deputy Court Clerks**

Spread on the minutes appointment of the following Police Officers as Deputy Court Clerks, as listed (Items a-g):

- a. Eddie Peterson
- b. Jody Richardson
- c. Mike Prendergast
- d. Darryl Russell
- e. Matt Sekinger
- f. Ronald Story
- g. Mac Cowand

**RESIGNATIONS/PERSONNEL/PUBLIC WORKS/PARKS  
DEPARTMENT/ANIMAL SHELTER/POLICE DEPARTMENT**

**Re: Resignations of Corey Stone, Colin Freeman, Zenas Cappie, and Chris Johnson**

Spread on the minutes the resignation of the following employees, as listed (Items a-d):

- a. Corey Stone with the Utility Department effective June 1, 2012.
- b. Colin Freeman with the Animal Shelter effective June 1, 2012.
- c. Zenas Cappie with the Police Department, effective June 27, 2012.
- d. Chris Johnson with the Parks and Recreations Department, effective June 1, 2012.

**CORRESPONDANCE/LEGAL DEPARTMENT/SEWER SYSTEM  
RECONSTRUCTION PROJECT, PW 8070**

**Re: Correspondence from City Attorney to Mr. Thomas Vaughn**

Spread on the Minutes City Attorney Gary Yarborough's correspondence to Mr. Thomas E. Vaughn dated 6/1/12 and 1/20/12 regarding the Waveland Sewer System Reconstruction Project, PW 8070. **(EXHIBIT Q)**

**ADJOURN**

**Re: Adjourn meeting at 9:24 p.m.**

Alderman Kidd moved, seconded by Alderman Lafontaine to adjourn the meeting at 9:24 p.m.

A vote was called for with the following results:

Voting Yea: Stahler, Lafontaine and Kidd

Voting Nay: None

Absent: Geoffrey

The foregoing minutes were presented to Mayor Garcia on June 22, 2012.

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

The Minutes of June 5, 2012 have been read and approved by me on this day the 22<sup>nd</sup> day of June, 2012.

\_\_\_\_\_  
David A. Garcia  
Mayor