

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 August 4, 2015 at 6:30 p.m. to take action on the following matters of City business.

**PUBLIC COMMENTS:**

- Ray Lossett
- Bryan Frater
- Mark Kidd

**ROLL CALL:**

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

**MAYOR'S REPORT/HANCOCK COUNTY BOARD OF SUPERVISORS/ROAD AND BRIDGE FUNDS**

**Re: Request funds from Hancock County Board of Supervisors for South Street Culverts installation**

Alderman Burke moved, seconded by Alderman Piazza to formally request, in writing, from the Hancock County Board of Supervisors, Road and Bridge funds in the amount of \$67,000 for repairs related to raising a section of South Street and installing larger culverts.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**SEWER REPAIRS/NOTICE OF AWARD/NOTICE TO PROCEED/SYCAMORE STREET SEWER REPAIRS PROJECT**

**Re: Contract with DNA Underground, LLC for Sycamore Street Sewer Repairs Project**

Alderman Burke moved, seconded by Alderman Lafontaine to approve the contract with DNA Underground, LLC for the Sewer Repairs Project on Sycamore Street between Dicks and Edna Streets. This motion is also approving the Notice of Award and Notice to Proceed, all pursuant to Attorney review. **(EXHIBIT A)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**TASK ORDERS/CITYWIDE SEWER VARIOUS PROJECTS/LIFT STATIONS/UTILITIES/SEWER DEPARTMENT/FACILITIES PLAN**

**Re: Task Order No. 1 and Task Order No. 2 with Compton Engineering related to the City of Waveland Various Projects, Sewer Citywide.**

Alderman Lafontaine moved, seconded by Alderman Burke to approve Task Order No. 1 for \$30,000 (Closed Circuit TV and cleaning of sewer lines) and Task Order No. 2 (Development of sewer shed information, identify critical areas and development facilities plan, Provide Equipment and & Monitoring of 55 Lift Stations, Etc.) of the Compton Engineering Contract related to the City of Waveland Various Projects, Sewer Citywide. **(EXHIBITS B)**

During discussion, City Attorney Yarborough asked if this task order was meant to restrict the areas camera'd; not necessarily contemplating a whole video cameraing of that whole area. Mr. Anderson

said no, the video camera is specific site unless needed elsewhere (to be determined after monitoring the lift stations). Ms. Yarborough said to clarify on Task Order No. 2, under lift station monitoring equipment, the \$181,500 is for the equipment and the \$3,300 represents 55 (if needed) lift stations @ \$3,300 each for a total of \$181,500; the \$3,300 is not additional money. Compton will only bill for as many lift stations as are monitored at \$3,300 each. Ms. Yarborough said basically all the Task Order is doing is giving a cost estimate and authorizing this scope of work (for each task order).

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

### **ELWOOD BOURGEOIS PARK/PARKS AND RECREATION/TENNIS & BASKETBALL COURTS**

**Re: Public Works Director Brent Anderson discussed plans for the Elwood Bourgeois Park (Parks and Recreations Director Willie Moody not available)**

**Re: Discuss the approval of asphaltting new tennis courts and resurfacing the basketball courts at Elwood Bourgeois Park, estimated at \$12,000+ total**

Discussion regarding the approval of asphaltting tennis and basketball courts at Elwood Bourgeois Park; funding to be discussed. This is not currently budgeted.

Mayor Smith said he, Mr. Anderson and Alderman Lafontaine discussed this recently and thought it would be a good addition to our park, more than just a baseball park. Mr. Anderson said he received one quote today for asphalt of the tennis courts and the basketball courts; he will get a second quote. Alderman Lafontaine asked Mr. Anderson to look into a Pavilion to have birthday parties and things like that. Anderson said he should have a rough cost by the next Board meeting. Mr. Anderson said the basketball courts were old and needed to be torn up and new surfacing put down, but the tennis courts were added as of Thursday. Ms. Yarborough noted the \$5,000 verbally agreed to be spent toward the park, at a recent Board meeting. Ms. Yarborough recommended to Mr. Anderson that he obtain a second quote for the asphalt. She also noted that the \$5,000 had been discussed at a prior meeting and that she wanted to review it and address it at the heel of the agenda, but never did, so this \$5,000 had never been formally approved via motion by the Board to go toward park improvements. Mr. Anderson said the best thing he can do then, is to get a second quote.

Alderman Lafontaine moved, seconded by Alderman Richardson to approve the lowest & best asphalt quotes received for tennis and basketball courts, this amount not to exceed \$13,000.

During discussion after this motion, the Board moved forward with the agenda so that the City Attorney could further research whether the \$5,000 had been previously approved by the Board.

### **ATTORNEY'S COMMENTS**

City Attorney Yarborough asked Ms. Bernie Cullen to come forward to review several Blighted Properties

### **BLIGHTED PROPERTY**

**Re: Mrs. Bernie Cullen, Blighted Properties discussed the following**

- **325 Favre Street** – Will consult with Building Inspector, Bill Carrige to get an affidavit on the status of the house and will return to Board with more information; it's an abandoned house.
- **4096 Atlantic Street** – Has an open swimming pool with no fence around it. This is in the Annexed Area and property owner cannot be reached by mail after 2 courtesy letters and 1 registered letter. She will proceed with the Public Hearing procedural formalities.
- **218 Surf Street** – House is secure but abandoned, loose wood around lot, loose debris around property – since April, 2014 unable to deliver mail to any current address of owner, Board recommended she will proceed with Public Hearing. Alderman Burke is aware of owner's current address and will get it to Ms. Cullen.

- **603 Dufour** – Abandoned home, open to elements and extreme overgrowth on property – She will work with Building Inspector, Bill Carrigee to get affidavit as to status of house and move forward with a Public Hearing. The Board agreed with this procedure.

#### **ALDERMEN'S COMMENTS**

**Re: Alderman Burke** had no comments; he said he cleared all of his questions prior to the meeting.

**Re: Alderman Richardson** had no comments.

**Re: Alderman Lafontaine**

- Discussed the recent Hancock County Utility Authority meeting he attended where the City's requirement to purchase water was discussed, this at a cost of \$5,300.00 per month, i.e. 25%. One of the options was to tie in the annexed area, which would provide them the \$5,300 per month budget requirement, but not the gallons requirement. The other issue was that Hancock County has the Sewer in that area and they're having problems collecting; one of the options mentioned was would the City be willing to allow them to maintain the water system in the Annexed area and it would still belong to the City of Waveland. Currently, the county cannot do cutoffs for property owners not paying their sewer bills. He said as far as the revenue the City generates from that water, it is pretty much the same as what we would be turning over; the \$5,300/month. Additionally, he said, it would allow them to do their disconnects. He said the Board would have to make a decision whether this is the direction they want to take or just keep this area ourselves; the City will have to purchase water regardless.

City Attorney Yarborough said the threat has been, and it is the motivating factor, the pressure has been that as part of the Utility Authority and the extensive amount of FEMA funding that they've invested in this water & sewer system has been on behalf of the Waveland residents and statutorily as part of the Utility Authority, that we would be responsible for our part of the deobligation amount, which would be in the millions. She said basically the City is ultimately responsible, part and parcel, for parts of the Utility Authority's budget and making sure that it stays afloat.

Alderman Lafontaine said their position is that this was agreed upon before this money was invested, and now if the City does not become part of it (purchase water), it will be deobligated and we will be paying back millions. Mayor Smith said currently from those annexed area customers we collect about \$5,900 per month, but we're losing about \$600/month by giving that part of the system up, however we're not having to read it (meter reading), maintain it, or do the billing on it. He added that this Board would have to make that decision and authorize someone to go into negotiations with HCUA about it.

City Attorney Yarborough said she could get together with Mr. Anderson (P.W Director) and Larry Holland (PW Office Manager) to create an offer to extend to the Utility Authority.

Alderman Lafontaine said we also need to have a release saying if the City does this, that it will release us from liability from MDEQ and all of the other funding sources that are threatening with deobligation; he would rather the release come from MDEQ and the funding sources rather than from HCUA.

#### **AMEND AGENDA/HANCOCK COUNTY UTILITY AUTHORITY**

**Re: Authorize Mayor and City Attorney to Negotiate with HCUA to meet the Budget Requirements of HCUA, the 25% of the City's usage**

Alderman Piazza moved, seconded by Alderman Burke to amend the agenda and authorize the Mayor and City Attorney to negotiate with the Hancock County Utility Authority to meet their budget requirements, the 25% of the City's usage, to fulfill the previous obligation of water purchasing with the Authority.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

#### **Cont... Aldermen's Comments:**

**Re: Alderman Piazza** said that all of his questions were answered prior to the Board meeting.

## **MINUTES**

### **Re: Minutes of Special Meetings of July 8, 2015 and July 10, 2015**

Alderman Burke moved, seconded by Alderman Piazza to approve the minutes of the Special Meetings of July 8, 2015 and July 10, 2015 as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

## **DOCKET OF CLAIMS**

### **Re: Claims**

Alderman Lafontaine moved, seconded by Alderman Piazza to approve the Docket of Claims (less the Streets Payroll portion) in the amount of \$322,974.27 dated August 4, 2015 as submitted. **(EXHIBIT C)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

## **BAY-WAVELAND SCHOOL DISTRICT/PUBLIC APPEARANCE**

### **Re: Dr.'s Rebecca Ladner and Sherry Ponder provide Board Members with status and achievements update**

Dr. Rebecca Ladner, Superintendent and Ms. Sherry Ponder, School Board President of Bay-Waveland School District were present to provide Board members with a status and achievements update via PowerPoint presentation.

## **PUBLIC APPEARANCE/EVENTS**

### **Re: Vietnam War 50<sup>th</sup> Anniversary Crusaders for Veterans Celebration– Kevin Cuttill**

Alderman Lafontaine moved, seconded by Alderman Burke to approve Mr. Kevin Cuttill's request to hold a Vietnam War 50<sup>th</sup> Anniversary Crusaders for Veterans Celebration on Saturday September 19, 2015, 11:30 am at the Veterans Memorial; the foot of Coleman Avenue at the Beach. Mr. Cuttill requests a Police escort and assistance during the event. Mr. Cuttill was present to explain and answer questions.

During discussion, Mayor Smith said that the American Legion should be included in the discussions.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

## **HURRICANE KATRINA/GROUND ZERO MUSEUM**

### **Re: Hancock County Chamber of Commerce to host the 10 year Anniversary and Katrina Memorial Event**

Alderman Burke moved, seconded by Alderman Piazza to approve a request from the Hancock County Chamber of Commerce to use the Waveland Civic Center/Ground Zero Museum on August 29, 2015 to host the Katrina Memorial Event & 10 Year Anniversary Event. There will be a VIP Reception at 4:00 p.m. for the opening of a new Museum exhibit and the Katrina Memorial Ceremony at 5:00 pm with music to follow from 5:30 p.m. to 8:00 p.m.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**GROUND ZERO MUSEUM/AGREEMENTS/CONTRACTS/MUSEUM/HANCOCK COUNTY COMMUNITY DEVELOPMENT FOUNDATION**

**Re: Museum Agreement with Hancock County Development Foundation for Museum**

Alderman Lafontaine moved, seconded by Alderman Burke to approve the Museum Agreement between the City of Waveland and the Hancock County Community Development Foundation, including required signatures, and pending City Attorney's revisions to agreement. **(EXHIBIT D)**

City Attorney Yarborough explained that this amended Agreement is necessary, basically there was discussion between the Foundation and the City amending the prior agreement. Somehow between drafts, the one that was presented to this Board and to the Museum Board was an old draft that didn't take into consideration some requests for amendments by the Foundation, so this new agreement, which the Foundation is requesting that the Board review and approve, adds some requirement and changes some of the language. It doesn't, in Ms. Yarborough's opinion, change any of the foundational understandings between the Foundation and the City; it's still that the Foundation loans the City works, the City accepts that loan and the City has control and authority over the operations of the Museum department in the Civic Center. This agreement adds the requirement that the City operate the Museum for a minimum of 15 hours per week and it makes it discretionary on the Foundation whether they raise funds for the Museum or whether they donate or offer to loan new items to the City.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**GROUND ZERO MUSEUM/AGREEMENTS/CONTRACTS/MUSEUM/HANCOCK COUNTY COMMUNITY DEVELOPMENT FOUNDATION/INSURANCE**

**Re: Art Loan Agreement, H.C. Porter Exhibit**

Alderman Lafontaine moved, seconded by Alderman Burke to approve the Art Loan Agreement, including Insurance, for the H.C. Porter Exhibit consisting of 8 pieces of artwork on the walls and the actual floor is artwork itself. **(EXHIBIT E)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**Re: Insure H.C. Porter Exhibit in the amount of \$53,000**

Alderman Burke moved, seconded by Alderman Piazza to insure the H.C. Porter Exhibit in the amount of \$53,000 or \$55,000 at a cost not to exceed \$5,000.00.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**LIGHTHOUSE PROJECT/TIDELANDS**

**Re: Authorize Compton Engineering to Complete Design of Lighthouse Project**

Alderman Burke moved, seconded by Alderman Richardson to authorize Compton Engineering to complete the design and specifications for Waveland Lighthouse Project. Tideland funds will be used to complete this task.

During discussion City Attorney Yarborough asked Mr. Lagasse to get her a contract for this project? Mr. Lagasse said he would.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**CHANGE ORDERS/GARFIELD LADNER MEMORIAL PIER/PIER REPAIRS PROJECT**

**Re: Change Order No. 3 for a Deduction of One Light Pole at the Pier**

Alderman Burke moved, seconded by Alderman Richardson to approve Change Order No. 3 in the amount of a \$1,700.00 deduction by Coastal Marine Contractors, Inc. to remove one light pole that is not needed; this as recommended by Compton Engineering. **(EXHIBIT F)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**INVOICES/CITYWIDE DRAINAGE/DRAINAGE PROJECT/MISC. WATER & SEWER WORK/UTILITY DEPARTMENT**

**Re: Payment of Invoices as Submitted by Various Contractors**

Alderman Lafontaine moved, seconded by Alderman Burke to approve the following invoices submitted by various contractors and recommended to be placed in line for payment consideration contingent upon receiving funding from grant sources (if required), as listed (Items a, b & c) and **Table Item d:**

**(EXHIBIT G)**

- a. Invoice No. 0077129 from Pickering Firm, Inc. in the amount of \$13,792.80 – Citywide Drainage Infrastructure Project.
- b. Invoice No. 702-41-01 from Digital Engineering in the amount of \$2,390.00 – Misc. Water Sewer Work (Mid-City, Various Projects).
- c. Payment Application No. 8 from Kappa Development in the amount of \$365,276.88 – Citywide Drainage Improvements Project, Areas I-IV, as recommended by AMEC Foster Wheeler.

- d. **(TABLE)** Pay Application No. 5 (FINAL) in the amount of \$172,272.74 from Coastal Marine Contractors, Inc. related to the Garfield Ladner Memorial Pier Repairs Project.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

#### **COURT DEPARTMENT**

**Re: Ms. Rhonda Cummings**, Clerk of Court was present to provide the Board with the Report of Court fines, fees and collections **(EXHIBIT H)**

#### **GAS LINES/UTILITY DEPARTMENT**

**Re: Gas Distribution Lease Agreement for lease of Natural Gas Distribution System**

Alderman Lafontaine moved, seconded by Alderman Piazza to **TABLE** approval of a Lease Agreement between Mississippi Natural Inc. and the City of Waveland to lease the City's natural gas distribution system, including easements, rights of way, roads and other City property. Lessee shall maintain and operate gas distribution system and pay City a fee of 2% of the monthly gross collected revenues for a 10 year period; approval shall authorize Mayor's signature thereon. (As tabled from previous meetings)

During discussion, Ms. Yarborough said she's been reviewing the lease agreement and she anticipates that the other side wanted a counter offer from the City; that's the only way that she can fathom reading the lease agreement. She asked if the Board would like to put together a smaller committee of Board members to review the agreement and form a counter proposal to pass to the Board and then pass back to the offeror, or either consider perhaps.... Through her research, there are about four large utility companies in MS. who operate public utilities by lease agreement or by public run utilities. She said she found a lease agreement on the MS. Public Service Commission's website and it's more straight forward than what was sent to us (the City). She noted that she had some issues with the language that was presented and she feels that it's vague and one-sided.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

#### **INCUBATOR/BUSINESS INCUBATOR/LEASE SPACE/CONTRACTS/LEASE AGREEMENTS**

**Re: Lease Agreement for Lease of Space at Business Incubator, Units A7 & A8 - DENIED**

Alderman Burke moved, seconded by Alderman Piazza to approve Lease Agreement, to include the following amendments, with Mr. Gary Geoffrey for lease space at the Business Center (Incubator) to include: the definition of convenience store, that alcohol consumption on premises and loitering shall be prohibited, and no food preparation or cooking outside is prohibited, nor are any social gatherings not normal to a convenience store allowed. Any deviation will be a breach of the lease agreement. The pro-rata percentage of the monthly cleaning fee shall be assessed to the lessee. This, as it all pertains to Units A7 & A8 at a monthly cost of \$513.00, as bid, plus utilities & pro-rata cleaning fees for the period of one year, and authorize Mayor's signature thereon.

A vote was called for with the following results:

Voting Yea: Burke, and Piazza

Voting Nay: Richardson, Lafontaine and Smith (Mayor Broke Tie)

Absent: None

**Re: Revise the Language in Lease Agreement for Business Center, Units A7 & A8 and present back to Board- TABLED**

Alderman Lafontaine moved to revise the language in the Lease Agreement for the Business Center, Units A7 & A8 and present back to the Board.

Board members began additional discussion regarding their requests for language that could be put into the lease agreement. Alderman Lafontaine then recommended to table this issue.

Aldermen Lafontaine moved, seconded by Alderman Piazza to **TABLE** revising the language in the Lease Agreement with Old Blue Eyes Port of Call, Units A7 & A8.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**AGREEMENTS/CONTRACTS/MISSISSIPPI INTERACTIVE, LLC/DEPARTMENT OF INFORMATION TECHNOLOGY SERVICES/INFORMATION TECHNOLOGY I.T. / WEBSITE**

**Re: Agreement with Mississippi Interactive, LLC and MS. Dept. of Information Technology Services for Website Redesign**

Alderman Piazza moved, seconded by Alderman Richardson to approve an Agreement between Mississippi Interactive, LLC. and MS. Department of Information Technology Services as contracting agent for City of Waveland services to provide the new and redesigned website implemented through the enterprise content management system (CMS) provided by MS. Interactive. Mr. Ron Duckworth, Comptroller was present to answer questions. **(EXHIBIT I)**

A vote was called for with the following results:

Voting Yea: Richardson, Lafontaine, and Piazza

Voting Nay: Burke

Absent: None

**PARKS AND RECREATION/STREETS DEPARTMENT/TRANSFER OF VEHICLE**

**Re: 2006 Blue Dodge transferred from Parks and Recreation to Streets Department**

Alderman Piazza moved, seconded by Alderman Burke to transfer one 2006 Dark Blue Dodge Ram Pick-up, ID# 1D7HU18N46J112760, from Parks and Recreation to the Streets Department.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**HOLIDAY SCHEDULE/CITY HALL/FIRE DEPARTMENT/POLICE DEPARTMENT/PARKS AND RECREATION DEPARTMENT/UTILITY DEPARTMENT/PERSONNEL/ PURCHASING**

**Re: The FY 2015-2016 Holiday Schedule**

Alderman Piazza moved, seconded by Alderman Richardson to approve the FY2015 and 2016 Holiday Schedule. (Contingent upon Governor Bryant's Proclamation of the regular additional 2 holidays).  
**(EXHIBIT J)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**TRAVEL/POLICE DEPARTMENT**

**Re: Travel for Sgt. Chance Seals to Pearl, MS. for Basic Intelligence and Threat Analysis Course**

Alderman Lafontaine moved, seconded by Alderman Piazza to approve travel for the following as listed:  
(Item a):

- a) Sergeant Chance Seals to attend Basic Intelligence and Threat Analysis course in Pearl, Mississippi September 14-25, 2015. Cost to the City will be lodging for 8 nights at a rate of \$27.00 per night and use of a City vehicle. There will be no registration fee.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**PERSONNEL/FIRE DEPARTMENT**

**Re: Move Firefighter Eddie Miller from Full-time Temporary Status back to Part-time Status**

Alderman Lafontaine moved seconded by Alderman Richardson to transfer Eddie Miller from Full-Time Temporary Status (approved by Board 7/22/2015) back to Part-time at \$10.00 per hour. Mr. Miller declined to take the full-time position.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**Re: Move Firefighter Martin Keel from Part-time Status to Full-time Temporary Status**

Alderman Burke move, seconded by Alderman Lafontaine to approve transfer of Firefighter Martin Keel from (Part-time) to (Full-time, Temporary status) at a rate of \$11.62 per hour (effective 8/1/15) until such time Firefighter Donald Peters returns from a Workman's comp injury. Mr. Miller understands that in the event Mr. Peters returns to full active duty, he will be moved back to part-time status.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**CONTRACT/POLICE STATION**

**Re: Ratify Approval and Signatures on Amended & Final Contract with J.O. Collins Contractor, Inc. - Police Building Construction**

Alderman Piazza moved, seconded by Alderman Lafontaine to ratify approval and signatures on the Amended and Final Contract/Agreement, with J.O. Collins, Contractor, Inc. for construction of the Police Building. **(EXHIBIT K)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**GARFIELD LADNER MEMORIAL PIER/SETTLEMENT/DIGITAL ENGINEERING/LEGAL ISSUES**

**Re: Settlement Agreement with Digital Engineering regarding Garfield Ladner Memorial Pier**

Alderman Lafontaine moved, seconded by Alderman Burke to ratify executed Settlement Agreement with Digital Engineering and Imaging regarding the Garfield Ladner Memorial Pier.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**HMGP ANTICIPATION NOTE/DEPOSITORY/CITYWIDE DRAINAGE IMPROVEMENTS PROJECT/DRAINAGE PROJECT/TRANSFER OF FUNDS/BUDGET**

Alderman Lafontaine moved, seconded by Alderman Richardson to approve transfer of funds from the HMGP Anticipation Note in the amount of \$365,300.00 to the Depository Bank Account to pay Kappa Development Invoice No. 8 related to the HMGP Citywide Drainage Improvements Project #1604-0420.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**PUBLIC HEARINGS/BLIGHTED PROPERTIES/COURT DEPARTMENT/POLICE DEPARTMENT/PRIVILEGE LICENSES/PERSONNEL**

Spread on the minutes the following as listed, (Items a-c):

- a. Prior to the Regularly Scheduled Meeting a Public Hearing was held to discuss five blighted properties.
- b. Appointment of Investigator Chris Ory as Deputy Court Clerk.
- c. Monthly Privilege License Report submitted by Ms. April Chevis **(EXHIBIT L)**

**EXECUTIVE SESSION**

**Re: Potential Litigation concerning the Citywide Drainage Improvements Project**

Alderman Lafontaine moved, seconded by Alderman Burke to consider Executive Session to prompt a closed discussion regarding potential litigation concerning the Citywide Drainage Improvements Project, Kappa Development.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

Alderman Lafontaine moved, seconded by Alderman Burke to enter Executive Session to discuss potential litigation concerning the Citywide Drainage Improvements Project, Kappa Development.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**CITYWIDE DRAINAGE PROJECT/DRAINAGE PROJECT/WAGONEER ENGINEERING  
Re: Retain Waggoner Engineering to review communications from Kappa Development**

Alderman Richardson moved, seconded by Alderman Lafontaine to retain Waggoner Engineering Firm to review communications from Kappa Development related to the contract dispute on the Citywide Drainage Improvements Project.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**Re: Exit Executive Session**

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

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**PARKS AND RECREATION/PURCHASING/QUOTES  
Re: Lowest and Best Quote for Asphalt to pave the Basketball & new Tennis Courts at Elwood Bourgeois Park**

Alderman Lafontaine moved, seconded by Alderman Richardson to approve the lowest & best quote for asphalt to pave the basketball and tennis courts at Elwood Bourgeois Park.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**DOCKET OF CLAIMS**

**Re: Docket of Claims, Streets Payroll portion only**

Alderman Burke moved, seconded by Alderman Richardson to approve the Docket of Claims, Streets Payroll portion only, in the amount of \$14,248.00 as submitted. **(EXHIBIT C)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**ADJOURN**

**Re: Adjourn Meeting at 10:24 p.m.**

Alderman Lafontaine moved, seconded by Alderman Burke to adjourn the meeting at 10:24 p.m.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

The foregoing minutes were presented to Mayor Smith on September 4, 2015.

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

The Minutes of August 4, 2015 have been read and approved by me on this day the 4<sup>th</sup> of September, 2015.

\_\_\_\_\_  
Mike Smith  
Mayor

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