

The Board of Mayor and Aldermen of the City of Waveland, Mississippi met in Special Session at the Waveland City Hall Boardroom, 301 Coleman Avenue, Waveland, MS. on August 24, 2016 to take action on the following matters of City business.

ROLL CALL:

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

Absent from the meeting were Alderman Burke and Richardson

NOTICE OF MEETING (EXHIBIT A)

EXECUTIVE SESSION

Re: Potential & Probably Litigation; HMGP/Citywide Drainage Improvements Project

Alderman Lafontaine moved, seconded by Alderman Piazza to consider Executive Session to prompt a closed discussion regarding potential and probable litigation, HMGP Project with Kappa Development and any other party regarding the Citywide Drainage Improvements Project.

A vote was called for with the following results:

Voting Yea: Lafontaine, Piazza and Smith

Voting Nay: None

Absent: Richardson and Burke

Re: Enter Executive Session

Alderman Lafontaine moved, seconded by Alderman Piazza to discuss potential and probable litigation, HMGP Project with Kappa Development and any other party regarding the Citywide Drainage Improvements Project.

A vote was called for with the following results:

Voting Yea: Lafontaine, Piazza and Smith

Voting Nay: None

Absent: Richardson and Burke

CITYWIDE DRAINAGE IMPROVEMENTS PROJECT/DRAINAGE IMPROVEMENTS PROJECT/LEGAL DEPARTMENT

Re: City Attorney authorized to negotiate with Ms. Gail Fernandez

Alderman Lafontaine moved, seconded by Alderman Piazza to authorize City Attorney to negotiate settlement with Ms. Gail Fernandez regarding the Citywide Drainage Improvements Project, parcel #137N-0-35-057.000.

A vote was called for with the following results:

Voting Yea: Lafontaine, Piazza and Smith

Voting Nay: None

Absent: Richardson and Burke

**CITYWIDE DRAINAGE IMPROVEMENTS PROJECT/DRAINAGE
PROJECT/LEGAL DEPARTMENT/BONDING COMPANY
Re: City Attorney to Notify Performance Bonding Company re: Declaration of
Contract Default**

Alderman Piazza moved, seconded by Alderman Lafontaine to authorize City Attorney to notify Performance Bonding Company for Kappa Development that the City is declaring a contract default and to demand a paragraph III Conference with in the time stated in the Bond.

A vote was called for with the following results:

Voting Yea: Lafontaine, Piazza and Smith

Voting Nay: None

Absent: Richardson and Burke

**CITYWIDE DRAINAGE IMPROVEMENTS PROJECT/DRAINAGE
PROJECT/LEGAL DEPARTMENT
Re: Ratify Letter of Defects and Demand for Cure sent by Gary Yarborough**

Alderman Piazza moved, seconded by Alderman Lafontaine to ratify the Letter of Defects and Demand for Cure sent by Attorney Gary Yarborough on August 24, 2016.

A vote was called for with the following results:

Voting Yea: Lafontaine, Piazza and Smith

Voting Nay: None

Absent: Richardson and Burke

**EXECUTIVE SESSION
Re: Exit Executive Session**

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

A vote was called for with the following results:

Voting Yea: Lafontaine, Piazza and Smith

Voting Nay: None

Absent: Burke and Richardson

**ADJOURN
Re: Adjourn at 5:29 p.m.**

Alderman Piazza moved, seconded by Alderman Lafontaine to adjourn the special meeting at 5:29 p.m.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

The foregoing minutes were presented to Mayor Smith on September 23rd, 2016.

Lisa B. Planchard
City Clerk

The Minutes of the Special Meeting of August 24, 2016 have been read and approved by me on this, the 23rd day of September 2016. .

Mike Smith
Mayor

**THIS AREA
LEFT BLANK
INTENTIONALLY**