

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 September 17, 2014 at 6:30 p.m. to take action on the following matters of City business.

PUBLIC COMMENTS:

Re: Ms. Mikelle Williamson commented on the following:

- Thanked Police Chief David Allen and his staff for their assistance during the recent Bridge Fest Triathlon.
- Discussed a recent television report regarding the date construction will resume on the Police Station on McLaurin St. City Attorney Gary Yarborough said he has no construction date, but the repair plan has been approved and hopefully the crews will be mobilized in the next 2 or 3 weeks.
- Expressed concern about her ditch being dug out very deep during a recent ditch drainage repair; she will no longer be able to cut the grass in it.

ROLL CALL

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

MAYOR'S REPORT/PERSONNEL/FY 09-30-2014/BUDGET

Re: Pay Wages for the Period Ending 9/28/2014 in FY 2014 to Ensure Budget Consistency with FY 2013

Alderman Lafontaine moved, seconded by Alderman Stahler-Murphy to pay wages for the period ending 9/28/2014 on September 30, 2014 to ensure the consistent treatment for the Fiscal year 2014 budget expenditures as in Fiscal year 2013.

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: None

MAYOR'S REPORT

Re: Thanked everyone who came out to support the sunset ceremony with American Legion Post 77 members to re-dedicate the Veterans Memorial Monument at the foot of Coleman which was followed by an American Flag retirement ceremony. **(EXHIBIT A)**

ALDERMEN'S COMMENTS

Re: Alderman Stahler-Murphy

- Introduced Ms. Jen Felder originally from Boston, and one of the first AmeriCorps volunteers in Waveland after Hurricane Katrina.
- Reminded everyone that the mosaic mural is underway and suggested everyone come down to participate with assembling the mosaic pieces into our mural for City Hall. This will ensure participants their place in Waveland City history. Dates that the mural is worked on are Tuesday, Wednesday, Friday and Saturdays from 10:00 am to 12:00 and Tuesday evenings from 6:00 pm to 8:00 pm. at the Museum (Civic Center).

Re: Aldermen Geoffrey:

- There were no comments by Alderman Geoffrey.

Re: Alderman Lafontaine:

- Asked Mr. Anderson where we stand with the Utility Authority Meters and the readings.
- October 2nd will be the Rendezvous on Coleman event. Alderman Lafontaine asked if the City could help with portable toilets and banners (to get the word out to the classic car owners).

Re: Alderman Kidd:

- Requested the agenda item related to the purchase of Palm Trees be sent to the KWB (Keep Waveland Beautiful) Beautification Committee for recommendations of which plants to use and have them work with the Board for plantings to use.

MINUTES

Re: Minutes of the Meetings of September 2, 2014 and September 4, 2014 (Budget Public Hearing)

Alderman Geoffrey moved, seconded by Alderman Kidd to approve the minutes of the Meeting of September 2, 2014 and the minutes of the Budget Public Hearing of September 4, 2014 as submitted.

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: None

RSVP

Re: Claims

Alderman Lafontaine moved, seconded by Alderman Geoffrey to approve the RSVP Claims as submitted. **(EXHIBIT B)**

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Lafontaine, and Kidd

Voting Nay: None

Absent: None

DOCKET OF CLAIMS

Re: Claims

Alderman Lafontaine moved, seconded by Alderman Kidd to approve the Docket of Claims dated September 17, 2014 as submitted. **(EXHIBIT C)**

001 Fund – 1177 to 1234

099 Fund – None

100 Fund – None

101 Fund – 18

102 Fund – 35

103 Fund – 37 to 41

104 Fund – None

105 Fund – None

124 Fund – None

125 Fund – 34

126 Fund – 37 to 38

127 Fund – 17

200 Fund – None

313 Fund – 24

400 Fund – 529 to 547

601 Fund – 278 to 283

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

KEEP WAVELAND BEAUTIFUL/LANDSCAPING/BIDS

Re: Beautification Committee (KWB) to Provide Landscaping Recommendation to Board for Plantings along Hwy 90

Alderman Kidd moved, seconded by Alderman Geoffrey to withdraw and forward the request to advertise for bids for Washingtonia Palms to the Beautification Committee (Keep Waveland Beautiful) for their recommendations on a proper type of trees/shrubs regarding landscaping on Highway 90 and subsequently report back to the Board with their recommendations.

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

MARTIN LUTHER KING PARK (MLK)/BIDS/CONTRACTS

Re: Discussion Regarding Construction of Stage Roof at MLK PARK

Alderman Geoffrey discussed progress with construction of stage roof at MLK Park on Herlihy Street. Bid was approved at the 7/16/14 Board meeting pending contract preparation by City Attorney Gary Yarborough. Alderman Geoffrey said that he spoke with Mickey Lagasse of Compton Engineering and will be going with the current contract (the lowest actual bidder) awarded for the Stage Roof Construction at the (Herlihy) MLK Park. Mr. Yarborough said to be clear this is going to the lowest actual bidder and the Board is making a finding of fact under MS. Code Section #31-7-13 that this was the lowest and most responsive bid. Mr. Yarborough said "so you (the Board) are authorizing me to execute the contract". Mayor Garcia and Alderman Geoffrey said, "Yes."

Re: Authorize City Attorney to Enter into a Contract with Lowest Actual Bidder, Gulf Coast Custom Homes, LLC.

Alderman Geoffrey moved, seconded by Alderman Stahler-Murphy to authorize City Attorney Yarborough to enter into a contract with the lowest actual bidder, Gulf Coast Custom Homes in the amount of \$13,226.00 to construct a Stage Roof at the (Herlihy) MLK Park. **(EXHIBIT D)**

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

GRANTS/POLICE DEPARTMENT/DEPARTMENT OF PUBLIC SAFETY/PUBLIC SAFETY/OCCUPANT PROTECTION GRANT/OVER TIME/IMPAIRED DRIVING GRANT

Re: Acceptance of Two Dept. of Public Safety Grants Submitted by the Police Department

Alderman Lafontaine moved, seconded by Alderman Stahler-Murphy to approve acceptance of the following Grants submitted by Waveland Police Department from the Mississippi Department of Public Safety, as listed (Items a&b):

- a. Occupant Protection Grant for the period of October 1, 2014 thru September 30, 2015 in the amount of \$20,000.00 to be used for officer overtime. **(EXHIBIT E)**
- b. Impaired Driving Grant for the period of October 1, 2014 thru September 30, 2015 in the amount of 25,563.00 to be used for officer overtime. **(EXHIBIT F)**

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**CONTRACTS/BUILDING DEPARTMENT/INSPECTION/CARRIGEE CONSULTING, LLC
Re: Re-new contract with Bill Carrigee Consulting, LLC (Building Inspection Services)**

Alderman Stahler-Murphy moved, seconded by Alderman Lafontaine to approve contract with Carrigee Consulting, LLC. (Building inspection services) for the period 10/1/14 through 9/30/15; same terms and price as fiscal year 2014. **(EXHIBIT G)**

Mr. Yarborough said this would include a provision allowing the next Board to void this contract at their discretion at the first meeting of their term.

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**PURCHASING/SEWER PUMP @ COLEMAN AVENUE AND CENTRAL AVENUE/PUBLIC
WORKS/UTILITIES DEPARTMENT**

Re: Purchase of 40 HP Sewer Pump in the Amount of Approximately \$17,000 waiving the Self-Imposed Bid Requirements

Alderman Lafontaine moved, seconded by Alderman Geoffrey to approve purchase of a 40 HP Sewer pump at a cost of approximately \$17,000; Coleman Avenue at Central Avenue Lift Station and agree to waive the self-imposed bid requirements set at \$15,000 and instead use State Requirement (less than \$50,000) to obtain 2 quotes. This pump is sold by a sole source supplier for the southern region. **(EXHIBIT H)**

During discussion Mr. Anderson told Board members that the current motor that was brought for repairs, but irreparable, will be returned to the City and submitted for surplus property declaration.

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**BIDS/DRAINAGE IMPROVEMENTS PROJECT/KAPPA DEVELOPMENT GENERAL
CONTRACT/AWARD BID**

Re: Award Citywide Drainage Improvements Project Bid to Kappa Development & General Contracting

Alderman Lafontaine moved, seconded by Alderman Geoffrey to award construction bid to Kappa Development & General Contracting, Inc. for the City of Waveland Drainage Improvements Project in the negotiated amount of \$5,510,737.80; to include the Negotiated Revised Proposal dated 8/28/14, the Negotiated Revised Bid Tabulations dated August 28, 2014 and the Bid Award Recommendation letter from Pickering Firm dated August 28, 2014, all negotiated issues in accordance with MS. Code Section 31-7-13(d)(ii). Also included with the award letter from Pickering is the Original Bid Tabulation dated July 1, 2014. **(EXHIBIT I)**

City Attorney Gary Yarborough explained that this is the bid for the Drainage project and noted that all of the bids came in over the grant amount; they were within 10% of the grant amount so State law allows you to negotiate with the lowest actual bidder to the extent that you can get it under the grant amount. He said, "That is what the purpose was here and we included within their, roughly \$150,000, it will give us a little 'wobble room'". The bid is about \$150,000 under what the grant amount is. Mr.

Frank Parker with Pickering Engineering was present to discuss the minor changes resulting in the savings. Board members asked several questions of Mr. Parker. Mr. Yarborough said the notice of award would be done shortly. Mr. Lafontaine expressed his concerns as to what was cut from the project to produce the savings. Mr. Parker said he would be happy to discuss the changes with Aldermen Lafontaine & Kidd in detail and provide the Board with updated detail maps. Mayor Garcia reminded everyone that this is 100% grant.

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

TRAVEL/POLICE DEPARTMENT/MML SMALL TOWN CONFERENCE/URBAN FORESTRY CONFERENCE/GRANT IMPLEMENTATION/TRAINING-POLICE DEPARTMENT

Re: Lt. Cowand to attend Grant Implementation Meetings in Olive Branch, MS. and Investigator David Buckley to attend the Mississippi Association of Gang Investigator Training

Re: The Board of Mayor and Aldermen to attend the MML Mid-Winter Conference in November

Re: Alderman Stahler-Murphy to attend the Green Infrastructure and Urban Forestry Conference in October

Alderman Lafontaine moved, seconded by Alderman Geoffrey to approve travel for the following, as listed (Items a-d):

- a. Lt. Mac Cowand to attend an implementation meeting for the Occupant Protection & Impaired Driving DPS grants on September 24, 2014 in Olive Branch, Mississippi. Cost to the City will be lodging for 1 night at a cost of \$100.98, 2 days per diem and use of a City vehicle.
- b. Investigator David Buckley to attend the Mississippi Association Gang Investigator Training Conference at the Gold Nugget Casino in Biloxi, Mississippi to be held November 11 – 14, 2014. Cost to the City will be a registration fee of \$150.00 and use of a City vehicle.
- c. The Board of Mayor and Aldermen to attend the 2014 MML Small Town Conference November 6-7, 2014 in Hattiesburg, Mississippi. Cost to the City will be an early registration fee of \$75.00 each, lodging for 2 nights, travel reimbursement and 2 days per diem each for those who will attend. Some Aldermen said they would not be able to make this meeting but will confirm with Ms. Fayard.
- d. Alderman Stahler-Murphy to attend the Green Infrastructure and Urban Forestry Conference October 1-2, 2014 in Jackson Mississippi to accept the City of Waveland's 'Tree City' Designation award. Cost to the City will be a \$25.00 Awards Luncheon fee, travel reimbursement, 2 night's lodging and 2 days per diem.

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

PERSONNEL/CITY HALL/PURCHASING

Re: Rescind motion related to Ms. Sharon Cuevas' approval as Purchasing Clerk

Alderman Stahler-Murphy moved, seconded by Alderman Geoffrey to rescind Board action hiring Ms. Sharon Cuevas at the meeting of September 2, 2014. Ms. Cuevas notified the City Clerk subsequent to the meeting that she would not be able to take the position due to personal reasons.

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

PERSONNEL/POLICE DEPARTMENT/CITY HALL/PURCHASING DEPARTMENT

Re: New Hires - Nathan Mark Corr as a part-time Police Officer and Mr. Michael Andrew Hanson as part-time Police Officer

Re: Mrs. Rachel Cullen as Purchasing Agent/Accounts Payable/Workmen's Compensation Clerk

Alderman Geoffrey moved, seconded by Alderman Kidd to approve the following new hires, pending passage of drug test, as listed (Items a-c):

- a. Mr. Nathan Mark Corr as a part-time Police Officer at a rate of \$9.00 per hour.
- b. Mr. Michael Andrew Hanson as a part-time Police Officer at a rate of \$9.00 per hour.
- c. Ms. Rachel Cullen as Purchasing Agent/Accounts Payable/Workmen's Compensation Clerk at a salary of \$25,000 per year.

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

UTILITY AUTHORITY/HANCOCK COUNTY UTILITY AUTHORITY/UTILITIES DEPARTMENT

Re: Invoice from Hancock County Utility Authority for Purchase of Water in the amount of \$4,971

Alderman Geoffrey moved, seconded by Alderman Stahler-Murphy to approve invoice from Hancock County Utility Authority in the amount of \$4,971.00 reflecting the decision by their Board to invoice all entities a portion of the operations and maintenance cost of the water supply system at a rate of .70 cents per thousand (gallons) base and .35 cents per thousand gallons used in excess of the base gallons of 7,110,000 (approximately 1 week usage of water in the City of Waveland). Public Works Director Brent Anderson was present to discuss. **(EXHIBIT J)**

Mr. Anderson noted on the record that he is opposed to approving this motion because of the higher costs of purchasing and integrating the non-fluoridated HCUA water into the more purified/fluoridated City water and subsequently provided the Board with additional concerns regarding this request. Mr. Anderson said HCUA will charge a base level \$.70/thousand gallons, but he can produce and supply water currently for only \$.08/thousand gallons. He noted that he cannot control their water or the chemical levels therein and therefore, to bring their water chemicals in line with ours, once the water integrates into the City's water, will be very costly in addition to the City constantly having to flush water through our lines to get their water samples to meet the City's water standards. We will have to pay for water just to flush water through their system; the HCUA System water runs high in chlorine levels, significantly higher than the City's.

A vote was called for with the following results:

Voting Yea: None

Voting Nay: Stahler-Murphy, Geoffrey, Lafontaine and Kidd

Absent: None

GARFIELD LADNER MEMORIAL PIER REPAIR PROJECT/WATER SYSTEM EXTENSION – ANNEXED AREA/PIER/JEFF DAVIS CONNECTOR SEWER AND PAVING PROJECT/E-JEFF DAVIS SEWER SYSTEM IMPROVEMENTS PROJECT/W-JEFF DAVIS SEWER IMPROVEMENTS PROJECT/CITY WIDE ROAD OVERLAY PROJECT/BEACH FACILITY IMPROVEMENTS PROJECT/VETERANS MEMORIAL

Re: Payment of invoices submitted by various Contractors

Alderman Kidd moved, seconded by Alderman Geoffrey 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 source, as listed, (Items a-g): **(EXHIBIT K)**

- a. Invoice No. 20501 from Brown, Mitchell & Alexander, Inc. in the amount of \$2,082.75 – Engineering services related to the Garfield Ladner Memorial Pier Repair Project.
- b. Invoice No. 702-40-12 from Digital Engineering in the amount of \$2,750.00 – Water System Extension for Annexed Area.
- c. Invoice No. 702-38-14A from Digital Engineering in the amount of \$4,268.87 – Jeff Davis Connector Sewer and Paving Project.
- d. Invoice No. 702-37-14A from Digital Engineering in the amount of \$13,896.99 – E. Jeff Davis Sewer System Improvements Project.
- e. Invoice No. 702-36-15A from Digital Engineering in the amount of \$6,839.66 – W. Jeff Davis Sewer Improvements Project.
- f. Pay Application #9 from Huey Stockstill, Inc. in the amount of \$48,935.71 – City Wide Road Overlay Project.
- g. Pay Application #10 from David Rush Construction, LLC in the amount of \$6,402.47 – Waveland Beach Facility (Veterans Memorial).

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

CITY HALL/PERSONNEL/ANIMAL CONTROL/REQUEST FOR CASH REIMBURSEMENT/CIVIC CENTER/LIBRARY/COLEMAN AVENUE IMPROVEMENTS PROJECT/FIRE STATION-COLEMAN AVENUE/E. JEFF DAVIS SEWER IMPROVEMENTS PROJECT/JEFF DAVIS SEWER IMPROVEMENTS PROJECT/W. JEFF DAVIS SEWER IMPROVEMENTS PROJECT/REVENUES AND EXPENDITURES REPORT

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

- a. Alderman Ricky Geoffrey's certificate for graduating as Advanced Certified Municipal Official through MML. **(EXHIBIT L)**
- b. Resignation of Animal Control Officer Jesse Logan effective September 12, 2014.
- c. The following Request for Cash Reimbursements as listed, Items (1-4):
 1. Contract #R-103-379-01-KCR, RFC#65 in the amount of \$26,771.40- Civic Center, Library, Coleman Avenue Street Improvements and Coleman Avenue Fire Station. **(EXHIBIT M)**
 2. Contract #R-109-379-07-KCR, RFC#13 in the amount of \$129,464.60 – East Jeff Davis Sewer Improvements Project re: Hensley R. Lee invoice #7. **(EXHIBIT N)**
 3. Contract #R-109-379-06-KCR, RFC#14 in the amount of \$1,043.71 – Jeff Davis Sewer Improvements Project re: Digital Engineering invoice #13A.
 4. Contract #R-109-379-08-KCR, RFC #13 in the amount of \$20,216.95 – West Jeff Davis Sewer Improvements Project re: Hensley R. Lee invoice #7. **(EXHIBIT O)**
- d. The Revenues & Expenditures report of August 31, 2014 at this the second meeting of September, 2014. **(EXHIBIT P)**

EXECUTIVE SESSION

Re: Personnel issues in the Police Department

Alderman Lafontaine moved, seconded by Alderman Kidd to consider Executive Session to prompt a closed discussion regarding personnel issues, Police Department.

A vote was called for with the following results:

Page _____
Meeting of September 17, 2014
6:30 P.M.

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

Alderman Lafontaine moved, seconded by Alderman Kidd to enter Executive Session regarding personnel issues, Police Department.

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

Alderman Kidd moved, seconded by Alderman Geoffrey to exit Executive Session with no action taken.

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

ADJOURN

Re: Adjourn Meeting at 8:47 p.m.

Alderman Kidd moved, seconded by Alderman Geoffrey to adjourn the meeting at 8:47 p.m.

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

The foregoing minutes were presented to Mayor Garcia on October 10, 2014.

Lisa Planchard
City Clerk

The Minutes of September 17, 2014 have been read and approved by me on this day the 10th day of October.

David A. Garcia
Mayor