

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 October 7, 2014 at 6:30 p.m. to take action on the following matters of City business.

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.

PUBLIC COMMENTS:

Re: Mr. Alfred Harris requested use of the City Hall for a Mayoral Debate on October 28, 2014.

Re: Ms. Constance St. Julien-Mims, a local business owner, was present to discuss her extensive list of problems she has experienced with Mediacom Cable Company.

MAYOR'S REPORT:

Mayor Garcia had nothing to report at this time.

ATTORNEY'S COMMENTS:

COASTAL MARINE CONTRACTORS/BIDS/GARFIELD LADNER MEMORIAL PIER PROJECT/PIER/CONTRACTS/NOTICE TO PROCEED

Re: Coastal Marine Contractors as the Lowest and Best Bid to Repair the Pier, Execute Contract & Issue Notice to Proceed

Alderman Lafontaine moved, seconded by Alderman Geoffrey to approve Coastal Marine Contractors as the lowest and best bid for the project to repair the Garfield Ladner Memorial Pier and to authorize required signatures to approve and execute contract and issue the notice to proceed. **(EXHIBIT A)**

During discussion Mr. Yarborough said contract has actually already been reviewed before the bids were let, so the contract has already been approved by him. He said the contract amount is \$834,791.00 and the City is accepting all 4 alternate bids which have been approved by FEMA. Mr. Yarborough added that this would be a 120 day completion contract, which runs from Notice to Proceed; 150 days to closeout (30 days for punch list items).

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

DONATION/MOVIE THEATER ROAD/CITYWIDE PAVING PROJECT/QUIT CLAIMS/STREETS

Re: Documents to Finalize Donation of Movie Theater Road

Alderman Lafontaine moved, seconded by Alderman Kidd to authorize City Attorney to complete documents with Samuel Longiotti for donation of the Movie Theater Road, and for the City to accept donation of said road. **(EXHIBIT B)**

Mr. Yarborough said that he has spoken with Mr. Longiotti's attorney and once a quitclaim is signed and returned to Mr. Yarborough, the road would be paved Thursday or Friday of this week. He added that No. 18 of the Agenda will be pulled tonight which is substantial completion on Huey Stockstill Citywide Road Paving Project. Compton Engineering has given an approximate cost of \$46,000 to pave this donated section of road if considered. Mr. Yarborough said that Mr. Longiotti is donating his interest in the easement to the City of Waveland, i.e. he's donating the property to the City; so we have a 40' x 421' easement which will be surveyed.

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

Mr. Yarborough said he had received quotes from Huey Stockstill (Citywide Street Paving Project) to pave a portion of Auderer Blvd. at an estimated cost of \$5,127.00. Mr. Yarborough asked that the Board approve a Construction Change Directive to direct Mr. Stockstill to do that work.

**CONSTRUCTION CHANGE DIRECTIVE/AUDERER BOULEVARD/CONTRACTS/
BIDS/STREET PAVING/PAVING PROJECT/STREETS/CONTRACTS/CITYWIDE PAVING
PROJECT**

Re: Construction Change Directive with Huey Stockstill in the Approximate Amount of \$5,127.00 to Pave a Portion of Auderer Boulevard.

Alderman Lafontaine moved, seconded by Alderman Geoffrey to approve a Construction Change Directive to pave a portion of Auderer Boulevard from Highway 90 to the road split at the parking lot at an estimated cost of \$5,127.00. This shall be paid from the Committed Fund balance. **(EXHIBIT C)**

Mr. Yarborough said that agenda item #18 is an approval of substantial completion for Huey Stockstill, so we have not approved substantial completion; that's why we're removing that item from the agenda because if we don't pull it and we don't do this work we have to re-bid it. He said we're going to do this under Huey Stockstill's unit price contract.

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

**CONSTRUCTION CHANGE DIRECTIVE/MOVIE THEATER ROAD/PAVING
PROJECT/STREET PAVING/STREETS/CONTRACTS/BIDS/CITYWIDE PAVING PROJECT**
Re: Construction Change Directive with Huey Stockstill for Paving the Movie Theater Road

Alderman Lafontaine moved, seconded by Alderman Kidd to approve a Construction Change Directive for the pavement of the Movie Theater Road. **(EXHIBIT D)**

Mr. Yarborough said for the record this is an estimated cost of \$46,000 because it requires curb & gutter. Mr. Lagasse said this will be one of the widest streets in the City of Waveland so it will require curb & gutter; Compton feels that they've given the City a very conservative estimate.

Alderman Kidd asked where the additional funding will come from for this since the Committed Fund has been drained. Mayor Garcia said we have some funds we can move over. Mayor Garcia said we will take it out of the Committed Funds and the rest we'll take out of another fund that we have some left over blacktopping money in. Mayor Garcia said we will be doing some signage on the highway, but he is waiting for the estimate. Last he heard it will be roughly under \$3,000.00; he's waiting on another quote to come in. Alderman Kidd asked whether any landscaping would be done and remarked that Keep Waveland Beautiful has been tasked with making their landscaping recommendations to the Board for Hwy 90. Mayor Garcia said that the Movie Theatre should be opening the end of November 2014. Alderman Stahler said that she had brought this up before, but the businesses on the back side of the shopping center that face the Movie Theatre have an address of Hwy 90, but it's very difficult to find them if you don't know where someone is to get to that business. She would like to give them a McLaurin address; at least people would know to turn and would be able to get there. City Attorney Yarborough said we can name this 'movie theatre' road and put the businesses at that address. Mayor Garcia said he felt the appropriate thing to do is name the road, "Choctaw Plaza Drive". Alderman Kidd suggested paving a portion of McLaurin from the red light at Hwy 90 to the Mattresses & More Furniture store; this section of road is very bad and is a high traffic area. Mr. Lagasse will get the Mayor & City Attorney a cost estimate to pave this section of McLaurin. Alderman Kidd said the City owns the whole street up to Mattresses & More, then its split between Bay St. Louis and Waveland.

Mayor Garcia further noted that he's spoken with Bay St. Louis representatives and they are not interested in paving that section of road. Alderman Kidd said, "They don't have any money for paving; I've also talked to them about it."

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

Mr. Yarborough asked City Clerk Planchard to Spread on the Minutes, once we receive the executed copy of the Coastal Marine Contractors Pier Contract, the Notice to Proceed letter, as well as the Construction Change directives issued by Compton to Huey Stockstill on Auderer Road and the Movie Theatre Road. Planchard said, "I will".

CONSTRUCTION CHANGE DIRECTIVE/MOVIE THEATER ROAD/PAVING PROJECT/STREET PAVING/STREETS/CONTRACTS/BIDS/CITYWIDE PAVING PROJECT

Re: Construction Change Directive with Huey Stockstill to Pave a Portion of McLaurin Street north of Hwy. 90

Alderman Lafontaine moved, seconded by Alderman Kidd to approve Construction Change Directive with Huey Stockstill for that stretch of McLaurin Street (both lanes) from the MDOT Right-of-Way North to the back of Mattresses & More Store. Mr. Lagasse to send a description for the Minutes along with an estimated cost. **(EXHIBIT E)**

Mr. Yarborough said this would be a construction change directive for Huey Stockstill to perform that work under the present contract.

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

Mr. Yarborough asked City Clerk Planchard to Spread on the Minutes as well, once we receive the Construction Change directive for Huey Stockstill on McLaurin Street. Planchard said, "I will".

ALDERMEN'S COMMENTS

Re: Alderman Stahler-Murphy

- Attended Urban Forestry Conference in Jackson, MS. where Waveland was granted Tree City Status. Alderman Stahler-Murphy presented Mayor with a flag noting this status.
- The mosaic mural for City Hall is really coming together. Monday (October 13, 2014) evening will be a special workshop for elected officials in Hancock County.

Re: Aldermen Geoffrey:

- Inquired about the completion of the Jeff Davis/Gulfside Sewer and Paving Project. Mr. Anderson said they will start paving the end of November 2014.

Re: Alderman Lafontaine:

- Asked Mr. Anderson whether he has located the meters for the gravity lines yet. Mr. Anderson said where we have to put a meter on the gravity line, the contractor is about to start tearing that out. He said he found out these would be laser meters and they are expensive. Mr. Lafontaine asked Mr. Anderson to get a price on the laser meters. Mr. Anderson said it would be useless to put anything in there because it's going to get ripped out within the next 3 weeks. Alderman Lafontaine asked if we can go ahead and get a price on that because that may be something we want to go ahead and install while they've got that line dug up rather than having to come back and do it later. Mr. Anderson asked what do you want to do about the meter in the Plant.

Aldermen Lafontaine & Kidd told Mr. Anderson to go ahead and change that meter (in the HCUA Plant, about \$2,800.00). He asked Mr. Anderson about the meter price on the pressurized line; the other line (8") coming into the HCUA plant from the other side. Mr. Anderson said that meter is right at \$10,000.00. City Attorney Yarborough asked what we are paying this out of. Mr. Anderson said we're not paying this out of anything right now, it's just gathering of information. Mr. Yarborough said, "You're just trying to figure out what to put in the specifications to get this done in the future?" Mr. Anderson said, "Right". Alderman Lafontaine again said we should get something figured up on that one, while they've got it dug up because that will save us the expense of having to dig it up and put it on after." Alderman Kidd said, "And then again, we did want to take it out of Committed Funds at one time too." Alderman Lafontaine added, "We'd have enough in reserves there, that if it's a possibility of saving us a good bit that we're paying on that, I wouldn't have any problem taking it out of reserves to pay for it." He requested Mr. Anderson get the Board a price on that. Mr. Anderson said, "You approve it, we'll put it in." Mr. Yarborough said, "Well, we have to go through the procurement process."

- Noted he was not in town during the recent Cruise In (Antique Car show). Alderman Lafontaine said he heard it was a good turnout and wished he could have been there.

Re: Alderman Kidd:

- Inquired about the demolition of the Pier and the copper removed from the Pier during the demolition. Mr. Anderson said the wire, according to Mr. Bill Carrigee, had gone under salt water and was all corroded, completely unusable.
- Asked Mr. Anderson if the grass along Hwy 90, around Sonic and the adjacent lift station, could be cut further back to improve the look of the area.

MINUTES

Re: Minutes of the Meetings of September 11, 2014 and September 17, 2014

Alderman Stahler moved, seconded by Alderman Lafontaine to approve the minutes of the Meeting of September 11, 2014 and the minutes of the Budget Public Hearing of September 17, 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 F)**

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Lafontaine, and Kidd

Voting Nay: None

Absent: None

MOSAIC MURAL/CITY HALL/CONTRACT/ELIZABETH VEGLIA/MURAL

Re: Contract with Artist, Elizabeth Veglia for Mosaic Mural

Alderman Stahler moved, seconded by Alderman Lafontaine to approve a contract with Artist, Elizabeth Veglia to provide the Mosaic Mural at City Hall. Total cost shall be \$18,000, of which \$4,500 is a grant provided through MS. Arts Commission. First installment of \$4,500.00 is on Current Docket.

(EXHIBIT G)

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

AUDIT/ FY SEPTEMBER 30, 2014/WRIGHT WARD HATTEN GUEL/PUBLIC APPEARANCES

Re: Adopt and Approve the FY September 30, 2013 Audit

Alderman Kidd moved, seconded by Alderman Lafontaine to adopt and approve the FY September 30, 2013 Audit as presented by Wright, Ward, Hatten and Guel. Ms. Jennifer Bell, CPA. was present to discuss and answer questions of the Board. **(EXHIBIT H)**

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, 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 October 7, 2014 as submitted. **(EXHIBIT I)**

001 Fund – 1 to 1241
099 Fund – None
100 Fund – 1
101 Fund – 1
102 Fund – None
103 Fund – None
104 Fund – None
105 Fund – 1
124 Fund – None
125 Fund – None
126 Fund – 1 to 2
127 Fund – 1
200 Fund – 1
313 Fund – 1
400 Fund – 1 to 550
601 Fund – 1 to 2

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

PLANNING AND ZONING (EXHIBIT J)

Re: Janice and David Sauer, 121 Oak Boulevard

Janice and David Sauer appeared before the commission with a request for a conditional use in order to construct an accessory structure larger than the allowed five hundred square feet. They are also requesting a variance that would allow them to exceed the maximum allowable fifteen feet since this property is located in a V-Zone. This property is located at 121 Oak Boulevard. Legal description:

Block 2 lots 8, 9 & N. ½ of 7, Waveland Beach Subdivision, City of Waveland, Hancock County, Mississippi.

Jay Fountain moved, seconded by Clarence Harris to recommend that the Board of Mayor and Aldermen approve the request provided that the accessory structure be used for storage only.

Alderman Stahler moved, seconded by Alderman Lafontaine to follow the recommendation of the Planning and Zoning Board and approve the request as submitted.

During discussion Mr. Yarborough asked Mr. Sauer if he was okay with the limitations for the storage facility only? Mr. and Mrs. Sauer said a collective, "yes". Mr. Yarborough asked if there was any other information that should be submitted in support of the conditional use. Mr. Sauer said, "No". Mr. Yarborough asked if there was anyone present who opposes this request. Mr. Yarborough asked to let the record reflect there was no one present to object to the application and the Board had no questions. Mr. Yarborough noted that for conditional use, the Board is making the finding that it would both provide a benefit to the City of Waveland and not adversely affect it, and that relates to the accessory structure being larger than 500 feet that concerns a variance request. He said, "The Board is making a finding that there are extraordinary and exceptional circumstances, conditions related to that their not being granted a variance that would not be otherwise facilitate to other property owners." Mr. Yarborough said the Sauer's have the burden of proof on this and if you approve it, you're making a finding that they have met their burden of proof for both the conditional use and a variance request application.

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

Re: Martha Parson, 224 Terrace

Martha Parson appeared before the commission with a request for a variance that will allow the frontage of the building to be less than 50% of the minimum frontage build out and a variance from the maximum front yard setback. This property is located at 224 Terrace Avenue and is located in CO-1 Coleman Limited District. Legal description: Block 3 lots 17-20, Waveland Terrace Subdivision, City of Waveland, Hancock County, Mississippi. Chairman Roger Estopinal said that prior to the meeting, he spoke to City Attorney, Gary Yarborough. Mr. Yarborough said that the City will soon begin the process of re-zoning the Coleman Avenue District.

Chairman Roger Estopinal called for a motion on the request. Commissioner Mike Kopke moved, seconded by Jay Fountain to recommend that the Board of Mayor and Aldermen approve the request as submitted.

Alderman Geoffrey moved, seconded by Alderman Kidd to follow the recommendation of the Planning and Zoning Board and approve the request as submitted.

Mr. Yarborough asked Ms. Parson if there was anything additional she would like to submit in support of her application. Ms. Parson said, "No". Mr. Yarborough asked if anyone was present opposing the request. Mr. Yarborough asked to let the record reflect that no one was present opposing the request and the Board had no questions. Mr. Yarborough said the same standard would apply for a variance application, it has to be due to an extraordinary/exceptional condition pertaining to the particular piece of property and an interpretation that would not deprive her of rights given to other adjacent property owners. If approved, the Board is making a finding of fact that the applicant has met her burden of proof under Section 1002 and is awarded the application.

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

MEDIACOM/FRANCHISE AGREEMENT/AGREEMENTS/CONTRACTS
Re: Renew Mediacom Franchise Agreement

Alderman Stahler moved, seconded by Alderman Lafontaine to approve the Mediacom Franchise Agreement as submitted by Ms. Carrie Boggs with Mediacom with the definition of gross revenues of (H) changed to include all TV services provided by Mediacom excluding the second sentence from section 3.12. **(EXHIBIT K)**

Ms. Boggs introduced herself. Alderman Kidd spoke of his discontent and problems with the Mediacom service. Alderman Stahler said that her understanding of franchise agreements is that this is giving Mediacom permission to use the City's right of way; it's a non-exclusive franchise, so we have other people that can also use it, and for that Mediacom gave the City a percentage of the bills they collect. She said the City does not endorse Mediacom's product, and if the citizens are unhappy with Mediacom's product, they can complain to Mediacom, but it's not the City's responsibility. All the City is giving Mediacom is the Agreement to use the City's right of way. Ms. Boggs said the City can act as an intermediary if the customer should have such problems that they need to go beyond Mediacom. Mr. Yarborough said anyone using the rights of way must sign a non-exclusive agreement so the City can obtain a fee from the usage. Alderman Lafontaine discussed section 3.7 and 3.8, underground construction and access to open trenches. He then discussed having to provide cable service to those north of Hwy 90. Ms. Boggs said this provision is a new addition to the franchise agreement. Mr. Yarborough said 3.12 has a provision for hold harmless which will have to be removed from the agreement. He said 3.8 is at the will of the Board regarding approval. Ms. Boggs said 5% is the federal maximum on cable TV franchise fees. Ms. Boggs also discussed an error with the definition of gross revenues defined as basic services, but that would have to be changed to reflect entire gross revenue. Mr. Yarborough re-read the motion and added the definition of gross revenues to include all of their TV services; all of the premium services, premium, pay per view, etc. Mr. Yarborough said if the Board vote's yea, they will be voting to approve and if nay, will be to deny the motion. Mr. Yarborough asked for purposes of clarity if it was the Board's wish to leave 3.8 in or remove it. Alderman Lafontaine said if the City Attorney was fine with it, then leave it in. Mr. Yarborough asked, "Just for clarity are we including or excluding 3.8 in the vote". Alderman Lafontaine said we can leave it if you don't feel it's anything we're going to be obligated. Mr. Yarborough said he would prefer if we can leave that to the extent we can.

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey, and Lafontaine

Voting Nay: Kidd

Absent: None

CONTRACT/INCUBATOR/BUSINESS CENTER/WILD BILL'S
Re: Contract Renewal with Mr. Bill LaPrime d/b/a/ Wild Bill's Diner

Alderman Geoffrey moved, seconded by Alderman Stahler-Murphy to approve the contract renewal between Mr. Bill LaPrime d/b/a Wild Bill's Diner and the City of Waveland for the period of 1 year (10/4/14 to 10/3/15) at the Business Center, Units B1, B2, B3 & B4; rent to remain the same, with an addendum to the term that the contract is voidable by the next Board at its first Board meeting.
(EXHIBIT L)

Mayor Garcia recommended that the next Board would reconsider these contract renewals to increase with the consumer price index because the City's price continually increases for insurance and utilities.

A vote was called for with the following results:

Voting Yea: Stahler-Murphy, Geoffrey and Lafontaine

Voting Nay: Kidd

Absent: None

**CONTRACTS/CITYWIDE DRAINAGE IMPROVEMENTS PROJECT/CSX/RFQ's/
ADVERTISEMENTS**

Re: Contract with Burns Cooley Dennis, Inc. for soil borings related to CSX Permit

Alderman Geoffrey moved seconded by Alderman Lafontaine to **TABLE** approval of contract with Burns Cooley Dennis, Inc. Geotechnical and Materials Engineering Consultants in the amount of \$3,600.00 to conduct soil borings necessary to receive the CSX permit for the Citywide Drainage Infrastructure Project.

Mr. Yarborough asked about the procurement process of this quote. Mr. Frank Parker with Pickering Engineering said Pickering requested this quote, but that engineering firms cannot bid. Mr. Yarborough said this is HMGP money and probably not reimbursable if there has not been an RFQ (Request for Qualifications) published. Alderman Lafontaine discussed increases in fees that may be incurred related to access on opposite side of the railroad tracks with dozer work. Mr. Yarborough said if it is an HMGP Project, there has be an RFQ for A&E Service (Architectural and Engineering) from multiple sources. He said under State Law it can be done as a service and is a proper procurement under State Law, it's not proper procurement under Federal Law. Mr. Yarborough said if the City is trying to get reimbursed, it is not going to be reimbursed. He said the City can go ahead and award the contract, but know if you do, it will not get reimbursed. To get reimbursed you would need to advertise for Engineering RFQ's.

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

**CLOSE-OUT DOCUMENTS/WAVELAND BEACH FACILITY/VETERANS MEMORIAL
PROJECT**

Re: Closeout Documents for the Waveland Beach Facility Project

Alderman Geoffrey moved, seconded by Alderman Stahler-Murphy to approve the Closeout Documents, and authorize the Mayor's signature thereon, for the Waveland Beach Facility Project (Veterans Memorial) as follows: (Items a-h) **(EXHIBIT M)**

- a. Substantial completion Certificate.
- b. Final Payment Application and Certificate Signature page.
- c. Contract Completion Certificate.
- d. Recommendation for Final Acceptance of Contract.
- e. Final Completion Inspection Report.
- f. Final Waiver of Lien.
- g. Consent of Surety to Final Payment.
- h. Change Order No. 1 (Summary Change Order).

City Attorney asked Compton Engineering to do a Publication, Notice of Settlement. Mr. Lagasse said they would.

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

**INVOICES/BEACH FACILITY IMPROVEMENTS PROJECT/VETERANS MEMORIAL
PROJECT/CITYWIDE OVERLAY AND PAVING PROJECT/CITYWIDE DRAINAGE**

IMPROVEMENTS PROJECT/WATER SYSTEM EXTENSION-ANNEXED AREA MASTER METER CONNECTION PROJECT/JEFF DAVIS-GULFSIDE SEWER & PAVING IMPROVEMENTS PROJECT/EAST JEFF DAVIS SEWER IMPROVEMENTS PROJECT/HMGP PROPERTY ACQUISITION PROJECT/ACQUISITION PROJECT/HMGP DRAINAGE IMPROVEMENTS PROJECT

Re: Payment of Invoices to Various Contractors

Alderman Kidd moved, seconded by Alderman Stahler-Murphy 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-h): **(EXHIBIT N)**

- a. Invoice 213-016-19 from Compton Engineering in the amount of \$4,100.00- Beach Facility Improvements Project (Veterans Memorial).
- b. Invoice 213-061-15 from Compton Engineering in the amount of \$4,750.00 – Citywide Overlay and Paving Project.
- c. Invoice No. 0075332 from Pickering Engineering in the amount of \$3,435.50 – Citywide Drainage Project.
- d. Payment Request No. 2 from Hensley R. Lee Contracting, Inc. in the amount of \$61,725.30 – Water System Extension - Annexed Area Master Meter Connection Project.
- e. Payment Request No. 8 from Hensley R. Lee Contracting, Inc. in the amount of \$70,961.20 - Jeff Davis/Gulfside Sewer Improvements and Paving Project (all E. Jeff Davis).
- f. Invoice No. X16128301 from AMEC Environment & Infrastructure, Inc. in the amount \$2,136.45, HMGP Drainage Improvement Project.
- g. Invoice No. X16128313 from AMEC Environment & Infrastructure, Inc. in the amount of \$3,650.07, HMGP Acquisition Project. (On Current Docket)
- h. Invoice No. X17328994 from AMEC Environment & Infrastructure, Inc. in the amount of \$11,366.48, HMGP Acquisition Project. (On Current Docket)

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

ANIMAL CONTROL OFFICER/POLICE DEPARTMENT/PERSONNEL/FIRE DEPARTMENT

Re: New Hires Colin Ladner and Mr. Lorenzo Lewis

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

- a. Mr. Colin Ladner as the Animal Control Officer at a rate of \$10.00 per hour, as recommended by Police Chief David Allen.
- b. Mr. Lorenzo Lewis as a part-time Firefighter at a rate of \$9.00 per hour, as recommended by Fire Chief Mike Smith.

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

PURCHASING DEPARTMENT/CITY HALL

Re: Rachel Cullen to Sign Purchase Requisitions & Purchase Orders

Alderman Lafontaine moved, seconded by Alderman Geoffrey to approve Rachel Cullen to sign Purchase Requisitions and Orders related to her position as Purchasing Agent.

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

COURT DEPARTMENT/POLICE DEPARTMENT

Re: Name Officers Eddie Hursey and Erik Castro as Deputy Court Clerks

Alderman Geoffrey moved, seconded by Alderman Stahler-Murphy to approve Officers Eddie Hursey and Erik Castro as Deputy Court Clerks. This authorizes them to sign each other's affidavits and tickets; they do not collect fines, nor hand out ticket books.

Police Chief David Allen said that the Court Clerk distributes ticket books.

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

CITY HALL/MUNICIPAL COMPLIANCE QUESTIONNAIRE/BUDGET, FY SEPTEMBER 30, 2014

Re: Annual Municipal Compliance Questionnaire FY September 30, 2014

Alderman Lafontaine moved, seconded by Alderman Kidd to approve the Annual Municipal Compliance Questionnaire for the Fiscal Year Ending September 30, 2014. **(EXHIBIT O)**

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

CONTRACTS/NOTICE TO PROCEED/KAPPA DEVELOPMENT/CITYWIDE DRAINAGE IMPROVEMENTS PROJECT

Re: Contract and Notice to Proceed with Kappa Development & General Contracting

Alderman Lafontaine moved, seconded by Alderman Geoffrey to approve the contract and Notice to Proceed with Kappa Development & General Contracting, Inc. regarding the Citywide Drainage Improvements Project. City Attorney has approved the contract and mentioned that this contract was negotiated and there was a downward adjustment in price from the original bid to fall within the grant amount. **(EXHIBIT P)**

Mr. Yarborough said that he is good with the Contract.

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

FIRE DEPARTMENT/DONATIONS/PATTERSON, NEW YORK/SURPLUS/INTERGOVERNMENTAL AGREEMENT/CONTRACTS

Re: Surplus (1) 1976 Pierce Fire Engine Serial #1284514930

Alderman Kidd moved, seconded by Alderman Geoffrey to surplus one (1) 1976 Pierce Fire Engine, Serial #1284514930. This fire engine was donated to the City of Waveland Fire Department after Hurricane Katrina from the Patterson Fire Department.

Mr. Yarborough said this is making a finding that it is no longer needed for municipal purposes and should be declared surplus.

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

Re: Intergovernmental Agreement with Patterson, New York to return one Suplused Fire Truck

Alderman Kidd moved, seconded by Alderman Geoffrey to approve Intergovernmental Agreement (provided by City Attorney) with Patterson Fire Rescue in Patterson, New York to sell one (1) suplused Fire Engine (1976 Pierce Fire Engine, Serial #1284514930) for the sum of \$1.00. The Fire Department in Patterson will be responsible to transport the fire engine back to Patterson, New York. **(EXHIBIT Q)**

Mr. Yarborough said under Code Section 31-7-13 you are making a finding that it's within the best interests of the Citizens of the City of Waveland to transfer this asset for less than fair market value.

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

MEETINGS/CITY HALL

Re: Change Meeting dates of Tuesdays November 4th and December 2nd due to Election

Alderman Lafontaine moved, seconded by Alderman Geoffrey by to reschedule the following regular Board meetings due to upcoming Municipal Elections, as listed (Items a&b):

- a. Regular Meeting of Tuesday, November 4, 2014 to Monday November 3, 2014.
- b. Regular Meeting of Tuesday, December 2, 2014 to Thursday, December 4, 2014.

A vote was called for with the following results:

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

Voting Nay: None

Absent: None

PARKS AND RECREATIONS/MLK PARK/HERLIHY PARK/STAGE ROOF/CITY HALL/CERTIFICATIONS/COURT DEPARTMENT/UTILITIES/SOLE SOURCE SUPPLIERS/PUBLIC WORKS/TOURISM BOARD

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

- a. The executed contract with Gulf Coast Custom Homes for construction of the stage roof at the MLK (Herlihy) Park. **(EXHIBIT R)**
- b. Alderman Shane Lafontaine's certificate for graduating as Basic Certified Municipal Official through MML. Graduation ceremony to be held in Hattiesburg November 6, 2014. **(EXHIBIT S)**

- c. Oath of Office taken by Mrs. Linda K. Elias as Deputy Registrar of Voters. **(EXHIBIT T)**
- d. Ms. Rhonda Cummings completion of the University of Mississippi Law Center Municipal Court Clerk Seminar, October 10-12, 2014. **(EXHIBIT U)**
- e. Gulf Coast Underground, LLC is a sole source supplier and is the only certified applicator of the Spectra Shield Liner System for the States of Louisiana, Mississippi, Alabama and Florida for lining manholes. **(EXHIBIT V)**
- f. The re-appointment of Mr. Mike Kopke as the City of Waveland's representative to the Hancock County Tourism Development Bureau.

EXECUTIVE SESSION

Re: Personnel issues in the Police Department

Alderman Lafontaine moved, seconded by Alderman Geoffrey to consider Executive Session to prompt a closed discussion 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 Lafontaine moved, seconded by Alderman Geoffrey 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 Geoffrey moved, seconded by Alderman Stahler-Murphy 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 9:01 p.m.

Alderman Lafontaine moved, seconded by Alderman Geoffrey to adjourn the meeting at 9:01 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 24, 2014.

Lisa Planchard
City Clerk

The Minutes of October 7, 2014 have been read and approved by me on this day the 24th day of October.

David A. Garcia
Mayor

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