

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 October 20, 2010 at 6:30 p.m. to take action on the following matters of city business.

Present at the meeting Aldermen Stahler, Geoffrey, Schmitt, and Piazza

Also present was City Attorney Gary Yarborough, City Clerk Lisa Planchard and Court Reporter, Norma Jean Soroe.

Court Reporter Transcribed Minutes EXHIBIT A

MAYOR'S REPORT

Re: Mayor Longo thanked all of the Pier, Police, Fire, and Public Works employees, and the Waveland Community Coalition for their hard work during Wave Fest and said that it was a tremendous success.

Re: Mayor Longo added that he met with the Hancock County Board of Supervisors, who are in the midst of re-districting the County. He said that the local Municipal Attorneys (Cities of Bay St. Louis and Waveland) have been asked to join in on the discussion thereby lending support to the current Board of Supervisors and giving a voice to the local cities. Mayor Longo said that he trusted the City of Waveland would gain some representation during this re-districting.

Re: Mayor Longo announced that the group, Karing, will be donating \$35,000.00 to the Civic Center for items that are most important to the building, including the kitchen.

Re: He said that City Hall will be open on Saturday October 23rd and Saturday October 30th from 8:00 am to 12:00 noon for absentee voting related to the Primary Election to be held November 2, 2010.

Re: He announced that there will be an Election Forum on Thursday night (October 21, 2010) at 6:30 pm at the Civic Center and all candidates have been invited to participate.

Re: Halloween will be held on October 31st. The City will not change the 'Trick or Treat day' which falls on Sunday this year.

ALDERMEN'S COMMENTS:

Re: Alderman Staler asked for an update on the Christmas snowflakes lighting display usually installed in early December. Mayor Longo informed everyone that BP is supporting the Snowflake display on Nicholson Avenue and at the Christmas tree site at the foot of Coleman Avenue, adding that BP is reimbursing the City for the installation costs this year. All snowflakes must be installed by November 1, 2010 in order for BP to absorb the preparation costs involved. This year the City electrician, Aaron Wilkerson, will be installing the lights. Mayor Longo said that he has asked BP if they would pay for the display at the end of Mollere Drive. He thanked Streets Supervisor, Kenny Kientz for the care that he has taken of these Christmas lights over the years and because of this, the City had minimal breakage and inventory loss.

Re: Alderman Piazza questioned that if the Christmas decorations are being moved back to Coleman Avenue, would they be at the park also? Mayor Longo said that the City will still hang snowflakes at Bourgeois Park, "We have enough to do this".

**There were no comments by Aldermen Geoffrey and Schmitt
See Exhibit A transcript**

Re: Alderman Piazza asked for the following motion.

POLICE DEPARTMENT/PUBLIC WORKS/STREETS DEPARTMENT/AGENDA

Re: Amend agenda to install a 4-way stop sign at the Waveland Avenue/Herlihy Streets intersection

Alderman Piazza moved, seconded by Alderman Geoffrey to amend the agenda to install a 4-way stop sign at the Waveland Avenue/Herlihy Street intersection, providing that after construction is complete, a 4-way flashing light shall be installed, upon written recommendation of Police Chief Varnell and Public Works Director, Dwight Haskell.

A vote was called for with the following results:

Voting Yea: Geoffrey, Schmitt and Piazza

Voting Nay: Stahler

Absent: None

Re: Approve installation of a 4-way stop sign at the Waveland Avenue/Herlihy Streets intersection

Alderman Piazza moved, seconded by Alderman Geoffrey to install a 4-way stop sign at the Waveland Avenue/Herlihy Street intersection, providing that after construction is complete, a 4-way flashing light shall be installed, upon written recommendation of Police Chief Varnell and Public Works Director, Dwight Haskell. **(EXHIBIT B)**

During discussion, Chief Varnell agreed that this is a good idea. Alderman Stahler inquired as to whether this is usually something that the police department brings to the Board. Alderman Piazza said he spoke with Chief Varnell and felt that this is a matter of public safety. Mayor Longo then asked that Police Chief Varnell and Public Works Director, Dwight Haskell study Avenue B from Hwy 90 to Waveland Avenue to develop methods of slowing traffic speed.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

MINUTES

Re: Meeting of October 5, 2010

Alderman Geoffrey moved, seconded by Alderman Stahler to approve the minutes of the meeting of October 5, 2010 and to include the transcript of the Court Reporter, as presented by the City Clerk.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, and Schmitt

Abstain: Piazza

Voting Nay: None

Absent: None

RSVP

Re: Claims

Alderman Schmitt moved, seconded by Alderman Geoffrey to approve the RSVP Claims. **(EXHIBIT C)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

DOCKET OF CLAIMS

Re: Claims Numbers

Alderman Piazza moved, seconded by Alderman Schmitt to approve the Docket of Claims as submitted by the City Clerk, being numbered 66790 - 66951. **(EXHIBIT D)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

EVENTS/PARADES

Re: Ms. Sue Ashman with the Krewe of Nereids was present to discuss funding for the 2011 Mardi Gras Parade.

Ms. Sue Ashman addressed the Board to inquire whether the City will have the funds to provide security, emergency services and public works department for cleanup at the Nereids Parade scheduled for February 27, 2011.

After discussion, Board members agreed that this issue should be presented for consideration at the next regular meeting of the Board of Mayor and Aldermen, namely November 3, 2011.

CITY HALL/FIRE DEPARTMENT/POLICE DEPARTMENT/RSVP/COURT DEPARTMENT/PUBLIC WORKS/PERSONNEL

Re: Holiday Schedule, FY 2010-2011

Alderman Piazza moved, seconded by Alderman Geoffrey to table the Holiday Schedule for FY 2010-2011.

During discussion, Alderman Piazza asked that holiday schedules from the City of Bay St. Louis and Hancock County be presented at the next Board meeting to assist this Board with their decision.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

REVENUES AND EXPENDITURES

Re: The Month of September 2010

Spread on the minutes the Statements of Revenues and Expenditures for the month of September, 2010 at this the second meeting of October 2010, as presented by Comptroller Tom Worrel. **(EXHIBIT E)**

CONTRACT/PUBLIC WORKS/UTILITIES

Re: Contract with Conclamo Services, LLC

Alderman Geoffrey moved, seconded by Alderman Piazza to table the contract with Conclamo Services, LLC. for collection of delinquent Utility payments (over 90 days). Company representative, Ms. Contessa Elmore and Company Attorney James Richardson were not present to answer Board questions.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

ANIMAL SHELTER/BUILDING DEPARTMENT

Re: Discuss Construction of new Municipal Animal Shelter using Restricted Donation and Insurance funds

Recovery Manager Brent Anderson suggested that the Board postpone this discussion until he can speak with the County representatives regarding their building plans for a future County Animal Shelter.

ORDINANCES/UTILITIES

Re: Approve Ordinance No. 354 regarding Utility Rates

Alderman Schmitt moved, seconded by Alderman Geoffrey to approve Ordinance #354 Amending Ordinance No's 148, 158 196, 207, 274, 294, 303 and 320 establishing rates and charges for the Water and Gas System of the City of Waveland. **(EXHIBIT F)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

BUDGET FY 2009-2010

Re: Amend Budget, FY 2009-2010

Spread on the minutes the Amended Budget FY 2010 as presented by City Clerk Lisa Planchard and Comptroller Tom Worrel. **(EXHIBIT G)**

REQUESTS FOR CASH/CITYWIDE DRAINAGE IMPROVEMENTS- PHASE I/LIBRARY/CIVIC CENTER/FIRE STATION/COLEMAN AVENUE/CITY HALL AND CITY HALL ANNEX/WATER SYSTEM EXTENSION- ANNEXED AREA

Spread on the minutes the following RFC's as listed (items a – e):

- a. #R-118-379-07-HCCR in the amount of \$7,570.62 – Citywide Drainage Improvements – Phase I.
- b. #R-103-379-01-KCR in the amount of \$46,536.67 – Civic Center, Library, Fire Station, Coleman Avenue.
- c. #R-118-379-03-HCCR in the amount of \$14,754.52 – 2009 CDBG Sewer System Extension.
- d. #R-109-379-02-KCR in the amount of \$9,961.42 – City Hall and City Hall Annex.
- e. #R-118-379-06-HCCR in the amount of \$20,357.66 – Water System Extension- Annexed Area.

ENGINEER'S REPORT

Re: Engineers Bruce Newton and Forrest Forbes came before the Board to present updates of current and future projects. (See Transcript)

CHANGE ORDERS/SEWER SYSTEM RECONSTRUCTION NORTH OF THE RAILROAD TRACKS

Re: Approve Change Order No. 7 from Reynolds Inc.

Alderman Schmitt moved, seconded by Alderman Stahler to approve Change Order No. 7 from Reynolds Inc. to extend the project by 28 days for the Sewer System Reconstruction North of the Railroad Tracks. **(EXHIBIT H)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

INVOICES/GULFSIDE SEWER AND PAVING/JEFF DAVIS SEWER SYSTEM IMPROVEMENTS EAST/JEFF DAVIS SEWER SYSTEM IMPROVEMENTSWEST/CITYWIDE DRAINAGE IMPROVEMENTS-PHASE 1/WATER SYSTEM EXTENSION-ANNEXED AREA/2009 CDBG SEWER SYSTEM EXTENSION/BUILDINGS AND FACILITIES PROGRAM MANAGEMENT/SEWER SYSTEM RECONSTRUCTION NORTH OF THE RAILROAD TRACKS/COLEMAN AVENUE RECONSTRUCTION

Re: Approval to pay Invoices and Pay Requests as submitted by Digital Engineering

Alderman Schmitt moved, seconded by Alderman Stahler to approve the following invoices/pay requests submitted by Digital Engineering & Imaging and recommended by for payment by Recovery Manager Brent Anderson, as listed (Items a-i).

- a. Invoice No. 702-39-05 in the amount of \$5313.00 – Gulfside Sewer and Paving.
- b. Invoice No. 702-37-06 in the amount of \$3,139.50 – E. Jeff Davis Sewer System Improvements.
- c. Invoice No. 702-36-06 in the amount of \$4,048.00 – W. Jeff Davis Sewer System Improvements.
- d. Invoice No. 702-35-09 in the amount of \$5,431.74 – City Wide Drainage Improvements – Phase 1.
- e. Invoice No. 702.34-14 in the amount of \$20,357.66 – Water System Extension for Annexed Area.
- f. Invoice No. 702-32-16 in the amount of \$12,788.48 – 2009 CDBG Sewer System Extension.
- g. Invoice No. 702-23-33 in the amount of \$10,193.71- Program Management Services for Buildings and Facilities.
- h. Invoice No. 702-17-34 in the amount of \$27,880.47 – Sewer System Reconstruction North of the Railroad Tracks.
- i. Invoice No. 702-11-22A in the amount of \$5,661.20 – Reconstruction of Coleman Avenue.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

POLICE DEPARTMENT

Re: Approve Payment to Coast Electric for Conversion of 7 Spans of Single Phase to 3 Phase Power, Provide Service to Police Department

Alderman Geoffrey moved, seconded by Alderman Stahler to approve payment of Invoice No. 10004400 from Coast Electric in the amount of \$4,721.18 for conversion of 7 spans of single phase to 3 phase power to provide electricity to the Police Department and shall be paid from the Police portion of insurance funds. Additionally, approve Agreement for this purchase, including necessary signature thereon. **(EXHIBIT I)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

DAVIS STREET MUNICIPAL PROPERTY/CELLULAR SOUTH
Re: Discussion related to Lease vs. Sale of 400 Davis Street to Cellular South

Discussion regarding lease vs. sale of 400 Davis Street, Waveland to Cellular South. Mr. Chad Mullen failed to appear on behalf of Cellular South with explanation of proposal. City Attorney Yarborough recommended that this issue shall be re-considered at the next regular meeting of the Board of Mayor and Aldermen.

BUDGET/ANNEXED AREA/HANCOCK COUNTY SOLID WASTE AUTHORITY
Re: Reimbursement to Hancock County for garbage pickup, Dec. 2008 – Oct. 2010

Alderman Stahler moved, seconded by Alderman Geoffrey to approve reimbursement to Hancock County for garbage pickup in recently annexed area of Waveland for the period December 2008 to October 2010. The County was billed by HCSWA for the service and paid HCSWA for pickup at a total cost of \$41,416.44. The County collected the fees from City customers and remitted the collections to the City. Cost of the pickup shall be reimbursed at one-twelfth (1/12) per month (\$3,451.37) from October 2010 to September 2011. First payment is on the current docket.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

POLICE DEPARTMENT/AGREEMENTS/CONTRACTS/E-911
Re: Approve an Interlocal Cooperation Agreement for Police for the Operation of Emergency Communications between the City of Bay St. Louis, City of Waveland, County of Hancock, MS. And Hancock County E-911 Commission

Alderman Schmitt moved, seconded by Alderman Stahler to approve an Interlocal Cooperation Agreement for Police for the Operation of Emergency Communications between the City of Bay St. Louis, City of Waveland, County of Hancock, MS. and Hancock County E-911 Commission **(EXHIBIT J)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

AGENDA/ AGREEMENTS/CONTRACTS/POLICE DEPARTMENT
Re: Amend Agenda to approve Interlocal Agreement for Joint Police Services with City of Bay St. Louis

Alderman Schmitt moved, seconded by Alderman Geoffrey to amend the agenda to approve an Interlocal Agreement for Joint Police Services with the City of Bay St. Louis as reviewed and approved by City Attorney, Gary Yarborough.

A vote was called for with the following results:

Voting Yea: Geoffrey, Schmitt and Piazza

Voting Nay: Stahler

Absent: None

Re: Approve Interlocal Agreement for Joint Police Services with Bay St. Louis

Alderman Geoffrey moved, seconded by Alderman Schmitt to approve an Interlocal Agreement for Joint Police Services with Bay St. Louis as reviewed and approved by City Attorney Yarborough and subject to the approval by Police Chief James Varnell. Chief Varnell shall submit in writing to the City Clerk his approval of said Interlocal Agreement.

(EXHIBIT K) City Attorney to provide final draft agreement for Exhibit.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

CITY HALL/RSVP/PERSONNEL

Re: Updated Organizational Chart to include RSVP

Spread on the minutes the updated Organizational Chart which includes the addition of RSVP. Requested by Ms. Mary Turcotte, RSVP Director, for federal funding purposes.

(EXHIBIT L)

PUBLIC COMMENTS:

There were no Public Comments

EXECUTIVE SESSION

Re: Litigation regarding Bryant vs. City of Waveland, Personnel issues related to the Court Department and (Invoices submitted by Various Contractors) Agenda Item #16(h) Reynolds Request in the amount of \$579,296.10, i.e. Reynolds Litigation (Design Precast)

Alderman Geoffrey moved, seconded by Alderman Stahler to consider going into Executive Session to discuss litigation regarding Bryant vs. the City of Waveland, Personnel Issues related to the Court Department and (Invoices submitted by Various Contractors) Agenda Item #16(h) Reynolds Request in the amount of \$579,296.10, i.e. Reynolds Litigation (Design Precast).

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Alderman Geoffrey moved, seconded by Alderman Piazza to approve going into Executive session to discuss Litigation regarding Bryant vs. the City of Waveland, Personnel Issues related to the Court Department and (Invoices submitted by Various Contractors) Agenda Item #16(h) Reynolds Request in the amount of \$579,296.10, i.e. Reynolds Litigation (Design Precast).

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

With no positive or negative action taken, Alderman Geoffrey moved seconded by Alderman Schmitt to come out of Executive session.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**INVOICES/PAY REQUESTS/DRAINAGE INFRASTRUCTURE-FEMA
(BCA)/CENTRAL FIRE STATION/2009 CDBG SEWER SYSTEM
EXTENSION/CITYWIDE DRAINAGE IMPROVEMENTS PROJECT/COLEMAN
AVENUE STREET IMPROVEMENTS PROJECT/WAVELAND POLICE
STATION/WATER SYSTEM EXTENSION-ANNEXED AREA
Re: Approval of Payments submitted by various contractors**

Alderman Stahler moved, seconded by Alderman Schmitt to approve the following invoices/pay requests submitted by various contractors and recommended for payment by Recovery Manager Brent Anderson, as listed (Items a-g)

- a. Invoice No. 0067790 from Pickering Engineering in the amount of \$89,012.00 – Drainage Infrastructure FEMA Benefit Cost Analysis (BCA) **(Paid on current docket)**
- b. Pay Request 1006-06 from GM&R Construction Company, Inc. in the amount of \$133,531.00 – Central Fire Station.
- c. Pay Request No. 8 from S.H. Anthony, Inc. in the amount of \$382,764.11 - 2009 CDBG Sewer System Extension.
- d. Pay Request No. 5 from AMCO Construction Co., LLC in the amount of \$69,477.92 – Citywide Drainage Improvements Project.
- e. Pay Request No. 9 from Lane Construction Co. in the amount of \$77,308.78 – Coleman Avenue Street Improvements.
- f. Pay Request No. 5 from C. Perry Builders in the amount of \$124,589.65 – Waveland Police Station.
- g. Pay Request No. 5 from Reynolds Inc. in the amount of \$387,959.52 – Water System Extension - Annexed Area.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**PAY REQUESTS/SEWER SYSTEM RECONSTRUCTION NORTH OF THE
RAILROAD TRACKS
Re: Approval of Pay request No. 13 from Reynolds, Inc**

Alderman Geoffrey moved, seconded by Alderman Stahler to approve Pay Request No. 13 from Reynolds Inc in the amount of \$579,296.10 (Sewer System Reconstruction North of Railroad Tracks) withholding \$47,469.25 for a net payment in the amount of \$531,826.85, this amount pursuant to a lien from Design Precast received by the City of Waveland. **(EXHIBIT M)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**ADJOURN
Re: Adjourn meeting at 8:18 p.m.**

Alderman Piazza moved, seconded by Alderman Stahler to adjourn the meeting at 8:18 p.m.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

The foregoing minutes were presented to Mayor Longo on November 5, 2010.

Lisa Planchard
City Clerk

The Minutes of October 20, 2010 have been read and approved by me on this day the 5th day of November, 2010.

John Thomas Longo,
Mayor

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