

The Board of Mayor and Aldermen of the City of Waveland, Mississippi, met in regular session at the Waveland City Hall, 301 Coleman Avenue, Waveland, MS. on November 21, 2012 at 6:30 p.m., to take action on the following matters of city business

PUBLIC COMMENTS

Re: There were no public Comments

ROLL CALL

Alderman Geoffrey (serving as Mayor Pro-Tem) noted for the record the presence of Aldermen Lafontaine and Kidd along with City Attorney Gary Yarborough and Deputy City Clerk Tammy Fayard.

Absent from the meeting were Mayor David A. Garcia, Alderman Lili Stahler and City Clerk Lisa Planchard.

MAYOR'S REPORT

Re: Alderman Geoffrey serving as Mayor Pro-Tem commented on the following:

- a. The Festival of Lights will be held on Sunday December 2, 2012 at 5 p.m.

ALDERMEN'S COMMENTS:

Alderman Lafontaine:

- a. Wished everyone a Happy and safe Thanksgiving.

Alderman Kidd:

- a. Continued with the well wishes for a Happy Thanksgiving.

MINUTES

Re: Meeting of November 6, 2012

Alderman Lafontaine moved, seconded by Alderman Kidd to approve the Minutes of the Meeting of November 6, 2012, as submitted by the City Clerk.

(EXHIBIT A)

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

RSVP

Re: Claims

Alderman Kidd moved, seconded by Alderman Lafontaine to approve the R.S.V.P. Claims. **(EXHIBIT B)**

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

DOCKET OF CLAIMS

Re: Claims Nos.

Alderman Lafontaine moved, seconded by Alderman Kidd to approve the Docket of Claims dated November 21, 2012 as submitted by the City Clerk. **(EXHIBIT C)**

001 Fund – 115 - 575
100 Fund – None
101 Fund – None
102 Fund – None
103 Fund – None
124 Fund – 44 - 45
125 Fund – 4
127 Fund – 7 - 9
200 Fund - 2
400 Fund – 61 - 85

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

AMENDMENT/AGREEMENTS/CONTRACTS/POLICE DEPARTMENT/TLO SYSTEMS

Re: Agreement with TLO for Identity Authentication, etc. at a monthly rate of \$110.00

Alderman Kidd moved, seconded by Alderman Lafontaine to approve an amendment/agreement between TLO Systems and the City of Waveland Police Department for a monthly fee of \$110.00 to assist with fraud detection, identity authentication and assist in identifying the relationships between suspects and corporations, etc. as requested by Chief of Police, Kenny Hurt. (Note: To be paid by NTF fund) **(EXHIBIT D)**

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

CHANGE ORDER/ CITY HALL & CITY HALL ANNEX/FIRE STATION-COLMAN AVENUE

Re: Approve Change Order No. 14 submitted by D.N.P. for Exterior Shutters

Alderman Kidd moved, seconded by Alderman Lafontaine to approve Change Order No. 14 submitted by D.N.P., Inc. upon the same terms and conditions of the original contract and contingent upon MDA approval and upon DNP providing sufficient performance bond as required by law. Change order is in the amount of \$132,322.89 for the addition of Exterior Storm Shutters for City Hall, City Hall Annex and Fire Station, as recommended by Digital Engineering and BDA, LLC. **(EXHIBIT E)**

During discussion Mr. Yarborough discussed the process of Change Orders. Alderman Lafontaine asked Mrs. Fayard if anyone had seen pictures of what the shutters will look like. Mrs. Fayard said she had not. Mrs. Cerami noted the shutters that are installed at her home are of the same type that are described to be installed at City Hall and are very user friendly.

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

**CONTRACTS/CONTRACT MODIFICATIONS/CITY HALL & CITY HALL
ANNEX/FIRE STATION/CONTRACT AMENDMENTS**

**Re: Approve Contract Modification for Exterior Storm Shutters – City
Hall/Annex/Fire Station**

Alderman Lafontaine moved, seconded by Alderman Kidd to approve Contract Modification Request as presented by BDA, LLC. for the Waveland Municipal Complex (City Hall, City Hall Annex and Fire Station) in the amount of \$8,780.94 for the addition of Exterior Storm Shutters, upon the same terms and conditions of the original contract and contingent upon MDA approval and upon DNP providing sufficient performance bond as required by law; contract modification is recommended by Digital Engineering. **(EXHIBIT F)**

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

BUDGET MODIFICATION/CENTRAL FIRE STATION

Re: Approve Budget Modification No. 5, Central Fire Station

Alderman Lafontaine moved, seconded by Alderman Kidd to approve Budget Modification No. 5, #R-118-379-01-HCCR, Central Fire Station to extend the grant ending date, as requested by Michele Moore, Gouras Urban Planning. **(EXHIBIT G)**

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

INVOICE/DRAINAGE INFRASTRUCTURE IMPROVEMENTS PROJECT

Re: Approve Invoice No. 0071996 from Pickering Firm, Inc.

Alderman Lafontaine moved, seconded by Alderman Kidd to approve Invoice No. 0071996 from Pickering Firm Inc., in the amount of \$42,629.20 – Drainage Infrastructure Improvements Project. **(EXHIBIT H)**

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

INVOICE/DRAINAGE INFRASTRUCUTRE IMPROVEMENTS PROJECT

**Re: Rescind Motion of June 5, 2012 regarding Pickering Invoice No. 0070821 in the
amount of \$6,622.00 and approve same Invoice in the total amount of \$20,206.50**

Alderman Kidd moved, seconded by Alderman Lafontaine to rescind motion from June 5, 2012 approving Pickering Engineering Invoice No. 0070821 in the amount of \$6,622.00 (partial invoice approval; not paid as yet) and move to approve Invoice No. 0070821(in total) in the amount of \$20,206.50 – Drainage Infrastructure Design, Bidding and Construction. **(EXHIBIT I)**

During discussion Alderman Lafontaine asked about the reason for rescinding the vote. Mr. Yarborough said it was because of the way the invoices are presented and evidently the wrong number was picked up. Mrs. Fayard said the portion that was originally approved was not paid; therefore the entire sum will be paid upon approval.

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

**REVENUE AND EXPENDITURES REPORT FOR THE MONTH OF OCTOBER
2012/TOURISM BOARD/ APPOINTMENTS/MAYOR'S APPOINTMENTS/
POLICE DEPARTMENT/COURT DEPARTMENT**

Re: Report of Revenues and Expenditures for the Month of October, 2012

Re: RFC #R-379-02-KCR, City Hall and City Hall Annex

Re: Mayor Garcia's Re-Appointment of Ron Hyman to Tourism

Re: Name Officers Chris Allen, Chance Seals, Wesley Lossett and Shane Jordan as Deputy Court Clerks

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

- a. Revenue and Expenditure Report for the Month of October 2012, at this the second meeting of November, 2012 as presented by Comptroller Janet Dudding. **(EXHIBIT J)**
- b. Request for Cash Reimbursement #R-109-379-02-KCR in the amount of \$19,960.88 – City Hall and City Hall Annex. **(EXHIBIT K)**
- c. Renew Mayor Garcia's appointment to the Tourism Board, Mr. Ron (Nick) Hyman Sr.
- d. Appoint the following as Deputy Court Clerks:
 1. Chris Allen
 2. Chance Seals
 3. Wesley Lossett
 4. Shane Jordan

**PERSONNEL/PUBLIC WORKS/STREETS DEPARTMENT/FIRE
DEPARTMENT**

Re: Norman Loustalot and Mike Legros – Fire Fighters

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

- a. David Gill at \$9.00 per hour for the Streets Department (replace L. Hawkins), as recommended by Public Works Director, Brent Anderson.
- b. Mr. Norman Loustalot as a part-time Firefighter at a rate of \$9.00 per hour, as recommended by Chief Mike Smith.
- c. Mr. Mike Legros as a part-time Firefighter at a rate of \$9.00 per hour, as recommended by Chief Mike Smith.

Prior to vote being taken, Alderman Lafontaine asked for an Executive Session to discuss a personnel issue in the Street's Department.

EXECUTIVE SESSION

Re: Personnel Issues in the Streets Department

Alderman Lafontaine moved, seconded by Alderman Kidd to consider going into Executive Session to discuss Personnel Issues in the Streets Department.

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

Alderman Lafontaine moved, seconded by Alderman Kidd to go into Executive Session to discuss Personnel Issues in the Streets Department.

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

With no positive or negative action taken, Alderman Kidd moved seconded by Alderman Lafontaine to come out of Executive Session.

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

**PERSONNEL DEPARTMENT/PUBLIC WORKS/STREETS DEPARTMENT
Re: Modify Agenda to Separate and take action on Agenda Item 17a regarding
Hire of Mr. David Gill**

Alderman Lafontaine moved, seconded by Alderman Kidd to modify the agenda to separate and take action on Item 17a, being new hire David Gill at \$9.00 per hour for the Streets Department (replace L. Hawkins), as recommended by Public Works Director, Brent Anderson.

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

Re: Hiring Mr. David Gill, Streets Department

Alderman Kidd moved, seconded by Alderman Lafontaine to **TABLE** hiring David Gill at \$9.00 per hour for the Streets Department (replace L. Hawkins) pending passage of drug test, as recommended by Public Works Director, Brent Anderson.

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

PERSONNEL/FIRE DEPARTMENT

Re: New Hires, Norman Loustalot and Mike Legros as Firefighters

Alderman Kidd moved, seconded by Alderman Lafontaine to approve the following new hires pending passage of drug test, as listed (Items and b)

- a. Mr. Norman Loustalot as a part-time Firefighter at a rate of \$9.00 per hour, as recommended by Chief Mike Smith.
- b. Mr. Mike Legros as a part-time Firefighter at a rate of \$9.00 per hour, as recommended by Chief Mike Smith.

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

AMEND AGENDA/RESOLUTIONS/GENERAL OBLIGATION BONDS, SERIES 2013

Re: Amend Agenda to take action on Resolution of No Protest and Bond Resolution Authorizing Issuance of the \$1,500,000 proposed General Obligation Bond

Alderman Lafontaine moved, seconded by Alderman Kidd to amend the agenda to take action on 18 (a) the Resolution of No Protest and 19 (a) being the Bond Resolution Authorizing Issuance of the \$1,500,000 proposed General Obligation Bond.

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

Re: Resolution of No Protest regarding the \$1,500,000 General Obligation Bonds

Alderman Kidd moved, seconded by Alderman Lafontaine to approve the following Resolution of No Protest: **(EXHIBIT L)**

RESOLUTION FINDING AND DETERMINING THAT THE RESOLUTION DECLARING THE INTENTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF WAVELAND, MISSISSIPPI, TO ISSUE GENERAL OBLIGATION BONDS, SERIES 2013 (THE "BONDS") OF THE CITY OF WAVELAND, MISSISSIPPI, IN THE MAXIMUM PRINCIPAL AMOUNT OF NOT TO EXCEED ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000) ADOPTED ON THE 17TH DAY OF OCTOBER, 2012, WAS DULY PUBLISHED AS REQUIRED BY LAW; THAT NO SUFFICIENT PROTEST AGAINST THE ISSUANCE OF THE BONDS DESCRIBED IN SAID RESOLUTION HAS BEEN FILED BY THE QUALIFIED ELECTORS; AND AUTHORIZING THE ISSUANCE OF SAID BONDS.

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

Re: Bond Resolution Authorizing Issuance of the \$1,500,000 proposed General Obligation Bond

Alderman Lafontaine moved, seconded by Alderman Kidd to approve the following Bond Resolution including Advertisement of Notice of Bond Sale: **(EXHIBIT M)**

RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE OF GENERAL OBLIGATION BONDS, SERIES 2013 (THE "BONDS"), OF THE CITY OF WAVELAND, MISSISSIPPI, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000) TO RAISE MONEY FOR THE PURPOSE OF PROVIDING FUNDS FOR (I) CONSTRUCTING, IMPROVING OR PAVING STREETS, SIDEWALKS, DRIVEWAYS, PARKWAYS, WALKWAYS OR PUBLIC PARKING FACILITIES, AND PURCHASING LAND THEREFOR; (II) REPAIRING, IMPROVING, ADORNING AND EQUIPPING MUNICIPAL BUILDINGS; (III) REPAIRING AND IMPROVING WHARVES, DOCKS, HARBORS AND APPURTENANT FACILITIES; (IV) RESTRUCTURING DEBT OF THE CITY WITH THE MISSISSIPPI HOME CORPORATION FOR THE PURPOSE OF ACQUIRING LAND FOR RECREATIONAL PURPOSE; AND (V) PAYING THE COSTS OF ISSUANCE OF THE BONDS.

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

AMEND AGENDA/GRINDER PUMPS

Re: Amend Agenda to discuss Grinder Pump issues

Alderman Lafontaine moved, seconded by Alderman Kidd to amend the agenda to discuss Grinder pump issues.

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

During discussion, Alderman Lafontaine said he had spoken with Mayor Garcia regarding a small group of citizens who are still on Grinder pumps. He said his concern is for those on fixed incomes that are not financially able to pay for repairs and maintenance, and in many events the citizens are forced to make other choices rather than fixing the grinder pump. Alderman Lafontaine asked what could be done legally to assist those with this need, as the County pays for the repairs under their jurisdiction. Mr. Yarborough said he would speak with County Attorney Ronnie Artigues regarding this matter.

ADJOURN

Re: Adjourn meeting at 7:02 p.m.

Alderman Kidd moved, seconded by Alderman Lafontaine to adjourn the meeting at 7:02 pm.

A vote was called for with the following results:

Yea: Lafontaine, and Kidd

Nay: None

Absent: Stahler

The foregoing minutes were presented to Mayor Garcia on December 7, 2012.

Lisa Planchard
City Clerk

The Minutes of November 21, 2012 have been read and approved by me on this day the 7th day of December, 2012.

David A. Garcia
Mayor

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