

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 on December 1, 2009 at 6:30 p.m., to take action on matters of city business.

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

Also present was Attorney Zach Butterworth, Attorney Gary Yarborough and Acting City Clerk Maureen Bordelon.

Court Reporter Transcribed Minutes Exhibit A

MAYOR'S REPORT

Re: Mayor Longo reminded everyone of the upcoming Festival of Lights

Re: Mayor asked everyone to remember in his or her prayers, Lifelong Waveland Resident, Mrs. Shirley Corr, who passed away a few days ago

See Exhibit A

ALDERMEN'S COMMENTS

Re: Alderman Stahler asked that the agenda be amended to reflect the donation of a surplus Police Car to Bassville, Mississippi.

Re: Alderman Schmitt inquired about the Auditor's office providing the City ideas on the tidying up of all City Policies and Procedures

***There were no comments by Aldermen Geoffrey and Piazza**

R.S.V.P.

Re: Claims

Alderman Stahler moved, seconded by Alderman Geoffrey to approve the R.S.V.P. Claims.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

(EXHIBIT B)

MINUTES

Re: the Minutes of November 18, 2009

Alderman Geoffrey moved, seconded by Alderman Stahler to approve the minutes of the meeting of November 18, 2009 and to include the transcript from the Court Reporter as submitted by the Acting City Clerk.

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 63880-63972

Alderman Stahler moved, seconded by Alderman Geoffrey to approve the Docket of Claims, as submitted by the Acting City Clerk and being numbered **63880-63972**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None
(EXHIBIT C)

KEEP WAVELAND BEAUTIFUL BOARD

Re: Discussion of Ordinance verbage needed for Ordinance

Motion to consider adopting an ordinance creating the Keep Waveland Beautiful Board.
*Motion was initially proposed by Alderman Stahler and Seconded by Alderman Schmitt, later withdrawn to allow for more time to work on this issue. No vote was needed or taken.

CITY HALL/ADVERTISEMENTS

Re: Advertise for the position of City Clerk

Alderman Piazza moved, seconded by Alderman Schmitt to re-advertise for the position of City Clerk for the City of Waveland. Applications are due within seven (7) days after the completion of published advertisement. Advertisement will be deemed complete the day after three (3) publications for the position occurring within fifteen days. All persons who previously submitted applications need not reapply, but may supplement their previous applications.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

AGREEMENTS/B.B.I. INC.

Re: Software Maintenance Agreement for 2010

Alderman Stahler moved, seconded by Alderman Geoffrey to approve the Software Maintenance Agreement with BBI, Inc. for 2010 in the amount of \$9,720.00.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None
(EXHIBIT D)

AGREEMENT/B.B.I., INC.

Re: Hardware Maintenance Agreement for 2010

Alderman Schmitt moved, seconded by Alderman Geoffrey to approve the Hardware Maintenance Agreement with BBI, Inc. for 2010 in the amount of \$21,425.00.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None
(EXHIBIT E)

CIVIC CENTER

Re: Change Order No. 1 in the amount of \$4,718.45

Alderman Schmitt moved, seconded by Alderman Stahler to approve Change Order No. 1 for Latham Construction in the amount of \$4,718.45 to cover additional gutter and drainage work and the building plaque. Mayor Longo voted yea as a result of the tie vote.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, and Longo

Voting Nay: Schmitt, Piazza

Absent: None
(EXHIBIT F)

MUNICIPAL COMPLEX/CONTRACTS

Re: Name D.N.P. Inc. as lowest and best responsive bidder for the Municipal Complex

Alderman Schmitt moved, seconded by Alderman Geoffrey to reject Bull Dog Constructor Inc, a Mississippi Corporation and award the bid to D.N.P. Inc. at \$3,800,000.00 as the best responsive bidder for the Municipal complex construction and authorize the Mayor to sign contracts and notice to proceed to the bidder pending City Attorney and MDA approval and also make these attachments part of the record.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None
(EXHIBIT G)

ANIMAL SHELTER

Re: Code Enforcement Officer/Recovery Manager Brent Anderson presented the Board with information regarding construction of the new Waveland Animal Shelter.(Discussion only)

PUBLIC WORKS/WATER TOWER – DAVIS STREET/ADVERTISE

Re: Code Enforcement Officer/Recovery Manager Brent Anderson presented the Board with an update regarding the possible demolition and funding related to the Davis Street Water Tower.

Re: Advertise for demolition of Davis Street Water Tower

Alderman Schmitt moved, seconded by Alderman Stahler to approve going out for advertisement for demolition of Davis Street Water Tower.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

**IMPROVED PRJETS /FIRE DEPARTMENT/POLICE
DEPARTMENT/LEASED VEHICLES/PARKS AND RECREATIONS/
Re: Name Fire Department Vehicles, Insured Police Vehicles, Leased Vehicles,
Police Vehicles and the Bourgeois Playground as an Improved Project**

Alderman Schmitt moved, seconded by alderman Stahler to approve requesting the following Project Worksheets be improved projects:

- a. 4915 Fire Department Vehicles
 - b. 5637 Insured Police Vehicles
 - c. 5806 Leased Vehicles
 - d. 6422 Police Vehicles
 - e. 1107 Bourgeois Playground
- This will allow for these projects to go to closeout.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

PUBLIC WORKS

Re: Refund Mr. Gerald Rigby \$51.40 for an over payment on a closed account

Alderman Geoffrey moved, seconded by Alderman Piazza to approve a refund in the amount of \$51.40 to Mr. Gerald Rigby. He made an over payment on his closed account.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

MINUTES/AGENDA

Re: Amend Agenda to include

**POLICE DEPARTMENT/VEHICLE TRANSFER, VIN# 2FAFP71W45X154954
Re: Donation of 2005 Crown Victoria to the City of Bassfield, Mississippi**

Alderman Stahler moved, seconded by Alderman Geoffrey to amend the agenda to make a motion to transfer (pursuant to Mississippi code 30-7-13(m), Subsection VI which allows intergovernmental sales and transfer) one 2005 Crown Victoria, to the City of Bassfield, MS for the sum of \$10.00 and is in the best interest of the taxpayers of this state.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

CENTRAL FIRE STATION/FIRE DEPARTMENT/LAND PURCHASES
Re: Purchase of land at 427 Highway 90 and authorize Mayor to sign needed purchase documents

Alderman Stahler moved, seconded by Alderman Geoffrey to amend the agenda to make motion to sign any and all documents pursuant to the purchase of the property at 427 Highway 90 in the amount of \$652,480.00 for construction the new Central Fire Station.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

EXECUTIVE SESSION
Re: Personnel Issues and Pending Litigation

Alderman Schmitt moved, seconded by Alderman Geoffrey to consider going into Executive Session to regarding all pending and threatened litigation..

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Alderman Stahler moved, seconded by Alderman Schmitt to approve going into Executive session regarding all pending and threatened litigation.

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 Stahler moved, seconded by Alderman Geoffrey 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

DRAINAGE IMPROVEMENTS PROJECT
Re: Change Order No. 2 in the amount of \$242,735.18 of which \$132,407.50 will be funded by the City of Waveland

Table Motion regarding Change Order No. 2 in the amount of \$242,735.18 of which \$132,407.50 will be funded with City funds for drainage improvements needed in conjunction with the roadway construction. This work includes removal of concrete curb and gutter, additional crushed stone base material, in-grade road preparation, installation

of 18" RCP, additional borrow material for shoulder and the installation of 24" curb and gutter with 6" base material (includes fabric).

ADVERTISEMENTS

Re: Advertise for bond for loan to cover costs of additional paving and drainage

Table advertising for a bond or loan for the City to cover costs of additional paving and drainage throughout the City of Waveland, approximate cost of \$600,000.00

CENTRAL FIRE STATION/FIRE DEPARTMENT/BIDS

Re: Award Bean Excavating demolition of the Central Fire Station property

Alderman Stahler moved, seconded by Alderman Geoffrey to award Bean Excavating demolition of the Central Fire Station property in the amount of \$48,287.00, pending property acquisition and City Attorney Approval. This will be funded by MDA. Motion shall also reject the proposal by TCB in view of pending litigation with the City at this time. And so we are recommending the next lowest proposal, which is the motion that is before you at this time.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

MINUTES/AGENDA

Re: Motion to amend the agenda

Alderman Geoffrey moved, seconded by Alderman Schmitt to amend the agenda for the next three-minute topics below to place vote on the four-part motion (related to Collins Taxi). Initially to consider Earl Robinette for a permit. Secondly Melanie Dane for that same purpose. Thirdly, Ms. Fay Robinette for that purpose and fourth, Mr. Danny McLaurin for that purpose.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

TAXI CAB

Re: Earl Robinette (Collin's Taxi)

Vote to deny

Mr. Earl Robinette, a permit to drive a taxi for hire within the City of Waveland for failure to submit the proper documentation and application. Note: Collins Taxi is not incorporated. Note: Collins Taxi is not incorporated in the State of Mississippi so no permit can be granted to Collins Taxi.

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Re: Fay Robinette

Vote to approve that Mrs. Fay Robinette be granted a permit to drive a taxi for hire with in the City of Waveland, provided application is resubmitted..

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Re: Melanie Dane (Collins Taxi)

Vote to deny Ms. Melanie Dane's request for application /permit to drive a taxi in the City of Waveland.

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Re: Danny McLaurin (Collin's Taxi)

Vote to deny Mr. McLaurin 's request for permit to drive a taxi in the City of Waveland.

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

MINUTES/AGENDA

Re: Amend the agenda to consider Doyle Bosarge for a Taxi Driving permit

Alderman Stahler moved, seconded by Alderman Schmitt to amend the agenda to consider approving Doyle Bosarge for a Taxi Driving permit.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Re: Doyle Bosarge (Southern Coast Taxi)

Vote to approve that Mr. Bosarge be granted a permit to drive a taxi cab within the City of Waveland.

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

LITIGATION/MAGNOLIA VS. CITY OF WAVELAND/AGENDA/MINUTES

Re: Amend the Agenda to include loan documents related to the Magnolia Lawsuit

Alderman Stahler moved, seconded by Alderman Schmitt to amend the agenda to include granting Mayor Longo authority to sign any and all documents necessary to effectuate a

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loan from the Mississippi Home Corporation in order to satisfy the judgment rendered in the matter Magnolia versus City of Waveland.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

CITY HALL/PERSONNEL

Re: Resignation of Maureen Bordelon

Spread on the minutes, the resignation of Maureen Bordelon as Acting City Clerk effective December 13, 2009.

ADJOURN

Re: Adjourn meeting at 8:35 p.m.

Alderman Schmitt moved, seconded by Alderman Piazza to adjourn the meeting at 8:35 p.m.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent:

The foregoing minutes were presented to Mayor Longo on December 18th, 2009.

Lisa B. Planchard
City Clerk

The Minutes of December 1, 2009 have been read and approved by me on this day the 18th day of December 2009.

John Thomas Longo,
Mayor