

The Board of Mayor and Aldermen of the City of Waveland, Mississippi, met in regular session at the Waveland Civic Center located at 335 Coleman Avenue, Waveland on December 16, 2009 at 6:30 p.m., to take action on matters of city business.

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

Also present was City Attorney Zach Butterworth, Gary Yarbrough, City Clerk Lisa Planchard and Mrs. Norma Jean Soroe, court reporter.

**Court Reporter Transcribed Minutes Exhibit A**

**MAYOR'S REPORT**

**Re: Mayor asked to amend the agenda regarding the Central Fire Station**

See Exhibit A

**AGENDA/MINUTES**

**Re: Amend the agenda to include Approval of the Contract related to the Central Fire Station – Phase 1**

Alderman Schmitt moved, seconded by Alderman Geoffrey to amend the agenda to include approval of the contract related to the Central Fire Station – Phase 1.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

**CENTRAL FIRE STATION/CONTRACTS**

**Re: Approve the CDBG Grant Contract with Bean Excavating, including Administrative Signatures**

Alderman Schmitt moved, seconded by Alderman Piazza to approve the CDBG grant Contract, with Mayor and City Clerk's Signatures, between the City of Waveland and Bean Excavating and Dirt, LLC in the amount of \$48,287.00 for 'demolition and asbestos abatement'-Phase 1 Central Fire Station Project.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

**(EXHIBIT B)**

**AGENDA/MINUTES**

**Re: Amend Agenda to approve one year extension request from MEMA regarding Hazard Mitigation Grants**

Alderman Stahler moved, seconded by Alderman Geoffrey to amend the agenda to approve a 1-year extension request from MEMA regarding all Hazard Mitigation Grants.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

**MEMA/HAZARD MITIGATION**

**Re: One-year extension request with MEMA regarding Hazard Mitigation Grants and Administrative Signatures thereon**

Alderman Piazza moved, seconded by Alderman Schmitt to approve one-year extension request (and Mayor's signature thereon) with MEMA for All Hazard Mitigation Grants.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None  
**(EXHIBIT C)**

**ALDERMEN'S COMMENTS**

**Re: Alderman Geoffrey asked about Drainage Grant in Ward 2**

**Re: Alderman Schmitt inquired about the Carousel and where the horses are spread around in the County for showcase**

**(There were no comments put forth from Alderman Stahler and Alderman Schmitt)**

**GARFIELD LADNER MUNICIPAL PIER**

**Re: Mr. Ben Benvenuti with Camp, Dresser and McKee updated the Board on the status of the Garfield Ladner Municipal Pier as it relates to completion, notifying the Board that there have been no OSHA Safety violations, no change orders to date, and the pier is currently 54 days past due.**

**PARADE**

**Re: Krewe of Nereid's Parade to present their Annual Parade on February 7, 2009**

Alderman Geoffrey moved, seconded by Alderman Piazza to approve the Krewe of Nereid's and the Krewe of Hancock to present their annual parade on February 7, 2010. Said Carnival Krewe shall forward a verification certificate of the parade insurance policy to the City, prior to the parade.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

**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, Piazza and Schmitt

Voting Nay: None

Absent: None  
**(EXHIBIT D)**

**MINUTES/AGENDA**

**Re: Amend the agenda to approve minutes of the December 9, 2009 meeting**

Alderman Schmitt moved, seconded by Alderman Geoffrey to amend the agenda to approve the minutes of December 9, 2009.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

**MINUTES**

**Re: Minutes of December 1, 2009 and December 4, 2009**

Alderman Stahler moved, seconded by Alderman Geoffrey to approve the minutes of the regular meeting of December 1, 2009 and the Special meeting of December 4, 2009 and to include the transcripts from the Court Reporter as submitted by the City Clerk.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Abstain: Piazza – December 4, 2009

Voting Nay: None

Absent: None

**DOCKET OF CLAIMS**

**Re: 63973-64140**

Alderman Schmitt moved, seconded by Alderman Geoffrey to approve the Docket of Claims as submitted by the City Clerk and being number as 63973-64140.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

**(EXHIBIT E)**

**PLANNING AND ZONING**

**Re: 10255 Walnut Street, Michael Aertker**

**Let the minutes reflect that Chairman Roger Estopinal read a letter (letter attached) from Michael Aertker requesting to withdraw his request** for conceptual approval of a preliminary plat and rezoning of his property from R-1 to S-1. This property is located at 10255 Walnut Street. Legal description: Tract 1, Bayou LaCroix Estates Subdivision, City of Waveland, Hancock County, Mississippi. **(EXHIBIT F)**

**ENGINEERS'S REPORT**

**Re: City Engineer Bruce Newton and Engineer Forrest Forbes came before the Board to present updates on current and future projects. (EXHIBIT G)**

**DOWNTOWN SIDEWALK IMPROVEMENTS PROJECT-PHASE 2**

**Re: Table acceptance of the certified bid tabulation**

Alderman Schmitt moved, seconded by Alderman Geoffrey to table acceptance of the certified bid tabulation for the “Downtown Sidewalk Improvements Project – Phase 2” as presented by the Engineer

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None  
**(EXHIBIT H)**

**DOWNTOWN SIDEWALK IMPROVEMENTS PROJECT – PHASE 2**

**Re: Amendment No. 2 approval**

Alderman Geoffrey moved, seconded by Alderman Schmitt to approve Amendment No. 2 to the “Downtown Sidewalk Improvements Project” professional services contract with Digital Engineering & Imaging, Inc. for construction materials testing in the not to exceed amount of \$15,000, pending approval from MDA.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None  
**(EXHIBIT I)**

**CDBG/SEWER SYSTEM 2009 EXTENSION PROJECT**

**Re: Table acceptance of the certified bid tabulation**

Alderman Schmitt moved, seconded by Alderman Geoffrey to table acceptance the certified bid tabulation for the “2009 CDBG Sewer System Extension Project” as presented by the Engineer.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

**REVENUES AND EXPENSES**

**Re: The month of October 2009**

Spread on the minutes that the Board of Mayor and Aldermen have received the report of Revenue and Expenditures for the month of October 2009, as presented by Comptroller Tom Worrel.

**MUNICIPAL COMPLEX/DOCKET OF CLAIMS/CDBG FUNDS**

**Re: Payment of Invoice No. #R109-379-02-KCR**

Spread on the minutes the following as indicated for this current meeting related to CDBG Project #R109-379-02-KCR (City Hall and City Hall Annex), as reflected on the current docket.

- a. Invoice Number 8274 from Jimmy Gouras and Associates in the amount of \$4653.66
- b. Request for Cash Summary Sheet No. 8 in the amount of \$23,573.02 (Approval-not docket related)

**DOCKET OF CLAIMS/CROSS DRAIN PROGRAM/CIVIC CENTER/LIBRARY/FIRE STATION/COLEMAN AVENUE/MARINA**

**Re: Payment to Digital Engineering for work performed**

Alderman Geoffrey moved, seconded by Alderman Stahler to approve the following pay requests and reflected on the Current Docket of Claims:

- a. Work performed on the Cross Drain Program in the amount of \$400.00. (Duke Levy and Associates) – P.W. 10062 (As recommended by Digital Engineering)
- b. Work performed on the Waveland Easement Coordination in the amount of \$2,715.00. (Duke Levy and Associates). (As recommended by Digital Engineering)
- c. Invoice No.8234 in the amount of \$5,529.17 for Administrative work on the Civic Center, Library, Fire Station and Coleman Avenue. (Jimmy G.Gouras)
- d. Application Preparation fee, Marina, in the amount of \$16,500.00 (Jimmy G.Gouras)

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

**SEWER SYSTEM RECONSTRUCTION NORTH OF THE RAILROAD TRACKS/COLEMAN AVENUE STREET IMPROVEMENTS/CIVIC CENTER/FLEXIBLE PAVEMENT REHABILITATION PROJECT/WAVELAND PUBLIC LIBRARY**

**Re: Invoice payments and Change Order approvals**

Alderman Schmitt moved, seconded by Alderman Stahler to approve the following Contractor Pay requests and Change Orders, as reflect on the current and subsequent dockets:

- a. Pay Request No. 3 from Reynolds Construction, Inc in the amount of \$1,002,847.39 for Sewer System Reconstruction North of the Railroad Tracks.
- b. Pay Request No. 1 from Lane Construction Co. in the amount of \$215,018.33 for Coleman Avenue Street Improvements.
- c. Change Order No. 5 from Latham Company in the amount of \$4,718.45 for the Waveland Civic Center.
- d. Pay Request No. 4 from Construction Services, Inc. in the amount of \$125,833.00 for the Waveland Public Library.
- e. Pay Request No. 6 from Superior Asphalt Inc. in the amount of 352,612.97 for the City of Waveland, Flexible Pavement Rehabilitation Project.
- f. Pay Request No. 7 from Superior Asphalt, Inc. in the amount of \$99,997.29 for the City of Waveland Flexible Pavement Rehabilitation.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

**(EXHIBIT J)**

**CROSS DRAIN REPLACEMENT/WATER SEWER EXTENSIONS FOR ANNEXED AREA/DOWNTOWN SIDEWALK PROJECT/2009 CDBG SEWER SYSTEM/SEWER SYSTEM RECONSTRUCTION NORTH OF THE RAILROAD TRACKS/COLEMAN AVENUE RECONSTRUCTION PROJECT/WAVELAND EASEMENT COORDINATION/STREET REPAIRS PROJECT SOUTH OF RAILROAD TRACKS/PROGRAM MANAGEMENT FEES**

**Re: Invoice Payment Approvals**

Alderman Schmitt moved, seconded by Alderman Geoffrey to approve the following pay requests from Digital Engineering and Imaging, Inc., as reflected on the current or subsequent dockets:

- a. Invoice No. 12A in the amount of \$ 1,500.00 – Cross Drain Replacement
- b. Invoice No. 70-23-23 in the amount of \$26,890.22 – Program Management - Buildings.
- c. Invoice No. 70-34-04 in the amount of \$38,740.00 Water Sewer Extension for Annexed Area.
- d. Invoice No. 702-33-09 in the amount of \$10,230.00 – Downtown Sidewalk Projects
- e. Invoice No. 702-32-07 in the amount of \$15,500.00 – 2009 CDBG Sewer System Extension
- f. Invoice No. 702-17-24 in the amount of \$22,389.02 – Sewer system Reconstruction North of the Railroad Tracks
- g. Invoice No. 702-11-12A in the amount of \$18,397.50 – Reconstruction of Coleman Avenue.
- h. Invoice No. 702-30-09 in the amount of \$840.00 - Waveland Easement Coordination..
- i. Invoice No. 702-03-83 in the amount of \$3,000.00 – Project Management (Non Katrina Related).
- j. Invoice No. 702-22-20 in the amount of \$20,730.60 – Street Repairs South of the Railroad Tracks.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

**PARKS AND RECREATION/PURCHASING**

**Re: Chris Johnson to sign Purchase Requisitions**

Alderman Stahler moved seconded by Alderman Geoffrey to approve Chris Johnson, Parks and Recreation Director to sign Purchase Requisitions related to his Department. City Clerk shall review all prior to issuance of Purchase Order.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

**BOND ISSUANCE/DRAINAGE/PAVING**

**Re: Advertise for Bond or Loan**

Alderman Schmitt moved, seconded by Alderman Geoffrey to approve advertising for a bond or loan for the City to cover costs of additional paving and drainage throughout the City of Waveland, for approximately \$600,000.00. (As tabled from the December 1, 2009 meeting).

A vote was called for with the following results:

Voting Yea: None

Voting Nay: Stahler, Geoffrey, Piazza and Schmitt

Absent: None

#### **MINUTES/AGENDA**

##### **Re: Amend agenda to reflect adding December 31, 2009 as a Municipal Holiday**

Alderman Schmitt moved, seconded by Alderman Stahler to amend the agenda to vote on granting December 31, 2009 as a Municipal Holiday as recommended by proclamation of Governor Haley Barbour.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

#### **HOLIDAY SCHEDULE**

##### **Re: Approve December 31, 2009 as a Municipal Holiday**

Alderman Schmitt moved, seconded by Alderman Geoffrey to approve granting, by Proclamation by Governor Haley Barbour, December 31, 2009 as a Municipal Holiday.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

#### **SURPLUS PROPERTY/POLICE DEPARTMENT**

##### **Re: Declare 2009 Ford Crown Victoria total loss**

Spread on the minutes 2009 Ford Crown Victoria Vin No. 2FAHP71V19X143870 is declared a total loss, surplus property, and removed from EMC Insurance and service.

#### **PUBLIC WORKS/STREETS DEPARTMENT/UTILITY**

#### **DEPARTMENT/TRAVEL**

##### **Re: Six Public Works Employees to attend the Traffic Control School sponsored by MDOT**

Alderman Geoffrey moved, seconded by Alderman Stahler to approve a request from Public Works Director, Dwight Haskell to send four employees from the Streets Department and two employees from the Utility Department to a Traffic Control Flagger School sponsored by Mississippi Department of Transportation. Cost to the City will be one day per diem. A City vehicle will provide transportation.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

**BUILDING DEPARTMENT/POLICE DEPARTMENT/TRAVEL**

**Re: Travel to Orlando, Florida for the Hurricane Conference (Agenda Item died for lack of motion)**

Motion to approve travel to Orlando, Florida for the National Hurricane Conference for the following:

- a. Brent Anderson, cost to the City will be a \$300.00 registration fee, lodging will be \$140.00 per night for three nights and per diem of \$56.00 per day.
- b. Police Chief James Varnell and Asst. Police Chief Mike Prendergast, cost to the City will be a registration fee of \$300.00 each, lodging at a cost of \$143.00 each per night for three nights and per diem at a cost of \$61.00 per day per employee, total \$3048.00.

\*A city vehicle will provide transportation for all three.

**Agenda item died for lack of motion**

**PUBLIC COMMENTS**

**Re Brenda McComb and Don Sager**

**EXECUTIVE SESSION**

**Re: Personnel Issues and Potential Litigation**

Alderman Piazza moved, seconded by Alderman Geoffrey to consider going into Executive Session to regarding personnel issues in the Police Department, and Public Works Department and update on Magnolia Condominiums legal issues.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

Alderman Schmitt moved, seconded by Alderman Stahler to approve going into Executive session regarding personnel issues in the Police Department, and Public Works Department and update on Magnolia Condominiums legal issues.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

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

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None



**MINUTES/AGENDA**

**Re: Amend agenda to reflect action related to approval of Taxi Driver**

Alderman Geoffrey moved, seconded by Alderman Schmitt to amend the agenda to approve Mr. Floyd Reese for a taxi driver's permit in accordance with Ordinance 236, at the recommendation of Attorney Gary Yarbrough.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

**TAXI DRIVER'S PERMIT**

**Re: Approve Mr. Floyd Reese for Taxi Driver's permit**

Alderman Schmitt moved, seconded by Alderman Stahler to approve Mr. Floyd Reese for a taxi driver's permit in accordance with Municipal Ordinance 236.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

**POLICE DEPARTMENT/PERSONNEL**

**Re: Change employment status of Officer William Reid from Part-time to Full-time**

Alderman Piazza moved, seconded by Alderman Geoffrey to approve changing the status of Officer William Reid from part-time status to full-time status at a rate of \$13.50 with an increase to \$14.00 upon graduation from the academy. Officer Reid will begin the Police Academy in January 2010.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Piazza and Schmitt

Voting Nay: None

Absent: None

**PUBLIC WORKS/PERSONNEL**

**Re: Public Works Administrator, Dwight Haskell discussed the possibility of hiring for a position in the Utility Billing Office.**

**ADJOURN**

**Re: Adjourn meeting at 8:11 p.m.**

Alderman Schmitt moved, seconded by Alderman Stahler to adjourn the meeting at 8:11 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 January 8, 2010.

\_\_\_\_\_  
Lisa B. Planchard  
City Clerk

The Minutes of December 16, 2009 have been read and approved by me on this day the 8<sup>th</sup> day of January, 2010.

\_\_\_\_\_  
John Thomas Longo,  
Mayor

Page Left  
Blank  
Intentionally