

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 December 18, 2013 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 Geoffrey, Lafontaine, and Kidd along with City Attorney Gary Yarborough and City Clerk Lisa Planchard.

Absent from the Meeting was Alderman Stahler

PUBLIC COMMENTS

No Public Comments

MAYOR'S REPORT (EXHIBIT A)

AMEND AGENDA/POLICE DEPARTMENT/TRAVEL/AUDIT 2012

Re: Amend Agenda

Alderman Geoffrey moved, seconded by Alderman Kidd to amend the agenda for the following two items as listed (Items a&b):

- a. Approve travel for Police Chief David Allen to attend the New Chief's Training in Ridgeland, Mississippi, January 6-10, 2014. Cost to the City would be lodging for 5 nights at a rate of \$77 per night, 5 days per diem and use of a City Vehicle (Chief Allen's Tuition/Registration fee will be paid by the Office of Stands and Training).
- b. Accept and approve the September 30, 2012 Fiscal Year Audit presented by Wright, Ward Hatten and Guel, PLLC.

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

POLICE DEPARTMENT/TRAVEL

Re: Travel for Police Chief David Allen to New Chief's Training

Alderman Geoffrey moved, seconded by Alderman Kidd to approve travel for Police Chief David Allen to attend the New Chief's Training in Ridgeland, Mississippi, January 6-10, 2014. Cost to the City would be lodging for 5 nights at a rate of \$77 per night, 5 days per diem and use of a City Vehicle (Chief Allen's Tuition/Registration fee will be paid by the Office of Stands and Training).

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

2012 FY AUDIT/PUBLIC APPEARANCES/AUDIT

Re: Accept and approve the 12/30/2012 Fiscal Year Audit

Alderman Kidd moved, seconded by Alderman Lafontaine to accept and approve the September 30, 2012 Fiscal Year Audit presented by Wright, Ward Hatten and Guel, PLLC.

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

MAYOR'S REPORT (Continued) (EXHIBIT A)

Re: Mayor Garcia commented on the following:

- Published Article in Sea Coast Echo about Pharmacist Rudy Letellier
- Discussed the smoke testing.
- Ladder Truck delivered by Sunbelt Fire.

ALDERMEN'S COMMENTS:

Re: Alderman Stahler (Read by City Clerk)

- Thanked everyone that made Christmas Carousel such a success.
- Commended Mary Turcotte for a news paper article
- Discussed going for possible Grant opportunities to de-humidify the Civic Center.
- Recommended a Policy Change for use of the Civic Center by Civic Organizations.
- Discussed use of the committed funds as they relate to usage for economic development and beautification.

Re: Alderman Geoffrey

No comments

Re: Alderman Lafontaine commented on the following:

- Discussed signage and preparation of specifications for the same.
- Asked for feedback on the Knuckleboom truck as it relates to payment.

Re: Alderman Kidd commented on the following:

- Discussed the drainage issues at Highway 90 and 603 to have the drainage ditches cleaned out and place culverts in the area.
- Requested minutes of meetings from the Solid Waste Authority and the Hancock County Utility Authority.

ATTORNEY'S COMMENTS

- Remove number 18 from the Agenda
- The 5th Circuit Court entered an order affirming the dismissal of Daigre vs. the City of Waveland.

MINUTES

Re: Minutes of the Meeting of December 3, 2013

Alderman Kidd moved, seconded by Alderman Geoffrey to approve the Minutes of December 3, 2013, as presented by the City Clerk.

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

RSVP

Re: Claims

Alderman Geoffrey moved, seconded by Alderman Kidd to approve the RSVP Claims as submitted. **(EXHIBIT B)**

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

DOCKET OF CLAIMS

Re: Claims

Alderman Kidd moved, seconded by Alderman Geoffrey to approve the Docket of Claims dated December 18, 2013. **(EXHIBIT C)**

001 Fund – 231-282

100 Fund – 4-6

101 Fund – None

102 Fund – 5

103 Fund – 6-7

104 Fund - 3

105 Fund – None

124 Fund – None

125 Fund – 10

126 Fund – None

127 Fund – 5

200 Fund – None

313 Fund – 3

400 Fund – 103-126

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler,

**BEACH IMPROVEMENTS PROJECT/PAVILLIONS AND SPLASH
PAD/SPLASH PAD/TIDELANDS FUNDS**

Re: Mr. Mickey Lagasse with Compton Engineering was present to discuss

Mr. Mickey Lagasse with Compton Engineering was present to discuss with the Board estimated costs of Pavilions and Splash Pad (Tidelands Projects).

**TIDELANDS FUNDS/GRANT AGREEMENTS/AGREEMENTS/DEPARTMENT
OF MARINE RESOURCES**

Re: Grant Agreements for Tidelands Funds

Alderman Kidd moved, seconded by Alderman Kidd to approve the Tidelands Grant Agreement and related DMR reports for Mayor's signature regarding the 2014 Tidelands funding Award in the amount of \$250,000.00. **(EXHIBIT D)**

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

TRAVEL/CITY HALL/ALDERMEN/MAYOR'S OFFICE/MML
Re: Travel for the Board of Mayor and Aldermen to the MML Midwinter conference

Alderman Lafontaine moved, seconded by Alderman Geoffrey to approve travel for the Board of Mayor and Alderman to attend the 2013 Mid-Winter Legislative Conference January 28-30, 2014, in Jackson, Mississippi. Cost to the City will be a registration fee of \$135.00 each, lodging at a rate of \$114.00 per night for 2 nights each, 3 days per diem each and use of a City vehicle.

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

UTILITIES DEPARTMENT/PURCHASING
Re: Utilities Supervisor Richard Thompson and Comptroller Linda Elias to sign Purchas Requisitions

Alderman Lafontaine moved, seconded by Alderman Geoffrey to approve Utilities Supervisor Richard Thompson and Comptroller Linda Elias to sign Purchase Requisitions.

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

HANCOCK COUNTY UTILITY BOARD/CITY HALL
Re: Mayor Garcia to act as voting Representative in the absence of Alderman Stahler

Alderman Kidd moved, seconded by Alderman Lafontaine to authorize Mayor David A. Garcia as voting representative to Hancock County Utility Board in the absence of Representative Alderman Lili Stahler.

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

KNUCKLEBOOM TRUCK/UTILITIES DEPARTMENT/PURCHASING
Re: Purchase of Knuckleboom Truck to be purchased from Empire Truck Sales, LLC.

Alderman Lafontaine moved, seconded by Alderman Geoffrey to approve Empire Truck Sales, LLC as lowest, best and most responsible bid come and to authorize Mayor to execute any and all documents related to the quote of the note through Hancock Bank for financing at the rate of 2.1% purchase of one Knuckle boom Loader and Trash Body Truck from Empire Truck Sales, LLC, in the amount of \$115,169.86 as reviewed by the

City Attorney. Comptroller Linda Elias will provide finance quotes at meeting.
(EXHIBIT E)

***Motion acted on prior to an impromptu Executive Session; Vote taken after return from Session**

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

EXECUTIVE SESSION

Re: Pending Litigation

Alderman Kidd moved, seconded by Alderman Lafontaine to consider Executive Session to prompt a closed discussion regarding pending litigation-

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

Alderman Geoffrey moved, seconded by Alderman Lafontaine to enter Executive Session regarding pending litigation.

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

Alderman Lafontaine moved, seconded by Alderman Kidd to exit Executive Session with no action taken.

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

AGREEMENT/SOFTWARE SUPPORT AGREEMENT/AGREEMENTS/BBI
Re: Software Agreement approved until the City can obtain software services from another Municipality

Alderman Lafontaine moved, seconded by Alderman Lafontaine to approve software support agreement with BBI, Inc. for the period January 1, 2014 through December 31, 2014. City will pay for software support on an as-needed basis. **(EXHIBIT F)**

Mr. Yarborough said he spoke with Mr. Larry Barrett at BBI and the questioned posed was would there be a flat rate

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

~~Motion to approve appointment of Attorney (_____) as Judge Pro-Tem for Waveland Municipal Court.~~

Motion to TABLE purchase of fencing for the Carousel out of the Civic Center Restricted Donations funds.

REVENUE AND EXPENDITURES REPORT

Re: The month of November 2013

Re: Tidelands Lease for Garfield Ladner Memorial Pier

Re: Bids Accepted for Demolition of Pier Structures

Re: Request for Cash Reimbursement – Veterans Memorial Improvements Project

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

- a. The Revenues and Expenditures Report for the month of November 30, 2013, presented at this the second meeting of December, 2013, by Comptroller Linda Elias. **(EXHIBIT G)**
- b. The Amendment to Public Trust Tidelands Lease for the Garfield Ladner Memorial Pier to provide for Sand Beach use as public beach volleyball courts and related structures & facilities, including small pagodas, as executed by Governor Phil Bryant. **(EXHIBIT H)**
- c. Bids to Demo Bathroom Structure and Concession Store Structure on the Garfield Ladner Pier were accepted immediately prior this meeting and have been taken under advisement. **(EXHIBIT I)**
- d. Partial Payment Request for Cash Reimbursement #13 for the Veterans Memorial Improvements Project- Tidelands funding. **(EXHIBIT J)**

INVOICES/GULFSIDE SEWER AND PAVING PROJECT/JEFF DAVIS CONNECTORS SEWER AND PAVING PROJECT/E.JEFF DAVIS SEWER SYSTEM IMPROVEMENTS PROJECT/W.JEFF DAVIS SEWER SYSTEM IMPROVEMENTS PROJECT/FIRE DEPARTMENT TRAINING FACILITY AND DRAFTING PIT/BEACH FACILITY IMPROVEMENTS PROJECT/VETERANS MEMORIAL BEACH VOLLEYBALL FACILITY/CITYWIDE OVERLAY AND PAVEMENT PROJECT

Alderman Kidd moved, seconded by Alderman Geoffrey 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-i): **(EXHIBIT K)**

- a. Invoice No. 702-39-07A from Digital Engineering in the amount of \$2,166.00 – Gulfside Sewer and Paving Project; P.O. # 1138.
- b. Invoice No. 702-38-07A from Digital Engineering in the amount of \$3,184.50 – Jeff Davis Connectors Sewer and Paving Project; P.O. #1137.
- c. Invoice No. 702-37-07A from Digital Engineering in the amount of \$2,296.50 - E. Jeff Davis Sewer System Improvements; P.O. #1136.
- d. Invoice No. 702-36-07A from Digital Engineering in the amount of \$2,852.25 – W. Jeff Davis Sewer System Improvements Project; P.O. #1135.
- e. Invoice 212-024-11 from Compton Engineering in the amount of \$320.00 – Fire Department Training Facility and Drafting Pit.
- f. Invoice 213-016-7 from Compton Engineering in the amount of \$5,250.00 – Beach Facility Improvements Project (Veterans Memorial)
- g. Invoice 213-058-4 from Compton Engineering in the amount of \$1,517.50 – Beach Volleyball Facility.
- h. Invoice 213-061-4 from Compton Engineering in the amount of \$6,250.00 – Citywide Overlay and Pavement Project.

- i. Invoice 213-061-5 from Compton Engineering in the amount of \$560.00 – Citywide Overlay and Pavement Project.

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

EXECUTIVE SESSION

Re: Potential Litigation, City Hall Contractual issues and Hancock Utility Authority and Hancock County Solid Waste

Alderman Lafontaine moved, seconded by Alderman Geoffrey to consider Executive Session to prompt a closed discussion regarding potential litigation- City Hall and contractual issues - Hancock County Utility Authority and Hancock County Solid Waste, Potential Litigation related to Bean Contractors and the Police Department.

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

Alderman Lafontaine moved, seconded by Alderman Geoffrey to enter Executive Session regarding potential litigation - City Hall and contractual issues - Hancock County Utility Authority and Hancock County Solid Waste Potential Litigation related to Bean Contractors and the Police Department.

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

to exit Executive Session with no action taken.

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: Stahler

ADJOURN

Re: Adjourn meeting at p.m.

Alderman Lafontaine moved, seconded by Alderman Kidd to adjourn the meeting at p.m.

A vote was called for with the following results:

Voting Yea: Stahler, Lafontaine and Kidd

Voting Nay: None

Absent: Geoffrey

The foregoing minutes were presented to Mayor Garcia on January 10, 2014.

Lisa Planchard
City Clerk

The Minutes of December 18, 2013 have been read and approved by me on this day the 10th day of January 2014.

David A. Garcia
Mayor

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