

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 December 22, 2010 at 6:30 p.m. to take action on the following matters of city business.

Present at the meeting Mayor David A. Garcia, Aldermen Stahler, Geoffrey, Lafontaine and Kidd.

Also present was City Attorney Gary Yarborough, Deputy City Clerk Tammy Fayard and Court Reporter, Norma Jean Soroe.

Absent from the meeting was City Clerk Lisa B. Planchard.

#### **Court Reporter Transcribed Minutes EXHIBIT A**

#### **PUBLIC COMMENTS**

**Re: Ms. Mikelle Williamson:** offered her congratulations to the Board for the recent election. Ms. Williamson then said that she was appalled to learn of the pay raises. She said that she understood that the pay raise designation may be in the charter, but pleaded with the Board to keep the employees from losing their jobs; also adding that she understood the Board's thinking when insisting that the Mayor be the highest paid employee, but disagreed with this position, because there are degreed individuals who should be making a larger salary.

**Re: Mr. John Impson:** Mr. Impson said that he would like to reflect on the same issues presented before the Board by Ms. Williamson. Mr. Impson noted that he is representing the feelings of many people in Ward 1. He said there are two different issues when speaking of the Mayor's salary and the Aldermen's salaries. Mr. Impson said that the salary increases were not fair, asking where is the transparency? This has not been seen yet, as there is no communication with the Aldermen. Mr. Impson reminded the board that few months ago the City went through budget hearings, and was not sure if anyone has gone through with the cuts, he said Departments were asked to cut their budgets. Mr. Impson asked the Board to go back and reflect on the salary issue, noting to City Attorney Yarborough that changes in salary can be "un-done".

**Re: John Sosville:** Mr. Sosville said that he had been in City Hall the day before the meeting and looked through the information that was to be presented to the Aldermen at this current meeting. Mr. Sosville recognized the thickness of the folder and said it was 3" thick, and found it next to impossible to review the information given to the Aldermen in a quick manner. Mr. Sosville said that it is his opinion the City should be run like a business and the Board of Mayor and Aldermen do not get paid enough.

**Re: George McCann:** Mr. McCann began his comment by reminding the Board of a statement made by an official from Diamondhead, who said shame, shame, shame on Mr. Garcia. He then told the Board a story of two men digging a ditch and receiving a pay raise, with the moral of the story being that they deserved a pay raise. Mr. McCann finished by saying that the Board deserved their raises.

**Re: Connie West:** Ms. West said that she has one question, why couldn't the Board amend the Charter that Ms. Stella messed up?

**Re: Brenda McComb:** Mrs. McComb said that she knew one thing about David Garcia, it was not that David would work 40 hours a week, it was that David would work 60 hours a week. Employees at Lowes are making \$20.00 per hour unloading trucks, the Mayor should be entitled to substantially more.

#### **MAYOR'S REPORT**

**Re: Mayor Garcia** announced that he had good news regarding the old Derussy Motors Property, it had been sold earlier in the day to a new car dealer from California.

**Re: The Mayor** said that he had been working 11-12 hour days since taking office, including Saturdays, and staying very busy meeting with everyone that he could. Mayor Garcia said that he and Alderman Geoffrey attended an event on December 15<sup>th</sup> and met with Attorney General Jim Hood, Brandon Presley, J.P. Compretta and Senator David Baria. On Saturday, December 18<sup>th</sup>, the Mayor said that he and the Aldermen went to a Coastal Elected Officials meeting where they met with newly elected Congressman Steven Palazzo.

**Re: Mayor Garcia reminded all of the extended and Saturday hours to allow those working families the opportunity to meet with him. He said to call Mrs. Tammy Fayard and schedule an appointment with him.**

**Re: The Mayor said that he had met with Mr. Bruce Newton of Digital Engineering so that he could get a brief explanation of the Change Orders presented. He said his intention was to be able to explain the reason behind each Change Order presented to the Board of Aldermen.**

**Re: Each Department shall be doing an inventory to become compliant with the Mississippi Fixed Assets Management Manual. All Departments will record and give fair market value of each asset, as well an I.D. number to everything within their Department. This will prevent loss/theft of equipment and provide more accountability.**

**Re: The Aldermen requested a chart of accounts. Mayor said that he had the Purchasing Clerk Joy Normand prepare a list for them.**

**Re: Mayor Garcia said he met with Public Works Director Dwight Haskell and Fire Chief Mike Smith about a proposal submitted by Eco Systems to provide the Storm Water Management Program implementation. They agreed that they can do this work in-house and save the City approximately \$15,000.00.**

**Re: Mayor Garcia thanked those responsible for presenting the Festival of Lights. The City provided popcorn, hot chocolate and cookies for everyone; with Santa Claus and the choir, it made for a successful event.**

**Re: Mayor Garcia said that he had been served a summons today from Federal Court related to three recent law suits filed, but he cant say anything further.**

**Re: The Mayor said he met with Library representatives this week (Ms. Patty Furr and Ms. Mary Perkins) and there is some cause for concern as Bay St. Louis has 3 appointees on the Library Board and Waveland has one appointee. The Mayor said the Board must begin thinking of the budget now and not wait until the last minute. The Library is asking for a ½ mill, i.e. an increase to 3.0 mils. Mayor Garcia asked Comptroller Tom Worrel to explain the millage increase to the audience. Mr. Worrel said that for example, if someone had an appraised home value of \$100,000.00; the assessed value would be \$10,000.00 and would equal a \$5.00 tax increase for that year.**

**Re: Mayor Garcia asked the audience to notice the removal of the cattails on Highway 90 at 603. He said this is the gateway into our community and asked all to notice the vast improvements along the entrance way. Alderman Lafontaine asked if it was MDOT that was doing the cleaning or the City of Waveland. Mayor Garcia said he had his Assistant call MDOT and request assistance with the Highway cleanup and we still have not received a return call, therefore, we had our City workers do the work.**

**Re: Tint on the windows of the marked Police Cars has been removed. It is very important that citizens be able to look our Police Officers in the eye and he noted it is the beginning of a friendly Police Department.**

**Re: Mayor Garcia said he met with Wendy Swetman of the Secretary of State's Office. Mr. Swetman informed the Mayor and Board that Waveland has a rent exempt lease, which means free, on the pier and the Marina project; if it's moved forward. However, if any space is leased whatsoever, this will require that Tidelands Funds be paid from the lease. If the City were to lease the harbor house (such as a restaurant), you need to understand that 25% of the lease payment will go back to the State of Mississippi under the Tidelands lease agreement. However, if boat slips are rented and money collected, the revenue collected can be kept 100% in the Marina project. He also noted that Tidelands Funds cannot be used for payroll.**

#### **ALDERMEN'S COMMENTS:**

**Re: Alderman Stahler gave a report from the Solid Waste Board, as many citizens had asked for updates on the Boards that our Aldermen serve on. Alderman Stahler reminded everyone that Waste Management would be running their normal weekly schedule through the Holidays, and would not be working on Saturdays and Sundays. Currently, Solid Waste is doing a house count to determine actual garbage pickup and Waveland's cost for the service.**

**Re: Alderman Stahler further stated that BP beach clean-up crews cleaned 163 pounds of oil debris yesterday alone, which is significantly smaller than was being cleaned up this past summer with a daily high of 1000 pounds. Most of the tarballs are being found in the outfalls of the Pier. DEQ will be on call during the Holiday.**

**Re: Alderman Geoffrey** asked about the old wooden light poles along the Highway; the Board would like to seem them removed.

**Re: Alderman Lafontaine** asked if something could be done about the mail-boxes being too close to the edge of the road? Engineer Bruce Newton said that there is basically no shoulder space on the side of Waveland roads. Alderman Lafontaine said that it is really a problem around Sycamore Street, where people are hitting the mailboxes with their side view mirrors. The solution decided was to ask citizens to move these mailboxes back some. During the comments, it was also recommended that the Board plan a trip to Jackson to become informed on the new MDA changes. Alderman Lafontaine also asked about having sidewalks extended from Fell Street to the beach on Waveland Avenue and getting possible funding for this from MDA.

**Re: Alderman Kidd** complimented the noticeable trash clean up on Highway 90. Alderman Kidd said that the citizens are taking note and complimenting the noticeable change.

**Re: Alderman Kidd** also inquired about the disposal of the Christmas trees that will be placed curbside after the Holiday? Public Works Administrator Dwight Haskell said that citizens could place them on the side of the road and the chipper truck will pick them up.

See Exhibit A (Meeting Transcript)

#### MINUTES

**Re: Meeting of December 9, 2010 and the Special Meeting of December 13, 2010**

Alderman Geoffrey moved, seconded by Alderman Kidd to approve the minutes of the meeting of December 9, 2010 (recessed), including the transcript of the Court Reporter thereto, and the minutes of the reconvened meeting held on December 13, 2010; both sets as presented by the City Clerk.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

#### RSVP

**Re: Claims**

Alderman Stahler moved, seconded by Alderman Lafontaine to approve the RSVP Claims. **(EXHIBIT B)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

#### DOCKET OF CLAIMS

**Re: Claims Numbers 67443-67577**

Alderman Kidd moved, seconded by Alderman Geoffrey to approve the Docket of Claims as submitted by the City Clerk, being numbered **67443-67577. (EXHIBIT C)**

During discussion, Alderman Stahler said that she had a problem with name plates being ordered prior to people being confirmed by a vote of the Board which was reflected in docket #67452. Alderman Lafontaine asked about the possible removal of docket #67470, listed as his per-diem check. Alderman Lafontaine said that he was not sure if he could go to the class, as he was told this was a meet and greet, however Alderman Stahler said that there would be classes. Mayor Garcia explained to Alderman Lafontaine that he could order the educational books, if he could not make the class. Alderman Stahler said that she has not been getting her per-diem check in

advance, and submits her receipt to Ms. Normand, which is a better policy. Purchasing Clerk Joy Normand came forward to offer explanation of the questions. Alderman Kidd asked about docket #67456 to AT&T in the amount of \$1,200.00. Ms. Normand explained that this is several roll-over lines and the internet service. Alderman Kidd also questioned the docket #67448 in the amount of \$14,094.56 as it relates to the sod in front of the Civic Center. Mr. Anderson commented on the issue, saying Amco Construction had nothing to do with the sod, it was the responsibility of Lane Construction, however it had been rolled up and taken care of earlier this day. The Board arrived after dark and would not be able to see this improvement. Alderman Kidd further questioned docket #67517 – Lease of the Fire Truck. Comptroller Tom Worrel explained that FEMA did not issue enough funds for a new truck, thereby placing the City in the position to have to lease a truck. Lastly, the Board questioned the uniform costs at the Animal Shelter. Ms. Normand explained that this invoice had been left over from the former Director, who had never presented this invoice for payment. Mr. Anderson informed the Board that this is part of a P.W., and this order was done before he took over reviewing all of the purchase requests to make sure they are going to the correct P.W.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**DEPARTMENT OF MARINE RESOURCES/TIDELANDS GRANT  
AGREEMENT/WAVELAND PIER MARINA PROJECT**

**Re: Tidelands Grant Agreement with DMR for the Waveland Pier/Marina Improvements Project**

Alderman Lafontaine moved, seconded by Alderman Kidd to approve the Tidelands Grant Agreement (including signatures) with Mississippi Department of Marine Resources for the City of Waveland in the amount of \$100,000.00 – Waveland/Pier/Marina Improvements Project, FY 2010.(See Transcript, pg 32-45).

During discussion the Board asked for a special meeting/workshop to make a final decision regarding the Marina. Mayor Garcia asked for all parties from the state with who are connected with this project be in attendance. Mr. Mickey Lagasse with Compton Engineering said the design phase was 83-85% complete. Mayor said that he asked DMR what the City would be out of pocket if the decided not to pursue this project and he was told \$150.00 (the application fee) and nothing at all about \$200,000.00 +/- . Mayor Garcia said the plan was to look at the funds we have and think ahead of the potential costs. Mr. Lagasse informed the Board that there is currently dredging which will change the scope of the of the beachfront and Hancock County would be getting dredged sand from Pass Christian.

Alderman Lafontaine moved, seconded by Alderman Kidd to rescind the motion and Table this issue until the January 4, 2011 meeting.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**HANCOCK RESOURCE CENTER/NEIGHBORHOOD HOME PROGRAM**

**Re: Larryetta Laneaux with the Housing Resource Center discussed ‘The Neighborhood Home Program’**

Ms. Larryetta Laneaux with the Housing Resource Center gave the Board details of the current MDA program to help low income citizens that are in need of assistance with post Hurricane Katrina home repairs grants up to \$75,000.00. Ms. Laneaux received names of needy citizens

from audience members. Mayor Garcia asked Recovery Manager Brent Anderson if the Building Department has a list of citizens that are in need. Mr. Anderson said no, he would not be in the office until after the 1<sup>st</sup> of January. Mayor Garcia recommended that she call the building Department to get some information on local contractors. Ms. Laneaux said the deadline would be January 31, 2011.

**PLANNING AND ZONING**

**Re: Zoning Change for the Kiln-Waveland Cut-Off Road**

Alderman Geoffrey moved, seconded by Alderman Lafontaine to submit a Resolution to Planning and Zoning as the following relates to the Kiln-Waveland Cut-Off Road:

“Pursuant to Article XI of the Zoning Ordinance and in accordance with the City of Waveland Comprehensive Plan, the Board of Mayor and Aldermen hereby make motion to instruct the Zoning Official to: prepare for the Planning and Zoning Commission’s review and recommendation and the Board of Mayor and Aldermen’s consideration, an expansion of the C-3 zoning district to include those properties fronting on or abutting the Kiln-Waveland Cut-Off Road that are currently zoned R-1; and initiate the full and timely notice of a Planning and Zoning Commission hearing on such proposed expansion as required by the Zoning Ordinance and State law.”

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**AGREEMENTS/AMERICAN SOCIETY OF COMPOSERS, AUTHORS AND PUBLISHERS (ASCAP)**

**Re: License Agreement with ASCAP**

Discuss approval of license agreement between the American Society of Composers, Authors and Publishers (ASCAP) for ASCAP to grant and the LICENSEE (City of Waveland) to perform publicly on the “Premises”, and at “Events” and “Functions” (which include concerts, festivals, arts, craft fairs, and parades held under the auspices of or sponsored or promoted by the LICENSEE on the Premises), and not elsewhere or otherwise, non-dramatic renditions for the separate musical compositions in the “ASCAP Repertory”. License fee is \$305.00. Tabled from 12/13/10 meeting. (See Transcript pg 49-51)

During discussion City Attorney Gary Yarborough recommended that the Board take action on this as the City has events that have musical entertainment. This will be voted at the next regular meeting of the Board of Mayor and Aldermen.

**PLANNING AND ZONING**

**Re: Appointment of Board Members as submitted by the Aldermen**

Alderman Kidd moved, seconded by Alderman Lafontaine to approve the following Planning and Zoning Appointments, as submitted by the Board of Aldermen:

- a. Alderman, Ward 1 Appointee, Steve Hand
- b. Alderman, Ward 2 Appointee, Clarence Harris
- c. Alderman, Ward 3 Appointee, Brenda McComb
- d. Alderman, Ward 4 Appointee, Tish Morel

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**CIVIL SERVICE**

**Re: Appointment of Civil Service Board as submitted by the Board of Mayor and Aldermen**

Alderman Geoffrey, moved, seconded by Alderman Stahler approve the following Civil Service appointments as submitted the Board of Mayor and Aldermen:

- a. Alfred "Tiger" Harris – Mayor's Appointment
- b. Alderman, Ward 1 Appointment, George McCann
- c. Alderman, Ward 2 Appointment, Dave Segrave
- d. Alderman, Ward 3 Appointment, Jewel Harvey (Buddy) Bourn III
- e. Alderman, Ward 4 Appointment, Carolyn Hollister

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**POLICE DEPARTMENT/TRAVEL**

**Re: Mileage reimbursement for Investigator Laura Stepro for Call in private vehicle**

Alderman Kidd moved, seconded by Alderman Stahler approve mileage reimbursement (at the current City rate) to Investigator Laura Stepro for the following call outs.

- a. November 19, 2010 Burglary and Aggravated Assault – 40 miles
- b. December 10, 2010 Case # 2010-120234 – 30 miles

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**INVOICES/AMEC EARTH AND ENVIRONMENTAL/HMGP DRAINAGE PROJECT/PROPOSED 18 PARCEL PURCHASE -HMGP**

**Re: Invoices submitted by AMEC Earth and Environmental**

Alderman Kidd moved, seconded by Alderman Geoffrey to approve payment Invoices from AMEC Earth and Environmental: HMGP Projects.

- a. Invoice number X17325397 in the amount of \$1,600.91 – Task Order 11  
Re: 18 Parcels proposed for purchase, repetitive loss properties.
- b. Invoice number X17325398 in the amount of \$ 447.71 – Task Order 12  
Re: Drainage Project

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**RESOLUTIONS/CDBG FUNDS**

**Re: Rescind Resolution authorizing Mayor David Garcia and Mayor Pro-Tem Ricky Geoffrey to sign all documents pertaining to Katrina Supplemental CDBG money**

Alderman Geoffrey moved, seconded by Alderman Kidd to rescind the Resolution authorizing Mayor David Garcia and Mayor Pro-Tem, Ricky Geoffrey to Sign all Documents Pertaining to Katrina Supplemental CDBG and Hancock County Long Term Recovery CDBG Projects, as voted on at the recessed meeting of December 13, 2010.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**Re: Approve a Resolution authorizing Mayor David Garcia and Recovery Manager Brent Anderson to sign all documents pertaining to Katrina Supplemental CDBG money**

Alderman Lafontaine moved, seconded by Alderman Kidd to approve a Resolution authorizing Mayor David Garcia, and Recovery Manager Brent Anderson, to sign all documents pertaining to Katrina Supplemental CDBG and Hancock County Long Term Recovery CDBG Grants. **(EXHIBIT D)**

During discussion Mayor Garcia said that he has a problem signing something that he has not personally gone out and inspected. Recovery Manager Brent Anderson knows he is responsible to sign off on these projects because he is the one that who inspects them.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**CHANGE ORDERS/SEWER SYSTEM RECONSTRUCTION NORTH OF THE RAIL ROAD TRACKS**

**Re: Change Order No. 8 from Reynolds Inc. in the amount of \$31,112.49**

Alderman Kidd moved, seconded by Alderman Geoffrey to approve **Change Order No. 8 -1** from Reynolds Inc. in the amount of \$0, Add 28 contract days due to rain days and field orders – Sewer System Reconstruction North of R/R Tracks. **(EXHIBIT E)**

During discussion Alderman Lafontaine asked about the necessity of granting the additional 28 days since this project has taken 16 months. Recovery Manager Brent Anderson said this was necessary to complete the scope of work. Engineer Bruce Newton came forward and told the Board of the weather journals that had been kept, noting that August was a very rainy month. Mr. Newton also gave the Board a brief history of FEMA Projects. Alderman Lafontaine asked if the change order could be broken into a separate vote. Mayor Garcia said yes.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, and Kidd

Voting Nay: Lafontaine

Absent: None

**Re: Change Order No. 8-2**

Alderman Kidd moved, seconded by Alderman Geoffrey to approve **Change Order No. 8 -2** from Reynolds Inc. in the amount of \$11,624.79, emergency clean-up sewer spill – Sewer System Reconstruction North of R/R Tracks. **(EXHIBIT E)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: None

**Re: Change Order No 8-3**

Alderman Kidd moved, seconded by Alderman Geoffrey to approve **Change Order No. 8 -3** from Reynolds Inc. in the amount of \$3,974.82, Add 24” wet well riser and 24” valve vault riser at LS#36 – Sewer System Reconstruction North of R/R Tracks. **(EXHIBIT E)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: None

**Re: Change Order No. 8-4**

Alderman Kidd moved, seconded by Alderman Geoffrey to approve **Change Order No. 8 -4** from Reynolds Inc. in the amount of \$15,512.88, Add 12” Tapping sleeve and insert valve for force main re-route – Sewer System Reconstruction North of R/R Tracks. **(EXHIBIT E)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine, and Kidd

Voting Nay: None

Absent: None

**CHANGE ORDERS/CITYWIDE DRAINAGE IMPROVEMENTS PROJECT**

**Re: Change Order No. 1 from AMCO Construction in the amount of (\$5,515.70) a Credit**

Alderman Stahler moved, seconded by Alderman Kidd to approve Change Order No. 1 from AMCO Construction, LLC. in the amount of (\$5,515.70) *a Credit*, on the Citywide Drainage Improvements Project. **(EXHIBIT F)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**INVOICES/SEWER SYSTEM RECONSTRUCTION NORTH OF THE RAILROAD TRACKS/RECONSTRUCTION OF COLEMAN AVENUE/WATER SYSTEM EXTENSION FOR ANNEXED AREA/DOWNTOWN SIDEWALK IMPROVEMENTS PROJECT/2009 CDBG SEWER SYSTEM EXTENSION PROJECT/PROGRAM MANAGEMENT, BUILDINGS AND FACILITIES**

**Re: Invoices as submitted by Digital Engineering and recommended by Recovery Manager Brent Anderson**

Alderman Kidd moved, seconded by Alderman Geoffrey to approve the following Invoices submitted by Digital Engineering and recommended for payment by Recovery Manager Brent Anderson (Listed items a-f): **(EXHIBIT G)**



- a. Invoice No. 36 in the amount of \$26,850.62 – Sewer System Reconstruction North of the Railroad Tracks.
- b. Invoice No. 24A in the amount of \$3,880.00 – Reconstruction of Coleman Avenue.
- c. Invoice No. 16 in the amount of \$19,985.00 – Water System Extension for Annexed Area.
- d. Invoice No. 19 in the amount of \$8,064.38 – Downtown Sidewalk Improvements Project.
- e. Invoice No. 18 in the amount of \$12,493.50 – 2009 CDBG Sewer System Extension.
- f. Invoice No. 35 in the amount of \$31,946.10 - for Program Management Services, Buildings and Facilities

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**INVOICES/PAYMENT REQUESTS/WATER SYSTEM EXTENSION-ANNEXED AREA/SEWER SYSTEM RECONSTRUCTION NORTH OF THE RAILROAD TRACKS/POLICE DEPARTMENT/BUSINESS INCUBATOR/CITYWIDE DRAINAGE IMPROVEMENTS/CDBG SEWER SYSTEM EXTENSION/CITY HALL AND CITY HALL ANNEX BUILDING/FIRE STATION ON BOURGEOIS/HARBOR, LIGHT HOUSE AND BOAT LAUNCH**

**Re: Approval of pay request and invoices as submitted by various contractors and recommended for payment by Recovery Manager Brent Anderson**

Alderman Geoffrey moved, seconded by Alderman Stahler to approve the following pay requests as submitted by various contractors and recommended for payment by Recovery Manager, Brent Anderson (Listed items a-i): **(EXHIBIT H)**

- a. Payment Request No. 7 from Reynolds, Inc. in the amount of \$181,380.77 – Water System Extension – Annexed Area.
- b. Payment Request No. 15 from Reynolds, Inc. in the amount of \$689,207.09 – Sewer System Reconstruction North of the Railroad Tracks.
- c. Payment Request No. 7 from C. Perry Buildings in the amount of \$201,265.10 – Police Department.
- d. Payment Application No. 10 from Benchmark Construction in the amount of \$577,513.55 – Waveland Business Incubator.
- e. Payment Request No. 7 from Amco Construction in the amount of \$21,159.42 – Citywide Drainage Improvements.
- f. Payment Request No. 10 from S.H. Anthony in the amount of \$145,589.04 – 2009 CDBG Sewer System Extension.
- g. Pay Application No. 5 from DNP, Inc. in the amount of \$307,748.54 – City Hall and City Hall Annex, and Fire Station on Bourgeois.
- h. Pay Request No. 1006-08 from GM&R Construction Co, Inc. in the amount of \$71,491.00 – Central Fire Station.
- i. Pay Request No. 209-007-11 from Compton Engineering in the amount of \$29,586.20 – Waveland Harbor, Light house, and Waterfront Development Project.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**REQUESTS FOR CASH/CENTRAL FIRE STATION/CIVIC CENTER/LIBRARY/FIRE STATION/COLEMAN AVENUE/CITY HALL AND CITY HALL ANNEX BUILDING/DOWNTOWN SIDEWALKS/BUSINESS INCUBATOR/SANITARY SEWER SYSTEM IMPROVEMENTS-WEST/WATER SYSTEM EXTENSION, ANNEXED AREA/POLICE STATION/CITYWIDE DRAINAGE IMPROVEMENTS PROJECT**

Spread on the minutes the following Requests for Cash Reimbursements (as listed items a-j):  
**(EXHIBIT I)**

- a. #R-118-379-01-HCCR in the amount of \$78,074.33 – Central Fire Station.
- b. #R-103-379-01-KCR in the amount of \$64,795.85 –Civic Center, Library, Fire Station, Coleman Avenue.
- c. #R-109-379-02-KCR in the amount of \$12,839.67-City Hall and City Hall Annex.
- d. #R-109-379-03-KCR in the amount of \$8,064.38 – Downtown Sidewalks.
- e. #R-109-379-04-KCR in the amount of \$581,169.10 – Business Incubator.
- f. #R-118-379-03 HCCR in the amount of \$160,048.58 –Sanitary Sewer System Improvements – West.
- g. #R-118-379-06-HCCR in the amount of \$207,949.10 – Water System Extension, Annexed Area.
- h. #R-118-379-02-HCCR in the amount of \$2,437.50 – Police Station.
- i. #R-118-379-07-HCCR in the amount of \$23,298.30 – Citywide Drainage Improvements Project.

**INVOICES/CIVIC CENTER, LIBRARY, FIRE STATION/COLEMAN AVENUE RE-PAVING PROJECT/CITYHALL AND CITY HALL ANNEX BUILDING/BUSINESS INCUBATOR/CENTRAL FIRE STATION/POLICE DEPARTMENT/SANITARY SEWER SYSTEM IMPROVEMENTS PROJECT – WEST/WATER AND SEWER SYSTEM IMPROVEMENTS ANNEX AREA/CITYWIDE DRAINAGE IMPROVEMENTS PROJECT**

**Re: Invoices as submitted by Jimmy G. Gouras Urban Planning Consultants**

Alderman Geoffrey moved, seconded by Alderman Kidd to approve the following invoices as presented by Michelle Moore with Jimmy G. Gouras Urban Planning Consultants (Listed items a-h): **(EXHIBIT J)**

- a. Invoice #8951 in the amount of \$5,529.17 – Civic Center, Library, Fire Station, and Coleman Avenue.
- b. Invoice #8952 in the amount of \$4,653.66 – City Hall and City Hall Annex.
- c. Invoice #8953 in the amount of \$3,655.55 – Business Incubator.
- d. Invoice #8954 in the amount of \$6,583.33 – Central Fire Station.
- e. Invoice #8955 in the amount of \$2,437.50 – Police Department.
- f. Invoice #8956 in the amount of \$1,966.04 – Sanitary Sewer System Improvements – West, Project.
- g. Invoice #8957 in the amount of \$6,583.33 – Water and Sewer System. Improvements Annex Area.
- h. Invoice #8958 in the amount of \$2,138.88 – Citywide Drainage Improvements Project.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**BUDGET MODIFICATIONS/COLEMAN AVENUE/FIRE STATION/CIVIC CENTER/LIBRARY/CITY HALL AND CITY HALL ANNEX PROJECT – ROUND II/ BUSINESS INCUBATOR/POLICE STATION**

**Re: Budget Modifications as presented by Jimmy G. Gouras Urban Planning**

Alderman Lafontaine moved, seconded by Alderman Stahler to approve the following CDBG Project Budget Modifications, as listed (items a-d):

- a. R-109-379-01, Budget Modification #4, net zero change – Coleman Avenue, Fire Station, Civic Center and Library.
- b. R-109-379-02-KCR, Budget Modification #6, net zero change - City Hall and City Hall Annex Project – Round II.
- c. R-109-379-04 – KCR, Budget Modification #4, net zero change – Business Incubator.
- d. R-118-379-01-HCCR, Budget Modification #2, net zero change - Police Station.

During discussion Recovery Manager, Brent Anderson noted the preceding Budget Modifications are something that have to be done and submitted and therefore should be presented as a ‘spread on the minutes’ item, and not seek the approval of the Board.

Alderman Kidd moved, seconded by Alderman Geoffrey to rescind the previous motion to allow for the following:

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**Spread on the minutes the following** CDBG Project Budget Modifications, following CDBG Project Budget Modifications, as listed (items a-d): **(EXHIBIT K)**

- a. R-109-379-01, Budget Modification #4, net zero change – Coleman Avenue, Fire Station, Civic Center and Library.
- b. R-109-379-02-KCR, Budget Modification #6, net zero change - City Hall and City Hall Annex Project – Round II.
- c. R-109-379-04 – KCR, Budget Modification #4, net zero change – Business Incubator.
- d. R-118-379-01-HCCR, Budget Modification #2, net zero change - Police Station  
R-109-379-01, Budget Modification #4, net zero change – Coleman Avenue, Fire Station, Civic Center and Library.

#### **ANIMAL SHELTER/PERSONNEL**

##### **Re: Termination of Mr. John Green**

Alderman Kidd moved, seconded by Alderman Stahler to table termination of Mr. John Green from the Waveland Animal Shelter effective 12/15/10.

During discussion City Attorney Gary Yarborough requested an executive session to be set for the next meeting to allow the Director of the Animal Shelter an opportunity to discuss reasons for termination.

Mr. Alfred Harris asked the Board to investigate the reason behind the large turn-around of employees at the Shelter.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**COURT DEPARTMENT/PERSONNEL**

**Re: Appointment of Preston John "P.J." Mauffray as Municipal Court Judge**

Alderman Geoffrey moved, seconded by Alderman Kidd to approve the Mayor's appointment of Mr. Preston John "P.J." Mauffray as Municipal Court Judge.

During discussion Mr. Mauffray read his resume to the Board of Mayor and Aldermen. Mr. Mauffray further noted his excitement and looked forward to getting started and being a firm but fair Judge.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**Re: Appointment of Judge Gerald Gex as Municipal Court Judge Pro-Tem**

Alderman Stahler moved, seconded by Alderman Lafontaine to approve the Mayor's appointment of Judge Gerald Gex as Municipal Court Judge Pro-Tem.

During discussion Alderman Stahler announced that she had something to say. Alderman Stahler exclaimed that her problem with the current financial situation in the Court Department, making reference to the \$1.3 million dollars in outstanding Court fines and fees stating that she does not feel the Court System for the last 4 years has served the City. Alderman Stahler recommended a total clean-sweep of the Court Department including a new Judge Pro-Tem as well as a Prosecutor. Newly appointed Judge Mauffray said that he felt that he could learn from Judge Gex during this transition time, but did not plan to alternate weeks with Judges as had been done in the past, and plans to be there. Judge Mauffrey said that he will start the first week of February, 2011.

A vote was called for with the following results:

Voting Yea: Geoffrey, Lafontaine and Kidd

Voting Nay: Stahler

Absent: None

**ADJOURN**

**Re: Adjourn meeting at 8:50 p.m.**

Alderman Geoffrey moved, seconded by Alderman Kidd to adjourn the meeting at 8:50 p.m.

The foregoing minutes were presented to Mayor Garcia on January 7, 2011.

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Lisa Planchard  
City Clerk

The Minutes of December 22, 2010 have been read and approved by me on this day the 7th day of January.

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Mayor David A. Garcia

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