

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 March 7, 2017 at 6:30 p.m. to take action on the following matters of City business.

PUBLIC COMMENTS:

- There were no Public Comments

ROLL CALL:

Mayor Smith noted for the record the presence of Aldermen Burke, Richardson, Lafontaine and Piazza along with City Attorney Rachel P. Yarborough and City Clerk Lisa Planchard.

AGREEMENTS/DIGIPH PCS, INC (T-MOBILE)

Re: Terminate Agreement with DIGIPH PCS, INC. (T-Mobile)

Alderman Burke moved, seconded by Alderman Richardson to void and terminate agreement with DIGIPH PCS, INC. (T-Mobile) regarding the use of the elevated Water Tank on Davis Street for maintaining and operating a personal communications service system facility due to impossibility/frustration of contract performance and under the well-settled tenant of law that governing authorities of a municipality may not bind successor boards to a contract which takes away the rights and powers conferred by law. Further the Board authorizes City Attorney to notify DIGIPH PCS, INC of Board action voiding and terminating agreement.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

AGREEMENTS/LEASE AGREEMENT/CELLULAR SOUTH REAL ESTATE/DAVIS STREET WATER TOWNER/WATER TOWER-DAVIS STREET

Re: Terminate Agreement with Cellular South Real Estate, Inc. on Davis Street Water Tower

Alderman Burke moved, seconded by Alderman Piazza to void and terminate Lease Agreement under Section 24 of the Agreement with Cellular South Real Estate, Inc. date May 31, 2002 due to impossibility/frustration of contract performance and under the well-settled tenant of law that governing authorities of municipality may not bind successor boards to a contract which takes away the rights and powers conferred by law. Further, the Board authorizes City Attorney to notify Cellular South Real Estate of Board action voiding and terminating Agreement.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

LETELLIER PROPERTY/PUBLIC WORKS/STREETS/DRAINAGE

Re: Repair drainage work to Property Owned by Rudy Letellier

Alderman Burke moved, seconded by Alderman Piazza to **TABLE** repair of drainage work to property owned by Rudy Letellier, parcel no. 161A-2-01-043.000 or 114 Bienville Drive, under the authority of Miss Code Ann. §21-37-3, due to collapse of an underground culvert which is causing flooding conditions to multiple properties and the public roadway on Bienville Drive. Said repair work will promote the health, comfort and convenience of the inhabitants of the City of Waveland will correct a dangerous road condition and will protect and preserve the public roadway.

Mrs. Yarborough said under the statutes, the City is first to contact the property owner to request permission to enter the property; we have made the initial contact with him, but we have not necessarily received permission as of yet. Mrs. Yarborough said she recommended they meet on site to explain

what the process will be, what we propose to do to the property. Mrs. Yarborough said she thought this was the only right of entry that would be affected by these necessary drainage repairs. Mr. Anderson said it is one piece of property. Alderman Burke asked if Mr. Letellier doesn't agree, can the City move forward. Mrs. Yarborough said if the property owner does not agree, the plan of action would be to take a step back and re-think the natural drainage around that area to see if we can't find other properties to find a solution, rather than proceed with anything like a taking.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

MEMA/HMGP/CITYWIDE DRAINAGE IMPROVEMENTS PROJECT/DRAINAGE PROJECT/PERIOD OF PERFORMANCE (POP) EXTENSION
Re: City to Request a Period of Performance (POP) for extension of Citywide Drainage Improvements Project

Alderman Lafontaine moved, seconded by Alderman Piazza to request from MEMA HMGP a period of performance time extension from March 31, 2017 through October 2, 2017 regarding the Citywide Drainage Improvements Project. **(EXHIBIT A)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

ATTORNEY'S COMMENTS

City Attorney Rachel Yarborough had no comments at this time.

ALDERMEN'S COMMENTS

Re: Alderman Burke

- Cleared all questions prior to meeting therefore no comments at this time.

Re: Alderman Richardson

- Discussed the garage at the corner of Roberts Street/Old Spanish Trail; some cars have been moved in the last few days. Mentioned that he was given 30 days to remove all the vehicles. Mrs. Yarborough discussed the injunction, lot by lot, with Mr. Siebenkittel and in turn Mr. Siebenkittel discussed the injunction with the property owner. Litter Control/Blighted Properties employee Don Siebenkittel discussed his progress with this and said he would stay on top of this. If the property owner does not clean this up, Mrs. Yarborough said that the injunction has what would be compared to a liquidated damages amount of \$2,000.00 so if the City has to file for contempt, that's a very motivating factor for him because every time we file he will be initially fined \$2,000.00. Mr. Siebenkittel is to impress upon the owner that it is mercy from this Board because we could very easily file a contempt and be successful within a matter of 24 hours.

Re: Alderman Lafontaine

- Inquired about use of inmates for cleaning. Mr. Siebenkittel said he had not been getting the inmates as he could not allow the inmates around the female community service participants and visa versa. Mayor Smith said he had approval for 2 inmates twice a month for grass cutting at the cemetery, adding that we're underutilizing what resources we have available. Alderman Lafontaine suggested scheduling community service for cleanup on some days and inmates for other days. Mr. Siebenkittel said that he and the Judge were also in discussion regarding a Juvenile Community Service Program. Mrs. Yarborough said, "It's a liability nightmare, they can't sign away their rights, etc". Mr. Siebenkittel said they're trying to work it out so that the juveniles can do their time in a study hall at school and work inside the school. Ms. Yarborough said, "That should never happen, I mean if you look at our forms for community service you have to be 21 years old to sign the waiver so they shouldn't be allowed to participate in

community service at this point because it's not been approved by the Board and there's no regulations in place for it."

- Discussed the metal shed (building) next to the Civic Center. Mayor Smith said the quotes to remove the building were costly and did not know what to do with the shed. Purchasing Clerk Rachel Cullen said she was in the process of obtaining a second quote to take the metal shed down, move it and reassemble it. She had called several individuals/companies, but they are just not interested. Currently, in addition to one quote for the disassembling/moving/reassembling service, she has a quote to move the shed (as is) and transport it. She must have two quotes for the same services. She added that once the shed is moved, footings will have to be poured on the slab at the Central Fire Station where it will be reassembled; this will be an additional cost to the City.

Re: Alderman Piazza

- Alderman Piazza cleared all of his questions earlier in the day and has no questions at this time.

DOCKET OF CLAIMS

Re: Claims

Alderman Lafontaine moved, seconded by Alderman Piazza to approve the Docket of Claims (excluding the Streets Payroll Portion) in the amount of \$407,200.95 dated March 7, 2017 as submitted.
(EXHIBIT B)

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

MINUTES: February 22, 2017 & February 16, 2017

Re: Minutes of February 22, 2017

Alderman Richardson moved, seconded by Alderman Piazza to approve the Minutes of the Regular Meeting of February 22, 2017 as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Minutes of the Special Meeting of February 16, 2017

Alderman Richardson moved, seconded by Alderman Piazza to approve the Minutes of the Council of Governments Special meeting of February 16, 2017 as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Richardson & Lafontaine

Abstain: Piazza

Voting Nay: None

Absent: None

PLANNING AND ZONING MEETING OF 2/27/17 - (EXHIBIT C)

Re: 706 Sears Avenue, Jon and Cynthia Rice

Jon and Cynthia Rice appeared before the Commission with a tabled request for a variance of 3'

from the required fence height allowed in the front yard. Previously they had a 6' high hedge in this location that blocked the light from vehicles coming from South Street as well as providing a safety barrier and once the hedge was removed they erected the six foot fence in its place. This property is located at 706 Sears Avenue. Legal description: Lot 21-B, Robert's Subdivision, City of Waveland, Hancock County, Mississippi.

Commissioner Clarence Harris moved, seconded by Commissioner Judy Boudoin to recommend that the Board of Mayor and Aldermen **approve** the applicant's request for the fence to be cut down to 3' for a distance of 19' south of the driveway and allow the remaining 20' to the south corner of his property to maintain the 6' height in the front yard of his property located at 706 Sears Avenue. The Applicant must also obtain a permit and pay the fine for erecting a fence without a permit. Legal description: Lot 21- B, Robert's Subdivision, City of Waveland, Hancock County, Mississippi.

Alderman Lafontaine moved, seconded by Alderman Richardson to discuss the Planning and Zoning Board recommendation.

During discussion, Mrs. Yarborough said for the record under Section 1002.6 regarding variances during consideration of the elements, the Ordinance addresses the requirements to be determined for a variance and it reads, "*Variances from the terms of the Zoning Ordinance may be authorized in specific cases as may not be contrary to the public interests where owing to special conditions literal enforcement of the provisions of this Ordinance will, in individual cases, result in unnecessary hardship so that the spirit of the Zoning Ordinance shall be observed, Public Safety and welfare secured, and substantial justice done. Such variances may be granted in such case of unnecessary hardship upon a finding by the Board of Mayor and Aldermen that the following conditions exist:*

- a. *There's an extraordinary and exceptional condition pertaining to the particular piece of property in question because of its size, shape or topography that are not applicable to other lands or structures in the same District.*
- b. *A literal interpretation with provision of this Ordinance would deprive the applicant of rights commonly enjoyed by other residents in the District in which the property is located.*
- c. *Granting a variance requested will not confer upon applicant any special privileges that are denied to other residents of the District in which the property is located.*
- d. *The requested variance will be in harmony with the purpose and intent of the Zoning Ordinance and will not be injurious to the neighborhood or general welfare.*
- e. *The special circumstances are not the result of the actions of the applicant.*
- f. *The existence of a non-conforming use of neighboring land, buildings or structures in the same district or of permitted or non-conforming uses in other Districts shall not constitute a reason for the requested variance.*
- g. *The variance requested is the minimum variance that will make possible the legal use of the land, building or structure.*
- h. *The variance is not a request to permit a use of land, building or structure which are not permitted by right or by special exception in the District involved.*

Mrs. Yarborough continued by noting that a-h would be the factors considered, and if granted, the specific case would not be contrary to the public interest. Mr. Jon Rice said that he originally requested a 6' variance for the fence, the P&Z Commission came back and revised his request to 3' for part of the fence and 6' for the remainder of the fence. Tonight he is asking for a 6' variance as originally submitted and he explained in detail his reasons for the request by describing the various safety and excessive light issues that have occurred since taking residence in the home. Mrs. Yarborough said that she didn't know that the City has an obligation to replace the bamboo, but she would not necessarily make the admission that we have some obligation to replace it. Mrs. Yarborough added for the record regarding the assessment of fines that under section 811 and Section 810 which addresses remedies and penalties for violation that there is a particular procedure that must be followed that is begun by the Building Official and requires a formal notice and allowance to correct it. Mrs. Yarborough said to her knowledge that was not followed in this case. She said also under Section 811, any fine must be only upon a conviction, which is done by a Municipal Judge for enforcement of a City Ordinance. Mrs. Yarborough said she doesn't know that this Board has the authority to assess a fine. She recommended if there was a desire to enforce a fine, it should be ordered that the Building Official investigate, but that is up to the discretion of the Board and followed through with those procedures under the Ordinance. She added that the Board would have the authority to have Mr. Rice pay for the permit. Alderman Piazza said he would like to see the fence remain at 6'; he has not received any phone calls either for or

against the fence height; he added that it appears that the only ones complaining about it do not live in the area. Mrs. Yarborough asked if the Board wanted to move forward with penalties and permit fees. The Mayor reiterated that the Board would be voting for Mr. Rice to keep his six foot fence and pay a single permit fee; and no penalty or fine.

Alderman Lafontaine moved, seconded by Alderman Richardson to approve the fence as is, namely 6' for the length in question, and charge a single permit fee with no penalty.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: 124 Oak Blvd., Karen Brown

The request from Karen Brown for a variance from the required lot frontage and lot square footage in order to divide her property into two equal sized lots. The existing parcel is 172' x 120', 20,640 square feet. She would like to divide the parcel into two 86' x 120' lots, each having 10,320 square feet. Therefore needing a variance of 1,680 square feet from the required lot size and a variance of 14' from the required lot frontage on each proposed new lot. This property is located at 134 Oak Blvd. Legal description: Block 1, lots 13-15 & E. 22' of 16, Waveland Beach Estates, City of Waveland, Hancock County, Mississippi was remanded back from the Board of Mayor and Aldermen at their meeting February 7, 2017 for more information.

Commissioner Clarence Harris moved, seconded by Commissioner Judy Boudoin to recommend that the Board of Mayor and Aldermen **Table** the applicant's request to divide parcel 162R-0-10-009.000 in two 86' x 120' lots. Therefore needing a variance of 1,680 square feet from the required lot size and a variance of 14' from the required lot frontage on each proposed new lot. This property is located at 134 Oak Blvd. Legal description: Block 1, lots 13-15 & E. 22' of 16, Waveland Beach Estates, City of Waveland, Hancock County, Mississippi.

Alderman Lafontaine moved, seconded by Alderman Richardson to follow the recommendation of the Planning and Zoning Board and **TABLE** the request as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: 445 Highway 90, David Beard, S&H Carwash dba/Pit Stop Carwash

David Beard representing S & H Carwash/dba Pit Stop Carwash, appeared before the commission with a request for permission to remove a Live Oak Tree on their property located at 445 Hwy 90. Legal description: PT. N.W ¼ S.E. ¼ lot 2 L & PT 7 B City of Waveland, Hancock County Mississippi.

Commissioner Judy Boudoin moved, seconded by Commissioner Mike Adams to recommend that the Board of Mayor and Aldermen **approve** the applicant's request for permission to remove a Live Oak Tree on their property located at 445 HWY 90. Legal description: PT. N.W ¼ S.E. ¼ lot 2 L & PT 7 B City of Waveland, Hancock County Mississippi.

Alderman Burke moved, seconded by Alderman Piazza to follow the recommendation of the Planning and Zoning Board and **approve** the request as submitted.

Mrs. Yarborough said under Section 907 the Board should consider the following criteria when reviewing permits for removal of oak trees:

1. *The tree or trees proposed to be cut are in such poor health or bad physical condition as to be a hazard to human safety, or*
2. *Construction cannot be practically located in such a way as to preserve the tree.*

Mr. Anderson said this tree meets both criteria and is poor condition; he noted the owner had hired an arborist to examine the tree.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: 213 Nicholson Avenue, Mark Bensabat

Joey Shepard, representing Mark Bensabat appeared before the Commission with a request for a conditional use to construct a 26' x 46', 1196 square foot accessory building on his property located at 213 Nicholson Avenue. Legal description: Lot 3 – 5 Block 1 E W Ulman Subdivision City of Waveland, Hancock County Mississippi.

Commissioner Mike Adams moved, seconded by Commissioner Judy Boudoin to recommend that the Board of Mayor and Aldermen **approve** to conditional use as long as there is no outside plumbing to construct a 26' x 46', 1196 square foot accessory building located at 213 Nicholson Avenue. Legal description: Lot 3 – 5 Block 1 E W Ulman Subdivision City of Waveland, Hancock County Mississippi.

Alderman Burke moved, seconded by Alderman Piazza to follow the recommendation of the Planning and Zoning Board and **approve** the request as submitted.

Mrs. Yarborough said under Section 906.3, if the Board accepts the recommendation to approve, it is necessarily finding that the proposed conditional use will not substantially increase traffic hazards or congestion, substantially increase fire hazards, adversely affect the character of the neighborhood, adversely affect the general welfare of the City, overtax public utilities or community facilities, be in conflict with the Comprehensive Plan, and that the City would benefit from the proposed use, and the surrounding area would not be adversely affected.

Mr. Brian Dunn with Shephard Homes was present to inquire about no water in the accessory building. Mayor Smith said, "Right, it would be in a flood zone and the answer would be 'No' according to FEMA's regulations." Mr. Dunn said, "Ok, there would be no drains, not going into a sewer; we just want to clear that up". Mrs. Yarborough said, "The condition is that you have no plumbing, so that's the point of a conditional use". Mr. Dunn said it would just be a hose bib. Mr. Anderson replied, "Under the special condition, they specifically said no plumbing, so even tying a hose bib to an accessory building is not allowed".

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: 823 North Beach Blvd, Pulin & Natasha Shah

Pulin & Natasha Shah was not present for their requests a conditional use to construct a 1272 square foot Garage/Raised pool house and a 1280 square foot guest cottage on their property located at 823 North Beach Blvd. Legal description: PT 11 A First Ward Waveland City of Waveland, Hancock County Mississippi.

Commissioner Mike Adams moved, seconded by Commissioner Judy Boudoin to recommend that the Board of Mayor and Aldermen **table** the applicant's request located at 823 North Beach Blvd. Legal description: PT 11 A First Ward Waveland City of Waveland, Hancock County Mississippi.

Alderman Burke moved, seconded by Alderman Richardson to follow the recommendation of the Planning and Zoning Board and **TABLE** the request as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Jeffery P. Naquin, 122 South Beach Blvd.

Jeffery P. Naquin was not present for the request to remove the Live Oak Tree on his property located at 122 South Beach Blvd. Legal description: PT 67 B Second Ward Waveland City of Waveland, Hancock County Mississippi.

Commissioner Clarence Harris moved, seconded by Commissioner Judy Boudoin to recommend that the Board of Mayor and Aldermen **table** the applicant's requests for permission to remove a Live Oak Tree on his property located at 122 South Beach Blvd. Legal description: PT 67 B Second Ward Waveland City of Waveland, Hancock County Mississippi.

Alderman Burke moved, seconded by Alderman Lafontaine to follow the recommendation of the Planning and Zoning Board and **TABLE** the request as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

BIDS/PUBLIC WORKS/PURCHASING

Re: Approve the Purchase of new Case 580N Backhoe in the amount of \$71,913.00

Alderman Lafontaine moved, seconded by Alderman Burke to discuss and approve Border Equipment as the lowest, best and most responsive bid for a new Case 580N Backhoe in the amount of \$ 71,913.00. **(EXHIBIT D)**

Mrs. Planchard asked the Board about which method of payment they prefer, whether to finance the equipment or pay cash in full via purchase order. Mrs. Planchard explained that the Backhoe and Auger were budgeted this year to be financed, but a tractor and auger (approved to be purchased at a previous meeting) were not budgeted for in the 2017 budget so the tractor effectively absorbed most of what we had budgeted for financing for the backhoe & auger. At a recent meeting where the Tractor and Auger were approved to be purchased, the Board approved financing (basically, replacing the backhoe in the budget). Regardless, if the City pays cash for the backhoe, that cost would be coming out of cash reserves. Mr. Anderson explained that it is anticipated this will be used by both the Streets and Utility Departments equally. The Board discussed and advised the City Clerk to move forward in obtaining two quotes for 36 month financing the backhoe.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

CITY HALL/APPOINTMENTS

Re: Appointment Ron Duckworth, April Chevis and Rachel Cullen as Deputy City Clerks

Alderman Richardson moved, seconded by Alderman Lafontaine to approve the following Resolutions: **(EXHIBIT E)**

- a. Resolution and Bonding in the amount of \$50,000.00 appointing Ron Duckworth as Deputy City Clerk
- b. Resolution and Bonding in the amount of \$50,000.00 appointing Rachel Cullen as Deputy City Clerk.
- c. Resolution and Bonding in the amount of \$50,000.00 appointing April Chevis as Deputy City Clerk.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

AGREEMENTS/WEBSITE MANAGEMENT

Re: Agreement with Lime Pi Digital for Website Manager

Alderman Burke moved, seconded by Alderman Piazza to approve an Agreement with Lime Pi Digital for A) an Agreement with Lime Pi for 1) Website Management, updating and building the WordPress site at a cost of \$400.00 per month, i.e. \$4,800/year (plus \$100.00/hr. for additional work needed); and 2) an additional \$100.00 per month, i.e. \$1,200/year for website hosting for the WordPress Site. Total base cost per year for 1&2 is \$6,000.00 plus additional work at \$100.00 per hour for additional website management & updating if required. Approval is conditioned upon a service agreement proposed and accepted by Lime Pi Digital. **(EXHIBIT F)**

During discussion, Aldermen Lafontaine said it is important to him that the City have the capability to go in and update the website from our offices. Mrs. Yarborough strongly suggested the approval is conditioned on a Service Agreement to spell out the terms of, for example “termination, and the fact that we get an administrator that has access to the website and things of that nature so it’s clear.” Mrs. Yarborough will draft the agreement.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

TRAVEL/CITY HALL/PURCHASING

Re: Purchasing Clerk Rachel Cullen to attend MMCC Training March 16, 2017

Alderman Piazza moved, seconded by Alderman Richardson to approve travel for Purchasing Clerk Rachel Cullen to attend the 47th Annual Conference of the Mississippi Municipal Clerks and Collectors Association for educational training Thursday, March 16, 2017 in Hattiesburg, Mississippi. Cost to the City would be a registration fee in the amount of \$150.00 each, per diem each for 1 day for the 3 Deputy City Clerks, and use of a City vehicle or travel reimbursement. (City Clerk Planchard and Deputy City Clerk Fayard will cover the office that day).

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

CLOSE-OUT DOCUMENTS/INVOICES/CHANGE ORDERS/SOUTH STREET DRAINAGE IMPROVEMENTS PROJECT/STREETS

Re: Close-Out Documents for South Street Drainage Improvements Project

Alderman Piazza moved, seconded by Alderman Richardson to approve the following Close-Out Documents, including Pay Application #3 and Change Order #2, related to the South Street Drainage Improvements Project, and authorize the Mayor's signature thereon as listed: (Items a-i) **(EXHIBIT G)**

- a) Substantial Completion Certificate (approved at the meeting of 2/22/17)
- b) Final Payment Application and Certificate Signature Page
- c) Payment Application No. 3 and Final in the amount of \$4,587.44
- d) Contract Completion Certificate
- e) Recommendation for Final Acceptance of Contract
- f) Final Completion Inspection Report
- g) Final Waiver of Lien
- h) Consent of Surety To Payment
- i) Change Order No. 2 (Summary Change Order), decreasing contract \$14,011.49 and adding one day.

Mrs. Yarborough said to clarify for the record, this is also payment of Pay Application No. 3 in the amount of \$4,587.44 and just that this payment is not in the usual form, i.e. presented as a separate motion.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

BUILDING DEPARTMENT/PRIVILEGE LICENSES/REPORTS

Re: Building Permits Report and Privilege License Report for the Month of February 2017

Spread on the minutes the following:

- a) Building Permits Report for the Month of February, 2017. **(EXHIBIT H)**
- b) Privilege License Report for the Month of February 2017. **(EXHIBIT I)**

RESTORE ACT PROJECT

Re: Discuss and Establish Priority Order of top 5 City of Waveland RESTORE Projects.

The Mayor said from the consensus he received, North Jackson Marsh is coming out of the MDEQ money and is very important to the City. He said the Boardwalk/Master Plan is also high on everyone's priority list and would help create a welcoming corridor into the City. Alderman Lafontaine suggested the use of a landscape architect (landscaping & signage) to allow for a proper presentation along Hwy 90 as the main corridor for the City; Alderman Richardson agreed. Alderman Burke said he felt that South MS. Planning and Development District is able to prepare and willing to meet with the Mayor regarding the City's Master Plan preparation. He said he felt that Waveland's 'Main Street' is Hwy 90 and that is where our concentration should focus for grants. The Mayor said he received positive feedback from Ms. Myrtis Frank, Senator Wicker's Office, that the boat launch, lighthouse at the Pier would be a great addition to the list. The City Clerk said she would take their ranking sheets and combine them to develop a project ranking list. **(EXHIBIT J)**

EXECUTIVE SESSION

Re: Consider Executive Session

Alderman Piazza moved, seconded by Alderman Richardson to consider Executive Session to prompt a closed discussion regarding potential and probable litigation regarding the abandoned boat on Surf Street located in City owned right-of-way.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Enter Executive Session

Alderman Burke moved, seconded by Alderman Lafontaine to enter Executive Session regarding potential and probable litigation regarding the abandoned boat on Surf Street located in City owned right-of-way.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

LEGAL DEPARTMENT

Re: City Attorney to take Appropriate Legal Action re: Abandoned Boat- Surf Street Right of Way

Alderman Lafontaine moved, seconded by Alderman Piazza to authorize City Attorney to take any appropriate legal action regarding the abandoned boat on Surf Street located in City owned right-of-way.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Exit Executive Session

Alderman Burke moved, seconded by Alderman Piazza to exit Executive Session with action taken.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Note: Alderman Piazza exited the Meeting at this time

DOCKET OF CLAIMS

Re: Claims – Streets Payroll Portion only

Alderman Richardson moved, seconded by Alderman Burke to approve the March 7, 2017 Docket of Claims, Streets Payroll portion only, in the amount of \$15,615.00 as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

ADJOURN
Adjourn Meeting at 8:03 pm

Alderman Lafontaine moved, seconded by Alderman Burke to adjourn the meeting at 8:03 pm.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

The foregoing minutes were presented to Mayor Smith on March 24th, 2017.

Lisa Planchard
City Clerk

The Minutes of March 7, 2017 have been read and approved by me on this day the 24th of March, 2017.

Mike Smith
Mayor

