

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 22, 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, and Lafontaine along with City Clerk Lisa Planchard and City Attorney Rachel P. Yarborough.

Absent from the meeting was Alderman Piazza.

MAYOR'S REPORT

Alderman Lafontaine moved, seconded by Alderman Burke to waive the building permit fee for the rectory at St. Clare Church. Garcia & Sons Construction have agreed to do the construction at no cost; the Church will pay for materials.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

AGREEMENTS/FIRE DEPARTMENT

Re: Agreement with Southern Signs for 'David A. Garcia' Signage at Central Fire Station

Alderman Burke moved, seconded by Alderman Lafontaine to approve agreement with Southern Signs re: 'David A. Garcia Central Fire Station' signage, price of \$2,640.00 (lowest of 2 quotes obtained). This was not currently budgeted. **(EXHIBIT A)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

MAYOR'S COMMENTS (CONT.)

- Discussed the City's need to obtain a Master Plan with the assistance of South Mississippi Public Development District (SMPDD). According to Alderman Burke, SMPDD should be submitting a scope of work by the next meeting; they were asked to address the entire City with concentration on the Hwy 90 commercial corridor.

ATTORNEY'S COMMENTS

- Mrs. Yarborough notified the Board of Aldermen that late afternoon yesterday, the City received notice that the County gave written notice of its intent to withdraw from the Library Services contract for next year. Mrs. Yarborough said that after reading the contract and applicable Code Sections, it may not be necessary for this Board to take any action on the Library Services agreement; it may be nulled by operation of law because the City/County public's Library System requires the cooperation of the County in any joint service agreement. She said she's not had time to reach out to Bay St. Louis as yet; but they would be in the same position that we are. In accordance with the terms of this contract, if any action were required, we would have to give written notice to the Board of Trustees by April 1, 2017, so if it is determined that the City would need to take action to discuss or give notice, it might require a special meeting between now and April 1st, 2017. Alderman Lafontaine requests a meeting with representatives from the City of Diamondhead, City of Bay St. Louis, Board of Supervisors and the Library Administration. Alderman Lafontaine said the City would like to see how much it costs per-day to operate the 5

libraries (Bay St. Louis, Waveland, Diamondhead, Kiln & Pearlinton). Alderman Lafontaine expressed his concern for the issues surrounding the funding that has been directed to the County via adopted millage and noted that the City of Waveland collects a separate Library millage for the Waveland Library... for additional services. He would like to see how much the Supervisors will put from their General Fund (that everyone in Waveland pays into) towards the library system; that will determine how many days a week of service that the Libraries get. Ms. Yarborough provided the letter that was sent with the notice from the Board of Supervisors. City Clerk Planchard will post to DropBox and file with the Library contract documents in her office. Mrs. Yarborough said that "reading between the lines" it appears the County is willing to work with the entities and come to a countywide system in place and to maintain what we have, at least in some respect, but at this time she does not know what other terms they are looking to amend except that they want more representation on the Library Board of Trustees, which would really affect Bay St. Louis because they would lose 1 representative. Ms. Yarborough said she believed their position is that they provide the lion's share of the budget so they would like the lion's share of the representatives. Alderman Lafontaine said, "I can't imagine what more they would want from us, we already give the max millage." Ms. Yarborough said if the Board would like, she would draft a letter to all the other entities and suggest we all publicize a special meeting and discuss those issues. Library Director Courtney Thomas was present to voice her concerns regarding the Library system and the services it provides.

ALDERMEN'S COMMENTS

Re: Alderman Burke

- Announced that the Hancock Solid Waste Authority will be advertising for bids next month related to curbside recycling. Alderman Burke asked the other Board members to discuss curbside recycling with their constituents and see if this would be something they would be willing to pay for. He said that each entity would be able to opt in or out for the bid received and approved.

Re: Alderman Richardson

- Discussed the portolet facilities at the Garfield Ladner Pier and the lack of maintenance by the current vendor hired. Ms. Cullen said she had repeatedly requested that the portolets be cleaned and paper provided, to no avail. The Board requested Ms. Rachel Cullen cancel with the current vendor and switch to another since the City has no current active contract with them.

Re: Alderman Lafontaine

- Cleared all questions prior to the meeting and did not have any comments at this time.

DOCKET OF CLAIMS

Re: Claims

Alderman Lafontaine moved, seconded by Alderman Burke to approve the Docket of Claims in the amount of \$313,171.00 dated March 22, 2017 as submitted. **(EXHIBIT B)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

MINUTES

Re: Minutes of March 7, 2017

Alderman Lafontaine moved, seconded by Alderman Richardson to approve the Minutes of the Board meeting dated March 7, 2017 as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

ADVERTISEMENTS/BIDS/GARFIELD LADNER MEMORIAL PIER/PIER/LIGHTHOUSE FACILITY

Re: City Clerk to Advertise for Bids for Waveland Restroom and Lighthouse Facility

Alderman Lafontaine moved, seconded by Alderman Richardson to authorize the City Clerk to advertise for bids: Waveland Restroom and Lighthouse Facility, as presented by Compton Engineering.

During discussion, with regard to County Go MESA grant funds, Ms. Yarborough said an Interlocal agreement would have to be prepared that will be comparable to the one the City had for the Jeff Davis/Gulfside project. Mr. Lagasse said they will require the low bid contractor to give Compton an itemized billing list so we can be sure to keep track of the Go MESA funds separately and make sure the entire grant amount allocated to the City gets spent on the lighthouse. City Attorney Yarborough said she would like to stop by Compton to review the bid package before it gets sent out.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

RESOLUTION/VOLUNTEERS

Re: Resolution - National Day of Service Honoring AmeriCorps and Senior Corps Volunteers

Alderman Richardson moved, seconded by Alderman Burke to approve a Resolution Recognizing National Day of Service honoring AmeriCorps and Senior Corps Volunteers. **(EXHIBIT C)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

TRAVEL/CITY HALL

Re: Mayor Mike Smith to Starkville, Mississippi for MML Mayor's Forum

Alderman Burke moved, seconded by Alderman Lafontaine to approve travel for Mayor Mike Smith to attend the Mississippi Mayor's Forum presented by MML and the MSU Stennis Institute of Government in Starkville, Mississippi June 22-23, 2017. Cost to the City will be \$550 program fee, 3 days per diem, 2 nights lodging and use of a City vehicle. Note: Only 5 Mayors across the State were invited to participate; program fee due immediately after approval.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

TRAVEL/ POLICE DEPARTMENT

Re: Lt. Mac Cowand to attend FBI Internal Affairs Investigations course in Southaven, MS.

Alderman Burke moved, seconded by Alderman Lafontaine to approve travel for Lieutenant Mac Cowand to an FBI led class on Conducting and Managing Internal Affairs Investigations in Southaven, Mississippi April 3-7, 2017. Costs to the City (as budgeted) will be \$650.00 for the class, lodging of \$577.50, 6 days per diem in the amount of \$276.00, and use of a City vehicle.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

POLICE BUILDING-STATION/AGREEMENTS/CONTRACTS

Re: Renewals of Building Security Swipe Card & Building Camera Security – Police Department

Alderman Lafontaine moved, seconded by Alderman Burke to approve the following budgeted 1 year renewals for the Waveland Police Department being listed, (Items a&b): **(EXHIBIT D)**

- a) Building Security Swipe Card and Door Control System from Sunrise Network Solutions in the amount of \$1,363.50. The current license expires 3-31-17.
- b) Building Camera Security System from Sunrise Network Solutions in the amount of \$810.00. The current license expires 3-31-17.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

PUBLIC WORKS DEPARTMENT/PURCHASING/FINANCE

Re: Purchase of one new Case 580N Backhoe from Border Equipment

Alderman Burke moved, seconded by Alderman Lafontaine to **TABLE** financing for one new Case 580N Backhoe from Border Equipment in the total amount of \$71,913.00 from The First Bank at a rate of 2.30% over 36 months (lowest & best quote of 2 banking quotes received).

Mrs. Yarborough said that currently there are no finance papers for this and recommended the Board table this issue until we receive the finance agreement and she have time to review.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

DONATIONS/CITY HALL

Re: Accept donation of Lifepak CR/CR Plus Defibrillator to be placed in City Hall

Alderman Burke moved, seconded by Alderman Lafontaine to accept donation of 1 Lifepak CR/CR Plus Defibrillator (Serial No. 45155247) from AMR; placed at City Hall next to Board Room.
(EXHIBIT E)

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

UTILITY DEPARTMENT/PUBLIC WORKS DEPARTMENT/HOPE HAVEN

Re: Waive the Utility deposit for Hope Haven Headquarters

Alderman Burke moved, seconded by Alderman Lafontaine to waive the Utility deposit in the amount of \$550.00 for Hope Haven headquarters located at 706 Highway 90, Waveland MS. 39576.

Mrs. Yarborough said this is allowed under MS. Code Section 21-27-27, finding that Hope Haven is a benevolent institution located within the City of Waveland. Mrs. Yarborough said the everyday usage of 'Benevolent', as defined by Webster's Dictionary, '*Public Benevolent Institution*' is a type of charitable institution whose main purpose is to relieve poverty or distress. Mrs. Yarborough added that if the Board chooses to approve this motion, it is necessarily making the finding that Hope Haven is a benevolent institution as defined.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

ANNEXATION/INVOICES/LEGAL

Re: Invoice No. 18258 in the amount of \$16,205.64 from Carroll, Warren and Parker Law Firm

Alderman Burke moved, seconded by Alderman Richardson to approve Statement (Invoice) No. 18258 in the amount of \$16,205.64 from Carroll, Warren and Parker Law Firm for work performed during the proposed Annexation. **(EXHIBIT F)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

**INVOICES/CITYWIDE SEWER IMPROVEMENTS PROJECT/DRAINAGE PROJECT/
CITYSIDE SEWER IMPROVEMENTS PROJECT/STORMWATER PROGRAM PHASE II/
OUTDOOR RECREATION FACILITY/LIGHTHOUSE PROJECT/SOUTH STREET
DRAINAGE IMPROVEMENTS PROJECT/WATER STUDY/ANNEXATION/LITIGATION/
TIDELANDS**

Re: Payment of Invoices submitted by various Contractors

Alderman Lafontaine moved, seconded by Alderman Burke to approve the following invoices submitted by various contractors and recommended to be placed in line for payment consideration, contingent upon receiving funding from grand sources (if required), as listed (Items a-h):

- a) Invoice #216-056-5 in the amount of \$6,130.00 by Compton Engineering - Citywide Sewer Improvements Project **(EXHIBIT G)**
- b) Invoice #216-056-6 in the amount of \$18,561.25 by Compton Engineering – Citywide Sewer Improvements Project. **(EXHIBIT H)**
- c) Invoice #216-021-12 in the amount of \$2,685.00 by Compton Engineering – Phase II Stormwater Program. **(EXHIBIT I)**
- d) Invoice #216-068-20 in the amount of \$4,700.00 by Compton Engineering –Outdoor Recreation Facility/Tidelands Funds. **(EXHIBIT J)**
- e) Invoice #215-069-9 in the amount of \$300.00 by Compton Engineering – South Street Drainage Improvements Project. **(EXHIBIT K)**
- f) Invoice #217-014-1 in the amount of \$1,125.00 by Compton Engineering – Water Study. **(EXHIBIT L)**
- g) Invoice #33177 from Waggoner Engineering in the amount of \$12,088.50 – Expert Witness, Litigation. **(EXHIBIT M)**
- h) Invoice #33236 from Waggoner Engineering in the amount of \$235.50 – Expert Witness, Litigation. **(EXHIBIT N)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, & Lafontaine

Voting Nay: None

Absent: Piazza

COURT DEPARTMENT/POLICE DEPARTMENT/PERSONNEL/REVENUES AND EXPENDITURES REPORT

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

- a) Municipal Court Report for the Month of February, 2017. **(EXHIBIT O)**
- b) Resignation of Part-Time Police Officer Nathan Corr effective 3-15-2017.
- c) Resignation of Agent Shane Jordan from the Police Department effective 3-31-2017.
- d) Revenues & Expenditures Report for the month of February 2017 at this, the second meeting of March 2017. **(EXHIBIT P)**

EXECUTIVE SESSION

Re: Consider Executive Session

Alderman Burke moved, seconded by Alderman Lafontaine to consider Executive Session to prompt a closed discussion regarding potential litigation regarding street flooding on Bienville Street and resulting dangerous conditions.

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 Richardson to enter Executive Session regarding potential litigation regarding street flooding on Bienville Street and resulting dangerous conditions.

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 Richardson moved, seconded by Alderman Burke to exit Executive Session with no action taken.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

ADJOURN

Adjourn Meeting at 7:41 pm

Alderman Richardson moved, seconded by Alderman Burke to adjourn the meeting at 7:41 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 April 7th, 2017.

Lisa Planchard
City Clerk

The Minutes of March 22nd, 2017 have been read and approved by me on this day the 7th day of April, 2017.

Mike Smith
Mayor

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