

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 April 4, 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, Lafontaine and Piazza along with City Attorney Rachel P. Yarborough and City Clerk Lisa Planchard.

Absent from the meeting was Alderman Richardson.

MAYOR'S REPORT

Re: Reimburse RSVP Director Linda Pitts \$1,000.00 for catered RSVP dinner

Alderman Burke moved, seconded by Alderman Piazza to reimburse Ms. Linda Pitts, RSVP Director, \$1,000.00 for the Mayor & County RSVP dinner catered by Ms. Jolene Ladner, as budgeted and provided through the RSVP budget. **(EXHIBIT A)**

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

PROCLAMATIONS/POLICE DEPARTMENT/CLICK IT OR TICKET

Re: Click it or Ticket Mobilization Enforcement Period May 22, 2016 through June 4, 2017

Alderman Lafontaine moved, seconded by Alderman Piazza to approve Proclamation declaring May 22 through June 4, 2017 as the Click It or Ticket Mobilization enforcement period in Waveland, as submitted by Assistant Police Chief Mike Prendergast and the MS. Office of Highway Safety. **(EXHIBIT B)**

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

EVENTS

Re: High School Seniors Appreciation Breakfast

Mayor Smith said that the High School Seniors appreciation breakfast was well attended.

ATTORNEY'S COMMENTS

Re: Noted that there were Planning and Zoning applicants present, but there were no Planning & Zoning minutes presented; their application will be considered at the next regular meeting of the Board of Mayor & Aldermen.

ALDERMEN'S COMMENTS

Re: Alderman Burke

- Discussed the Road and Bridge money requested by Public Works Director Brent Anderson as it relates to various road repairs in the City of Waveland. He said he would like to have Garden Lane considered. Alderman Lafontaine said he would like to see Waveland Ave. get grinded on the south side to remove the humps from the road. Mr. Anderson said MDOT could come in and do the grinding (like they do on the highway); this will have to be engineered to meet DOT standards. Mayor Smith said he had a piece of Gladstone Street that needed paving; east side of

Henderson. Mr. Anderson said he will start on these issues tomorrow and get them back before the Board for further action.

- Inquired about the Destination Waveland event coming up for the Fourth of July.

Re: Alderman Lafontaine

- Requested the Speed/Traffic count sign be placed on Waveland Avenue, Herlihy St., Central Ave., Nicholson Ave. and Beach Blvd. The City could use this for our planning with sidewalks and other things.
- Inquired about the possibility of having a softball league play at the Waveland Park. Mayor Smith said he spoke with Mr. Brad Ladner who actually asked the Mayor about having the Bay St. Louis girls play in Waveland at our fields. Mayor Smith is completely in favor and working on this.

Re: Charles Piazza

- Said that he was happy to be at the meeting and had no comments at this time

DOCKET OF CLAIMS

Re: Claims

Alderman Piazza moved, seconded by Alderman Lafontaine to approve the Docket of Claims (excluding the Streets Payroll portion) in the amount of \$368,696.48 dated April 4, 2017 as submitted. Total of both is \$381,466.20. **(EXHIBIT C)**

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

MINUTES

Re: Minutes of Regular Meeting of March 22, 2017

Alderman Burke moved, seconded by Alderman Lafontaine to approve the Minutes of the Regular Meeting of March 22, 2017 as submitted.

Mrs. Yarborough noted for the record that the abstention would be counted as an affirmative vote; therefore the motion passes.

A vote was called for with the following results:

Voting Yea: Burke, & Lafontaine

Abstain: Piazza

Voting Nay: None

Absent: Richardson

SURPLUS/MOBILE HOMES/POLICE DEPARTMENT

Re: Purchasing Clerk Rachel Cullen Discussed 3 surplus mobile homes awarded to Artisan Global, LLC. December 6, 2016

Mrs. Cullen said that she spoke with the bidders (Artisan Global, LLC.) and had requested a small amount of time to obtain the title work on the mobile homes. She has since gotten the title work, but says Artisan Global will not return her phone calls or emails. Mrs. Yarborough said that the premise is once a bidder puts their offer out there, the fundamentals of the contract are offer and acceptance which has been accomplished. So you have a contract in theory. She said she would suggest the Board have her sent a letter explaining the City's position and the options that are available to the City to make him perform since he submitted a bid and it was accepted. We can go from there once we get a response. Board members collectively verbally agreed to have Ms. Yarborough send the letter. Ms. Yarborough said a motion was not necessary to approve her to send the letter.

PARKS AND RECREATIONS/PURCHASING/AGREEMENTS

Re: Agreement with Splash Pads USA in the amount of \$18,275.00

Alderman Lafontaine moved, seconded by Alderman Piazza to approve Agreement with Splash Pads USA in the amount of \$18,275.00 for the fabrication of Splash Pad and \$800.00 for freight costs to be paid in the following installments: This is for the Elwood Bourgeois Park. **(EXHIBIT D)**

- a) \$9,137.50 due and payable as deposit for materials upon execution of this agreement.
- b) \$9,137.50 due after the contractor's presentation of invoice for goods delivered and acceptance by the City.

A vote was called for with the following results:

Voting Yea: Lafontaine & Piazza

Voting Nay: Burke

Absent: Richardson

TIDELANDS

Re: Discuss Tidelands projects to be Recommended for Upcoming DMR Funding Fear.

Mr. Mickey Lagasse was present to ask Board members to think about what Tidelands funding projects they would like to submit for the July 2017 deadline; awards should be announced April 15th, 2017 for prior year's applications. - All Aldermen are to send Mr. Lagasse their list of top 3 projects. What we apply for this year will not be received until April 2019; it's basically a two year cycle according to Mr. Lagasse.

DAVIS STREET WATER TOWER/WATER TOWER-DAVIS STREET/SURPLUS

Re: Surplus the Davis Street Water Tower

Alderman Piazza moved, seconded by Alderman Burke to declare the Davis Street Water tower surplus property due to the property no longer being used for public purposes.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

ADVERTISEMENTS/DAVIS STREET WATER TOWER/WATER TOWER-DAVIS STREET

Re: Authorize City Clerk to Advertise for Bids to Demolish Davis Street Water Tower

Alderman Burke moved, seconded by Alderman Piazza to rescind motion of 2/22/17 authorizing City Clerk to advertise for bids to demolish the Davis Street water tower and approve motion to obtain 2 quotes for demolition of Davis Street water tower since cost should be less than the \$50,000 bid requirement threshold.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

PERSONNEL/POLICE DEPARTMENT/PUBLIC WORKS

Re: New Hire James Sanchez and Patrick Crowe as Full-time Police Officers

Re: Re-Hire Mr. Martin "Brad" James in Streets Department

Alderman Burke moved, seconded by Alderman Piazza to hire the following new hires and increase rate of pay for the following at the Waveland Police Department and Waveland Public Works Department, pending passage of drug test (new employees only) as listed, Items (a-d):

- a) James Sanchez as a full time police patrolman, pending a successful background check and drug test, at a rate of \$14.67/hour based upon experience.
- b) Mr. Patrick Crowe as a full time police patrolman, pending a successful background check and drug test, at a rate of \$14.00/hour. Mr. Crowe will need to attend the Police Academy.
- c) Increase Patrolman Phillip Pavolini's hourly pay rate to \$15.11 for successfully completing his 6 month probation period.
- d) Re-hire Martin "Brad" James to fill open position in Street's Department effective March 20, 2017 at a rate of \$11.33 per hour, pending passage of drug test, as budgeted.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

**FINANCE AGREEMENT/PURCHASING/AGREEMENTS/PUBLIC WORKS DEPARTMENT
Re: Table Financing from First Bank for Purchase of Case 58-N Backhoe from Border
Equipment**

Alderman Burke moved, seconded by Alderman Piazza to **TABLE** financing from First Bank, including required signatures on finance agreement, 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).

A vote was called for with the following results:

Voting Yea: Burke Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

*After the vote Alderman Lafontaine further discussed the backhoe and said there has not been a backhoe for some time and it is important to get one as soon as possible. Mrs. Yarborough told the Board that they could reconsider the last motion and approve contingent on City Attorney's approval of the agreement.

**Re: Approve Financing from First Bank for Purchase of Case 580N Backhoe from Border
Equipment**

Alderman Lafontaine moved, seconded by Alderman Burke to approve financing from First Bank, including required signatures, on finance agreement and contingent upon City Attorney approval of agreement, 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). **(EXHIBIT E)**

A vote was called for with the following results:

Voting Yea: Burke Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

**HMGP GRANT ANTICIPATION NOTE/CITYWIDE DRAINAGE IMPROVEMENTS
PROJECT/DRAINAGE PROJECT**

Re: Payment on Hancock Bank HMGP Grant Anticipation Note - \$186,083.00

Alderman Burke moved, seconded by Alderman Piazza to approve payment on the Hancock Bank HMGP Grant Anticipation Note in the amount of \$186,083.00 as follows: Note: This amount was just reimbursed to the City last week from the HMGP Drainage Improvements Project. **(EXHIBIT F)**

- e) Principal \$182,618.50
- f) Interest \$3,464.00

A vote was called for with the following results:

Voting Yea: Lafontaine & Piazza

Voting Nay: Burke

Absent: Richardson

CITYWIDE SANITARY SEWER PROJECT/SEWER PROJECT/EDNA AND DICKS STREETS (HERLIHY AREA)/SCOPE OF WORK/ENGINEERING

Re: Add Edna and Dicks Streets (Herlihy Area) to Engineering Scope of Work for Citywide Sanitary Sewer Project

Alderman Lafontaine moved, seconded by Alderman Piazza to approve adding the Edna and Dicks (Herlihy Area) Areas to the Engineering Scope of Work related to the Citywide Sanitary Sewer Improvements Project.

Prior to this motion Mr. Anderson discussed the problems and asked if the Board had any questions and discussed the necessity for adding Edna and Dicks (Herlihy) area to Scope of Work for the Citywide Sanitary Sewer Project.

A vote was called for with the following results:

Voting Yea: Burke Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

INVOICES/DRAINAGE DITCH EASMENT-KENT KAHN PROPERTY/BIENVILL ROAD SURVEY – FLOODING PROPERTY/HMGP CITYWIDE DRAINAGE IMPROVEMENTS PROJECT/DRAINAGE IMPROVEMENTS PROJECT

Re: Payment of Invoices Submitted by Various Contractors

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

- a) Invoice No. 217-004.007-1 from Compton Engineering in the amount of \$1,792.50 – Research for Drainage Ditch Easement (Jeff Davis by Kent Kahn Property-2 culverts on City property flooding other properties). **(EXHIBIT G)**
- b) Invoice No. 217-004.004-1 from Compton Engineering in the amount of \$1,705.00 - Survey of Lot 14 Cline Estates (Bienville Road Survey, flooding citizens' properties). **(EXHIBIT H)**
- c) Invoice #N20122855 from AMEC Foster Wheeler Environment & Infrastructure, Inc. in the amount of \$458.90 re: the HMGP Citywide Drainage Improvements Project. **(EXHIBIT I)**

A vote was called for with the following results:

Voting Yea: Burke Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

BUILDING DEPARTMENT/PERSONNEL/PRIVILEGE LICENSE DEPARTMENT

Spread on the minutes the following as listed (Items a&b):

- g) Building Permits Report for the Month of March, 2017.
- h) Privilege License Report for the Month of March 2017.

EXECUTIVE SESSION

Re: Potential and Probable Litigation

Alderman Burke moved, seconded by Alderman Lafontaine to consider Executive Session to prompt a closed discussion regarding potential and probable litigation regarding the HMGP Citywide Drainage Improvements Project.

A vote was called for with the following results:

Voting Yea: Burke Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

Re: Enter Executive Session

Alderman Burke moved, seconded by Alderman Piazza to approve entering Executive Session regarding potential and probable litigation regarding the HMGP Citywide Drainage Improvements Project.

A vote was called for with the following results:

Voting Yea: Burke Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

Re: CITYWIDE DRAINAGE IMPROVEMENTS PROJECT/LEGAL ISSUES

Alderman Lafontaine moved, seconded by Alderman Piazza to authorize City Attorney to negotiate with KAPPA concerning scope of services, work and costs under contract.

A vote was called for with the following results:

Voting Yea: Burke Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

Alderman Piazza moved, seconded by Alderman Lafontaine to authorize City Attorney to obtain quotes for completion of remaining Scope of Work or portions thereof under the HMGP Citywide Sewer Improvements Project.

A vote was called for with the following results:

Voting Yea: Burke Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

Re: Exit Executive Session – With Action Taken

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

A vote was called for with the following results:

Voting Yea: Burke Lafontaine & Piazza

Voting Nay: None

Absent: Richardson

**** Note: Alderman Piazza left the meeting at this time.**

DOCKET OF CLAIMS

Re: Claims – Streets Portion only

Alderman Burke moved, seconded by Alderman Lafontaine to approve the 4/4/17 Docket of Claims, Streets Payroll portion only, in the amount of \$12,769.72 as submitted. **(EXHIBIT C)**

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Mayor Smith

Voting Nay: None

Absent: Richardson & Piazza

ADJOURN

Adjourn Meeting at 7:48 pm

Alderman Burke moved, seconded by Alderman Lafontaine to adjourn the meeting at 7:48 pm.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Mayor Smith

Voting Nay: None

Absent: Richardson & Piazza

The foregoing minutes were presented to Mayor Smith on April 21st, 2017.

Lisa Planchard
City Clerk

The Minutes of April 4, 2017 have been read and approved by me on this day the 21st day of April, 2017.

Mike Smith
Mayor