

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, 2018 at 6:30 p.m. to take action on the following matters of City business.

**PUBLIC COMMENTS:**

- **Mr. Bryan Therolf**

**PUBLIC COMMENTS/BUILDING DEPARTMENT**

**Re: Spread on the Minutes Printed Information from City's website from Mr. Bryan Therolf**

Alderman Richardson moved, seconded by Alderman Burke to spread on the minutes the printed information by Mr. Bryan Therolf from the City's website related to construction erosion control. **(EXHIBIT A)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson and Piazza

Voting Nay: None

Absent: Lafontaine

**ROLL CALL**

Mayor Smith noted for the record the presence of Aldermen Burke, Richardson and Piazza along with Attorney Gary Yarborough and Deputy City Clerk Tammy Fayard.

Absent from the Meeting was Alderman Shane Lafontaine, City Clerk Lisa Planchard and City Attorney Rachel Yarborough.

**PUBLIC HEARING/BLIGHTED PROPERTY**

**Re: Public Hearing Regarding Blighted Property Located at 600 Hwy 90, old 'Days Frontier property' Mr. Bill Carrigee was Present to Offer Explanation and Answer Questions.**

**Mr. Yarborough:** We previously had a public hearing on December the 5<sup>th</sup> of 2017 during which the Board determined that the property, which is the subject of this notice, was a menace to the Public, Health and Safety of the City of Waveland and this Board determined that it was in need to be totally demolished; that was December 5, 2017. There is no bill of exceptions of that hearing filed within 10 days of that hearing. The Board has, upon the request of the property owner, allowed them to present documentation concerning their request, as I appreciated to leave just the red iron of the material there. The Board has provided notice pursuant to §21-19-11, but is here to consider that request of the property owner. For its convenience and without waiver of anything of its prior determination of December 5, 2017, which is a final action and was not appealed. So with that, I know Mr. Bill Carrigee is here on behalf of the property owner; you could provide any documentation or presentation you may want in support of that request. One question I (Gary Yarborough) do have is concerning, as I appreciated part of the property is within an A3 Zone; the property has already been determined, I think your (Bill Carrigee) submissions also agreed that everything does need to be taken out, saved for maybe your position that maybe the red iron may be salvageable, so it is a substantial loss. So if you can also, within your presentation, discuss the requirements of the AE Zone and what, if any, impact that has on your request.

**Mr. Carrigee:** Okay, the back left hand corner of the property is in a flood zone. It's very small, but were removing that whole section, believe me, in order to bring it into compliance, with FEMA Regulations, it's gotta go. Now as far as the 50% rule, it's a little different when you're looking at commercial than it is when you're dealing with an RSVE. You know an RSVE on a residential is a little bit different than when you're evaluating a commercial structure. The structure is structurally sound. We've had, well the owner hired a designer to come out there and draw a set of plans for me, and I ran them off cause they didn't have a clue of what he was doing. I brought in a guy from Hattiesburg, Bill Rogers; he used to be the Building Official in Hattiesburg, and he is now drawing a full set of plans showing all the ADA requirements that we have to do. And we have an Engineer standing by to certify that the building's fine structurally and that the design that we're going with is, which is a totally metal building, metal studs everything, is in good shape and that it will be right according the building codes, 2012 IBC and will meet the A119, which is the ADA requirements, accessibility requirements, so we're gonna have the bathrooms and everything the way it's supposed to be. It's going to be two units, the owners are going to occupy one with a nail salon and then she's going to rent the other half out to help

pay for the building of course, you know and all the renovation. Like I said, she hired a guy, Rusty, I don't know if y'all know him, R&R Design, him and his wife. (Motioning over his head) right over his head. We met him out there, he had no clue.

**Mr. Yarborough:** Do you, as of today, have a stamp from an Engineer indicating that the red iron at the property is structurally sound?

**Mr. Carrigee:** No, he was gonna stamp the drawings. You know you're paying, every time you get his stamp; it costs you money, so he said give him the drawings, show what we can do because we're gonna add one support, one steel column in the building because there's a sway in one of the bar-joists. So we're gonna add a steel post in there and he said, he would look at the design of how we're gonna do the steel post and then certify that once we put the post in, everything going will be good.

**Mr. Yarborough:** Now you said that everything's being removed that's in an A3 Zone, does that include red iron, slab, everything?

**Mr. Carrigee:** Everything, everything's gotta go on that back left corner.

**Mr. Yarborough:** And your proposal would be to also remove all other items, save the slab and the red iron from the rest of the structure as well?

**Mr. Carrigee:** That's correct, and I'd say 90% of its already gone, the biggest part we got left is the roof and they been, the owner's got a group of their friends and they wanna do the work of course, to save money, but I'm a little nervous about them fooling with that roof, so we're gonna have somebody come in and take the roof off.

**Mr. Yarborough:** Now was there a demolition permit pulled for the...

**Mr. Carrigee:** Yes Sir.

**Mr. Yarborough:** And that was pulled, I know there was a question presented about that differing from the order of the Board of December 5 and that it left the red iron.

**Mr. Carrigee:** Correct

**Mr. Yarborough:** What is the time left on that Demolition Permit?

**Mr. Carrigee:** Demolition permit's normally good for a year. Unless y'all have changed it.

**Mr. Yarborough:** What is your anticipated completion of the demo, aside from the red iron?

**Mr. Carrigee:** The demo ought to be finished within the next 2 weeks; we're just waiting on the plans to come in so I could submit them to Josh (Hayes-Building Inspector) for review, because as soon as we get it down, we wanna put it back, you know, so we don't lose anything.

**Mr. Yarborough:** What is you're, and I know one concern of the Board is how long this has already been sitting there for a substantial period of time, since Katrina.

**Mr. Carrigee:** Right.

**Mr. Yarborough:** What would be your timing of completion of construction following demo?

**Mr. Carrigee:** Six weeks tops. All we're looking at is metal studs and sheet rock, painting, that won't take long, you know. But a division, only thing we'll have to deal with, if we gotta break a little concrete for the bathrooms. We already located the plumbing and all that stuff down there, so we can get there without any real big issue.

**Alderman Richardson:** Mr. Bill, If I could ask a question on the red iron; what group, or who would come in as far as ultra-sounding the thickness welds where the welds are, I mean for the, I guess..

**Mr. Carrigee:** For the existing steel?

**Alderman Richardson:** For the existing steel, yea; I mean I think would be the only thing on the red iron you would have an issue with, maybe possibly the welds.

**Mr. Carrigee:** We can have somebody come in and do that. The Engineer said that he'll look at everything and certify the building for us, but I mean if you want an x-ray, which is really the only way to tell on red iron.

**Alderman Richardson:** Right, I mean, and for the safety of the building, I mean, you know, I mean you been doing it a long time.

**Mr. Carrigee:** Oh yea, and we gonna go back and fire rate it of course.

**Alderman Richardson:** Right

**Mr. Carrigee:** You know all the red iron's going to have to be sprayed with a 1 hour Fire Rating because even though it's steel, people don't understand that doesn't make it fire proof.

**Alderman Richardson:** Right.

**Mr. Carrigee:** That just makes it noncombustible. When the heat gets to it, it will twist it up like a pretzel.

**Alderman Richardson:** Yes it will.

**Mr. Carrigee:** So we'll have to rate all of that too, you know.

**Mayor Smith:** And let me say this, I know that, you know time, timing was a factor of this Board back in December.

**Mr. Carrigee:** Right.

**Mayor Smith:** Because we wanted it taken down, if we're going to rebuild it, let's rebuild it. And I think time is the main factor with us up here today is, you know, we don't want this drug out.

**Mr. Carrigee:** Right, well, unfortunately the owner was determined to get a favor from this guy Rusty on drawing the plans, and I finally told her I said, 'Look I ran him off, he can't do what we need done'.

And you're just gonna have to pay my guy, so Bill came down with me, Bill Rogers, last week I think it was. Last week I had the class at the Fire Station? (From the back of the room Assistant Fire Chief Tommy Carver nodded yes) Yea, so he came down and we went and looked at the building. He took his pictures and all of that stuff and he's drawing the drawings; we took all the measurements and everything. So I would assume that I'm gonna have the plans from him this weekend. Cause we're getting together for a crab boil, so he'll bring the plans to me and I got a set of plans for him I gotta review, so.

**Mr. Yarborough:** So how many crabs is he being paid to draw the plans? (Laughter)

**Mr. Carrige:** That's how, that's how he's getting' paid, we're swapping work. Yes, uh he's got a set of plans with Josh right now. They're doing a house over here, and they got another one for Hattiesburg. He does all of the inspections for the City of Petal now he's on contract with, and so we swap our work all the time. But I would say that we're gonna have the plans by the end of this weekend, and I'll bring them to Josh next week and as quick as Josh gets them back to me, which shouldn't be long because it's all gonna be compliant. I'm gonna sign off on reviewing them and then 6 weeks, we'll be done. We'll have it all back together. The biggest thing with the plans is it gives y'all a front elevation, so you can see what the building will look like when it's over with.

**Mr. Yarborough:** Will you have the plans with the corresponding Engineer's Certificate by this weekend?

**Mr. Carrige:** Yea, well as soon as he gives me the plan, I'm gonna meet the Engineer and he's gonna stamp them.

**Mr. Yarborough:** Okay, and then demo completed 15 days or so?

**Mr. Carrige:** Oh, at the most, yea, because all we got left really is the roof to come off.

**Mr. Yarborough:** Okay.

**Mr. Carrige:** Everything else is off, we just don't want the Vietnamese guys up on that roof, if you go looking from underneath, I don't want them walking around on that roof.

**Mayor Smith:** And plus...

**Mr. Yarborough:** You know, the roof on top of the roof.

**Mayor Smith:** And plus the tin's not gonna fit in a shopping cart anyway.

**Mr. Carrige:** No

**Alderman Richardson:** (Laughter) I imagine not.

**Mr. Carrige:** The ducks have been ducked a couple of times, but you know they got a metal roof, then underneath that metal roof is an asphalt roof, so we gotta get the metal roof off, take the asphalt off, take the decking off, add a couple of more 'pearling's' on the red iron and then we'll go ahead and shoot with that; make it water tight.

**Mr. Yarborough:** And does the Board have any other questions for Mr. Bill?

**Alderman Richardson:** No, I mean I know we, as a Board when this first came up, we were all really against the project because it had been there for so long. But, I mean Shane made sense of everything, it's going to be a lot better with a building there than a slab, I mean that's; we need the business and..

**Mayor Smith:** We do.

**Alderman Piazza:** We've come a long way since December.

**Alderman Richardson:** It's come a long way.

**Mayor Smith:** It has.

**Alderman Richardson:** So, I mean, let's move forward. That's what I say.

**Mr. Yarborough:** And now we do have, this is a publically noticed hearing pursuant to §21-19-11, alright is there anyone else to speak either in favor of the applicants request to keep the red iron, or in opposition to that request? Yes Sir (Answering to audience member).

**Mr. Jim Meggett:** I just, I have a question.

**Mr. Yarborough:** If you can, just state you name and address for the record please.

**Mr. Meggett:** Jim Meggett, 135 Dogwood Drive; I was here at the meeting in December and Bill, you told me that that building would be demolished in a week, you guaranteed it.

**Mr. Carrige:** Right.

**Mr. Meggett:** It was my only question.

**Mr. Carrige:** Well and my problem is, to be honest, is the owners are trying to save every dollar they can, and said they had a work force. Well, if you been watching it, they had a workforce of like 3 people.

**Alderman Richardson:** And 2 'grocery' baskets.

**Mayor Smith:** Yep.

**Mr. Carrige:** Or they doubled up, they had two baskets. I made them put the dumpster out there so we can get it and I'm gonna have what's his name, the one that does the concrete all the time around here, that does a lot of the demo work for the City, he's gonna come take the roof off, Bill's already talked to him.

**Alderman Richardson:** Diamond?

**Mr. Carrige:** Who?

**Alderman Richardson:** Diamond.

**Mr. Carrigee:** No, not Diamond.

**Mayor Smith:** Not Leo, huh.

**Mr. Carrigee:** Who?

**Mayor Smith:** Leo? Wild Bill.

**Mr. Carrigee:** No. What's the guy, he's got the place right there, he does all the work on the storage buildings right there?

**Mrs. Fayard:** Morreale, Morreale.

**Mr. Carrigee:** Morreale, that's it.

**Mayor Smith:** Good.

**Mr. Carrigee:** That's who Bill talked to about coming to take the roof off, because he's got the equipment.

**Mayor Smith:** Yea,.

**Mr. Carrigee:** He'll get up there and get it done.

**Mayor Smith:** And he won't set on it either, he'll get it done.

**Mr. Carrigee:** No, no he wants to get paid, so he'll take it down quick, and I have an account with him so it works in my favor; but yea, we gonna go ahead and take that roof off. Once we get started getting it put back together Lil Bill, (Carrigee Jr.) my son, will be on the job actually doing most of the work, you know.

**Mr. Yarborough:** Is there anyone else here who would like to speak in either in support of the applicant's request, or in opposition to it? Let the record reflect that no one else is looking to state the request. Now we do have here Board, as you know, we do have general guidelines under our Ordinances with timelines. We do have though, here, a request for basically leave from the December 5, 2017 order, prior order of the Board requiring hold demolition. So Mr. Bill, would you have any opposition to the Board and in agreement on behalf of the property owner to agree to specific deadlines, both for completion of the demolition and for completion or submission of plans, and appoint approval completion of construction.

**Mr. Carrigee:** I have no problem with that. You know, I do want to say one thing; whatever problems y'all had was about the grass cutting. Well, that's not her property, that's the neighbor that owns that property and she's tried to contact them on numerous times about letting her cut the grass and he won't. So, you know, we gonna need your assistance to get that done.

**Mr. Yarborough:** The only other question...

**Mr. Carrigee:** We're willing to cut it.

**Mr. Yarborough:** Yea.

**Mr. Carrigee:** But they don't want to let us.

**Mr. Yarborough:** The only other question, Brent (Anderson), are we still under '12, or did we adopt the '15?

**Mr. Anderson:** Still under '12.

**Mr. Carrigee:** Y'all gonna go to the '18?

**Mr. Yarborough:** '18, yea I know we got to go within the 6 year period, I just didn't know whether or not we had done that yet or not.

**Mr. Carrigee:** In fact I'm writing an Ordinance right now for the '18 adoption with all the amendments for some of the other Cities, which of course I'll submit to Mike, if he wants it.

**Mayor Smith:** And we have to do it by August (2017).

**Mr. Yarborough:** Yea, August is the deadline for that, you just have to be within 2 cycles. So...would it be fair to say we could have a deadline for next Friday for completion of the demo?

**Mr. Carrigee:** Yea, we don't have any holidays this week, right. Okay, yea.

**Mr. Yarborough:** I never have a holiday, so I don't know what you have.

**Alderman Burke:** (inaudible) most of the time.

**Mr. Carrigee:** I'm fine with that.

**Mr. Yarborough:** And then we will have the plans submitted by next Wednesday, stamped.

**Mr. Carrigee:** How about Friday for both of them?

**Alderman Burke:** The 13<sup>th</sup>.

**Mr. Yarborough:** Ok, and then we would have, from the timing of the building codes, the building official's approval, if it is in fact approved, construction will be completed within 90 days?

**Mr. Carrigee:** Oh yea.

**Mr. Yarborough:** Okay, so.

**Mr. Carrigee:** I'm Okay with that.

**Alderman Burke:** Well, what I guess my biggest concern with this, and I'm still standing by what our Building Official said back in December, but I guess my biggest fear and issue is... I guess my definition of blight and some others might be different, you know I guess we had the property on the beach that finally got taken down with the pool, but in my opinion, it was blight, by code it wasn't. But in my opinion it was blight. You know I, I'm still with...

**Mayor Smith:** You know, and I agree with you, most, most... the ones that we have taken down, we didn't review the inside safetiness or the construction ability. You know, we just went and tore it down, so..

**Mr. Carrigee:** Right.

**Mayor Smith:** So, I agree with what you're saying, but...

**Mr. Yarborough:** Does the Board have any other questions?

**Alderman Burke:** So Gary, if we do a drop dead deadline of having it completely demolished, but do we need to figure out what is, we need to find, like, demolished and demolished?

**Mr. Yarborough:** Well, I, I...

**Mr. Carrigee:** Just red iron standing that's all.

**Mr. Yarborough:** Well, I believe the application we have presently for the permit for the demolition demolishes everything except for the red iron and demolishes everything in the AE Zone. Is that correct?

**Mr. Carrigee:** That is correct.

**Mr. Yarborough:** So you would have to complete by next Friday the demolition per the permit presently submitted and approved by the City of Waveland.

**Alderman Burke:** And then what did you want done to it, x-ray?

**Alderman Richardson:** Yea, Ultra sounds, x-rays for the thickness on the steel.

**Mayor Smith:** The welds.

**Mr. Carrigee:** For the welds, yea, you know they got filet' welds on it. Also we're gonna have the bulk (inaudible) you know what I mean, cause the way they supposed to be.

**Alderman Burke:** When, I guess, my other question is, is if the deadline you spoke of, Mr. Yarborough's 90 day completion of...

**Mayor Smith:** Construction?

**Alderman Burke:** My issue is, what if it's not. We then can go back and say hey, tear down the building.

**Mr. Yarborough:** That's what I, I'm I would do it.

**Mr. Carrigee:** If we're not gonna make it Jeremy (Alderman Burke), I'll let you know in advance.

**Mr. Yarborough:** Well, what I would suggest is we have, what...

**Mr. Carrigee:** You know, I'll be straight with y'all if there's an issue and the only issue would be money, you know what we talked about in the beginning.

**Mr. Yarborough:** What I would suggest is, and I'll state a proposed motion, once I kind of vet what y'all are thinking, is that it would be a 90 day drop dead deadline, reserving all rights under December 5<sup>th</sup> order, but with the applicant being able to request additional time from the Board at the most 30 day increments.

**Alderman Richardson:** Could I ask...

**Mr. Carrigee:** That's fine, you know, in 90 days you'll know what's going to happen, you know what I'm saying?

**Alderman Richardson:** Could I ask one more question, Jeremy and I was talking about the money. Is she aware of what this potentially could cost her, have you spoken to?

**Mr. Carrigee:** I gave her a drop dead dollar value (inaudible) the plans.

**Alderman Richardson:** Right, you can't do that, you can't do that, but I mean a ballpark.

**Mr. Carrigee:** As soon as I get the plans, I'm gonna give her a drop dead exact amount, cause that's what my son does for a living, he's an estimator. So, we gonna give them a drop dead number, this is how much it is, I want this much to start, and like I said, if there's any issues what so ever, I'll come back and let you know.

**Mr. Yarborough:** And so that will be, I mean you're going to give her a dollar by next Friday right?

**Mr. Carrigee:** Oh yea.

**Mr. Yarborough:** So, we will know by next Friday; if we don't have anything by next Friday, we're under the December 5, 2017 order, okay?

**Mr. Carrigee:** I understand.

**Mr. Yarborough:** Alright.

**Mr. Carrigee:** I appreciate it.

**Mr. Yarborough:** So we have a request by the applicant, and so would the Board consider a motion stating the following:

**Re: Authorize Applicant (Property Owner) to Maintain the Red Iron on the Site and Complete Demolition Pursuant to Application and Permit with City of Waveland with Contingencies**

Alderman Burke moved, seconded by Alderman Richardson to authorize the applicant without any waiver of any rights or determination of the final order of December 5, 2017 to authorize the applicant to maintain the red iron on the site and complete only the item for the demolition pursuant the present demolition application and permit issued by the City of Waveland, contingent upon the applicant completing all demolition by that date, demolition of that permit by or before April 13 of 2018 with documentation of the completion of the demo and signing off by the City of Waveland, contingent upon

the applicant also submitting by or before April 13, 2018, the plans for the reconstruction of the building maintaining the red iron certified by the Engineer and with a cost estimate, on the condition that either one of those items are not met, the City of Waveland's December 5, 2017 order maintained the full force in effect and the City's waived nothing, no loss will be contingent upon the applicant upon within 90 days of the approval, if any, by the City of Waveland's building office of the proposed plan completing any and all construction, with the caveat that the applicant may request additional increments of 30 days for completion of that construction, but with the applicant having no right to appeal any denial of the City of Waveland's denial of an extension request, and with the City otherwise maintaining any and all rights it has under the December 5, 2017 order.

Mr. Yarborough added that if they have not submitted those two items by April 13, 2018, or some reason she doesn't like Mr. Bill Carrigee's estimate (inaudible) for whatever the reason is for maintaining any outrights of the December 5 Order, which is final. Mr. Carrigee asked if that included the City issuing the permit by the April 13, 2018 date, because he said he can't control Josh Hayes' ability to review the plan. Mr. Yarborough said that, "No, that's what I'm saying, you have to complete within 90 days of his approval of the plans". Mr. Yarborough said, "I'm likewise though, not hamstringing Josh and saying he has to review engineering plans within a day, so whatever the timeline... he maintains all rights to review it per his discretion in the timing of the zoning ordinance and then you have 90 days from the issuance of that, if any. If he denies it, we're still under the December 5, 2017 order, Ok"?

Mr. Carrigee: "That's fine".

A vote was called for with the following results:

Voting Yea: Burke, Richardson and Piazza

Voting Nay: None

Absent: Lafontaine

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

**Re: Mayor Smith** said it is with great sadness the City of Waveland announces the passing away of one of our dedicated employees, Officer Austin Sellers.

#### **ATTORNEY'S COMMENTS**

**Re:** There were no comments

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

**Ward 1:** Alderman Burke had all of his questions answered prior to the meeting.

**Ward 2:** Alderman Richardson had no questions at this time.

**Ward 4:** Alderman Piazza had no questions at this time.

#### **POLICE DEPARTMENT/PERSONNEL**

**Re: Police Chief David Allen paid Tribute to Officer Austin Sellers**

Chief Allen said Officer Sellers was one of our young officers who was not only a member of the U.S. Military, but he was a Volunteer Firefighter in his hometown of Sumrall, Mississippi. He was a fine officer and will be sadly missed. Chief Allen described Officer Sellers as a rising star at the Waveland Police Department and wanted him to be remembered.

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

Mayor Smith also offered condolences to Attorney Gary Yarborough for the recent passing of his Mother.

#### **DOCKET OF CLAIMS**

**Re: Claims**

Alderman Burke moved, seconded by Alderman Piazza to approve the Docket of Claims in the amount of \$458,091.62 dated April 3, 2018 as submitted. **(EXHIBIT B)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson and Piazza

Voting Nay: None

Absent: Lafontaine

## MINUTES

### Re: Minutes of March 21, 2018

Alderman Piazza moved, seconded by Alderman Burke to approve the Minutes of the Meeting of March 21, 2018 as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Richardson and Piazza

Voting Nay: None

Absent: Lafontaine

## PLANNING AND ZONING (EXHIBIT C)

### Re: Luther H. Stacey, Jr. 205 Old Spanish Trail

a. Luther H. Stacey, Jr., current property owner of the property commonly known as 205 Old Spanish Trail, Legal Description: Lots 13-24, Blk. 80 BSL Land & Imp, (Parcel#137N-0-054-000) currently Zoned R1, with R1 designation for all adjacent properties is requesting the following variance: A variance from the current Zoning Ordinance, Article VII, Section 701.3, Minimum Front Yard of twenty-five feet (25') feet, The purpose of the variance request is to allow the addition of a carport on front of his currently existing garage and storage building. The closest point of the carport would be twelve (12) feet from the front property line requiring a variance of 13 feet from the current front yard requirement.

Commissioner Adams made a motion, seconded by Commissioner Watson, to recommend approval of the requested variance to allow a variance from the current Zoning Ordinance, Article IV, Section 701.3, Minimum Front Yard of twenty five (25'), to allow the addition of a carport on front of his currently existing garage and storage building. The closest point of the carport would be twelve (12) feet from the front property line requiring a variance of 13 feet from the current front yard requirement.

During discussion, Attorney Yarborough noted for the record that if the Board makes a finding for approval, they are making a finding consistent with that based on the recommendation that all the elements of Section 9 of the Zoning Ordinance are allowed for the approval of the request by Mr. Stacey.

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

A vote was called for with the following results:

Voting Yea: Burke, Richardson and Piazza

Voting Nay: None

Absent: Lafontaine

### Re: Wesley Cooper, 217 Waveland Avenue

Wesley Cooper, current property owner of the property commonly known as 217 Waveland Ave, Legal Description: Lot 4, Allen Pkwy Subdivision currently Zoned R1, is requesting a Conditional Use for an accessory building containing more than five hundred (500) square feet as provided for in Section 601.2 (F) in the current Zoning Ordinance. The purpose for the request is to allow the construction of an accessory building containing six hundred (600) square feet.

Commissioner Watson made a motion, seconded by Commissioner Adams, to recommend approval of the Conditional Use for an accessory structure over 500 square feet. The purpose for the request is to allow the construction of an accessory building containing six hundred (600) square feet.

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

A vote was called for with the following results:

Voting Yea: Burke, Richardson and Piazza

Voting Nay: None

Absent: Lafontaine

#### **PROCLAMATIONS**

##### **Re: Recognizing April National Child Abuse Prevention Month and April 19<sup>th</sup> as Congenital Diaphragmatic Hernia Awareness Day**

Alderman Piazza moved, seconded by Alderman Burke to approve the following Proclamations, as listed (a&b):

- a) Recognizing April as *National Child Abuse Prevention Month*. **(EXHIBIT D)**
- b) Recognizing April 19, 2018 as *Congenital Diaphragmatic Hernia Awareness Day*. **(EXHIBIT E)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson and Piazza

Voting Nay: None

Absent: Lafontaine

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

**Re:** The Mayor offered congratulations to Attorney Gary Yarborough and City Attorney Rachel Yarborough on the birth of Miss Beau Emy Yarborough.

#### **POLICE DEPARTMENT/PERSONNEL**

##### **Re: New Hires Jamie Nelson (Full-time), Joseph Joiffriion (Full-Time), and Chris Duff (Part-time) as Patrolman, Pay Increase for Officers Patrick Crowe, Jody Richardson and Ronald Storey**

Alderman Piazza moved, seconded by Alderman Richardson to approve the following hires/changes within the Police Department, as listed (Items a–f):

- a) Hiring of Jamie Nelson as a Patrolman at the rate of \$14.61/hour effective April 9th, 2018 pending passage of background check and drug screen. She is already certified and experienced and will NOT need to go to the police academy.
- b) Hiring of Joseph Joffriion as a Patrolman at a rate of \$14.00/hour effective April 9th, 2018 pending passage of background check and drug screen. He will need to attend the police academy.
- c) Hiring of Chris Duff as a part-time officer at a rate of \$9.00/hr. effective April 9th, 2018 pending passage of a background check and drug screen.
- d) Pay Increase for Officer Patrick Crowe to \$15.11 for successful completion of six months' probation.
- e) Pay Increase for Investigator Jody Richardson to \$16.84 per hour for successful completion of six months' probation as a Narcotics Investigator.
- f) Pay Increase for Investigator Ronald Storey to \$16.84 per hour for successful completion of six months' probation as the Domestic Violence Investigator.

A vote was called for with the following results:

Voting Yea: Burke, Richardson and Piazza

Voting Nay: None

Absent: Lafontaine

#### **TRAVEL/CITY HALL/PERSONNEL/POLICE DEPARTMENT**

##### **Re: Personnel Director April Chevis and Deputy City Clerk Tammy Fayard to MMSC Worker's Comp Class**

**Re: Officers Stevie Bello Joseph Joffrion and Chris Duff to Harrison County Law Enforcement Academy**

Alderman Burke moved, seconded by Alderman Richardson to approve travel for the following as listed (Items a-c):

- a. Personnel Director April Chevis and Deputy City Clerk Tammy Fayard to attend MS. Municipal Service Company's Advanced Workers' Compensation & Municipal Liability Class on Thursday April 12, 2018 from 10 a.m. to 2 p.m. in Hattiesburg, Mississippi. Only cost to the City will be use of a City vehicle.
- b. Officer Stevie Bello and Officer Joseph Joffrion to the Harrison County Police Academy in Long Beach, MS. from April 29th, 2018 to July 13th, 2018. The cost is \$3,600.00 each (total of \$7,200.00) which is reimbursed 100% to the city after successful academy graduation. A city vehicle will be required for travel.  
During discussion, Alderman Richardson asked if an officer were to not complete the Academy, does the City 'eat' that expense. Chief Allen said that yes, we do.
- c. Officer Chris Duff to Police Refresher Training at the Harrison County Law Enforcement Academy at a cost of \$900.00, which is reimbursed 100% to the city. This will require him to go to various classes during the academy from April 28th, 2018 to July 13th, 2018 to become certified in Mississippi. A City vehicle will be used for travel.

A vote was called for with the following results:

Voting Yea: Burke, Richardson and Piazza

Voting Nay: None

Absent: Lafontaine

**INVOICES/LIGHTHOUSE-PAVILION PROJECT/CITYWIDE SEWER IMPROVEMENT'S PROJECT/SEWER PROJECT-CITYWIDE/CITYWIDE SIDEWALK PROJECT/SIDEWALK PROJECT-CITYWIDE/NICHOLSON AVENUE IMPROVEMENTS PROJECT/STORMWATER PLAN/PHASE II STORMWATER PLAN  
Re: Payment of Invoices Submitted by Various Contractors**

Alderman Burke moved, seconded by Alderman Richardson 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-j):

- a) Invoice #218-004.002-1 from Compton Engineering in the amount of \$2,500.00 – Survey for Parking Bay, Lighthouse/Pavilion Project. **(EXHIBIT F)**
- b) Invoice #216-021-22 from Compton Engineering in the amount of \$3,600.00 – Phase II Stormwater Plan Implementation- 2017. **(EXHIBIT G)**
- c) Invoice #217-095-7 from Compton Engineering in the amount of \$1,200.00 – Lighthouse and Public Pavilion Construction Admin. **(EXHIBIT H)**
- d) Invoice #217-095-8 from Compton Engineering in the amount of \$1,912.50 – Lighthouse and Public Pavilion Construction – RPR (Resident Project Representative) **(EXHIBIT I)**
- e) Invoice #216-056-21 from Compton Engineering in the amount of \$24,008.75 – Citywide Sewer Improvements Project. Invoice #216-056-22 from Compton Engineering in the amount of \$590.00 – Citywide Sewer Improvements Project. **(EXHIBIT J)**
- f) Invoice #217-059-4 from Compton Engineering in the amount of \$5,996.63 – Hwy 90 Lighting Project. **(EXHIBIT K)**
- g) Invoice #216-060-5 from Compton Engineering in the amount of \$8,260.30 – Citywide Sidewalk Study. **(EXHIBIT L)**
- h) Invoice #217-043-5 from Compton Engineering in the amount of \$3,262.51 – Nicholson Avenue Improvements Project. **(EXHIBIT M)**
- i) Pay Application #2 from Barnard & Sons Construction, LLC in the amount of \$163,244.20 – Lighthouse and Public Pavilion Project. **(EXHIBIT N)**

Alderman Richardson requested that the Board start receiving quite detailed invoice descriptions so the Board can know exactly what they are voting on.

A vote was called for with the following results:

Voting Yea: Burke, Richardson and Piazza

Voting Nay: None

Absent: Lafontaine

**CITY HALL/PERSONNEL/PURCHASING/COMPTROLLER/OATHS OF OFFICE/ELECTIONS/FIRE DEPARTMENT/POLICE DEPARTMENT/TRAVEL/BUILDING DEPARTMENT/PRIVILEGE LICENSES/CITYWIDE SEWER IMPROVEMENTS PROJECT/WATER POLLUTION CONTROL REVOLVING LOAN FUND (WPCRLF)/BIDS/SEWER PROJECT-CITYWIDE/MDEQ/SRF**

Alderman Richardson moved, seconded by Alderman Burke to Spread on the Minutes the following as listed, (Items a-h):

- a) Deputy City Clerks (Personnel Director) April Chevis, and (Purchasing Clerk) Rachel Cullen used their own vehicles to attend Mississippi Municipal Clerks Association Classes in Hattiesburg, Mississippi, Monday thru Wednesday, March 26-28, 2018. Not having to pay for lodging for 3 nights more than offset the mileage cost.
- b) Termination of Firefighter Antonio (Tony) Johnston, effective March 14, 2018.
- c) Resignation of Police Officer Leanna Dunigan effective March 28, 2018.
- d) Oaths of Office swearing in the following as Deputy Registrars of Voters: **(EXHIBIT O)**
  - i. April Chevis
  - ii. Rachel Cullen
  - iii. Ron Duckworth
- e) Building Permit Report for the month of March, 2018. **(EXHIBIT P)**
- f) Privilege License Report for the Month of March, 2018. **(EXHIBIT Q)**
- g) Approval Letter from Mr. Jeff Pittman of Mississippi Department of Environmental Quality (MDEQ) re: the Citywide Sewer Improvements Project, and in accordance with the Water Pollution Control Revolving Loan Fund (WPCRLF) Program Regulations, the Plans, Specifications, and Contract Documents have been approved for the following, (Items 1-3): **(EXHIBIT R)**
  - 1) Contract No. 1 – Herlihy Street Area.
  - 2) Contract No. 2 – Meadow Lane.
  - 3) Contract No. 3 – 6<sup>th</sup> Street, Gladstone Street Area & Waveland Cutoff Area.
- h) Remove part-time Police officer Austin Sellers from duty roster.

A vote was called for with the following results:

Voting Yea: Burke, Richardson and Piazza

Voting Nay: None

Absent: Lafontaine

**PAVING PROJECT/MEMORANDUM OF UNDERSTANDING/HANCOCK COUNTY BOARD OF SUPERVISORS/STREETS PAVING-COUNTYWIDE/ROAD & BRIDGE FUND/BUDGET  
Re: Memorandum of Understanding with Hancock County Board of Supervisors for Countywide Paving Project discussed with Attorney Gary Yarborough**

Alderman Burke asked about the MOU with Hancock County for the Paving Project. Attorney Gary Yarborough said the paving had already been approved; with the Interlocal on the paving, Hancock County Board of Supervisors had an Interlocal that they did probably 1.5 years ago among Bay St. Louis, Waveland, Diamondhead and the County that allows the County to coordinate that. Mr. Yarborough said the County had already approved the request contingent upon Mr. Yarborough's review of the Interlocal, which, he said does allow that, so that's going to be done and once the County gets an invoice they will withhold that from the Road & Bridge draws that you receive from the County. Instead of the City of Waveland making any payments to the County, it will just be withheld from the Road & Bridge allowance.

**ADJOURN**

**Adjourn Meeting at 7:15 p.m.**

Alderman Richardson moved, seconded by Alderman Burke to adjourn the meeting at 7:15 at pm.

A vote was called for with the following results:

Voting Yea: Burke, Richardson and Piazza

Voting Nay: None

Absent: Lafontaine

The foregoing minutes were presented to Mayor Smith on April 20, 2018.

\_\_\_\_\_  
Lisa Planchard  
City Clerk

The Minutes of April 3, 2018 have been read and approved by me on this day the 20<sup>th</sup> day of April, 2018.

\_\_\_\_\_  
Mike Smith  
Mayor

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