

The Board of Mayor and Aldermen of the City of Waveland, Mississippi, met in Special session at the Waveland City Hall Boardroom, 301 Coleman Avenue, Waveland, MS. on May 29, 2018 at 6:00 p.m. to take action on the following matters of City business.

NOTICE OF MEETING TO TAKE ACTION RELATED TO 124 LAKESIDE DRIVE DEMOLITION (EXHIBIT A)

ROLL CALL

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

Absent from the meeting were Aldermen Richardson, Burke and City Clerk Lisa Planchard (upstairs working).

**BLIGHTED PROPERTY/BIDS/PURCHASING/AGREEMENTS/CONTRACTS
Re: Southern Property Restoration Failed to Meet Contingency of Having a COR**

Alderman Lafontaine moved, seconded by Alderman Piazza to spread on the minutes that the low apparent bidder, Southern Property Restoration, failed to meet the contingency of having a Certificate of Responsibility and is unable to enter into the agreement with the City of Waveland for that contract.

Attorney Gary Yarborough explained that because the bid amount was less than \$50,000.00, he was not required to submit that as part of his bid, but you are required under Mississippi Statute to contract with a public entity, you have to have a COR, which he does not, as required by Code Section 31-3-15 and 21.

Mr. Yarborough said the short of it is that you can't contract with a public entity if you don't have a Certificate of Responsibility from the State Board of Contractors; it's basically a licensed contractor, you get a COR #. Mr. Yarborough read from Code Section §31-3-21 regarding the matter. Mayor Smith said he did explain this to the gentleman from Southern Property Restoration who said he was working toward getting that COR #. This is a sealed bid process, so it depends on who submitted the bid as to whether they retain a COR #.

A vote was called for with the following results:

Voting Yea: Lafontaine, Piazza and Smith

Voting Nay: None

Absent: Burke and Richardson

Re: Agreement with Black Diamond as the lowest and best quote for the demolition of 124 Lakeside Drive

Alderman Piazza moved, seconded by Alderman Lafontaine to spread on the minutes the bids received for the 124 Lakeside Drive and to approve an Agreement with Black Diamond as the lowest and best quote in the amount of \$3,999.99 and authorize them to perform that work contingent upon them providing the COR number, and with this agreement being on the basis of a lump sum payment as the amount of less than \$25,000.00 and that will rid any requirement of the bid bond as allowed under §31-5-51. **(EXHIBIT B)**

Mr. Yarborough said the Contractor had provided the COR # with their bid and they will take that job as a lump sum basis because of the small amount (of cost) involved. He said the City is allowed, under MS. Code Section 31-5-51 to accept the bid as a lump sum quote in the amount that is less than \$25,000.00, so you would get full payment upon them submitting one final invoice.

A vote was called for with the following results:

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Voting Yea: Lafontaine, Piazza and Smith

Voting Nay: None

Absent: Burke and Richardson

ADJOURN

Re: Adjourn the meeting at 6:07 p.m.

Alderman Lafontaine moved, seconded by Alderman Piazza to adjourn the meeting at 6:07 p.m.

A vote was called for with the following results:

Voting Yea: Lafontaine, Piazza and Smith

Voting Nay: None

Absent: Burke and Richardson

The foregoing minutes were presented to Mayor Smith on June 8, 2018.

Lisa B. Planchard
City Clerk

The Minutes of the Special Meeting of May 29th have been read and approved by me on this, the 8th day of June, 2018.

Mike Smith
Mayor

