

**Minutes**  
**Regular Meeting of May 4, 2021**  
**Page No. \_\_\_\_\_**

The Board of Mayor and Aldermen of the City of Waveland, Mississippi, met in Regular session at the Waveland City Hall Boardroom, 301 Coleman Avenue, Waveland, MS. on May 4, 2021 at 6:30 p.m. to take action on the following matters of City business.

**ROLL CALL**

Mayor Smith noted for the record the presence of Aldermen Burke, Richardson Lafontaine and. Piazza also present City Clerk Mickey Lagasse and City Attorney Malcolm Jones.

**MAYOR'S COMMENTS**

**Re: Studio Waveland + Gallery to debut the #3DMississippi Invitational on its opening night, Saturday, June 26, 2021, from 4PM to 10PM.**

**Re: Join us for Relay for Life Saturday May 8<sup>th</sup> on Coleman Ave, you can purchase and decorate your luminaries. The program will begin at 7pm on the Town Green.**

**Re: Waveland will also be supporting CASA at the "Red Bean and Rice Cookoff in Diamondhead", Saturday May 8<sup>th</sup>.**

**Re: Recognized Mr. Bryan Therolf and requested that he be the Chair for the Keep Waveland Beautiful Committee. (Mr. Therolf accepted).**

**Re: The Crawfish Cook Off held the prior weekend was well attended with great entertainment.**

**ALDERMEN'S COMMENT**

**Re: Burke – Had no comment.**

**Re: Richardson**

- **Requested update on the Lacoste Property (Old Spanish Trail near Margie Street). The City Attorney noted a concentration on the Apartment Complexes, and would provide an update at the next Board of Mayor and Aldermen Meeting.**
- **Presented with a Right of Entry Agreement concerning the Grinder Pump issue, and requested discussion on this during Attorney's comments.**

**Re: Lafontaine – Had no comments.**

**Re: Piazza- Had no comments**

**PUBLIC COMMENTS**

**Re: Mr. Mike Parker**

**Re: Mr. Steve Barney – Hancock County Arts**

**Re: Ms. Donnie Holliman - Trout Street**

**Re: Mr. Alfred "Tiger" Harris**

**Re: Mr. Ron Thorp**

**PLANNING AND ZONING (EXHIBIT A)**

**Re: Jeff and Michelle Anthony, 120 Market Street**

Jeff & Michelle Anthony, owners of the property commonly known as 120 Market Street, Legal Description; Lot 93B, 3<sup>rd</sup> Ward, Waveland, MS., has made application requesting to following variances:

- a. A variance from the Rear Yard Setback as required in Section 701.5 of the current Zoning Ordinance requiring a twenty-five (25) foot Rear Yard Setback. The applicant is requesting a twelve (12) foot variance from the Rear Yard Setback, resulting in a Rear Yard Setback of thirteen (13) feet.
- b. A variance from the Front Yard Setback as required in Section 701.3 of the current Zoning Ordinance requiring a twenty-five (25) foot Front Yard Setback. The applicant is requesting a five (5) foot variance from the Front Yard Setback, resulting in a Front Yard Setback of Twenty (20) feet.

**Commissioner Frater made a motion, seconded by Commissioner Adams, to recommend approval the variances and the Commissioner finds that the criteria in Section 906.1 had been met. All Commissioners voted in favor of the motion. Chairman Meggett stated that the motion had been approved.**

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Alderman Burke moved, seconded by Alderman Piazza to follow the Commission and approve 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: Rodney Corr, Lena Coleman Subdivision**

Rodney Corr, Corr Financial, owner of the property, Legal Description, Lots 1-28, Block 15, Lena Coleman subdivision, has made application for the following two (2) item:

- a. A Procedural Variance from the City of Waveland Subdivision Ordinance as provided for in Section 306.2(G) 3. “Procedural Variance. Where a proposed subdivision would contain no new streets and no more than ten (10) lots, the requirement to prepare a Preliminary Plat may be waived by the Board of Mayor and Aldermen upon recommendation by the Planning and Zoning Commission.”
- b. An Application for Approval of the Final Plat as provided for in the City of Waveland Subdivision Ordinance, Section 306 – Procedure for Approval of Final Plat.

**Commissioner Adams made a motion, seconded by Commissioner Frater to recommend approval the requested procedural variance and the final plat as presented. Commissioners Adams, Frater and Watson voted to approve the motion. Commissioner Harris voted no. Chairman Meggett declared the motion carried.**

Alderman Burke moved, seconded by Alderman Richardson to follow the Commission and approve the request as submitted.

**Re: Rodney Corr, Fell Grass**

Rodney Corr, owner of a Parcel of Property (Parcel#161D-0-02-112.000) located on Fell Grass Street, Legal Description; Lots 35-38, Fell Grass Street, Waveland, MS. The Owner is proposing to divide the parcel into three (3) lots, also referred to in documentation as Parcels 1, 2 & 3. The variances requested for the three (3) lots are as follows:

- a. **Lot 1** requires a variance from the Minimum Lot Area Requirement of (12,000) square feet as stated in Section 701.1 of the current Zoning Ordinance. The applicant is proposing a lot that will be (8,590) square feet. This requires a variance of (3,410) square feet.

**Lot 1,**

**Commissioner Adams made a motion, seconded by Commission Frater, to recommend approval of the requested variances and the Commission found that the criteria for a variance as stated in Section 601.9 of the current Zoning Ordinance. Commissioners Adams, Frater and Watson voted in favor of the motion. Commissioner Harris voted against the motion. The Chairperson stated that the motion had been approved.**

- b. **Lot 2** requires a variance from the Minimum Lot Area Requirement of (12,000) square feet as stated in Section 701.1 of the current Zoning Ordinance. The applicant is proposing a lot that will be (9,132) square feet. This requires a variance of (2,868) square feet. The applicant is also requesting a variance from the Minimum Lot Width of (100) feet as stated in Section 701.2 of the current Zoning Ordinance. The applicant is proposing a Lot Width of (88) feet. This requires a variance of (12) feet.

**Lot 2,**

**Commissioner Adams made a motion, seconded by Commission Frater, to recommend approval of the requested variances and the Commission found that the criteria for a variance as stated in Section 601.9 of the current Zoning Ordinance. Commissioners Adams, Frater and Watson voted in favor of the motion.**

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**Commissioner Harris voted against the motion. The Chairperson stated that the motion had been approved.**

- c. Lot 3 requires a variance from the Minimum Lot Area Requirement of (12,000) square feet as stated in Section 701.1 of the current Zoning Ordinance. The applicant is proposing a lot that will be (8,960) square feet. This requires a variance of (3,040) square feet. The applicant is also requesting a variance from the Minimum Lot Width of (100) feet as stated in Section 701.2 of the current Zoning Ordinance. The applicant is proposing a Lot Width of (88) feet. This requires a variance of (12) feet.

**Lot 3,**

**Commissioner Adams made a motion, seconded by Commission Watson, to recommend approval of the requested variances and the Commission found that the criteria for a variance as stated in Section 601.9 of the current Zoning Ordinance. Commissioners Adams, Frater and Watson voted in favor of the motion. Commissioner Harris voted against the motion. The Chairperson stated that the motion had been approved.**

Alderman Burke moved, seconded by Alderman Richardson to discuss the issue as submitted.

**Noted Objectors:**

Re: Mr. Brian Whitman, Attorney at Law

Ms. Prima Luc – 338 St. Joseph Street - Presented with a Petition requesting that no variances be granted.

Mr. Jones noted for the record that on the petition presented, the addresses at 516, 524, 532, 526, 516 and 513 Fell Grass have objected, and noted the meaning of the objections being stated by those residents in particular and their being adversely effected.

Ms. Jessica Tartaglia - 637 Fell Grass

Ms. Liz Stahler -509 Fell Grass

**\*\*Mr. Corr withdrew his request.**

Mr. Gavin Nassor

Ms. Ida Macuick

**Re: Request removed by Mr. Rodney Corr**

Alderman Burke moved, seconded by Alderman Richard to note the withdrawal of the request as submitted by Mr. Rodney Corr.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**Re: Rodney Corr, St. Anthony Street**

Rodney Corr, owner of a Parcel of Property (Parcel#161D-0-02-069.000) located on St. Anthony Street, Legal Description; Lot 36, Block 2, Audrey Place Subdivision, Waveland, MS. The Minimum Side Yard, as stated in Section 701.4 is (12'6") for a lot with (50') or less. The applicant had made application for variances for Both Side Yards. The applicant is requesting both Side Yards to be (11') feet, requiring a variance of (1'6") for both side yards.

**Commissioner Watson made a motion, seconded by Commissioner Adams to recommend approval of the requested variances and further finds that the criteria for a variance in Section 906.1 had been met. Commissioners Adams, Harris, Frater and Watson voted in favor of the motion. Chairman Meggett declared the motion approved.**

Alderman Burke moved, seconded by Alderman Lafontaine to discuss the issue as submitted and approve as submitted with a finding that all of the criteria that are set forth in section 906.1 A and

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also C with Items 1-9 have all been met with the addition condition as recommended by Alderman Burke that would be a privacy fence, according to the City Ordinance along the common boundary between lots 35 and 36.

**Noted Objectors:**

Mr. Brian Whitman, Attorney at Law  
Ms. Margaret Burns 503 St. Anthony  
Ms. Theresa Ducre, 856 St. Joseph Street  
Ms. Ida Macuick

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**CONSENT AGENDA (a -w)**

**Re: Approve Consent Agenda being Items a-w**

Alderman Lafontaine moved, seconded by Alderman Burke to approve the consent agenda being numbered Items (a-w).

**MINUTES**

**Re: Meeting of April 21, 2021**

- a. Approve the Meeting minutes of the Regular Meeting of April 21, 2021, as submitted.

**ADVERTISEMENTS**

**Re: Advertise in the Annual Juneteenth Program**

- b. Approve a request to advertise in the Annual Juneteenth program in the amount of \$100.00.

**ADVERTISEMENTS**

**Re: Advertise with CASA for Red Bean Cook Off**

- c. Approve advertising with the CASA Red Bean Cook-Off in the amount of \$100.00. The event is being held on May 8, 2021, in Diamondhead.

**UTILITY DEPARTMENT**

**Re: Utility Refund Checks in the amount of \$8,385.00**

- d. Approve Utility Refunds checks in the amount of \$8,385.00, as submitted. **(EXHIBIT B)**

**PERSONNEL/POLICE DEPARTMENT**

**Re: New Hire Officer Adam Penton as a full-time Officer**

- e. Approve new hire Officer Adam Penton as a full-time Patrolman at a rate of \$16.35 per hour, pending passage of drug test. Officer Penton is a Certified Officer and will not require Academy training. This is a budgeted position.

**PERSONNEL/POLICE DEPARTMENT**

**Re: New Hire Officer Joseph Joffrion**

- f. Approve new hire Officer Joseph Joffrion as a full-time Patrolman at a rate of \$16.35 per hour, pending passage of drug test. Officer Joffrion is a Certified officer and will not require Academy training. This is a budgeted position.

**PERSONNEL/POLICE DEPARTMENT**

**Re: Transfer of Investigator Chad Dorn to the position of Lieutenant**

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- g. Approve the transfer of Investigator Chad Dorn to the position of Lieutenant of Patrol at a rate of \$19.79 per hour. This is an open and budgeted position.

**INVOICES/HURRICANE ZETA/DEBRIS REMOVAL**

**Re: Invoice 19766 from Tetra Tech for Debris Removal**

- h. Approve Invoice 19766 from Tetra-Tech, Inc. in the amount of \$50,084.88 – Hurricane Zeta Debris Monitoring. **(EXHIBIT C)**

**INVOICES/HURRICANE ZETA/ZETA-HURRICANE/DEBRIS REMOVAL**

**Re: Invoices from Tetra Tech for Debris Removal**

- i. Approve Invoice 19766 from Custom Tree Care, Inc. in the amount of \$148.00 – Hurricane Zeta Debris Removal as submitted by Tetra Tech and recommended for payment by the same. **(EXHIBIT D)**

**INVOICES/HURRICANE ZETA/ZETA-HURRICANE/DEBRIS REMOVAL**

**Re: Invoice from Tech 19756 for Debris Removal**

- j. Approve Invoice 19756 from Custom Tree Care, Inc. in the amount of \$960.32 – Hurricane Zeta Debris Removal as submitted by Tetra Tech and recommended for payment by the same. **(EXHIBIT D)**

**LEGAL DEPARTMENT/QUIT CLAIM DEED**

**Re: Approve a request for a Quitclaim Deed for Parcel 137P-2-35-022.000**

- k. Approve a request from Attorney Preston J. Mauffray on behalf of Mr. Darryl Michael Russel regarding a Quitclaim Deed for Parcel 137P-2-35-022.000 from a Tax Sale that occurred on or around September 20, 1970 and accept calculated tax payment in the amount of \$57.61. **(EXHIBIT E)**

**TASK ORDER/AGREEMENTS/DRAINAGE RELOCATION ON ST. JOSEPH/ST. JOSEPH RELOCATION**

**Re: Task Order with Compton Engineering for Drainage Relocation on St. Joseph**

- l. Approve Task Order 221-003.003 from Compton Engineering for Drainage Relocation on St. Joseph that would include Surveying and Design Services, in the amount of \$5,060.00 and authorize the Mayor's signature thereon. **(EXHIBIT F)**

**TIDELANDS FUNDS/BOAT LAUNCH MARINA PLANNING/MARINA BOAT LAUNCH**

**Re: Tidelands Award in the amount of \$300,000 for Boat Launch Marina Project**

- m. Spread a Tidelands Award of \$300,000.00 Fy22 Boat Launch Marine Planning Assistance from The Mississippi Department of Marine Resources. **(EXHIBIT G)**

**FEMA/PROJECT WORKSHEETS/CITY HALL/HURRICANE ZETA/ZETA-HURRICANE**

**Re: Project Worksheet 4576-DR-MS for cleaning of City Hall and Emergency Tree Removal**

- n. Spread Project Worksheet (PW) FEMA-4576-DR-MS, FIPS# 045-78200-00, in the amount of \$19,425.00. This PW represents the cleaning of City Hall (\$450.00) and Emergency tree removal (\$18,975.00). (This is the first PW we have received) **(EXHIBIT H)**

**PERSONNEL/COURT DEPARTMENT**

**Re: Resignation/Retirement of City Prosecutor Melinda Tucker**

- o. Accept the resignation for retirement of City Prosecutor, Melinda Tucker effective June 11, 2021, at 5:00 PM.

**PERSONNEL/COURT DEPARTMENT/APPOINTMENTS**

**Re: Appointment of City Prosecutor Damien Holcomb**

- p. Accept the appointment of Damien Holcomb as City Prosecutor effective immediately at a rate of \$18,176.08.

**UTILITY DEPARTMENT/REFUNDS/DOCKET OF CLAIMS**

**Re: Approve and add to the docket a Refund for 2319 Kiln-Waveland-Cutoff Road**

- q. Approve and add to the docket a refund for sewer and water services in the amount of \$1,484.80 for 2319 Kiln-Waveland Cut-off Rd. The meter shows a zero read since installed. **(EXHIBIT I)**

**UTILITY DEPARTMENT/REFUNDS/DOCKET OF CLAIMS**

**Re: Approve and add to the docket a Refund for 2319 Kiln-Waveland Cutoff Road**

- r. Approve and add to the docket a check in the amount of \$428.00 for a refund of a sewer tap at 2319 Kiln-Waveland Cut-off Rd. This property was previously set up in the system and should have not been charged. **(EXHIBIT J)**

**PUBLIC WORKS/POLICE DEPARTMENT/PURCHASING DEPARTMENT/INVENTORY**

**Re: Transfer of 2 2008 Ford F-150's from Police Department to the Public Works Department**

- s. Approve the transfer of the following vehicles from the Police Department to Public Works:
  - a) 2008 Ford F-150 4x4 Black VIN 1FTPW14V88FA30459
  - b) 2008 Ford F-150 4x4 Silver VIN 1FTPW14V88FA76616

**RESOLUTIONS/INVENTORY**

**Re: Resolution naming vehicles as unmarked vehicles for the Police Department**

- t. Approve a Resolution naming the following vehicles as unmarked: **(EXHIBIT K)**
  - a) 2021 Ram 1500 Classic Granit Crystal Metallic Clear 4x2 Crew Cab VIN 3C6RRKGXMG563155
  - b) 2021 Ram 1500 Classic Silver Metallic 4x2 Crew Cab VIN 3C6RR6KG8MG563154

**DOCKET OF CLAIMS**

**Re: Claims**

- u. Approve the Docket of Claims paid and unpaid in the amount of \$909,191.02 dated May 4, 2021, as submitted. **(EXHIBIT L)**

**EVENTS**

**Re: Close Coleman Avenue for Event featuring Studio Waveland Art Gallery**

- v. Approve closing Coleman Ave. for an event featuring Studio Waveland + Gallery to debut the #3DMississippi Invitational on its opening night, Saturday, June 26, 2021, from 4PM to 10PM.

**RESOLUTIONS/PROCLAMATION**

- w. Approve a resolution acknowledging May as Motorist Awareness Program (MAP) as supported by the Gold Wing Road Riders Association and other organizations promoting motorcycle safety. **(EXHIBIT M)**

**END CONSENT AGENDA**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

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Voting Nay: None

Absent: None

**CIVIC CENTER/GROUND ZERO MUSEUM**

**Re: Authorize City Administration to seek quotes to repair Civic Center/Ground Zero Museum Air Conditioning**

Alderman Lafontaine moved, seconded by Alderman Piazza to approve City Administration getting quotes and approve low quote to replace A/C condenser at the Ground Zero Museum / Community Center. The cost is expected to be around \$10,000.00.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**ATTORNEY'S COMMENTS**

**Re: At the request of Alderman Richardson, Mr. Jones addressed the proposed Grinder Pump Ordinance**

**ADJOURN**

**Re: Adjourn Meeting at 8:35 p.m.**

Alderman Burke moved, seconded by Alderman Richardson to adjourn the meeting at 8:35 p.m.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

The foregoing minutes were presented to Mayor Smith on April 9 2020.

\_\_\_\_\_  
James M. Lagasse  
City Clerk

The Minutes of the Regular Meeting of May 4, 2021 have been read and approved by me on this, the 19<sup>th</sup> day of May, 2021.

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