

The Board of Mayor and Aldermen of the City of Waveland, Mississippi, met in Special Session at the City Hall Board Room, 301 Coleman Avenue, Waveland, Mississippi on September 27, 2017 at 6:00 p.m. to take action on the following.

PRESENT:

Mayor Smith, Aldermen Burke and Richardson, along with City Attorney Rachel Yarborough, Deputy City Clerk Tammy Fayard and Attorney Gary Yarborough (by telephone).

Absent from the meeting was Aldermen Lafontaine and Piazza, along with City Clerk Lisa Planchard.

NOTICE OF MEETING (EXHIBIT A)

EXECUTIVE SESSION

Re: Potential and Probable Litigation – Kappa Development Contractual Issues

Alderman Burke moved, seconded by Alderman Richardson to consider Executive Session to prompt a closed discussion regarding potential and probable litigation with the HMGP Drainage Improvement Project, KAPPA Construction contractual issues.

A vote was taken with the following results:

Yay: Burke, Richardson and Smith

Nay: None

Absent: Lafontaine and Piazza

Re: Enter Executive Session

Alderman Richardson moved, seconded by Alderman Burke to enter Executive Session regarding potential and probable litigation with the HMGP Drainage Improvement Project, KAPPA Construction contractual issues.

A vote was taken with the following results:

Yay: Burke, Richardson and Smith

Nay: None

Absent: Lafontaine and Piazza

CITYWIDE DRAINAGE IMPROVEMENTS PROJECT/DRAINAGE IMPROVEMENTS PROJECT/AGREEMENTS/CONTRACTS/LEGAL DEPARTMENT/HMGP/KAPPA DEVELOPMENT/MEDIATION/AGREEMENTS
Re: Approve Interim Agreement with Kappa Development and Hanover Insurance

Alderman Burke moved, seconded by Alderman Richardson to approve the substantive and principal terms Interim Agreement with Kappa Development and Hanover concerning HMGP Project subject to City Attorney review for edits; further to authorize Mayor's execution of Agreement and City Personnel and Counsel to conduct matters as required therein.

A vote was taken with the following results:

Yay: Burke, Richardson & Smith,

Nay: None

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Absent: Lafontaine and Piazza

**Re: Authorize Execution of Mediation Agreement with Clyde Copeland – HMGP
Citywide Drainage Improvements Project**

Alderman Burke moved, seconded by Alderman Richardson to authorize execution of Mediation Agreement with Clyde Copeland regarding HMGP Project.

A vote was taken with the following results:

Yay: Burke, Richardson & Smith,

Nay: None

Absent: Lafontaine and Piazza

Re: Exit Executive Session

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

A vote was taken with the following results:

Yay: Burke, Richardson & Smith,

Nay: None

Absent: Lafontaine and Piazza

ADJOURN

Re: Adjourn Meeting at 6:29 p.m.

Alderman Burke moved, seconded by Mayor Smith to adjourn the meeting at 6:29 p.m.

A vote was taken with the following results:

Yay: Burke, Richardson & Smith,

Nay: None

Absent: Lafontaine and Piazza

The foregoing minutes were presented to Mayor Smith on October 6, 2017

Lisa B. Planchard
City Clerk

The Minutes of the Special Meeting of September 27, 2017 have been read and approved by me on this, the 6th day of October, 2017.

Mike Smith
Mayor