

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 March 13, 2018 at 7:30 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, and Lafontaine, along with City Clerk Lisa Planchard and Attorney Gary Yarborough.

Absent from the meeting was Alderman Charles Piazza and City Attorney Rachel Yarborough.

NOTICE OF MEETING (EXHIBIT A)

EXECUTIVE SESSION:

Re: Consider Executive Session – Potential and Probable Litigation with Kappa Development regarding the HMGP Citywide Drainage Improvements Project and Michael Brown d/b/a Gulf Shores Properties, LLC.

Alderman Richardson moved, seconded by Alderman Lafontaine to consider Executive Session to prompt a closed discussion regarding potential and probable litigation with Kappa Development regarding the HMGP Citywide Drainage Improvements Project and Michael Brown d/b/a Gulf Shores Properties, LLC.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, and Lafontaine

Voting Nay: None

Absent: Piazza

Re: Enter Executive Session - Potential and Probable Litigation with Kappa Development regarding the HMGP Citywide Drainage Improvements Project and Michael Brown d/b/a Gulf Shores Properties, LLC.

Alderman Burke moved, seconded by Alderman Richardson to enter Executive Session regarding potential and probable litigation with Kappa Development regarding the HMGP Citywide Drainage Improvements Project and Michael Brown d/b/a Gulf Shores Properties, LLC.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, and Lafontaine

Voting Nay: None

Absent: Piazza

Re: Exit Executive Session

Alderman Richardson moved, seconded by Alderman Lafontaine to exit Executive Session with no action taken.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, and Lafontaine

Voting Nay: None

Absent: Piazza

**LEGAL ISSUES/CITYWIDE DRAINAGE IMPROVEMENTS PROJECT/
AGREEMENTS/RESOLUTIONS/CHANGE ORDERS/INVOICES**

Re: Approve Settlement Agreement, Resolution, Final Invoice No. 27 with Kappa Development

Alderman Lafontaine moved, seconded by Alderman Richardson to approve Resolution and Settlement Agreement with Kappa Development & General Contracting, Inc. and Pickering Firm, Inc., authorizing Mayor's signature on the Agreement as well as on Change Order, and approving Final Invoice; also authorize city personnel to make payment to Bankruptcy Trustee conditioned upon release of liens and consent of surety and Bankruptcy Court Appeal.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, and Lafontaine

Voting Nay: None

Absent: Piazza

Re: Authorize Yarborough Law Firm, PLLC. to continue Negotiations with Michael Brown, d/b/a Gulf Shores Properties, LLC.

Alderman Burke moved, seconded by Alderman Richardson to authorize Yarborough Law Firm, PLLC. to continue negotiations with Michael Brown, d/b/a Gulf Shores Properties, LLC.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, and Lafontaine

Voting Nay: None

Absent: Piazza

ADJOURN

Re: Adjourn Meeting at 7:38 p.m.

Alderman Lafontaine moved, seconded by Alderman Richardson to adjourn the meeting at 7:38 p.m.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, and Lafontaine

Voting Nay: None

Absent: Piazza

The foregoing minutes were presented to Mayor Smith on March 23, 2018.

Lisa B. Planchard
City Clerk

The Minutes of March 13, 2018 have been read and approved by me, on this, the 23rd day of March, 2018.

Mike Smith
Mayor

THIS

AREA

LEFT

BLANK

INTENTIONALLY