

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 October 2, 2018 at 6:30 p.m. to take action on the following matters of City business.

**PUBLIC COMMENTS**

**There were no Public Comments**

**ROLL CALL**

Mayor Smith noted for the record the presence of Aldermen Burke, Richardson, Lafontaine and Piazza along with City Clerk Lisa Planchard and City Attorney Rachel Yarborough.

**MAYOR'S REPORT/POLICE DEPARTMENT/QUOTES/PURCHASING**

**Re: approve Hancock/Whitney as best quote for Financing of 2 Police Vehicles**

Alderman Lafontaine moved, seconded by Alderman Piazza to approve Hancock Whitney Bank as the lowest and best quote of 4.20% for financing of two police vehicles (Amount Financed: \$66,756.00) over 36 months as budgeted for FY 2019. **(EXHIBIT A)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**INVOICES/PUBLIC WORKS/KEEP WAVELAND BEAUTIFUL/DOCKET OF CLAIMS**

**Re: Payment of Invoices submitted by South Beach Palm Trees, LLC and AT&T Internet Service for Public Works Building**

Alderman Burke moved, seconded by Alderman Richardson to approve the following two invoices, as listed (Items a-b)

- a) South Beach Palm Trees, LLC, Invoice #550136 in the amount of \$900.00 to be paid with restricted funds...Keep Waveland Beautiful. **(EXHIBIT B)**
- b) AT&T Internet service for September 2018, Public Works building, Account #151690836, in the amount of \$93.70. **(EXHIBIT C)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**FIRE DEPARTMENT**

**Re: TABLE approval for the purchase of Body Worn Cameras**

Alderman Burke moved, seconded by Alderman Richardson to approve **TABLE** Standard Operating guideline regarding Body Worn Cameras (BWC) for Firefighters working for the Waveland Fire Department to help deter possible lawsuits and assist with training.

Mrs. Yarborough said she reviewed the proposed guidelines, noting that the recordings are subject to Public Records request. Mrs. Yarborough expressed concern that the recordings would be in people's homes or businesses. She said that it is not necessarily part of the permitting review process that it be required to be recorded, and again felt

there were privacy issues that give cause for concern. Mayor Smith also expressed concerns about privacy. Mrs. Yarborough said the City could not put limitations on who would be able to discuss or request the recordings. Alderman Lafontaine requested Mrs. Yarborough check with other Municipality's policies.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**CITYWIDE SEWER PROJECT/HERLIHY SEWER PROJECT/MEADOW LANE SEWER PROJECT/SIXTH STREET SEWER PROJECT**

**Re: Update by Mickey Lagasse with Compton Engineering on the three sewer projects and the recent water line break**

Mr. Lagasse said Herlihy has had about 860 feet of gravity sewer and four manholes installed, adding that the project is still on schedule. He said there were a few big issues and they have been handled. Mr. Lagasse said Meadow Lane has been going really well and presented several pieces of the old pipe to the Board to show them what is being worked with. Mr. Lagasse also discussed Sixth Street Project, he said the main complaints have been about the dust. He said today an unknown manhole was found on Arnold Street. Mr. Lagasse also discussed a few residential issues that had been handled.

**CITYWIDE BOIL WATER NOTICE/UTILITY DEPARTMENT**

**Re: Mickey Lagasse with Compton Engineering discussed the Highway 90 Water Break**

Mr. Lagasse discussed the recent water line break. Mr. Lagasse said a line was cut to remove old pipe and at that point, the line blew out, adding that the pipe installed by MDOT was very small. He said the repair was complete by 1:30 a.m. Saturday morning. Mayor Smith asked about the water testing during the weekend. Mr. Lagasse said there is one company on the Coast that can test water and to his knowledge; they were not open for testing. Mr. Lagasse said there are several things that can be done in the future incase this ever happens again.

**KEEP WAVELAND BEAUTIFUL**

**Re: Keep Waveland Beautiful, Mr. Jim Meggett and Mrs. Bernie Cullen, were present to address the Board.**

Mrs. Cullen discussed the issue related to cutting down live oak trees. Mrs. Cullen read from a letter submitted to the Board in support of live oak tree protection **(EXHIBIT D)** Mrs. Cullen asked that she and the Keep Waveland Beautiful Board obtain Tree Ordinances from other Municipalities to create a new Tree Ordinance in the City of Waveland.

**KEEP WAVELAND BEAUTIFUL/ORDINANCES/AMEND AGENDA**

**Re: Amend Agenda to Authorize Keep Waveland Beautiful to work with the City and create a new Tree Ordinance**

Alderman Richardson moved, seconded by Alderman Piazza to amend the agenda authorize KWB (Keep Waveland Beautiful) to work with the City to review and revise the current Tree Ordinance.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**Re: Authorize Keep Waveland Beautiful to work with the City and create a new Tree Ordinance**

Alderman Richardson moved, seconded by Alderman Piazza authorize KWB (Keep Waveland Beautiful) to work with the City to review and revise the current Tree Ordinance.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**PROCLAMATIONS**

**Re: Recognizing the third week of October as Chamber of Commerce Week**

Alderman Burke moved, seconded by Alderman Lafontaine to approve Proclamation recognizing the third week in October as Chamber of Commerce Week. **(EXHIBIT E)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**MAYOR'S REPORT/HERLIHY STREET BUS STOP**

- **Recognized Sarge Washington for building a covered bus stop on Herlihy Street for the local children to have protection from the weather while waiting for the school bus.**
- **Recognized the 'Lost Cause' Cooking Crew for going to Florida to cook for the people that were affected by the recent hurricane.**

**ATTORNEY'S COMMENTS/COURT DEPARTMENT/PURCHASING**

**Re: Attorney discussed Jail Docket related Prisoner Fees**

Alderman Lafontaine moved, seconded by Alderman Richardson to discuss jail docket for the months of June 2018 through October 2018.

During discussion Court Clerk Rhonda Cummings was present to discuss the outstanding invoices submitted by the Hancock County Sheriff's Office for medical care of prisoners incarcerated by Waveland. Mrs. Cummings said that she found many discrepancies in the billing related to those prisoners bound to the Grand Jury. Mrs. Yarborough reiterated by saying that once they are bound over the Circuit Court, they are outside of the City's jurisdiction and would become a county prisoner. Mrs. Yarborough said this could be a communication issue and felt this could be handled in the form of a letter. Mrs. Yarborough further discussed the potential problems with jurisdictional issues. Mrs. Yarborough said that she would have to recuse herself due to the potential conflict of interest. (Mr. Yarborough is the County Attorney and Mrs. Yarborough serves as the County P & Z Attorney). Ms. Cummings discussed the outstanding amount. Alderman Lafontaine recommended the City pay the outstanding bill.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**INVOICES/COURT DEPARTMENT/AMEND AGENDA**

**Re: Amend Agenda to authorize payment of the Prisoner Medical Bills in the amount of \$24,570.00**

Alderman Lafontaine moved, seconded by Alderman Richardson to amend agenda to pay \$ 24,570 to Hancock County Sheriff's Office for City of Waveland Prisoner Medical for the billing month of June through September 2018. **(EXHIBIT F)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**Re: to authorize payment of the Prisoner Medical Bills in the amount of \$24,570.00**

Alderman Lafontaine moved, seconded by Alderman Richardson to pay \$24,570 to Hancock County Sheriff's Office for City of Waveland Prisoner Medical for the billing month of June through September 2018.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**MARTIN LUTHER KING COMMUNITY CENTER/CHANGE ORDERS**

**Re: Discuss the MLK Contract between the City of Waveland and Compton Engineering**

Alderman Lafontaine moved, seconded by Alderman Richardson to discuss the contract between the City of Waveland and Compton regarding the Martin Luther King Project.

Mrs. Yarborough said for the convenience of the City, Compton has submitted a contract to amend their pricing down to around \$6,000.00. She said under the current contract, it would have to go up for further review by MDA which would cause a time concern.

Mrs. Yarborough said Compton has generously agreed to a Change Order to reduce their fee to allow this process to move forward.

**Re: Approve Change order for MLK Compton Contract**

Alderman Lafontaine moved, seconded by Alderman Burke to approve Change Order in the amount of \$20,977.87. **(EXHIBIT G)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**Re: Authorize Mayor's signature of the Grant Agreement for MLK Project**

Alderman Piazza moved, seconded by Alderman Lafontaine to authorize the Mayor's signature and approval of the Grant Agreement regarding the Martin Luther King Project considering the Change Order. **(EXHIBIT H)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**ALDERMEN'S COMMENTS**

**Re: Alderman Burke**

- Discussed the current contract with Waste Management that will not allow trash pickup until 7 a.m. and the logistical issues it causes. Alderman Burke asked if the Board would be amiable to allowing a 6 a.m. pickup. The Board agreed to put out a notice that would notify the citizens of this change.

**Re: Alderman Richardson**

- Discussed the recent boil water notice and the expense to those on fixed incomes by having to purchase bottled water. Mayor Smith said the Utility Department will data log the meter for those that appear to have a higher water bill due to having to run the water until it was clear, and adjust it to the 12-month average. Mrs. Yarborough said there is a process that allows the citizens to go to City Hall and file a grievance.

**Re: Alderman Lafontaine**

- Discussed the political signs that are being placed throughout the City, inquired about the enforcement of signs that are placed in a right-of-way. Mayor Smith said the complaints are to be addressed to the Building Inspector (Josh Hayes).

**Alderman Piazza**

- Inquired about the Rue de Lasalle property off of Waveland Avenue. Mayor Smith said the 'Bay Saints' football team has a 99 year lease on the property. Alderman Piazza said he had received some complaints and requested the lot be cleaned.

**BUILDING DEPARTMENT/BLIGHTED PROPERTY**

**Re: Mr. Daron Vega was present to update the Board on 467 Highway 90 (Old Motel across from Walmart) progress and plans**

Mr. Vega, owner of the Motel across from Walmart at 467 Highway 90, said he spent 3 days on a bush hog, cleaning the property, changed the doors, repaired the windows, 20 units had minor issues, repaired plumbing issues and marked the property with No Trespassing signs. Mr. Vega said the roof had a few leaks and had patched it up, he also said a Mold Specialists inspected the property, recommending that they use bleach and household products to clean the issue. Mr. Vega said they installed a camera system for security. Mr. Vega added that the neighbors and community have thanked him and encouraged the repairs. Alderman Lafontaine inquired about the 50% damage rule. Mayor Smith said that he and former Building Inspector Bill Carrigee went to the property, noting that Mr. Carrigee said if the additional building was removed, it would remove the remaining building from the 50% damage list. Alderman Burke discussed the evaluation of the damage. Mrs. Yarborough said there are so many factors unknown and would not be truly know how to further advise until the permit is pulled. Mrs. Yarborough asked if the junk cars had been removed. Mr. Vega said there are no junk cars and the rooms are totally clean. Mrs. Yarborough asked if the vagrancy issues had

been addressed. Mr. Vega said, “totally addressed”. Mrs. Yarborough asked if the doors had locks. Mr. Vega said some had locks, and the rest of the locks were expected to arrive the next day (October 3, 2018). Mrs. Yarborough asked, “Overall, when do you intend to apply for a permit”? Mr. Vega said overall he hoped to turn the electricity on to assess what will be needed. Alderman Richardson said a permit would have to be obtained to have the electricity turned on. Mrs. Yarborough said she would attend the meeting between the City and Mr. Vega to discuss further movement on the property.

#### **DOCKET OF CLAIMS**

##### **Re: Claims**

Alderman Lafontaine moved, seconded by Alderman Piazza to approve the Docket of Claims in the amount of \$677,268.17 dated October 17, 2018 as submitted.

##### **(EXHIBIT H)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

#### **MINUTES**

##### **Re: Minutes of the Special Meeting of October 1, 2018 and Regular Meeting of October 2, 2018**

Alderman Piazza moved, seconded by Alderman Burke to approve the Minutes of the Special Meeting of October 1, 2018, as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Piazza, and Smith

Abstain: Richardson and Lafontaine

Voting Nay: None

Absent: None

##### **Re: Minutes of the Regular Meeting of October 2, 2018**

Alderman Piazza moved, seconded by Alderman Burke to approve Regular Meeting of October 2, 2018 as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

#### **BLUE CROSS-BLUE SHIELD/INSURANCE**

##### **Re: Name Mr. James Moody as Agent to Record for Blue Cross-Blue Shield**

Alderman Burke moved, seconded by Alderman Piazza to name Mr. James Moody as the Agent of Record for Blue Cross/Blue Shield replacing the current Agent, Mr. Michael Murphy, also with BancCorp South Insurance for the City’s Health Insurance.

##### **(EXHIBIT I)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**FINANCIAL REPORT/COMPTROLLER**

**Re: Comptroller Ron Duckworth to provide Brief Financial Report (EXHIBIT J)**

**BANK ACCOUNTS/SIGNATURES BANK ACCOUNT/RESIGNATIONS**

**Re: Remove Current City Clerk Lisa Planchard as authorized signatory and replace with Deputy City Clerk Tammy Fayard**

Alderman Burke moved, seconded by Alderman Piazza to remove City Clerk Lisa Planchard as authorized signatory on all required bank accounts upon her retirement date of October 30, 2018. The City Clerk position will remain open until after the election. Effective October 31, 2018, all essential duties of the City Clerk will be divided between Deputy City Clerk Tammy Fayard and Deputy City Clerk Ron Duckworth as needed. During this time, Alderman Lafontaine is authorized to sign on all required bank accounts with Ms. Fayard as backup signatory. **(EXHIBIT J)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**PERSONNEL DEPARTMENT/POLICE DEPARTMENT**

**Re: New Hire Ms. Harley Caughlin as a full-time Patrol Officer**

Alderman Lafontaine moved, seconded by Alderman Burke to approve new hire Ms. Harley Caughlin as a full-time Police Officer at a rate of \$14.28 per hour, pending passage of drug test. Officer Caughlin will be attending the full-time Academy in May 2019.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**PERSONNEL/STREETS DEPARTMENT**

**Re: New Hire Mr. Jeff Lena as Streets Laborer**

Alderman Burke moved, seconded by Alderman Richardson to approve new hire Mr. Jeff Lena in the Streets Department (open position) at a rate of \$10.00 per hour, pending passage of drug test.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**AGREEMENT/SOUTH MISSISSIPPI PLANNING AND DEVELOPMENT DISTRICT (SMPDD)**

**Re: Approve and Agreement with SMPDD for Senior Community Service Employment Program**

Alderman Lafontaine moved, seconded by Alderman Piazza to approve an Agreement, including Mayor's signature with South Mississippi Planning and Development District for the Senior Community Service Employment Program (SCSEP) for the period of July 1, 2019 through July 1, 2019) **(EXHIBIT K)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**BIDS/WAVELAND AVENUE SIDEWALK PROJECT**

**Re: Approve DNA Underground Construction, LLC.**

Alderman Burke moved, seconded by Alderman Piazza to approve and accept recommendation from Mr. Jason Chiniche to approve, as lowest and best bid, DNA Underground Construction, LLC. in the amount of \$1,563,515.00 for the Waveland Avenue Sidewalk Project. (As Tabled from the October 4, 2018 Meeting) **(EXHIBIT L)**

Mrs. Yarborough said by approving this, the Board is making a finding under MS Code Section §31-7-13, that they are the lowest and best bidder and is contingent upon execution of all Payment and Performance Bonds, provision of appropriate insurance, and execution of the contract.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**PARKS AND RECREATIONS/SURPLUS PROPERTY**

**Re: Surplus 2 STIHL Weed eaters from the Parks and Recreations Department**

Alderman Burke moved, seconded by Alderman Richardson to approve a request from Parks and Recreation to declare 2 STIHL Weed eaters as surplus, originally purchased from David's Chainsaws 6/27/2012. They are beyond repair and no longer of use to the City, Serial #290421769 & Serial #287992161.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**HIGHWAY 90 LIGHTING AND UTILITY RELOCATION PROJECT/INVOICES**



**Re: Approve Pay Application #2 from Lamey Electric, Inc. and Correspondence to Corando Lozano with request for Payment reimbursement**

Alderman Lafontaine moved, seconded by Alderman Piazza to approve Pay application #2 submitted by Lamey Electric, Inc. in the amount of \$71,289.91 for the Highway 90 Lighting & Utility Relocation Project, along with the cover letter to Mr. Corando Lozano, Asst. Utility Coordinator with MDOT and authorizing Mayor's signature thereon.  
**(EXHIBIT M) (EXHIBIT N)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**INVOICES/CITYWIDE DRAINAGE PROJECT/DRAINAGE PROJECT**  
**Re: Approve Invoice No. 9049776 CSX for payment on Citywide Drainage Project**

Alderman Burke moved, seconded by Alderman Richardson to approve Invoice No. 9049776 from CSX in the amount of \$1,183.74 for the Citywide Drainage Project.**(EXHIBIT O)**

Mrs. Yarborough said the invoice is labeled project closeout and file review, with \$4,800.00 left to bill. Mr. Duckworth said AMEC still has one more small bill.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

**POLICE DEPARTMENT/GRANTS/PERSONNEL/UTILITY DEPARTMENT/PUBLIC WORKS DEPARTMENT/PURCHASING DEPARTMENT/CITY CLERK/CITY HALL/REVENUE AND EXPENSE REPORT/COURT DEPARTMENT**

Alderman Lafontaine moved, seconded by Alderman Piazza to spread on the Minutes the following as listed, (Items a-f):

- a) Correspondence from Mississippi Department of Public Safety approving the Seat Belt Grant (Project Number PT-2019-PT-35-41) for the period October 1, 2018 through September 30, 2019 in the amount of \$16,068.00. **(EXHIBIT P)**
- b) Resignation of Utility Clerk, Marcia Ory, effective October 10, 2018.
- c) Resignation of Purchasing Agent/Accounts Payable Clerk, Rachel Cullen effective October 19, 2018.
- d) Retirement of City Clerk Lisa Planchard effective October 30, 2018.
- e) Revenues and Expenditures for the month of September 2018 at this the second meeting of October 2018. **(EXHIBIT Q)**
- f) Court Statistics Report for the month of September 2018 at this, the second meeting of October 2018. **(EXHIBIT R)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Page \_\_\_\_\_  
**Regular Meeting of October 17, 2018**  
**6:30 p.m.**

Voting Nay: None

Absent: None

**ADJOURN**

**Re: Adjourn the meeting at 8:15 p.m.**

Alderman Piazza moved, seconded by Alderman Burke to adjourn the meeting at 8:15 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 November 23, 2018.

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Tammy Fayard  
Deputy City Clerk

The Minutes of the Regular Meeting of October 17, 2018 have been read and approved by me on this, the 23<sup>rd</sup> day of November 2018.

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Mike Smith  
Mayor