

Minutes
Regular Meeting of April 2, 2019
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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 April 2, 2019 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, Lafontaine and Piazza, also present City Attorney Rachel Yarborough and City Clerk Mickey Lagasse.

Absent from the Meeting was Alderman Richardson

MAYOR'S REPORT

Re: The Mayor expressed his feelings about the passing of former Mayor Tommy Longo, noting Mayor Longo's service during Hurricane Katrina

MAYOR'S REPORT/PROCLAMATIONS/CASA

Re: Proclamation recognizing April as National Child Abuse Prevention Month

Alderman Piazza moved, seconded by Alderman Lafontaine to approve a Proclamation submitted by CASA, recognizing April 2019 as National Child Abuse Prevention Month.
(EXHIBIT A)

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

PORT AND HARBOR COMMISSION/PUBLIC APPEARANCE

Re: Mr. Bill Cork, Chief Operating Officer of the Hancock County Port and Harbor Commission was present to give an economic development update. (EXHIBIT B)

CITY ATTORNEY'S COMMENTS/BIDS/PURCHASING/BLIGHTED PROPERTY

Re: Bids for the demolition of 410 Wainwright Street were opened and taken under advisement

Property Owner, Ms. Leigha Allen and her Father Mr. Bobby McCollister were present to discuss the demolition of the property at 410 Wainwright Street. The Bids were taken under advisement to be awarded at the next meeting of April 17, 2019. Alderman Piazza requested that Building Inspector Josh Hayes do an inside inspection of the structure. Mr. Anderson requested the Board use a licensed Contractor to perform this task. City Attorney said Mr. Hayes does have the authority provide an assessment of the property and determine its condition.

Re: Allow Building Inspector Josh Hayes to meet with Property Owner to determine structural integrity of home

Alderman Piazza moved, seconded by Alderman Lafontaine to allow the property owner to meet and walk through the building with the Building Inspector Josh Hayes to present further evidence regarding the inside.

A vote was called for with the following results:

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Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

ALDERMEN'S COMMENTS

Re: Alderman Burke – No Comment

Re: Alderman Lafontaine- No Comment

Re: Alderman Piazza – No Comment

PLANNING AND ZONING/RESOLUTIONS/ORDINANCES

Re: Approve a Resolution recognizing amendment to Ordinance 349 (Zoning Ordinance)

Alderman Lafontaine moved, seconded by Alderman Piazza to approve a Resolution Recommending the City of Waveland Board of Mayor and Aldermen Amend Ordinance 349 (Zoning Ordinance) to make Textual Amendments to Sections; 409 to Allow the Temporary Condition use of Recreational Vehicles During an Active Residential Building Permit; Section 906.3-conditional Uses; and Section 811 – Penalties for Violations, as submitted by the Planning and Zoning Commission with the foregoing action: **(EXHIBIT C)**

- a) Commissioner Watson made a motion to adopt the foregoing Resolution with the minor corrections. Commission Boudoin seconded the motion. Chairman Meggett called for a vote. Commissioner's Harris, Boudoin and Watson voted yes. Chairman Meggett declared the motion passed.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

PUBLIC WORKS/PERSONNEL/STREETS DEPARTMENT

Re: Resignations of Mr. Larrone Lewis and Mr. Chris Wilson

Spread on the minutes the following resignations:

- a) Mr. Larone Lewis
- b) Mr. Chris Wilson

Re: Termination of Mr. Jeffrey Lena

Spread on the minutes the termination of Mr. Jeffrey Lena.

Re: New Hires, Mr. Rene J. Acker Jr., Mr. Horace Bosarge and Mr. Jesse L. Whatley

Alderman Burke moved, seconded by Alderman Piazza to approve the following new hires at a rate of \$10.00 per hour in the Street's Department, pending passage of drug test being listed (Items a-c):

- a) Mr. Rene J. Acker Jr. who will be replacing Mr. Larone Lewis
- b) Mr. Horace Bosarge who will be replacing Mr. Jeffrey Lena
- c) Mr. Jesse L. Whaley who will be replacing Mr. Chris Wilson

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A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

ALDERMEN'S COMMENTS (CONT.)

Re: Alderman Lafontaine

- **Alderman Lafontaine inquired about the cleaning of the lighthouse.**

COURT DEPARTMENT/POLICE DEPARTMENT

Re: Name Officers Devin Bates and Chad Dorn as Deputy Court Clerks

Spread on the minutes naming the following as Deputy Court Clerks:

- a) Officer Devin Bates
- b) Officer Chad Dorn

DOCKET OF CLAIMS

Re: Claims

Alderman Burke moved, seconded by Alderman Piazza to approve the Docket of Claims in the amount of \$1,049,628.70 dated April 2, 2019 as submitted. **(EXHIBIT C)**

A vote was called for with the following results:

Voting Yea: Burke,, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

AMEND AGENDA/CONTRACTS/PURCHASING

Re: Amend agenda to authorize City Clerk and City Attorney to cancel Cintas Contract

Alderman Lafontaine moved, seconded by Alderman Piazza to amend the agenda to add authorizing the City Clerk and Attorney to cancel the Cintas Contract.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

Re: Authorize City Clerk and City Attorney to cancel Cintas Contract

Alderman Lafontaine moved, seconded by Alderman Piazza to authorize City Clerk and City Attorney to cancel Cintas Contract.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

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Voting Nay: None

Absent: Richardson

MINUTES

Re: Meetings of February 27, 2019

Alderman Lafontaine moved, seconded by Alderman Burke to approve the minutes of the Special Meeting of February 27, 2019 (Tabled from the March 20, 2019 meeting).

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

Re: Minutes of March 6, 2019

Alderman Piazza moved, seconded by Alderman Burke Regular Meeting of March 6, 2019 (Tabled from the March 20, 2019 meeting).

A vote was called for with the following results:

Voting Yea: Burke, Piazza and Smith

Abstain: Lafontaine

Voting Nay: None

Absent: Richardson

Re: Minutes of March 20, 2019

Alderman Piazza moved, seconded by Alderman Burke to approve the Regular Meeting of March 20, 2019 as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Piazza and Smith

Abstain: Lafontaine

Voting Nay: None

Absent: Richardson

APPLICATIONS/PROJECTS/CITY HALL

Re: Authorize Mayor's Signature on letters regarding reimbursement requests

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Alderman Lafontaine moved, seconded Alderman Piazza to give the Mayor blanket authority to sign required forms and letters regarding reimbursement from 3rd party grantors for prior Board approved construction payment applications.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

AGREEMENTS/CITY HALL/PURCHASING/POSTAGE

Re: Approve Rental Agreement with NEOPOST for postage meter located in City Hall

Alderman Burke moved, seconded by Alderman Piazza to enter into a rental agreement with NEOPOST for a postage meter in the amount of \$82.01 per month for 60 months. This will be located in City Hall. The previous contract was with Pitney Bowes Inc. and has expired. The change is a savings of \$450.00 per year. **(EXHIBIT D)**

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

**AGREEMENTS/COPIERS/PURCHASING/CITY HALL/BUILDING DEPARTMENT/
HUMAN RESOURCES/UTILITY DEPARTMENT/PUBLIC WORKS**

Re: Rental Agreement with RJ Young for Copiers in City Hall Offices

Alderman Lafontaine moved, seconded by Alderman Piazza to enter into a rental agreement with RJ YOUNG to rent copier and printers city wide and provide required maintenance. The previous contracts were with (3 to 4) different vendors. The change to the city will be a savings of roughly \$2,482.00 per year and give one point of contact for maintenance and service as well as provide one bill divided by department for a more accurate accounting **(EXHIBIT E)**

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

Re: Authorize City Attorney to terminate copier supplies

Alderman Lafontaine moved, seconded by Alderman Piazza to authorize City Attorney to terminate agreements with existing copier suppliers.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

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Voting Nay: None

Absent: Richardson

RESOLUTIONS/ADVERTISING/BEACH FRONT/VENDORS-BEACH/BOARD OF SUPERVISORS/HANCOCK COUNTY BOARD OF SUPERVISORS

Re: Request Board of Supervisors to advertise to for beach vendors

Alderman Burke moved, seconded by Alderman Piazza to adopt a resolution requesting the Board of Supervisors to advertise for sealed bids “to operate” up to two (2) beach vending sites in the Municipal Parking lot at the foot of Coleman Ave.

During discussion the Board determined that they would like 2 additional vendor spots for non-motorized rentals. (Motion held until end of meeting to allow the City Attorney time to draft the Resolution)

MEETINGS/PATH, LLC

Re: Set Meeting to discuss PATH Company, LLC Proposal

Alderman Burke moved, seconded by Alderman Piazza to set up a special meeting with representatives from the PATH Company LLC. to discuss the request for proposals for a city wide energy audit, proposed date April 11th, 2019.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

AUDIT/REQUEST FOR PROPOSALS/ADVERTISING

Re: Advertise for Request for Qualifications from Audit Firms for 2019/2020 Audit

Alderman Lafontaine moved, seconded by Alderman Piazza to advertise for Request for Qualifications from audit firms to provide audit services for the City of Waveland’s yearly audit starting in the 2019/2020.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

LIGHTHOUSE AND PUBLIC PAVILION

Re: Set Lighthouse Hours of Operation

Alderman Lafontaine moved, seconded by Alderman Burke to set the hours of operation on the lighthouse restrooms from 7a.m. to 10 p.m. daily during the summer season and from 7 a.m. to 7 a.m. during the winter season. The police department will assist.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

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Voting Nay: None

Absent: Richardson

MEMA/CORRESPONDENCE/FEMA/PROJECT WORKSHEETS-FEMA/BLADDER TANKS

Re: Correspondence from MEMA Executive Director regarding Bladder Tank denial

Alderman Lafontaine moved, seconded by Alderman Piazza to spread on the minute's correspondence received from MEMA Executive Director Gregory S. Michel in reference to the City's second appeal of FEMA's denial of \$1,413,237.00 for the construction of a temporary sewer system following Hurricane Katrina. (PW's 4916 and 4917 Sewer Collection System) **(EXHIBIT F)**

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

SURPLUS/PUBLIC WORKS/AGREEMENTS

Re: Approve an Agreement with Jeff Martin Auctioneers, Inc. adding additional items

Alderman Lafontaine moved, seconded by Alderman Piazza to approve an agreement, with Jeff Martin Auctioneers, Inc. and authorize the Mayors signature thereon, for the auction/sale of the following previously surplus items:

- a) TROY BUILT HORSE 1D288H20440
- b) HUSTLER 52" LAWNMOWER
- c) 2009 INTERNATIONAL VIN # 1HTMMAAP99HO49402
- d) 2008 INTERNATIONAL VIN # 1HTMMAAM98H38435
- e) ABS/BLUE PUMPS TO712007 MODEL 2976T
- f) WAVELAND SWAT F SUPER DUTY XLT VIN # 1FDLF47F4TEA63277
- g) GMC 3500 VIN # 1GDJK34K9SE508853

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

Re: Surplus items inadvertently left off of March 2, 2019 surplus list

Alderman Piazza moved, seconded by Alderman Lafontaine to approve the following items as surplus property which has ceased to be used for public purposes and the sale of which will promote the best interest of the City of Waveland. These items being listed items a-d were inadvertently left off of the March 2, 2019 agenda and have been auctioned. The proceeds have been credited to the general fund.

- a) Duramax Professional cut 61" Zero turn, Kohler CH20S.
- b) Troybuilt Horse SN: 1D288H20440Riding Mower Hydrostatic Deck.
- c) Kee Commercial Push Mower 6.5 HP Briggs and Stratton Engine
- d) Kee Commercial Push Mower 6.5 HP Briggs and Stratton Engine

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A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

EASTER EVENT/DONATIONS

Re: Accept \$25.00 donation from Mrs. Bernie Cullen for Easter event

Alderman Burke moved, seconded by Alderman Lafontaine to accept a donation from Mrs. Bernie Cullen in the amount of \$25.00 for the Easter Event to be held on April 13, 2019.
(EXHIBIT G)

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

Re: Accept donation in the amount of \$100.00 for Easter from anonymous donor

Alderman Piazza moved, seconded by Alderman Lafontaine to accept a cash donation in the amount of \$100.00 for the Easter event to be held on April 13, 2019.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

GENERAL FUND/SANITARY SEWER PROJECT/UTILITY FUND

Re: Transfer \$1,000,000 from General Fund to Utility Fund for Sanitary Sewer Project

Alderman Burke moved, seconded by Alderman Piazza to temporarily transfer \$1,000,000.00 from the General Fund to the Utility Fund to allow for payments relative to Sanitary Sewer Project. These funds will be transferred back to the General Fund upon reimbursement from third party grantors and motioned by Board.

Alderman Lafontaine said for the record that the transfer would not have any negative impact on the General Fund.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

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COMPTRROLLER

Re: Brief financial update given by Comptroller Ron Duckworth

****City Clerk Lagasse exited the room**

CHANGE ORDERS/LIGHTHOUSE AND PUBLIC PAVILION PROJECT

Re: Approve Change Order No. 3 from Barnard & Sons for 14 day extension on Lighthouse Project

Alderman Burke moved, seconded by Alderman Piazza to approve Change Order No. 3 for Bernard and Sons requesting 14 additional contract days. **(EXHIBIT H)**

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

LIGHTHOUSE AND PUBLIC PAVILION PROJECT/SUBSTANTIAL COMPLETION

Re: TABLE approval of substantial completion paper work

Alderman Burke moved, seconded by Alderman Lafontaine to ~~approve~~ TABLE Final Pay application number 14 and the following Closeout Documents for the Lighthouse and Public Pavilion Project. Also to authorize the Mayor's signature thereon, being listed items (a-h):

- a) Substantial Completion Certificate dated 2/17/19
- b) Certificate Signature Page.
- c) Final Payment Application No. 14.
- d) Contract Completion Certificate.
- e) Recommendation for final acceptance of contract by Compton Engineering Inc.
- f) Final Completion Inspection Report submitted by Compton Engineering Inc.
- g) Final Waiver of Lien and certification of payment for material and labor submitted by Bernard and Sons.
- h) Consent of Surety to Final Payment.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

INVOICES/HIGHWAY 90 LIGHTING AND UTILITY RELOCATION PROJECT/SANITARY SEWER IMPROVEMENTS PROJECT/LIGHTHOUSE AND PUBLIC PAVILION PROJECT/NICHOLSON AVENUE IMPROVEMENTS PROJECT

Re: Payment of Invoices submitted by various Contractors

Alderman Burke moved, seconded by Alderman Lafontaine to approve the following invoices submitted by various contractors and recommended to be placed in line for payment consideration, contingent upon receiving funding from grant sources (if required), as listed (Items a-f):

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- a) Invoice 217-059-14 from Compton Engineering in the amount of \$12,985.68 – Highway 90 Lighting and Utility Relocation Project. **(EXHIBIT I)**
- b) Invoice 216-056-36 from Compton Engineering in the amount of \$46,914.15 – Sanitary Sewer Improvements Project. **(EXHIBIT J)**
- c) Invoice 216-056-37 from Compton Engineering in the amount of \$262.50 – Sanitary Sewer Improvements Project. **(EXHIBIT K)**
- d) Invoice 215-068-30 from Compton Engineering in the amount of \$800.00 – Lighthouse and Public Pavilion Project. **(EXHIBIT L)**
- e) Invoice 215-068-31 from Compton Engineering in the amount of \$6,790.00 – Lighthouse and Public Pavilion Project. **(EXHIBIT M)**
- f) Invoice 217-043-14 from Compton Engineering in the amount of \$4,493.44 – Nicholson Avenue Improvements Project. **(EXHIBIT N)**

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

****City Clerk re-entered the meeting**

EXECUTIVE SESSION

Re: Potential Litigation

Alderman Burke moved, seconded by Alderman Lafontaine to consider Executive Session to prompt a closed discussion related to potential and probable litigation related to a Mediacom claim against public works.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

Re: Enter Executive Session regarding potential and probable litigation

Alderman Burke moved, seconded by Alderman Piazza to approve entering Executive Session related to potential and probable litigation related to Mediacom claim against public works.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

Re: Exit Executive Session – no action taken

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

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

****Mr. Lagasse reentered the meeting.**

PUBLIC COMMENTS

No Public Comments

ADJOURN

Re: Adjourn the meeting at 8:31 p.m.

Alderman Burke moved, seconded by Alderman Lafontaine to adjourn the meeting at 8:31 p.m.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

ADJOURN MOTION WITHDRAWN

Re: Re-open Meeting

Alderman Burke moved, seconded by Alderman Piazza to withdraw motion to adjourn and re-open the meeting at 8:34 p.m.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

RESOLUTIONS/HANCOCK COUNTY BOARD OF SUPERVISORS/BOARD OF SUPERVISORS-HANCOCK COUNTY/BEACH VENDORS/ADVERTISING

Re: Approve Resolution requesting Board of Supervisors to advertise for beach vending sites at Municipal Parking lot at the foot of Coleman Avenue

Alderman Lafontaine moved, seconded by Alderman Burke to adopt a resolution requesting the Board of Supervisors to advertise for sealed bids "to operate" up to two (2) beach vending sites in the Municipal Parking lot at the foot of Coleman Ave. **(EXHIBIT O)**

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine and Piazza

Voting Nay: None

Absent: Richardson

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ADJOURN

Re: Adjourn meeting at 8:36 p.m.

Alderman Burke moved, seconded by Alderman Lafontaine to adjourn the meeting at 8:36 p.m.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

The foregoing minutes were presented to Mayor Smith on April 4, 2019.

James M. Lagasse
City Clerk

The Minutes of the Regular Meeting of April 2, 2019 have been read and approved by me on this, the 4th day of April.

Mike Smith
Mayor