

Minutes
Regular Meeting of April 17, 2019
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 April 17, 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, Richardson, Lafontaine, and Piazza, also present Attorney Gary Yarborough and City Clerk Mickey Lagasse.

Absent from the meeting was City Attorney Rachel Yarborough

MAYOR'S REPORT/PERSONNEL/BUILDING DEPARTMENT/EMPLOYEE OF THE MONTH

Re: Ms. Jeanne Conrad named as March 2019 Employee of the Month

CITY HALL/ETHICS COMMISSION/CITY CLERK

Re: Mississippi Ethics Commission finding for City Clerk

Alderman Burke moved, seconded by Alderman Richardson to spread on the minutes an opinion from the Mississippi Ethics Commission finding for City Clerk. **(EXHIBIT A)**

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

ST. PATRICK'S PARADE/VOLUNTEERS

Re: Presentation of Certificates to volunteers for their assistance with St. Patrick's Day Clean-up:

- 1) Kadence Kearley
- 2) Kayleigh Kearley
- 3) KelbiePitre
- 4) Kelton Oliver
- 5) Ethan Mauffray
- 6) Evelyn Mauffray
- 7) Haleigh Dobson
- 8) Leah Dobson
- 9) Emma Dobson
- 10) Jackson Dobson
- 11) Madison Dobson

EVENTS/GARFIELD LADNER MEMORIAL PIER/PIER/WAVELAND CIVIC ASSOCIATION

Re: WCA to hold Annual Special Needs Fishing Rodeo, May 4, 2019

Alderman Burke moved, seconded by Alderman Lafontaine to approve Waveland Civic Association (WCA) Special Needs Fishing Rodeo, May 4, 2019 from 9 a.m. to 1 p.m.

A vote was called for with the following results:

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Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

GROUND ZERO MUSEUM/CIVIC CENTER/OLD WAVELAND SCHOOL

Re: Allow the Ladies Home Plate (Softball Team) to use Civic Center on May 3 for Banquet

Alderman Lafontaine moved, seconded by Alderman Piazza approve the Ladies' Home Plate Softball Bay High to use the Civic Center may 3, 2019 for their softball banquet.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

MAYOR'S REPORT

Re: Noted the many projects being started in the City of Waveland, the Mayor said "a lot of good things happening"

.

CITY ATTORNEY'S COMMENTS

Re: Had no comments

MAYOR'S REPORT (CONT.)

Re: Thanked the Police and Fire Departments for their honoring and observing former Mayor Tommy Longo's passing and subsequent funeral.

ALDERMEN'S COMMENTS

Alderman Burke

- Discussed the potential expiration of the MLK Center Bids. Mr. Yarborough discussed the submitted bids and noted that the City had received an extension from MDA. .

Re: Alderman Richardson

- Discussed the City yard and its need to be cleaned.

Re: Alderman Lafontaine

- Alderman Lafontaine discussed TV monitors to be placed in the Board Room

PURCHASING/BOARD ROOM/AMEND AGENDA

Re: Amend Agenda to Authorize Purchasing Clerk to receive competitive quotes on installment of TV's in Board Room

Alderman Lafontaine moved, seconded by Alderman Richardson tp amend the agenda to authorize the Purchasing Clerk to receive competitive quotes on the installment of T.V.'s per agenda item for discussion 6 (a).

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

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Re: Authorize Purchasing Clerk to receive competitive quotes on installment of TV's in Board Room

Alderman Lafontaine moved, seconded by Alderman Richardson to authorize the Purchasing Clerk to receive competitive quotes on the installment of T.V.'s per agenda item for discussion 6 (a).

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

ALDERMEN'S COMMENTS (CONT.)

Re: Alderman Lafontaine

- Inquired about putting the live/recorded meetings on line through the website.
- Asked the City Clerk for an update of the gas system.

Re: Alderman Piazza – Had no comments.

BUILDING DEPARTMENT/BLIGHTED PROPERTIES/PUBLIC HEARING/410 WAINWRIGHT

Re: Update – Josh Hayes present to give findings on 410 Wainwright Street, Waveland, MS 39576.

During discussion, Mr. Hayes provided the Board with a detailed update on 410 Wainwright. **(EXHIBIT B)**

Mr. Yarborough: So this was previously subject to §21-19-11 concerning the property being a menace to the Public Health and Safety and authorizing the City upon selection to enter the premises. I think the Board needs to first consider to accept and spread on the minutes the findings of the Building Official here as consistent with that determination of the Public Hearing – (Motion Below)

PUBLIC HEARING/AMEND AGENDA/BLIGHTED PROPERTY

Re: Amend the Agenda to accept the findings of the Building Official concerning 410 Wainwright Street

Alderman Burke moved, seconded by Alderman Piazza to amend the agenda to accept and spread on the minutes the findings of the Building Official here as consistent with that determination of the Public Hearing.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

Re: Accept the findings of the Building Official concerning 410 Wainwright Street

Alderman Burke moved, seconded by Alderman Richardson to accept and spread on the minutes the findings of the Building Official concerning 410 Wainwright Street, Waveland Mississippi, 39576, consistent with the prior determination of the Board as being a menace to the Public Health and Safety of the City of Waveland under 21-19-11.

A vote was called for with the following results:

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Voting Yea: Burke Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

PUBLIC HEARING/BLIGHTED PROPERTY

Re: 614 Nicholson Ave, Property Owners, Mathew Adams

Alderman Lafontaine: Is this the one that you emailed us about Josh?

Mr. Hayes: Yesterday, I did yes. Well I got an updated picture today. I wanted to talk to Mr. Yarborough about whether or not the Affidavit needed to be completed, I mean it's compliant now. As you can see there, so. I just, assume we pulled off of Public Hearing that it's.

Mr. Yarborough: Well, we do have a Public Hearing set, if the position of the Building Department, as a Notice of Public Hearing, I would submit that we have to open that consistent with that. If ultimately the position of the Building Official is that it is no any longer a menace that can be stated and the options of the Board would obviously be limited at that point. Based on the findings in the records, but I believe with the noticed public hearing will advance that. Then we can make a record as far as what your present position is, as of the date of the Public Hearing and the Board can make a finding that seems appropriate. This is a Public Hearing duly noticed on the property. I believe just for the record, there's ostensibly an ownership question. Mr. Matthew Adams is listed here on the minutes as the owner, 614 Nicholson Avenue, Waveland, Mississippi 39576, Parcel 161c-0-0-2-066.000. I have pulled for the record, this has been subject to a complaint to confirm tax, title. Pulled the Docket report yesterday from the Chancery Court, Hancock County, Mississippi. Let the record reflect adoption under Rule 202 of evidence or a proceeding. Chancery Court Matthew Adams vs. Piccola D. Deitrich et al, Civil Action 23ch1:18.cv-747 as the final judgement confirming and inquiring a tax title in favor of Matthew Adams, whose listed here as the ostensible owner. Just let the record reflect that the Board can accept and acknowledge matters of which it has personal knowledge and a hearing for the proof and then with that, Mr. we can present the position of the Building Official for and on behalf of the City concerning the petition determining this as a derelict property under §21-19-11.

Mr. Hayes: Currently it's in compliance, no longer a violation.

Mr. Yarborough: Just so the Board's aware and the record's clear, what were previously the items that have been in your estimation and upon your review inspection of the premises cleaned. Is that submitted in the Affidavit here?

Mr. Hayes: It is, it was previously cited as accumulation of rubbish and garbage within Section 308.1 of the International Maintenance Property Maintenance Codes and is currently compliant to that, is no longer in violation to that.

Mr. Yarborough: Is there anything else you would like to state concerning this Public Hearing?

Mr. Hayes: No.

Mr. Yarborough: I believe the Board may consider spreading on the minutes of the Public Hearing, the Affidavit submitted by the Building Official Josh Hayes Code Enforcement Officer.

Re: Spread on minutes Affidavit submitted by Building Official concerning 614 Nicholson Avenue

Alderman Burke moved, seconded by Alderman Piazza to spread on the minutes of the Public Hearing, the Affidavit submitted by the Building Official Josh Hayes Code Enforcement Officer.

Mr. Yarborough asked if the Board had any questions or comments, there were no comments. Mr. Yarborough asked if anyone in the Public would like to state a position concerning whether or not the property at 614 Nicholson is a derelict property under §21-19-11. Mr. Yarborough requested Deputy City Clerk Tammy Fayard let the record reflect that there was no one to submit any further evidence. **(EXHIBIT C)**

A vote was called for with the following results:

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Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

Re: Declare 614 Nicholson Avenue is not a menace to the Public, Health and Safety of the Citizens of Waveland

Alderman Lafontaine moved seconded by Alderman Richardson to determine that the property as presented here today is not a menace to the Public, Health and Safety to the Citizens of Waveland, under the §21-19-11.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

****Mr. Yarborough said for the record this concludes the Public Hearing, Item 8.**

BUILDING DEPARTMENT/PRIVILEGE LICENSE REPORT/COMMUNITY RATING SYSTEM (CRS)/NATIONAL FLOOD INSURANCE PROGRAM (NFIP)

Alderman Burke moved, seconded by Alderman Richardson to spread on the minutes the following:

- a)The Privilege License Report for the Month of March 2019. **(EXHIBIT D)**
- b) The Building Permits Report for the Month of March 2019. **(EXHIBIT E)**
- c) FEMA Correspondence notifying the Cities increase from a Class 8 to a Class 7 in the National Flood Insurance Program. This will reduce all NFIP policies throughout the city by additional 5%. **(EXHIBIT F)**

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

BUILDING DEPARTMENT/TRAVEL

Re: Building Official Josh Hayes to attend Carrigee Consulting Class April 28th & 29th

Alderman Lafontaine moved, seconded by Alderman Piazza to approve travel for Building Official Josh Hayes to attend the Carrigee Consulting Code Classes April 28th and 29th in Harrison County. Cost to the City will be \$250.00 registration fee and use of a City vehicle.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

COURT DEPARTMENT

Re: Court Statistics Report for the Month of March 2019

Alderman Burke moved, seconded by Alderman Richardson to spread on the minutes the Court Statistics Report for the month of March 2019. **(EXHIBIT G)**

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

POLICE DEPARTMENT/PERSONNEL

Re: Promotion of Officer William Cotter to Lieutenant of P atrol

Alderman Piazza moved, seconded by Alderman Lafontaine to approve the promotion of William Cotter to Lieutenant of patrol at \$18.65per hour as budgeted effective April 18, 2019.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

CONTRACTS/AMENDMENTS TO CONTRACTS/POLICE DEPARTMENT

Re: Amendment to current contract with Affordable Computer Solutions for Police Department IT

Alderman Lafontaine moved, seconded by Alderman Piazza to approve an amendment to the current contract with Affordable Computer Solutions in the amount of \$100.00 per month to back up computer to the Cloud. This will include 10 TB drive. **(EXHIBIT H)**

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

PUBLIC WORKS/LEGAL DEPARTMENT

Re: No action taken on a request to reimburse Mrs. Karla Rayburn for damage to her son's vehicle

Alderman Burke moved, seconded by Alderman Lafontaine to discuss payment of an invoice in the amount of \$152.71 submitted by Mrs. Karla Rayburn for damage to her son's vehicle after hitting a pothole on Sears Ave.

Mr. Yarborough said that under Title 11, the City has immunity from all acts, for example the city is not liable even in the instance of clear negligence. Mr. Yarborough strongly advised the Board not to act on this complaint.

With no action needed, no action was taken.

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PURCHASING

Re: Claims

Alderman Burke moved, seconded by Alderman Richardson to approve the Docket of Claims in the amount of \$ 480,927.75 as submitted. **(EXHIBIT I)**

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

CITY HALL

**Re: Discussion of proposed ordinance for non-exclusive franchise for the City of Waveland.
(No action to be taken)**

City Clerk Lagasse said the City was contacted after the last meeting that Mediacom was to start laying fiber. Mr. Yarborough said he would not agree to the Agreement as it is currently. Mr. Yarborough provided the Board with proposed changes to the Agreement. Mr. Lagasse requested a proposed amendment that would provide for a more expedient turnaround during work requested by Contractors.

MINUTES

Re: Meeting of Regular Meeting of April 2, 2019

Alderman Burke moved, seconded by Alderman Lafontaine to approve the minutes of the Regular Meeting of April 2, 2019 as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine &Piazza

Abstain: Richardson

Voting Nay: None

Absent: None

Re: Minutes of Special Meeting of April 11, 2019

Alderman Burke moved, seconded by Alderman Lafontaine to approve the minutes of the Special Meeting of April 11, 2019 as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine & Smith

Abstain: Richardson & Piazza

Voting Nay: None

Absent: None

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****Mr. Yarborough noted for the record the abstentions are not recusals and are and will still count for the purposes for the corresponding yes votes and quorum.**

CITY HALL/COMPTROLLER

Re: Revenue and Expense Report for the Month of March, 2019

Alderman Burke moved, seconded by Alderman Lafontaine to spread on the minutes the Revenue and Expense Report for the month of March, given at this the 2nd meeting of April 2019. **(EXHIBIT J)**

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

CITY HALL/APPOINTMENTS

Re: Reappointment Mrs. Tammy Fayard and Mr. Ronald Duckworth as Deputy City Clerks

Alderman Lafontaine moved, seconded by Alderman Piazza to spread on the minutes the reappointment of Mrs. Tammy Fayard and Mr. Ron Duckworth as Deputy City Clerks.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

DESTINATION WAVELAND/FOURTH OF JULY EVENT/ADVERTISEMENTS

Re: Advertise for quotes for fireworks for the 4th of July Celebration

Alderman Richardson moved, seconded by Alderman Burke to advertise for quotes for firework service for the 4th of July celebration. This will be paid out of the Destination Waveland Restricted Account.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

INVOICES/CASA

Payment of Invoice submitted by CASA for budgeted allocation

Alderman Lafontaine moved, seconded by Alderman Richardson to approve an invoice in the amount of \$2,500.00 from CASA of Hancock County for fiscal year 2019 allocation. This is a budgeted expense. **(EXHIBIT K)**

Mr. Yarborough said for the record this is a budgeted and authorized allocation under §21-19-46, which authorizes special donations to Court appointed special advocates in the amount not to exceed ¼ of a mil.

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A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

AGREEMENTS/PROPOSALS/CITY HALL/FIRE DEPARTMENT/POLICE DEPARTMENT/PUBLIC WORKS/UTILITY DEPARTMENT

Re: Proposal submitted by PATH approved by Board to audit all ec

Alderman Burke moved, seconded by Alderman Piazza to approve proposal by PATH Company LLC, to provide an audit of energy consumption for all city buildings/facilities and approve the Mayors signature thereon. **(EXHIBIT L)**

A vote was called for with the following results:

Voting Yea: Burke, Lafontaine & Piazza

Voting Nay: Richardson

Absent: None

ADVERTISEMENTS/CITY HALL/POLICE DEPARTMENT/FIRE DEPARTMENT/PARKS AND RECREATIONS/PUBLIC WORKS

Re: Advertise for security cameras and security services citywide including all parks, buildings and public spaces

Alderman Lafontaine moved, seconded by Alderman Burke to advertise for security cameras and security services citywide including all parks, buildings and public spaces.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

LIGHTHOUSE/RIBBON CUTTING

Re: Lighthouse ribbon cutting and grand opening to be held on April 26, 2019

Alderman Piazza moved, seconded by Alderman Lafontaine to spread on the minutes the lighthouse ribbon cutting and grand opening to be held on April 26, 2019 at 5:30 p.m.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

DEPARTMENT OF MARINE RESOURCES/MISSISSIPPI DEPARTMENT OF MARINE RESOURCES/MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY/SRF LOAN/HIGHWAY 90 LIGHTING PROJECT/TIDELANDS

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Note the Board we received reimbursements in the following amounts:

- | | |
|-----------------------------------|--------------|
| a) Department of Marine Resources | \$444,701.45 |
| b) MDOT Highway 90 Lighting | \$203,808.01 |
| c) MSDEQ SRF Loan | \$427,970.91 |

AGREEMENTS/AUCTIONS/PURCHASING/SURPLUS PROPERTY/CITY HALL/POLICE DEPARTMENT/FIRE DEPARTMENT/PARKS AND RECREATIONS/PUBLIC WORKS

Re: Approve an Agreement with Clark Auctions, Inc. for citywide surplus property auction

Alderman Lafontaine moved, seconded by Alderman Piazza to approve an agreement, with Clark Auctions Inc., Mr. Nick Cark to hold a city wide all department auction June 1, 2019 at the city yard and authorize the Mayors signature thereon, upon attorney's approval. Items to be auctioned will be presented at the last meeting in May. **(EXHIBIT M)**

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

EASTER/DONATIONS

Re: Spread donated items for Easter event on minutes

Alderman Richardson moved, seconded by Alderman Burke Spread on the minutes the following Easter donations:

- a) 200 plastic Easter eggs donated by Brent Anderson.
- b) \$40 gift card donated by Walmart.
- c) Plastic Easter eggs and baskets donated by Mrs. Charlotte Tartavoulle.
- d) Eggs, Candy and buckets donated by Mrs. Brenda McComb.
- e) 1000 plastic Easter eggs donated by Compton Engineering.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

LIGHTHOUSE AND PUBLIC PAVILION PROJECT/CLOSEOUT DOCUMENTS/SUBSTANTIAL COMPLETION CERTIFICATE/INVOICES/CONTRACTS

Re: Approve closeout documents for Lighthouse and Public Pavilion Project

Alderman Piazza moved, seconded by Alderman Burke to approve 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**(EXHIBIT N)**
- b) Certificate Signature Page. **(EXHIBIT O)**
- c) Final Payment Application No. 14 in the amount of \$97,376.55**(EXHIBIT P)**
- d) Contract Completion Certificate. **(EXHIBIT Q)**
- e) Recommendation for final acceptance of contract by Compton Engineering Inc. **(EXHIBIT R)**

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- f) Final Completion Inspection Report submitted by Compton Engineering Inc. **(EXHIBIT S)**
- g) Final Waiver of Lien and certification of payment for material and labor submitted by Bernard and Sons. **(EXHIBIT T)**
- h) Consent of Surety to Final Payment. **(EXHIBIT U)**

During discussion Mr. Yarborough asked Mr. James Buras with Compton Engineering if Compton Engineering's position that this work is actually complete along with punch list items that would avoid final payment. Mr. Buras said "That's correct".

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

MEADOW LANE SANITARY SEWER IMPROVEMENTS PROJECT

Re: Approve closeout documents related to Meadow Lane Sanitary Sewer Improvements Project

Alderman Lafontaine moved, seconded by Alderman Piazza to approve final pay application number 6 and the following closeout documents for the Meadow Lane Sanitary Sewer Improvements. Also to authorize the Mayor's signature thereon, being listed items (a-j):

- a) Substantial Completion Certificate dated 3/14/19 **(EXHIBIT V)**
- b) Certificate Signature Page **(EXHIBIT W)**
- c) Final Payment Application No. 6 in the amount of \$151,210.11**(EXHIBIT X)**
- d) Contract Completion Certificate **(EXHIBIT Y)**
- e) Recommendation for final acceptance of contract by Compton Engineering Inc. **(EXHIBIT Z)**
- f) Final Completion Inspection Report submitted by Compton Engineering Inc. **(EXHIBIT AA)**
- g) Final Waiver of Lien and certification of payment for material and labor submitted by DNA Underground. **(EXHIBIT BB)**
- h) Consent of Surety to Final Payment **(EXHIBIT CC)**
- i) Change Order No. 3 (Summary Change Order) **(EXHIBIT DD)**
- j) Consent of Surety to Final Payment**(EXHIBIT EE)**

Mr. Yarborough said this would also require a finding of, a Change Order No. 3, being a Summary Change Order that the amounts are commercially reasonable, all items are necessary and incidental for the scope of the project, and consistent with §31-7-13b and not intended to subvert the public bidding process. Mr. Yarborough asked Mr. Buras from Compton Engineering if these items are in fact complete and ready for final payment. Mr. Buras said "That's correct".

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

****City Clerk Lagasse exited the meeting (7:46 p.m.)**

INVOICES/HERLIHY STREET SEWER IMPROVEMENTS PROJECT

Re: Invoice No. 7 from DNA Underground in the amount of \$562,285.49

Alderman Piazza moved, seconded by Alderman Richardson to approve the invoice No. 7 for Herlihy St. in the amount of \$562,285.49. **(EXHIBIT FF)**

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

****Mr. Lagasse re-entered the meeting (7:47 p.m)**

**CONTRACTS/LIGHTHOUSE & PUBLIC PAVILION/PARKS AND RECREATIONS/
MLK PARK/ELWOOD BOURGEOIS PARK**

Re: Cleaning Service Contract with Ms. Christine Mays to clean public bathrooms at MLK Park, Lighthouse and Elwood Bourgeois Park

Alderman Burke moved, seconded by Alderman Richardson to contract with Ms. Christine Mays to clean the bathrooms, Lighthouse, MLK Restrooms and Elwood Bourgeois Park in the amount of \$720.00 per month. **(EXHIBIT GG)**

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

EXECUTIVE SESSION

Re: Potential Litigation

Alderman Burke moved, seconded by Alderman Richardson to consider Executive Session to prompt a closed discussion regarding potential litigation concerning FEMA PW's 4916 and 4917.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

Re: Enter Executive Session

Alderman Piazza moved, seconded by Alderman Burke to approve entering Executive Session regarding potential litigation concerning FEMA PW's 4916 and 4917.

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Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

Re: Exit Executive Session – No action taken

Alderman Burke 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, Lafontaine &Piazza

Voting Nay: None

Absent: None

AMEND AGENDA/FEMA/BLADDER TANK APPEAL

Re: Amend Agenda to authorize Attorney Gary Yarborough to appeal FEMA Bladder Tank issue

Alderman Lafontaine moved, seconded by Alderman Piazza to amend the agenda to authorize Gary Yarborough to file an appeal of the February 27, 2019 termination by FEMA concerning PW 4916 and PW 4917 the Bladder Tank dispute and to authorize the filing declaratory action against FEMA and related ancillary matters.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

Re: Authorize City Attorney Gary Yarborough to file an appeal concerning Bladder Tank dispute

Alderman Piazza moved, seconded by Alderman Lafontaine to authorize Gary Yarborough to file an appeal of the February 27, 2019 termination by FEMA concerning PW 4916 and PW 4917 the Bladder Tank dispute and to authorize the filing declaratory action against FEMA and related ancillary matters.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

PUBLIC COMMENTS

Re: Mr. Bryan Therolf

ADJOURN

Re: Adjourn the meeting at 8:03 p.m.

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Alderman Burke moved, seconded by Alderman Richardson to adjourn the meeting at 8:03 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 May 10, 2019.

James M. Lagasse
City Clerk

The Minutes of the Regular Meeting of April 17, 2019 have been read and approved by me on this, the 10th day of May 2019.

Mike Smith
Mayor