

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 September 3, 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 and, along with City Clerk Mickey Lagasse and Attorney Gary Yarborough

**EVENTS/PUBLIC**

**Re: Mrs. Brenda McComb presented a proposal to use the dolphin as the City's mascot**

**RELAY FOR LIFE**

**Re: Waveland named as the 2019 Top Team Fundraiser for the American Cancer Society.**

**CITY HALL/PERSONNEL/FIRE DEPARTMENT/POLICE**

**DEPARTMENT/RSVP/UTILITY DEPARTMENT/PUBLIC WORKS/PARKS AND RECREATIONS**

**Re: The Employee Family Picnic to be held September 14, 2019 from 10:30 a.m. to 3 p.m. next to the Fire Department.**

**ATTORNEY'S COMMENTS**

**Re: No Comments**

**MAYOR'S COMMENTS**

**Re: A Ribbon Cutting for the Dog Park and Town Green was held last week.**

**ALDERMEN'S COMMENTS**

**Re: Alderman Burke Ward 1-**

- Requested an update on Aiken/Lakewood ditch issues.
- Discussed rebate of taxes and Court money

**Re: Alderman Richardson**

- Discussed a tent that had been set up in a residential area on Waveland Avenue.
- Inquired about the conduit running to the splash pad.

**Re: Alderman Lafontaine**

- Requested a brief explanation of the Waveland Avenue sidewalk project. (The issue was an agenda item and would be discussed at that time).

**Re: Alderman Piazza – No Comment**

**PLANNING AND ZONING (EXHIBIT A)**

**Re: Lewis Warran, 700 Villere Street**

**Lewis Warran, current owner** of the property commonly known as **700 Villere Street**, Legal description; PT W ½ of SE ¼ of SW ¼ #35 & 36 Section, is requesting a Conditional Use from the Zoning Ordinance, Section 701.8 – Accessory Structure over 500 sq.ft. The applicant is requesting a Conditional Use to construct. The applicant is requesting a Conditional Use to construct an Accessory Structure of 1,500 sq. Ft. for the purpose of storing a boat, race car, mower, etc.

Commissioner Adams made a motion, seconded by Commissioner Boudoin to recommend approval of the Conditional Use for the construction of an Accessory Structure of 1,500 sq. Ft. for the purpose of storing a boat, race car, mower, etc.

Prior to vote, Mr. Yarborough asked to reflect on the minutes that there was no opposition present at this time.

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**Regular Meeting of September 3, 2019**  
**6:30 p.m.**

Alderman Burke moved, seconded by Alderman Piazza to follow the recommendation of the Planning and Zoning Commission and approve the request as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**Re: William A. Roe, Jr., 409 St. Joseph Street**

**William A. Roe, Jr., current owner** of the property commonly known as **409 St Joseph Street**, Legal description; Lots 28, 31, 36, 38 & 39, NW 26' of Lot 43B, 44, 45, 52, 52, Tannerette Subdivision, is requesting a Conditional Use from the Zoning Ordinance, Section 701.8 – Accessory Structure over 500 sq.ft. The applicant is requesting a Conditional Use to construct an Accessory Structure of 744 sq. Ft. for the purpose of a garage and storage.

Commissioner Watson made a motion, seconded by Commissioner Adams to recommend approval of the proposed Conditional Use request. Commissioners Adams, Harris, Boudoin and Watson voted in favor of the motion.

Alderman Burke moved, seconded by Alderman Lafontaine follow the recommendation of the Planning and Zoning Commission and approve the request as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**Re: Anna M. Burnham, 221 Nicholson Avenue**

**Anna M Burnham, owner** of the property (represented by Mr. Edward Wikoff, AIA), commonly known as **221 Nicholson Avenue**; Legal Description; Lot 8, 7B, PT9A, Block 1, E.W. Ulman Subdivision, is requesting a variance from the Minimum Side Yard of 15' as required by the Current Zoning Ordinance, Section 701.4 – 15 feet. The variance request is to allow an 11-foot side yard for the left side yard (from the street) which requires a 4 foot variance for that side yard.

Commissioner Adams made a motion, seconded by Commissioner Watson to recommend approval of the variance as requested.

Mr. Yarborough said as stated in Section 906.1c of the Zoning Ordinance the Commission have considered those factors to recommend approval, making a finding of fact that those elements are allowed.

Alderman Lafontaine moved, seconded by Alderman Richardson to following the Planning and Zoning Commission and approve the request as submitted.

Mr. Yarborough noted prior to the vote to let the record reflect that there was no opposition.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**Re: Beach Walk Development, 421 N. Beach Blvd.**

**Beach Walk Development, LLC**, the current owners of the property commonly known as **421 N Beach Blvd.**, Parcel # (161F-0-02-022.008) legal description; PT 14, 2<sup>nd</sup> Ward, Parcel # (161F-0-02-017.000) legal description; 12A, 2<sup>nd</sup> Ward and Parcel # (161C-0-02-139.000) legal description; Lots 26B, EX SE 20' & SE 40' of 27A, Grosvenor Place Subdivision are requesting a Conditional Use on the subject property per Section 620.3 – Conditional Uses, Item H. Residential Planned-Development pursuant to Section 401.8 of the City of Waveland current Zoning Ordinance (#349). The purpose of the request is to allow Beach Walk Development, LLC to pursue development of subdivision with nineteen (19) lots for residential development.

Commissioner Adams made a motion, seconded by Commissioner Watson to recommend approval of the proposed Conditional Use request. Commissioners Adams, Boudoin and Watson voted in favor of the motion.

**Beach Walk Development, LLC**, the current owners of the property commonly known as 421 N Beach Blvd, ., Parcel # (161F-0-02-022.008) legal description; PT 14, 2<sup>nd</sup> Ward, Parcel # (161F-0-02-017.000) legal description; 12A, 2<sup>nd</sup> Ward and Parcel # (161C-0-02-139.000) legal description; Lots 26B, EX SE 20' & SE 40' of 27A, Grosvenor Place Subdivision, are requesting a review and recommendation of a Preliminary Plat that would divide the property into a subdivision of with nineteen (19) lots for residential development, as shown on the proposed Preliminary Plat. As required by the City of Waveland Subdivision Ordinance (#351), Section 305, Procedure for Approval of Preliminary Plat.

Commissioner Adams made a motion, seconded by Commissioner Watson to recommend approval of the proposed revised Preliminary Plat Commissioners Adams, Boudoin and Watson voted in favot of the motion Commissioner Adams, Boudoin and Watson voted in favor of the motion. Commissioner Harris voted against the motion. Chairman Meggett declared the motion approved.

Mr. Yarborough asked to let the record reflect that the Board of Mayor and Aldermen had been provided the minutes of the Planning and Zoning Meeting as well as the 6 agenda items. They have also been provided a full transcript of those items. Mr. Yarborough said for the record, there is also an appeal by Mr. Virgil Gillispie, representing Mr. & Mrs. Ted Longo, opposing the application. Mr. Yarborough asked to let the record reflect that Mr. Gillispie was present and would be allowed to speak on the issue, albeit there was not an official appeal under the Ordinance. Mr. Yarborough read from 906.3 1-6, and approval would be making a finding that the City would benefit and use of the surrounding area would not be adversely affected.

Alderman Lafontaine moved, seconded by Alderman Richardson follow the recommendation of the Planning and Zoning Commission and approve the request as submitted with the lot being designated green space only for emergency vehicle and no other access by any resident or visitor.

A vote was called for with the following results:

Voting Yea: Richardson, Lafontaine and Piazza

Voting Nay: Burke

Absent: None

**BUILDING DEPARTMENT/RENEWAL**

**Re: Renew ICC Membership for Building Official Josh Hayes**

Alderman Lafontaine moved, seconded by Alderman Burke to approve renewal of ICC membership in the amount of \$135.00 for Building Official Josh Hayes. **(EXHIBIT B)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**BUILDING DEPARTMENT/TRAVEL**

**Re: Building Clerk Jeanne Conrad to Washington D.C.**

Alderman Lafontaine moved, seconded by Alderman Piazza to approve travel for Building Clerk Jeanne Conrad to Washington D.C. October 27<sup>th</sup> through November 1<sup>st</sup> for CRS Training. Only cost to the City will be a meal ticket in the amount of \$134.00. Airfare, lodging and cost of course will be 100% reimbursed by FEMA.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**RESOLUTIONS/BUDGET FY 2020**

**Re: Resolution adopting the FY Budget 2020 annual**

Alderman Burke moved, seconded by Alderman Piazza to approve a resolution to adopt the 2019/2020 annual budget and to set the tax levy/millage for 9/30/2020 at 37.55 mills (no change from prior year). A public hearing was held prior to today's regularly scheduled meeting as required by State Statute. **(EXHIBIT C)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**PERSONNEL/BUDGET FY 2020**

**Re: Approve salary adjustments effective October 7, 2019 –FY20 Budget Year**

Alderman Lafontaine moved, seconded by Alderman Richardson to approve salary adjustments effective the first full pay period beginning October 7, 2019 as budgeted and adopted in the fiscal 2019/2020 annual budget.

A vote was called for with the following results:

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**Regular Meeting of September 3, 2019**  
**6:30 p.m.**

Voting Yea: Richardson, Lafontaine and Piazza

Voting Nay: Burke

Absent: None

**POLICE DEPARTMENT/PERSONNEL**

**Re: Removal of part-time Police Officers from City rolls**

Alderman Lafontaine moved, seconded by Alderman Richardson to remove the following part-time officers from the Waveland Police Department roster being listed (Items a-f):

- a. Eric Castro
- b. Ronald Story
- c. Chris Duff
- d. Eric Arnsberger
- e. David Buckley
- f. Matt Sekinger

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**MINUTES**

**Re: Minutes of Special Meeting August 20, 2019**

Alderman Burke moved, seconded by Alderman Richardson to approve the minutes of the Special Meeting of August 20, 2019, as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**Re: Minutes of Regular Meeting of August 21, 2019**

Alderman Piazza moved, seconded by Alderman Richardson to approve the minutes of the Regular Meeting of August 21, 2019 as submitted.

Mr. Yarborough asked to let the record reflect that there is a vote of four to zero, with the abstention counting with the majority.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, and Piazza

Abstain: Lafontaine

Voting Nay: None

Absent: None

**HOLIDAY SCHEDULE/CITY HALL/PERSONNEL/PUBLIC  
WORKS/BUILDING DEPARTMENT/RSVP/FIRE DEPARTMENT/POLICE  
DEPARTMENT/PARKS AND RECREATIONS/UTILITY DEPARTMENT  
Re: Holiday Schedule FY 2020**

Alderman Piazza moved, seconded by Alderman Burke to approve the Holiday Schedule for FY ending September 30, 2020, as submitted. **(EXHIBIT D)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**PURCHASING/SOFTWARE/UTILITY DEPARTMENT/COURT DEPARTMENT/  
CITY HALL/BUILDING DEPARTMENT  
Re: Purchase of BBI Software**

Alderman Burke moved, seconded by Alderman Richardson to approve the purchase of BBI Software not to exceed a cost of \$50,000.00. **(EXHIBIT E)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**CITY HALL/SERVER  
Re: Purchase and installation of new server for City Hall**

Alderman Burke moved, seconded by Alderman Piazza to approve the purchase and installation of a new server for City Hall from affordable computer solutions in the amount \$7,487.00. (Original estimated cost was \$12k) **(EXHIBIT F)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**PURCHASING/COMPUTERS/CITY HALL  
Re: Approve purchase of up to 9 desk top computers for various Departments**

Alderman Lafontaine moved, seconded by Alderman Burke to approve the purchase of up to 9 new desk top computers in various departments at a cost not exceed \$15,000.00. This will be on an as needed basis only, all computers are currently being evaluated to determine if upgrading each unit is an option, with full budget amendment

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**CITY HALL/BUDGET FY 20**

**Re: Municipal Compliance Questionnaire for FY Ending September 30, 2019**

Alderman Burke moved, seconded by Alderman Piazza to approve the annual Municipal Compliance Questionnaire for the Fiscal Year Ending September 30, 2019. **(EXHIBIT G)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**TRAVEL/CITY HALL**

**Re: Approve Travel for Mayor, Aldermen and City Clerk**

Alderman Burke moved, seconded by Alderman Richardson to approve travel for the Mayor, Board of Alderman and City Clerk to attend training at the 2019 Small Town Conference in Tupelo October 17 and 18. Cost is \$100.00 registration, room, per diem and mileage or use of a city vehicle if available.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**WAVELAND AVENUE SIDEWALK PROJECT**

**Re: Jason J. Chiniche discussed the lack of progress on the Waveland Ave. Sidewalk Project and take appropriate as deemed necessary.**

**INVOICES/WAVELAND AVENUE SIDEWALK PROJECT**

**Re: Payment of invoices submitted for payment by Jason J. Chiniche and DNA Underground – Waveland Avenue Sidwalk Project**

Alderman Lafontaine moved, seconded by Alderman Burke to approve the following invoices as submitted:

- a. Invoice 16-01016 from James J. Chiniche, PA., Inc. in the amount of \$9,202.00- Waveland Avenue Sidewalk Project. **(EXHIBIT H)**
- b. Pay Application #4 from DNA Underground in the amount of \$38,1691.90 – Waveland Avenue Sidewalk Improvements Project. **(EXHIBIT I)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**DOCKET OF CLAIMS**

**Re: Claims**

Alderman Piazza moved, seconded by Alderman Richardson to approve the Docket of Claims in the amount of \$505,377.91 dated September 3, 2019 as submitted. **(EXHIBIT J)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**EXECUTIVE SESSION**

**Re: Personnel issue in the Street Department**

Alderman Burke moved, seconded by Alderman Richardson to approve entering Executive Session for personnel issues in the Streets Department.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**Re: Enter Executive Session**

Alderman Burke moved, seconded by Alderman Piazza to enter Executive Session to discuss Personnel issues in the Streets Department.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**Re: Exit Executive Session/No action taken**

Alderman Burke 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, Richardson, Lafontaine and Piazza

Voting Nay: None

Absent: None

**PUBLIC COMMENTS**

**Re: Bryan Frater**

**ADJOURN**

**Re: Adjourn Meeting at 9:10 p.m.**

Alderman Burke moved, seconded by Alderman Piazza to adjourn the meeting at 9:10.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 March 23, 2019.

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James M. Lagasse  
City Clerk

The Minutes of September 3, 2019 have been read and approved by me, on this, the 20<sup>th</sup> day of September 2019.

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Mike Smith  
Mayor

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