

Minutes
Regular Meeting of October 1, 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 October 1, 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 City Clerk Mickey Lagasse.

Absent from the meeting City Attorney Malcolm Jones

PLANNING AND ZONING/AMEND AGENDA

Re: Amend Agenda to add Item # 11a

Alderman Piazza moved, seconded by Alderman Richardson to amend the agenda to include item 11 (a) as a part of the Planning and Zoning requests.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

MAYOR'S REPORT/HURRICANE KATRINA/PROJECT WORKSHEETS

Re: Note the City's receipt of reimbursement in the amount of \$1,528,163.32 – Close-out of last Katrina Project Worksheet

Alderman Burke moved, seconded by Alderman Piazza to spread on the minutes the receipt of reimbursement in the amount of \$1,528.163.32 to finally closeout our last Katrina Project Worksheets. As a side note we awaiting approximately \$150,000.00 in additional reimbursement for small projects. **(EXHIBIT A)**

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

APPOINTMENTS/OATHS OF OFFICE

Re: Oaths of Office Administered for City Clerk and Deputy City Clerks

Alderman Lafontaine moved, seconded by Alderman Richardson to spread on the minutes that I (Mayor Smith) Administered the Oaths of Office for the City Clerk Mickey Lagasse and Deputy City Clerks Tammy Fayard and Ron Duckworth. **(EXHIBIT B,C,D)**

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

PROCLAMATION (EXHIBIT D)

Re: Recognizing October as Domestic Violence Awareness Month

ALDERMEN'S COMMENTS

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Re: Alderman Burke

- Forms to participate in the Veterans Parade are located at City Hall. The Parade will be held on Sunday November 10th 2019.

Re: Alderman Richardson

- Discussed flashing Stop signs at certain intersections in the City.
- Requested the City yard be cleaned by getting rid of excess scrap and piled dirt.

MAYOR'S COMMENTS (CONT.)

Re: Mayor Smith noted the donation of blocks to Bay St. Louis for former Mayor Tommy Longo's Memorial

ALDERMEN'S COMMENTS

Re: Alderman Lafontaine

- Inquired about equipment storage shed to be placed in City yard.

Re: Alderman Piazza

- Thanked James Buras with Compton Engineering for the placement of signage at Highway 90 and Waveland Avenue.

PUBLIC COMMENTS

Re: No Comment

BUILDING DEPARTMENT/TRAVEL

Re: Travel for Building Official Josh Hayes to Pensacola, Florida for Building Officials Course

Alderman Burke moved, seconded by Alderman Richardson to approve travel for Building Official Josh Hayes to Pensacola, Florida for a Building Officials Course October 9, 2019. Cost to the City will be 1 night lodging, 2 days per diem and use of a City vehicle. There will be no charge for the course.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

COURT DEPARTMENT

Re: TABLE approval of Court Statistics Report

Alderman Piazza moved, seconded by Alderman Lafontaine to ~~approve~~ TABLE approval of the Court Statistics Report for the Month of August, 2019 tabled at the September 18th meeting.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

PARKS AND RECREATIONS

Re: Declare all Playground equipment located at the MLK/Herlihy Park as surplus and

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Alderman Richardson moved, seconded by Alderman Piazza to declare all playground equipment located at the MLK/Herlihy Park as surplus valued at zero and approve the removal and disposal by the City of Waveland Public Works/Parks and Recreations Departments.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

PLANNING AND ZONING (EXHIBIT E)
Re: Suzanne & Adrien Bertoniere, 229 N. Beach Blvd.

Suzanne & Adrien Bertoniere, as represented by Thornhill Construction, owner of the property commonly known as 229 N, Beach Blvd; Legal Description: Lots 35 & and a portion of 33 (70'x760' S) 2nd Ward, Waveland, MS are requesting a variances from the Minimum Side Yard Setback, fifteen (15) feet as required by the Current Zoning Ordinance, Section 701.4. The Variance Request is to allow a fourteen (14) feet, Three (3) inches side yard setback for both side yard setbacks, resulting in a variance of 9" for each side yard.

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

Alderman Piazza moved, seconded by Alderman Burke 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 &Piazza

Voting Nay: None

Absent: None

Re: Mijilana Ivic, 703 Barlow Street

Miljana Ivic, owner of the property commonly known as 703 Barlow Street; Legal Description: Part of Lot 4, Block 11, BSL Land & Improvement Subdivision, is requesting a variance from the Minimum Front Yard Setback, twenty-five (25) feet as required by the Current Zoning Ordinance, Section 701.3. The Variance Request is to allow a sixteen (16) Front Yard Setback, resulting in a variance of nine (9) feet. The purpose of the request is to allow the applicant to complete construction of a double car garage.

Commissioner Harris made a motion, seconded by Commissioner Watson, to recommend approval of the proposed variance with the following conditions; That the double permit fees in the Building Code Adoption Ordinance (#375) be applied and any penalties provided for by ordinance or prescribed by law be assessed.

Charles Langley the property owner, represented by George Palazzo with Blue Ribbon Homes, of the property commonly known as 141 Market Street; Legal Description: Lot 104, 3rd Ward, Waveland, MS is requesting a variance from the Minimum Rear Yard Setback if twenty-five (25) feet as required by the Current Zoning Ordinance, Section 701.5.

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

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:

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Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

Re: Charles Langley, 141 Market Street

Charles Langley the property owner, represented by George Palazzo with Blue Ribbon Homes, of the property commonly known as 141 Market Street; Legal Description: Lot 104, 3rd Ward, Waveland, MS is requesting a variance from the Minimum Rear Yard Setback if twenty-five (25) feet as required by the Current Zoning Ordinance, Section 701.5. The Variance Request is to allow a twenty (20) foot Rear Yard Setback, requiring a variance of five (5) feet.

Commissioner Adams made a motion, seconded by Commissioner Boudoin to recommend approval of the variance as requested. Commissioners Adams, Harris, Boudoin and Watson voted in favor of the motion. Chairman Meggett declared the motion approved.

Alderman Piazza moved, seconded by Alderman Richardson 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 &Piazza

Voting Nay: None

Absent: None

*Alderman Piazza exited the room

INVOICES/MLK COMMUNITY CENER/WAVELAND AVENUE SIDEWALK IMPROVEMENTS PROJECT

Alderman Burke moved, seconded by Alderman Richardson to approve the following invoices submitted by various contractors (a-d):

- a. Invoice No.1013 (R109-379-10-KCR) from Gouras & Associates in the amount of \$5,000.00 --MLK Community Center. **(EXHIBIT F)**
- b. Invoice 1014 (R-118-379-08-HCCR) from Gouras & Associates in the amount of \$4,000.00 --MLK Community Center. (Final invoice on the HCCR part of the grant) **(EXHIBIT G)**
- c. Invoice 16-01017 from James J. Chiniche in the amount of \$11,885.46 – Waveland Avenue Sidewalk Project. **(EXHIBIT H)**
- d. Pay Application #5 from DNA Underground in the amount of \$77,691.00 – Waveland Avenue Sidewalk Improvements Project. **(EXHIBIT I)**

*Alderman Piazza re-entered the meeting prior to the vote

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

DOCKET OF CLAIMS

Re: Claims

Alderman Lafontaine moved, seconded by Alderman Richardson to approve the Docket of Claims in the amount of \$765,898.30 dated October 1, 2019 as submitted. **(EXHIBIT J)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

FIRE DEPARTMENT/PERSONNEL

Re: Approve salary adjustments for the first full pay period beginning October 9, 2019

Alderman Piazza moved, seconded by Alderman Richardson to approve salary adjustments for the Fire Department effective the first full pay period beginning October 9, 2019 as budgeted and adopted in the fiscal 2019/2020 annual budget. This change is necessary because the first fire payroll of the new budget year starts 10/9/19 not 10/7/19.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

POLICE DEPARTMENT/PERSONNEL

Re: Transfer Officer Harley Caughlin from Administration to Patrol

Alderman Lafontaine moved, seconded by Alderman Burke to approve Officer Harley Caughlin transfer to patrol at a rate of \$14.42 per hour effective October 7th, 2019. Officer Caughlin will have to attend the full time academy, this cost to be reimbursed by the State of Mississippi.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

Re: New Hire Mr. John Desalvo as full-time Patrolman

Alderman Burke moved, seconded by Alderman Richardson to hire John Desalvo as a full time patrolman at a rate of \$14.42 per hour effective October 2th, 2019 pending passage of drug test. Desalvo is an uncertified officer and will have to attend the full time academy this cost will be reimbursed by the State of Mississippi.

(This is to replace Sergeant David King, the Sergeant position will be filled at a later date.)

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: New Hire Sandra Newsome as Administrative Assistant, Community Outreach Neighborhood Watch

Alderman Lafontaine moved, seconded by Alderman Burke to hire Sandra Newsome as an Administrative Assistant, Community Outreach, Neighborhood watch at a rate of \$14.42 per hour effective October 2, 2019. Mrs. Newsome will be replacing Officer Harley Caughlin position.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

COURT DEPARTMENT/POLICE DEPARTMENT

Re: Name Officer Officer John Desalvo as Deputy Court Clerk

Alderman Lafontaine moved, seconded by Alderman Richardson to approve naming Officers John Desalvo as a Deputy Court Clerk and authorize their signatures on affidavits.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

CITY HALL/ADVERTISING

Re: Renewal of sign with Bay High Hardwood club

Alderman Lafontaine moved, seconded by Alderman Piazza to approve renewal of sign with Bay High Hardwood club in the amount of \$100.00 by approving the Board recognizes that the event will be bring favorable notice to the resources and opportunities of the City and meets criteria for a donation. **(EXHIBIT K)**

A vote was called for with the following results:

Voting Yea: Richardson, Lafontaine &Piazza

Voting Nay: Burke

Absent: None

MINUTES

Re: TABLED approval of the Minutes of September 13, 2019

Alderman Piazza moved, seconded by Alderman Lafontaine to approve the minutes of the Special Meeting of September 13, 2019 as submitted.

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A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

Re: TABLED Minutes of September 18, 2019

Alderman Piazza moved, seconded by Alderman Lafontaine to approve the minutes of the Regular Meeting of September 18, 2019 as submitted.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

PUBLIC WORKS/UTILITIES

Re: Approve Mayor's signature on Utility refund checks

Alderman Piazza moved, seconded by Alderman Burke to approve Mayors signature on Utility Refund Checks in the total amount of \$6604.07 as presented. **(EXHIBIT L)**

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

MARTIN LUTHER KING PARK (MLK) PARK/CLOSE-OUT PACKAGE/GRANTS

Re: Accept the Closeout Package for MLK Park Project (KCR)

Alderman Burke moved, seconded by Alderman Richardson to accept the "Close Out Package" for the Martin Luther King Jr. Park Project, R-118-379-08-HCCR **ONLY**. The R109-379-10-KCR grant will continue throughout the end of the project. **(EXHIBIT M)**

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

CONTRACTS/CITY HALL/COURT DEPARTMENT/UTILITIES

Re: Cancel Contract with nCourt as vendor for credit card processing

Alderman Lafontaine moved, seconded by Alderman Piazza to terminate the City's contract with nCourt, our present credit card processing vendor, as of November 30, 2019 subject to the 60 day notification of termination clause of the present contract with nCourt. (See attached contract).

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A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

Re: Approve Nexcheck as the City's vendor for processing credit card payments

Alderman Lafontaine moved, seconded by Alderman Richardson to approve Nexcheck as the City's vendor for processing of credit card payments for the Utility Department, Court Department, Building Permits, Privilege Licenses and fees related to Accident Reports, fingerprint fees, and other Police Department fees collected effective December 01, 2019. This will provide utility customers with an online customer portal to view billing information and payment history which is not available with our current vendor. The fee for these services are as follows: **(EXHIBIT N)**

- a. Utility Department customers is 2.75% per transaction with a minimum fee of \$2.50 per transaction.
- b. All other Departments is 2.95% per transaction with a minimum fee of \$2.50 per transactions.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

MEMA/CORRESPONDENCE/APPEAL

Re: Correspondence to Mr. Gregory Michael, Executive Director of MEMA

Alderman Burke moved, seconded by Alderman Richardson to spread on the minutes correspondence to Mr. Gregory Michael, Executive Director of MEMA noting the withdrawal of the May 2, 2019, Appeal from FEMA-1604, effective July 3, 2019. **(EXHIBIT O)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

CONTRACTS/COMPUTER ADMINISTRATIVE SERVICES

Re: Terminate the City's Contract with Universal Com

Alderman Burke moved, seconded by Alderman Richardson to terminate the City's contract with Universal Com one for computer administrative and network services, as of November 1, 2019 subject to notification of termination clause and to allow a cleaner transition period.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

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Voting Nay: None

Absent: None

Re: Enter into Service Agreement with Affordable Computer Solutions for Administrative and Network Services

Alderman Burke moved, seconded by Alderman Piazza to enter into a service agreement with Affordable Computer Solutions to provide administrative and network services, effective October 2, 2020. This is the current contractor used for the Police Department and the change will allow one computer administrator for the entire city. This will not only save a considerable sum of money monthly but provide one source for issues between departments. **(EXHIBIT P)**

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

REQUESTS FOR CASH REIMBURSEMENTS/MLK COMMUNITY CENTER

Re: Requests for Cash for MLK Community Center

Alderman Burke moved, seconded by Alderman Piazza to spread the following Requests for Cash Reimbursements on the Minutes being listed as (Items a-b):

- a. Request for Cash #4 (R-118-379-08-HCCR) in the amount of \$88,609.00 – MLK Community Center **(EXHIBIT Q)**
- b. Request for Cash #4 (R-109-379-10-KCR in the amount of \$41,271.93 – MLK Community Center. **(EXHIBIT R)**

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

Absent: None

AMEND AGENDA

Re: Motion to approve renewal of insurance will be placed on next agenda

Alderman Burke moved to amend the agenda to include approval of renewal of Auto and Inland Marine Insurance policies.

*The motion was not seconded and the Board decided to place on the agenda of October 16, 2019 for approval.

ADJOURN

Re: Adjourn Meeting at 7:24 p.m.

Alderman Burke moved, seconded by Alderman Richardson to adjourn the meeting at 7:24 p.m.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine &Piazza

Voting Nay: None

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Absent: None

The foregoing minutes were presented to Mayor Smith on October 18, 2019.

James M. Lagasse
City Clerk

The Minutes of the Regular Meeting of October 1, 2019 have been read and approved by me on this, the 18th day of October, 2019.

Mike Smith
Mayor