

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 August 4, 2020 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 via virtual Meeting (Covid-19/Coronavirus) of Aldermen Burke, Richardson, Lafontaine and Piazza and City Clerk Mickey Lagasse and City Attorney Malcom Jones

MAYOR'S REPORT

Re: The Mayor discussed the Governor's mandate for the wearing of protective facemasks for protection from Covid-19/Coronavirus

EMPLOYEE OF THE MONTH

Re: Employee of the Month for July 2020 – Mr. Jordan Roberts

COLEMAN AVENUE/GULF REGIONAL PLANNING COMMISSION (GRPC)

Re: Update on Coleman Ave Plan and Gulf Regional Planning Commission plans for the City of Waveland

Re: Discussed the upcoming motion concerning the pond in Idlewood Subdivision.

ELECTIONS/BAY-WAVELAND SCHOOL BOARD/SCHOOL BOARD BAY-WAVELAND

Re: September 4th is the deadline to register to qualify for the upcoming Waveland School Board Election. Information will be on the City's website.

ALDERMEN'S COMMENTS

Re: Alderman Burke

- Announced the cancellation of Food Truck Friday that was set for August 14, 2020. The cancellation due to Covid-19/Coronavirus.
- Discussed the quotes submitted for the repair of the tennis courts at the Elwood Bourgeois Park.

Re: Alderman Richardson

- Requested update on blighted property issues at 108 Espana Park.

Re: Alderman Lafontaine

- Inquired about the installation of cameras to be installed at all City owned property.
- Discussed the updated spreadsheet listing all blighted property.
- Discussed the allotment of overtime to allow time for the grass cutting to get caught up.
- Discussed the quotes and cost for the re-installation of the tennis court.

Re: Alderman Piazza

- Discussed the upcoming School Board election.

PUBLIC COMMENTS

Re: There were no public comments

PLANNING AND ZONING (EXHIBIT A)

Re: 732 Faith Street, Brent and Christie Morreale

Brent and Christie Morreale, owners of the property commonly known as 732 Faith Street, Parcel #137M-2-35-068.000; Legal Description: Lots 15 – 20, Block 92, BSL Land & Improvement Subdivision; are requesting the following variances to allow for a lot split:

For proposed Parcel "1" – A) A variance from the Lot Width requirement of One Hundred (100) Feet as required by the current Zoning Ordinance, Section 701.2. The variance

request is to allow a lot width of Seventy-Five (75) feet, requiring a variance of Twenty-Five (25) feet. B) A variance from the Lot Area requirement of Twelve- Thousand (12,000) square feet as required from the current Zoning Ordinance 701.1. The variance request is to allow a lot area of 10,016 square feet. C) A variance from the left from the Side Yard (facing from the street) requirement of Fifteen (15) feet as required by the current Zoning Ordinance, Section 701.4. The request is to allow a 2' variance resulting in a 13' side yard.

For proposed Parcel "2" – A) A variance from the Lot Width requirement of One Hundred (100) Feet as required by the current Zoning Ordinance, Section 701.2. The variance request is to allow a lot width of Seventy-Five (75) feet, requiring a variance of Twenty-Five (25) feet. B) A variance from the Lot Area requirement of Twelve Thousand (12,000) square feet as required from the current Zoning Ordinance 701.1. The variance request is to allow a lot area of 10,016 square feet.

The property owners had called and emailed today that they were both ill and would not be able to attend since they had been told to quarantine for 2 weeks.

Chairman Meggett asked if there was anyone present to speak for or against the requested variances. No one came forward.

After discussing the requested variances, Commissioner Watson made a motion, seconded by Commissioner Harris, to recommend tabling this item until next month to allow the owner's to be present to answer their questions. Commissioners Adams, Harris and Watson voted in favor of the motion. Chairman Meggett declared the motion approved.

Alderman Burke moved, seconded by Alderman Piazza to TABLE this issue and send back to the Planning and Zoning commission.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: 127 Market Street, Grady and Charlene Reynolds

Grady and Charlene Reynolds, owners of the property commonly known as 127 Market Street, Parcel# 162R-0-19-106.001; Legal Description: Lots 101B; Lot 102 & Lot 103 3rd Ward, Waveland, MS., are requesting the following variances to allow for a lot split:

For proposed Parcel "A", a variance from the Lot Area requirement of Twelve-Thousand (12,000) square feet as required from the current Zoning Ordinance 701.1. The variance request is to allow a lot area of eight-thousand six-hundred and twenty-two (8,622) of square footage. This requires a variance of three-thousand thee-hundred and seventy-eight (3,378) square feet.

For proposed Parcel "B" a variance from the Lot Area requirement of Twelve-Thousand (12,000) square feet as required from the current Zoning Ordinance 701.1. The variance request would have eight-thousand six-hundred and nineteen (8,620) square feet. This requires a variance of three-thousand thee-hundred and eighty (3,380) square feet.

For proposed Parcel "C" a variance from the Lot Area requirement of Twelve-Thousand (12,000) square feet as required from the current Zoning Ordinance 701.1. Parcel "C" would have eight-thousand six-hundred and twenty (8,619) square footage. This requires a variance of three-thousand three-hundred and eighty (3,381) square feet.

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Chairman Meggett asked the applicants to come forward and explain their variance requests. The Commission asked questions of the applicants and they responded. The Commission held discussion on the variance requests and discussed various issues related to lot splits, lot sizes and recent cases.

Chairman Meggett asked if there was any one present who would like to speak for or against the requested variances. No one came forward.

Commissioner Harris made a motion, seconded by Commissioner Watson to recommend approval of the requested variances. Commissioners Adams, Harris 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 Commission and approve the request as submitted.

A vote was called for with the following results:

Voting Yea: Richardson, Lafontaine & Piazza

Voting Nay: Burke

Absent: None

CONSENT AGENDA: Items (a – s)

Re: Approve consent agenda with the removal of h, i, k, l, n, o, p, and q

Alderman Lafontaine moved, seconded by Alderman Burke to approve the Consent Agenda with the removal of h, k, l, n, o, p, q, and I.

DOCKET OF CLAIMS

Re: Claims

- a. Approve the Docket of Claims paid and unpaid in the amount of \$915,235.70 dated July 7, 2020 as submitted. (The amount of current docket is \$262,120.07) **(EXHIBIT B)**

MINUTES

Re: Regular Meeting of July 22, 2020

- b. Approve the minutes of the Regular Meeting of July 22, 2020, as submitted.

UTILITY DEPARTMENT/PUBLIC WORKS

Re: Utility Refund Claims

- c. Approve the Utility Refund Claims in the amount of \$1,690.02 as submitted. **(EXHIBIT C)**

STATE OF EMERGENCY/COVID-19/CORONAVIRUS

Re: Continue Local State of Emergency related to Covid-19/Coronavirus

- d. Continue the Local State of Emergency from March 18th, 2020 as it is related to Covid-19 (Coronavirus).

GRANTS/DEPARTMENT OF PUBLIC SAFETY/POLICE DEPARTMENT

Re: Approve Application for Grant with Department of Public Safety

- e. Approve the application for a Grant with the Department of Public Safety for the purchase of equipment and continuing education courses for the Waveland Police Department and authorize the Mayor's signature thereon. **(EXHIBIT D)**

TRAVEL/CONTINUING EDUCATION/PUBLIC WORKS

Re: Four Utility Crewmembers to attend training on Wednesday November 4 at the IP Casino

- f. Send four utility crewmembers to utility locate training, on Wednesday November 4th at the IP Casino. Cost to the City will be \$210.00 per slot and use of a City vehicle. (Bo Humphrey to discuss if needed)

PERSONNEL/PUBLIC WORKS/STREETS DEPARTMENT

Re: Resignation of Mr. Michael Linkhous

- g. Spread on the minutes, the resignation of Mr. Michael Linkhous, effective July 27, 2020.
- ~~h. Motion to approve new hire Mr. Reion Galloway as an Operator for the Streets Department at a rate of \$12.00 per hour, pending passage of drug test.~~
- ~~i. Motion to purchase up to 3 (three) Thermo scanner with one year support and telescoping wall mount. The cost may be reimbursable through COVID-19 relief funds, but it is not yet confirmed. One will be placed in the Court Room, one in the Board Room and one at the entrance to City Hall.~~

PERSONNEL/PUBLIC WORKS

Re: Termination of Mr. Bryan Staeyton

- j. Accept the recommendation for the termination of Mr. Bryan Staeyton effective July 28, 2020 by Public Works Supervisor.
- ~~k. Motion to approve new hire Mr. James Ness as a Labor for the Streets Department at a rate of \$11.00 per hour, pending passage of drug test.~~
- ~~l. Motion to approve new hire Mr. Johnny Butters Jr. as a Labors for the Streets Department at a rate of \$11.00 per hour, pending passage of drug test.~~
- m. Authorize Julie Bromwell to sign Purchase Requisitions for the Utility Department.
- ~~n. Motion to authorize Bo Humphreys to request the City of Waveland's Road and Bridge funds from the Hancock County Board of Supervisors. The amount of the request is around 70k.~~
- ~~o. Motion to approve lowest, best and most responsive bid for 4 (four) 2020 Chevy Tahoe Police Packages in the total amount of 161,228.00. The lowest and best quote was taken by reverse auction on Thursday July 30th from Dana Supply. These are budgeted items.~~
- ~~p. Motion to approve lowest, best and most responsive quote (received 8/4/20) to remove all structures located at 467 Highway 90, Waveland to Morealle Construction, in the amount of \$21,500.00. We received 6 number of quotes and the second low quote was in the amount of \$24,500.00. Pending Attorney's review.~~

- q. ~~Motion to approve a Task Order 219-033.007 to Compton Engineering in the amount of \$13,700.00 to put a package together to pursue funding through MDEQ to dredge the Idlewood Pond and channel to improve drainage. (Bo Humphrey to discuss)~~

BUILDING DEPARTMENT/CONTINUING EDUCATION

Re: Building Official Josh Hayes to attend a Master Plumbing Course on August 10th and 11th

- r. Approve Josh Hayes to attend a Master Plumbing Course on August 10 & 11 the cost to the City is \$250.00 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

PERSONNEL/PUBLIC WORKS

Re: New Hire Mr. Reion Galloway as an Operator in the Streets Department

- h. Alderman Lafontaine moved, seconded by Alderman Burke to approve new hire Mr. Reion Galloway as an Operator for the Streets Department at a rate of \$12.00 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

PURCHASING/CITY HALL/POLICE DEPARTMENT/COURT DEPARTMENT

Re: Purchase up to three Thermo Scanners to take temperatures

- i. Alderman Lafontaine moved, seconded by Alderman Burke to purchase up to 3 (three) Thermo scanner with one-year support and telescoping wall mount. The cost may be reimbursable through COVID-19 relief funds, but it is not yet confirmed. One will be placed in the Court Room, one in the Board Room and one at the entrance to City Hall. Amount of purchase not to exceed \$8,100.00.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

PERSONNEL/STREETS DEPARTMENT/PUBLIC WORKS

Re: New Hire Mr. James Ness as Laborer in Streets Department

- k. Alderman Lafontaine moved, seconded by Alderman Burke to approve new hire Mr. James Ness as a Laborer for the Streets Department at a rate of \$11.00 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

PERSONNEL/STREETS DEPARTMENT/PUBLIC WORKS

Re: New Hire Mr. Johnny Butters Jr. Laborer in the Streets Department

- l. Alderman Burke moved, seconded by Alderman Lafontaine to approve new hire Mr. Johnny Butters Jr. as a Laborer for the Streets Department at a rate of \$11.00 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

ROAD AND BRIDGE FUNDS

Re: Manager Bo Humphrey to the Hancock County Board of Supervisors to request Road and Bridge Funds

- n. Alderman Richardson moved, seconded by Alderman Lafontaine to authorize Bo Humphreys to request the City of Waveland's Road and Bridge funds from the Hancock County Board of Supervisors. The amount of the request is around 70k.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

POLICE DEPARTMENT/PURCHASING

Re: Approve lowest and best bid for the purchase 6 Tahoe Police Packages

- o. Alderman Burke moved, seconded by Alderman Lafontaine to approve lowest, best and most responsive bid for 4-(four) 6 (six) 2020 Chevy Tahoe Police Packages in the total amount of 161,228.00. The lowest and best quote was taken by reverse auction on Thursday July 30th from Dana Supply. These are budgeted items. City Attorney to review final process.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

PURCHASING/BIDS/BLIGHTED PROPERTY/PURCHASING

Re: Award best and responsive quote to remove the structure at 467 Highway 90

- p. Alderman Burke moved, seconded by Alderman Richardson to approve lowest, best and most responsive quote (received 8/4/20) to remove all structures located at 467 Highway 90, Waveland to Morealle Construction, in the amount of \$21,500.00. We received 6 number of quotes and the second low quote was in the amount of \$24,500.00 and to amend the budget accordingly.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

TASK ORDERS/MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY (MDEQ)/IDLEWOOD DREDGE/DREDGE IDLEWOOD

Re: Task Order 219-033.007 from Compton Engineering regarding the Idlewood Pond dredge

- q. Alderman Burke moved, seconded by Alderman Lafontaine to approve a Task Order 219-033.007 to Compton Engineering in the amount of \$13,700.00 to put a package together to pursue funding through MDEQ to dredge the Idlewood Pond and channel to improve drainage. (Bo Humphrey to discuss)
(EXHIBIT E)

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

~~Motion to approve 3 projects as recommended by Path with a guaranteed savings of \$58,000.00 or more per year, it will be funded by _____.~~

~~Motion to go out for RFP for Banking services for the Energy efficient projects if need.~~

CHANGE ORDERS/UTILITIES DEPARTMENT/NICHOLSON AVENUE PROJECT

Re: Change Order No. 1 for the Nicholson Avenue Project – Replacement of 2,000 water line

Alderman Burke moved, seconded by Alderman Richardson to TABLE approval Change Order No. 1 on the Nicholson Ave Project STP-9136-00(004) LPA/107516-701000. The change order will replace 2000' of 2" water line as requested by the Utilities Department.

The total amount of the change order will be \$33,395.00 and require 20 additional working days. This Change Order is necessary to the Scope of Work of the Contract as originally bid, the project is not a new undertaking outside of the original Scope of Work the change of the work of the Change Order is reasonable and in line with the prices under the original Contract or similar work entering into the Change Order is Commercially reasonable under the circumstances and that this Change Order will not circumvent the public purchasing statues.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

EXECUTIVE SESSION

Re: Personnel Matter in the Utility Department

Alderman Lafontaine moved, seconded by Alderman Richardson to follow the recommendation of the City Attorney to enter closed door session to determine if the Board enters Executive Session to discuss a Personnel matter in the Utility Department.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

EXECUTIVE SESSION

Re: Enter Executive Session to discuss Personnel matter in Utility Department

Alderman Burke moved, seconded by Alderman Richardson to discuss a Personnel matter in the Utility Department.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

RESOLUTIONS/MISSISSIPPI POWER ELECTION/ELECTIONS

Re: TABLE approval of the Resolution concerning Mississippi Power Franchise Fees

Alderman Burke moved, seconded by Alderman Richardson to approve a RESOLUTION CALLING A SPECIAL ELECTION TO BE HELD IN THE MUNICIPALITY OF WAVELAND, MISSISSIPPI, ON 4TH DAY OF AUGUST, 2020, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY OF WAVELAND, MISSISSIPPI, THE APPROVAL OF THE ACTION OF THE BOARD OF ALDERMEN IN ADOPTING ON THE 7TH DAY OF JULY, 2020, AN ORDINANCE GRANTING NON-EXCLUSIVE ELECTRIC FRANCHISE TO MISSISSIPPI POWER COMPANY ITS SUCCESSORS, AND ASSIGNS A FRANCHISE IN THE CITY OF WAVELAND, MISSISSIPPI. (As tabled from the July 7, 202 and July 22, 2020 Meeting).

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Enter Closed Door Session to discuss Mr. Shane Bernard's Appeal

Alderman Burke moved, seconded by Alderman Lafontaine to follow the recommendation of the City Attorney to enter a closed-door session to discuss pending litigation and appeal in the filed by Mr. Shane Bernard's in the Hancock County Circuit Court of Appeal Planning and Zoning request to discuss a strategy session because it would have a detrimental impact upon the litigating position of the City.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Enter Executive Session to discuss strategy related to appeal filed by Mr. Shane Bernard

Alderman Burke moved, seconded by Alderman Richardson to enter a closed-door session regarding pending litigation and appeal filed by Mr. Shane Bernard in the Hancock County Circuit Court of Appeal Planning and Zoning request to discuss a strategy session because it would have a detrimental impact upon the litigating position of the City.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Enter Executive Session to discuss the Mississippi Power Franchise Election

Alderman Burke moved, seconded by Alderman Lafontaine to follow the recommendation of the City Attorney to enter a closed-door session to discuss prospective litigation as it pertains to the proposed election for the Mississippi Power Electrical Franchise.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Enter Executive Session regarding Mississippi Power Company Franchise

Alderman Burke moved, seconded by Alderman Lafontaine to enter Executive Session Regarding prospective litigation for the Mississippi Power Company Franchise.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Executive Session for close door session PATH Contract

Alderman Lafontaine moved, seconded by Alderman Burke to follow the recommendation of the City Attorney and enter into a closed session as it pertains to prospective litigation that pertains to the Company PATH to ensure that it doesn't have a detrimental impact on the City.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Enter Executive Session to discuss PATH Contract

Alderman Lafontaine moved, seconded by Alderman Burke to go into Executive Session to discuss strategy session regarding proposed litigation concerning the existing contract with PATH regarding energy efficiency services to prevent the detrimental impact upon litigation of the City.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Exit Executive Session

Alderman Piazza moved, seconded by Alderman Richardson 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

PERSONNEL/UTILITY DEPARTMENT

Re: Terminate Utility Office Manager Larry Holland

Alderman Piazza moved, seconded by Alderman Burke to follow the recommendation to terminate Utility Officer Manager Larry Holland, effective immediately.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

PLANNING AND ZONING/LEGAL DEPARTMENT

Re: City Attorney to work with Mr. Shane Bernard's Attorney for new hearing

Alderman Lafontaine moved, seconded by Alderman Richardson to authorize the City Attorney to enter an agreement to order with the Attorney representing Mr. Shane Bernard to remand back to Planning and Zoning to conduct another hearing to consider the application.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

RESOLUTIONS/MISSISSIPPI POWER ELECTION/ELECTIONS

Re: TABLE approval of the Resolution concerning Mississippi Power Franchise Fees

Alderman Burke moved, seconded by Alderman Piazza to approve a RESOLUTION CALLING A SPECIAL ELECTION TO BE HELD IN THE MUNICIPALITY OF WAVELAND, MISSISSIPPI, ON 4TH DAY OF AUGUST, 2020, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY OF WAVELAND, MISSISSIPPI, THE APPROVAL OF THE ACTION OF THE BOARD OF ALDERMEN IN ADOPTING ON THE 7TH DAY OF JULY, 2020, AN ORDINANCE GRANTING NON-EXCLUSIVE ELECTRIC FRANCHISE TO MISSISSIPPI POWER COMPANY ITS SUCCESSORS, AND ASSIGNS A FRANCHISE IN THE CITY OF WAVELAND, MISSISSIPPI. (As tabled from the July 7, 2020 and July 22, 2020 Meeting).

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

ADJOURN

Re: Adjourn the meeting at 9:25 p.m.

Alderman Burke moved, seconded by Alderman Lafontaine to adjourn the meeting at 9:25 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 August 22, 2020.

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Regular Meeting of August 4, 2020
6:30 p.m.

LisaB.Planchard
City Clerk

The Minutes of the Meeting of August 4, 2020 have been read and approved by me on this, the 21st day of August 2020.

Mike Smith
Mayor



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