

Minutes
Regular Meeting of March 2, 2021
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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 (Virtual) Boardroom, 301 Coleman Avenue, Waveland, MS. on March 2, 2021 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 teleconference of Aldermen Burke, Richardson, Lafontaine and Piazza, also present City Clerk Mickey Lagasse and City Attorney Malcolm Jones.

MAYOR'S COMMENTS

Re: The Mayor discussed the latest Covid-19 order from Governor Tate Reeves concerning the Mask Mandate being lifted, indoor crowds being limited to 50% and if morbidity issues exists wear a mask when around crowds.

Re: Mayor Smith said that he would be meeting with the Corps of Engineers the following day to discuss some potential flooding issues in Waveland.

Re: Discussed some local developments in Waveland, noting several properties being cleared, putting Waveland in a "building boom".

ALDERMEN'S COMMENTS

Re: Alderman Burke

- **City Clerk Lagasse discussed the 17% increase in Auto Insurance and notified the Board of a potential deductible increase through a buy-out program.**

INSURANCE

Re: Place request to approve Auto Insurance Agreement after consent agenda

Alderman Burke moved, seconded by Alderman Richardson to approve placement of Insurance approval at the end of the consent agenda.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

Re: Alderman Burke

- **Requested the Engineers concentrate on the Garfield Ladner Pier noting the inordinate amount of time that it will take to make the needed repairs.**

Re: Alderman Richardson

- **Requested a status of the proposed elevator repair at the Lighthouse. Mayor Smith said that it was repaired and operational.**

Re: Alderman Lafontaine

- **Discussed issues with the website and notifications that are to be posted concerning City Meetings and Public announcements.**

Re: Alderman Piazza

- **Inquired about Mediacom's contract dispute with WWL Channel 4 out of New Orleans.**

MAYOR'S REPORT

Re: Discussed holding the Waveland Civic Association's Annual St. Patrick's Parade on Sunday March 21, 2021, pending increased.

PUBLIC COMMENTS

Re: Chad Whitney

PLANNING AND ZONING (EXHIBIT A)

Re: Jeff & Michelle Anthony, 120 Market Street

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Jeff & Michelle Anthony, owners of the property commonly known as 120 Market Street, Legal Description; Lot 93B, 3rd Ward, Waveland, MS., has made application requesting to following variances:

- a. A variance from the Rear Yard Setback as required in Section 701.5 of the current Zoning Ordinance requiring a twenty-five (25) foot Rear Yard Setback. The applicant is requesting a ten (10) foot variance from the Rear-Yard Setback, resulting in a Rear Yard Setback of fifteen (15) feet.
- b. A variance from the Front Yard Setback as required in Section 701.3 of the current Zoning Ordinance requiring a twenty-five (25) foot Front Yard Setback. The applicant is requesting a seven (7) foot variance from the Front Yard Setback, resulting in a Front Yard Setback of Eighteen (18) feet.

Commissioner Frater made a motion, seconded by Commissioner Harris, to recommend denial of the requested variances. Commissioners, Adams, Harris, Frater, and Watson voted in favor of the motion. The Chairman stated the motion for denial of the variances as presented passed.

Alderman Burke moved, seconded by Alderman Piazza to remand the issue 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: William Roe, 409 St. Joseph Street

William Roe, owner of the property commonly known as 409 St. Joseph Street, Legal Description; Lots 28, 31, 36, 38, 39 & N.W. 26' of Lot 43B, Lots 44, 45, 52, and 53, 3rd, Tannerette Subdivision, Waveland, MS., has made application requesting to following:

- a) A Conditional Use for an Accessory Structure of 500 square feet per Section 906.3 of the current Zoning Ordinance. The request is for an Accessory Structure of nine-hundred eighty-four (984) square feet.
- b) A variance from the Left Yard Setback (as viewed from St. Joseph Street) as required in Section 701.3 of the current Zoning Ordinance requiring a fifteen-foot Side Yard Setback. The applicant is requesting a ten (10) foot variance from the Side Yard Setback, resulting in a Side Yard Setback of Five (5) feet.

Commissioner Watson made a motion, seconded by Commissioner Frater, to recommend approval the Conditional Use for an Accessory Building of nine-hundred and eighty-four (984) square feet and that the criteria for a Conditional Use as stated in Section 906.3 of the Current Zoning Ordinance of the current Zoning have been met. Commissioner's Adams, Harris, Frater and Watson voted in favor of the motion. The Chairman declared the motion passed.

Commissioner Watson made a motion, seconded by Harris, to recommend approval of the side-yard setback variance of ten (10) feet and the criteria for a Variance as stated in Section 906.1 of the current Zoning Ordinance have been met. Commissioner's Adams,

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Harris, Frater and Watson voted in favor of the motion. The Chairman declared the motion passed.

Alderman Burke moved, seconded by Alderman Lafontaine to follow the recommendation of the 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: Doug Adams, 407 Wainwright

Doug Adams, owner of the property commonly known as 407 Wainwright. Legal description; Part N ½ Lot 8 SEC 34-8-14 is requesting a Conditional Use for an Accessory Structure greater than five-hundred (500) square feet per Section 96.1 of the current Zoning Ordinance. The Applicant is requested a Conditional Use for an Accessory Structure of twelve-hundred (1,200) square feet.

Commissioner Frater made a motion, seconded by Watson, *the recommend approval* of the proposed Accessory Building of twelve hundred (1,200) square feet and that the criteria for a Variance as stated in Section 906.1 of the current Zoning Ordinance had been met. Commissioner's Harris, Frater and Watson voted in favor of the motion. Commissioner Adams voted against the request. Chairman Meggett declared the motion passed.

Alderman Richardson moved, seconded by Alderman Lafontaine to follow the recommendation of the Commission and follow the request as submitted.

A vote was called for with the following results:

Voting Yea: Richardson, Lafontaine & Piazza

Voting Nay: Burke

Absent: None

Re: Beach Town Properties, LLC, 269 Tide Street

Beach Town Properties, LLC, owner of the property commonly known as 269 Tide Street, Legal Description; Lots 11-14, Block 9, Waveland Park Subdivision, has made application requesting to following variances.

- a. A variance from the Lot Area Requirement in R-1, as required in Section 701.1 of the current Zoning Ordinance requiring a lot area requirement of twelve thousand (12,000) square feet. The applicant is requesting a three-hundred and forty-five (345) variance from the overall lot area requirement, resulting in an overall lot area of eleven-thousand, six-hundred and fifty-five (11,655) square feet. This is for Lots 11&12 (see exhibits).
- b. A variance from the Lot Area Requirement in R-1, as required in Section 701.1 of the current Zoning Ordinance requiring a lot area requirement of twelve thousand (12,000) square feet. The applicant is requesting a one-thousand, nine-hundred and ninety-two (1,992) square foot variance from the overall lot area requirement, resulting in an overall lot area of ten-thousand, and eight (10,008) square feet. This is for Lots 13&14 (see exhibits).

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Commissioner Frater made a motion, seconded by Commissioner Adams, to recommend approval of variances being requested. The Commission finds that the criteria for a variance as stated in Section 906.1 of the current Zoning Ordinance have been met. Commissioners Adams, Harris Frater and Watson voted in favor of the motion. Chairman Meggett declared the motion passed.

Alderman Lafontaine moved, seconded by Alderman Piazza to follow the recommendation of the 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: McDonald Realty Company, Inc. (Regan Kane), Lot 71 Lakewood Subdivision

McDonald Realty Company Inc (Regan Kane – Representative), owners of the property Parcel#161B-2-01-118.000, Legal Description; Lot 71, Lakewood Subdivision, Section 1, has made application for the following two (2) items:

- a) A procedural Variance from the City of Waveland Subdivision Ordinance as provided for in Section 306.2(G) 3. “Procedural Variance. Where a proposed subdivision would contain no new streets and no more than ten (10) lots, the requirement to prepare a Preliminary Plat may be waived by the Board of Mayor and Aldermen upon recommendation by the Planning and Zoning Commission.”
- b.) An Application for Approval of the Final Plat as provided for in the City of Waveland Subdivision Ordinance, Section 306 – Procedure for Approval of Final Plat.

Commissioner Adams made a motion seconded by Commissioner Watson, to recommend approval of the requested Procedural Variance as stated in Section 306.2(G) 3 of the current Subdivision Ordinance. Commissioners Adams, Harris, Frater and Watson voted in favor of the motion. Chairman Meggett stated that the motion had passed.

Commissioner Adams made a motion, seconded by Commissioner Harris, to recommend approval of the Final Plat. Commissioners Adams, Harris, Frater and Watson voted in favor of the motion. Chairman Meggett stated that the motion had passed.

Alderman Burke moved, seconded by Alderman Lafontaine to follow the recommendation of the 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

CONSENT AGENDA (a -n)

Re: Approve Consent Agenda Items a-n

Alderman Burke moved, seconded by Alderman Richardson to approve the consent agenda as submitted Items a-n.

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MINUTES

Re: Regular Meeting of February 17, 2021

- a. Approve the Meeting minutes of the Regular Meeting of February 17, 2021, as submitted.

PERSONNEL/RSVP

Re: Ratify new hire Mrs. Janita Cole as Director of RSVP

- b. Hire Mrs. Janita Lee Cole as the Director of RSVP at a salary of \$35,600.00 effective 3.1.21. This is a budgeted position and Mrs. Cole will replace Mrs. Linda Pitts who recently retired. She was chosen as the most qualified candidate out of all applications submitted.

**TASK ORDER/MISSISSIPPI DEPARTMENT OF TRANSPORTATION (MDOT)/
GASLINE/UTILITY DEPARTMENT**

Re: Task Order with Compton Engineering for permit for gas line crossing at Keith's & Dolly's

- c. Approve Task Order Request from Compton Engineering to apply the MDOT permit for gas pipeline crossing Highway 603 from Dolly's to Keith's at a not to exceed amount of \$2,500.00. **(EXHIBIT B)**

AGREEMENTS/LEASE AGREEMENTS/UTILITY DEPARTMENT

Re: Agreement with RJ Young for lease of copier for Utility Department

- d. Approve an Agreement between the City of Waveland and R.J. Young for the lease of one (1) Ricoh IMC300 with cabinet and FaxM37 at a cost of \$167.29 per month and authorize the Mayor's signature thereon this will save money by consolidating current machines and reducing copy cost. **(EXHIBIT C)**

**AGREEMENTS/DEBRIS REMOVAL/HURRICANE ZETA/ZETA-HURRICANE/
CHANGE ORDER**

Re: Term Extension of 90 Days to Agreement with Tetra Tech for Debris Removal

- e. Approve a term extension of 90 days to the agreement with Tetra Tech for a new end date of 05/30/2021 this is a no cost change it simply keeps the city compliant with FEMA Guidelines. **(EXHIBIT D)**

CHANGE ORDER/DEBRIS REMOVAL/HURRICANE ZETA/ZETA-HURRICANE

Re: Change Order from Custom Tree Service to extend deadline to March 31, 2021

- f. Approve a Change Order from Custom Tree Service to extend the deadline to March 31, 2021 due to rain and unexpected amount of debris with no expected change in bid price. This change was recommended by Tetra-Tech our debris monitoring contractor. **(EXHIBIT E)**

UTILITY REFUND CHECKS

Re: Utility Refunds Checks in the amount of \$2,570.00

- g. Approve to approve the Utility Refund Checks in the amount of \$2,570.00, as submitted. **(EXHIBIT F)**

**MISSISSIPPI DEPARTMENT OF TRANSPORTATION (MDOT)/LPA
PROJECT/PROJECT ACTIVATION FORM/ST. JOSEPH HERLIHY STREET & OLD
SPANISH TRAIL**

Re: Approve Mayor's signature on MDOT Project Activation Form

- h. Approve Mayor's signature on MDOT Project Activation Form, this will activate the LPA project on St. Joseph Street, Herlihy Street, and Old Spanish Trail.
(EXHIBIT G)

**DEPARTMENTAL TRANSFER/FIRE DEPARTMENT/PUBLIC WORKS
DEPARTMENT**

Re: Inter-Departmental transfer of 1 2008 Ford F-350 from Fire Department to the Public Works Department

- i. Approve the inter-departmental transfer of one 2008 Ford F-350 Dually, VIN 1FTWW32R68ED03997, City Hall Inventory #575, Inventory #080-1444 from the Fire Department to the Public Works Department. **(EXHIBIT H)**

AGREEMENTS/ENGINEERING SERVICES/HURRICANE ZETA/ZETA-HURRICANE

Re: Agreement with Compton Engineering for Engineering Services related to Hurricane Zeta

- j. Approve an Engineering Services Agreement between the City of Waveland and Compton Engineering Inc. For Hurricane Zeta related services and approve the Mayor's signature thereon. **(EXHIBIT I)**

**MEMORANDUM OF UNDERSTANDING (MOU)/POLICE DEPARTMENT/INTERNET
CRIMES AGAINST CHILDREN (ICAC)**

Re: Memorandum of Understanding between Police Department and Mississippi Attorney's Office

- k. Approve a Memorandum of Understanding (MOU) between the City of Waveland Police Department and Mississippi (Attorney General's Office) Internet Crimes Against Children (ICAC) for the proper investigation and prosecution of those who exploit children through the use of Internet and or computers, provide training and equipment to those involved in investigating and prosecution of ICAC cases and to provide community education regarding the prevention of ICAC, and approve the Mayor's signature thereon. **(EXHIBIT J)**

**POLICE DEPARTMENT/ATTORNEY GENERAL/INTERNET CRIMES AGAINST
CHILDREN**

Re: Equipment Transfer Form for Transfer of equipment from AG to Police Department

- l. Approve Equipment Transfer form for the transfer of equipment to the City of Waveland Police Department and authorize Police Chief Mike Prendergast's signature thereon. (Once equipment has been transferred/received, all inventory information shall be spread on the minutes). **(EXHIBIT K)**

**HURRICANE ZETA/ZETA-HURRICANE/GARFIELD LADNER MEMORIAL
PIER/PIER/PARKS AND RECREATIONS**

Re: Approve City Clerk Mickey Lagasse as the Owner Agent for Hurricane Zeta

- m. Approve City Clerk Mickey Lagasse as the owner Agent for Zeta projects (pier, Veterans Memorial and volleyball courts) as they are related to permitting with all

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regulatory agencies and approve the Mayors signature on the DMR application.
(EXHIBIT L)

DOCKET OF CLAIMS

Re: Claims

- n. Approve the Docket of Claims paid and unpaid in the amount of \$909,399.06 dated March 2, 2021 as submitted. **(EXHIBIT M)**

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

ATTORNEY'S COMMENTS

Re: No Comments

INSURANCE/RENEWAL INSURANCE

Re: Renewal of Automobile insurance and authorize City Clerk to buy down deductible

Alderman Burke moved, seconded by Alderman Richardson Approve the renewal of insurance and authorize the City Clerk to proceed with lowering the deductibles through a buy-out.

A vote was called for with the following results:

Voting Yea: Burke Richardson, Lafontaine & Piazza

Voting Nay: None

Absent: None

ADJOURN MEETING

Re: Adjourn Meeting at 8:24 p.m.

Alderman Lafontaine moved, seconded by Alderman Burke to adjourn the meeting at 8:24 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 March 18, 2021.

James M. Lagasse
City Clerk

The Minutes of the Regular Meeting of March 2, 2021 have been read and approved by me on this, the 18th day of March, 2021.

Mike Smith
Mayor

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