

The Board of Mayor and Aldermen of the City of Waveland, Mississippi, met in regular session at the Waveland Civic Center, 335 Coleman Avenue, Waveland, MS. at 6:30 p.m. on March 16, 2011 to take action on the following matters of city business.

Present at the meeting were Aldermen Stahler, Geoffrey, Lafontaine and Kidd.

Also present were Mayor Garcia, City Attorney Gary Yarborough, City Clerk Lisa Planchard and Court Reporter, Norma Jean Soroe.

#### **PUBLIC COMMENTS**

**Re: Mrs. Brenda McComb** questioned docket number 68077 to BB's Barbeque. Purchasing Clerk Joy Normand explained this was lunch and dinner meals for municipal/county employees, i.e. Police, Fire, Sheriff's Department, Public Works and City Hall who worked the Nereids Parade.

**Re: Ms. Mikelle Williamson** asked to have a speed limit sign moved, which is currently on her property. Mr. Haskell said he would take care of this in the morning. Ms. Williamson also inquired about the 4-way stop sign on Waveland Avenue that was approved by the prior Board of Aldermen. Mr. Haskell said he priced a signal light which would run approximately \$3,000; as opposed to a 4 way stop situation. Chief Varnell asked about placing "Caution – Stop Sign Ahead" signs in advance of the stop signs to warn vehicles so they could begin slowing. **Alderman Geoffrey** asked about the caution light at Old Spanish Trail and McLaurin Streets intersection. Mr. Haskell said he would check on this issue.

#### **MAYOR'S REPORT**

**Re: Mayor Garcia** said that the Kiln-Waveland Cutoff is really coming together, and the hydrants have been moved. He also noted that the City closed on the property at 106 Bourgeois Street last Friday. The property will be used for additional parking at the new City Hall complex.

Mayor Garcia said the fill material at the Magnolia site has been removed in accordance with the Corps of Engineer's guidelines.

The Mayor asked Police Chief James Varnell to update the Board re: the recent St. Patrick's Day Parade. Chief Varnell said there had only been 2 arrests and there were about 5,000 attendees. He said it was a great event.

Mayor Garcia announced the upcoming Keep American Beautiful Cleanup set for this weekend, March 19, 2011 from 8:00 a.m. to 4 p.m. The Waveland Community Coalition will be cleaning up the Gex Park on Coleman Avenue and the Waveland Fire Department along with volunteers will be mulching landscape at the Herlihy Park.

**Mayor Garcia also announced that he received correspondence from FEMA Public Assistance Division stating that the SCDL's (Special Community Disaster Loans) in the amount of \$3,518,627.00 plus any accrued interest have been forgiven in their entirety.**  
**(EXHIBIT B)**

The Mayor also recognized Waveland resident, Mr. John Impson, who recently won a gold medal for running in the Senior Olympics, prior he has accumulated many medals for running events he has attended.

**(See EXHIBIT A – Transcript, for Details)**

#### **ALDERMEN'S COMMENTS**

There were no comments by Aldermen Stahler or Geoffrey.

**Re: Alderman Lafontaine** said that he is still working on drafting Animal Shelter Plans. He said that he is continually observing drainage issues on Marcus Drive and other areas in his ward because it appears drainage culverts are not functioning well and the City will need to make the necessary corrections to drainage ditches. Mayor Garcia added that in some areas it is so profound that rainwater is flowing across some streets. Engineer Bruce Newton offered explanation to the problem noting that in many areas culverts are too small and ditches need to be cleaned and cleared, in addition to the fact that Marcus Drive is one of the lowest elevation areas in the City. Mr. Newton said the City needs to have proper culverts put in, i.e. change out undersize culverts. In addition, culverts need

to be set at proper grades. He said one continuing problem is that the City can not obtain the necessary easements on private properties to correct the problems. Alderman Stahler said that since she came in office over 4 years earlier, acquiring easements have been and continue to be a problem. Mayor Garcia said that he has noticed there is still Katrina debris on private property around the City. Mr. Newton said that without easements, it is difficult to get on the property to clean the debris. Mayor Garcia said he will address these issues and has been invited to the National Flood Conference in New Orleans, La.

**Re: Alderman Kidd** said that he has similar issues with regard to drainage. One such area is 1057 Amar Street. He said the sewer cover at the residence was off. He has called this in to the Public Works office but has never been fixed; rainwater is pouring into the sewer system. He asked, with regard to the drainage work being done from Wainwright to Nicholson, will the dirt stay piled up? Mr. Anderson said no, this dirt will eventually be used to build a road base elsewhere in the City. Alderman Kidd said that he's noticed the work crews taking approximately 2 weeks to lay 5 culverts; why does it take this long; he feels this is extremely poor time management. Mayor Garcia did note that he has had to pull the crews off of this job a couple of times, once for a period of 5 days regarding gas line replacements along Beach Blvd. Alderman Kidd also told Board members that there are currently about 50 volunteers here from New Jersey; perhaps they can help plant the 500 sapling pine trees at the Magnolia Revitalization site on McLaurin St. to meet the Corp of Engineers wetlands compliance issues. Alderman Kidd also told Mayor Garcia and Police Chief Varnell that someone went to the old Housing Authority property on Waveland Avenue and has stolen approximately 500' length, 6' tall wrought iron fencing. Chief Varnell will look into this issue. Mayor Garcia commended Officer Travis Forman for a fine job. He was called to the Mayor's neighborhood late one night and was very professional in resolving the problem.

#### **MINUTES**

##### **Re: Meeting of March 1, 2011**

Alderman Kidd moved, seconded by Alderman Lafontaine to approve the minutes of the regular meeting of March 1, 2011 including the transcript of the Court Reporter thereto, as presented by the City Clerk.

During discussion, Mayor Garcia asked that the 3/1/11 minutes reflect the appointment of Mr. Paul Pitts to the Civil Service Commission as a member only and not Chairman of this Commission.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

#### **R.S.V.P.**

##### **Re: Claims**

Alderman Geoffrey moved, seconded by Alderman Kidd to approve the R.S.V.P. Claims. **(EXHIBIT C)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

#### **DOCKET OF CLAIMS**

##### **Re: Claims Nos. 68055-68188**

Alderman Lafontaine moved, seconded by Alderman Geoffrey to approve the Docket of Claims being numbered as 68055-68188, as submitted by the City Clerk. **(EXHIBIT D)**

During discussion Alderman Lafontaine, Stahler and Kidd asked numerous questions about the docket which were answered to their satisfaction. (See Transcript)

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

Voting Nay: None

**BIDS/DOWNTOWN SIDEWALK IMPROVEMENTS PROJECT – PHASE 3**  
**Re: Bids opened and taken under advisement**

Alderman Kidd moved, seconded by Alderman Lafontaine to accept and take under advisement the bids opened this evening at 6:00 p.m. for construction bids related to the Downtown Sidewalk Improvements – Phase 3 project; selection is pending review of and approval by Public Works Director, Digital Engineering, and City Attorney.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**BIDS/STREET AND TRAFFIC CONTROL SIGNS/PUBLIC WORKS/STREETS**  
**Re: Bids opened and taken under advisement**

Alderman Geoffrey moved, seconded by Alderman Staler to accept and take under advisement the bids for Street and Traffic Control Signs opened this evening at 6:00 p.m. pending review by and recommendation of Mr. Dwight Haskell, Public Works Director and Gary Yarborough, City Attorney.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**GARFIELD LADNER MEMORIAL PIER/PIER/EVENTS**  
**Re: Coastal Conservation Association to hold a Kid's Fishing Rodeo**

Alderman Geoffrey moved, seconded by Alderman Lafontaine to approve a request from the local Bay Chapter of Coastal Conservation Association (CCA)/Mississippi CCA to hold it's annual 'Casting for Conservation' Kid's Fishing Rodeo from 8:00 a.m. to noon on May 7, 2011 at the Garfield Ladner Memorial Pier and permit use of the City of Waveland Hospitality logo on their brochure. Displays and cooking events shall be set up. Free admission to participants is granted. Mr. Owen Johnson, Vice-President of CCA was present to answer questions.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**FIRE DEPARTMENT/PERSONNEL**

**Re: Hire Mr. Monty Strong as a part time Fire Fighter**

Alderman Geoffrey moved, seconded by Alderman Stahler to approve a request from Chief Mike Smith to hire Mr. Monty Strong as a part-time Fire Fighter at a rate of \$10.00 per hour, pending passage of drug test.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**POLICE DEPARTMENT**

**Re: Removal of ATM Machine from Police Department Lobby**

Spread on the minutes that the ATM in the Waveland Police Department has been removed due to low transaction rate. (EXHIBIT E)

**GARFIELD LADNER MEMORIAL PIER/WAVELAND COMMUNITY COALITION/PIER/EVENTS**

**Re: Waveland Community Coalition granted permission to sell beer at the Oyster Fest**

Alderman Geoffrey moved, seconded by Alderman Lafontaine to allow the Waveland Community Coalition permission to sell beer on the jetty of the Garfield Ladner Memorial Pier and authorize Mayor Garcia to sign a letter thereto. (See Transcript)

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**CHAMBER OF COMMERCE/PURCHASING**

**Re: Payment of Invoice No. 6316**

Alderman Staler moved, seconded by Alderman Geoffrey to approve Invoice No. 6316 from the Hancock County Chamber of Commerce in the amount of \$1,050.00 for 2<sup>nd</sup> quarter, 2011 contribution.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**ENGINEER'S REPORT**

**Re: Engineers Bruce Newton and Forest Forbes with project updates**

**REQUESTS FOR CASH REIMBURSEMENTS/DRAINAGE IMPROVEMENTS PROJECT/WATER AND SEWER SYSTEM IMPROVEMENTS PROJECT, ANNEXED AREA/SANITARY SEWER SYSTEM IMPROVEMENTS WEST**

Spread on the minutes the following Requests for Cash Reimbursements, as listed (Items a – c):

- a. #R-118-379-07-HCCR in the amount of \$10,338.50 – Drainage Improvements Project.
- b. #R-118-379-06-HCCR in the amount of \$26,953.43 – Water and Sewer System Improvements Project, Annexed Area.
- c. #R-118-379-03-HCCR in the amount of \$50,666.94 – Sanitary Sewer System Improvements West.

**CHANGE ORDERS/CITY HALL, CITY HALL ANNEX, FIRE STATION-COLEMAN AVENUE**

**Re: Change Order No. 4 in the amount of \$40,906.50 and increase of 27 calendar days**

Alderman Geoffrey moved, seconded by Alderman Stahler to approve Change Order No. 4 from D.N.P, Inc. in the amount of \$40,906.50, including an increase of 27 calendar days in construction time; as related to the City Hall/City Hall Annex//Fire Station Complex, as recommended by Digital Engineering.

Architect Walter “Buzzy” Bolton was present to give the Board a brief overview of the status of the construction and explanation of the items listed on the submitted Change Order request.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**INVOICES/PEDESTRIAN PATHWAY/SEWER SYSTEM EXTENSION PROJECT/FIRE STATION ON HIGHWAY 90/POLICE STATION/CITY HALL,CITY HALL ANNEX AND FIRE STATION/CITYWIDE DRAINAGE IMPROVEMENTS PROJECT/CENTRAL FIRE STATION/WATER SYSTEM EXTENSION PROJECT, ANNEXED AREA**

**Re: Approval of invoices from various contractors**

Alderman Stahler moved, seconded by Alderman Geoffrey to approve the following invoices as submitted by various Contractors and recommended for payment by Recovery Manager Brent Anderson, as listed (Items a – j):

- a. Pay Estimate No. 3 from David Rush Construction in the amount of \$109,848.28 – Pedestrian Pathway.
- b. Payment Request No. 13 from S.H. Anthony, Inc in the amount of \$119,342.83- Sewer System Extension Project.
- c. Payment Request No. 13 from CDM in the amount of \$11,518.60 – Fire Station on Highway 90.
- d. Payment Request No. 10 from C. Perry Builders in the amount of \$17,903.70. – Waveland Police Station.
- e. Pay Application No.6 from DNP, Inc. in the amount of \$448,305.26 – City Hall, City Hall Annex and Fire Station on Bourgeois.
- f. Pay Request No. 14 from CDM in the amount o \$9,503.60 – Fire Station on Highway 90 formerly Gulfside.
- g. Payment Request No. 1 from Jay Bearden Construction, Inc. in the amount of \$138,546.65 – Citywide Drainage Improvements.
- h. Invoice No. 11 from BDA, PLLC in the amount of \$4,093.00 – City Hall, City Hall Annex and Fire Station on Bourgeois.

- i. Pay Request No. 1006-11 from GM&R in the amount of \$58,004.00 – Central Fire Station.
- j. Payment Request No. 10 from Reynolds Inc., in the amount of \$75,421.90 – Water System Extension Project, Annexed Area

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**INVOICES/PROGRAM MANAGEMENT/SEWER SYSTEM  
RECONSTRUCTION NORTH OF THE RAILROAD TRACKS/WATER  
SYSTEM EXTENSION, ANNEXED AREA/2009M CDBG SEWER  
SYSTEM/CITYWIDE DRAINAGE IMPROVEMENTS PROJECT  
Re: Payment of Invoices to Digital Engineering**

Alderman Kidd moved, seconded by Alderman Lafontaine to approve the following invoices as submitted by Digital Engineering, and recommended for payment by Recovery Manager Brent Anderson, as listed (Items a – e):

- a. Invoice No. 38 in the amount of \$13,300.45 – Program Management for Buildings and Facilities.
- b. Invoice No. 39 in the amount of \$15,599.76 – Sewer System Reconstruction North of the Railroad Tracks.
- c. Invoice No. 19 in the amount of \$26,923.43 – Water System Extension for Annexed Area.
- d. Invoice No. 21 in the amount of \$27,125.90 – 2009 CDBG Sewer System Extension Project.
- e. Invoice No. 13 in the amount of \$10,338.50 – City Wide Drainage Improvements Project.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**ORDINANCES/PUBLIC WORKS/UTILITY DEPARTMENT  
Re: Approve Ordinance #356 to Amend Section II of Ordinance #354**

Alderman Geoffrey moved, seconded by Alderman Kidd to approve Ordinance #356 amending Section II-AMENDMENTS of Ordinance #354, ‘Ordinance Establishing Rates and Charges for the Water and Gas System of the City of Waveland setting detailed residential and commercial rate levels for water, sewer, wastewater and garbage fees. **(EXHIBIT F)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**PUBLIC COMMENTS**

**Re: Ms. Connie West questioned a manhole on Ballview Avenue in need of repair.**

**EXECUTIVE SESSION**

**Re: Potential Litigation related to the Pier and Gas Lines on Beach Boulevard**

Alderman Kidd moved, seconded by Alderman Geoffrey to consider Executive Session to discuss potential litigation related to pier and gas lines on Beach Boulevard.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

Alderman Kidd moved, seconded by Alderman Geoffrey to enter Executive Session to discuss potential litigation related to pier and gas lines on Beach Boulevard.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

Alderman Kidd moved, seconded by Alderman Geoffrey to come out of Executive Session with no action taken.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**ADJOURN**

**Re: Adjourn meeting at 10:12 p.m.**

Alderman Kidd moved, seconded by Alderman Geoffrey to adjourn the meeting at 10:12 p.m.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

The foregoing minutes were presented to Mayor Garcia on April 7<sup>th</sup>, 2011

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Lisa Planchard  
City Clerk

The Minutes of March 16, 2011 have been read and approved by me on this day the 7<sup>th</sup> day of April, 2011.

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David A. Garcia  
Mayor

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