

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. on August 7, 2012 at 6:30 p.m., to take action on the following matters of city business.

(Tape of meeting for listening available (in meeting folder), via records request)

ROLL CALL

Mayor Garcia noted for the record the presence of Aldermen Stahler, Geoffrey Lafontaine, and Kidd along with City Clerk Lisa Planchard and City Attorney Gary Yarborough.

PUBLIC COMMENTS

Re: Ms. Melinda Tucker with Keep Waveland Beautiful presented the Board with a \$500.00 check from Keep Mississippi Beautiful.

AMEND AGENDA/KEEP WAVELAND BEAUTIFUL/KEEP MISSISSIPPI BEAUTIFUL

Re: Amend agenda to accept donation check from Keep Mississippi Beautiful in the amount of \$500.00 presented by Ms. Melinda Tucker of Keep Waveland Beautiful

Alderman Kidd moved, seconded by Alderman Lafontaine to amend the agenda to accept a donation check from Keep Mississippi Beautiful in the amount of \$500.00 from Ms. Melinda Tucker of Keep Waveland Beautiful.

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine, and Kidd

Nay: None

Absent: None

Re: Accept the \$500.00 Donation Check from Keep Mississippi Beautiful Presented by Ms. Melinda Tucker of Keep Waveland Beautiful

Alderman Lafontaine moved, seconded by Alderman Geoffrey to accept a donation check in the amount of \$500.00 presented by Keep Waveland Beautiful. **(EXHIBIT A)**

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine, and Kidd

Nay: None

Absent: None

MAYOR'S REPORT (EXHIBIT B)

Re:

- Attended the new officers Installation Ceremony at American Legion Post 77. Congratulations to newly elected Legion President Marsha Hebert and elected President of the Ladies Auxiliary, Mrs. Dianne Fountain.
- Thank you to volunteers who helped Sidney Cerami with his efforts in earning his Eagle Scout Badge. Volunteer's weeded around, cleaned and painted fire hydrants, along with picking up litter south of the railroad tracks.
- Dr. Bill Bradford with the Historical Society has provided forms for citizens to complete and return to the Historical Society with information regarding relatives buried in the Waveland and Fayard Cemeteries.
- Save-A-Lot opened Sunday. On Monday, the Mayor, Alderman Geoffrey, Alderman Stahler and City Staff attended the ribbon cutting.

ALDERMEN'S COMMENTS:

Re: Alderman Stahler: Noted the Save-A-Lot opening and the fact that this is our first 'real' grocery in 7 years and encouraged everyone to please support them.

Alderman Geoffrey: There were no comments presented by Alderman Geoffrey.

Alderman Lafontaine: Said that he was interested in an update regarding the Tideland's Fund projects handled by Mickey Lagasse of Compton Engineering. Alderman Stahler said she had spoken with Mr. Lagasse who told her the Waveland Veterans Memorial bids would be opened at 6:00 pm prior to the Board of Mayor and Aldermen's next regular meeting. She said Mr. Lagasse said that even with this project there should be sufficient funds remaining to construct pavilions. Alderman Stahler said she would be speaking with Mr. Lagasse tomorrow to get an update.

Alderman Kidd: Has not been able to locate the sign post Chief Smith inquired about, but will continue to look.

MINUTES

Re: Workshop of July 10, 2012 and Regular Meeting of July 18, 2012

Alderman Lafontaine moved, seconded by Alderman Stahler to approve the Minutes of the Workshop of July 10, 2012 and the minutes of the Regular Meeting of July 18, 2012 as submitted by the City Clerk. **(EXHIBIT C)**

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine, and Kidd

Nay: None

Absent: None

RSVP

Re: Claims

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

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine, and Kidd

Nay: None

Absent: None

DOCKET OF CLAIMS

Re: Claims Nos.

Alderman Kidd moved, seconded by Alderman Lafontaine to approve the Docket of Claims dated August 7, 2012 as submitted by the City Clerk. **(EXHIBIT E)**

001 Fund – 573 to 628
100 Fund – None
101 Fund – None
102 Fund – None
103 Fund – None
104 Fund – None
105 Fund – None
124 Fund – None
125 Fund – 54 to 58
126 Fund – 5 to 7
200 Fund – None

400 Fund – 305 to 328

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine and Kidd

Nay: None

Absent: None

**INSURANCE/PROPERTY AND WIND INSURANCE/FOX EVERETT
Re: Renewal of Property and Wind Insurance**

Alderman Geoffrey moved, seconded by Alderman Lafontaine to **approve** property and wind insurance renewal with Fox Everett for the period 8/24/2012 through 8/24/2013. Mr. Todd Dalton was present to answer Board members questions.

Alderman Geoffrey moved, seconded by Alderman Kidd to **TABLE** property and wind insurance with Fox Everett; the Board is interested in moving the renewal date past hurricane season for ease of renewal and binding the properties, as well as coming due when the City's revenues are the highest, i.e coinciding with ad valorem payments. Mr. Dalton will try to extend the renewal date to February, 2014.

During discussion, Mr. Dalton did tell Board members that the City will be receiving a refund of \$84,764.00+/- which was a result of several of the new buildings not 'going on line' as early as originally projected.

A vote was called for with the following results:

Yea: Stahler, Geoffrey, Lafontaine and Kidd

Nay: None

Absent: None

PLANNING AND ZONING (EXHIBIT F)

Jason Garcia of Garcia & Sons Development, LLC, appeared before the commission with a request for a variance of fifteen feet from the required rear yard setback in order to build a new residence on their property located at 102 Whispering Pines. Legal description: Lot 2, Lakeside Subdivision #2, City of Waveland, Hancock County, Mississippi.

Steve Hand moved, seconded by Clarence Harris: To fully protect the 46" trunk diameter Live Oak at 102 Whispering Pines Drive, the Planning & Zoning Commission recommends the Board of Mayor and Aldermen approve the requested fifteen (15) foot rear yard setback variance to allow for a ten (10) foot rear yard setback on the condition that the City will grant no further variances for the proposed residence.

Alderman Stahler moved, seconded by Alderman Geoffrey to approve the request and accept the recommendation of the Planning and Zoning Board.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

CONTRACTS/UNIVERSAL COM-ONE/I.T. SUPPORT

Re: Contract with Universal Com-One for Managed Computer Support Plan

Alderman Stahler moved, seconded by Alderman Geoffrey to approve a contract with Universal Com-One for the One Desk Complete, Managed Support Plan for city-wide 24/7 unlimited computer support services at \$1,335.00 per month. **(EXHIBIT G)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, and Garcia (to break tie vote)

Voting Nay: Lafontaine and Kidd

Absent: None

REVENUE FUND/DONATIONS

Re: Establish a Special Revenue Fund for Restricted Donations

Alderman Geoffrey moved, seconded by Alderman Stahler to authorize establishing a special revenue fund for restricted donations, as presented by Comptroller Janet Dudding.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

DEMOLITIONS/ANIMAL SHELTER/FIRE DEPARTMENT TRAINING FACILITY/ PURCHASING/ QUOTES

Re: Authorize the demolition of the former Animal Shelter and the Fire Department Training Facility on Gulfside Drive

Alderman Lafontaine moved, seconded by Alderman Stahler to authorize demolition of the buildings formerly used for the Animal Shelter and the Fire Department training facility, both located at 322 Gulfside Drive; and to obtain quotes (lowest and best) for same.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

HANCOCK COUNTY UTILITY AUTHORITY/CONTRACTS/AMENDMENTS

Re: Amendment to Hancock Utility Authority Wastewater Contract

Alderman Lafontaine moved, seconded by Alderman Geoffrey to approve the Amendment to the Hancock County Utility Authority Wastewater Amended and Restated Service Contract with regard to costs based flow. **(EXHIBIT H)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**HAZARD MITIGATION GRANT PROGRAM/AGREEMENTS / MEMA/
CONTRACTS/WAVELAND PROPERTY ACQUISITION PROJECT/ HMGP
Re: Hazard Mitigation Grant Program- Waveland Acquisition Project Agreement
with MEMA**

Alderman Stahler moved, seconded by Alderman Lafontaine to continue to table the Hazard Mitigation Grant Program Agreement with MEMA in the amount of \$933,911.00 for the Waveland Acquisition Project; Project No: DR-1604-MS-340. (Tabled from the June 20, 2012, July 3, 2012 and July 18, 2012 Meetings).

During discussion, it was learned that additional information the Board is awaiting has not yet been received.

Alderman Lafontaine moved, seconded by Alderman Geoffrey to **Remove from the agenda**, the Hazard Mitigation Grant Program Agreement with MEMA in the amount of \$933,911.00 for the Waveland Acquisition Project; Project No: DR-1604-MS-340.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**WATER SYSTEM EXTENSION PROJECT/ CONTRACTS/ AMENDMENTS/
DIGITAL ENGINEERING
Re: Water System Extension Project - Amendment No. 3**

Alderman Stahler moved, seconded by Alderman Geoffrey to **Remove from the agenda**, approval of Water System Extension project proposed Amendment No. 3 submitted by Digital Engineering. (Tabled from the June 20, 2012 and July 18, 2012 meetings and discussed at the July 3, 2012 and July 18, 2012 meeting).

Note: Board members are awaiting information from MDA and Digital Engineering before they can proceed. City Attorney Gary Yarborough will notify staff when to present on agenda at a later date.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

**INVOICES/FIRE DEPARTMENT TRAINING FACILITY AND DRAFTING
PIT/TIDELANDS/CITY HALL AND CITY HALL ANNEX, FIRE STATION –
COLEMAN AVENUE/CIVIC CENTER, LIBRARY FIRE STATION, COLEMAN
AVENUE
Re: Payment of Invoices submitted by various Contractors**

Alderman Geoffrey moved, seconded by Alderman Kidd to approve the following invoices submitted by various contractors and recommended to be placed in line for payment consideration contingent upon receiving funding from grant sources, as submitted by Recovery Manager, Brent Anderson, as listed (Items a, b, & e) and Table Items c & d. **(EXHIBIT I)**

- a. Invoice No. 212-024-3 from Compton Engineering in the amount of \$3,079.00 – Waveland Fire Department Training Facility and Drafting Pit. (approved)

- b. Invoice 201-150-34 from Compton Engineering in the amount of \$1,100.00 – Tideland Reporting for June 2012. (approved)
- ~~c. Pay Application No. 15 (Revised Allocations) from DNP, Inc in the amount of \$140,704.08—City Hall, City Hall Annex and Fire Station (Coleman Avenue). (Tabled)~~
- ~~d. Pay Application No. 16 from DNP, Inc. in the amount of \$344,265.20—City Hall, City Hall Annex and Fire Station (Coleman Avenue). (Tabled)~~
- e. Invoice 9412 from Gouras Urban Planning Consultants in the amount of \$3,558.26 – July 2012 Administrative Services for the Civic Center, Library, Fire Station and Coleman Avenue. (approved)

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

BUDGET MODIFICATION/CITY HALL AND CITY HALL ANNEX

Re: Budget Modification for City Hall/City Hall Annex

Alderman Geoffrey moved, seconded by Alderman Stahler to approve Budget Modification #17, R-109-379-02-KCR - City Hall/City Hall Annex. **(EXHIBIT J)**

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

PERSONNEL/POLICE DEPARTMENT

Re: Rescind approval of full-time resignation and approve part-time status: Tamas Filippi

Alderman Geoffrey moved, second by Alderman Lafontaine to rescind approval of full-time resignation of Tamas Filippi on 2/22/12 and approve his part-time status effective that same date.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

PERSONNEL/POLICE DEPARTMENT/REQUEST FOR CASH REIMBURSEMENTS/ CENTRAL FIRE STATION/CITY HALL AND CITY HALL ANNEX/CIVIC CENTER/LIBRARY/FIRE STATION/COLEMAN AVENUE IMPROVEMENT PROJECT/SURPLUS PROPERTY

Re: Resignation of Officer Charles Lipps and removal of Mr. Mark Barraclough from the Part time roster

Re: Request for Cash Reimbursements

Re: Revenues and Expenditures for the month of June, 2012

Re: Declare 1993 Ford-150 1FTDF15Y4PNB24015 as surplus

Spread on the minutes the following as listed, (Items a-e):

- a. Resignation of Officer Charles Lipps II from the Waveland Police Department effective August 6, 2012.
- b. Removal of Mr. Mark Barraclough from the part-time roster for the Police Department; Mr. Barraclough has not worked or completed any of the required hire paperwork since his hire.
- c. Request for Cash Reimbursements:
 1. #R-118-379-01-HCCR in the amount of \$27,895.31 – Central Fire Station.
 2. #R-109-379-02-KCR in the amount of \$232,015.20 – City Hall and City Hall Annex
 3. #R-103-379-01-KCR in the amount of \$110,254.85 – Civic Center, Library, Fire Station, Coleman Avenue
- d. Revenue and Expenditures report for the month of June, 2012 as submitted at this the first meeting of August, 2012 by Comptroller Janet Dudding.
- e. Declare one 1993 Ford F-150 VIN# 1FTDF15Y4PNB24015 as surplus property, identified as PW13 and previously used by Parks and Recreations Department.

POLICE DEPARTMENT/SURPLUS PROPERTY

Re: Declare 3 Police Vehicles as surplus property

Alderman Geoffrey moved, seconded by Alderman Kidd to declare the following as surplus property and approve transfer to the following entities pending negotiation of intergovernmental transfer agreement by City Attorney, same terms as previous. These items of property (as listed, a-c), are no longer needed by the City of Waveland and by sale are to the benefit and well being of both the City and the citizens of the State of Mississippi and entities named herewith.

- a. 2007 Crown Victoria VIN 2FAFP71W97X126150 Brooksville, MS Police Dept.
- b. 2005 Crown Victoria VIN 2FAFP71W95X154948 Wiggins, MS Police Dept.
- c. 2007 Crown Victoria VIN 2FAFP71W97X126148 Calhoun County, MS. Sheriff's Office

During discussion, Mr. Yarborough asked Chief Hurt if the sole purpose of this sale, for less than fair market value, was for the good fortune and use by the Citizens of the State of Mississippi. Chief Hurt said it is.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

EXECUTIVE SESSION

Re: Personnel issues in Utilities Department and City Hall Administration

Alderman Geoffrey moved, seconded by Alderman Lafontaine to consider going into Executive Session to discuss personnel issues, Utilities Department and City Hall Administration.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

Alderman Geoffrey moved, seconded by Alderman Lafontaine to go into Executive Session to discuss personnel issues, Utilities Department and City Hall Administration.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

With no positive or negative action taken, Alderman Kidd moved, seconded by Alderman Geoffrey to come out of Executive Session.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

AMEND AGENDA/PERSONNEL/UTILITIES/PUBLIC WORKS

Re: Restructure motion to reflect two separate motions to consider hire of Utility laborer positions

Alderman Lafontaine moved, seconded by Alderman Geoffrey to split motion #22 into two parts: a) to hire Mr. Walter M. Johnson at \$9.00 per hour for the Utility Department, pending passage of drug test and b) to hire an employee for the Utility Department, pending passage of drug test; both positions shall be on a probationary period for twelve (12) months.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

PERSONNEL/UTILITIES/PUBLIC WORKS

Re: To hire Mr. Walter M. Johnson

a)

Motion to hire Mr. Walter M. Johnson at \$9.00 per hour for the Utility Department (laborer position), pending passage of drug test and shall be on a probationary period for twelve (12) months.

No first or second to motion; agenda item dies.

Re: To hire a Utility employee

b)

Alderman Stahler moved, seconded by Alderman Geoffrey to hire an employee at \$9.00 per hour for the Utility Department (laborer position), pending passage of drug test and shall be on a probationary period for twelve (12) months.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

POLICE DEPARTMENT/PERSONNEL

Re: Move Officer Paul Taylor to Full Time & New Hires, Mr. Wesley Lossett and Mr. David Harris as a part-time Police Officers

Alderman Lafontaine moved, seconded by Alderman Kidd to approve the following changes in the Waveland Police Department, as recommended and submitted by Police Chief Kenny Hurt and listed: (Items a-c)

- a. Move Officer Paul Taylor from part-time to full-time at a rate of \$12.15 per hour. Officer Taylor will be replacing the position vacated by Officer Lipps.
- b. Hire Mr. Wesley Lossett as a part-time Police Officer at a rate of \$9.00 per hour, pending passage of drug test.
- c. Hire Mr. David Harris Buckley as a part-time Police Officer at a rate of \$9.00 per hour, pending passage of drug test; replaces the position vacated by Mark Barraclough.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

HAZARD MITIGATION PLAN/ADVERTISEMENTS/BIDS

Re: Reject all proposals related to the Hazard Mitigation Plan Update and re-advertise for same

Alderman Geoffrey moved, seconded by Alderman Lafontaine to reject all proposals concerning professional services related to the City of Waveland Hazard Mitigation Plan Update, and to re-advertise with cost and time of performance as additional factors for consideration.

During discussion, City Attorney Gary Yarborough mentioned that cost is required to be a selection consideration element according to Federal Guidelines.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Lafontaine and Kidd

Voting Nay: None

Absent: None

MINUTES/CITY CLERK/CITY HALL

Re: Correct typographical error in Minutes of 12/13/2010 related to the Aldermen's Salary

Alderman Stahler moved, seconded by Alderman Kidd to correct a typographical error in the minutes of December 13, 2010 to reflect Annual Salary for Wards 1, 3 and 4 at the approved \$15,600.00 rate as it complies with City Charter.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Kidd

Voting Nay: Lafontaine

Absent: None

ADJOURN

Re: Adjourn meeting at 8:56 p.m.

Alderman Kidd moved, seconded by Alderman Lafontaine to adjourn the meeting at 8:56 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 August 24, 2012.

Lisa Planchard
City Clerk

The Minutes of August 7, 2012 have been read and approved by me on this day the 24th day of August, 2012.

David A. Garcia
Mayor

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