

The Board of Mayor and Aldermen of the City of Waveland, Mississippi, met in regular session at the Leo Seal Community Center at 527 Highway 90, Waveland on October 6, 2009 at 6:30 p.m., to take action on matters of city business.

Present at the meeting Stahler, Geoffrey, Schmitt and Piazza.

Also present was Attorney Zach Butterworth and Acting City Clerk Maureen Bordelon.

Court Reporter Transcribed Minutes Exhibit A

MAYOR'S REPORT

Re: Mayor Longo thanked Samuel Mahler with Troop 210 for presenting the Pledge of Allegiance

Re: Mayor also congratulated and thanked the Waveland Community Coalition for the hard work and for the success of the recent Annual Wave Fest

Re: The Mayor reminded everyone to complete their 2010 Census Forms as they are received in the mail.

See Exhibit A

ALDERMEN'S COMMENTS

Re: Alderman Stahler gave the monthly Building Permit Report

Re: Alderman Piazza recognized Citizen, Ms. Connie West, who thanked those responsible for paving Music Street

PROCLAMATION

Re: Recognizing October as Domestic Violence Awareness Month

Alderman Stahler moved, seconded by Alderman Piazza to approve a Proclamation recognizing the month of October as Domestic Violence Awareness Month.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

(EXHIBIT B)

HARBOR, LIGHTHOUSE AND BOAT LAUNCH

Re: Mr. Mickey Lagasse was present to update the Board

CLAIBORNE HILL GROCERY

Re: Mrs. Chari Rapp was present to update the Board on the progress of the Claiborne Hill Grocery Store to be located in the old Sav-a-Center Building

PLANNING AND ZONING (EXHIBIT C)

Re: Mark and Sissy Gonzales, 720 Hope Street

Mark and Sissy Gonzales appeared before the commission with a request for a variance of ten feet from the required side yard setback in order to construct an attached carport to their home located at 720 Hope Street. Legal description: Lots 221-28, Block 96, BSL Land & Improvement Co., City of Waveland, Hancock County, Mississippi.

Robert Hincks moved, seconded by Clarence Harris to recommend that the City of Waveland deny the request as submitted based on the proposed carport being located too close to the city easement and the advice of Commission Attorney Chad Favre.

Alderman Stahler moved, seconded by Alderman Schmitt to follow the recommendation of the Planning and Zoning Board and deny the request as submitted.

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Re: Pastor Banashak of the First Assembly of God, 1912 Arnold Street

Pastor Banashak of First Assembly of God Church appeared before the commission with a request for a special exception in order for a MEMA cottage to remain on their property located at 1912 Arnold Street. Legal description: Block 96, Lots 1-20, 29-33, BSL Land & Improvement Co., City of Waveland, Hancock County, Mississippi.

Mary Beth Denney made a motion to recommend that the City of Waveland approve the request with the church having sole ownership and use by church personnel only, seconded by Clarence Harris.

Alderman Piazza moved, seconded by Alderman Schmitt to deny this issues as submitted and not follow the recommendation of the Planning and Zoning Board.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Re: Michael Aertker, 10255 Walnut Street

Commission Attorney Chad Favre, said that Michael Aertker presented a letter (attached) requesting to table his request for conceptual approval of a preliminary plat and rezoning of his property from R-1 to S-1 until the next meeting. This property is located at 10255 Walnut Street. Legal description: Tract 1, Bayou LaCroix Estates Subdivision, City of Waveland, Hancock County, Mississippi.

Clarence Harris moved, seconded by Robert Hincks to recommend that the City of Waveland table the request as submitted.

Alderman Piazza moved, seconded by Alderman Geoffrey to follow the recommendation of the Planning and Zoning Board and table the request as submitted.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

GARFIELD LADNER MUNICIPAL PIER

Re: The Board discussed possible changes to the draft application, as presented by the Acting City Clerk

RESOLUTIONS/CORPS OF ENGINEERS

Re: Resolution to join with Hancock County to help benefit our jurisdictions

Alderman Piazza moved, seconded by Alderman Stahler to approve a resolution to join with Hancock County to prevail upon the Corps of Engineers as a task force to develop

projects that will benefit our jurisdictions.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None
(EXHIBIT D)

MINUTES

Re: the Minutes of September 15, 2009 and the Special meeting of September 23, 2009

Alderman Geoffrey moved, seconded by Alderman Piazza to approve the minutes of the meeting of September 15, 2009 and to include the transcript from the Court Reporter and the minutes of the Special Meeting of September 23, 2009, as presented by the Acting City Clerk.

A vote was called for with the following results:

Voting Yea: Geoffrey, Schmitt and Piazza

Abstain: Stahler

Voting Nay: None

Absent: None

TAX ROLLS 2009

Re: Tax rolls for the year 2009 to be collected in 2010

Alderman Geoffrey moved, seconded by Alderman Stahler to approve the tax rolls for the year 2009 to be collected in 2010 as provided to the City by the Hancock County Tax Assessor.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None
(EXHIBIT E)

PUBLIC WORKS/COURT DEPARTMENT/POLICE DEPARTMENT/CITY HALL/BUILDING DEPARTMENT

Re: Accept electronic payments for City goods and services

Alderman Geoffrey moved, seconded by Alderman Schmitt to authorize accepting electronic payments for all city goods and services.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

POLICE DEPARTMENT

Re: \$25.00 fingerprint fee to be charged for job related background checks.

Alderman Geoffrey moved, seconded by Alderman Schmitt to authorize the Police Department to charge a fee of \$25.00 for fingerprints for job related background checks.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

UTILITY DEPARTMENT/CONTRACTS

Re: Base Contract for Sale and Purchase of Natural Gas with Atmos Energy Marketing

Alderman Schmitt moved, seconded by Alderman Stahler to approve the Base Contract for Sale and Purchase of Natural Gas with Atmos Energy Marketing.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

(EXHIBIT F)

POLICE DEPARTMENT

Re: Reject all bids for site clearing of new Police Department

Alderman Schmitt moved, seconded by Alderman Geoffrey to reject all bids for site clearing and dirt foundation for the Waveland Police Department in order to bid the project as one phase and not two because it will be bid in the overall on construction contract.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

FLEXIBLE PAVEMENT REHABILITATION PROJECT/CONTRACTS

Re: Change Order No. 1 to reflect a 506 feet of concrete pipe at \$49.50 per foot

Alderman Geoffrey moved, seconded by Alderman Schmitt to approve Change Order No. 1 to the contract with Superior Asphalt, Inc. for the Flexible Pavement Rehabilitation Project, FEMA PW No. 10475 & 10821.(The change order adds 506 feet of 22 x 13 concrete arch pipe, at \$49.50 per foot, for a total addition of \$25,047.00; and adds 73 days to the contract time.).

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

GARFIELD LADNER MEMORIAL PIER/CDBG

Re: Remove the pier from the Katrina Supplemental CDBG Funds related to the Harbor, Boat Launch and Lighthouse

Spread on the minutes that the Garfield Ladner Pier was removed from the Katrina Supplemental CDBG Harbor, Boat Launch and Lighthouse Application and that FEMA funds are being used to pay for all construction activities taking place at the Garfield Ladner Pier.

CDBG/MUNICIPAL WATER SYSTEM (ANNEXED AREA)

Re: Sewer portion of the Katrina supplemental removed due to insufficient funds

Spread on the minutes that the Sewer Portion of the Katrina Supplemental CDBG Municipal Water and Sewer in the Annexation Area Application was removed due to insufficient funds to complete this project. The Municipal Water System in the Annexation Area will be undertaken with the current CDBG funding.

BUSINESS INCUBATOR PROJECT

Re: Administrative Agreement with Jimmy G. Gouras Urban Planning

Alderman Stahler moved, seconded by Alderman Schmitt to approve and authorize the Mayor to sign the amendment to the administrative agreement with Jimmy G. Gouras Urban Planning Consultants moving from a pre-development grant to a full grant agreement for the Business Incubator Project.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

(EXHIBIT G)

CONTRACTS/MISSISSIPPI DEVELOPMENT AUTHORITY/DRAINAGE PROJECT

Re: Mayor to execute contracts contingent upon grant agreement from the MDA

Alderman Geoffrey moved, seconded by Alderman Stahler to approve and authorize the Mayor to execute contracts contingent upon receipt of grant agreement from the Mississippi Development Authority for the Drainage Project for the following consultants:

- a. Jimmy G. Gouras Urban Planning Consultants - Administrative Agreement
- b. Digital Engineering - Engineering Agreement

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

(EXHIBIT H)

R.S.V.P.
Re: Claims

Alderman Schmitt moved, seconded by Alderman Geoffrey to approve the R.S.V.P. Claims.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None
(EXHIBIT I)

DOCKET OF CLAIMS (EXHIBIT J)
Re: Claims numbers

Alderman Stahler moved, seconded by Alderman Schmitt to approve the Docket of Claims, as submitted by the Acting City Clerk and being numbered.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

TRAVEL/CITY HALL/BUILDING DEPARTMENT
Re: Mayor Longo and Alderman Stahler to the 2009 Small Town conference in Natchez, MS
Re: Building Official Brent Anderson to the L273 Floodplains Management Exam in Hattiesburg, Ms

Alderman Stahler moved, seconded by Alderman Schmitt to approve the following travel requests:

- a. Mayor Tommy Longo and Alderman Lili Stahler to attend the 2009 Small Town Conference in Natchez, MS on November 4-5, 2009. Costs to the City will be registration for \$60.00, Hotel for \$79.00 and per diem up to \$39.00 per day.
- b. Building Official/Recovery Manager Brent Anderson to attend the L273 Managing Floodplain Development through the NFIP and the National Certified Floodplain Management Exam in Hattiesburg, MS on October 19-23, 2009. Costs to the City will be hotel \$115.500 per night, exam for 4100.00 and per diem up to \$49.00 per day. This will be paid for by Building Grant.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

EXECUTIVE SESSION
Re: AMEC Contracts, Magnolia Property Loan, Moratorium on Multi-Family Dwellings, HUD Complaints and terms of Agreement with John and Gwen Impson

Alderman Stahler moved, seconded by Alderman Geoffrey to consider going into Executive Session to regarding potential litigation on contracts with AMEC Earth and Environmental, Magnolia property loan, Moratorium on Multi-family Dwellings, HUD Complaint and terms of agreement with John and Gwen Impson.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

Alderman Geoffrey moved, seconded by Alderman Stahler to approve going into Executive session regarding potential litigation on contracts with AMEC Earth and Environmental, Magnolia property loan, Moratorium on Multi-family Dwellings, HUD Complain and terms of agreement with John and Gwen Impson

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

(Mayor Longo excited Meeting)

With no positive or negative action taken Alderman Piazza moved, seconded by Alderman Schmitt to come out of Executive session.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

AGENDA

Re: Amend Agenda to include a vote to terminate the contract with AMEC Earth and Environmental

Alderman Schmitt moved, seconded by Alderman Piazza to amend the agenda. This to reflect the following vote to terminate the contract with AMEC Earth and Environmental.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent: None

CONTRACTS/AMEC EARTH AND ENVIRONMENTAL

Re: Termination of contract with AMEC Earth and Environmental

Alderman Schmitt moved, seconded by Alderman Stahler to terminate the Contract between the City of Waveland and AMEC Earth and Environmental.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, and Schmitt

Abstain: Piazza

Voting Nay: None

Absent: None

PUBLIC WORKS/POLICE DEPARTMENT/ANIMAL SHELTER/PERSONNEL

Re: Termination of Ron Shaneyfield

Re: Denied request for a part-time adoption counselor

Re: investigator Ray Murphy from full-time to part-time, Mr. Jeffrey Guillot as a full-time Police Officer, Increase all part-time officers pay, and New Hire Mr. William reed as a part-time Police Officer

Alderman Schmitt moved, seconded by Alderman Stahler to approve accepting items numbers b ,d, e and f and deny item c.

- a. Spread on the minutes the termination of Ron Shaneyfield effective September 28, 2009.
- b. Investigator Ray Murphy from full-time to part-time effective September 11, 2009.
- c. **Deny** a request to hire part time adoption counselor for weekend Pet Smart adoptions at \$8.00 an hour for 6 months.
- d. Hire Jeffrey Guillot as a full time police officer at a rate of \$14.00 per hour, pending passage of drug test.
- e. Increase all part-time police officers pay from \$7.00 per hour to \$7.25 per hour, to meet minimum wage law requirements.
- f. New Hire, Mr. William Reed as a part-time Police Officer at a rate of \$7.25 per hour, pending passage of drug test.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent:

ADJOURN

Re: Adjourn meeting at 8:35 p.m.

Alderman moved, seconded by Alderman Geoffrey to adjourn the meeting at 8:35. p.m.

A vote was called for with the following results:

Voting Yea: Stahler, Geoffrey, Schmitt and Piazza

Voting Nay: None

Absent:

The foregoing minutes were presented to Mayor Longo on October 23, 2009.

Maureen Bordelon
Acting City Clerk

The Minutes of October 6, 2009 have been read and approved by me on this day the 23rd day of October 2009.

John Thomas Longo,
Mayor

This page
Left blank
Intentionally