

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, Mississippi, on February 07, 2023, at 6:30 p.m. to take action on the following matters of City business.

ROLL CALL

Mayor Trapani noted for the record the presence of Aldermen Gamble, Richardson, Lafontaine, and Clark along with City Clerk Lisa Planchard and City Attorney Ronnie Artigues Jr.

MAYOR'S COMMENTS

- a. Award employee, Willie Moody, 'Employee of the Month' for the month of January, 2023 (Unfortunately, Mr. Moody is unable to attend this evening.)
(EXHIBIT A)
- b. Alderman Gamble moved, seconded by Alderman Richardson to approve Invoice #22-022-0054 dated 1/30/23 in the amount of \$6,425.00 from Chiniche Engineering and Surveying regarding the Waveland Drainage Conceptual Design project.
(EXHIBIT B)

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine and Clark

Voting Nay: None

Absent: None

- c. Alderman Lafontaine moved, seconded by Alderman Clark to approve and authorize signatures on the Revised Resolution dated 2/7/23 with City of Pass Christian for use of their stage for Waveland's Nereids Parade to be held February 12, 2023.
(EXHIBIT C)

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine and Clark

Voting Nay: None

Absent: None

ALDERMAN'S COMMENTS

- **Alderman Gamble** – Regarding the Grass Cutting Contractor, she noticed in his contract that he is supposed to be cutting certain areas around Waveland a certain number of times. She mentioned she would like to see him go out and do some preventative maintenance as well as checking the main drains to make sure they are being cut properly, before the grass grows up again and things gets out of hand. She mentioned the main drain on Sarahs Lane that needs to be cut as well as at the end of Lizana Lane. Some property owners have mentioned the fire hydrant at the end of that street that has overgrown grass and asked the Fire Department if they could get that cut.
- Alderman Gamble also inquired about the update on the Highway 90 Corridor Project. Mayor Trapani said that the Building Department has been sending out the Sign Violation Letters and he rode down Highway 90 with Mr. Hayes to work on this very issue. Building Official Josh Hayes came forward to discuss more updates about this Project. He informed the Board that they have been following up with the notices and that about half of the violators have fixed their violations so far. He also mentioned that he has reached out to multiple homeowners about the possible Grant that is available. Alderman Lafontaine asked what Grant he was talking

about. Mayor answered that it was a \$50,000 MS. Power grant being administered by the Chamber of Commerce.

- Alderman Gamble thanked Bo Humphrey, Public Works Manager, for quick handling of situations sent to his department.
- Alderman Gamble also requested that all along Highway 90 and throughout the Wards, signs in the right-of-way be removed and placed in proper areas, especially ones that are on corners and by Stop signs.
- Alderman Gamble inquired about the status of the Garfield Ladner Memorial Pier. Mayor Trapani informed her that Compton Engineering was in the 60-day design phase and we show have more information for the Board by the next Board Meeting. Mayor Trapani also wanted to add that he has been in contact with Mr. George Coatney about the signs and they have been working together on getting them picked up.
- **Alderman Richardson** – Said he spoke with Bo Humphry about the flashing light that was purchased for Nicholson Avenue at Old Spanish Trail intersection. Alderman Richardson mentioned that citizens have brought it to his attention that drivers are flying past that stop sign and it has almost caused people to get into wrecks. Alderman Richardson said he would like to see this move forward to see Bo get some installation quotes so the city can get this light put up.
- **Alderman Lafontaine** - He has discussed his concerns with the Mayor prior to the meeting.
- **Alderman Clark** – For the newer members of the Board, he said he thought it would be beneficial to set up another Public Workshop with Bo Humphrey, Manager of Public Works, to update the Board on all the current projects he's working on.

PUBLIC COMMENTS

- **Constance E. St. Julian** discussed that she would like to see the Board of Mayor and Alderman help make a change for the young people of color to become more involved on Boards and Committees with the City of Waveland so that fewer young people would decide not to leave Waveland.

BOARD BUSINESS

HOPE HAVEN

Re: Child Abuse Awareness Month, March 2023

Mr. John James with Hope Haven discussed their Community involvement and efforts in educating our citizens about Child Abuse Awareness Month which will begin 3/31/2023. Mr. James explained he wanted to bring this event to the Board's Attention and has recently spoken with the City Council of Bay Saint Louis and the Hancock County Board of Supervisors, along with about 100 other people that will be invited to this event that will take place March 31st, 2023. This is prelude to Child Abuse Awareness Month in April and will be held at the Bay Saint Louis Baptist Church. There will be a large lunch hosted by the Congregation, followed by a pinwheel ceremony, ribbon ceremony, and speech by the District Attorney. This will lead into the events taking place on Saturday which will be a fundraiser for Hope Haven. Mr. James said he would love to see the City of Waveland be a part of this event.

CRUISIN' THE COAST

Re: Lunchtime Event to Waveland 10/4/23

Alderman Gamble moved, seconded by Alderman Lafontaine to approve payment in the amount of \$5,000 to Crusin' the Coast to bring a lunchtime event to Waveland on Wednesday, October 4, 2023 from 10:00 am to 2:00 pm.

During discussion, Alderman Richardson asked the Mayor when we could start getting things together for this event so the city can have an idea of what kind of venue we will have, how we want the food trucks set up, etc. He said October will come upon us quick.

Mr. Woody Bailey, Executive Director of Crusin' the Coast came forward to tell the Board and citizens how glad he is to see the City of Waveland participating again in Crusin'. The last time they participated was in 2004. With the City of Waveland coming on board, all Coast cities will be participating which is very significant. He said he would get together with the administration to work on the details and idea of 'Hotrods and Hospitality' (which was perhaps one of the event titles mentioned for this event). Crusin has a 20,000-person mailing list and the next one will be coming out in March. He said and he wants to expose the City and get people coming here to see what Waveland has to offer. He said Crusin's part is to promote and get the people here to enjoy the event we're going to have. The Board asked him if Crusin' volunteers would be available to assist in our event and he said a small group can be provided to help park cars, etc. The City of Waveland will be responsible for the expenses of this event. Mayor Trapani said he wants to form a committee and would like an Alderman to head that up.

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine and Clark

Voting Nay: None

Absent: None

BRIAN THEROLF – MISC. TOPICS

**Re: Arbor Day, KWB Meeting, Herlihy Litter Day, Gex Park, KWB 2022 Review
(EXHIBIT D)**

- Arbor Day (February 10, 2023) - KWB and Bay-Waveland Garden Club as well as volunteers will be planting 20 Crepe Myrtles along Coleman Avenue to add to the 11 that were planted last year (2022).
- KWB monthly meeting Saturday, February 25, 2023, will be held at the American Legion Hall at 4:00 pm
- Herlihy Litter Day Saturday, March 4, 2023, and volunteers will assemble at 8:00 am. At the MLK Park. They will be cleaning from Waveland Avenue to Combell St.
- Gex Park - KWB would like to get a committee started to get a plan together for this park. They have been unsuccessful in getting this committee formed during the last administration. If a master plan can be put together, KWB would like to complete the Pavilion and do other beautification work for the park. He brought up about past attempts with the prior administration to get the donated Dentzel Carousel put back up. Mayor Trapani said he did have a meeting with Ground Zero Museum representatives, and they did discuss the Carousel. He said we have to find all the pieces and parts first and he has some ideas about that for a place on Coleman Avenue. Mayor Trapani also noted that Gex Park is named after his late father-in-law, Lucian Gex has offered to work with this project to help move Mr. Therolf's plans forward.
- KWB 2022 Review: The Great American Cleanup community member met with KWB and helped pick up litter around Waveland. Great American Cleanup is related to the Keep America Beautiful. Summer and Fall KWB committed to the Beautification of Coleman Avenue. Lowe's donated over 200 bags of mulch to KWB last year. The Litter Index is a mandatory reporting to be recognized by the President's Circle for Keep Mississippi Beautiful. KWB received \$1,000.00 from Keep Mississippi Beautiful. In October KWB had the Coastal Cleanup and that was working with Mississippi State Extension Service and having Waveland designated as a site this fall. Hancock Beautification, Kathrine Olemaun, had a tremendous donation of live Oaks and Willow Oaks; they shared those with KWB and spread them out to the residents and replanted some of them on public grounds. December KWB members picked up litter along Waveland Avenue and Central.

DOCKET OF CLAIMS

Re: Claims Paid and Unpaid (1&2)

- 1) Alderman Richardson moved, seconded by Alderman Lafontaine to approve Docket of Claims, paid and unpaid, dated February 7, 2023, in the amount of \$785,753.18, excluding Docket #8749 in the amount of \$900.00 payable to Bayou Caddy Trucking.

(EXHIBIT E)

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine and Clark

Voting Nay: None

Absent: None

- 2) Alderman Lafontaine moved, seconded by Alderman to approve the Docket of Claims, Docket #8749 dated 2/7/23 in the amount of \$900 from Bayou Caddy Trucking.

(EXHIBIT E)

At this time Alderman Clark recused himself from the vote and Board meeting and stepped out of the Board Room.

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine

Voting Nay: None

Absent: Clark

Alderman Clark now re-entered the Board Room.

PLANNING AND ZONING

(EXHIBIT F)

Re: Christopher Foster, Owner of the property commonly known as 217 Gulfside Street, parcel #162A-0-03-066.000 had made an application for two variances in order to split his lot. **Note: Owner withdrew his application.** This had been tabled at the regular Board meeting of 1/18/23. **No action needed** as this is a record in the Minute Book only.

Re: Mark Lambert, owner of the property commonly known as 226 S. Beach Blvd., parcel #161M-0-11-098.000, has made an application for a variance of five (5) feet from the right-side property line in order to construct a new primary structure. This will make the right side-yard ten (10) feet instead of the required fifteen (15) feet as stated in Zoning Ord. #349.

Mr. Lambert came forward to explain his request to the Commission. After all discussions, Chairman Frater called for a motion. Commissioner Touart made a motion, seconded by Commissioner Whitney, to accept the variance request as written.

After a unanimous vote of yes by all Commissioners present, Chairman Frater declared the motion passed.

Alderman Gamble moved, seconded by Alderman Richardson to follow the recommendation of the Planning & Zoning Board and approve the request as submitted.

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine, Clark

Voting Nay: None

Absent: None

Re: Brent Morreale, owner of the property commonly known as 1801 Arnold St., parcel #137N-0-35-063.001, has made an application for a variance to split his lot into two (2) lots. This property is currently zoned R-2, Single & Multi-Family Use. Parcel 1, to be addressed as 1801 Arnold St., and Parcel 2, to be addressed as 1803 Arnold St., will both need a 5,000 square feet area variance in order to build a duplex on each parcel. The area required is 7,500 square feet per unit as stated in Zoning Ord. #349.

Mr. Morreale was not present for the meeting. It was brought to the attention of the Commissioners that the publication had a typo. The area required for each unit in an R-2 Zoning District is 8,500 square feet: not 7,500 square feet. The Commissioners decided to table this application in order for Zoning Official, Jeanne Conrad, to readvertise with the corrected verbiage and the applicant will be heard at the next Planning and Zoning Meeting on February 27, 2023 at 6:00pm.

Chairman Frater called for a motion to **TABLE** the application to the next Planning and Zoning Meeting. Commissioner Whitney made a motion, seconded by Commissioner Cooper to table the application.

After a unanimous vote of yes by all Commissioners present, Chairman Frater declared the motion passed.

No action was needed or taken by the Board of Mayor and Aldermen.

Alderman Clark recused himself from the upcoming Zoning item and vote re: Joseph Rotolo and left the Board Room at this time.

Re: Joseph Rotolo, owner of the property commonly known as 701 View St., parcel #162K-0-10-162.000, has made an application for a conditional use in order to construct an accessory structure over 500 square feet as stated in Zoning Ord. #349. The proposed accessory structure will be 900 square feet in size. The applicant has also made a request for a one (1) foot variance on the height of the accessory structure. The proposed accessory structure will be sixteen (16) feet measured to the mean roof height instead of the fifteen (15) feet limit as stated in Zoning Ord. #349.

Mr. Rotolo came forward to explain his request to the Commission. After all discussions, Chairman Frater called for a motion. Commissioner Whitney made a motion, seconded by Commissioner Cooper, to accept the variance request as written.

After a unanimous vote of yes by all Commissioners present, Chairman Frater declared the motion passed.

Alderman Lafontaine moved, seconded by Alderman Richardson to follow the recommendation of the Planning & Zoning Board and approve the request as submitted.

After lengthy discussion below, Alderman Lafontaine amended his motion to **TABLE** to the next regular Board meeting to allow the City Attorney to get with MEMA on the floodplain ordinance portion of the variance request (to get a written opinion from MEMA that it's not going to jeopardize the City's participation in the National Flood Insurance Program. Alderman Richardson seconds the motion.

During discussion, Alderman Gamble said she was at the Planning & Zoning meeting and there was supposed to be a determination from the City Attorney and from MEMA

regarding their opinion on flood zone and their ability to do this in a flood zone area. City Attorney Ronald Artigues said, "So the issue that I was presented had to do with whether or not the floodplain ordinance applied to this or not. MEMA has not given us a definitive answer in writing to the issue. When you read the floodplain ordinance itself, there is a, whether you call it a discrepancy, or a typo... different people have different opinions, but there is an issue whether it's written in a manner that exempts them... the accessory structures from the ordinance or not. MEMA has a different opinion than the literal reading of the ordinance, but they have not put that in writing." Alderman Gamble said perhaps we should table this then until we get that in writing from MEMA. City Attorney Artigues said, "Or until they tell us conclusively that they're not going to put it in writing." Alderman Lafontaine asked what MEMA is supposed to put in writing. Mr. Artigues said, "If you read the language in the ordinance that you adopted, the issue has to do with whether the accessory structures are excluded or included in the ordinance and the model ordinance that you guys adopted back in..." Josh Hayes answered that it was adopted in 2009 and the updated in 2015. Mr. Artigues continued, "And the question has to do, really, with interpreting one provision in Section 5, and the way it reads, there is a question excluding detached garages, carports, boathouses... The question is whether accessory structures are supposed to, by MEMA's and by the floodplain regulations for participation in the insurance program, whether you can even exclude them as it says in here. And so, that is what the issue was; we're trying to get clarification. Alderman Gamble said that our ordinance says the structure can only be 500 sq. ft. and this variance is almost doubling that. Mr. Artigues said the concern was, a separate issue was the floodplain ordinance; you can't give variances to the floodplain ordinance without jeopardizing your participation in the insurance, but he said what Rhonda (Gamble) was also referring to is it's also a request for a variance from the zoning ordinance. Mayor Trapani asked if it was the City Attorney's recommendation that we table this tonight. Mr. Artigues said he would see if we could get MEMA to commit in writing one way or the other; we have requested that but they have not responded yet and then we can take it up at the next meeting and we'll know once and for all and we can put it to rest with MEMA. Mr. Brian Frater, Chairman of Planning & Zoning said this is a vacant piece of property and there was a condition put on it that he cannot build an accessory building until the house gets started. This is the condition put on the request for the variance, but has no bearing on the variance itself, Alderman Gamble noted. The Board agreed this will be talked about at the next meeting. Mr. Rotolo addressed the Board saying he has researched and over the past year, everyone who has requested a conditional use to go larger than 500, he has not seen anyone denied and he's seen some requested 1250 sq. ft. and they've been approved by Planning & Zoning and by the Board of Alderman. He said he's only asking for 400 more sq. ft. and it's a detached 2 car garage. It's 15 ft. away from the house; he has it set up with flood vents going all the way around it so that it's compliant with FEMA. He said that's all he's asking and he doesn't see how he should be the first person to be denied and put aside until we get this rectified. The City Attorney recommended that the City get clarification from MEMA and this issue be placed on the next agenda of the Board of Mayor & Aldermen, namely 2/22/23. Alderman Lafontaine clarified that MEMA is strictly related to the floodplain issue. "Not the size", Alderman Richardson said. Mr. Artigues said that is correct.

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine

Voting Nay: None

Absent: Clark

Alderman Clark now re-entered the Board Room.

TRAVEL/CITY HALL/MML/CONFERENCES/REGISTRATIONS

Re: MML 2023 ANNUAL CONFERENCE

Alderman Gamble moved, seconded by Alderman Richardson to approve travel for Mayor and Aldermen to attend the MML 2023 Annual Conference to be held at the MS. Coast Coliseum & Convention Center June 26 & 27, 2023. Costs include for each, a registration fee of \$350 (\$325 if early registration) and use of a city vehicle (or mileage reimbursement if they bring their own vehicle).
(EXHIBIT G)

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine, Clark

Voting Nay: None

Absent: None

TIDELANDS PROJECTS/REALLOCATION OF FUNDS/PROJECTS

Re: Reallocation of Tidelands Funds from Marina Project to Other Tidelands Projects

Alderman Lafontaine moved, seconded by Alderman Clark to approve reallocating Tidelands funds from Marina Project #FY23-P626-05 to other approved Tidelands projects.
(EXHIBIT H)

During discussion, Mayor Trapani clarified that Tidelands funds will be moved from the FY23-P626-05 Marina Project as follows: \$120,000 to cover the overage on the FY20-P646-01 Handicap Accessible Walkway and Ramp to Water Project and \$100,000 (approximately) to the completion of the Veterans Memorial project. Alderman Gamble said that she discovered today when she did her Tidelands workshop there are Tidelands funds for the removal of pilings along the beach. The Board had asked Compton Engineering at a prior meeting to get the cost to remove these pilings. Ms. Gamble said she got the information on her own and it will cost on average before transporting each pole, about \$2,000 per piling. To have a creosote piling removed they have to be wrapped because they are hazardous, and they have to be disposed of in a particular manner. To have a creosote pole removed the cost is about \$28/ft., and the pilings are usually 20-30 feet long, so at a minimum it will be about \$2,000 per piling. She said just in Ward 1 there are 11 piers that have pilings to be removed. She said that with the amount of money we have in that Tidelands fund, we can only do maximum 100 poles and that would only cover Ward 1. She said that to say this, "There's that as well that can be reallocated." City Attorney Artigues recommended that if the Board wants to move those two he would do it in separate motions since they are separate awards, so if you also want to move money from the piling project to another Tidelands project he recommends doing that in a separate motion from this one so that way you keep the 2 separate awards reallocated separately. Alderman Lafontaine said, "So what you're saying is you want to take money from the Piling Project?" Alderman Gamble said, "Yes". Alderman Lafontaine said he would personally rather leave it there until we at least bid the project and see what the bids come in at. Alderman Richardson said to the City Attorney that these piers are obviously owned by someone, why would it be up to the citizens and taxpayers to remove their piers. Mr. Artigues said, "It primarily is. They had come in coast wide because of the problem after the storm was so prevalent and it had made provisions where you could do it with public funds, but ultimately it is the responsibility of the private property owner to so it." Alderman Richardson asked if there was a law that they have to remove them; something that we could push forward. Mr. Artigues said, "To encourage it, yes, we could." Mayor Trapani said he had a conversation this week with an engineering firm that does some work for the City and they didn't give him a cost, but said it's definitely companies out there that do this and there are places that will take creosote pilings. He

suggested that the Board vote on the two items that we have and look at maybe allocating some other funds maybe next meeting or in the future or when we get an idea of what the cost will be and also after the City Attorney looks into whether we can go after the private owners to have these pilings removed. Mayor Trapani reiterated that the motion before us tonight is to take money from the FY23-P626-05 project to pay the overage on FY20-P646-01 of \$120,000 plus to cover approximately \$100,000 on, what we've already approved, the renovation (the rebuild) of the Veterans Memorial.

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine, Clark

Voting Nay: None

Absent: None

**TRAVEL/CONTINUING EDUCATION/MS. MUNICIPAL SERVICE
COMPANY/WORKMAN'S COMPENSATION WORKSHOP-SPRING 2023
Re: Travel for Comptroller and Ms. Janita Cole to Attend**

Alderman Gamble moved, seconded by Alderman Lafontaine to approve travel for Kim Boushie and Janita Cole to attend the MS. Municipal Service Company Spring 2023 'Basic and Advanced Municipal Liability & Workers' Compensation Workshops on Thursday, February 23, 2023, from 10:00 am to 2:00 pm. in Hattiesburg, MS. Cost to the City will be use of a City vehicle. **(EXHIBIT I)**

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine, Clark

Voting Nay: None

Absent: None

CONSENT AGENDA

Alderman Clark moved, seconded by Alderman Lafontaine to approve the following Consent Agenda items being numbered (a-y) and removing Items d, j, m, q, u-2, and u-3 until Post-Consent Agenda action.

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine, Clark

Voting Nay: None

Absent: None

MINUTES

Re: Regular Meeting of January 3, 2023

- a. Approve the Minutes of the Regular Meeting of January 3, 2023 **(EXHIBIT J)**

Re: Regular Meeting of January 18, 2023

- b. Approve the Minutes of the Regular Meeting of January 18, 2023 **(EXHIBIT K)**
- c. **Moved to Board Business**

RESOLUTIONS/BICYCLE ROUTE HWY 90/US BICYCLE ROUTE 90/USBR 90

Re: Resolution to Support US Bicycle Route 90 through Waveland

- e. Resolution Expressing Approval and Support for the Development of USBR 90 (United States Bicycle Route 90), as part of a National Effort to Expand the US Bicycle Route System, and authorize the Mayor's signature thereon **(EXHIBIT L)**

GROUND ZERO MUSEUM

Re: Visitor Report – January 2023

- f. Ground Zero Visitor Report of the Month of January 2023 **(EXHIBIT M)**

APPOINTMENTS/GULF REGIONAL PLANNING COMMISSION/GRPC

Re: Mayor's Appointment to GRPC: 4-year term

- g. Mayor Jay Trapani's appointment of Mr. Chad Lawler to Gulf Regional Planning Commission for the term of 4 years

TRANSFER OF FUNDS/ARPA/INVESTMENTS/DEPOSITORY ACCOUNT/BANKING

Re: Transfer ARPA Funds (2nd half) to Investments Account

- h. Transfer the second half of ARPA (American Rescue Plan Act) funds in the amount of \$775,813.00 from the General Fund Depository account to the ARPA Investments account

**CITY ATTORNEY/RECLASSIFY SALARY-CITY ATTORNEY/SALARY/
PROFESSIONAL SERVICES**

**Re: Transfer Attorney Salary from Salaries Classification to Professional Services
Classification**

- i. Authority to transfer Attorney's salary from General ledger account #001-160-410 (Attorney Salary) to 001-160-601 (Attorney Professional Services)

SMPDD/UTILITY DEPARTMENT/ACCOUNTING/REQUEST WORKER

Re: Request Worker to Assist with Utilities Accounts Receivable

- k. Request an experienced worker from SMPDD as a teller to assist in the Utility Department with Utilities Accounts Receivable. There will be no cost to the City.

UTILITY REFUND CHECKS/SPREAD ON THE MINUTES

- l. Spread on the Minutes Utility refund checks dated 1/19/23 as presented by Office Manager, Julie Bromwell

**TIDELANDS/AMENDED APPLICATIONS/FY23/MARINA PLANNING & DESIGN
ASSISTANCE**

Re: Tidelands Amended Application, Project FY23-P626-05, Marina

- n. Approve the Tidelands Amended Application for FY23, Project #FY23-P626-05 in the amount of \$294,000, Marina Planning & Design Assistance, and authorize the Mayor's signature thereon **(EXHIBIT N)**

FIRE DEPARTMENT/EMPLOYEES/NEW HIRES/FIREFIGHTERS

Re: Hire Part-Time Firefighters

- o. Approve hiring as part-time firefighters, Timothy Harrison and Chris Albrektson, Sr. at a pay rate of \$12.00 per hour pending passage of drug test and background check

Re: Hire Full-Time Firefighters

- p. Approve hiring Reed Bolden, Matthew Sekinger, Jr. and Brently Melton, Jr. as uncertified full-time firefighters at a currently budgeted rate of \$11.00 per hour pending passage of drug test and background check. They will be on a 12-month probation and need to attend the State Fire Academy within one year

INVOICES/MAINTENANCE/ELEVATORS

Re: Invoice E8106156895- Schindler Elevator Corporation

- r. Invoice #8106156895 from Schindler Elevator Corporation for preventative maintenance on elevators in the amount of \$15,190.07 **(EXHIBIT O)**

GPS TRACKERS/ONESTEPGPS/POLICE DEPARTMENT/CITY VEHICLES OTHER THAN POLICE

Re: Approve 15 GPS Trackers for Police Vehicles **(EXHIBIT P)**

- s. Approval for 15 GPS trackers from OneStepGPS for the Police Department vehicles
t. Approval for 28 GPS trackers from OneStepGPS for City vehicles, other than Police

INVOICES/COMPTON ENGINEERING/PROJECTS-COMPTON ENGINEERING INVOICES

INVOICES/KILN-WAVELAND CUTOFF ROAD PROJECT/COMPTON ENGINEERING

Re: Compton Engineering Invoice #221-033.004-6

- u-1. Removed at the request of Mr. Bob Escher, Compton Engineering

INVOICES/JOURDAN RIVER HWY 603 GAS MAIN CROSSING PROJECT/COMPTON ENGINEERING

Re: Compton Engineering Invoice #222-033.004-1

- u-3. Invoice #222-033.004-1 in the amount of \$2,490.00 dated 12/31/22 for the Jourdan River Hwy 603 Gas Main Crossing Project

INVOICES/TIDELANDS REPORTING/COMPTON ENGINEERING

Re: Compton Engineering Invoice #222-033.001-1

- u-4. Invoice #222-033.001-1 in the amount of \$845.00 dated 12/31/22 for Tidelands reporting **(EXHIBIT Q)**

INVOICES/ARPA GRANT APPLICATION/GRANT APPLICATION/COMPTON ENGINEERING

Re: Compton Engineering Invoice #221-033.018-3

- u-5. Invoice #221-033.018-3 in the amount of \$1,080.00 dated 12/31/22 for preparation and submittal of an ARPA Grant Application. **(EXHIBIT R)**

Note: Alderman Gamble asked Gavin with Compton for a copy of the ARPA Grant Application. He said he would provide a copy.

INVOICES/SURVEYS/WAVELAND WESTERN CITY LIMITS/COMPTON ENGINEERING

Re: Compton Engineering Invoice #222-033.003-1

- u-6. Invoice #222-033.003-1 in the amount of \$3,710.00 dated 11/21/22 for Waveland western city limits proposed survey **(EXHIBIT S)**

INVOICES/POLE BARN REPLACEMENT PROJECT/PAY APPLICATION #1/COASTAL DEVELOPMENT CONSTRUCTION, LLC.

Re: Coastal Development Construction, LLC Invoice #1, Pole Barn

v. Pay Application #1 from Coastal Development Construction LLC dated 1/19/23 in the amount of \$65,122.50 for the Waveland PW Facility Pole Barn Replacement (EXHIBIT T)

UTILITY DEPARTMENT/METER HEADS/PURCHASES

Re: Purchase New Meter Heads at discounted price

w. Purchase 107 new meter heads from Consolidated Pipe & Supply Co., Inc. in the amount of \$14,398.50. These are discounted prices as a result of receiving a credit for the useful life of the old meter heads we turned in. (EXHIBIT U)

HANCOCK COUNTY SOLID WASTE/INVOICES

Re: Invoices, Hancock County Solid Waste

(EXHIBIT V)

x. Invoice #1165 from Hancock County Solid Waste Authority in the amount of \$42,916.50

y. Invoice #1168 from Hancock County Solid Waste Authority in the amount of \$390.00

END CONSENT AGENDA

BOARD BUSINESS CONTINUED (POST CONSENT AGENDA)

WAVELAND CIVIC ASSOCIATION/FOOD TRUCK FRIDAY

Re: Food Truck Friday 2023 Calendar Dates for Event

Alderman Lafontaine moved, seconded by Alderman Richardson to approved for Waveland Civic Association to continue its 4th year of Food Truck Friday, Coleman Avenue, on the following dates: (WCA representative will be present to answer questions) (EXHIBIT W)

Friday, February 10, 2023
Friday, March 10, 2023
Friday, April 14, 2023
Friday, May 12, 2023
Friday, June 9, 2023
Friday, July 14, 2023
Friday, August 11, 2023
Friday September 8, 2023
Friday, October 13, 2023
Friday, November 10, 2023
Friday, December 8, 2023

During discussion, Mayor Trapani told Board members that Food Truck Friday in under the Waveland Civic Association's Federal Tax ID # (non-profit status) and they're asking to continue with the Food Truck Friday on these dates. Mr. Bo Humphrey came forward to explain that he shuts off Bourgeois Street and Arlington Street and provide them with tables and chairs and trash cans and barricades with one to two public works employees present and the City leaves City Hall open for use of the restrooms. The public works employees lock up afterward. Alderman Gamble questioned whether the City is an additional insured on the WCA's insurance policy. James Blevins, who is the Vice-President of WCA came forward to explain that they are in the process of having the City added as an additional insured (they are awaiting on a couple of quotes) and should have it done before the February 10th date. City Attorney Ronald Artigues told James that it's usually no additional cost to have the City added as an additional insured. James mentioned that he's using SouthGroup so they're very timely in their responses and sure it will not be a problem. Mr. Blevins said he would forward City Clerk, Lisa Planchard proof of the City being added as an additional insured as soon as he gets it.

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine, Clark

Voting Nay: None

Absent: None

POLICE DEPARTMENT/PROMOTIONS

Re: Michael W. Prendergast to Sergeant

Alderman Lafontaine moved, seconded by Alderman Richardson to approve the request by Police Chief to promote Michael W. Prendergast to Sergeant at a pay rate of \$20.06 per hour.

(EXHIBIT X)

During discussion, Alderman Gamble said a situation was presented to her about this action and she wanted to clear this up on the record. The issue is nepotism because this is the Chief's nephew and that's within the 3rd degree definition of a relative under statute 25-1-53. She said it is not nepotism and the law is specific in saying it's only unlawful if a public official appoints someone within the 3rd degree of relationship to them to any Board or position. Since the Police Chief does not hire, and the Board of Mayor and Aldermen hire and they have the final authority, therefore it removes the question of nepotism, so the nepotism issue is moot. The City Attorney provided an official opinion from the Attorney General dated 3/1/2019 specifically addressing this issue when Mr. Prendergast was hired by the Police Department. City Attorney Artigues said that the AG Opinion, specifically relating to the hire of Mr. Michael W. Prendergast, says that there is no ethics or AG violation under nepotism because the Police Chief does not actually hire and fire any particular employee, the Board does, so there is no ethical or legal problem with this. Artigues added that the recommendation for the promotion was actually made by a committee that is in Waveland under the Police Chief and this was made by the committee, not by the Chief himself.

Ms. Gamble said the other concern is the direct supervision over a 3rd degree relative. Chief Prendergast came forward to explain that he is not Michael W. Prendergast's direct supervisor. He said he has a Lt. of Patrol who Michael W. Prendergast answers to and then from there it goes to the Asst. Chief of Police, then it would go to the Chief and if it would come to termination the issue would go to the Board of Mayor and Aldermen. Chief Prendergast said he has no say so in hiring and firing.

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine, Clark

Voting Nay: None

Absent: None

ADVERTISEMENTS/BAY HIGH SOFTBALL

Re: New Advertisement Supporting Bay High & Middle Schools Softball Programs

Alderman Richardson moved, seconded by Alderman Gamble to approve a new advertisement to support the high school and middle school softball programs at the Platinum level in the amount of \$225.

(EXHIBIT Y)

During discussion, Alderman Clark said that he did not want his comments to come across that he does not support high school athletics, but his question is, "Is there a mechanism that we have in place to determine where we are advertising and who we are giving money to, because this could become a slippery slope if we have every athletic team and organization in town wanting us to come advertise with them. Where do we draw the line, I guess is my question. City Attorney Artigues that it's in the discretion of the Board to determine where you think advertisements is beneficial in promoting the resources of the City. He said it's pretty much a discretionary function of the Board. Alderman Richardson explained to Alderman Clark that this is a 4x8 sign in the outfield and has the City of Waveland named with all the Board members. Mayor Trapani mentioned to Alderman Clark that the City has been doing this advertisement for about 20 years. Alderman Clark thanked the Board and had no further questions.

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine, Clark

Voting Nay: None

Absent: None

EVENTS/PROMOTIONS/WHITE LINEN EVENT

Re: Hold White Linen Event September 23, 2023

Alderman Richardson moved, seconded by Alderman Lafontaine to approve holding the 3rd White Linen event on Coleman Avenue Saturday, September 23, 2023, from 6:30 pm – 8:30 pm. City provides barricades, trash cans, and open bathrooms at City Hall.

After discussion, Board members discussed that they did not have the information, primarily about acquiring insurance, to be able to make an informed decision this evening and asked that Ms. Mandy Somerhalder be present at the next meeting to answer the Board's questions.

Alderman Richardson amended his motion and moved, seconded by Alderman Lafontaine, to **TABLE** approval to hold the 3rd White Linen event on Coleman Avenue Saturday, September 23, 2023, from 6:30 pm – 8:30 pm. City provides barricades, trash cans, and open bathrooms at City Hall.

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine, Clark

Voting Nay: None

Absent: None

**INVOICES/COMPTON ENGINEERING/VETERANS MEMORIAL/POLE BARN/
GARFIELD LADNER PIER**

Re: Invoice #221-019-19 dated 12/31/22

Alderman Richardson moved, seconded by Alderman Clark to approve Invoice #221-019-19 in the amount of \$1,975.00 dated 12/31/22 for services related to the Veterans Memorial, the Pole Barn and the Garfield Ladner Pier.

Alderman Gamble explained that the invoice was not specific in separating costs identifiable to each project included in the invoice and would like to have each project's costs separated and list and a description with associated costs for each. Gavin with Compton Engineering was present and said this would not be a problem and would get them revised and sent over.

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine, Clark

Voting Nay: None

Absent: None

**INVOICES/COMPTON ENGINEERING/JOURDAN RIVER-HWY 603 GAS MAIN
CROSSING PROJECT/PROJECTS- JOURDAN RIVER HWY 603 GAS MAIN
CROSSING**

Re: Invoice #222-033.004-1 dated 12/31/22

Page No. _____
Regular Meeting of February 07, 2023
6:30 p.m.

Alderman Lafontaine moved, seconded by Alderman Clark to approve payment of Invoice #222-033.004-1 in the amount of \$2,490.00 dated 12/31/22 for the Jourdan River Hwy 603 Gas Main Crossing Project.

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine, Clark

Voting Nay: None

Absent: None

ADJOURN:

Aldermen Gamble moved, seconded by Alderman Clark to adjourn the meeting at 7:55 p.m.

A vote was called for with the following results:

Voting Yea: Gamble, Richardson, Lafontaine, Clark

Voting Nay: None

Absent: None

Lisa Planchard
City Clerk

Jay Trapani
Mayor