



**Minutes**  
**Bay Saint Louis**  
**City Council Meeting**  
**2nd Regular Meeting**  
**September 18, 2018**  
**5:30 p.m.**

**Call to Order**

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
Jeffery Reed	Councilman Ward 3	Present	
Doug Seal	Councilman Ward 1	Absent	
Gene Hoffman	Councilman Ward 2	Present	
Larry Smith	Councilman Ward 4	Present	
Buddy Zimmerman	Councilman Ward 5	Present	
Josh DeSalvo	Councilman Ward 6	Present	
Gary Knoblock	Councilman At Large	Present	

The Invocation and Pledge was led by Council Member Reed

**Guests**

- a) 1037 : Garden Club - Proclamation a Proclamation

Mayor Mike Favre presented Darlene Underwood, President of the Garden Club, with a Proclamation to proclaim and declare September 27, 2018, "Bay-Waveland Garden Club Day" honoring the members for their dedicated efforts to beautify our City and make it an even better place to live, work and visit. (Exhibit "A")

- b) Preston Mauffray - Cure Land Company Hotel

Preston Mauffray spoke to the Bay Saint Louis City Council on behalf of Cure Land Company regarding a parcel of property on the corner of Main Street and Beach Boulevard,

**Consent Agenda**

Motion to approve the Bay Saint Louis Consent Agenda, items a) through c) only, item d) is moved to the Mayor's Report, which includes the Bay Saint Louis Cash Balances dated September 14, 2018, Bay Saint Louis Certification Letter dated September 18, 2018 and the Payroll dated September 14, 2018. (Exhibit "B")

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Larry Smith, Councilman Ward 4
<b>SECONDER:</b>	Gene Hoffman, Councilman Ward 2
<b>AYES:</b>	Reed, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal

- a) Cash Balance Report dated September 14, 2018
- b) Certification Letter 09/18/18
- c) Payroll for all Other Employees

**City Clerk/Comptroller's Report**

- a) Payroll Ordinance 633-09-2018 to adopt for 20182019 Budget

Motion to approve Ordinance Number 633-09-2018, An Ordinance of the Mayor and City Council of the City of Bay Saint Louis Adopting Salary Schedule, Establishing Salary Compensation for Officers, Employees and Open Positions of the City of Bay Saint Louis as read by Council Member Reed. (Exhibit "C")

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Larry Smith, Councilman Ward 4
<b>SECONDER:</b>	Josh DeSalvo, Councilman Ward 6
<b>AYES:</b>	Reed, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal

- b) Payroll for Individual 09142018

Motion to approve Bay Saint Louis Payroll for an individual, dated September 14, 2018. (Exhibit "D")

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gene Hoffman, Councilman Ward 2
<b>SECONDER:</b>	Josh DeSalvo, Councilman Ward 6
<b>AYES:</b>	Reed, Hoffman, Smith, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal, Buddy Zimmerman

- c) Payroll Ordinance 634-09-2018

Motion to amend Ordinance Number 634-08-2018 and approve Ordinance Number 634-09-2018, An Ordinance of the Mayor and City of Bay Saint Louis adopting Salary Schedule, Establishing Salary Compensation (for one employee only) for Officers, Employees and Open Positions of the City of Bay Saint Louis as read by Council Member Reed. (Exhibit "E")

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Larry Smith, Councilman Ward 4
<b>SECONDER:</b>	Josh DeSalvo, Councilman Ward 6
<b>AYES:</b>	Reed, Hoffman, Smith, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal, Buddy Zimmerman

- d) Docket of Claims 18-033 dated September 18, 2018

Motion to approve the Docket of Claims 18-033 dated September 18, 2018 in the amount of \$279,471.42. (Exhibit "F")

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gene Hoffman, Councilman Ward 2
<b>SECONDER:</b>	Larry Smith, Councilman Ward 4
<b>AYES:</b>	Reed, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal

### Ordinances

#### Public Forum

**David Wells** - Bice/OShiro lawsuit and Mr. Wells thanked Mayor Favre for the list of pending lawsuits.

**John Ulman** - 2nd Annual Night Out parking.

### Code Enforcement Report

#### Engineer's Report (Exhibit "G")

- a) Engineer's Report

<b>RESULT:</b>	<b>NO ACTION TAKEN- FINAL</b>
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- b) Motion to authorize City Engineer Chiniche to solicit quotes

Motion to authorize City Engineer Chiniche to solicit quotes to clean about 500 feet of ditch going towards Highway 90 for the Seminary Sinkhole Project and authorize City Engineer Chiniche to proceed to accept the low quote as long as the amount is not over \$2,200.00.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gene Hoffman, Councilman Ward 2
<b>SECONDER:</b>	Buddy Zimmerman, Councilman Ward 5
<b>AYES:</b>	Reed, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal

- c) Motion to authorize City Engineer Chiniche to solicit quotes

Motion made by Council Member DeSalvo, seconded by Council Member Smith, to authorize City Engineer to solicit quotes, not to exceed \$13,000.00 and to be paid from the Road and Bridge Fund, from asphalt contractors for repairs to railroad crossings to be presented to the Bay Saint Louis City Council. After discussion, motion and second were withdrawn.

City Engineer Chiniche will bring quotes back to the Bay Saint Louis City Council.

<b>RESULT:</b>	<b>NO ACTION TAKEN-FINAL</b>
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- d) Engineer's Report - Change Order #2

Motion to approve Change Order #2, to add five additional work days to the contract time to accommodate the installation of additional light poles for Commercial Electric of Long Beach, Inc., being contingent upon the approval of the Mississippi Department of Transportation. (Exhibit "H")

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gene Hoffman, Councilman Ward 2
<b>SECONDER:</b>	Josh DeSalvo, Councilman Ward 6
<b>AYES:</b>	Reed, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal

- e) 1044 : Engineer Supplemental Agreement #1 Engineering

Motion to approve the Supplemental Agreement #1 Engineering, for an additional \$5,000.00 for engineering design and construction management services to the existing engineering contract, being contingent upon the approval of the Mississippi Department of Transportation. (Exhibit "I")

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Josh DeSalvo, Councilman Ward 6
<b>SECONDER:</b>	Larry Smith, Councilman Ward 4
<b>AYES:</b>	Reed, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal

- f) Engineer Contract

Motion to approve, and authorize Mayor Favre to execute, the three year Agreement between Owner and Engineer for Professional Services with James J. Chiniche, P.A. Inc., in the amount of \$1,000.00 per month. City Attorney Smith has reviewed the Agreement. (Exhibit "J")

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Josh DeSalvo, Councilman Ward 6
<b>SECONDER:</b>	Larry Smith, Councilman Ward 4
<b>AYES:</b>	Reed, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal

### Council/New/Old Business

- a) Ernest Taylor - 2nd Annual Night Out

<b>RESULT:</b>	<b>NO ACTION TAKEN- FINAL</b>
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### Mayor's Report

- a) Unum Vision Insurance

Motion to authorize Mayor Favre to enter into an Agreement with Unum Vision Insurance. (Exhibit "K")

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Larry Smith, Councilman Ward 4
<b>SECONDER:</b>	Gene Hoffman, Councilman Ward 2
<b>AYES:</b>	Reed, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal

- b) Motion to surplus 2007 Ford F150XL

Motion to surplus 2007 Ford F150XL, VIN #1FTRF12WX7NA83625 (as the cost to repair the truck is more expensive than the truck is worth), and for the City of Bay Saint Louis to collect insurance proceeds in the amount of \$9,570.30. (Exhibit "L")

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gene Hoffman, Councilman Ward 2
<b>SECONDER:</b>	Larry Smith, Councilman Ward 4
<b>AYES:</b>	Reed, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal

- c) 1011 : Road Abandonments

Council Member Reed stated that the properties should each have a survey. Council Member Zimmerman stated there should be a sign off sheet for utilities and drainage and that utility crews should make sure there are no lines or a need to put any lines in.

<b>RESULT:</b>	<b>NO ACTION TAKEN- FINAL</b>
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#### **Attorney's Report**

- a) Approve Bise/O'Shiro Settlement Agreement

<b>RESULT:</b>	<b>NO ACTION TAKEN- FINAL</b>
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#### **Closed/Executive Session (if needed)**

- a) Motion to go into Closed Session

Motion to go into Closed Session to determine the need to go into Executive Session.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gene Hoffman, Councilman Ward 2
<b>SECONDER:</b>	Larry Smith, Councilman Ward 4
<b>AYES:</b>	Reed, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal

- b) Motion to go into Executive Session

Motion to go into Executive Session to discuss the Agreed Order Returning Seized Funds in a pending investigation.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gene Hoffman, Councilman Ward 2
<b>SECONDER:</b>	Larry Smith, Councilman Ward 4
<b>AYES:</b>	Reed, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal

- c) Motion to come out of Executive Session

Motion to come out of Executive Session with no action taken.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gene Hoffman, Councilman Ward 2
<b>SECONDER:</b>	Buddy Zimmerman, Councilman Ward 5
<b>AYES:</b>	Reed, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal

### **Attorney's Report (continued)**

- a) Motion to approve payment

Motion to approve payment with regard to the Agreed Order Returning Seized Funds in the case of "In the Circuit Court of Hancock County, Mississippi, In Re: Two Thousand Eight Hundred and Twenty Dollars (\$2,820.00) in United States Currency (Plaintiff), Civil Action 15-0388 versus the State of Mississippi, ex rel Bay Saint Louis Police Department (Defendant); Elijah White, III is Claimant". The money, in the amount of \$2,820.00, shall be paid out of the Bay Saint Louis Reserve Fund, with the intent that City Clerk Gonzales and City Attorney Smith will explore bond options to return the money to the Bay Saint Louis Reserve Fund. (Agreed Order as Exhibit "M")

Council Member Hoffman asked that the Minutes reflect that this is a court order by Judge Lisa Dodson to force the City to make this payment.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gene Hoffman, Councilman Ward 2
<b>SECONDER:</b>	Josh DeSalvo, Councilman Ward 6
<b>AYES:</b>	Reed, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal

### **Public Forum**

#### **Minutes**

- a) Minutes Approval

Motion to approve the Minutes of August 21, 2018 with corrections.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gene Hoffman, Councilman Ward 2
<b>SECONDER:</b>	Larry Smith, Councilman Ward 4
<b>AYES:</b>	Reed, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal

**Miscellaneous Items**

- a) Payroll Hours Report

<b>RESULT:</b>	<b>NO ACTION TAKEN- FINAL</b>
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- b) Gaming and Sales Tax Report

<b>RESULT:</b>	<b>NO ACTION TAKEN- FINAL</b>
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**Recess**

- a) Motion to recess

Motion to recess to September 27, 2018 at 5:30 p.m.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Josh DeSalvo, Councilman Ward 6
<b>SECONDER:</b>	Gene Hoffman, Councilman Ward 2
<b>AYES:</b>	Reed, Hoffman, Smith, Zimmerman, DeSalvo, Knoblock
<b>ABSENT:</b>	Doug Seal

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**Jeffery Reed, Councilman Ward 3** **Date**

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**Doug Seal, Councilman Ward 1** **Date**

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**Gene Hoffman, Councilman Ward 2** **Date**

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**Larry Smith, Councilman Ward 4** **Date**

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**Buddy Zimmerman, Councilman Ward 5** **Date**

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**Josh DeSalvo, Councilman Ward 6** **Date**

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**Gary Knoblock, Councilman At Large** **Date**

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**Lisa Tilley, Clerk of Council** **Date**

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**Mike Favre, Mayor** **Date**