

Minutes of Bay St. Louis Municipal Harbor Commission

Date: Tuesday, August 28, 2016

Location: Bay St. Louis Conference Center, 588 Main Street, Bay St. Louis

The meeting convened at 3:00 p.m.

Commissioners Present: Ken Barbor, Chair, Chris Roth, Vice Chair; Charles LaFleur, J.P. Compretta,

Absent: Seal

City Officials Present: Chuck Fortin, Harbor Master and Paula Fairconnetue, Secretary

The meeting was called to order by Ken Barbor, Chair.

APPROVAL OF MINUTES

RE: July 26, 2016

A motion was made by Commissioner LaFleur, duly seconded by Commissioner Roth, to approve the minutes of July 26, 2016, as presented.

A vote was called for with the following response:

VOTING AYE: LaFleur, Compretta, Barbor, Hemsley and Roth

VOTING NAY: None ABSENT: Seal

Guest: Jason Chiniche, City Engineer

RE: Project Updates

Wave Screen

The Notice to Proceed has been issued to the contractor with an effective date of September 15th. Jason met with the contractor last week to discuss his schedule. The contractor gave all submittals for the concrete cylinder piles, the timber structure and vinyl sheet piles. The piling will be ordered from Gulf Coast Prestress in Pass Christian. They also discussed starting the project with setting piles; if the piles are delayed for any reason, the contractor will start with installing the new timber piles to adjust the entrance to the harbor and constructing the vinyl wall on Rutherford Pier, which is an additive alternate. The contractor will fabricate the 160' Screen on the barge in four 40' sections. The project timetable is 60 days before substantial completion.

Grants/Projects

The city has submitted a Clean Vessel Act Grant Application with DMR to make upgrades to the pump out system at the fuel dock. The grant requires a 25% match, which equals approximately \$9,000 on equipment, installation and permitting for the project.

The city is also working on the B.I.G. Grant, which is due September 8th. This grant is coupled with the FY 2017 Tidelands Grant Application, which gave the city \$100,000 for Rutherford Pier construction. The Tidelands grant will be used as a match for the day pier and construction on the south end of the harbor.

Pedestrian Ramp

The City Council authorized the city to amend the FY2016 Tidelands Grant that was originally obligated for construction of a scourpad on top of the seaway to use the funding for a Pedestrian Ramp from deMontluzin Street to the pier. The amendment has been sent to DMR for approval. Conceptual details have also been sent to the Corp of Engineers for approval. A response was received from the Corp stating that the city needs to formerly request a Section 408 Mandated (minor) Review of the project. All projects that affect the seawall structure have to be approved by the Corp before proceeding.

Discussion was had on the city obtaining right of way of a 5' strip of privately owned property along

the path of the Pedestrian Ramp, the need to conduct a title search on the property and other issues regarding the ramp. After a lengthy discussion the following recommendation was made by the Commission:

**RECOMMENDATION TO RETAIN LOCAL REAL ESTATE ATTORNEY
RE: Pedestrian Access Ramp**

Commissioner Roth moved, duly seconded by Commissioner LaFleur to recommend that the City Council retain the services of a local real estate attorney to determine the ownership of the privately owned strip of land along the path of the Pedestrian Ramp described as Parcel # 149F-0-29-218.000.

A vote was called for with the following response:

VOTING AYE: LaFleur, Compretta, Barbor, Hemsley and Roth

VOTING NAY: None ABSENT: Seal

Warranty Issues

Jason reported there are three areas of concrete settlement along the bulkhead wall that the city notified the contractor, Gill's Crane and Dozer Service, Inc., about the needed repairs. The contractor's response was that the warranty issues were due to flaws in the engineering design. The city informed BMA Engineering of the contractor's conclusion and Bill Mitchell came out to the harbor and met with the harbor master to review the warranty issues and determined it was a contractor's matter and recommended that the contractor make repairs. Jason noted that the previous city attorney was working on resolving the situation.

After a lengthy discussion the commission made the following recommendation:

**RECOMMENDATION TO PLACE THE CONTRACTOR'S BONDING COMPANY ON NOTICE
RE: Warranty Issues – Settlement along Bulkhead Wall**

Commissioner Roth moved, seconded by Commissioner LaFleur to recommend that City Council place the bonding company for Gill's Crane and Dozer Service, Inc. on notice about the concrete settlement along the bulkhead wall warranty issues and that the city retains legal representation for the process of alleviating the issues.

A vote was called for with the following response:

VOTING AYE: LaFleur, Compretta, Barbor, Hemsley and Roth

VOTING NAY: None ABSENT: Seal

Harbor Master Report

Chuck Fortin reported that Buoy's submitted an application to use part of the beach at the end of the harbor for the 'Bulls on the Beach event scheduled for September 15, 16 and 17th, and he hasn't heard anything from Cruisin the Coast yet.

There are no changes in finances since the budget meeting. Fuel sales are unusually slow and the day pier activity is down.

The harbor has one full time and one part time position filled.

MOTION TO ADJOURN

Commissioner LaFleur moved, seconded by Commissioner Roth, to adjourn the Harbor Commission meeting of August 28, 2016, there being no further business to discuss.

A vote was called for with the following response

VOTING YEA: Barbor, Compretta, Roth, LaFleur, and Seal

VOTING NAY: None