

The Board of Mayor and Aldermen of the City of Waveland, Mississippi, met in Special session at the Waveland City Hall Boardroom, 301 Coleman Avenue, Waveland, MS. on July 8, 2015 at 6:00 p.m. to take action on the following matters of City business.

**NOTICE OF MEETING TO DISCUSS ECONOMIC DEVELOPMENT  
(EXHIBIT A)**

**ROLL CALL**

Mayor Smith noted for the record the presence of Aldermen Burke, Richardson, Lafontaine and Piazza, along with City Clerk Lisa Planchard and City Attorney Rachel Yarborough.

**UTILITY DEPARTMENT**

**Re: Discuss Utility Service Rates**

Alderman Lafontaine moved, seconded by Alderman Burke to discuss Utility Service Rates.

A vote was called for with the following results:

Voting Yea: (for discussion only): Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**DISCUSSION**

- Alderman Lafontaine discussed the fees as they relate to the elderly or citizens that live alone and do not use the maximum amount of water; he also discussed various options for water billings.
- Kathy Jackson with Delta Water was present to discuss the formulas used during her research (See handout) that would allow the Utility Customers to pay for only what is used, noting that the formulas could be adjusted for whatever best suits the City's requirements. **(EXHIBIT B)**
- Mr. Anderson expressed his concerns for minimizing net revenue in the Utility Fund and compromising his ability to have funds for any upcoming repairs, large projects or necessary purchases. Mr. Anderson said he had spoken with some public works people in North MS. who use the following billing residential scenario; a base of 2,000 gallons of water for \$42.50 and then charged \$5.00 per 1,000 gallons over the base. Mr. Anderson said that in order to keep with the rising costs, he did not feel we needed to go so low as to cut \$250K revenues out of our budget that is needed to keep the department running; maintenance is not cheap. Rather, we need to adjust the rates to charge those that use more water to pay more. He said that we need to find a 'happy medium' and lower the consumption to help the seniors and single moms who do not use as much water.
- Delta Water suggested forming a committee to discuss issues to "fine tune" a Utility Rates Ordinance and then come back before the Board with suggestions, a committee of whom would include:
  - Alderman Lafontaine
  - Alderman Burke
  - City Clerk Lisa Planchard
  - Comptroller Ron Duckworth
  - Brent Anderson
  - Larry Holland

**ORDINANCES/GOLF CARTS**

**Re: Resolution in Support of a Golf Cart Ordinance**

Alderman Lafontaine moved, seconded by Alderman Burke to discuss implementing a golf cart Ordinance.

- Alderman Lafontaine said the golf carts at the recent Fourth of July event were nice and made everything feel neighborly; it look friendly.
- Lieutenant Mac Cowand with the Police Department recommended the carts be street legal with headlights, taillights, turn signals, rear view mirrors, seat belts, and various safety features; requiring insurance. Lt. Cowand also suggested the drivers be of legal age and receive a safety sticker from the Police Department.
- Attorney Rachel Yarborough discussed the difference between golf carts and slow moving vehicles. She said a slow moving vehicle is defined by State and Federal law; noting that a slow moving vehicle is regulated by Federal regulations for minimum requirements which requires seat belts, mirrors, and taillights. A golf cart does not necessarily qualify as a slow moving vehicle because it does not meet those federal standards. She added that that is how they are defined, by how fast they go, and if they are electric or gas powered. Mrs. Yarborough said the point of the resolution was to request local and private legislation to allow the City to enact an Ordinance to allow golf carts and slow moving vehicles on the public roads in the City of Waveland, because they will never qualify as a street legal motor vehicle under Mississippi law unless we are allowed by private legislation to allow them on our roads. Mrs. Yarborough said the point of the Resolution is to show support and request this private legislation to allow us to enact an Ordinance. In your ordinance, that is where you would determine the specific restrictions to place on where/when/how & who these vehicles would be allowed and define which certain vehicles (i.e. no four wheelers, ATV's etc.) would be allowed on the streets. Ms. Yarborough said we have some time; the next legislative session is not until January 2016.
- Alderman Richardson said that he felt all city streets should be open to golf carts except for Highway 90 or 603 with licensed drivers only, and other basic vehicle driving requirements.

#### **RESOLUTIONS/ORDINANCES/GOLF CARTS/LOW SPEED VEHICLES**

##### **Re: Resolution in Support of Low Speed Vehicles/Golf carts**

Alderman Lafontaine moved, seconded by Alderman Richardson to approve a Resolution in support of a low speed vehicle and golf cart Ordinance, supporting local and private legislation to authorize the operation of low speed vehicles and golf carts on certain public roads and streets within the City of Waveland. **(EXHIBIT C)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

#### **ORDINANCE/TRASH COLLECTION/PUBLIC WORKS**

##### **Re: Amend the Trash Collection Ordinance**

Alderman Lafontaine moved, seconded by Alderman Piazza to amend the trash collection Ordinance. City Attorney Rachel Yarborough will draft a new Ordinance to present at the next regularly scheduled meeting.

- Public Works director, Mr. Anderson said the last Trash Ordinance had not changed since 1975. Mr. Anderson noted costs have significantly increased since then, regarding having to pick up household items that have been put on the right of way. The City currently picks up limbs and branches. He said the current cost is \$4.50 per yard to dispose of what he picks up. He also said that technically every citizen can bring 10 yds.' of fill to the dump for free. Alderman Lafontaine said that in addition, the garbage truck will pick up one large household item per

residence. Mr. Anderson said he does not feel the City should pick up household garbage/items and construction materials because citizens can take this to the dump for free; he does not currently have an ordinance in place enforcing that the City will not pick those items up.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**INVOICES/JEFF DAVIS-GULFSIDE SEWER IMPROVEMENTS PROJECT  
Re: Invoice No. 17 from Hensley R. Lee Contracting, Inc.**

Alderman Burke moved, seconded by Alderman Piazza to approve the following invoice as submitted, and recommended to be placed in line for payment consideration, (Item a): **(EXHIBIT D)**

- a) Invoice No. 17 from Hensley R. Lee Contracting, Inc. in the amount of \$682,045.28 – Jeff Davis/Gulfside Sewer Improvements Project.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**AGREEMENTS/CONTRACTS/PROFESSIONAL SERVICES/WATER & SEWER DEPARTMENTS/SEWER & WATER DEPARTMENTS/ENGINEERING SERVICES  
Re: Approve an Agreement with Compton Engineering for Engineering Design Consult Services**

Alderman Lafontaine, moved, seconded by Alderman Burke to approve an agreement for Professional Services with Compton Engineering as Engineering Design Consultant for services related to certain Water/Sewer related facilities. (Mid-City Various Projects) The City will acquire an SRF Loan for this project. Note: Compton was selected at the 4/22/2015 Board meeting. **(EXHIBIT E)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**MEMORANDUM OF UNDERSTANDING/AGREEMENTS/FEMA REGION IV/HIGH WATER MARK PROJECT  
Re: High-water Mark Project**

Alderman Burke moved, seconded by Alderman Piazza to approve, with required signatures, a Memorandum of Understanding (MOU)/Agreement between FEMA Region IV and the City of Waveland to implement a High Water Mark (HWM) Project as part of FEMA's High Water Mark Initiative.

During discussion, Mayor Smith said there would be small signs at the following five locations; one at each of the two fire stations, one at City Hall, one at the Civic Center and one at the Pier. **(EXHIBIT F)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, and Piazza

Voting Nay: Lafontaine

Absent: None

**GARFIELD LADNER MEMORIAL PIER REPAIRS PROJECT/INVOICES/PIER  
Re: Pay Application No. 4 from Coastal Marine Contractors**

Alderman Burke moved, seconded by Alderman Piazza to approve payment tomorrow, July 9, 2015, to Coastal Marine Contractors for Pay Application No. 4 in the amount of \$267,438.74 as approved by the Board of Mayor and Aldermen at their meeting last evening, 7/7/15 – Garfield Ladner Memorial Pier Repairs Project. **(EXHIBIT G)**

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

**ATTORNEY'S COMMENTS/POLICE/POLICE BUILDING**

**Re:** Advised Board members and audience that J.O. Collins bid has been extended to Friday, July 10<sup>th</sup>, but she is still waiting to hear from FEMA as to whether FEMA will waive the regulatory requirement and accept the J.O. Collins bid. She said that the Governor's counsel has been calling, and today the Governor called. She did say that she anticipates another special meeting this week to take action on that.

**ADJOURN**

**Re: Adjourn at 8:28 p.m.**

Alderman Piazza moved, seconded by Alderman Burke to adjourn the meeting at 8:28 p.m.

A vote was called for with the following results:

Voting Yea: Burke, Richardson, Lafontaine, and Piazza

Voting Nay: None

Absent: None

The foregoing minutes were presented to Mayor Smith on August 7, 2015.

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Lisa B. Planchard  
City Clerk

The Minutes of July 8, 2015 have been read and approved by me on this, the 7<sup>th</sup> day of August 2015.

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Mike Smith  
Mayor