



Mayor Depreo	
Councilmember L'Ecuyer	At-Large
Councilmember Finley	Ward 1
Councilmember Moran	Ward 2
Councilmember Morgan	Ward 3
Councilmember Clark	Ward 4

MINUTES
REGULAR MEETING OF THE CITY COUNCIL
Tuesday, May 04, 2021
6:00 PM CST
Council Chambers, City Hall

Call to Order.

At 6:06 p.m. Mayor Depreo called the meeting to order.

Invocation

Invocation - Mayor Depreo

Pledge of Allegiance

Roll Call

Present:

Ward 1 Councilmember Finley

Ward 3 Councilmember Morgan

Ward 4 Councilmember Clark

At-Large Councilmember L'Ecuyer

Mayor Depreo

Ward 2 Councilmember Moran – absent

Confirm or Adjust Agenda Order

Motion made by Ward 1 Finley, seconded by Ward 3 Morgan to Amend Meeting Agenda as follows:

Remove Item 10 (2021-140) Motion to approve the request for the installation of (2) speed bumps/tables on Hanalei Circle from Action Agenda.

Table Item 13 (2021-145) Motion to approve the Security and Reimbursement Agreement for the Diamondhead Medical Center Project on the Action Agenda.

Voting Yea: Ward 1 Finley, Ward 3 Morgan, Ward 4 Clark, At-Large L'Ecuyer, Mayor Depreo

MOTION CARRIED UNANIMOUSLY

Presentation Agenda.

Council Comments.

1. The next Regular Meeting of the City Council will be held May 18, 2021 at 6:00 p.m. in Council Chambers at City Hall located at 5000 Diamondhead Circle.

2. The Dog Park Day has been rescheduled to be held Sunday, May 16th from 1 - 4 p.m.
3. Introduction - Ella Nolan, City of Diamondhead Representative 2021 Deep Sea Fishing Rodeo Princess Pageant
4. Shane Finley - Update on Construction Material Market
5. John Hall - Update on Residential Real Estate market

City Manager's Report.

1. Comprehensive Plan – The draft of the new comprehensive plan has been available for several weeks online on the Envision Diamondhead 2040 Website for residents to review. There was a public presentation held in council chamber last Thursday. Public comments are now being received from residents before the final version goes to council for approval in about 30 days.
2. Pre-Arranged Contracts – Now that we have secured the pre-arranged contract for the disaster recovery consultant, our next step is to advertise for the RFQ for the debris monitor and debris removal contractors to pre-arrange those services. Rostan has prepared our RFQ documents, and we plan to put this on the next agenda for council consideration.
3. FY22 Budget – We have started working on the budget for FY22. On the agenda tonight, we are asking for council approval of the calendar of meetings we plan to use for preparing the budget.
4. Makiki Drainage Project – I am asking for authorization to sign a new work assignment with Pickering Engineering for a drainage problem we have on Makiki Drive. During the last heavy rain event in April, there were several homes that experienced flooding in their rear yards. One house had water enter the house from the back patio area. We would like to hire the engineer to look at this area and make a recommendation to the council for possible improvements to prevent future flooding.
5. Coastal AE Zones – The administration is asking for authorization to schedule a public hearing to consider the elimination of Coastal AE Zones in the Flood Damage Prevention Ordinance. Basically, the city voluntarily added more restrictive building requirements on the southside in the AE zone. In short, part of the AE zone is treated as if it is a Velocity Zone. The city receives no benefit from having these higher rules for development.
6. Lilly Pond and Diamondhead Drive East Pond – I wanted to update the council and residents on the progress made for the Lilly Pond and Diamondhead Drive East pond. We are waiting on surveys to be returned. I am told that survey work is back logged on the coast with all the construction. We will continue to push this project forward, so we can dredge the ponds.
7. Turnberry Drainage Project – We have been holding off doing any more work on Turnberry Drainage project as we observe the impact of the first phase of work that we completed last year. Until April, things looked good on this project without needing to do more work. However, with the large amount of rain received in April, there was still water backing up at Turnberry Way. I am meeting with Covington Engineer to continue our work on this project. I look forward to bringing a recommendation for our next phase of work on this project soon.
8. Hazard Mitigation Grant – We are asking for authorization to submit a notice of intent for a MEMA hazard mitigation grant for the purpose of purchasing an outdoor emergency warning siren system in

the amount of \$200,000 and a portable generator and lights for \$70,000. Rostan is assisting us with this application.

9. Kyle with Rostan Solutions is present tonight and will be available to speak to the agenda items related to Hurricane Zeta FEMA project worksheets when the items come up on the agenda.

Public Comments on Agenda Items – None.

Policy Agenda.

Minutes:

1. Motion to approve April 20, 2021 Regular Meeting Minutes.

Motion made by Ward 3 Morgan, seconded by Ward 4 Clark to approve the minutes of the April 20, 2021 Regular Meeting of the City Council.

Voting Yea: Ward 1 Finley, Ward 3 Morgan, Ward 4 Clark, At-Large L'Ecuyer, Mayor Depreo

MOTION CARRIED UNANIMOUSLY

Public Hearing.

1. Motion to open Public Hearing for Proposed Tax Increment Financing for Diamondhead Medical Center Project.

Motion made by Ward 1 Finley, seconded by Ward 3 Morgan to Open the Public Hearing for the proposed Tax Increment Financing plan for the Diamondhead Medical Center Project.

Voting Yea: Ward 1 Finley, Ward 3 Morgan, Ward 4 Clark, At-large L'Ecuyer, Mayor Depreo

MOTION CARRIED UNANIMOUSLY

Penny Crawford spoke in opposition to the TIF.

Laurence Leyens provided information on the TIF plan.

No further comments were addressed to the Council from the public.

Motion made by At-Large L'Ecuyer, seconded by Ward 4 Clark to Close the Public Hearing.

Voting Yea: Ward 1 Finley, Ward 3 Morgan, Ward 4 Clark, At-Large L'Ecuyer, Mayor Depreo

MOTION CARRIED UNANIMOUSLY

Resolutions:

2. **2021-135:** Motion to adopt Resolution 2021-024 thereby determining the necessity for and invoking the authority granted to the City by the Legislature with respect to tax increment financing as set forth in Chapter 45 of Title 21, Mississippi Code of 1972, as amended, determining the Diamondhead Medical Center project is eligible for tax increment finance under the Laws of the State, that a public hearing be conducted in connection with the Tax Increment Financing Plan and for other related purposes.

Motion made by At-Large L'Ecuyer, seconded by Ward 3 Morgan to adopt Resolution 2021-024 thereby determining the necessity for and invoking the authority granted to the City by the

Legislature with respect to tax increment financing as set forth in Chapter 45 of Title 21, Mississippi Code of 1972, as amended, determining the Diamondhead Medical Center project is eligible for tax increment finance under the Laws of the State, that a public hearing be conducted in connection with the Tax Increment Financing Plan and for other related purposes.

Voting Yea: Ward 1 Finley, Ward 3 Morgan, Ward 4 Clark, At-Large L'Ecuyer, Mayor Depreo

MOTION CARRIED UNANIMOUSLY

Mr. Marshall thanked the Council.

Consent Agenda:

3. **2021-132:** Motion to approve Budget Amendments 2021-23 and 2021-24.
4. **2021-133:** Motion to approve the proposed FY22 Budget Calendar.
5. **2021-139:** Motion to authorize work assignment under the Master Service Agreement with James J. Chiniche in an amount not to exceed \$1,500 to survey Diamondhead Dog Park parcel.
6. **2021-141:** Motion to approve a Work Assignment under the Engineering Master Services Agreement with Pickering Firm in an amount not to exceed \$42,600 for engineering, permitting, bidding and construction phases for Makiki Drive Culvert Replacement Project.

Motion made by Ward 3 Morgan, seconded by Ward 4 Clark to approve Agenda Items 3 - 6 by Consent.

Voting Yea: Ward 1 Finley, Ward 3 Morgan, Ward 4 Clark, At-Large L'Ecuyer, Mayor Depreo

MOTION CARRIED UNANIMOUSLY

Action Agenda.

7. **2021-136:** Motion to concur with the recommendation of the Planning & Zoning Commission and thereby to change the current zoning district classification from PRF (public facilities and recreation district) to R-1 (low density single family residential district) in accordance with Zoning Ordinance (Article 2.8) for the purpose of constructing a single family residence. The property address is 7448 Turnberry Drive. The tax parcel number is 068R-1-41-071.000. The legal description is Glen Eagle Phase 1, Lot 48 less 8 feet. The case file number is 202100017.

Jeff Jassby - Applicant spoke about reimbursement.

Motion made by At-Large L'Ecuyer, seconded by Ward 3 Morgan to concur with the recommendation of the Planning & Zoning Commission and thereby to change the current zoning district classification from PRF (public facilities and recreation district) to R-1 (low density single family residential district) in accordance with Zoning Ordinance (Article 2.8) for the purpose of constructing a single family residence. The property address is 7448 Turnberry Drive. The tax parcel number is 068R-1-41-071.000. The legal description is Glen Eagle Phase 1, Lot 48 less 8 feet. The case file number is 202100017.

Voting Yea: Ward 1 Finley, Ward 3 Morgan, Ward 4 Clark, At-Large L'Ecuyer, Mayor Depreo

MOTION CARRIED UNANIMOUSLY

8. **2021-137:** Motion to authorize the Planning Commission to hold a public hearing to consider the elimination of Coastal AE Zones in the Flood Damage Prevention Ordinance (Ordinance No. 2012-006) and authorize legal notice publication.

Motion made by Ward 3 Morgan, seconded by Ward 4 Clark to authorize the Planning Commission to hold a public hearing to consider the elimination of Coastal AE Zones in the Flood Damage Prevention Ordinance (Ordinance No. 2012-006) and authorize legal notice publication.

Voting Yea: Ward 1 Finley, Ward 3 Morgan, Ward 4 Clark, At-Large L'Ecuyer, Mayor Depreo

MOTION CARRIED UNANIMOUSLY

9. **2021-138:** Motion to approve the resubdivision of Diamondhead Phase 1, Block 5, Unit 6, Lots 1-3. The property owner is Bonnacarrere's Magnolia Ridge, LLC., represented by Matthew Evans, Managing Member. The property address is 8352 Mohonua Place. The Tax Parcel number is 068J-2-41-030.000.

Motion made by Ward 1 Finley, seconded by Ward 4 Clark to approve the resubdivision of Diamondhead Phase 1, Block 5, Unit 6, Lots 1-3. The property owner is Bonnacarrere's Magnolia Ridge, LLC., represented by Matthew Evans, Managing Member. The property address is 8352 Mohonua Place. The Tax Parcel number is 068J-2-41-030.000.

Voting Yea: Ward 1 Finley, Ward 3 Morgan, Ward 4 Clark, At-Large L'Ecuyer, Mayor Depreo

MOTION CARRIED UNANIMOUSLY

11. **2021-142:** Motion to rescind action taken on April 6, 2021 whereby a decision not to seek FEMA reimbursement for Hurricane Zeta street damages was made and further to authorize the administration with Rostan Solution consultants to pursue reimbursement for any damage to streets resulting from Hurricane Zeta.

Kyle Jones of Rostan Solutions spoke.

Motion made by Ward 3 Morgan, seconded by Ward 4 Clark to rescind action taken on April 6, 2021 whereby a decision not to seek FEMA reimbursement for Hurricane Zeta street damages was made and further to authorize the administration with Rostan Solution consultants to pursue reimbursement for any damage to streets resulting from Hurricane Zeta.

Voting Yea: Ward 1 Finley, Ward 3 Morgan, Ward 4 Clark, At-Large L'Ecuyer, Mayor Depreo

MOTION CARRIED UNANIMOUSLY

12. **2021-143:** Motion to authorize the administration in coordination with Rostan Solutions consultants to appeal FEMA disapproval of the city's request for Disaster Debris Removal from Commercial Properties Project #172669.

Motion made by Ward 3 Morgan, seconded by Ward 4 Clark to authorize the administration in coordination with Rostan Solutions consultants to appeal FEMA disapproval of the city's request for Disaster Debris Removal from Commercial Properties Project #172669.

Voting Yea: Ward 1 Finley, Ward 3 Morgan, Ward 4 Clark, At-Large L'Ecuyer, Mayor Depreo

MOTION CARRIED UNANIMOUSLY

- 14. 2021-146:** Motion to approve submission of Notice of Intent to the MEMA for Hazard Mitigation Program Grant funding for an outdoor emergency warning siren system in the amount of \$200,000 and portable generator and lights in the of \$70,000.

Motion made by Ward 4 Clark, seconded by At-Large L'Ecuyer to approve submission of Notice of Intent to the MEMA for Hazard Mitigation Program Grant funding for an outdoor emergency warning siren system in the amount of \$200,000 and portable generator and lights in the of \$70,000.

Voting Yea: Ward 1 Finley, Ward 3 Morgan, Ward 4 Clark, At-Large L'Ecuyer, Mayor Depreo

MOTION CARRIED UNANIMOUSLY

Mayor Depreo asked for the addition of Item 14 (a) to authorize the City Manager to prepare and publish frequently asked questions regarding the non-binding advisory only referendum pertaining to consolidation of fire, water and sewer services in to city operations.

Motion made by Ward 3 Morgan, seconded by Ward 4 Clark to authorize the City Manager to prepare and publish responses to frequently asked questions regarding the non-binding advisory only referendum pertaining to consolidation of fire, water and sewer services in to city operations.

Voting Yea: Ward 1 Finley, Ward 3 Morgan, Ward 4 Clark, At-Large L'Ecuyer, Mayor Depreo

MOTION CARRIED UNANIMOUSLY

14. (a) Motion to authorize the City Manager to publish responses to frequently asked questions regarding the non-binding advisory only referendum pertaining to consolidation of fire, water and sewer services in to city operations.

Motion made by Ward 3 Morgan, seconded by At-Large L'Ecuyer to authorize the City Manager to prepare and publish responses to frequently asked questions and information regarding the non-binding advisory only referendum pertaining to consolidation of fire, water and sewer services in to city operations.

Voting Yea: Ward 1 Finley, Ward 3 Morgan, Ward 4 Clark, At-Large L'Ecuyer, Mayor Depreo

MOTION CARRIED UNANIMOUSLY

Routine Agenda.

Claims Payable

15. Motion to approve the Docket of Claims (DKT158373-DKT158407) in the amount of \$107,420.47

Motion made by Ward 3 Morgan, seconded by Ward 4 Clark to approve the Docket of Claims (DKT158373-DKT158407) in the amount of \$107,420.47

Voting Yea: Ward 1 Finley, Ward 3 Morgan, Ward 4 Clark, At-Large L'Ecuyer, Mayor Depreo

MOTION CARRIED UNANIMOUSLY

Public Comments on Non-Agenda Items.

C.J. Longenecker spoke regarding the P.O.A. maintenance yard.

Lisa Vergano requested information on the consolidation referendum.

Joy Dinella submitted a petition for an emergency environmental assessment.

Executive Session - If Necessary - None

Adjourn/Recess.

Motion made by Ward 3 Morgan, seconded by Ward 4 Clark to adjourn the council meeting at 7:18 p.m.

Voting Yea: Ward 1 Finley, Ward 3 Morgan, Ward 4 Clark, At-Large L'Ecuyer, Mayor Depreo

Nancy Depreo
Mayor

Jeannie Klein
City Clerk