



**MINUTES**  
**REGULAR MEETING OF THE CITY COUNCIL**  
**Tuesday, October 01, 2024**  
**6:00 PM CST**  
Council Chambers, City Hall

**Call to Order.**

Mayor Pro Tempore Shane Finley called the meeting to order at 6:00 p.m.

Invocation - Councilmember Cumberland

Pledge of Allegiance

Roll Call

**PRESENT**

Councilmember-At-Large Gerard Maher

Ward 1 Shane Finley

Ward 2 Anna Liese

Ward 3 John Cumberland

Ward 4 Austin Clark

**ABSENT**

Mayor Nancy Depreo

**Confirm or Adjust Agenda Order**

Motion made by Ward 2 Liese, Seconded by Ward 3 Cumberland to adjust the agenda adding item **2024-261**: Motion to approve Change Order No. 4 for Eighty-Eight (88) additional days to the contract with Bottom 2 Top Construction, LLC for the Commercial District Transformation Project Phase I with no change to contract price to the consent agenda and tabling Action Item **2024-259**: Motion to request the Mayor to provide the Council with copies of any and all evidence she has collected, reported and/or provided to state authorities including, but not limited to, the state auditor, attorney general, and ethics commission, regarding any alleged impropriety involving city administration, staff, and employees, as she announced via social media on 8/25/24.

Voting Yea: Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Liese, Ward 3 Cumberland, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

**Presentation Agenda.**

- a. The next Regular Meeting of the City Council will be held Tuesday, October 15, 2024 at 6:00 p.m. in Council Chambers located at City Hall.
- b. The 12th Annual Blessing of the Classics will be Wednesday, October 9th from 1 p.m. - 7 p.m. at City Hall. Cruisers, live music and food on the Town Green. Cruisers' parade to the blessing circle will be from 4 p.m. - 5 p.m.

- c. Diamondhead Police Department's National Night Out will be held on Thursday, October 17, 2024 from 5:30 p.m. - 7:00 p.m. at City Hall.
- d. Proclamation White Cane Day – Dwain Simpson

City Manager's Report.

### **CITY MANAGER REPORT**

October 01, 2024

1. MDOT Projects –MDOT has started working on the 4-way stop roundabout. Park Ten Drive to Gex Road is currently closed. Currently all exit ramps are open. The contractor is working on curbing along the entire project. Residents need to continue to use caution when driving through the construction areas.
2. Park Ten Road – The contract is for 403 Calendar Days with a current end date of October 12<sup>th</sup>. I have added change order #04 to this agenda to move the end date to December 31<sup>st</sup>. The contractor is completing the work on the Leisure Time extension roadway. Work is also progressing on the East end of the new roadway getting curbing, sidewalk, and irrigation installed.
3. Beaux Vue 2 – The new end date for this project is December 4<sup>th</sup>. The contractor will mobilize next Thursday, and the drain inlets will be delivered in 2-3 weeks.
4. Kaleki Way – Currently waiting on the schedule from the contractor for the roadway repairs that are necessary for this project.
5. Noma Drive Phase 1b – The contract is for 180 Calendar Days with a current end date of January 7<sup>th</sup>. The project is coming along, and I expect it to be completed ahead of time. The contractor is completing the pier and preparing the area around the comfort station.
6. Kolo Court –The current end date for this contract is November 07, 2024. The contractor has installed the new culverts and repaved the roadway. The headwalls are being poured this week and the disturbed areas will be seeded.
7. Turnberry Way – This project is for 120 days. The current end date is set for December 25, 2024. The contractor has completed the dredging of the detention pond. They will start on the culvert installation this week. This will require the closing of Turnberry Drive to thru traffic.
8. Kalae Street – This project is for 90 days, with a current end date of November 25, 2024. The driveway/landscape culverts have been installed. The contractor is installing the roadway culverts this week. Koloa Street and Kalae Street are both being worked on, and residents will need to use the detour until the end of the week.
9. Hilo Master Drainage & Ahuli Place Drainage – The contractor has not started work on these two projects. The Ahuli Place project is scheduled to start after the Kalae project is completed.
10. Coon Branch – Discussed the project with the engineer on Monday. The preliminary design is being finalized with an expected November date to advertise this project.
11. Noma Drive Dredging – The bids for this project have been moved to October 15<sup>th</sup>. This is due to the requirements at the beneficial site for the spoils.

12. Jourdan River Boardwalk – Currently waiting on the final permits for this project to be finalized. The engineer is working on the final design, once complete, it will be sent to the Mississippi Restoration Team and DEQ for approval.
13. Dog Park – Meeting with Ochsner next week to discuss property. I will follow back up with the council once we have our meeting.
14. Montjoy Creek – Currently waiting on final permits from USACE. The engineering firm is making adjustments to the observation platform by the bulkhead.
15. Kome Drive & Kalipekona Pond – The engineering firm expects to bid these projects out in November. They are currently completing the drawings and will present them to the council in October.
16. Canal Dredging – We are still waiting on the grant agreement from MDEQ. The engineer is finishing up on the drawings and once the grant agreement is in place will request to advertise this project. The current expectation is November with construction scheduled to start in March/April of 2025.
17. Noma Drive Nature Trail – The engineer flew the phase 1 site last week to determine the terrain and best location for the trail.
18. Detention Ponds – Met with the county engineer last week to discuss additional drainage projects and funding. The dredging of all ponds was discussed. The engineer will complete the design on the current pond and will provide it to public works to complete the dredging.
19. Pelican Cove Drainage Project – **No updated information this meeting.** Engineer has been provided with the work assignment and will begin the surveying on this project.
20. Relief Effort – The city is working in conjunction with Casano Law Firm and Diamondhead Fire Department to collect supplies to deliver to Hudson, North Carolina. This small town was hit hard by flooding from Helene. City Hall, DH Fire Department and Casano Law Firm will be drop off locations for donating supplies.

### **Email Request Received**

1. 7854 Maui Place – Councilmember contacted me about a sink hole forming and the ditch needing to be cleaned out to allow proper waterflow. A work order has been issued.
2. 7816 Koko Ct – Councilmember asked about this address and the ditch erosion in the area. Public Works has been to the site. Waiting on the plans from the city engineer for proper slope for public works to shape the drainage ditch.
3. 7446 Turnberry Drive – Councilmember asked to put rip rap to stabilize ditch bank and prevent the erosion. **Public works completed this last week.**
4. 698 / 6910 Aukai Place – Councilmember asked about the drainage ditch in this area needing to be addressed. A work order has been issued.
5. Road Delineators – Several road delineators have broken. Public works has been informed and will replace as needed.
6. Bayou Circle – Councilmember asked for the median on Bayou Circle to be filled to prevent vehicles from receiving damage due to the drop off.

7. 6655 Golf Club Drive – Resident had water get into garage. A work order has been issued. **Public works has completed the assessment of this ditch and will address the issues.**
8. Diamondhead Lakes – Resident requested additional street signage. **The signage is the responsibility of the developer and will be installing all necessary signs as the project is completed.**
9. Kalipekona Pond – Councilmember asked about the silt fencing on the new subdivision. I will have the building department check on this. The pond is scheduled to be dredging by the first of next year. **Building department checked on the fencing and contacted the owner to make needed repairs.**
10. 9914 Pahoia Court – Councilmember asked about two goats in their yard along with a structure that he built to house them. We have addressed this issue with the resident. He is working on re-homing them.
11. Twin Lakes – Councilmember informed me of a 5-6-foot alligator in the twin lakes. Animal control will contact MS Wildlife to remove the alligator.
12. 78110 Hilo Way – Councilmember asked about the drainage behind the resident’s home. **This area is under design by city engineer.**
13. 579 Anoa Way – Resident is requesting front ditch to be cleaned as it is holding water. A work order has been issued.
14. Loa Court – Councilmember asked about a sink hole at the intersection of Hilo Way and Loa Court. DWSD has determined it is not a water line break. Public Works will patch the roadway.

Public Comments on Agenda Items - None

Council Comments.

**Policy Agenda.**

**Minutes:**

1. Motion to approve the September 17, 2024 Regular Meeting Minutes.

Motion made by Ward 3 Cumberland, Seconded by Ward 2 Liese to approve the September 17, 2024 Regular Meeting Minutes.

Voting Yea: Councilmember-At-Large Maher, Ward 2 Liese, Ward 3 Cumberland, Ward 4 Clark

Voting Abstaining: Ward 1 Finley

**MOTION CARRIED UNANIMOUSLY**

**Resolutions:**

2. **2024-250:** Motion to adopt Resolution 2024-042 thereby establishing salaries and rates effective October 7, 2024 for Fiscal Year 2025.

Motion made by Ward 2 Liese, Seconded by Ward 4 Clark to adopt Resolution 2024-042 thereby establishing salaries and rates effective October 7, 2024 for Fiscal Year 2025.

Voting Yea: Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Liese, Ward 3 Cumberland, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

- 3. PUBLIC HEARING- 2024-252:** Motion to adopt Resolution 2024-043 thereby finding, determining and adjudicating that the residence at 8 Live Oak Court, Diamondhead, Mississippi is a menace to the public safety and welfare of the citizenry, that the City Clerk is hereby authorized to advertise for bids, obtain quotes or utilize city resources to bring property into compliance with city ordinances and for other related purposes. The property is located at 8 Live Oak Court, Parcel No. 132G-1-03-003.000 and the property owner is Pamela C. Picnot.

Motion made by Ward 3 Cumberland, Seconded by Councilmember-At-Large Maher to open **PUBLIC HEARING** - Mayor Pro Tempore opened the Public Hearing in the matter of the property located at 8 Live Oak Court, Diamondhead, Mississippi, Parcel No. 132G-1-03-003.000 and called for the property owner, Pamela C. Picnot, on (3) three occasions with no response. The **PUBLIC HEARING** was closed at 6:45 p.m.

Motion made by Ward 3 Cumberland, Seconded by Ward 2 Liese to adopt Resolution 2024-043 thereby finding, determining and adjudicating that the residence at 8 Live Oak Court, Diamondhead, Mississippi is a menace to the public safety and welfare of the citizenry, that the City Clerk is hereby authorized to advertise for bids, obtain quotes or utilize city resources to bring property into compliance with city ordinances and for other related purposes. The property is located at 8 Live Oak Court, Parcel No. 132G-1-03-003.000 and the property owner is Pamela C. Picnot.

Voting Yea: Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Liese, Ward 3 Cumberland, Ward 4 Clark

#### **MOTION CARRIED UNANIMOUSLY**

#### **Consent Agenda:**

Motion made by Ward 4 Clark, Seconded by Councilmember-At-Large Maher to approve the following consent items:

- 4. 2024-248:** Motion to approve Change Order No. 1 to the contract with LJ Construction Inc. in the net amount of \$6,469.95 for a total contract amount of \$213,563.45 for Kolo Court Drainage Project.
- 5. 2024-249:** Motion to approve FY25 Appropriation of Funding for the Metropolitan Planning Organization of the Mississippi Gulf Coast in the amount of \$3,810.00.
- 6. 2024-251:** Motion to proclaim the local emergency commencing on or about September 10, 2024 as the result of Tropical/Hurricane Francine no longer necessary and further to proclaim the local emergency terminated.
- 7. 2024-253:** Motion to amend Rostan Solutions, Inc. Task Order No. 4 (generator/sirens) to increase total compensation to \$35,000.00 and the performance period to March 26, 2025 and amend Task Order No. 5 (Residential Acquisition) to increase total compensation to \$85,000.00 and the performance period to March 26, 2025.
- 8. 2024-254:** Motion to declare surplus property and proceed with proper disposal.
- 9. 2024-255:** Motion to authorize the disposal of scrap metal and aluminum items via sale to SA Recycling, LLC.

10. **2024-256:** Motion to approve amendment No. 1 for the Master Services Agreement work assignment in the amount of \$67,500.00 with Covington Civil and Environmental for the Turnberry Drainage Project.
11. **2024-257:** Motion to approve amendment No. 1 for the Master Services Agreement work assignment in the amount of \$25,500.00 with Covington Civil and Environmental for the Kalae Way Drainage Project.
12. **2024-258:** Motion to approve amendment No. 1 for the Master Services Agreement work assignment in the amount of \$95,000.00 with Covington Civil and Environmental for the Kaleki Way Drainage Project.
13. **2024-260:** Motion to approve the amended and restated Grant Agreements with Mississippi Department of Environmental Quality.
21. **2024-261:** Motion to approve Change Order No. 4 for Eighty-Eight (88) additional days to the contract with Bottom 2 Top Construction, LLC for the Commercial District Transformation Project Phase I with no change to contract Price.

Voting Yea: Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Liese, Ward 3 Cumberland, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

**Routine Agenda.**

**Claims Payable**

15. Motion to approve Docket of Claims (DKT232164 - DKT232194) in the amount of \$120,578.91.

Motion made by Ward 2 Liese, Seconded by Ward 3 Cumberland to approve Docket of Claims (DKT232164 - DKT232194) in the amount of \$120,578.91.

Voting Yea: Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Liese, Ward 3 Cumberland, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

**Public Comments on Non-Agenda Items - None**

**Adjourn/Recess.**

At 6:49 p.m. with not further business to come before the council, Motion made by Ward 4 Clark, Seconded by Ward 1 Finley to adjourn.

Voting Yea: Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Liese, Ward 3 Cumberland, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

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Nancy Depreo  
Mayor

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Jeannie Klein  
City Clerk