



**MINUTES**  
**REGULAR MEETING OF THE CITY COUNCIL**  
**Tuesday, April 16, 2024**  
**6:00 PM CST**  
Council Chambers, City Hall

**Call to Order.**

Mayor Depreo called the meeting to order at 6:02 p.m.

Invocation - Councilmember Cumberland

Pledge of Allegiance

Roll Call

PRESENT

Mayor Nancy Depreo

Councilmember-At-Large Gerard Maher

Ward 1 Shane Finley

Ward 2 Anna Liese

Ward 3 John Cumberland

Ward 4 Austin Clark

Confirm or Adjust Agenda Order

Motion made by Ward 2 Liese, Seconded by Ward 4 Clark to confirm the agenda.

Voting Yea: Mayor Depreo, 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, May 7, 2024 at 6:00 p.m. in Council Chambers located at City Hall.
- b. Proclamation - Child Abuse Awareness and Prevention Month - Huey Stockstill

City Manager's Report.

**CITY MANAGER REPORT**

April 16, 2024

1. Park Ten Road -The contract is for 270 Calendar Days with an end date of June 1<sup>st</sup>. The contractor has experienced some weather delays that will require additional days. A change order for the time will be submitted for review at the next council meeting. Currently working on the lighting installation, curb and gutter, sidewalk, and pavers.

2. Noma Drive Restoration – The contract end date is now May 3<sup>rd</sup>. The contractor has the concrete sidewalk installed and will be installing the brick pavers next week.
3. Beaux Vue 2 – The engineer and contractor have agreed on the updated scope of work. I am currently waiting for the schedule and the notice to proceed.
4. Bond Paving Diamondhead Drive – Contractor was to be here last week, but due to the weather, had to reschedule. The engineer will give me an update schedule to complete the punch list items.
5. Noma Drive Phase 1b – The project is out for bid. Bids are due on May 14<sup>th</sup>.
6. Kaleki Way – The contract is for 120 days and ends on August 6<sup>th</sup>. The contractor has started working on this project with silt fencing being installed and opening the road at Amoka Drive between Kaleki Court and Kaleki Place.
7. Bayou Drive – The contractor completed some utility locations in the area. This information was provided to the engineer to determine if plan adjustments were needed. Once done, a schedule will be developed and the notice to proceed will be issued.
8. Hilo Projects – Engineer provided an updated OPC for these four projects. Meeting with the POA to discuss drainage across the golf course to finalize design with engineer.
9. MDOT Roundabout Project – Work began yesterday on the project and will be an estimated two-year timeline. No temporary lighting will be available during the project. There will be a slight incline on our leveling lift when building our roundabouts. This will cause a significant bump in the road. MDOT will be installing “caution bump” signage.
10. MDOT Interstate Widening Project – Notice to proceed was March 14<sup>th</sup>. Contractor has started clearing the multimodal path and soundwall area.
11. Turnberry – Engineer is working on final drawings. Once plans have been finalized, I will be asking to advertise for bids.
12. Kolo Court – Engineer is working on drawings. A meeting with DWSD on site to review plans was held yesterday. I expect to have 90% drawings by the end of the month.
13. Canal Dredging – MDEQ has scheduled a kick-off meeting for the project for April 22<sup>nd</sup>. This meeting will provide a basic overview of the subaward agreement, federal Standard Terms and Conditions, reimbursement process, reporting, and update calls.
14. Dog Park – Neel-Shaffer has returned the updated survey. A few minor changes were requested before finalizing. Once complete, they will request for re-subdivision process. I had discussions with Ochsner regarding the site. They are very excited and willing to partner with the city to develop the park.
15. Ahuli Place – **No updated information this meeting.** Design work is progressing; 60% of drawings are expected from the engineer by the end of the month.
16. Kalae Street -- **No updated information this meeting.** Design work is progressing; 60% of drawings are expected from the engineer by the end of the month.
17. Montjoy Creek – **No updated information this meeting.** USACE is requesting a revised permit application and an RAI response. The engineer is working on the permit and providing the information requested.

18. Noma Drive Walking Trail – **No updated information this meeting.** The engineer is continuing to survey the area for walking trail and trailheads. The city has been awarded \$500,000 from the MS Outdoor Stewardship Grant Fund. The city received the grant agreement on Monday and will have it on the next agenda for approval.
19. Noma Drive Boardwalk – **No updated information this meeting.** Engineer is working on the drawings for this project. All easements have been recorded. MDEQ is going through the final steps with the MS TIG getting everything approved and will be in touch regarding the subaward.
20. Detention Ponds – **No updated information this meeting.** This project has been reduced to two ponds as the other two will be a part of separate larger drainage projects.
21. Pelican Cove Drainage Project – **No updated information this meeting.** Engineer has been provided the work assignment and will begin the surveying on this project.
22. ARPA/GOMESA Projects – The following projects have been assigned to the engineering firms listed below and are currently in the design phase.
- |                                     |                                       |
|-------------------------------------|---------------------------------------|
| a. Coon Branch – Chiniche           | b. Koloa Steet @ Ala Moana – Chiniche |
| c. Lots 7 & 8 – Chiniche            | d. Kome Drive – Covington             |
| e. DH Drive East/Kalani – Covington | f. Fairway Drive – Covington          |
| g. Veterans/Substation – Covington  | h. Anahola Place – Covington          |

### Email Request Received

1. Alakoko Place – Councilmember asked about the rear ditch on this property. A work order was issued to Public Works. Project is on the PW's list to clean out.
2. The Oaks – Councilmember requested several jobs for public works.
  - a. Install three slow kids at play signs in the Oaks. **Signs have been ordered and public works will install the signage.**
  - b. Can we please look at cleaning the intersections to remove the debris that has piled up blocking the drainage from flowing. **Area has been cleaned by public works**
  - c. Can we put up a no parking sign on Noma Drive. **Public works will install necessary signage.**
  - d. Can we sweep the main circle of the Oaks or blow it off to remove all the loose debris? **Public works has cleaned the area.**
  - e. Make sure contractor cleans up all the fallen trees. **All debris created by the contractor has been cleaned. Any remaining debris was existing and outside our right-of-way.**
  - f. Concerns about drainage starting at the circle and going down the east side of Noma. **Once all construction is completed, any remaining drainage issues will be addressed by public works.**
3. 6810 Oahu Court – Councilmember asked about standing water in resident's ditch. Concerned it was sewer. **DWSD found the issue to be a root ball blocking the sewer line.**

4. 8912 Anahola Court – Councilmember asked about drainage around this home as ditches are holding water. I have put in a work order with public works.
5. 7510 Augusta Way – Councilmember asked about the stormwater plan for this new home build. Residents around this site are concerned about the runoff. I have asked the building department to make sure all plans are being followed.
6. 84126 Bayou Drive – Councilmember asked about two lots next to this address that were initially cleared by a contractor but have been left with a few trees and trash on the property. I have asked code enforcement to contact the current lot owner.
7. Bayou Circle & Bayou Court – Councilmember is concerned the turning radius for this area is too small due to residents driving over the median. I will have public works investigate adding asphalt to this area.
8. 10747 Lilnoe Way – Councilmember asked for a compliance check on this address. I turned the request over to the code enforcement officer.
9. East Aloha Drive – Councilmember reported a pothole on East Aloha Drive near Ochsner Medical. A work order was put in for public works.
10. Bayou Drive – Councilmember asked for a load of dirt to be put in the ditch to bring the area back up to grade. Public works will determine what is needed for this area.
11. 6655 Golf Club Drive – Councilmember reported the garage of the home receiving water during the major rain event last Wednesday. A work order was created for public works.
12. 9834 Pokai Way – Councilmember asked for a compliance check at this address. I have forwarded this to code enforcement.
13. 8896 Kipapa Way – Councilmember asked for a compliance check at this address. I have forwarded this to code enforcement.
14. Alfonso Realty – Councilmember reported the building took on water during the rain event last Wednesday. I asked the building official to find out the reason and how it can be avoided in the future.
15. 546 Lakeview Court – Councilmember reported a deep hole in the road. I have asked the public works to determine the cause.

During the City Manager Report, motion was made by Mayor Depreo, Seconded by Ward 2 Liese to amend the agenda to waive the \$150.00 fee for the Activity Center Rental for the Gulf Coast Realtor Association.

Voting Yea: Mayor Depreo, Ward 1 Finley, Ward 2 Liese, Ward 3 Cumberland, Ward 4 Clark

Abstain: Councilmember-At-Large Maher

**MOTION CARRIED**

Public Comments on Agenda Items - None

**Policy Agenda.**

**Minutes:**

1. Motion to approve the April 2, 2024 Regular Meeting Minutes.

Motion made by Ward 1 Finley, Seconded by Ward 4 Clark to approve the April 2, 2024 Regular Meeting Minutes.

Voting Yea: Mayor Depreo, Ward 1 Finley, Ward 2 Liese, Ward 3 Cumberland, Ward 4 Clark

Voting Abstaining: Councilmember-At-Large Maher

**MOTION CARRIED**

**Tabled Matters:**

2. **2023-274:** Motion to contribute up to \$40,000.00 for the Dog Park from the General Fund Balance. (Finley)

**NO ACTION TAKEN**

3. **2023-408:** Discussion on whether or not donations that were made for the Diamondhead Dog Park Twin Lakes location can be refunded to the donors as it was stated at a prior city council meeting. (Depreo)

Motion made by Ward 1 Finley to remove from the table:

**2023-408:** Discussion on whether or not donations that were made for the Diamondhead Dog Park Twin Lakes location can be refunded to the donors as it was stated at a prior city council meeting.

**MOTION DIED FOR LACK OF SECOND**

**Resolutions:**

4. **2024-090:** Motion to adopt Resolution 2024-019 Resolution of a State or Local Government thereby designating Jeannie Klein, City Clerk, as signatory for Hancock Whitney Bank for the purpose of closing the City's safety deposit box.

Motion made by Ward 2 Liese, Seconded by Ward 3 Cumberland to adopt Resolution 2024-019 Resolution of a State or Local Government thereby designating Jeannie Klein, City Clerk, as signatory for Hancock Whitney Bank for the purpose of closing of the City's safety deposit box.

Voting Yea: Mayor Depreo, 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 1 Finley, Seconded by Councilmember-At-Large Maher to approve the following consent items:

5. **2024-091:** Motion to approve Pay Application 5 in the amount of \$85,672.90 to Moran Hauling Inc., for Noma Drive Improvements.

- 6. **2024-092:** Motion to approve payments in the amount of \$881.25 to Digital Engineering for Beauv Vue Phase 2 Drainage Improvements and in the amount of \$4,850.00 for the Bond Paving Project.
- 7. **2024-093:** Motion to approve payments to Chiniche Engineering & Surveying in the amount of \$4,187.50 for Noma Drive Rebid Coordination, in the amount of \$1,302.50 for Tidelands Nature Trail Planning, in the amount of \$3,427.50 for Montjoy Creek Nature Trail/Improvements and in the amount of \$7,610.00 for Coon Branch Drainage.
- 8. **2024-095:** Motion to approve payment in the amount of \$43,800.78 to Covington Civil & Environmental, LLC for the Commercial District Transformation Project.

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

**MOTION CARRIED UNANIMOUSLY**

**Action Agenda.**

- 9. **2024-094:** Motion to authorize the City Manager to add an addendum to all Master Services Agreements with Engineering Firms stating per the requirements of the Council-Manager Form of Municipal Government, neither the mayor nor councilmembers have the authority to individually give orders or exercise any administrative power therefore all communication must be through the City Manager. (Cumberland)

Motion made by Ward 1 Finley, Seconded by Ward 3 Cumberland to authorize the City Manager to add an addendum to all Master Services Agreements with Engineering Firms stating per the requirements of the Council-Manager Form of Municipal Government, neither the mayor nor councilmembers have the authority to individually give orders or exercise any administrative power therefore all communication must be through the City Manager.

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

**MOTION CARRIED**

Councilmember-At-Large Maher exited the meeting at 7:03 p.m.

- 9a. Motion made by Ward 2 Liese, Seconded by Mayor Depreo to waive the \$150.00 fee for the Activity Center Rental for the Gulf Coast Realtor Association.

Motion made by Ward 2 Liese, Seconded by Mayor Depreo.

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

**MOTION CARRIED**

Councilmember-At-Large Maher re-entered the meeting at 7:04 p.m.

**Routine Agenda.**

**Claims Payable**

- 10. Motion to approve Docket of Claims (DKT231658- DKT231701) in the amount of \$308,951.77.

Motion made by Ward 1 Finley, Seconded by Ward 4 Clark to approve Docket of Claims (DKT231658- DKT231701) in the amount of \$308,951.77.

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

**MOTION CARRIED UNANIMOUSLY**

11. Motion to approve Payroll Payables DKT231641-DKT231657 in the amount of \$48,682.36, PRCLAIM0001093 in the amount of \$23,395.48, PRCLAIM0001094 in the amount of \$30,074.05 and PRCLAIM000195 in the amount of \$3,048.79.

Motion made by Ward 1 Finley, Seconded by Ward 3 Cumberland to approve Payroll Payables DKT231641-DKT231657 in the amount of \$48,682.36, PRCLAIM0001093 in the amount of \$23,395.48, PRCLAIM0001094 in the amount of \$30,074.05 and PRCLAIM000195 in the amount of \$3,048.79.

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

**MOTION CARRIED UNANIMOUSLY**

**Department Reports**

Motion made by Ward 1 Finley, Seconded by Councilmember-At-Large Maher to approve the following Department Reports:

- a. Police  
Court  
Code Enforcement  
Building
- b. March 2024 Financials

Voting Yea: Mayor Depreo, 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.**

Sally Garrett LeBourgeois - Drainage, Development, Property Values, Farmers Market and City-Wide Garage Sale.

Elizabeth Schmidt - Recognized the Mayor as the advocate for the National Organization of Rare Disorders that was passed.

Councilmember-At-Large Maher announced the Open Jam to be held Thursday, April 17, 2024 from 6-8 p.m. at the Gazebo.

Councilmember Clark and Mayor Depreo announced the Kid Fit to be held on Saturday, April 19, 2024 and the Farmers Market and Chalk Our Walk to be held on Sunday, April 20, 2024.

**Executive Session**

Motion made by Mayor Depreo, Seconded by Ward 3 Cumberland to enter closed session to determine the need for executive session.

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

**MOTION CARRIED UNANIMOUSLY**

Motion made by Mayor Depreo, Seconded by Ward 3 Cumberland to go into executive session pursuant to MS Code 25-41-7 4(a) Job Performance of the City Manager.

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

**MOTION CARRIED UNANIMOUSLY**

Motion was made by Mayor Depreo, Seconded by Ward 3 Cumberland to exit executive session.

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

**MOTION CARRIED UNANIMOUSLY**

Motion made by Mayor Depreo, Seconded by Ward 3 Cumberland to exit closed session.

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

**MOTION CARRIED UNANIMOUSLY**

City Attorney Cusick announced to the public that while in executive session no official action of record was taken.

**Adjourn/Recess.**

At 7:27 p.m. with no further business to come before the Council motion made by Ward 4 Clark, Seconded by Councilmember-At-Large Maher to adjourn.

Voting Yea: Mayor Depreo, 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