



## MINUTES

Mayor Depreo	At-Large
Councilmember Maher	Ward 1
Councilmember Finley	Ward 2
Councilmember Moran	Ward 3
Councilmember Sheppard	Ward 4
Councilmember Clark	

## REGULAR MEETING OF THE CITY COUNCIL

**Tuesday, October 19, 2021**

**6:00 PM CST**

Council Chambers, City Hall

### **Call to Order.**

Mayor Depreo called the meeting to order at 6:00 p.m.

Invocation - Councilmember Finley

Pledge of Allegiance

Roll Call

### **PRESENT**

Mayor Nancy Depreo

Councilmember-At-Large Gerard Maher

Ward 1 Shane Finley

Ward 2 Alan Moran

Ward 3 Ricky Sheppard – present via teleconference

Ward 4 Charles Clark

### **Confirm or Adjust Agenda Order**

Motion made by Ward 4 Clark, Seconded by Ward 1 Finley to confirm and approve the agenda order.

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

### **MOTION CARRIED UNANIMOUSLY**

### **Presentation Agenda.**

### **Council Comments.**

1. The next Regular Council Meeting will be held November 2, 2021 at 6:00 p.m. in Council Chambers at City Hall 5000 Diamondhead Circle.
2. Hancock County's Household Hazardous Waste Collection Event will be held Saturday, October 30, 2021 from 8:00 a.m. to 1:00 p.m. at the Hancock County Arena located at 4184 Kiln-Delisle Road.
3. The Diamondhead Festival and BBQ Competition will be held Saturday, November 13th from 10 am to 7 pm at Harbor Circle on the south side.

### **City Manager's Report.**

1. Hurricane Ida Debris – Ashbritt has completed the debris clean up from Hurricane Ida. We drove the city yesterday and confirmed all piles from all yards were removed. Going forward, residents will have to utilize the bulky waste services of Waste Management as part of their weekly garbage collection services for shrubbery and other trash. The public works staff will not be picking this up since we do not have proper equipment or staff for this type of garbage collection. Residents

can bring up to 10 cubic yards of trash to the King Landfill every month for free. Any contractor doing work for residents are required to remove all trash/shrubbery.

2. Festival and BBQ Competition – The festival is scheduled for Saturday, November 13. Anyone interested in being sponsor, vendor, or BBQ team, please visit our website for information. There will be a sponsor party on Friday night. There will also be a prayer service for veterans at 10am on the 13<sup>th</sup> before the festival opens for music, food, and drinks. All are invited to this free event.
3. Hazardous Waste Collection Event – The hazardous waste collect event is Saturday, Oct 30 from 8am to 1pm. This is a free event for residents to bring things like tires, electronics, TVs and computers, paint, and other hazardous waste. Volunteers are needed to assist if anyone is interested in helping.
4. Police Cars – There is a motion to approve the purchase of 2 police cars using the State contract pricing. This is part of the FY22 budget.
5. Police Tasers - There is a motion to approve the lease purchase of police tasers with Axon as a sole source purchase. This is a 5-year term and is part of the FY22 budget.
6. Engineering Firms – Our team has reviewed the RFQs for the engineering firms. We recommend hiring Ben Benvenutti with Covington Engineer as the city engineer and to hire 6 firms for our master service agreement and the same 6 firms to be pre-qualified for Federal projects. If the council approves, we will begin negotiation for the monthly retainer rate for the city engineer and the rates for the pre-qualified firms for Federal Projects. The rates for the master service agreement are already set in that agreement.
7. Transunion Risk and Alternative Data Solutions – There is a motion to approve the subscription for the police for a monthly rate of \$100. This was included in the FY22 budget. This will assist police with investigations.
8. E. Aloha Improvements - I am asking for authorization to bid phase I of the improvements for E. Aloha Drive. This includes roadway improvement from curb to curb. This will create parallel parking along the road with bulb outs for landscaping. Phase 2 will add 10 ft. sidewalks on both sides of the road, decorative streetlights, landscaping, and benches. The goal is to make this a walkable main street for our community to enjoy and it is focused on detailed the urban design to make it a great place to hang out. Orion Planning was instrumental in working with Chinichi Engineering to design this project. Orion is also working to create a new zoning code for this area.
9. Landscape Culverts – I am asking the council to put a moratorium on the installation of landscape culverts in the city. This is often used by residents to cover the ditches in their front or side yards, but it can create drainage problems since it limits the amount of flow that can be conveyed in a ditch. We would like to discontinue permitting this until the city engineer can help develop a policy for this in the city.
10. Subdivision Regulations – After discussion with Covington Engineering who wrote the city subdivision regulation, we are recommending that we amend the regulation to require developers to design for a 100-year storm event regarding storm water drainage and storage. This agenda item will allow the administration to begin this text amendment process.
11. City Hall Parking Lot Improvements – The contractor will be mobilizing this week to begin construction on the city hall parking lot to improve ADA parking. They will fence off their work

area. Residents are asked to park in the administrative parking lot for meetings during construction. We will unlock the hallway doors to make it easy for people to get into the building.

**12. MDOT Update on Exit 16 Improvements – Mayor Depreto to provide update.**

Public Comments on Agenda Items - None.

**Policy Agenda.**

**Minutes:**

**1. Motion to approve the October 5, 2021 Regular Meeting Minutes.**

Motion made by Ward 1 Finley, Seconded by Ward 3 Sheppard to approve the October 5, 2021 Regular Meeting Minutes.

Voting Yea: Mayor Depreto, Councilmember-At-Large Maher, Ward 1 Finley, Ward 3 Sheppard, Ward 4 Clark. Abstained – Ward 2 Moran.

**MOTION CARRIED**

**Resolutions:**

**2. 2021-338: Motion to adopt Resolution 2021-071 thereby abandoning the drainage/utility easement on each side of the common property line between Lots 33 and 34, Devil's Elbow Phase 1 common property line between Lots 33 and 34,, Devil's Elbow (Condon/Prudhomme).**

Motion made by Ward 4 Clark, Seconded by Ward 3 Sheppard to adopt Resolution 2021-071 thereby abandoning the drainage/utility easement on each side of the common property line between Lots 33 and 34, Devil's Elbow Phase 1 common property line between Lots 33 and 34,, Devil's Elbow (Condon/Prudhomme).

Voting Yea: Mayor Depreto, Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Moran, Ward 3 Sheppard, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

**Consent Agenda:**

Motion made by Ward 1 Finley, Seconded by Councilmember-At-Large Maher to approve the following agenda items by consent:

- 3. 2021-337: Motion to approve Payment Application No. 2 in the amount of \$153,571.69 to Warren Paving, Inc. for the Roadway Improvements Phase 3 project.**
- 4. 2021-339: Motion to approve Payment Application No. 5 in the amount of \$52,146.79 to ERS,Inc. for NRCS Grant Channel Stabilization at Diamondhead Drive East at Alkii Way Project.**
- 5. 2021-340: Motion to approve payments to Pickering Firm in the amount of \$1,556.50 Makiki Drive Culvert Replacement, \$6,130.00 for NRCS Grant Channel Stabilization Diamomdhead Dr. at Alkii Way, \$2,108.68 Hilo Street Culvert Replacement, \$1,024.50 Kolo Court Drainage and \$660.55 Lily Pond Dredging.**
- 6. 2021-341: Motion to approve payments to Digital Engineering in the amount of \$2,110.00 Roadway Improvements Phase 3 and in the amount of \$262.50 for GIS Maintenance.**
- 7. 2021-343: Motion to approve Budget Amendments 2022-01, 2022-02 and 2022-03.**

8. **2021-344:** Motion to approve the purchase of 2 Dodge Durangos for the Police Department through State Contract #8200059516 in the amount of \$30,699 each for a total purchase of \$61,398.
9. **2021-345:** Motion to enter into contract with Assumed Risk Band, LLC in the amount of \$1,000 for the Diamondhead Festival and BBQ Competition and further authorize the City Manager execute same.
10. **2021-347:** Motion to approve Lease Purchase Agreement with Axon as sole source purchase of tasers for the Police Department for a term of five (5) years with annual payments and authorizing the City Manager to execute the necessary documents all subject to legal counsel review and concurrence with contract.
11. **2021-348:** Motion to accept proposals and award Master Service Engineering Service Contracts, authorize City Manager to negotiate fees with selected Federal Program Engineering Firms and negotiate contract and retainer for City Engineer.
12. **2021-349:** Motion to approve subscription to Transunion Risk and Alternative Data Solutions, Inc. for the Police Department in the monthly amount of \$100.00.
13. **2021-350:** Motion to approve payments to Covington Civil & Environmental, LLC in the amount of \$37,500 for Stormwater Sub-Basin A Master Plan and \$14,355 for Turnberry Drainage Study Phase 2.
14. **2021-351:** Motion to approve payment to Machado-Patano in the amount of \$1,195 for developer plan/spec review services.
15. **2021-354:** Motion to authorize Master Service Agreement Work Assignment with Digital Engineering for Beau Vue II drainage study and project design.
16. **2021-355:** Motion to authorize for bids for East Aloha Improvements Phase 1, a Small Municipalities and Limited Population Grant Funded Project.

Voting Yea: Mayor Depreо, Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Moran, Ward 3 Sheppard, Ward 4 Clark

#### **MOTION CARRIED UNANIMOUSLY**

#### **Action Agenda.**

17. **2021-352:** Motion to place a moratorium on the use of landscape culverts in the City of Diamondhead effective immediately and until such time engineer review and new policy is created and approved by Council.

Motion made by Ward 1 Finley, Seconded by Councilmember-At-Large Maher to place a moratorium on the use of landscape culverts in the City of Diamondhead effective immediately and until such time engineer review and new policy is created and approved by Council.

Voting Yea: Mayor Depreо, Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Moran, Ward 3 Sheppard, Ward 4 Clark

#### **MOTION CARRIED UNANIMOUSLY**

**18. 2021-353:** Motion to authorize a public hearing before the Planning Commission to consider a text amendment to the Zoning Ordinance and Subdivision Regulations to design for a 100 year storm event regarding storm water drainage and storage.

Motion made by Ward 4 Clark, Seconded by Councilmember-At-Large Maher to authorize a public hearing before the Planning Commission to consider a text amendment to the Zoning Ordinance and Subdivision Regulations to design for a 100 year storm event regarding storm water drainage and storage.

Voting Yea: Mayor Depre, Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Moran, Ward 3 Sheppard, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

**Routine Agenda.**

**Claims Payable**

19. Motion to approve the Docket of Claims (DKT158913 -DKT158972) in the amount \$433,699.85.

Motion made by Ward 3 Sheppard, Seconded by Councilmember-At-Large Maher to approve the Docket of Claims (DKT158913 -DKT158972) in the amount \$433,699.85.

Voting Yea: Mayor Depre, Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Moran, Ward 3 Sheppard, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

20. Motion to approve Payroll Payables Claims APPKT01607, PRCLAIM099, PRCLAIM100 and PRCLAIM101 for the month of September 2021.

Motion made by Ward 1 Finley, Seconded by Ward 3 Sheppard to approve Payroll Payables Claims APPKT01607, PRCLAIM099, PRCLAIM100 and PRCLAIM101 for the month of September 2021.

Voting Yea: Mayor Depre, Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Moran, Ward 3 Sheppard, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

**Department Reports**

Motion made by Ward 4 Clark, Seconded by Ward 1 Finley to accept Department Reports and Financial Reports for the month of September 2021.

- a. Police Department
- Code Enforcement
- Building Department
- Privilege License

- b. Finance Report September 2021

Voting Yea: Mayor Depre, Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Moran, Ward 3 Sheppard, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

**Public Comments on Non-Agenda Item – None.**

**Adjourn/Recess.**

At 6:46 p.m. and with no further business to come before the Council, Motion made by Ward 4 Clark, Seconded by Ward 2 Moran to adjourn.

Voting Yea: Mayor Depreο, Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Moran, Ward 3 Sheppard, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

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Nancy Depreο  
Mayor

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Jeannie Klein  
City Clerk