



MINUTES
REGULAR MEETING OF THE CITY COUNCIL
Tuesday, January 02, 2024
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 Anna Liese

Ward 3 John Cumberland

Confirm or Adjust Agenda Order

Motion made by Ward 1 Finley, Seconded by Ward 2 Liese to confirm agenda.

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

MOTION CARRIED UNANIMOUSLY

Presentation Agenda.

- a. The next Regular Meeting of the City Council will be held January 16, 2024 at 6:00 p.m. in Council Chambers located at City Hall.

City Manager's Report.

CITY MANAGER REPORT

January 02, 2024

1. Park Ten Road –The contract is for 270 Calendar Days with an end date of June 1st. Currently on schedule. The contractor is currently installing the drainage pipes and electrical conduit from the bowling alley to the treatment plant.
2. Noma Drive Restoration – No work has been done on this project as the contractor is waiting on Phase 1 to make connection to multimodal path. The contract is for 150 Calendar Days with an end date of February 7th. A change order will be issued to extend the contract time.
3. Beaux Vue 2 – Bid has been awarded, currently waiting on contractor bonds and paperwork.

4. Bond Paving Diamondhead Drive – The contract is for 150 Calendar Days with an end date of March 6th. Striping sub-contractor will restart on the first of next week. The city will review all signage to assist drivers regarding the changes.
 5. Montjoy Creek – Due to the footprint of the project having changed, it will have to be sent out on notice again. DMR plans to send the notice out after the holidays. The project was scheduled to be bid out in February but is on hold until the notice period is complete.
 6. Noma Drive Phase 1b – This project is on the agenda for permission to advertise. The project is to build the parking area, rebuild the boat ramp, and build the kayak launch and first section of the boardwalk.
 7. Kaleki Way – The engineering firm is updating the plans and will finalize the drawing by Thursday.
 8. Bayou Drive – Project is out for bid. The engineering firm completed the design.
 9. DH Lakes Road – Elliott Homes' engineers have been provided with the remarks made by the city engineer on the plans received for the road repair. EH will proceed for the end of January resurfacing based off the current plan.
 10. Gex Drive Lighting – The engineers have determined the scope of work for the electrical replacement on the landscape and street lighting with the assistance of an electrical contractor. The irrigation replacement design is going to be outsourced to a local landscape design firm. The city will procure the street lighting directly to ensure consistency with the lighting being used in the Commercial District. Covington is proceeding with the topographic survey under their On-Call Survey Services and will perform the survey this week. I will put a work authorization at the next Council meeting for the additional engineer design work.
 11. Noma Drive Boardwalk – Engineer is working on the drawing. Working with landowners to acquire easements.
12. ARPA/GOMESA Projects – The following projects have been assigned to an engineering firm and are currently in the design phase.
- | | |
|--|---|
| a. Coon Branch – Chiniche | b. Koloa Steet @ Ala Moana – Chiniche |
| c. Lots 7 & 8 – Chiniche | d. Kolo Court – Covington |
| e. Turnberry – Covington | f. Ahuli Place – Covington |
| g. Kome Drive – Covington | h. Kalae Street – Covington |
| i. Hilo Way – West – MP Design | j. Hilo Way to Hapuna Place – MP Design |
| k. Hilo Way at Koko Street – MP Design | l. Aukai Place/DH Dr East – MP Design |
| m. DH Drive East/Kalani – Covington | n. Veterans/Substation – Covington |
| o. Fairway Drive – Covington | p. Anahola Place – Covington |

13. Detention Ponds – **No change on this project.** I have met with the POA regarding the four ponds on the golf courses identified for dredging to allow for greater stormwater detention. The POA was receptive to the plans provided by the engineer. This project will be scheduled for the first of next year.
14. Canal Dredging – **No change on this project.** The city has received the permit from USACE to allow for the canal dredging on the south side. The required workplan was generated by Covington Civil and submitted to MDEQ for their review in late August. MDEQ will in turn submit it to the RESTORE Council for final approval.
15. Noma Drive Walking Trail – **No change on this project.** The work assignment for the engineer is on this agenda for approval. This portion will be the planning phase using Tidelands funds. The city has applied for additional funding for this project with the MS Outdoor Stewardship Grant. This project will create a walking path from Noma Drive to Montjoy Creek.
16. Dog Park – **No change on this project.** The parcel is currently being surveyed to verify a few minor points. The road right of way is being evaluated to determine if it has been dedicated and accepted by the city. The city has started the re-subdivision process. This will be a several month process that will go through P&Z and Council for approval.

Email Request Received

1. Muffler Shop – AJ met with the resident. He was told to clean up the property. He is not running a business from the hanger. Residents have removed the RV from the property and are in the process of removal all cars from in front of the house. Code enforcement will continue to monitor the site.
2. 10418 Malahini Place – Water behind home after kayak launch was completed. I am still waiting on DMR to schedule an onsite visit.
3. Burger King – One way sign has been installed on Gex Drive.
4. 85567 DH Drive West – Resident addressed the council about the ditch behind her home. I visited the site and spoke with the resident. Public Works will clean ditch out. This area drains into the Turnberry project.
5. Diamondhead Lakes Blvd – Resident addressed the council about the road. I spoke with Brandon Elliott. He is working with his engineers and the city engineer. Currently has scheduled later part of January as a start date.
6. Gex Drive Lighting – Covington Engineering is working on this project.
7. Bayou Drive Paving – Councilmember asked about when this road will be paved. I am waiting on the recommendation from SMPDD to determine which roads will be a part of our next paving project.
8. DH Drive Paving – Councilmember has asked about the fire department, AMR, and CES about the new striping. All have responded that the new striping will not affect their response times, or trash pickup.
9. Tax Parcel 132A-2-03-026.007 – Councilmember inquired if anyone pulled a permit to build on this property. At this time, no permit has been requested.

10. Open house/For sale signs – Resident asked about Open House or For Sale signs being out on days other than those allowed, Friday afternoon until Sunday evening. I have asked code enforcement to contact any person/company with a sign out during the week to remove it.

11. Dog Park – Councilmember asked about the history of the dog park and the funds received. In 2021 the city received a \$75,000 Tidelands grant, a \$37,500 Heritage Grant & a \$37,500 Heritage Tidelands Match Grant for a fishing pier and walking trail. In 2023, the city received an additional \$75,000 Tidelands grant for the fishing pier, walking trail and the dog park. The city received two grants for the dog park, \$10,000—Jack & Gertrude Wilson Animal Welfare Fund, and \$10,000—Coast Electric Roundup Fund. Donations from citizens currently total \$9,776.00, and Dog Park Day fundraisers total \$8,449.00. The Coast Electric Roundup Fund grant was returned in 2023. The revenue received for the three dog park days are as follows:

Dog Park Day #1	\$214.00
Dog Park Day #2	\$6,785.00
Dog Park Day #3	\$550.00

The city has budgeted/expended \$11,000 for the three dog park day events.

This project is still very much active as per the update, the city is working with Hancock County to acquire property/lease for the site. All monies received are being held in the city funds and are budgeted each year for the project.

Public Comments on Agenda Items.

Harry Cagle - Road Striping, Drainage, For Sale Signs

Sandra Gray - Dog Park, Zoning

Don Duff - Zoning

Policy Agenda.

Minutes:

1. Motion to approve the December 19, 2023 Regular Meeting Minutes.

Motion made by Ward 2 Liese, Seconded by Ward 1 Finley to approve the December 19, 2023 Regular Meeting Minutes.

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

MOTION CARRIED UNANIMOUSLY

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)

NO ACTION TAKEN

Resolutions:

4. **2024-008:** Motion to adopt Resolution **2024-001** authorizing the Mayor to execute Renewed Interlocal Cooperation Agreement for Shared Services Between Hancock County, Mississippi the Cities of Bay Saint Louis, Waveland and Diamondhead for the Years 2024-2027.

Motion made by Ward 2 Liese, Seconded by Councilmember-At-Large Maher to adopt Resolution **2024-001** authorizing the Mayor to execute Renewed Interlocal Cooperation Agreement for Shared Services Between Hancock County, Mississippi the Cities of Bay Saint Louis, Waveland and Diamondhead for the Years 2024-2027.

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

MOTION CARRIED UNANIMOUSLY

Consent Agenda:

Motion made by Mayor Depreo, Seconded by Councilmember-At-Large Maher to approve the following consent-

5. **2024-001:** Motion to advertise for bids for Noma Drive Waterfront Improvements Phase 1 Boat Launch, Parking & Comfort Station.
6. **2024-002:** Motion to authorize disposal by sale to SA Recycling scrap metal located at the Public Works. Scrap metals consisting of rebar, salvage street signs/post, inoperable streetlights, and various damaged/broken equipment parts.
7. **2024-003:** Motion to approve agreement with ES&S in the amount of \$5,222.00 for election technician support, Electionware ballot coding & support and pollbook coding & support for the Ward 4 Special Election to be held January 30, 2024.
8. **2024-004:** Motion to approve Change Order No. 1 to the contract with Bottom 2 Top Construction, LLC in the net amount of -\$37,425.75 for a total contract amount of \$4,135,761.56 for Commercial District Transformation Project Phase 1.
9. **2024-007:** Motion to approve to enter into agreement with South Mississippi Planning and Development District for Economic Development Support and Grant Procurement and Administration for FY24 in an amount not to exceed \$10,000.
10. **2024-009:** Motion to Authorize City Manager to obtain an appraisal for a portion of the "Subway Property" for potential acquisition of public right-of-way.

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

MOTION CARRIED UNANIMOUSLY

Action Agenda.

- 11. 2024-005:** Motion to discuss the City of Diamondhead Zoning Ordinance Review and Comment Draft 8.22.23 (Cumberland)

Motion made by Ward 3 Cumberland, Seconded by Ward 1 Finley to discuss the City of Diamondhead Zoning Ordinance Review and Comment Draft 8.22.23.

NO ACTION TAKEN

- 12. 2024-006:** Motion for discussion and possible action regarding an email allegedly sent by Mayor Nancy Depreo to the City Manager, Jon McCraw on Wednesday, November 15, 2023 3:34 PM, Subject: Kaleki Draniage Improvements.

Motion made by Ward 3 Cumberland, Seconded by Ward 1 Finley for discussion and possible action regarding an email allegedly sent by Mayor Nancy Depreo to the City Manager, Jon McCraw on Wednesday, November 15, 2023 3:34 PM, Subject: Kaleki Draniage Improvements.

Motion made by Ward 2 Liese, Seconded by Ward 3 Cumberland for the Council to have an investigation by AGJ into the matter of email allegedly sent by Mayor Nancy Depreo to the City Manager, Jon McCraw on Wednesday, November 15, 2023 3:34 PM, Subject: Kaleki Drainage Improvements.

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

MOTION CARRIED

- 13. 2024-010:** Motion to have Planning and Zoning Commission, look into amending DH Zoning regulations so that no building anywhere can be taller than 3 stories by right. Any building above that must be conditional and sent before the planning and Zoning and/or council.

Motion made by Councilmember-At-Large Maher, Seconded by Ward 1 Finley for discussion to have Planning and Zoning Commission, look into amending DH Zoning regulations so that no building anywhere can be taller than 3 stories by right. Any building above that must be conditional and sent before the planning and Zoning and/or council.

NO ACTION TAKEN

Routine Agenda.

Claims Payable

14. Motion to approve Docket of Claims (DKT231349- DKT231371) in the amount of \$72,156.25.

Motion made by Ward 1 Finley, Seconded by Councilmember-At-Large Maher to approve Docket of Claims (DKT231349- DKT231371) in the amount of \$72,156.25.

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

Voting Nay: Mayor Depreo

MOTION CARRIED

Public Comments on Non-Agenda Items-None

Adjourn/Recess.

At 7:25 p.m. with no further business to come before the council, motion made by Ward 3 Cumberland, Seconded by Councilmember-At-Large Maher.

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

MOTION CARRIED UNANIMOUSLY

Nancy Depreo
Mayor

Jeannie Klein
City Clerk