



	Mayor Schafer IV	
Councilmember L'Ecuyer		At-Large
Councilmember Depreo		Ward 1
Councilmember Moran		Ward 2
Councilmember Morgan		Ward 3
Vacant		Ward 4

MINUTES
REGULAR COUNCIL MEETING
Tuesday, February 04, 2020
6:00 PM CST
Council Chambers, City Hall

Call to Order.

Invocation - Councilmember Depreo

Pledge of Allegiance

Roll Call

Present: Ward 1 Depreo, Ward 2 Moran, Councilmember-At-Large L'Ecuyer, Mayor Schafer and Councilmember Morgan Ward present via teleconference. Vacant: Ward 4.

Confirm or Adjust Agenda Order

Amend to agenda as follows:

1. Amend the Docket of Claims Claim DKT156818 from \$1,423.00 to \$1,380.00 resulting in an amended total Docket of Claims in the amount of \$159,495.27.
2. Add Consent Agenda Item 2020-040 Motion to approve the Preliminary Engineering Contract with Digital Engineering in the amount of \$74,747.20 for the Feasibility Study for Proposed Roadways (MDOT Project STP-0045-00(31)LPA 107928/711000) and further to authorize the City Manager to execute same upon contract concurrence by MDOT.

Motion made by Ward 1 Depreo, Seconded by Councilmember-At-Large L'Ecuyer.

Voting Yea: Ward 1 Depreo, Ward 2 Moran, Ward 3 Morgan, Councilmember-At-Large L'Ecuyer, Mayor Schafer, IV

MOTION CARRIED UNANIMOUSLY

Presentation Agenda.

Council Comments.

1. The next Regular Scheduled Council will be held Tuesday, February 18, 2020 in the Council Chambers located at 5000 Diamondhead Circle.
2. City Hall will be closed Monday, February 17, 2020 for President's Day and Tuesday, February 25, 2020 for the Mardi Gras Holiday.
3. Ronald Jones- Building Department Update
4. Ronald Jones, Building Official - Slab Removal Process Update

City Manager's Report.

Jason Chiniche provided updates regarding the Devil's Elbow Restoration and East Aloha Widening Projects.

1. Special Election – A special election will be held on March 3 to fill the vacancy for the council member from Ward 4. If you have any questions about this election or you are considering running for office, please contact Mrs. Jeannie Klein, our city clerk.
2. Street Paving Project – Street paving project is moving along nicely. This is a 90-day project to pave 7.5 miles of roads in the city. Please remember to drive safely when workers are in your area. On the agenda tonight, I am requesting authorization to advertise to bid a second round of street paving on 3.5 miles of roads. We budgeted \$1.4 million, and our first round is costing about \$900K. So, we have funding in the planned budget to pave more streets. We are focused on the street in the worst condition in the city.
3. TransUnion Agreement – I am asking council for authorization to approve a subscription with TransUnion for \$50 a month. This is being done in effort to gather certain information required by the State Department of Revenue for use in the new debt collection setoff program.
4. Real Estate Purchase – I am asking for authorization to execute a contract to purchase real property for use as a right of way to extend Leisure Time Lane. This contract sets the purchase price at \$9,961, which is the higher of two appraisals for fair market value. We have already executed another contract for a different parcel, which the city is purchasing tomorrow. The docket of claims on the agenda tonight include the \$1,000 earnest money for the new parcel as well as the purchase price and closing cost for the Haas property the city is buying tomorrow.
5. STEAM Program for Adults and Kids – The city of Diamondhead is partnering with Infinity Science Center to create a STEAM program for adults and kids in Diamondhead. We have planned events for March, April and May. This will include a monthly adult lecture series as well as a kids STEM program. We have already received 6 corporate sponsors to fund this program.
6. Recycling Dumpster – We have now had the recycling dumpster for 2 weeks. We knew it would fill up quickly once it was delivered, and it did. We pulled it in less than a week. Now we pulled a second time in less than a week again. We are planning for 2 pulls a week to avoid having any trash put on the sides when it is full. We are receiving complaints from residents, especially one that lives across Diamondhead Drive North, about this location. They do not like looking at it, and she feels like it may smell during the summer. Unfortunately, the city does not own lots of real estate, and we are limited to a location. Previously the city put this dumpster behind city hall, but this was used as an illegal dumping site since it was out of sight. I am told that there was trash everywhere. So, we are trying to put it near the police station to help avoid illegal dumping. We are still trying to work out the appropriate pull dates with Waste Management based on our usage. I have also requested signs to help educate residents about what is actually recyclable goods and what is not. This location is not ideal, but if we want recycling in Diamondhead, this is our only option at this point. Waste Management has ordered 2 more dumpsters, so that when they pull a full dumpster, they will immediately drop an empty dumpster. But at present time, they do not have a spare, so our dumpster is actually removed to be dumped. I would also like to encourage residents to not drop recycling in the parking lot if the dumpster is not there. This constitutes littering. Please help us keep our city clean.

Public Comments on Agenda Items. None.

Policy Agenda.

Minutes:

- a. Approve January 21, 2020 Regular Meeting Minutes
- Approve January 21, 2020 Regular Meeting Minutes

Motion made by Ward 1 Depreo, Seconded by Councilmember-At-Large L'Ecuyer.
 Voting Yea: Ward 1 Depreo, Ward 2 Moran, Ward 3 Morgan, Councilmember-At-Large L'Ecuyer
 Voting Nay: Mayor Schafer, IV

MOTION CARRIED

Consent Agenda:

Motion made by Ward 1 Depreo, Seconded by Ward 3 Morgan to approve the following items by consent:

- a. **2020-027** Motion to approve subscription to TransUnion in the amount of \$50.00 per month and one time \$60 on-site verification fee.
- b. **2020-028** Motion to authorize the City Manager to execute the Contract for Sale and Purchase of Real Estate with Baron Foreman for a part of Parcel 132H-1-03-003.017 for a right-of-way for Leisure Time in the amount of \$9,961.00 and further to authorize payment in the \$1,000 for Earnest Money for the sale.
- c. **2020-029** Motion to approve Work Assignment under the Master Engineering Services Agreement with Digital Engineering in the amount of \$62,440 for professional services relating Roadway Improvements (Paving) Phase 2.
- d. **2020-034** Motion to approve to advertise for bids for Roadway Improvements (Paving) Phase 2.
- e. **2020-030** Motion to approve payment to James J. Chiniche in the amount of \$3,462.50 for professional services relating to East Aloha Improvements Phase 1.
- f. **2020-031** Motion to approve payment in the amount of \$686.14 to James J. Chiniche for professional services relating to the East Aloha Widening Project.
- g. **2020-032** Motion to approve payment to James J. Chiniche in the amount of \$3,380.00 for professional services relating to Devil's Elbow Restoration.
- h. **2020-033** Motion to authorize the City Manager to execute the contract with Moran Hauling, Inc. and issue the Notice to Proceed effective February 10, 2020 for the East Aloha Widening Project.
- i. **2020-036** Motion to accept Substantial Completion of the Devil's Elbow Dredging Project as of January 29, 2020.
- j. **2020-037** Motion to approve Payment #3 in the amount of \$43,201.36 to JE Borries, Inc. for the Devil's Elbow Dredging Project.

- k. **2020-039** Motion to authorize travel and related expenses for the Mayor, Council (TBD) and City Manager to attend the 2020 MML Summer Conference to be held June 20 - July 1, 2020 in Biloxi.
- l. **2020-040** Motion to approve the Preliminary Engineering Contract with Digital Engineering in the amount of \$74,747.20 for the Feasibility Study for Proposed Roadways (MDOT Project STP-0045-00(31)LPA 107928/711000) and further to authorize the City Manager to execute same upon contract concurrence by MDOT.

Voting Yea: Ward 1 Depreo, Ward 2 Moran, Ward 3 Morgan, Councilmember-At-Large L'Ecuyer, Mayor Schafer, IV

MOTION CARRIED UNANIMOUSLY

Action Agenda.

- a. **2020-011:** Motion to adopt policy regarding installation/removal of speed bumps.

Mayor Schafer called for a motion.

MOTION DIED FOR LACK OF ACTION

- b. **2020-035** Motion to allow the construction of a patio cover over an existing deck within 11' of the rear property line on parcel 068J-1-41-398.000. Case file number 201900510; 84593 DH DR North
 Motion to allow the construction of a patio cover over an existing deck within 11' of the rear property line on parcel 068J-1-41-398.000. Case file number 201900510; 84593 DH DR North

Motion made by Ward 1 Depreo, Seconded by Councilmember-At-Large L'Ecuyer.

Voting Yea: Ward 1 Depreo, Ward 2 Moran, Ward 3 Morgan, Councilmember-At-Large L'Ecuyer, Mayor Schafer, IV

MOTION CARRIED UNANIMOUSLY

Routine Agenda.

- a. Motion to approve the Docket of Claims (Claims DKT156811- DKT156842) in the amount of \$159,495.27.

Motion to approve the amended Docket of Claims Claim DKT156818 from \$1,423.00 to \$1,380.00 resulting in an amended total Docket of Claims in the amount of \$159,495.27.

Motion made by Ward 1 Depreo, Seconded by Councilmember-At-Large L'Ecuyer.

Voting Yea: Ward 1 Depreo, Ward 2 Moran, Ward 3 Morgan, Councilmember-At-Large L'Ecuyer, Mayor Schafer, IV

MOTION CARRIED UNANIMOUSLY

Public Comments on Non-Agenda Items:

Faith Viste- Opposed to recycle dumpster location. Requested the dumpster be relocated.

Enter Closed Session

Enter closed session to determine the necessity for executive session.

Motion made by Ward 1 Depreo, Seconded by Councilmember-At-Large L'Ecuyer. Voting Yea: Ward 1 Depreo, Ward 2 Moran, Ward 3 Morgan, Councilmember-At-Large L'Ecuyer, Mayor Schafer, IV

MOTION CARRIED UNANIMOUSLY

Teleconference was discontinued with Councilmember Morgan.

Enter Executive Session

Councilmember Morgan rejoined the meeting in closed session via teleconference.

Motion made by Ward 1 Depreo, Seconded by Councilmember-At-Large L'Ecuyer.

Voting Yea: Ward 1 Depreo, Ward 2 Moran, Ward 3 Morgan, Councilmember-At-Large L'Ecuyer, Mayor Schafer, IV

MOTION CARRIED UNANIMOUSLY

City Manager Reso announced to the public that the Council voted to enter into executive session to discuss several matters of litigation.

Exit Executive Session

Motion made by Ward 1 Depreo, Seconded by Councilmember-At-Large L'Ecuyer.

Voting Yea: Ward 1 Depreo, Ward 2 Moran, Ward 3 Morgan, Councilmember-At-Large L'Ecuyer, Mayor Schafer, IV

MOTION CARRIED UNANIMOUSLY

Exit Closed Session

Motion made by Ward 1 Depreo, Seconded by Ward 3 Morgan.

Voting Yea: Ward 1 Depreo, Ward 2 Moran, Ward 3 Morgan, Councilmember-At-Large L'Ecuyer, Mayor Schafer, IV

MOTION CARRIED UNANIMOUSLY

City Attorney Cusick announced that while in executive session matters for discussion were Marthouse Litigation, Longanecker Litigation, Mississippi Sound Coalition vs. US Army Corps of Engineers and Ethics Complaint filed with MS Ethics Commission by Peggy Dutton. No official action was taken.

Adjourn/Recess.

At 6:45 p.m. and with no further matters to come before the Council, motion made by Ward 1 Depreo, Seconded by Ward 2 Moran, to adjourn.

Voting Yea: Ward 1 Depreo, Ward 2 Moran, Ward 3 Morgan, Councilmember-At-Large L'Ecuyer, Mayor Schafer, IV

MOTION CARRIED UNANIMOUSLY

Thomas E. Schafer, IV
Mayor

Jeannie Klein
City Clerk

DRAFT