



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

**MINUTES**  
**REGULAR MEETING OF THE CITY COUNCIL**  
**Tuesday, September 07, 2021**  
**6:00 PM CST**  
Council Chambers, City Hall

**Call to Order.**

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

Invocation - Councilmember Sheppard.

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

Ward 4 Charles Clark

Confirm or Adjust Agenda Order

Motion made by Ward 2 Moran, Seconded by Ward 3 Sheppard 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 Meeting City Council Meeting will be held at 6:00 p.m. on September 21, 2021 in Council Chambers at City Hall located at 5000 Diamondhead Circle.
2. The 2nd Annual Paddle Paradise Event is scheduled for Saturday, September 25, 2021 at the kayak launch at the marina.
3. Recognition of Diamondhead Boy Scout Troop 210 and Life Scout Thomas Konkel for his Eagle Scout Project that included park benches built and donated to the City and placed in the temporary dog park. Konkel addressed the Council regarding his project and expressed his appreciation for the project opportunity.
4. Recognition of Captain AJ Gambino and Diamondhead Police for efforts to direct traffic due to influx of visitors at businesses after Hurricane Ida.
5. Donations made by our residents have been delivered to Slidell, LA in the wake of Hurricane Ida.

## City Manager's Report.

1. Paddle Paradise – This event is scheduled for Saturday, September 25 at the Diamondhead Marina. Early registration is available online on the City's website under this event page, and sponsorship opportunities are available for businesses wishing to put their logo on the back of the t-shirt. The Deadline for sponsorships is Friday. All are invited to participate in this free event.
2. Hurricane Ida Police and Traffic Control – I want to thank our police officers who were all working double shifts from last Saturday until Friday on traffic control at our exit and gas stations. Our neighbors to the west were coming to MS to get gas and food in their time of need. This resulted in major traffic congestion at our exit. The police did a great job to control this while working many hours on their feet in the extreme heat. I would also like to thank the many residents and businesses who provided meals to the officers during this time.
3. Hurricane Ida Debris – The city has started working to develop a plan to pick up hurricane debris. Residents are asked to put their debris on the side of the road in the city right of way. It is required to separate the debris into two piles. One is only for vegetation, and the other is C&D or everything else. There is a drastic cost difference in bringing these types of debris to the dump. In order to save money, it is required to separate this debris. We will be working as quickly as possible to remove the debris from the sides of the road.
4. Budget and Millage Rate – The final step in approving the budget and millage rate for the city is on the agenda tonight. The council had several workshop meetings and a public hearing on the budget. There is no increase in millage rate for FY22.
5. Mayor's Salary – The mayor has requested to reduce her salary by \$4,800 and re-allocate those funds to several non-profit organizations. This was done last year, and it is part of the FY22 budget.
6. Temporary campers on Private Property – There is a motion on the agenda to allow the placement of campers on the driveways of homes from now until October 24. This is done as a way for our residents to be able to help their family members who are impacted in Louisiana by the hurricane. The property owner must apply for a permit with the building department, and the camper can only be placed on the driveway. All regulations of the DWSD must be followed. We have contacted the POA to inform them of this action by the council.
7. GOMESA MOU – MS DMR has sent the City of Diamondhead a Memorandum of Understanding for the GOMESA grant awarded to the city in the last legislation session for \$495K. This project includes the retention pond south of Diamondhead Drive East and a living shoreline along the north side of Bay St. Louis to improve water quality. This MOU is the next step to get this project activated with DMR.
8. Physical Expense Reimbursement for Employee – I am asking the council to authorize the reimbursement of \$100 to Leo Marino for the cost of his annual physical for his CDL. The city handbook does provide for this reimbursement, but it requires the employee contact HR to have us schedule the appointment. Since that was not done, I am seeking council approval to reimburse the employee.
9. Donation of Park Benches – There is a motion to accept the donation of 10 park benches from the local Boy Scout troop as part of their Eagle Scout Project. These benches have been placed at the dog park.
10. Copier Contract – our current contract for leasing copiers is expiring. The finance office staff received several quotes, and we are recommending a new 48-month lease with Gulf Copy Systems to provide all copiers to the city for \$475 per month under state contract pricing.
11. Donation of Pest Control Services – Philip's Pest control would like to continue to donate their services for pest control services to the city. This has been done for several years.

12. Text Amendment for Subdivision Regulations – As part of the new comprehensive plan, it was recommended that we celebrate the Hawaiian theme in our city. With that, it is recommended that we amend the subdivision regulations to require developers to use Hawaiian names for streets. The motion on the agenda tonight will instruct the administration to begin that process of a text amendment to the subdivision regulations.
13. Kolo Drainage Project – I have received the report and recommendation from our engineer on the Kolo Ct drainage project. This is the area that the sewerage line is exposed. I have received the new work assignment for this project to have the engineer design and bid the project. However, we need to wait until the new fiscal year to be able to sign this agreement since we do not have it budgeted this year. It is ready to be on the first meeting in October. We have received an emergency quote from DNA for about \$85K, which is in line with the recommendation of the engineer. We do have that available in this year’s budget and could complete this portion of the project now to protect the pipe if the council wants to move faster on this project.
14. Drainage Ditch on Kaluaopalea Place – As an update to the council, the city engineers have been given all of the additional information that has been provided to me by the residents on this street. I was advised that the residents’ engineer, Duke Levy, met with the builder and was given additional information. I was informed that Duke was gathering more information on his own before finalizing his report. He said, “his initial recommendation may change”, and he indicated that he would take about 2 weeks to complete this work. With the hurricane, our engineers and I have been focused on other matters related to the storm. Once I have a copy of Duke’s final report, I will get this to our city engineers to get a consensus on a final solution to everyone’s concerns. Rest assured we are working it. I have been in close contact with the city attorney throughout this process. He agrees with this course of action.

Public Comments on Agenda Items - None.

**Policy Agenda.**

**Minutes:**

1. Motion to approve the August 17, 2021 Regular Meeting Minutes.  
 Motion made by Ward 4 Clark, Seconded by Ward 1 Finley to approve the August 17, 2021 Regular Meeting Minutes.  
  
 Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Moran, Ward 3 Sheppard, Ward 4 Clark  
  
**MOTION CARRIED UNANIMOUSLY**
2. Motion to approve the August 28, 2021 Special Emergency Meeting Minutes  
 Motion made by Ward 2 Moran, Seconded by Councilmember-At-Large Maher to approve the August 28, 2021 Special Emergency Meeting Minutes.  
  
 Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Moran, Ward 3 Sheppard, Ward 4 Clark  
  
**MOTION CARRIED UNANIMOUSLY**

**Resolutions:**

3. **2021-271:** Motion to adopt Resolution 2021-058 thereby temporarily reducing the Mayor's salary from \$15,000 to \$10,200 for FY22 and reallocating remaining balance of \$4,800 to Diamondhead S. P. C .A., Hancock Human Resource Agency, Magdelene House and Hancock Resource in lump sum payments of \$1,200 each.

Motion made by Mayor Depreo, Seconded by Ward 1 Finley o adopt Resolution 2021-058 thereby temporarily reducing the Mayor's salary from \$15,000 to \$10,200 for FY22 and reallocating remaining balance of \$4,800 to Diamondhead S. P. C .A., Hancock Human Resource Agency, Magdelene House and Hancock Resource in lump sum payments of \$1,200 each.

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

**MOTION CARRIED UNANIMOUSLY**

4. **2021-272:** Motion to adopt Resolution 2021-059 thereby approving and adopting the FY2022 Budget as finally determined by the Mayor and City Council.

Motion made by Ward 3 Sheppard, Seconded by Councilmember-At-Large Maher to adopt Resolution 2021-059 thereby approving and adopting the FY2022 Budget as finally determined by the Mayor and City Council.

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

**MOTION CARRIED UNANIMOUSLY**

5. **2021-273:** Motion to adopt Resolution 2021-060 thereby setting the Tax Levy for FY2022 for the City of Diamondhead at the millage rate of 29.5 mills.

Motion made by Ward 3 Sheppard, Seconded by Councilmember-At-Large Maher to adopt Resolution 2021-060 thereby setting the Tax Levy for FY2022 for the City of Diamondhead at the millage rate of 29.5 mills.

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

**MOTION CARRIED UNANIMOUSLY**

6. **2021-286:** Motion to adopt Resolution 2021-061 thereby ratifying and allowing the temporary placement of camper trailers within the City of Diamondhead at private residences, establishing the rules and guidelines for administration of same effective September 1, 2021 and expiring 5:00 p.m. October 24, 2021.

Motion made by Councilmember-At-Large Maher, Seconded by Ward 3 Sheppard to adopt Resolution 2021-061 thereby ratifying and allowing the temporary placement of camper trailers within the City of Diamondhead at private residences, establishing the rules and guidelines for administration of same effective September 1, 2021 and expiring 5:00 p.m. October 24, 2021.

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

**MOTION CARRIED UNANIMOUSLY**

7. **2021-291:** Motion to adopt Resolution 2021-062 to approve a text amendment in accordance with the Zoning Ordinance Article 2.8 (Amendment Rezoning Procedure). The proposed text amendment is to

increase the side yard setback from 8 feet to 10 feet in an R-2 zoning district. The proposed changes will be in Article 4.6.E.ii, which states, "Side yards: 8 feet, except that on a corner lot the side yard abutting a street right-of-way shall be the same as the required front yard." to "Side yards: 10 feet, except that on a corner lot the side yard abutting a street right-of-way shall be the same as the required front yard." The Case File Number is 202100263.

Motion made by Ward 1 Finley, Seconded by Ward 3 Sheppard to approve a text amendment in accordance with the Zoning Ordinance Article 2.8 (Amendment Rezoning Procedure). The proposed text amendment is to increase the side yard setback from 8 feet to 10 feet in an R-2 zoning district. The proposed changes will be in Article 4.6.E.ii, which states, "Side yards: 8 feet, except that on a corner lot the side yard abutting a street right-of-way shall be the same as the required front yard." to "Side yards: 10 feet, except that on a corner lot the side yard abutting a street right-of-way shall be the same as the required front yard." This amendment does not apply to lots which a building permit or to subdivisions which have already received Sketch Plat approval from the City Council prior to the effective date of the amendment. The Case File Number is 202100263.

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

**MOTION CARRIED UNANIMOUSLY**

- 8. **2021-292:** Motion to adopt Resolution 2021-063 thereby abandoning a 5' drainage/utility easement on each side of the common property line between lots 11 and 12, Diamondhead Phase 2, Unit 6, Block 9. The street address is 9418 Kamehameha Place and parcel numbers are 167E-1-26-157.000 and 167E-1-26-158.000. (Munster)

Motion made by Ward 4 Clark, Seconded by Councilmember-At-Large Maher to adopt Resolution 2021-063 thereby abandoning a 5' drainage/utility easement on each side of the common property line between lots 11 and 12, Diamondhead Phase 2, Unit 6, Block 9. The street address is 9418 Kamehameha Place and parcel numbers are 167E-1-26-157.000 and 167E-1-26-158.000. (Munster)

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

**MOTION CARRIED UNANIMOUSLY**

- 9. **2021-293:** Motion to adopt Resolution 2021-064 thereby abandoning a 5' drainage/utility easement on each side of the common property line between lots 78 and 79, Glen Eagle Phase 1. The street address is 7509 Crooked Stick Drive and the parcel numbers are 067P-0-35-038.000 and 067P-0-35-039.000. (Landmark Contractors, LLC)

Motion made by Ward 3 Sheppard, Seconded by Ward 1 Finley to adopt Resolution 2021-064 thereby abandoning a 5' drainage/utility easement on each side of the common property line between lots 78 and 79, Glen Eagle Phase 1. The street address is 7509 Crooked Stick Drive and the parcel numbers are 067P-0-35-038.000 and 067P-0-35-039.000. (Landmark Contractors, LLC)

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

**MOTION CARRIED UNANIMOUSLY**

- 10. **2021-294:** Motion to adopt Resolution 2021-065 thereby abandoning a 5' drainage/utility easement on each side of the common property line between lots 117 and 118, Diamondhead Phase 2, Unit 5, Block

9. The street address 691 Apona Street and the parcel numbers are 131A-0-01-037.000 and 131A-0-01-038.000. (Marks)

Motion made by Ward 3 Sheppard, Seconded by Councilmember-At-Large Maher to adopt Resolution 2021-065 thereby abandoning a 5' drainage/utility easement on each side of the common property line between lots 117 and 118, Diamondhead Phase 2, Unit 5, Block 9. The street address 691 Apona Street and the parcel numbers are 131A-0-01-037.000 and 131A-0-01-038.000. (Marks)

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

**MOTION CARRIED UNANIMOUSLY**

- 11. **2021-295:** Motion to adopt Resolution 2021-066 thereby abandoning a 5' utility/drainage easement on each side of the common property line between lots 29 and 30, Diamondhead Phase 2, Unit 11, block 5. The street address is 84141 Lola Drive and the parcel number is 067J-1-41-181.000. (Elliot Homes)

Motion made by Ward 1 Finley, Seconded by Ward 4 Clark to adopt Resolution 2021-066 thereby abandoning a 5' utility/drainage easement on each side of the common property line between lots 29 and 30, Diamondhead Phase 2, Unit 11, block 5. The street address is 84141 Lola Drive and the parcel number is 067J-1-41-181.000. (Elliot Homes)

Voting Yea: Mayor Depreo, 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 4 Clark, Seconded by Ward 3 Sheppard to approve the following agenda items by consent:

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

**MOTION CARRIED UNANIMOUSLY**

- 12. **2021-274:** Motion to approve the Memorandum of Understanding with Mississippi Department of Marine Resources for GOMESA funding allocation in the amount of \$495,000 for the Restoration of March Erosion Prevention (Basin "C" Watershed Hydrologic/Hydraulic Analysis) and authorize the City Manager to execute same.
- 13. **2021-275:** Motion to approve and authorize the interfund transfer of \$10,719.03 annually for FY21 and FY22 from General Fund to American Rescue & Recovery Act Fund (ARRA) for drainage improvements.
- 14. **2021-277:** Motion to amend the agreement for lobbying services with Point One Strategies, LLC (Trey Bobinger) to increase the annual compensation to \$48,000 effective October 1, 2021 to paid in equal monthly installments.
- 15. **2021-285:** Motion to approve payments to Chiniche Engineering & Surveying in the amount of \$1,995.29 for Montjoy Creek Improvements - Tidelands Project, in the amount of \$2,807.24 for Noma Drive-MDOT Project, and in the amount of \$10,655.35 for East Aloha Redesign.
- 16. **2021-287:** Motion to approve Payment No. 3 in the amount of \$79,052.21 to ERS, Inc. for the Channel Stabilization Project at Diamondhead Drive and Alkii Way.

17. **2021-288:** Motion to approve payments to Pickering Firm in the amount of \$9,978.50 for Makiki Dr. Culvert Replacement, in the amount of \$6,887.80 for Diamondhead Dr. East Retention Pond Dredging, in the amount of \$11,260.74 for Iona St. Culvert and 13,490.76 for Kolo Ct. Drainage.
18. **2021-289:** Motion to approve payment in the amount of \$25,865.49 to Eley Guild Hardy Architect for professional services relating to the City Hall renovation project for the Building Department.
19. **2021-290:** Motion to authorize reimbursement \$100 to Leo Marino, public works employee, for physical expenses related to Commercial Driver License renewal.
20. **2021-296:** Motion to approve payment to Covington Civil & Environmental, LLC in the amount of \$3,445 for Turnberry Drainage Study Phase II, in the amount of \$18,500 West Aloha Drive, Kalani Drive and Indian Hill Boulevard Boundary and Topographic Survey, and \$37,100 for Commercial District Transformation Project.
21. **2021-298:** Motion to accept the donation of 10 park benches for the dog park valued at \$125 for a total value of \$1,250 from Diamondhead Boy Scout Troop 210 as part of Life Scout Thomas Konkell's Eagle Scout Project.
22. **2021-299:** Motion to authorize the City Manager to enter in to a 48 month lease agreement with Gulf Copy Systems for four (4) copiers (City Hall, Police Department, Court Department and Public Works) for a total monthly fee of \$475.00 with maintenance agreements per the agreement all through State Contract Pricing No. 8200056253.

**Action Agenda.**

23. **2021-270:** Motion to accept the donation of pest and termite control services for City Hall for four (4) years terminating on June 30, 2025 from Philip's Pest Control at annual value of \$893.60.

At 6:44 p.m., Councilmember Moran was recused from the meeting proceedings and exited council chambers.

Motion made by Ward 4 Clark, Seconded by Councilmember-At-Large Maher to accept the donation of pest and termite control services for City Hall for four (4) years terminating on June 30, 2025 from Philip's Pest Control at annual value of \$893.60.

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

Recused: Ward 2 Moran

**MOTION CARRIED UNANIMOUSLY**

At 6:45 p.m., Councilmember Moran returned to council chambers and resumed in the meeting proceedings.

24. **2021-279:** Motion for discussion regarding text amendment to the Subdivision Regulations to require all new streets to be named consistent with the city's Hawaiian theme.

Motion made by Mayor Depreo, Seconded by Ward 3 Sheppard to direct the administration to proceed with the process to amend the subdivision regulations to include language that would require all new streets to be named consistent with the city's Hawaiian theme.

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

**MOTION CARRIED UNANIMOUSLY**

25. **2021-297:** Motion to accept and award quotes for Hurricane Ida debris collection and disposal.

Motion made by Ward 4 Clark, Seconded by Ward 3 Sheppard to reject all quotes received for Hurricane Ida debris removal. Quotes received were as follows:

Custom Tree Care, Inc.	\$132,000	AAA General Contractors Inc.	\$137,000
DNA Underground, LLC	\$181,000	Holliday Construction	\$260,000

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

**MOTION CARRIED UNANIMOUSLY**

**Routine Agenda.**

**Claims Payable**

- 26. Motion to approve the Docket of Claims DKT158771 - DKT158820 in the amount of \$353,730.14.

Motion made by Ward 1 Finley, Seconded by Ward 2 Moran to approve the Docket of Claims DKT158771 - DKT158820 in the amount of \$353,730.14.

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

**MOTION CARRIED UNANIMOUSLY**

**Public Comments on Non-Agenda Items.**

C. J. Longenecker addressed the Council regarding a vehicle parked behind the fence at the end Fairway Drive and the unsafe walking conditions.

City Manager Reso congratulated Mayor Depreo on her recent appointment to the Mississippi Municipal League Executive Board.

**Adjourn/Recess.**

At 7:00 p.m. and with no further business to come before the Council, motion made by Councilmember Clark, seconded by Councilmember Sheppard to adjourn.

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

**MOTION CARRIED UNANIMOUSLY**

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Nancy Depreo  
Mayor

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Jeannie Klein  
City Clerk