



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

AGENDA
REGULAR MEETING OF THE CITY COUNCIL
Tuesday, August 01, 2023
6:00 PM CST
Council Chambers, City Hall
and via teleconference, if necessary

Call to Order.

Invocation
Pledge of Allegiance
Roll Call
Confirm or Adjust Agenda Order

Presentation Agenda.

- a. The next Regular Meeting of the City Council will be held August 1, 2023 at 6:00 p.m. in Council Chambers located at City Hall.

Council Comments.

City Manager's Report.

Public Comments on Agenda Items.

Policy Agenda.

Minutes:

1. Motion to approve the July 18, 2023 Regular Meeting Minutes.

Tabled:

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

Resolutions:

3. **2023-290:** Motion to adopt Resolution **2023-031** to approve a Text Amendment to the Sign Ordinance Article 10.4.10 – Window Signs. The proposed text amendment is to remove “A permanent window sign shall be classified as a wall sign.” Article 10.5.2 On-Premises Attached Signs c; Place a black square in the table in zoning districts C-1, C-2, PFR, T, and I [The black square means a sign permit is required]. Article 10.6 Dimensional Requirements, Number of Signs and Special Conditions; Sign Type #8 Window Signs; Area; “Change 50% to 25% of window area.”, Special Conditions; remove "None" and replace with "Rope lighting of any kind/type within the window casements is prohibited. Window lighting shall only be operational during business hours." Article 10.7 - Exempt Signs, delete “10.c Windows.” Article 10.10.1 Non-Conforming Existing Signs; Insert “All window signs which are not in conformance with the Ordinance shall be unlawful one (1) year after the passage of the window sign text amendment.” The Case File Number is 202300332.

Consent Agenda:

4. **2023-288:** Motion to accept and award the low quote received from Warren Paving, Inc. in the amount of \$3,339,408.85 for Bond Paving Project and authorize the City Manager to execute the contract for same and to issue the notice to proceed as appropriate.
5. **2023-289:** Motion to approve Mississippi Department of Environmental Quality Subaward Agreement for Mississippi Municipal and County Water Infrastructure Grant.
6. **2023-291:** Motion to approve work assignment with Machado Patano, PLLC for Hilo Way Drainage in an amount not to exceed \$10,000.00.
7. **2023-293:** Motion to approve Change Order No. 5 for forty six (46) additional days to the contract with Huey P. Stockstill, LLC. for the Roadway Improvements Phase 4 with no change to contract price.
8. **2023-294:** Motion to accept and award the low quote received from Bottom 2 Top Construction, LLC. in the amount of \$4,173,187.31 for the Commercial District Transformation Project Phase I and authorize the City Manager to execute the contract for same and to issue the notice to proceed as appropriate.
9. **2023-295:** Motion to approve Addendum to the Lease Agreement for the Noma Drive Ballfield property with Diamondhead Country Club & Property Owners Association Inc.

Action Agenda.

10. **2023-292:** Motion to approve the Planning Commission recommendation to allow Teresa and Brian Leatherman a variance from the Zoning Ordinance (Article 4.19) to construct a covered patio (36.26' x 11.4') within 17.9' of the rear property line. The property address is 7518 Augusta Way. The tax parcel number is 067M-2-35-007.000. The property is in an R-1 zoning district. The rear yard setback is 20'. The variance requested for the covered patio is 2.1'. The Case File Number is 202300282.

Routine Agenda.

Claims Payable

11. Motion to approve Docket of Claims (DKT230917 - DKT230946) in the amount of \$52,849.47.

Public Comments on Non-Agenda Items.

Executive Session - If Necessary

Adjourn/Recess.

NOTE: THE CITY OF DIAMONDHEAD WILL FURNISH APPROPRIATE AUXILIARY AIDS AND SERVICES WHERE NECESSARY TO AFFORD INDIVIDUALS WITH DISABILITIES AN EQUAL OPPORTUNITY TO SERVICES AND ACTIVITIES OF THE CITY. A WRITTEN REQUEST BY OR ON BEHALF OF QUALIFYING INDIVIDUALS SHALL BE SUBMITTED IN A TIMELY MANNER TO THE CITY CLERK.