



Mayor Depreo	
Councilmember L'Ecuyer	At-Large
Councilmember Finley	Ward 1
Councilmember Moran	Ward 2
Councilmember Morgan	Ward 3
Councilmember Clark	Ward 4

## MINUTES

### REGULAR MEETING OF THE CITY COUNCIL

Tuesday, June 01, 2021

6:00 PM CST

Council Chambers, City Hall  
and via teleconference, if necessary

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#### Call to Order.

Invocation -Councilmember L'Ecuyer

Pledge of Allegiance

Roll Call

PRESENT

Mayor Nancy Depreo

Councilmember-At-Large Lindsay L'Ecuyer

Ward 1 Shane Finley - present via teleconference

Ward 2 Alan Moran

Ward 3 Jamie Morgan

Ward 4 Charles Clark

Confirm or Adjust Agenda Order

Motion made by Ward 3 Morgan, Seconded by Ward 4 Clark to approve the agenda with the following adjustments:

Revise Item No. 7 2021-178 Motion to approve interfund transfer of local match funding in the amount of \$50,600 rather than \$111,850 from General Fund to NRCS Emergency Water Shed Protection Fund (Channel Stabilization Diamondhead Drive East at Alkii Way).

Voting Yea: Mayor Depreo, Councilmember-At-Large L'Ecuyer, Ward 1 Finley, Ward 2 Moran, Ward 3 Morgan, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

**Presentation Agenda.**

Council Comments.

1. The next Regular Meeting of the City Council will be June 15, 2021 at 6:00 p.m. in Council Chambers located at 5000 Diamondhead Circle.
2. FY21 Year-end projection - Catherine Konkel, Comptroller
3. Toni Grey - Diamondhead S.P.C.A

**City Manager's Report.**

1. Guard Shack Roof – I have only heard from a few council members requesting to repair the roof on the guard shack on Gex Drive. I plan to move forward with hiring the contractor on Wednesday unless the council wants to direct me otherwise. The low-cost quote to replace the shingled roof is \$6,400.
2. Paddle Paradise Event – The 2<sup>nd</sup> annual Paddle Paradise event is scheduled for Saturday, September 25. This will be a free event like it was last year.
3. Diamondhead Festival and BBQ Competition – The festival is scheduled for Saturday, November 13. We hope to begin distributing team, vendor & sponsor forms soon.
4. American Rescue Plan – At our last meeting, our comptroller presented information on the American Rescue Plan. The city is expecting to receive \$1.8 million in two installments. These funds have very restrictive uses. Drainage improvements is an allowable use. Since the Board of Supervisors has committed to match the city dollar for dollar up to \$2 million for drainage projects, it is my recommendation that we allocated these funds to drainage. This will allow the city to implement \$4 million in drainage projects with the city only contributing \$200,000 from our general fund over the next year. The county has already allocated the remainder of their bond for drainage and Diamondhead was the only city to receive these matching funds from the County.
5. Interlocal Agreement with County for TIF Bond – This agreement contains the mutual covenants and promises with respect to the responsibilities of the city and the county relating to the TIF bond for the medical office building. This is the next required step in this process.
6. Comprehensive Plan – Orion Planning will present the comprehensive plan to the planning and zoning commission on Tuesday, June 22 for a public hearing. After that meeting, this document will go to the city council at the first meeting in July for consideration to approve the new comprehensive plan. The public comment period has closed, and Orion Planning is working on final edits.

Public Comments on Agenda Items - None.

**Policy Agenda.****Minutes:**

1. Motion to approve May 18, 2021 Minutes.

Motion made by Ward 3 Morgan, Seconded by Ward 4 Clark to approve the May 18, 2021 Minutes.

Voting Yea: Mayor Depreo, Councilmember-At-Large L'Ecuyer, Ward 1 Finley, Ward 2 Moran, Ward 3 Morgan, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

**Resolutions:**

2. **2021-179:** Motion to adopt Resolution 2021-030 thereby earmarking \$1.8 million dollars CARES Act funds and \$200 thousand dollars general operating cash for capital drainage projects identified within City in the Hancock County Watershed Based Stormwater Assessment and Management Plan.

Motion made by councilmember Morgan, seconded by Councilmember L'Ecuyer to adopt Resolution 2021-030 thereby earmarking \$1.8 million dollars CARES Act funds and \$200 thousand dollars general operating cash for capital drainage projects identified within City in the Hancock County Watershed Based Stormwater Assessment and Management Plan.

Voting Yea: Mayor Depreo, Councilmember-At-Large L'Ecuyer, Ward 1 Finley, Ward 2 Moran, Ward 3 Morgan, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

3. **2021-181:** Motion to adopt Resolution 2021-031 to approve a text amendment to eliminate Coastal AE Zones from the Flood Damage Prevention Ordinance (Ord. 2012-006). Case File Number is 2021000132. The proposed text amendments would remove "Coastal AE Zone" from Chapter 14: Flood Damage Prevention. Section 14-105 (15) – General standards for all zones; remove "and coastal AE zone". Section 14-106 – Specific standards for riverine zones; remove "and coastal AE zones" from the first paragraph. Section 14- 110 – Coastal high hazard areas; remove "coastal AE zones and" from the first paragraph, (1) remove "coastal AE zones and", (3) delete, (4) renumber as (3), (5) renumber to (4) and remove "coastal AE zones and", (6) renumber to (5), (7) renumber to (6) and remove "coastal AE zones and", (8) renumber to (7), (9) renumber to (8), (10) renumber to (9), (11) renumber to (10) and remove "coastal AE zones and", (12) renumber to (11), (13) renumber to (12) and remove "coastal AE zones and". 4. Elliott Homes, LLC has filed an application requesting a variance from the Zoning Ordinance (Article

Motion made by Ward 4 Clark, Seconded by Councilmember-At-Large L'Ecuyer to adopt Resolution 2021-031 to approve a text amendment to eliminate Coastal AE Zones from the Flood Damage Prevention Ordinance (Ord. 2012-006). Case File Number is 2021000132. The proposed text amendments would remove "Coastal AE Zone" from Chapter 14: Flood Damage Prevention. Section 14-105 (15) – General standards for all zones; remove "and coastal AE zone". Section 14-106 – Specific standards for riverine zones; remove "and coastal AE zones" from the first paragraph. Section 14- 110 – Coastal high hazard areas; remove "coastal AE zones and" from the first paragraph, (1) remove "coastal AE zones and", (3) delete, (4) renumber as (3), (5) renumber to (4) and remove "coastal AE zones and", (6) renumber to (5), (7) renumber to (6) and remove "coastal AE zones and", (8) renumber to (7), (9) renumber to (8), (10) renumber to (9), (11) renumber to (10) and remove "coastal AE zones and", (12) renumber to (11), (13) renumber to (12) and remove "coastal AE zones

Voting Yea: Mayor Depreo, Councilmember-At-Large L'Ecuyer, Ward 1 Finley, Ward 2 Moran, Ward 3 Morgan, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

**Consent Agenda:**

Motion made by Ward 3 Morgan, Seconded by Ward 4 Clark to approve the following agenda items by consent:

4. **2021-174:** Motion to declare that an emergency exist with regard to drainage on Kolo Court and to approve emergency repairs in the amount of \$4,212.50 pursuant to MS Code 21-35-19 performed by DNA Underground in the total amount of \$8,425 with a 50/50 cost share with Diamondhead Water & Sewer District.

5. **2021-175:** Motion to adopt and enter into an Interlocal Cooperation Agreement between the City of Diamondhead and Hancock County with regards to the Diamondhead Medical Center Project, Hancock County, Mississippi, 2021, wherein mutual covenants and promises are contained with respect the responsibilities of the City and County relating to the development and redevelopment of the TIF District as described and set forth in the TIF Documents and the financing of certain Infrastructure Improvements in connection thereto, through the issuance of Bonds.
6. **2021-176:** Motion to approve payment to Pickering Firm in the amount of \$1,146.25 for professional services relating to the Strategic and Initiative and Project Agreement.
7. **2021-178:** Motion to approve interfund transfer of local match funding in the amount of \$50,600 from General Fund to NRCS Emergency Water Shed Protection Fund (Channel Stabilization Diamondhead Dr. East @ Alkii Way).

Voting Yea: Mayor Depreo, Councilmember-At-Large L'Ecuyer, Ward 1 Finley, Ward 2 Moran, Ward 3 Morgan, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

**Action Agenda.**

8. **2021-177:** Motion for discussion and/or action regarding Public Employees Retirement System of Mississippi benefits for the Diamondhead Fire Department employees.

Motion made by Councilmember-At-Large L'Ecuyer, Seconded by Ward 4 Clark for discussion regarding Public Employees Retirement System of Mississippi benefits for the Diamondhead Fire Department employees

Voting Yea: Mayor Depreo, Councilmember-At-Large L'Ecuyer, Ward 1 Finley, Ward 2 Moran, Ward 3 Morgan, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

Motion made by Councilmember At-Large L'Ecuyer, Seconded by Ward 3 Morgan to direct the staff to develop a resolution for council approval to submit to the Mississippi Public Employees Retirement System that would include fire department employees as a covered position for continuing retirement contributions under the City of Diamondhead.

Voting Yea: Mayor Depreo, Councilmember-At-Large L'Ecuyer, Ward 1 Finley, Ward 2 Moran, Ward 3 Morgan, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

9. **2021-182:** Motion to schedule Town Hall Meeting regarding the non-binding advisory only consolidation of services referendums on the General Election ballot in order to accommodate all residents.

Motion made by Ward 4 Clark, Seconded by Ward 2 Moran to schedule Town Hall Meeting regarding the non-binding advisory only consolidation of services referendums on the General Election ballot in order to accommodate all residents.

**MOTION CARRIED UNANIMOUSLY**

Voting Yea: Mayor Depreo, Councilmember-At-Large L'Ecuyer, Ward 1 Finley, Ward 2 Moran, Ward 3 Morgan, Ward 4 Clark

Motion made by Ward 2 Moran, Seconded by Ward 4 Clark to hold a virtual Town Hall Meeting utilizing E-Blast and social media outreach to answer and Eblast public questions received regarding the non-binding advisory only consolidation of services referendums on the General Election ballot.

Voting Yea: Mayor Depreo, Councilmember-At-Large L'Ecuyer, Ward 1 Finley, Ward 2 Moran, Ward 3 Morgan, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

10. **2021-180:** Motion to concur with the Planning Commission to deny Elliott Homes, LLC's application requesting a variance from the Zoning Ordinance (Article 4.6.5) to construct a residence on a corner lot with a front yard setback of 17.1' from the south property line. The variance requested is 2.9'. The property is located at 9846 Kaimuki Court. The tax parcel number is 067H-2-25-219.000. The legal description is Diamondhead Subdivision Phase 2, Unit 7, Block 6, Lot 49. The property is located in an R-2 zoning district. The front yard setback is back 20' from the front property line. The Case Number is 202100077.

Motion made by Ward 4 Clark, Seconded by Ward 1 Finley to concur with the Planning Commission to deny Elliott Homes, LLC's application requesting a variance from the Zoning Ordinance (Article 4.6.5) to construct a residence on a corner lot with a front yard setback of 17.1' from the south property line. The variance requested is 2.9'. The property is located at 9846 Kaimuki Court. The tax parcel number is 067H-2-25-219.000. The legal description is Diamondhead Subdivision Phase 2, Unit 7, Block 6, Lot 49. The property is located in an R-2 zoning district. The front yard setback is back 20' from the front property line. The Case Number is 202100077.

Voting Yea: Mayor Depreo, Councilmember-At-Large L'Ecuyer, Ward 1 Finley, Ward 2 Moran, Ward 3 Morgan, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

**Routine Agenda.**

**Claims Payable**

11. Motion to approve the Docket of Claims (Claims DKT158457 - DKT158490) in the total amount \$66,283.59.

Motion made by Ward 3 Morgan, Seconded by Ward 2 Moran to approve the Docket of Claims (Claims DKT158457 - DKT158490) in the total amount \$66,283.59.

Voting Yea: Mayor Depreo, Councilmember-At-Large L'Ecuyer, Ward 1 Finley, Ward 2 Moran, Ward 3 Morgan, Ward 4 Clark

**MOTION CARRIED UNANIMOUSLY**

**Public Comments on Non-Agenda Items. - None.**

Mayor Depreo yielded the floor to Councilmember L'Ecuyer who thanked public, fellow councilmembers and staff for allowing him to serve on the council. He spoke briefly citing several reports dating back to

incorporation wherein the exploration of consolidating services could potentially be beneficial and should be explored. At 7:05 PM, Councilmember L'Ecuyer exited the meeting.

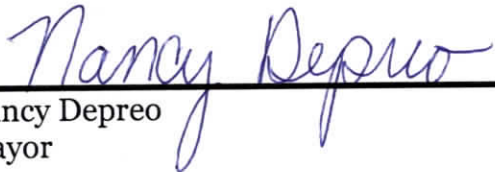
Mayor Depreo discussed accomplishments made while she was serving as Interim General Manager for Diamondhead Water & Sewer District along with then serving commissioners Finley and L'Ecuyer. She further expressed her dissatisfaction with the DWSD regarding the derogatory comments made about the the City and staff and utilizing public funds to campaign against the non-binding advisory only referendums on the June 8th ballot.

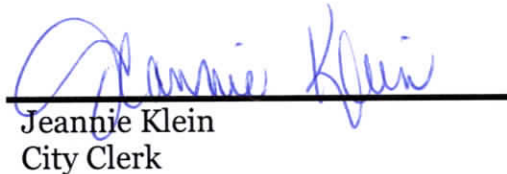
**Adjourn/Recess.**

At 7: 06 p.m. motion made by Ward 3 Morgan, Seconded by Ward 4 Clark to adjourn.

Voting Yea: Mayor Depreo, Ward 1 Finley, Ward 2 Moran, Ward 3 Morgan, Ward 4 Clark. Absent: Councilmember At-Large L'Ecuyer.

**MOTION CARRIED UNANIMOUS**

  
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Nancy Depreo  
Mayor

  
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Jeannie Klein  
City Clerk

