



MINUTES
REGULAR MEETING OF THE CITY COUNCIL

Tuesday, July 16, 2024

6:00 PM CST

Council Chambers, City Hall
and via teleconference, if necessary

Call to Order.

Mayor Depreo called the meeting to order at 6:06 p.m.

Invocation - Clark

Pledge of Allegiance

Roll Call

PRESENT

Mayor Nancy Depreo

Councilmember-At-Large Gerard Maher

Ward 1 Shane Finley

Ward 2 Anna Liese - Via Teleconference

Ward 3 John Cumberland

Ward 4 Austin Clark

Confirm or Adjust Agenda Order

Motion made by Mayor Depreo, Seconded by Ward 1 Finley to adjust the agenda removing Item **2024-185**:
Motion to approve Pay Application 3 in the amount of \$188,927.70 to LJ Construction, Inc., for the Kaleki Way
Drainage Project from the agenda.

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

MOTION CARRIED UNANIMOUSLY

Presentation Agenda.

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

City Manager's Report.

CITY MANAGER REPORT

July 16, 2024

1. MDOT Projects – Met with MDOT representative today and received an update on the project. The currently closed ramp was more difficult to remove than anticipated. They have completed the

- demo of the ramp and have started on the roadbed. MDOT has had several meetings with the contractor about the Delisle exit staying open to always allow for at least one lane of traffic.
2. Diamondhead Signs – TL Wallace has informed me that the Diamondhead sign must be removed due to the roundabout project. Ty and I have had discussions with the original builder regarding moving the sign. It has been determined that the sign's construction will not allow it to be moved. The city will determine if space is available to build a replacement sign once the project is complete.
 3. Park Ten Road – The contract is for 403 Calendar Days with a current end date of October 12th. The contractor has started paving the new road and will continue once the utility poles have been removed from the roadway.
 4. Beaux Vue 2 – The notice to proceed was issued on July 8th. The contract is for 60 Calendar Days with a current end date of September 5th.
 5. Kaleki Way – The contract is for 120 days with an end date of August 6th. The project is nearing completion. The contractor will begin sodding and hydroseeding as well as final cleanup.
 6. Bayou Drive – The project is complete, and the road is open. Final closeout documents will be on the next agenda.
 7. Noma Drive Phase 1b – – The notice to proceed was issued on July 8th. The contract is for 180 Calendar Days with a current end date of January 7th.
 8. Gex Drive Lighting – The contractor has installed the light fixtures. They will be completing the wiring this week.
 9. Drainage Projects – All ARPA bids are on the agenda tonight for approval.
 10. Canal Dredging – MDEQ is working on the grant agreement for this project and will be sending it within the next week. The construction schedule is set to start in March/April of 2025 pending funding approval.
 11. Noma Drive Boardwalk – The project is starting the permitting and design phase. This will take three to six months to complete.
 12. Coon Branch – Met with the engineer last week to discuss the modeling of the area. Engineer is working on several options for design.
 13. CRS – We have our onsite meeting scheduled for July 17th.
 14. Warning Siren Project – MEMA has informed the city that the previously FEMA approved Hazard Mitigation project will not be able to continue forward. They have miscalculated and over spent funds from the declared disaster. MEMA is not saying nor implying that this project is completely over, but it will be saved in their files for available funding for non-impacted areas. When MEMA has more funds available, they will continue with the siren project.
 15. Noma Drive Dredging – The engineer is waiting for the permits needed before the project can be finalized and bid.
 16. Dog Park – The county needed a final review of the survey and add signature lines to the document. They plan on having it on the BOS's August meeting wherein approval to submit the subdivision application to the City of Diamondhead will be obtained. The subdivision application and supporting documentation will then come to the City for the various approvals.
 17. Montjoy Creek – **No updated information this meeting.** The engineer is waiting on the final permits to allow for the project to go out for bid.

18. Detention Ponds – **No updated information this meeting.** Engineer has completed design on this project and will provide them to public works to complete the dredging.
19. Kome Drive – **No updated information this meeting.** This will be to address driveway and landscape culverts on Kome Drive.
20. Kalipekona Pond -- **No updated information this meeting.** This project will dredge the south end of the pond to remove sediment.
21. Pelican Cove Drainage Project – **No updated information this meeting.** Engineer has been provided with the work assignment and will begin the surveying on this project.
22. Noma Drive Nature Trail – **No updated information this meeting.** The engineer presented the project to the council tonight.

Email Request Received

1. Diamondhead Drive East – Councilmember asked about tree limbs around the East Rec area of DH Drive East are hanging over the road and need to be trimmed. **Public works have trimmed the trees in this area.**
2. Maui Place – Councilmember received an email about several issues in this area. I have contacted animal control to address issues. Code enforcement will also be contacting residents regarding concerns in the area.
3. 79326 Diamondhead Drive East – Councilmember asked for public works to clean and reshape major drainage ditch next to this residence. A work order was created.
4. Living Memorial Trees – Councilmember asked about the Memorial Magnolia trees that were removed due to MDOT construction. **I have included funds in the FY25 budget to purchase new trees to replace the ones removed due to the MDOT project.**
5. 7854 Maui Place – Councilmember contacted me about a sink hole forming and the ditch needing to be cleaned out to allow proper waterflow. A work order has been issued.
6. 85542 DH Drive West – Councilmember asked for a compliance review on this address. Code enforcement has already contacted the property owner. If they do not comply, a citation will be issued.

Public Comments on Agenda Items.

Tim Willis - Boy Scouts use of building.

Robert O'Dea - Kaleki Project - Kaleki Project

Rosa Huet – MDOT/Traffic Control

Gerry Gilbert - Ieke/Kaleki Project

Jan White- Procedural Ordinance

Policy Agenda.

Minutes:

1. Motion to approve the July 2, 2024 Recess Meeting Minutes.

Motion made by Ward 1 Finley, Seconded by Ward 4 Clark to approve the July 2, 2024 Recess Meeting Minutes.

Voting Yea: Mayor Depreo, Ward 1 Finley, Ward 2 Liese, Ward 3 Cumberland, Ward 4 Clark
Voting Abstaining: Councilmember-At-Large Maher

MOTION CARRIED UNANIMOUSLY

2. Motion to approve the July 2, 2024 Regular Meeting Minutes.

Motion made by Ward 1 Finley, Seconded by Ward 4 Clark to approve the July 2, 2024 Regular Meeting Minutes.

Voting Yea: Mayor Depreo, Ward 1 Finley, Ward 2 Liese, Ward 3 Cumberland, Ward 4 Clark
Voting Abstaining: Councilmember-At-Large Maher

MOTION CARRIED UNANIMOUSLY

Tabled Matters:

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

Ordinances:

4. **2024-188:** Motion to adopt Text Amendment to the Procedural Ordinance 2019-003.2.

Motion made by Ward 1 Finley, Seconded by Councilmember-At-Large Maher to table motion to adopt Text Amendment to the Procedural Ordinance 2019-003.2 to next regular council meeting.

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

MOTION CARRIED UNANIMOUSLY

Resolutions:

5. **2024-187:** Motion to adopt Resolution 2024-032 thereby abandoning a 5' drainage/utility easement on each side of the common property line between lots 81 and 82, Glen Eagle. The parcel number is 067N-1-35-040.000. The physical street address is 7513 Crooked Stick Drive.

Motion made by Ward 1 Finley, Seconded by Councilmember-At-Large Maher to adopt Resolution 2024-032 thereby abandoning a 5' drainage/utility easement on each side of the common property line between lots 81 and 82, Glen Eagle. The parcel number is 067N-1-35-040.000. The physical street address is 7513 Crooked Stick Drive.

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

MOTION CARRIED UNANIMOUSLY

Consent Agenda:

Motion made by Ward 4 Clark, Seconded by Councilmember-At-Large Maher to approve the following consent items:

6. **2024-181:** Motion to approve contract agreement with Tetra Tech, Inc. thereby extending the current contract for one(1) year expiring August 18, 2025 with a 3.2% CPI increase.
7. **2024-182:** Motion to approve Change Order No. 2 to the contract with Moran Hauling in the net amount of \$5,662.00 for a total contract amount of \$256,028.01 for the Bayou Drive Drainage Project.
8. **2024-183:** Motion to approve Pay Application 2 in the amount of \$68,558.66 to Moran Hauling Inc., for Bayou Drive Drainage Project.
9. **2024-184:** Motion to approve Pay Application 10 in the amount of \$263,231.46 to Bottom 2 Top Construction, LLC for the Commercial District Transformation Project Phase I.
11. **2024-186:** Motion to approve payment in the amount of \$28,278.37 to Covington Civil & Environmental, LLC for for Commercial District Transformation, in the amount of \$3,915.00 for Site Development Plan Reviews, in the amount of \$25,060.00 for Kome Drive and Fairway Drive Drainage Project, in the amount of \$8,000.00 for Standard Specifications and Drawings, in the amount of \$8,050.00 for East Aloha Phase II Sidewalks, in the amount of \$5,200.00 for Bayou Drive Drainage Project and in the amount of \$19,500.00 for Bayou Drive Drainage Project.
12. **2024-189:** Motion to approve payments to Chiniche Engineering & Surveying in the amount of \$4,299.50 for Montjoy Creek and in the amount of \$7,475.00 for Coon Branch Drainage.
13. **2024-190:** Motion to accept and award low bid received from LJ Construction Inc. in the amount of \$404,348.25 for Hilo Way Master Drainage Improvements, and to adopt the findings and recommendation of the Project Engineer and authorize the City Manager to execute the contract for same and to issue the notice to proceed as appropriate.
14. **2024-191:** Motion to accept and award low bid received from LJ Construction Inc. in the amount of \$617,551.40 for the Turnberry Drainage Project, and to adopt the findings and recommendation of the Project Engineer and authorize the City Manager to execute the contract for same and to issue the notice to proceed as appropriate.
15. **2024-192:** Motion to accept and award low bid received from LJ Construction Inc. in the amount of \$472,460.00 for the Ahuli Drainage Project, and to adopt the findings and recommendation of the Project Engineer and authorize the City Manager to execute the contract for same and to issue the notice to proceed as appropriate.
16. **2024-193:** Motion to accept and award low bid received from LJ Construction Inc. in the amount of \$207,093.50 for the Kolo Court Drainage Project, and to adopt the findings and recommendation of the Project Engineer and authorize the City Manager to execute the contract for same and to issue the notice to proceed as appropriate.
17. **2024-194:** Motion to accept and award low bid received from SCI, Inc. in the amount of \$54,509.40 for the East Aloha Drive and Veterans Drive Substation Drainage Project, and to adopt the findings and recommendation of the Project Engineer and authorize the City Manager to execute the contract for same and to issue the notice to proceed as appropriate.

- 18. **2024-195:** Motion to accept and award low bid received from LJ Construction, Inc. in the amount of \$271,124.25 for the Kalae Street Drainage Project, and to adopt the findings and recommendation of the Project Engineer and authorize the City Manager to execute the contract for same and to issue the notice to proceed as appropriate.

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

MOTION CARRIED UNANIMOUSLY

Claims Payable

- 19. Motion to approve Docket of Claims (DKT231936 - DKT231976) in the amount of \$1,185,402.94.

Motion made by Ward 3 Cumberland, Seconded by Ward 1 Finley to approve Docket of Claims (DKT231936 - DKT231976) in the amount of \$1,185,402.94.

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

MOTION CARRIED UNANIMOUSLY

Department Reports

Motion made by Ward 3 Cumberland, Seconded by Ward 4 Clark to approve the following Department Reports

- a. Department Reports
 - Police
 - Court
 - Code Enforcement
 - Building

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

MOTION CARRIED UNANIMOUSLY

Public Comments on Non-Agenda Items - None

Council Closing Comments - None

Adjourn/Recess.

At 7:00 p.m. with no further action to come before the Council, motion made by Ward 4 Clark, Seconded by Councilmember-At-Large Maher to recess until July 23, 2024 at 5:30 p.m.

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

MOTION CARRIED UNANIMOUSLY

Nancy Depreo
Mayor - Pro Tempore

Shane Finley



Jeannie Klein
City Clerk