



MINUTES REGULAR MEETING OF THE CITY COUNCIL

Tuesday, November 19, 2024

6:00 PM CST

Council Chambers, City Hall

Call to Order.

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

Invocation - Councilmember Maher

Pledge of Allegiance

Roll Call

PRESENT

Mayor Nancy Depreo

Councilmember-At-Large Gerard Maher

Ward 1 Shane Finley

Ward 2 Anna Liese

Ward 3 John Cumberland

Ward 4 Austin Clark

Confirm or Adjust Agenda Order

Motion made by Ward 1 Finley, Seconded by Ward 3 Cumberland to confirm 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, December 3, 2024 at 6:00 p.m. in the Council Chambers located at City Hall.
- b. Town Green Christmas Festival is Saturday, December 14, 2024. Parade 4:00 p.m.- 5:00 p.m. Festival 5:00 p.m.- 8:00 p.m.
- c. Proclamation Declaring the month of November Dementia Awareness Month.

City Manager's Report.

CITY MANAGER REPORT

November 19, 2024

1. MDOT Projects –Work is progressing with the near completion of the second Interstate ramp. The expected opening for this ramp was yesterday, but the weather has delayed the project. MDOT will be closing the Westbound deceleration lane next. The expected date of the ramp closure is December 2nd.

2. Park Ten Road – The contract is for 483 Calendar Days with a current end date of December 31st. The contractor is installing the brick pavers, lighting, and irrigation along the sidewalk to finish out the project. Paving is scheduled for the first of next month.
3. Beaux Vue 2 – The contract end date for this project is December 4th. The project is nearly finished. The final walkthrough is set for November 27th.
4. Kaleki Way – The contractor is waiting on the updated plans from the engineer for the roadway repairs.
5. Noma Drive Phase 1b – The contract is for 180 Calendar Days with a current end date of January 7th. The contractor is waiting on additional materials needed to finish the project.
6. Turnberry Way – This project is for 120 days. The current end date is set for December 25, 2024. The contractor has installed all conduit and conflict boxes. The remainder of asphalt has been removed and roadbed base installed. The paving has been scheduled and will be completed by the end of the month.
7. Ahuli Place Drainage – Met with the contractor and the POA today to discuss how this project will impact the golf course and the work being done. Weather has delayed the start of this project, but contractor will begin around the DH Drive East area to install the culverts needed.
8. Hilo Master Drainage – Meeting with DWSD and the engineer to ensure all conflicts will be addressed during the project. The contractor will start this project after the Ahuli project.
9. Kome Drive & Kalipekona Pond – The pre-bid meeting was held today. The bids are due on December 4th.
10. Dog Park – Ochsner is reviewing the sublease agreement and will return it to us for approval this month.
11. Coon Branch – The engineer is finalizing the design for this project. They will present the project at the December 17th council meeting and advertise the project in January.
12. Noma Drive Dredging – The notice of award has been issued to the contractor. We are currently waiting on the signed contracts to issue the notice to proceed.
13. Canal Dredging – The final design to account for SAV has been approved by MDEQ and USACE. The request to advertise this project is on tonight's agenda. The project still has an expected start date of March/April 2025.
14. Jourdan River Boardwalk – MDEQ received the cross sections of the boardwalk and had follow up questions that the engineer has provided the answers. They are in final review of the project and will approve the design this month. The engineer is working on the Tideland lease that is required and the final permits for this project.
15. Noma Drive Nature Trail – **No update on this meeting.** The engineer has determined the phase 1 site and will start the design and layout.
16. Detention Pond – **No update on this meeting.** The engineer will be completing the plans for this area by the end of the year. Public works will dredge this pond once plans are provided to the city.
17. Pelican Cove Drainage Project – **No update on this meeting.** The engineer has additional surveying to complete and will finalize the drawing for this project.
18. Unit Price Projects – **No update on this meeting.** Projects under the unit price contract are being designed by the city engineer. The Kiko Street design has been given to public works. The Kipapa Way project is still in the design phase. DH Drive East, Koko Court, Lanai Place, and Laa La Way,

will utilize the unit price contract to complete. These projects are with the city engineer who is working on designs.

19. Montjoy Creek – **No update on this meeting.** USACE needed additional information from the engineer. That has been provided to them and we are waiting for final permits to be issued. The project is being separated into three phases to ensure funding.

Email Request Received

1. 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.
2. 698 / 6910 Aukai Place – Councilmember asked about the drainage ditch in this area needing to be addressed. A work order has been issued.
3. Bayou Circle – Councilmember asked for the median on Bayou Circle to be filled to prevent vehicles from receiving damage due to the drop off.
4. 579 Anoi Way – Resident is requesting front ditch to be cleaned as it is holding water. A work order has been issued.
5. 9951 Hamakua St – Resident is requesting ditch to be cleaned. A work order has been issued.
6. Kaleki Way Drainage – Councilmember has asked several questions about the project. The engineer is reviewing the concerns and will determine if work was completed as per the drawings.
7. Maluhia Garden – Councilmember contacted me about the bridge at the garden was broken. Public works have inspected the bridge and determined the substructure is rotten and will need to be replaced.

Public Comments on Agenda Items.

Maria Karpaitis - Hilo Way Drainage Ph I

Policy Agenda.

Minutes:

1. Motion to approve November 5, 2024 Regular Meeting Minutes.

Motion made by Ward 1 Finley, Seconded by Ward 4 Clark to approve November 5, 2024 Regular Meeting Minutes.

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

MOTION CARRIED UNANIMOUSLY

Resolutions:

2. **2024-306:** Motion to adopt Resolution 2024-046 authorizing amended application to the MS Department of Marine Resources FY25 Tidelands Fund in the amount of \$250,000.00 for Lily Pond Public Access Improvements.

Motion made by Ward 1 Finley, Seconded by Ward 2 Liese to adopt Resolution 2024-046 authorizing amended application to the MS Department of Marine Resources FY25 Tidelands Fund in the amount of \$250,000.00 for Lily Pond Public Access Improvements.

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

Voting Nay: Mayor Depreo

MOTION CARRIED

3. **2024-307:** Motion to adopt Resolution 2024-047 thereby declaring closure of City Hall on November 28 - 29, 2024 in observance of Thanksgiving Holiday, December 24 - 25, 2024 in observance of Christmas Holiday and January 1, 2025 in observance of the New Year's Holiday for all employees of the City of Diamondhead.

Motion made by Ward 3 Cumberland, Seconded by Ward 1 Finley to adopt Resolution 2024-047 thereby declaring closure of City Hall on November 28 - 29, 2024 in observance of Thanksgiving Holiday, December 24 - 25, 2024 in observance of Christmas Holiday and January 1, 2025 in observance of the New Year's Holiday for all employees of the City of Diamondhead.

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 1 Finley, Seconded by Ward 3 Cumberland to approve the following consent items:

4. **2024-293:** Motion to approve Pay Application 2 in the amount of \$175,097.26 to LJ Construction, Inc., for the Kalae Street Drainage Project.
5. **2024-294:** Motion to approve Pay Application 2 in the amount of \$203,946.07 to LJ Construction, Inc., for the Turnberry Drainage Project.
6. **2024-295:** Motion to approve Pay Application 2 in the amount of \$56,334.05 to LJ Construction, Inc., for the Kolo Court Drainage Project.
7. **2024-296:** Motion to approve the amended Tidelands Grant Agreement for the FY25 Lily Pond Public Access Improvements Project in the amount of \$250,000.00.
8. **2024-297:** Motion to approve Pay Application 3 in the amount of \$86,545.00 to Gill's Crane & Dozer Services, Inc. for the Noma Drive Waterfront Improvements Project.
9. **2024-298:** Motion to approve payment to MP Design Group in the amount of \$179.00 for Boozers Brew Plan Review.
10. **2024-299:** Motion to approve payments to Covington Civil & Environmental, LLC in the amount of \$3,288.32 for Gex Drive Lighting and Irrigation Replacement, in the amount of \$6,500.00 for Turnberry Drainage Project, in the amount of \$3,500.00 for Kolo Court, in the amount of \$57,200.00 for Kome Drive, in the amount of \$27,325.00 for Kalae Drainage, in the amount of \$6,971.60 and \$9,544.39 for Commercial District Transformation Project.
11. **2024-300:** Motion to approve Pay Application 14 in the amount of \$107,566.70 to Bottom 2 Top Construction, LLC for the Commercial District Transformation Project Phase I.
12. **2024-301:** Motion to approve amendment to Work Assignment with Digital Engineering in the amount of \$5,435.00 for the Beaux Vue Phase 2 Drainage Improvements.

13. **2024-302:** Motion to approve payments in the amount of \$525.00 to Digital Engineering for Beaux Vue Phase 2 Drainage Improvements.
14. **2024-303:** Motion to approve payment to Chiniche Engineering & Surveying in the amount of \$10,947.50 for Coon Branch Drainage, in the amount of \$955.00 for Noma Drive Waterfront Improvements Phase I, in the amount of \$29,301.00 for Canal Dredging, in the amount of \$2,047.50 for Pond 6 Design, in the amount of \$8,377.00 for Jourdan River Boardwalk and in the amount of \$2,832.50 for Noma Drive Nature Trail .
15. **2024-304:** Motion to purchase twenty (20) computers and related equipment from CDW-G in the amount of \$18,889.06 through State EPL# 40731003-3760.
16. **2024-305:** Motion to approve IT Server Migration to Cloud Based in the amount of \$4,725.00 and software and labor setup for new computers and related equipment purchases in the amount of \$5,290.00 for a total amount of \$10,015.00 with AGJ Systems.
17. **2024-308:** Motion to approve amendment to the Work Assignment 00-23-2022 with Chiniche Engineering in the amount of \$43,080.00 for the Noma Drive Dredging Project for a total amount not to exceed \$72,538.50.
18. **2024-311:** Motion to authorize FY25 appropriation in the amount of \$1,000.00 to Magdalene House.
19. **2024-312:** Motion to approve Budget Amendment BA0000101 (FY24 outstanding/incomplete Purchase Order rollover to FY25).
20. **2024-313:** Motion to advertise for bids for Canal Dredging Project.

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

MOTION CARRIED UNANIMOUSLY

Action Agenda.

21. **2024-309:** Motion to ask the Planning and Zoning Administration to hold a public hearing at their earliest opportunity to update the city ordinance(s) addressing home-based businesses in order to reduce the impact of such businesses on neighboring properties. (Liese)

Motion made by Ward 2 Liese, Seconded by Councilmember-At-Large Maher to ask the Planning and Zoning Administration to hold a public hearing at their earliest opportunity to update the city ordinance(s) addressing home-based businesses in order to reduce the impact of such businesses on neighboring properties.

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

MOTION CARRIED

22. **2024-310:** Motion to approve the re-subdivision of Diamondhead Phase 1, Unit 6 First Addition, Block 5, Lots 15 and 16. The tax parcel numbers are 068H-0-27-007.000 and 068H-0-27-006.000. The property addresses are 9322 and 9324 Mohonua Place. The property owners are Duncan F. Matheson, III and Duncan F. Matheson, IV.

Motion made by Ward 2 Liese, Seconded by Ward 3 Cumberland to approve the re-subdivision of Diamondhead Phase 1, Unit 6 First Addition, Block 5, Lots 15 and 16. The tax parcel numbers are 068H-0-27-007.000 and 068H-0-27-006.000. The property addresses are 9322 and 9324 Mohonua Place. The property owners are Duncan F. Matheson, III and Duncan F. Matheson, IV.

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

MOTION CARRIED UNANIMOUSLY

Routine Agenda.

Claims Payable

- 23. Motion to approve Docket of Claims (DKT232290 - DKT232323) in the amount of \$894,755.57.

Motion made by Ward 4 Clark, Seconded by Ward 1 Finley to approve Docket of Claims (DKT232290 - DKT232323) in the amount of \$894,755.57.

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

MOTION CARRIED UNANIMOUSLY

- 24. Motion to approve Payroll Payables DKT232278-DKT232288 in the amount of \$56,633.98, PRCLAIM10216 in the amount of \$26,911.23, PRCLAIM10217 in the amount of \$29,592.07 and PRCLAIM10218 in the amount of \$3,048.79.

Motion made by Ward 3 Cumberland, Seconded by Ward 4 Clark to approve Payroll Payables DKT232278-DKT232288 in the amount of \$56,633.98, PRCLAIM10216 in the amount of \$26,911.23, PRCLAIM10217 in the amount of \$29,592.07 and PRCLAIM10218 in the amount of \$3,048.79.

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 1 Finley, Seconded by Ward 3 Cumberland to approve department reports.

- a. October 2024 Financials
- b. Police
- Court
- 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-

Judge Jennifer Schloegel addressed the Council.

Council Closing Comments

Executive Session

Motion made by Ward 2 Liese, Seconded by Ward 1 Finley to enter closed session to determine the need for executive session.

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

MOTION CARRIED UNANIMOUSLY

Motion made by Ward 2 Liese, Seconded by Ward 1 Finley to enter executive session pursuant to MS Code 25-41-7 (4)(g) - Transaction of Business and 25-41-7 (4)(a) – Personnel Matters Related to the City Clerk.

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

MOTION CARRIED UNANIMOUSLY

Motion made by Mayor Depreo, Seconded by Ward 2 Liese to authorize the City Attorney to make an offer for parcels 132H-1-03-006.001 and 132H-1-03-009.001.

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

MOTION CARRIED UNANIMOUSLY

NO ACTION WAS TAKEN ON THE PERSONNEL MATTER

Motion made by Mayor Depreo, Seconded by Ward 2 Liese to exit closed session.

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

MOTION CARRIED UNANIMOUSLY

Motion made by Mayor Depreo, Seconded by Ward 2 Liese to exit executive session.

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

MOTION CARRIED UNANIMOUSLY

Adjourn/Recess.

At 7:22 p.m. with no further business to come before the council, motion made by Ward 1 Finley, Seconded by Ward 4 Clark to adjourn.

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

Jeannie Klein
City Clerk