



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, January 07, 2025
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 Tuesday, January 21, 2025 at 6:00 p.m. in the Council Chambers located at City Hall.

City Manager's Report.

Public Comments on Agenda Items.

Council Comments.

Policy Agenda.

Minutes:

1. Motion to approve December 17, 2024 Regular Meeting Minutes.
2. Motion to approve December 23, 2024 Special Called Meeting Minutes.

Resolutions:

3. **PUBLIC HEARING- 2025-002:** Motion to adopt Resolution 2025-001 thereby finding, determining and adjudicating that the swimming pool at 8314 Maunalani Place, Diamondhead, Mississippi is a menace to the public safety and welfare of the citizenry, that the City Clerk is hereby authorized to advertise for bids, obtain quotes or utilize city resources to bring property into compliance with city ordinances and for other related purposes. The property is located at 8314 Maunalani Place, Parcel No. 068J-3- 41-001.000 and the property owner is Patrick Murphy.

Consent Agenda:

4. **2025-001:** Motion to authorize application for Standard Lease of Public Trust Tidelands from the Secretary of State.

Routine Agenda.

Claims Payable

- [5.](#) Motion to approve Docket of Claims (DKT232407 - DKT232433) in the amount of \$229,989.35.

Public Comments on Non-Agenda Items.

Council Closing Comments

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.



MINUTES
REGULAR MEETING OF THE CITY COUNCIL
Tuesday, December 17, 2024
6:00 PM CST
Council Chambers, City Hall

Call to Order.

Mayor Pro Tempore Shane Finley called the meeting to order at 6:00 p.m.

Invocation - Liese

Pledge of Allegiance

Roll Call

PRESENT

Councilmember-At-Large Gerard Maher

Ward 1 Shane Finley

Ward 2 Anna Liese

Ward 3 John Cumberland

Ward 4 Austin Clark

ABSENT

Mayor Nancy Depreo

Confirm or Adjust Agenda Order

Motion made by Ward 2 Liese, Seconded by Councilmember-At-Large Maher to confirm the agenda.

Voting Yea: 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, January 7, 2025 at 6:00 p.m. in the Council Chambers located at City Hall.

City Manager's Report.

CITY MANAGER REPORT

December 17, 2024

1. MDOT Projects – The Westbound deceleration ramp is closed. The demo work of the ramp is continuing. Once complete, the contractor will work on the roadway base. The closure is expected to be six weeks. Please use caution when driving in these areas and on the Interstate as lane shifts occur.

2. Park Ten Road – The contract is for 483 Calendar Days with a current end date of December 31st. The roadway was proof rolled on Monday. The paving subcontractor is onsite and will be the first lift from Leisure Time extension to Park Ten.
3. Kaleki Way – The contractor has signed the change order and will provide a schedule to complete the work.
4. Turnberry Way – The project is near completion. The first lift of paving was completed on Monday. The contractor will finish the paving by Wednesday.
5. Ahuli Place Drainage – Project has turned onto Ahuli Place. The contractor is removing the asphalt and installing the new culvert. The conflict boxes and junction boxes are being completed.
6. Hilo Master Drainage – The contractor has started on Site “C” completing the downstream section last week. They will start on Site “D” on Thursday. This will require the closure of Diamondhead Drive East. The road closure is expected to last for three days.
7. Kome Drive & Kalipekona Pond – The bids are on this agenda for your approval. The project budget was \$1.22 million.
8. Dog Park – Ochsner is working with Hancock County to meet all requirements of their lease.
9. Coon Branch – Met with the engineer today regarding this project. He is finalizing the design and will have the advertisement request on the next agenda.
10. Noma Drive Dredging – Held the pre-construction meeting today. The notice to proceed will be issued around the first of February with the schedule of work to be completed within that month.
11. Canal Dredging – The engineer is working with DEQ on requested design changes and completing all required steps from the kickoff meeting. The project still has an expected start date of March/April 2025.
12. Noma Drive Phase 1b – The contract is for 180 Calendar Days with a current end date of January 7th. Contractor has installed the electrical conduit and is working with Coast Electric to get power to the facility.
13. Jourdan River Boardwalk – We are continuing with the monthly meetings with MDEQ to move the project forward.
14. Noma Drive Nature Trail – **No update on this meeting.** The engineer has determined the phase 1 site and will start the design and layout.
15. 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.
16. Pelican Cove Drainage Project – **No update on this meeting.** The engineer has additional surveying to complete and will finalize the drawing for this project.
17. 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.
18. 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. **Public Works have filled the sink hole.**
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. **Public works have filled the area with topsoil and seeded the median.**
4. 579 Anoai Way – Resident is requesting front ditch to be cleaned as it is holding water. **Public Works have cleaned the front ditch.**
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. **The bridge has been repaired.**
8. Kalea Street – Received an email from a resident regard the drainage ditch on the east side of Koloa Street between Kalae and Ala Moana Streets. **The engineer’s survey crew has taken post measurements of the ditch to make sure the grade is correct. They are currently reviewing the site and will provide any recommendations if needed.**

Public Comments on Agenda Items. - None

Council Comments.

Policy Agenda.

Minutes:

1. Motion to approve December 3, 2024 Regular Meeting Minutes.

Motion made by Ward 4 Clark, Seconded by Ward 3 Cumberland to approve December 3, 2024 Regular Meeting Minutes.

Voting Yea: 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 3 Cumberland, Seconded by Councilmember-At-Large Maher to move Consent Agenda Item #11. **2024-325:** Motion to accept and award low bid received from JLB Construction LLC. in the amount of \$1,236,395.00 for the Kome Drive and Kalipekona Pond Drainage Project and authorize the City Manager to execute the contract for same and to issue the notice to proceed as appropriate. (GOMESA) to the Action Agenda.

Voting Yea: 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 Councilmember-At-Large Maher to approve the following consent items:

2. **2024-316:** Motion to approve Change Order 3 in the amount of -\$6,521.00 to the contract price and Pay Request 1 and 2 in the amount of \$101,650.00 and \$6,827.00 to Fair Tide Marine & Constriction, LLC. for Beaux Vue Ph 2 Drainage Improvements.
3. **2024-317:** Motion to accept substantial completion of the Beaux Vue Ph 2 Drainage Improvements Project as of November 27, 2024.
4. **2024-318:** Motion to approve payments to Covington Civil & Environmental, LLC in the amount of \$1,550.00 for Kalae Drainage Project, in the amount of \$4,495.00 for Diamondhead Paving Project, in the amount of \$2,095.00 for Site Development Plan Review, in the amount of \$2,672.00 for On-Call Survey Services, in the amount of \$1,207.50 and \$13,410.82 for Annual Unit Price Contract, in the amount of \$21,625.16 for Kome Drive and Fairway Drive Drainage Project, in the amount of \$9,100.00 for Turnberry Drainage Project, in the amount of \$3,200.00 for Ahuli Drainage Project, in the amount of \$4,214.50 for the Commercial District Transformation Project, in the amount of \$7,900.00 for Commercial District Phase III Project and in the amount of \$5,250.43 for On Call Survey Services.
5. **2024-319:** Motion to approve Pay Application 15 in the amount of \$408,923.15 to Bottom 2 Top Construction, LLC for the Commercial District Transformation Project Phase I.
6. **2024-320:** Motion to approve payment to Chiniche Engineering & Surveying in the amount of \$4,767.00 for Canal Dredging, in the amount of \$3,322.00 for Pond 6 Drainage Analysis, in the amount of \$7,323.50 for Coon Branch Drainage, in the amount of \$5,322.50 for Jourdan River Boardwalk and in the amount of \$3,504.50 for Noma Drive Dredging .
7. **2024-321:** Motion to approve Pay Application 3 in the amount of \$151,902.63 to LJ Construction, Inc., for the Turnberry Drainage Project.
8. **2024-322:** Motion to approve Pay Application 1 in the amount of \$98,813.65 to LJ Construction, Inc., for the Ahuli Drainage Project.
9. **2024-323:** Motion to authorize the City Manager to work with MEMA and FEMA to determine if SWIFT Pilot Program would benefit repetitive loss property owners.
10. **2024-324:** Motion to approve Change Order No. 2 to the contract with LJ Construction Inc. in the net amount of -\$11,422.50 for a total contract amount of \$202,140.95 and a decrease in contract time of thirty (30) calendar days for the Kolo Court Drainage Project.
12. **2024-328:** Motion to approve payment in the amount of \$6,112.50 to Digital Engineering for Beaux Vue Phase 2 Drainage Improvements.

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

MOTION CARRIED UNANIMOUSLY

Action Agenda.

- 13. 2024-326:** Motion to concur with the Planning Commission recommendation to approve a Text Amendment to Article 4.3.6.a – Uses and Conditions – Swimming Pool. The proposed text amendment is to add “Screened pool enclosures are considered pool appurtenance structures.” The Case File Number is 202400570.

Motion made by Councilmember-At-Large Maher, Seconded by Ward 2 Liese to concur with the Planning Commission recommendation to approve a Text Amendment to Article 4.3.6.a – Uses and Conditions – Swimming Pool. The proposed text amendment is to add “Screened pool enclosures are considered pool appurtenance structures.” The Case File Number is 202400570.

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

MOTION CARRIED UNANIMOUSLY

- 14. 2024-327:** Motion to concur with the Planning Commission recommendation to approve a Text Amendment to Article 4.3.10.f.xiii – Uses and Conditions - Fences. The proposed text amendment is to remove “In the situation of a corner lot, each street-side frontage shall be considered as a front yard.” The Case File Number is 202400571.

Motion made by Councilmember-At-Large Maher, Seconded by Ward 4 Clark to concur with the Planning Commission recommendation to approve a Text Amendment to Article 4.3.10.f.xiii – Uses and Conditions - Fences. The proposed text amendment is to remove “In the situation of a corner lot, each street-side frontage shall be considered as a front yard.” The Case File Number is 202400571.

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

MOTION CARRIED UNANIMOUSLY

At 6:21 p.m. Councilmember Clark left the meeting.

- 11. 2024-325:** Motion to accept and award low bid received from JLB Construction LLC. in the amount of \$1,236,395.00 for the Kome Drive and Kalipekona Pond Drainage Project and authorize the City Manager to execute the contract for same and to issue the notice to proceed as appropriate. (GOMESA)

Motion made by Ward 3 Cumberland, Seconded by Councilmember-At-Large Maher to accept and award low bid received from JLB Construction LLC. in the amount of \$1,236,395.00 for the Kome Drive and Kalipekona Pond Drainage Project and authorize the City Manager to execute the contract for same and to issue the notice to proceed as appropriate.

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

MOTION CARRIED UNANIMOUSLY

At 6:22 p.m. Councilmember Clark returned to the meeting.

Routine Agenda.

Claims Payable

- 15. Motion to approve Docket of Claims (DKT232367 - DKT232406) in the amount of \$1,086,973.45.

Motion made by Ward 3 Cumberland, Seconded by Ward 2 Liese to approve Docket of Claims (DKT232367 - DKT232406) in the amount of \$1,086,973.45.

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

MOTION CARRIED UNANIMOUSLY

- 16. Motion to approve Payroll Payables Docket of Claims DKT232358-DKT232366 in the amount of \$44,050.32 and PRCLAIM10219 in the amount 28,709.00, PRCLAIM10220 in the amount of \$31,797.79 and PRCLAIM10221 in the amount of \$3,055.04.

Motion made by Ward 4 Clark, Seconded by Ward 1 Finley to approve Payroll Payables Docket of Claims DKT232358-DKT232366 in the amount of \$44,050.32 and PRCLAIM10219 in the amount 28,709.00, PRCLAIM10220 in the amount of \$31,797.79 and PRCLAIM10221 in the amount of \$3,055.04.

Voting Yea: 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 Councilmember-At-Large Maher to approve department reports.

- a. Court
- Police
- Building
- b. November 2024 Financials

Voting Yea: 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

Adjourn/Recess.

At 6:24 p.m. with no further business to come before the council, motion made by Ward 3 Cumberland, Seconded by Ward 1 Finley to adjourn.

Voting Yea: 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



MINUTES
SPECIAL CALLED MEETING OF THE CITY COUNCIL
Monday, December 23, 2024
9:00 AM CST
Council Chambers, City Hall

Call to Order.

Mayor Pro Tempore Shane Finley called the meeting to order at 9:00 a.m.

Roll Call

PRESENT

- Councilmember-At-Large Gerard Maher – via teleconference
- Ward 1 Shane Finley
- Ward 2 Anna Liese – via teleconference
- Ward 4 Austin Clark – via teleconference

ABSENT

- Mayor Nancy Depreo
- Ward 3 John Cumberland

Confirm or Adjust Agenda Order

Motion made by Ward 2 Liese, Seconded by Ward 4 Clark to confirm the agenda.

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

MOTION CARRIED UNANIMOUSLY

Consent Agenda:

Motion made by Ward 4 Clark, Seconded by Ward 1 Finley to approve the following consent items:

- 1. 2024-329:** Motion to approve Change Order No. 2 to the contract with LJ Construction Inc. in the net amount of -\$30,999.60 for a total contract amount of \$672,549.30 and an increase in contract time of fifteen(15) calendar days for the Turnberry Drainage Project.
- 2. 2024-330:** Motion to approve Change Order No. 1 to the contract with LJ Construction Inc. in the net amount of \$25,578.56 for a total contract amount of \$296,702.81 and an increase in contract time of sixty (60) calendar days for the Kalae Drainage Project.
- 3. 2024-331:** Motion to approve Change Order No. 1 to the contract with LJ Construction Inc. in the net amount of \$50,461.52 for a total contract amount of \$522,921.52 and an increase in contract time of forty-five (45) calendar days for the Ahuli Drainage Project.

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

MOTION CARRIED UNANIMOUSLY

Adjourn/Recess.

At 9:05 a.m. with no further business to come before the council, motion made by Ward 1 Finley, Seconded by Ward 2 Liese to adjourn.

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

MOTION CARRIED UNANIMOUSLY

Nancy Depreo
Mayor

Jeannie Klein
City Clerk

COPY



5000 Diamondhead Circle
Diamondhead, MS 39525-3260
Phone: 228-222-4626 Fax: 228-222-4390
www.diamondhead.ms.gov

December 13, 2024

Patrick Murphy
8314 Maunalani Place
Diamondhead, MS 39525

RE: Notice of Violation
8314 Maunalani Place
Parcel # 068J-3-41-001.000

Mr. Murphy:

This letter will serve as your official notification that the swimming pool located at the above referenced location is not operating and is full of stagnant water which is a health hazard and a risk to public safety. In accordance with the International Property Maintenance Code, Section 303.1, "Swimming pools shall be maintained in a clean and sanitary condition, and in good repair." In addition, sections of the fence are missing which is a risk to public safety. In accordance with Diamondhead Code of Ordinances Section 4.3.6 Swimming Pool, "Where permitted, swimming pools designed to a water depth of 24 inches or more shall be subject to the following conditions: b) Fence. Swimming pools shall be fenced in accordance with the applicable building code in force for the City of Diamondhead.

Violations of one or more of the following laws, statutes, codes or ordinances were identified: Section 21-19-11 (Miss Code Annotated, 1972 as amended), International Property Maintenance Code (IPMC), and Diamondhead Code of Ordinances.

The violations are as follows: Public safety hazard, IPMC Section 303.1; Diamondhead Code of Ordinances Section 4.3.6; MS Statute Section 21-19-11

Based on the violations identified, the City requests that you take the following corrective actions:

Drain, clean and repair the pool so that it operates as designed. Repair or replace the fence (permits required).

Or

Drain the pool and fill it with sand.

The City is asking that you please take the above actions within the next twenty-five (25) days to prevent further action as set out in the paragraph below.

NOTICE OF HEARING

If you have not taken the above corrective actions within the 25 days provided, you are hereby given notice of and invited to attend a hearing before the Diamondhead City Council on January 7, 2025, at 6:00 PM in the City Council chambers at 5000 Diamondhead Circle, Diamondhead, MS 39525, on the violations set forth above. At this hearing, the City Council will be asked to adjudicate that the subject property is in a state of uncleanness or a menace to the public health, safety and general welfare of the community. This adjudication will also authorize the City of Diamondhead to re-enter the property for a period of one (1) year without any further hearings if notice is posted on this property and at City Hall, 5000 Diamondhead Circle, Diamondhead, MS at least seven (7) days prior to re-entering the property for resolution of the same type of violation. In addition, the City Council will be asked to authorize advertisements for bids to perform the necessary corrective actions. All costs incurred will be assessed to your property taxes and/or posted to the Hancock County Judgment Rolls. Please contact our office at 228-222-4626, if you have any questions about this letter or if the requested corrective actions are taken within the TWENTY-FIVE (25) day period to avoid our proceeding with a hearing on your property.

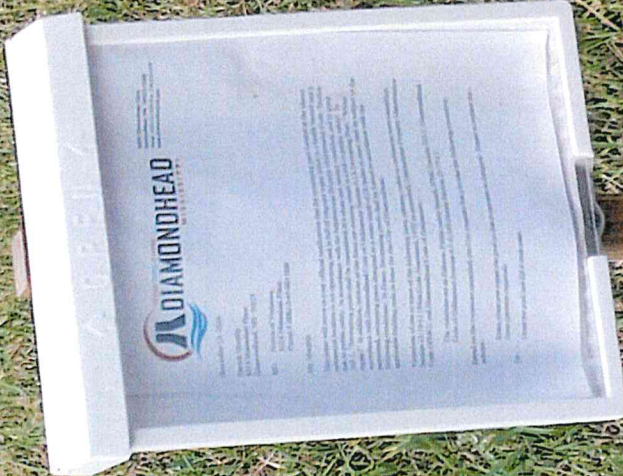
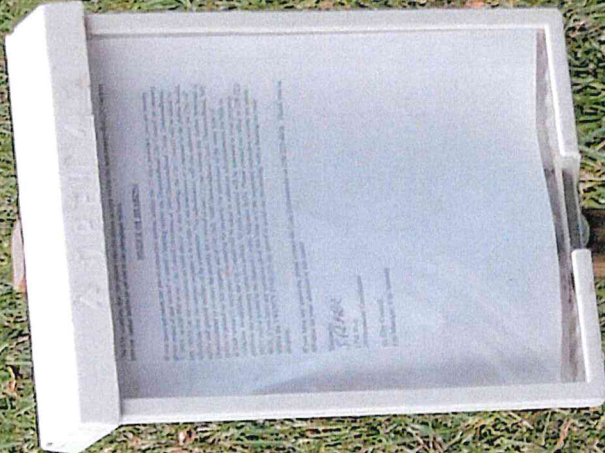
If you have any questions, please contact the Code Enforcement on 228-222-4626. Thank you in advance for your attention to this matter.

Sincerely,

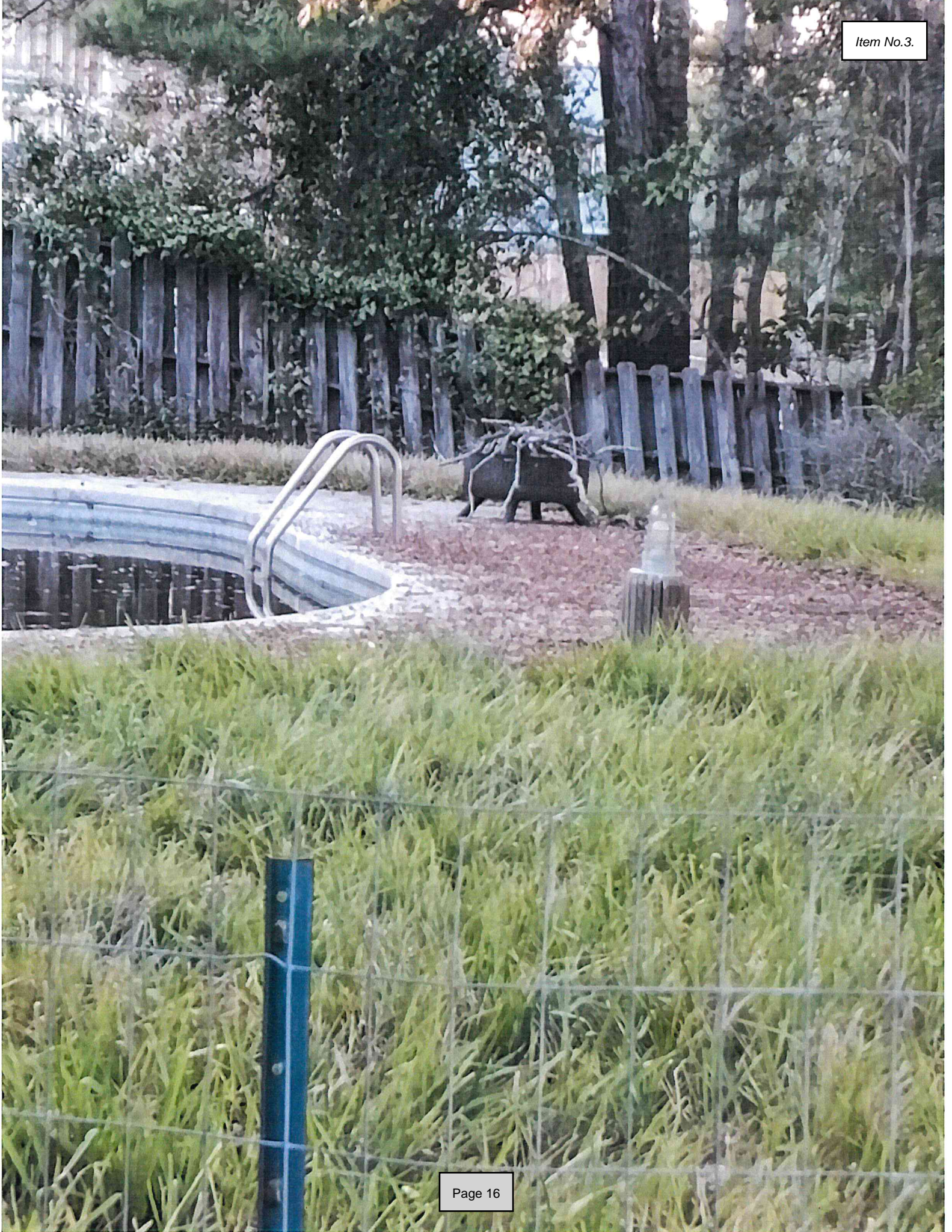


J. Pat Rich
Development Coordinator

Cc: City Council
City Manager, City Attorney











JENSEN

DITA PEGGY C

220' +/-

220' +/-

215' +/-

200' +/-

75' +/-

70' +/-

100' +/-

90' +/-

95' +/-

100' +/-

100' +/-

108.6'

11.4'

100'

135'

160.8'

27.9'

65.8'

37.8'

36.6'

38.9'

27.9'

35.2'

60'

29.2'

100'

37.8'

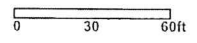
36.6'

x,y

068J-3-41-001.000

Parcel Number: 068J-3-41-001.000
 Owner Name: MURPHY PATRICK
 Owner Address: 8314 MAUNALANI PLACE
 Owner City, State ZIP: DIAMONDHEAD, MS 39525
 Physical Address: 8314 MAUNALANI PLACE
 Improvement Type: RES
 Year Built: 1992
 Base Area: 3153
 Adjusted Area: 3700
 Actual Total Value: 453288
 Taxable Total Value: 0
 Estimated Tax: 5454.43
 Homestead Exemption: Yes
 Deed Book: 2023
 Deed Page: 5247
 Legal Description 1: PT 30 BLK 1 UN 6 PH 1
 Legal Description 2: DIAMONDHEAD

Close Export



There came on for consideration at a meeting of the City Council of the City of Diamondhead, Mississippi, held on the 7th day of **January, 2025**, the following Resolution:

A RESOLUTION THE CITY COUNCIL OF THE CITY OF DIAMONDHEAD, MISSISSIPPI, FINDING AND ADJUDICATING THAT THE HEREIN DESCRIBED PROPERTY HAS A SWIMMING POOL THAT IS NOT OPERATING AND IS FULL OF STAGNANT WATER THAT POSES A SERIOUS HEALTH HAZARD AND RISK TO PUBLIC SAFETY TO THE COMMUNITY AND WELFARE OF THE CITIZENRY OF THE CITY AND AUTHORIZING ADVERTISEMENT FOR BIDS OR TO OBTAIN QUOTE(S) TO DRAIN THE SWIMMING POOL AND FILL IT WITH SAND LOCATED ON PARCEL NUMBER (068J-3-41-001.000) AND TO ASSESS THE COSTS TO THE SAID PROPERTY OWNER

WHEREAS, the Mayor and City Council of the City of Diamondhead, Mississippi, (the "City"), pursuant to Mississippi Code Annotated §21-19-11, 1972, as amended, finds, determines, and adjudicates, based upon the investigation of the City's Building/Code Enforcement Department, that the uninhabited residence described below is such a menace to the public safety, and welfare of the citizenry of the City; and

WHEREAS, said residence, as described herein, is within the corporate boundaries of the City of Diamondhead, Hancock County, Mississippi; and

WHEREAS, the swimming pool located on the property has been investigated by the Building Department and recommended by the Development Coordinator for adjudication as the existence thereof is presenting serious concern and potential adverse effect to the public health, safety and welfare of the citizenry of the City is identified as:

Property is located at 8314 Maunalani Place, Diamondhead, Mississippi (Parcel Number 068J-3-41-001.000). The property is owned by Patrick Murphy.

WHEREAS, the property owner was provided notice by the City pursuant to Mississippi Code Annotated §21-19-11, 1972, as amended, by mail to Patrick Murphy, 8314 Maunalani Place, Diamondhead, Mississippi, notice posted on site at 8314 Maunalani Place, Diamondhead, Mississippi by City of Diamondhead Development Coordinator, J. Pat Rich and notice posted on the bulletin boards at City Hall, all within Diamondhead, Mississippi; and

WHEREAS, the City Council of the City of Diamondhead further finds, determines and adjudicates advertisement for bids or obtaining quotes to drain the swimming pool and fill it with sand on the property located at 8314 Maunalani Place, Diamondhead, Mississippi, should be made in the form and manner as provided by law; and

WHEREAS, the City Council further finds, determines, and adjudicates that the cost to drain the swimming pool and fill it with sand, shall not exceed the aggregate amount of \$20,000.00 per parcel per calendar year or the fair market value of the property subsequent to removal, whichever is more. Said amount including a penalty shall be assessed as a lien against said property as provided by law and shall be enrolled in the office of the Circuit Clerk of Hancock County, Mississippi, as other judgments are enrolled, and /or in the office of the Chancery Clerk of Hancock County, Mississippi; and

WHEREAS, the City Council of the City of Diamondhead further finds, determines, and grants authority to the Building Department or designee to re-enter the properties for a period of two (2) years without any further hearings if notice is posted on these properties and at City Hall, 5000 Diamondhead Circle, Diamondhead, Mississippi 39525, at least seven (7) days prior to re-entering the properties for resolution of the same type of violation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DIAMONDHEAD, MISSISSIPPI, AS FOLLOWS:

SECTION 1. That the matters, facts, and things recited in the Preamble hereto are hereby adopted as the official findings of the Governing Authority.

SECTION 2. That the property located at 8314 Maunalani Place, Diamondhead, Mississippi, be and hereby is declared to be a menace to the public health, safety, and welfare of the citizenry of the City of Diamondhead.

SECTION 3. That the City Clerk be and hereby is authorized to advertise for bids or obtain quote(s) and/or utilize city resources to drain the swimming pool and fill it with sand located on the above-described property and lying within the corporate boundaries of the City of Diamondhead, Hancock County, Mississippi.

SECTION 4. That the cost to drain the swimming pool and fill it with sand assessed, shall be a lien against said properties as provided by law and shall be enrolled in the office of the Circuit Clerk of Hancock County, Mississippi, and/ or in the office of the Chancery Clerk of Hancock County, Mississippi.

SECTION 5. That City Council of the City of Diamondhead further finds, determines, and hereby grants authority to the Building Department or any designee thereof to re-enter the property for a period of two (2) years without any further hearings if notice is posted on this property and at City Hall, 5000 Diamondhead Circle, Diamondhead, Mississippi 39525, at least seven (7) days prior to re-entering the properties for resolution of the same type of violation.

Councilmember _____ moved for the adoption of the Resolution,
 which was seconded by Councilmember _____.

Upon being put to a roll call vote, the following ballots were cast:

	Aye	Nay	Absent
Councilmember Finley	—	—	—
Councilmember Liese	—	—	—
Councilmember Cumberland	—	—	—
Councilmember Clark	—	—	—
Councilmember Maher	—	—	—
Mayor Depreo	—	—	—

WHEREUPON the Mayor declared the Motion carried and the Resolution adopted, this
 the 7th day of January, 2025.

ATTEST:

ADOPTED:

CITY CLERK

MAYOR



FOR OFFICE USE ONLY:
No. _____
Date: _____

APPLICATION FOR STANDARD LEASE OF PUBLIC TRUST TIDELANDS

1. APPLICATION BY: (Please check ONE)
 Individual Partnership Corporation Public Agency

Applicant's Name: City of Diamondhead

Address: 5000 Diamondhead Circle
Diamondhead, MS 39525

Telephone: (228) 222-4626 (____) _____
Business Other

Email: JMcCraw@diamondhead.ms.gov

Preferred Communication:
(Check One)
 Email
 Mail (USPS)

2. APPLICANT'S ATTORNEY AND/OR AUTHORIZED AGENT (IF APPLICABLE)

Name: Jason Chiniche

Address: 407 Hwy 90
Bay St. Louis, MS 39520

Telephone: (228) 467-6755 Email: jason@chiniche.com

3. GEOGRAPHIC LOCATION OF SUBMERGED LAND: (Attach vicinity map - preferably a reproduction of appropriate portion of current United States Geological Survey Quadrangle Map)

9 Section T8S Township R14W Range Hancock County

Nearest City/Community: Diamondhead

Name of Waterbody (if any): Jourdan River

Estimated area of project (square feet): ±15,000

4. PLANNED USE OF TIDELANDS: (Check All that Apply)

- Commercial
- Industrial
- Residential
- Recreational

- Private
- Public
- Other (Please Explain): _____

5. CONSTRUCTION OF PROPOSED IMPROVEMENTS:

<input checked="" type="checkbox"/>	New	<input type="checkbox"/>	Renovation/Expansion			
<input type="checkbox"/>	Boat Slip	Length _____	Width _____	Depth _____		
<input type="checkbox"/>	Marina	Length _____	Width _____	Depth _____		
<input checked="" type="checkbox"/>	Wharf-Pier	Length <u>±1250'</u>	Width <u>8'</u>	Depth <u>±5</u>		
<input type="checkbox"/>	Docking	Length _____	Width _____	Depth _____		
<input type="checkbox"/>	Other: (Please Explain): _____					

6. PROJECT SCHEDULE:

Proposed start date: July 2025

Proposed completion date: December 2025

Estimated cost of project: \$1,800,000

7. RIPARIAN OWNERSHIP: (Attach true copy of evidence of title for upland riparian property or, if applicable, notarized assignment and assignor's evidence of title)

Upland Riparian Owner (if different from applicant):

Name: Michael Casano

Address: 4403 East Aloha Dr.
Diamondhead, MS 39525

Telephone: (228) 225-0035 (____) _____
Business Other

8. LOCATION OF RIPARIAN PROPERTY:

Subdivision, Block and Lot No.: PT Gov Lot 2 9-8S-14W

Assessor's Parcel No. 132-0-09-007.000 Size (square feet) 70,724.6

Zoning Classification: PR Preservation

Will tidelands project necessitate change in present upland zoning classification? Yes No

If yes, please list any rezoning change(s), indicating status of approval _____

Value of upland riparian parcel as listed on County Tax Assessor's Roll \$ 7.78

Please describe improvements on upland riparian parcel: _____

9. DESCRIBE ALL ACTIVITIES TO BE CONDUCTED ON THE LEASED PROPERTY:

Wildlife and nature pier with three seating/observation areas

If the property to be leased is to be used for any purpose other than single family residential property, attach two (2) prints of a survey prepared, signed and sealed by a person properly registered as a land surveyor by the Mississippi State Board of Registration for Professional Engineers and Land Surveyors with the following requirements:

- (1) Utilizing an appropriate scale on 8½” x 11” size paper, unless a larger size is necessary to provide sufficient clarity and detail;
- (2) Showing the line of mean high tide, if any;
- (3) Showing the location of shoreline and submerged vegetation, if any;
- (4) Showing the location of any proposed structures and all existing structures, if any;
- (5) Showing the applicant’s or assignor’s upland parcel property lines, if property to be leased abuts on property which is outside the public trust;
- (6) Showing the primary navigation channels or direction to the center of the affected waterbody; and
- (7) Including a legal description of area to be leased with State Plane coordinates of reference point.

If the property to be leased is to be used as a single family residential property, attach two (2) copies of dimensioned site plan drawing(s) with the following requirements:

- (1) Utilizing an appropriate scale on 8½” x 11” size paper;
- (2) Showing the approximate water’s edge;
- (3) Showing the location of shoreline vegetation, if any;
- (4) Showing the location of the existing structures and proposed structures, if any;
- (5) Showing the applicant’s upland parcel property lines, if property to be leased abuts on property which is outside the public trust;
- (6) Showing the primary navigation channels or direction to the center of the affected waterbody; and
- (7) Including a legal description of area to be leased.

10. LIST ALL APPROVALS OR CERTIFICATIONS RECEIVED OR APPLIED FOR FROM FEDERAL, STATE OR LOCAL AGENCIES FOR ANY STRUCTURES, CONSTRUCTION, OR OTHER ACTIVITIES DESCRIBED IN THIS APPLICATION.

<u>AGENCY</u>	<u>Approval Type</u>	<u>Application No.</u>	<u>Approval Date</u>
U.S. Army Corps of Engineers	Pending	SAM-2022-0017-AMR	
Dept. of Marine Resources	Pending	DMR24-000460	
MDEQ, Office of Pollution Control			
City/County			
Other			

Explanation, if applicable: _____

NOTE: ANY OF THE APPROVALS OBTAINED MUST BE SUBMITTED AS AN ATTACHMENT TO THIS APPLICATION ALONG WITH DETAILED PLAN OR PLOT OF LEASED AREAS, VICINITY MAPS, OWNERSHIP MAPS, STRUCTURAL PLANS OR CONSTRUCTION BLUEPRINTS.

11. ATTACH SATISFACTORY EVIDENCE OF OCCUPANCY AND PAYMENT OF TAXES BY THE APPLICANT AND/OR HIS PREDECESSOR IN INTEREST PRIOR TO JULY 1, 1973, IF APPLICABLE, OR A STATEMENT ACKNOWLEDGING OCCUPANCY OF THE PROPERTY COMMENCED ON OR AFTER JULY 1, 1973.

12. TERM OF LEASE:

Request the lease be granted for 40 years with the option to renew for 25 years upon expiration of the primary term.

NOTE: MAXIMUM TERM IS FORTY (40) YEARS AND MAXIMUM RENEWAL TERM IS TWENTY-FIVE (25) YEARS.

13. PUBLIC ACCESS: (Please circle ONE) ALLOWED NOT ALLOWED

If public access is allowed, please describe extent of available public access and all barriers or hindrances thereto.

Public access allowed, with no barriers or hindrances.

If public access is not allowed, please state reasons for restriction.

If the facility includes a marina, will at least 50% of berths be available for use by members of the general public at the same rates charged other customers and/or members? (Please circle ONE)

YES NO

14. SIGNATURE AND CERTIFICATION:

All statements contained above and attached exhibits are true and correct to the best of my knowledge and belief. I agree to provide any additional data or information which may be required or requested by the Secretary of State's Office.

I enclose a non-refundable application processing fee in the amount of:

- \$50.00 for single family residential use
- \$150.00 for all other uses

Jaron Chivich, P.E.

12/13/2024

Signature of Applicant or Agent

Date

Project Engineer

Title



City of Diamondhead, MS

Docket of Claims Register - Council

Item No.5.

APPKT02308 - 1.7.25 DOCKET

By Docket/Claim Number

Docket/Claim #	Vendor Name	Payable Date	Payable Number	Payable Description	Account Number	Account Name	Payment Amount	
							Line	Amount
DKT232407	ABC Rental	01/07/2025	237097-2	COTTON CANDY RENTAL	001-140-650.00	Promotions		56.00
								56.00
DKT232408	AGJ	01/07/2025	119399	IT - MONTHLY BILLING - JANUARY 2025	001-140-605.00	Professional Fees - IT		2,623.26
								40.00
								121.50
								250.00
								2,120.76
	MSP-119194		IT- MONTHLY BILLING - JANUARY	001-140-605.00	Professional Fees - IT		250.00	
				001-140-605.00	Professional Fees - IT		2,120.76	
				001-140-605.00	Professional Fees - IT		91.00	
DKT232409	Amazon com LLC	01/07/2025	1D6D-QVHM-DYH4	BUILDING LIGHTS, INK, FILTERS	001-140-560.00	Repairs & Maintenance - Building		510.98
								269.97
								238.60
								16.79
			1FWH-9R9W-HFRD	CAPACITOR RETURN	001-140-501.00	Supplies	-14.38	
DKT232410	BEAU KING	01/07/2025	DECEMBER 2024	TRAVEL REIMBURSEMENT - MEALS	001-280-615.00	Travel & Training		69.93
								69.93
DKT232411	Building Officials Association of Mississippi	01/07/2025	12/4/24	BOAM WINTER CONFERENCE - BEAU KING	001-280-615.00	Travel & Training	250.00	250.00
DKT232412	Clyde C Scott Insurance	01/07/2025	52941	SURETY BOND RENEWAL 2/6/25-2/6/26	001-140-625.00	Insurance		1,750.00
								1,750.00
DKT232413	Coast Electric Power Association	01/07/2025	12/18/24-026	MONTHLY ELECTRIC BILL	001-301-630.00	Utilities - Streetlights & Other		454.79
								57.99
								47.51
								139.74
								54.35
								54.35
								46.50
								54.35
	12/25/24-021			001-301-630.00	Utilities - Streetlights & Other		57.99	
	12/25/24-022			001-301-630.00	Utilities - Streetlights & Other		47.51	
	12/25/24-023			001-301-630.00	Utilities - Streetlights & Other		139.74	
	12/25/24-024			001-301-630.00	Utilities - Streetlights & Other		54.35	
	12/25/24-025			001-301-630.00	Utilities - Streetlights & Other		54.35	
	12/25/24-027			001-301-630.00	Utilities - Streetlights & Other		46.50	
				001-301-630.00	Utilities - Streetlights & Other		54.35	

Docket of Claims Register - Council

APPKT02308 - Item No.5 T

Docket/Claim #	Vendor Name	Payable Date	Payable Number	Payable Description	Account Number	Account Name	Line Amount	Payment Amount
DKT232414	CSpire Cell Service	01/07/2025	12/18/24	CELLULAR SERVICE FOR NOVEMBER	001-140-632.00	Telephone - Cell	44.93	1,003.41
					001-200-612.00	Internet	344.80	
					001-280-632.00	Telephone - Cell	179.72	
					001-301-632.00	Telephone - Cell	433.96	
DKT232415	CUSICK & WILLIAMS, PLLC	01/07/2025	1676	GENERAL MATTERS -- DECEMBER	001-140-603.00	Professional Fees - Legal	5,531.25	9,562.50
			1677	PLANNING AND ZONING -- DECEMBER	001-280-603.00	Professional Fees - Legal	593.75	
			1678	CITY PROSECUTOR -- DECEMBER	001-110-603.00	Professional Fees - Legal	3,000.00	
			1679	GENERAL MATTERS -- DECEMBER	001-140-603.00	Professional Fees - Legal	31.25	
			1680	BANK STABILIZATION AND EASEMENT ACQ -- DECEMBER	191-000-603.00	Professional Fees - Legal	312.50	
			1682	DW AGAINST CODH -- DECEMBER	001-140-603.00	Professional Fees - Legal	93.75	
DKT232416	DIAMONDHEAD COUNTRY CLUB & POA	01/07/2024	JANUARY 2025	RENTAL OF MAINTENANCE YARD -- JANUARY	001-301-640.00	Rentals	1,000.00	1,000.00
DKT232417	Diamondhead Water and Sewer District	01/07/2025	1/10/25-020	WATER	001-140-630.00	Utilities - General	128.55	400.16
					001-140-630.00	Utilities - General	64.27	
					001-301-630.00	Utilities - Streetlights & Other	25.82	
					001-301-630.00	Utilities - Streetlights & Other	78.24	
					001-301-630.00	Utilities - Streetlights & Other	25.82	
					001-301-630.00	Utilities - Streetlights & Other	25.82	
					001-301-630.00	Utilities - Streetlights & Other	25.82	
					001-301-630.00	Utilities - Streetlights & Other	25.82	
					001-301-630.00	Utilities - Streetlights & Other	25.82	
DKT232418	Fuelman	01/07/2025	NP67606887	FOR THE WEEK ENDING 12.15.24	001-200-525.00	Fuel	740.89	2,145.73
					001-280-525.00	Fuel	77.20	
					001-140-525.00	Fuel	43.09	
					001-200-525.00	Fuel	642.57	
					001-280-525.00	Fuel	113.46	
					001-200-525.00	Fuel	528.52	
					001-200-525.00	Fuel		
NP67658248	FOR THE WEEK ENDING 12.29.24							

Docket of Claims Register - Council

Docket/Claim #	Vendor Name	Payable Date	Payable Number	Payable Description	Account Number	Account Name	Line Amount	Payment Amount
DKT232419	Hancock County Sheriffs Office	01/07/2025	2024-DHLE-032	INTERLOCAL AGREEMENT FOR WEEK ENDING 11.30.24	001-110-681.00	Other Services & Charges	79.64	89,380.35
					001-200-690.00	Interlocal Agreement	46,605.47	
					001-200-612.00	Internet	246.00	
			2024-DHLE-033	INTERLOCAL AGREEMENT FOR WEEK ENDING 12.14.2024	001-140-650.00	Promotions	601.56	
					001-110-681.00	Other Services & Charges	79.64	
					001-200-690.00	Interlocal Agreement	41,522.04	
					001-200-612.00	Internet	246.00	
DKT232420	King Waste Services LLC	01/07/2025	I5751	CHRISTMAS EVENT PORTOLETS	001-140-650.00	Promotions	95.00	395.00
					001-140-650.00	Promotions	300.00	
DKT232421	Marvin J Bobinger III	01/07/2025	DECEMBER 2024	LOBBYING SERVICES FOR DECEMBER	001-653-601.00	Professional Fees - Consulting	4,000.00	4,000.00
DKT232422	MS Department of Public Safety	01/07/2025	NOVEMBER 2024 - DUI	COURT ASSESSMENTS	650-110-131.00	State Assessments Payable	233.71	233.71
DKT232423	PUCKETT MACHINERY COMPANY	01/07/2025	1070878-0002	DOZER RENTAL - DIESEL AND PICKUP CHARGE	158-000-640.00	Rentals	2,559.80	587.80
			1070878-0003	CREDIT MEMO - EXTENDED RENTAL & ENVIRONMENTAL FEE	158-000-640.00	Rentals	-1,972.00	
DKT232424	Rebel Sound Systems Inc	01/07/2025	16166	SMOKE DETECTOR SERVICE CALL	001-140-635.00	Professional Fees - Repair & Maint Outside Serv	293.00	293.00
DKT232425	South MS Business Machines Gulfport	01/07/2025	473076	PER COPY CHARGE FOR NOVEMBER	001-280-506.00	Copier Usage/Maintenance	63.16	63.16
DKT232426	SunSouth LLC	01/07/2025	5069272	FA #521 REPAIRS	001-301-635.00	Professional Fees - R&M Outside Services	419.80	419.80
DKT232427	THE PEOPLES BANK	01/07/2025	2/1/25	GO BOND PROJECT - INTEREST DUE 2/1/25	104-800-810.00	GENERAL OBLIGATION INTEREST	83,316.58	83,316.58

Docket of Claims Register - Council

APPKT02308 - CLAIMS DOCKET Item No.5.

Docket/Claim #	Vendor Name	Payable Date	Payable Number	Payable Description	Account Number	Account Name	Payment Amount Line Amount	
DKT232428	ThyssenKrupp Elevator Corporation	01/07/2025	3008290211	MAINTENANCE CONTRACT FOR 2025 - QUARTER 1	001-140-681.00	Other Services & Charges	990.53	
DKT232429	UniFirst Corporation	01/07/2024	1530188419	UNIFORM RENTAL FOR THE WEEK ENDING 12.16.24	001-301-535.00	Uniforms	194.85	
			1530189914	UNIFORM RENTAL FOR THE WEEK ENDING 12/23/24	001-301-535.00	Uniforms	64.95	
		01/07/2025	1530191189	UNIFORM RENTAL FOR THE WEEK ENDING 12/30/24	001-301-535.00	Uniforms	64.95	
DKT232430	US BANK NATIONAL ASSOCIATION	01/07/2025	530500	CHRISTMAS ON TOWN GREEN COOKIES AND SUPPLIES	001-140-650.00	Promotions	148.27	
DKT232431	VULCAN MATERIALS COMPANY	01/07/2025	2463391	610 & 57 WASH LIMESTONE	158-000-583.00	Gravel, Sand, Rip Rap	28,534.36	
			2464499		158-000-583.00	Gravel, Sand, Rip Rap	11,543.43	
DKT232432	Waste Management	01/07/2025	0851692-4768-2	DUMPSTER RENTAL	001-140-681.00	Other Services & Charges	16,990.93	
DKT232433	Wright National Flood Insurance Company	01/07/2025	2024	FLOOD INSURANCE	001-140-625.00	Insurance	76.18	
Total Claims: 27							Total Payment Amount:	229,989.35