



Mayor Depreo
Councilmember Maher At-Large
Councilmember Finley Ward 1
Councilmember Moran Ward 2
Councilmember Sheppard Ward 3
Councilmember Clark Ward 4

AGENDA
REGULAR MEETING OF THE CITY COUNCIL
Tuesday, December 21, 2021
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.

Council Comments.

- a. The next Regular Council Meeting will be held January 4, 2022 at 6:00 p.m. in Council Chambers at 5000 Diamondhead Circle.
- b. City Hall will closed Thursday, December 23 and Friday, December for the Christmas Holiday and Friday, December 31, 2021 for the New Year Holiday.
- c. Al Jordan with Healy and Jordan Attorneys regarding opioid litigation.
- d. John Brdecka, Executive Director, Hancock County Library System

City Manager's Report.

Public Comments on Agenda Items.

Policy Agenda.

Minutes:

1. Motion to approve the December 7, 2021 Regular Meeting Meeting Minutes.

Ordinances:

Resolutions:

2. **2021-402:** Motion to adopt Resolution 2021-082 to accept the donation real property for drainage and greenspace purposes from Hammons and Prattini and for other related matter.
3. **2021-403:** Motion to adopt Resolution 2021-083 thereby authorizing the submittal FY22 GOMESA Grant Application for funding for Diamondhead Drainage Projects and for other related matters.
4. **2021-084:** Motion to adopt Resolution 2021-084 setting salaries for FY22 with 3% increase effective January 3, 2022.

- 5.** **2021-408:** Motion to adopt Resolution 2021-085 thereby concurring with The Planning Commission recommendation and approving the City of Diamondhead Text Amendment to reduce the number of publication days and increase the number of mail notices in the Zoning Ordinance (Ord. 2012-006) and Subdivision Regulations (Ordinance 2020-001). Case File Number is 202100493. The proposed text amendments would make the following changes to Appendix A – Zoning, Article 2.9 – Public Notice Procedure, Section 2.9.1.A – change “300 feet” to “400 feet”; Section 2.9.1.B – change “three hundred (300) feet” to “four hundred (400) feet”; Section 2.9.6.B – change “three hundred (300) feet” to “four hundred (400) feet”; Section 2.9.7.A.ii – change “Two (2) publication days” to “One publication day” and Subdivision Regulations Article III – Procedures, Article 301.6 – change “three hundred feet (300’)” to “four hundred feet (400’)”; Article 303.2.3 – change “three hundred feet (300’)” to “four hundred feet (400’)”; Article 320.4.e and Article 320.5.b – “change 300 to 400”.
- 6.** **2021-409:** Motion to adopt Resolution 2021-086 thereby concurring with The Planning Commission recommendation and approving the City of Diamondhead Text Amendment to require the use of 100-year storm events in the Zoning Ordinance (Ord. 2012-019) and Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance (Ord. 2013-030). Case File Number is 202100494. The proposed text amendments would make the following changes to Zoning Ordinance Article 14 – Land Alterations and Disturbances, Article 14.1.3.D – Land Clearing and Drainage, – change “5-year storm” to “100-year storm”, insert a period after "urbanized areas", remove "wherein the rainfall is one (1) hour at a rainfall of three (3) inches per hour." and add "The approximate value for "I" precipitation intensity in inches per hour, shall be obtained from the NOAA Website at <http://hdsc.nws.noaa.gov/hdsc/pfds/>. This website provides precipitation intensity information." before "Runoff shall be drained...". In Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance Chapter 24- Stormwater Management, Section 24-10 (a) – Stormwater Detention Standards and Requirements – add "100- year" after "50-year" to “two-year, five-year, ten-year, 25-year and 50-year, 24-hour storm events.”
- 7.** **2021-:** Motion to adopt Resolution 2021- thereby abandoning a 5' drainage/utility easement on each side of the common property line between Lots 31 and 32, Diamondhead Phase 1, Unit 8, Block 4. The physical address is 1084 Koloa Court; parcel numbers are 067G-1-25-035.000 and 067G-1-25-036.000. (Kumre)

Consent Agenda:

- 8.** **2021-378:** Motion to approve Memorandum of Understanding with the State of Mississippi relating to the Opioid Litigation Settlement fees and accepting the terms therein.
- 9.** **2021-405:** Motion to approve Change Order No. 1 in the amount of \$3,656.20 to the contract with Bottom 2 Top Construction for the Hilo Street Culvert Replacement.
- 10.** **2021-406:** Motion to accept bids received East Aloha Drive Phase 1 Improvements (MDA/SMLP Grant) and award same to Moran Hauling, Inc., the low base bid in the amount of \$396,923.49 and Alternate Bid in the amount of \$23,138.00 for a total project cost \$420,061.49.
- 11.** **2021-410:** Motion to approve Mayor Depreo and City Manager Reso to serve as members of the Hancock County Library Strategic Planning Committee.

Action Agenda.

- 12.** **2021-407:** Motion to concur with the Planning Commission recommendation to approve Janet Harmon-Curvey and John A. Curvey's application requesting a variance from the Zoning Ordinance

(Article 4.19) to allow the construction of a covered patio (36.26' x 11.4') within 17.9' of the rear property line. Additionally, to construct a masonry fireplace (3'x6') within 14.9' of the rear property line. The property address is 7518 Augusta Way. The tax parcel number is 067M2-35-007.000. 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' and the fireplace is 5.1'. The Case File Number is 202100459.

Routine Agenda.

Claims Payable

- [13.](#) Motion to approve Docket of Claims (DKT159144 - DKT159165) in the amount of \$212,043.75.

Department Reports

- [a.](#) November 2021 Financial Reports
- [b.](#) Police Department
 - Permitting and Inspections
 - Code Enforcement
 - Privilege Licensing

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.



Mayor Depreo	At	Item No. 1.
Councilmember Maher		
Councilmember Finley		Ward 1
Councilmember Moran		Ward 2
Councilmember Sheppard		Ward 3
Councilmember Clark		Ward 4

MINUTES
REGULAR MEETING OF THE CITY COUNCIL
Tuesday, December 07, 2021
6:00 PM CST
Council Chambers, City Hall

Call to Order.

Mayor Depreo called the meeting to order at 6:07 p.m.

Invocation - Councilmember Clark

Pledge of Allegiance

Eagle Scout Thomas Konkel and member of Boy Scout Troup 210 lead the Pledge of Allegiance.

Roll Call

PRESENT

Mayor Nancy Depreo

Councilmember-At-Large Gerard Maher

Ward 2 Alan Moran

Ward 4 Charles Clark

ABSENT

Ward 1 Shane Finley

Ward 3 Ricky Sheppard

Confirm or Adjust Agenda Order

Motion made by Ward 4 Clark, Seconded by Councilmember-At-Large Maher to amend and approve the agenda as follows:

ADD: Authorize the City Manager to negotiate donation or purchase of parcel 0067N-1-35-047.000 located on Crooked Stick Turnberry Drainage improvements, and

Move Agenda Item14 - **2021-388**: Motion to approve the selection of Orion Planning to serve as consultant for the GRPC/MDOT Grant for wayfinding, navigation and implementation master plan from the Consent Agenda to the Action Agenda.

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 2 Moran, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

Presentation Agenda.

Council Comments.

1. The next regularly scheduled meeting of the City Council will be held December 21, 2021 at 6:00 p.m. in City Hall Council Chambers.
2. City Hall will be closed Thursday and Friday December 23 - 24, 2021 in observance of Christmas and Friday, December 31, 2021 in observance of the New Year.

3. Diamondhead Christmas Parade will be Saturday, December 11th starting at City Hall at 1:30 p.m. and traveling the complete circle around Diamondhead Drive (North, West and East).
4. Proclamation honoring Eagle Scout Thomas Konkel.
Mayor Depreo honored Eagle Scout Thomas Konkel for his Eagle Scout achievement. Konkel's project including raising funds and building 10 benches for the dog park and 6 bird houses designed for blue birds.
5. Bobbi Kittle, Employee Benefits Consultant with Hub International - Overview of employee benefits and policy renewals.

City Manager's Report.

1. Land Donation by Casano – There is a resolution on the agenda to accept the donation of land from Mike and Peter Casano for the right of way at the end of Noma Drive for the boat launch project. This will be used for the roadway, boat launch and parking area.
2. Mardi Gras Parade – There is a resolution to ask the City of Waveland to borrow their viewing stands for the Diamondhead Mardi Gras Parade. We have done this for the last couple of years at no cost to the city.
3. Land Purchase from Peoples Bank – At the last meeting, the council authorized the administration to make an offer to purchase 48 parcels from Peoples Bank for \$75K. This offer was accepted by Peoples Bank. This resolution provides authorization for the administration to purchase the land. We hope to close on this property on December 17.
4. GRPC Grant – The city received a \$75K planning grant from GRPC for our wayfinding project. I am recommending Orion Planning and Design as the consultant on this project. There is another agenda item approving the agreement with MDOT for this grant.
5. Bayou Drive Kayak Launch – There is a new work assignment with Chinichi Engineering for rebuilding the kayak launch that was destroyed by the storms. This is only rebuilding the kayak launching area since the main pier was not damaged.
6. Covington Engineering Work Assignment – There is a new work assignment for Covington Engineering to survey the ditch and rear property lines on Kome Drive. This is related to ditch erosion and to see if the ditch is expanding outside of the drainage easement in this area.
7. Cost of Living Salary Increase for Employees – After discussion by the council at the last meeting, I am recommending a 3% cost of living increase for all employees effective January 3, 2022. Everyone is experiencing the drastic increases in cost of living at this time. This is having a major impact on employees. The council asked the administration to look at this option. The increase cost is about \$30K annually. If the council decides to approve this recommendation, the administration will prepare the order for salaries and any necessary budget amendments at the next meeting.

Public Comments on Agenda Items - None.

Policy Agenda.

Minutes:

- 1. Motion to approve the November 10, 2021 Recess Meeting Minutes.

Motion made by Ward 4 Clark, Seconded by Councilmember-At-Large Maher to approve the November 10, 2021 Meeting Minutes.

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 2 Moran, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

- 2. Motion to approve the November 16, 2021 Regular Meeting Minutes.

Motion made by Councilmember-At-Large Maher, Seconded by Ward 2 Moran to approve the November 16, 2021 Regular Meeting Minutes.

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 2 Moran, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

Resolutions:

- 3. **2021-386:** Motion to adopt Resolution 2021-077 thereby acquiring by Quitclaim Deed/Donation certain real property located within the City from Michael Casano and Peter Casano III and for other related matters.

Motion made by Ward 4 Clark, Seconded by Councilmember-At-Large Maher to adopt Resolution 2021-077 thereby acquiring by Quitclaim Deed/Donation certain real property located within the City from Michael Casano and Peter Casano III and for other related matters.

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 2 Moran, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

- 4. **2021-386:** Motion to adopt Resolution 2021-078 requesting from the City of Waveland the use of viewing grandstand for the 2022 Krewe of Diamondhead Parade.

Motion made by Ward 2 Moran, Seconded by Ward 4 Clark to adopt Resolution 2021-078 requesting from the City of Waveland the use of view grandstand for the 2022 Krewe of Diamondhead Parade.

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 2 Moran, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

- 5. **2021-390:** Motion to adopt Resolution 2021-079 thereby abandoning a 5' drainage/utility easement on each side of the common property line between Lots 14 and 15, Diamondhead Phase 2, Unit 10. Block 19. The physical address is 6529 Kiko Street; parcel numbers are 067N-2-35-133.000 and 067N-2-35-134.000. (Brownell)

Motion made by Ward 4 Clark, Seconded by Ward 2 Moran to adopt Resolution 2021-079 thereby abandoning a 5' drainage/utility easement on each side of the common property line between Lots 14 and 15, Diamondhead Phase 2, Unit 10. Block 19. The physical address is 6529 Kiko Street; parcel numbers are 067N-2-35-133.000 and 067N-2-35-134.000. (Brownell)

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 2 Moran, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

- 6. **2021-394:** Motion to adopt Resolution 2021-081 authorizing the purchase of lots from the The Peoples Bank and for other related matters.

Motion made by Ward 2 Moran, Seconded by Councilmember-At-Large Maher to adopt Resolution 2021-081 authorizing the purchase of lots as follows from the The Peoples Bank and for other related matters.

ID	Street	Parcel Number			
1	Anela Place	068R-3-41-096.000	25	Lilinoe Place	067F-1-26-027.000
2	Anoai Way	131B-0-01-090.000	26	Lilinoe Place	067G-1-25-273.000
3	Applehama Road A	068R-2-41-038.000	27	Limu Way	067F-1--26-138.000
4	Applehama Road B	068R-2-41-038.000	28	Lola Court	068J-1-41-103.000
5	Banyan Place	068R-3-41-023.000	29	Lola Court	068J-1-41-102.000
6	Bayou Drive	067E-1-26-059.000	30	Lola Drive	068J-1-41-092.000
7	Diamondhead Dr. N.	068K-0-41-043.000	31	Lola Drive	068J-1-41-091.000
8	Hoaka Lane	131D-2-13-079.000	32	Lono Place	067E-2-26-082.000
9	Honalo Place	067H-2-25-315.000	33	Mahalo Hui	068R-2-41-208.000
10	Honalo Place	067H-2-25-318.000	34	Mahalo Hui	068R-2-41-207.000
11	Ieke Circle	068J-1-41-140.000	35	Mahalo Hui Drive	067N-2-35-115.000
12	Ieke Circle	068J-1-41-139.000	36	Makiki Drive	068J-1-41-040.000
13	Ieke Circle	068J-1-41-138.000	37	Makiki Drive	068J-1-41-008.000
14	Kaena Place	067G-2-25-090.000	38	Makiki Drive	068J-1-41-007.000
15	Kahala Drive	068J-3-41-025.000	39	Makiki Drive	067M-1-35-003.000
16	Kaleki Way	068J-1-41-290.000	40	Makiki Drive	068J-2-41-062.000
17	Kalipekona Way	132A-1-03-049.000	41	Op La Way	068J-1-41-062.000
18	Kalipekona Way	132A-1-03-050.000	42	Op La Way	068J-1-41-033.000
19	Kalipekona Way	132A-1-03-051.000	43	Op La Way	068J-1-41-065.000
20	Kalipekona Way	132A-1-03-058.000	44	Op La Way	068J-1-41-066.000
21	Koloa St.	067J-1-36-010.000	45	Op La Way	067M-1-35-023.000
22	Laulini Place	067F-1-26-097.000	46	Road not named	067J-1-36-008.000
23	Lilinoe Place	067F-1-26-033.000	47	Road not named	131D-2-13-074.000
24	Lilinoe Place	067F-1-26-030.000	48	Road not named	131D-2-13-073.000

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 2 Moran, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

- 7. **2021-395:** Motion to adopt Resolution 2021-080 thereby designating Michael Reso, City Manager as Applicant agent and Jeannie Klein, City Clerk as Alternate Applicant Agent for FEMA/MEMA Federal Declaration DR#4626 (Hurricane Ida).

Motion made by Councilmember-At-Large Maher, Seconded by Ward 4 Clark to adopt Resolution 2021-080 thereby designating Michael Reso, City Manager as Applicant agent and Jeannie Klein, City Clerk as Alternate Applicant Agent for FEMA/MEMA Federal Declaration DR#4626 (Hurricane Ida).

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 2 Moran, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

Consent Agenda:

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

- 8. **2021-379:** Motion to accept substantial completion as of November 17, 2021 for the NRCS Channel Stabilization project at Diamondhead Drive East and Alkii Way.

9. **2021-380:** Motion to approve payments to Pickering Firm for professional services related in the amount of \$5,597.50 for Makiki Culvert Replacement and \$3,042.50 and \$8,155.00 for the NRCS Channel Stabilization Diamondhead Drive East and Alkii Way.
10. **2021-381:** Motion to approve payments to AshBritt Environmental in the amount of \$61,882.10 for debris hauling and \$19,789.83 for landfill tipping fees all related to Hurricane Ida recovery.
11. **2021-382:** Motion to approve payment to Machado Patano in the amount of \$1,000 for professional services relating to City Hall Parking Lot renovations.
12. **2021-383:** Motion to approve payment to Covington Civil & Environmental in the amount of \$57,800 for professional services relating to the the Commercial District Transformation Project.
13. **2021-385:** Motion to accept and approve existing renewals from Blue Cross Blue Shield of Mississippi with Morgan White (major medical and deductible buy back) and Guardian (life, dental and vision) and employee benefits insurance renewals for calendar year 2022.
15. **2021-389:** Motion to approve payments to Chiniche Engineering & Surveying in the amount of \$2,435.00 for Montjoy Creek Improvements and \$2,934.72 for Noma Drive Improvements.
16. **2021-391:** Motion to approve Master Service Agreement Work Assignment Chiniche Engineering & Surveying in the amount \$8,000 for professional services relating to the modification to the Bayou Drive Kayak Launch.
17. **2021-392:** Motion to authorize the administration to expend funds for a Christmas Parade to be held on December 11, 2021 at 1:30 as an alternative to the City's traditional Christmas on the Town Green event.
18. **2021-393:** Motion to approve and accept the terms of the Memorandum of Agreement with MDOT for the Wayfinding Grant and authorize the execution of same.
19. **2021-396:** Motion to approve the State-Local Disaster Assistance Agreement with the State of Mississippi and Mississippi Emergency Management Agency for Hurricane Ida (FEMA-4626-DR MS)
20. **2021-397:** Motion to approve payments to Digital Engineering for professional services in the amount of \$2,000 for Roadway Improvements Project Phase 3 and \$2,610 for GIS Maintenance.
21. **2021-398:** Motion to approve Pay Application No. 6 in the amount of \$82,675.21 to ERS, Inc. for the NRCS Channel Stabilization Project at Diamondhead Drive at Alkii Way.
22. **2021-399:** Motion to approve a 3% salary increase for all employees and further to authorize the administration to prepare an order and necessary budget amendments for same.
23. **2021-400:** Motion to approve Master Service Agreement Work Assignment in the amount of \$2,000 with Covington Civil & Environmental for Kome Drive Ditch Survey.

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 2 Moran, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

Action Agenda.

23. a (14) 2021-388: Motion to approve the selection of Orion Planning to serve as consultant for the GRPC/MDOT Grant for wayfinding, navigation and implementation master plan.

Motion made by Councilmember Ward 2 Moran, Seconded by Ward 4 Clark to approve the selection of Orion Planning to serve as consultant for the GRPC/MDOT Grant for wayfinding, navigation and implementation master plan.

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 2 Moran, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

Routine Agenda.

Claims Payable

24. Motion to approve the Docket of Claims (DKT159079- DKT159127 and DKT159129-DKT159142) in the amount of \$398,474.65.

Motion made by Ward 2 Moran, Seconded by Councilmember-At-Large Maher to approve the Docket of Claims (DKT159079- DKT159127 and DKT159129-DKT159142) in the amount of \$398,474.65.

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 2 Moran, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

25. Motion to approve Docket of Claims (DKT159143) in the amount of \$77,800.00.

Motion made by Ward 2 Moran, Seconded by Ward 4 Clark to approve Docket of Claims (DKT159143) in the amount of \$77,800.00.

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 2 Moran, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

Mayor Depreo requested the Attorney General’s Opinion dated November 30, 2021 received in response to her request regarding the expenditure of public funds to campaign on a non-binding referendum be spread upon the minutes.

Public Comments on Non-Agenda Items.

Larry Mitrengo of Postwood Homes- Stormwater Ordinance citation.

Adjourn/Recess.

At 7:28 p.m. with no further business to come before the Council, motion was made by Ward 4 Clark, seconded by Ward 2 Moran.

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 2 Moran, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

Nancy Depreo
Mayor

Jeannie Klein
City Clerk



November 30, 2021

The Honorable Nancy Depreo
Mayor, City of Diamondhead
5000 Diamondhead Circle
Diamondhead, Mississippi 39525-3260

Re: Use of Public Funds to Promote Non-binding Referenda

Dear Mayor Depreo:

The Office of the Attorney General has received your request for an official opinion.

Issue Presented

May the City of Diamondhead expend funds to promote a non-binding referendum? Pursuant to our discussions by phone clarifying the matters at issue in your request, we do not answer the remaining questions as they relate to past action and/or to duties not relevant to your office.

Brief Response

The City of Diamondhead may not lawfully expend municipal funds to promote non-binding referenda, where such promotion is meant to influence the outcome of the referenda.

Applicable Law and Discussion

Mississippi Code Annotated Section 7-5-25 authorizes the Attorney General to issue official opinions to various public officials and bodies "upon any question of law relating to their respective offices." This office cannot "provide opinions to one entity [or individual] regarding duties of another . . ." MS AG Op., *Criswell* at *1 (Aug. 26, 2016). Therefore, we are unable to respond by official opinion to your questions regarding the authority of other local entities. Moreover, this office may only opine on prospective questions of law. An Attorney General's opinion can neither validate nor invalidate past action. MS AG Op., *Magee* at *1 (Aug. 29, 2008). Thus, we offer this opinion for future guidance.

Both the Mississippi Supreme Court and this office have found that public entities cannot expend public funds to influence the outcome of an election. In *Smith v. Dorsey*, 599 Sd. 529, 535 (Miss. 1992), the court found that there is nothing in our state's statutory or common law that would authorize a public entity's use of public funds to actively campaign for a favored position on a

Mayor Nancy Depreo
November 30, 2021
Page 2

bond issue or, similarly, to actively campaign against it. The court further stated that a school board may, however, spend funds to inform the community in a fair presentation of both sides of the issue of a proposed bond referendum but may not spend funds to influence the outcome of the election, finding that “in a nutshell, the school board can inform, but not persuade.” *Id.* at 542. Citing the court’s language in *Smith*, our office has found that a county board of supervisors “or any other public body, may not use public funds to advocate for or against the question of whether to sell or lease the Hospital with an option to sell.” MS AG Op., *Trainer* at *3 (July 28, 2017).

Accordingly, this office is of the opinion that the City of Diamondhead may not lawfully expend municipal funds to promote non-binding referenda, where such promotion is meant to influence the outcome of the referenda.

If this office may be of any further assistance to you, please do not hesitate to contact us.

Sincerely,

LYNN FITCH, ATTORNEY GENERAL

By: */s/ Phil Carter*

Phil Carter
Special Assistant Attorney General

OFFICIAL OPINION

Resolution # 2021- 082
Item 2021-402

RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL (THE “GOVERNING BODY”) OF THE CITY OF DIAMONDHEAD, MISSISSIPPI (THE “CITY), TO ACQUIRE, BY DONATION, CERTAIN REAL PROPERTY LOCATED WITHIN THE CITY FOR DRAINAGE AND GREENSPACE PURPOSES

WHEREAS, the Mayor and City Council (the “Governing Body”) of the City of Diamondhead, Mississippi (the “City”), acting for and on behalf of the City, hereby finds and determines as follows:

- 1. The City is in need of acquiring certain real property for drainage and greenspace purposes that is currently owned by several individuals.
- 2. The City is authorized to acquire real property pursuant to Miss. Code Ann. §21-17-1.
- 3. Several individuals have expressed a willingness to donate the property legally described in the Deeds of Dedication and attached hereto collectively as Exhibit “A” to this resolution
- 4. The City is willing to accept the donation of the aforementioned properties. (HAMMONS AND PRATTINI)

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY, AS FOLLOWS:

SECTION 1. That the Governing Body of the City will accept the donation of the aforementioned property.

SECTION 2. That the Governing Body of the City does hereby authorize the City Attorney to prepare any and all documentation related to the acquisition of the aforementioned property by donation, for the City Manager to execute any necessary documentation to effectuate the donation of the subject property and, for the Mayor to execute the Dedication Deed on behalf of the City attached collectively hereto as Exhibit “A.”

The above and foregoing resolution, after having been first reduced to writing, was introduced by Councilmember _____, seconded by Councilmember _____ and the question being put to a roll call vote, the result was as follows:

	Aye	Nay	Absent
Councilmember Finley	___	___	___
Councilmember Moran	___	___	___
Councilmember Sheppard	___	___	___
Councilmember Clark	___	___	___
Councilmember Maher	___	___	___
Mayor Depreo	___	___	___

The motion having received the affirmative vote of a majority of all of the members of the Governing Body, the Mayor declared the motion carried and the resolution adopted, this the _____ day of _____, 2021.

MAYOR

ATTEST:

CITY CLERK

(SEAL)

PREPARED BY & RETURN TO:
DEREK R. CUSICK (MS BAR#10653)
LAW OFFICES OF DEREK R. CUSICK, PLLC
1325 25th Avenue
GULFPORT, MS 39501
(228) 206-3819

INDEXING INSTRUCTIONS:

LOT 68, BLK 9, UNIT 5,
DIAMONDHEAD PH 2, CITY OF
DIAMONDHEAD, HANCOCK
COUNTY, MISSISSIPPI

GRANTORS ADDRESS
JONATHON RANDALL HAMMONS
P.O. BOX F
SUMRALL, MS 39482
(cell) 297-3731

GRANTEE'S ADDRESS
CITY OF DIAMONDHEAD, MS
5000 DIAMONDHEAD CIRCLE
DIAMONDHEAD MS 39525
(228) 222-4626

STATE OF MS
COUNTY OF Hancock

DEED OF DEDICATION

This DEED OF DEDICATION ("Deed") is made this 4 day of _____, 2019, by and between JONATHON RANDALL HAMMONS, GRANTOR, and THE CITY OF DIAMONDHEAD, a municipality created and existing under the State of Mississippi ("City"), GRANTEE.

****WITNESSETH****

WHEREAS, JONATHON RANDALL HAMMONS wishes to dedicate, grant and convey the following property to the City and be relieved of the cost and responsibilities associated with maintaining same; and

WHEREAS, the City wishes to acquire the property and assume the cost and responsibilities for maintaining same; and

WHEREAS, on _____, the Diamondhead City Council passed a resolution and order accepting the dedication of the property conveyed herein and agreeing to the terms contained herein, copy of which is attached hereto as Exhibit "A"; and

NOW, THEREFORE, in consideration of the recitals and the mutual benefits, covenants and terms herein contained, and for other good and valuable consideration, the receipt of which is hereby acknowledged, JONATHON RANDALL HAMMONS hereby dedicates, grants, conveys, covenants and agrees as follows:

DEDICATION OF ONE UNDEVELOPED LOT

For and in consideration of the City accepting the property and maintaining the property as greenspace, JONATHON RANDALL HAMMONS, being the sole owner of, and the only party having any interest in, the property, does hereby dedicate, grant and convey unto the City, its successors and assigns, in fee simple, for the use of the general public as a greenspace and for drainage, the property described herein below and improvements thereon and appurtenances thereto, if any. This dedication of the property is made without warranties of any kind.

The City specifically accepts the dedication of the property without warranty and subject to the following conditions:

The conveyance herein is made subject to such valid mineral reservations and/or conveyances, if any, as may have been heretofore made on the property, or filed in the land records of the Office of the Chancery Clerk of Hancock County, Mississippi.

The conveyance herein is made subject to any and all easements located on, over and across the property, or filed in the land records of the Office of the Chancery Clerk of Hancock County, Mississippi.

The conveyance herein is made subject to any and all rights-of-way and/or easements for public utilities in, on and under the property.

The conveyance herein is made subject to the City maintaining the property as greenspace and for drainage and said property is not to be developed.

Legal Description of the Undeveloped Lot:

Lot 68, Block 9, Unit 5, DIAMONDHEAD, Phase 2, according to the map or plat thereof on file and of record in the office of the Chancery Clerk of Hancock County, at Bay St. Louis, Mississippi.

Together with all improvements situated thereon, and the perpetual right of ingress and egress over and upon all streets, roads, avenues and boulevards shown on said subdivision plat.

IT IS FURTHER UNDERSTOOD AND AGREED that this instrument constitutes the entire agreement between Grantors and Grantee, there being no other oral agreements or representations of any kind or nature whatsoever.

EXECUTED, this the 13 day of December, 2021.

GRANTOR:

[Handwritten signature of Jonathon Randall Hammons]

JONATHON RANDALL HAMMONS

STATE OF MISSISSIPPI

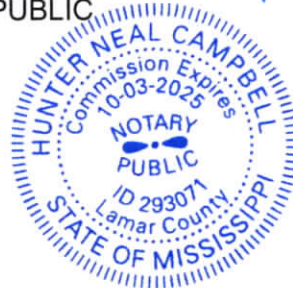
COUNTY OF LAMAR

Personally appeared before me, the undersigned Notary Public, the within named JONATHON RANDALL HAMMONS, who acknowledged that he signed and delivered this instrument on the day and year herein mentioned, after first having been duly authorized to do so.

GIVEN UNDER MY HAND AND SEAL this the 13th day of DECEMBER, 2021.

[Handwritten signature of Hunter Neal Campbell]
HUNTER NEAL CAMPBELL

NOTARY PUBLIC



My Commission Expires:
10.13.2025

GRANTEE:

CITY OF DIAMONDHEAD, MISSISSIPPI

BY:

NANCY DEPREO, MAYOR

STATE OF MISSISSIPPI

COUNTY OF HANCOCK

Personally appeared before me, the undersigned Notary Public, the within named NANCY DEPREO, who acknowledged that she is Mayor of the City of Diamondhead, Mississippi, and that in said representative capacity she signed and delivered this instrument on the day and year herein mentioned, after first having been duly authorized to do so.

GIVEN UNDER MY HAND AND SEAL this the ____ day of _____, 2021.

NOTARY PUBLIC

My Commission Expires:

PREPARED BY & RETURN TO:
DEREK R. CUSICK (MS BAR#10653)
LAW OFFICES OF DEREK R. CUSICK, PLLC
1325 25th Avenue
GULFPORT, MS 39501
(228) 206-3819

INDEXING INSTRUCTIONS:

LOT 97, BLK 9, UNIT 6,
DIAMONDHEAD PH 2, CITY OF
DIAMONDHEAD, HANCOCK
COUNTY, MISSISSIPPI

GRANTORS ADDRESS
JAMES P. PRATTINI
83272 PRESS SHARP ROAD
BUSH, LA 70431
(985) 871-8825

GRANTEE'S ADDRESS
CITY OF DIAMONDHEAD, MS
5000 DIAMONDHEAD CIRCLE
DIAMONDHEAD MS 39525
(228) 222-4626

STATE OF LOUISIANA
COUNTY OF ST. TAMMANY

DEED OF DEDICATION

~~2019~~ ²⁰²¹ This DEED OF DEDICATION ("Deed") is made this 13 day of December,
by and between JAMES P. PRATTINI, GRANTOR, and THE CITY OF
DIAMONDHEAD, a municipality created and existing under the State of Mississippi
("City"), GRANTEE.

****WITNESSETH****

WHEREAS, JAMES P. PRATTINI wishes to dedicate, grant and convey the following property to the City and be relieved of the cost and responsibilities associated with maintaining same; and

WHEREAS, the City wishes to acquire the property and assume the cost and responsibilities for maintaining same; and

WHEREAS, on _____, the Diamondhead City Council passed a resolution and order accepting the dedication of the property conveyed herein and agreeing to the terms contained herein, copy of which is attached hereto as Exhibit "A"; and

NOW, THEREFORE, in consideration of the recitals and the mutual benefits, covenants and terms herein contained, and for other good and valuable consideration, the receipt of which is hereby acknowledged, JAMES P. PRATTINI hereby dedicates, grants, conveys, covenants and agrees as follows:

DEDICATION OF ONE UNDEVELOPED LOT

For and in consideration of the City accepting the property and maintaining the property as greenspace, JAMES P. PRATTINI, being the sole owner of, and the only party having any interest in, the property, does hereby dedicate, grant and convey unto the City, its successors and assigns, in fee simple, for the use of the general public as a greenspace and for drainage, the property described herein below and improvements thereon and appurtenances thereto, if any. This dedication of the property is made without warranties of any kind.

The City specifically accepts the dedication of the property without warranty and subject to the following conditions:

The conveyance herein is made subject to such valid mineral reservations and/or conveyances, if any, as may have been heretofore made on the property, or filed in the land records of the Office of the Chancery Clerk of Hancock County, Mississippi.

The conveyance herein is made subject to any and all easements located on, over and across the property, or filed in the land records of the Office of the Chancery Clerk of Hancock County, Mississippi.

The conveyance herein is made subject to any and all rights-of-way and/or easements for public utilities in, on and under the property.

The conveyance herein is made subject to the City maintaining the property as greenspace and for drainage and said property is not to be developed.

Legal Description of the Undeveloped Lot:

Lot 97, Block 9, Unit 6, DIAMONDHEAD, Phase 2, according to the map or plat thereof on file and of record in Plat Book 4, at Pages 41-42, inclusive in the office of the Chancery Clerk of Hancock County, at Bay St. Louis, Mississippi.

Together with all improvements situated thereon, and the perpetual right of ingress and egress over and upon all streets, roads, avenues and boulevards shown on said subdivision plat.

IT IS FURTHER UNDERSTOOD AND AGREED that this instrument constitutes the entire agreement between Grantors and Grantee, there being no other oral agreements or representations of any kind or nature whatsoever.

EXECUTED, this the 13 day of December, 2021.

GRANTOR:

James P. Prattini Sr.
JAMES P. PRATTINI

STATE OF Louisiana

COUNTY OF ST Tammany

Personally appeared before me, the undersigned Notary Public, the within named JAMES P. PRATTINI, who acknowledged that he signed and delivered this instrument on the day and year herein mentioned, after first having been duly authorized to do so.

GIVEN UNDER MY HAND AND SEAL this the 13th day of December 2021.

Vicki H. Connors
NOTARY PUBLIC

VICKI H. CONNERS
ID#63216
PARISH OF ST.TAMMANY
COMMISSION FOR LIFE

My Commission Expires:
With Life

-3- A TRUE COPY

Vicki H. Connors

GRANTEE:

CITY OF DIAMONDHEAD, MISSISSIPPI

BY: _____
NANCY DEPREO, MAYOR

STATE OF MISSISSIPPI

COUNTY OF HANCOCK

Personally appeared before me, the undersigned Notary Public, the within named NANCY DEPREO, who acknowledged that she is Mayor of the City of Diamondhead, Mississippi, and that in said representative capacity she signed and delivered this instrument on the day and year herein mentioned, after first having been duly authorized to do so.

GIVEN UNDER MY HAND AND SEAL this the ____ day of _____, 2021.

NOTARY PUBLIC

My Commission Expires:

RESOLUTION AUTHORIZING REQUEST TO THE DEPARTMENT OF MARINE RESOURCES FOR GULF OF MEXICO ENERGY SECURITY ACT OF 2006 (GOMESA) FUNDING TO BE UTILIZED FOR PHASE 1 DIAMONDHEAD DRAINAGE, FLOOD PREVENTION AND WATER QUALITY IMPROVEMENT.

WHEREAS, the City of Diamondhead (the “City”) has identified a need to improve public access to waterways for its residents and visitors; and

WHEREAS, the City is eligible to received funding under the Gulf of Mexico Energy Security of 2006, Public Law 109-431 (“GOMESA”) grant program, which has been established to aid in coastal protection, including conservation, coastal restoration and infrastructure directly affected by coastal wetland losses; and

WHEREAS, the Mississippi Department of Marine Resources (the “MDMR”) serves as the administrator of the GOMESA grant program, has informed the City of funding opportunities; and

WHEREAS, it is in the best interest of the City to request GOMESA funding for drainage infrastructure improvements, wetland restoration and improve detention facilities for future watershed events; and

WHEREAS, the City, if awarded GOMESA Funding for its Phase 1 Diamondhead Drainage, Flood Prevention, and Water Quality Improvement Project, would be required to provide \$0 match funding.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING AUTHORITIES OF THE CITY OF BILOXI, MISSISSIPPI, THAT:

SECTION ONE: The statements, findings, determinations, and conclusions contained in the preamble of this resolution are hereby adopted, ratified and incorporated therein.

SECTION TWO: The City Manager, is hereby authorized to request GOMESA Funding and submit all required information to the Mississippi Department of Marine Resources for Phase 1 Diamondhead Drainage, Flood Prevention, and Water Quality Improvement Project.

SECTION THREE: The City Manager is hereby authorized to take any and all actions necessary to carry out the intent of this resolution and to provide any information to the Mississippi Department of Marine Resources in order to complete its review of the GOMESA Application.

SECTION FOUR: This Resolution shall take effect and be in force from and after adoption.

The above and foregoing resolution, after having been first reduced to writing, was introduced by Councilmember _____, seconded by Councilmember _____ and the question being put to a roll call vote, the result was as follows:

	Aye	Nay	Absent
Councilmember Finley	___	___	___
Councilmember Moran	___	___	___
Councilmember Sheppard	___	___	___
Councilmember Clark	___	___	___
Councilmember Maher	___	___	___
Mayor Depreo	___	___	___

The motion having received the affirmative vote of a majority of all of the members of the Governing Body, the Mayor declared the motion carried and the resolution adopted, this the ____ day of _____, 2021.

MAYOR

ATTEST:

CITY CLERK

(SEAL)

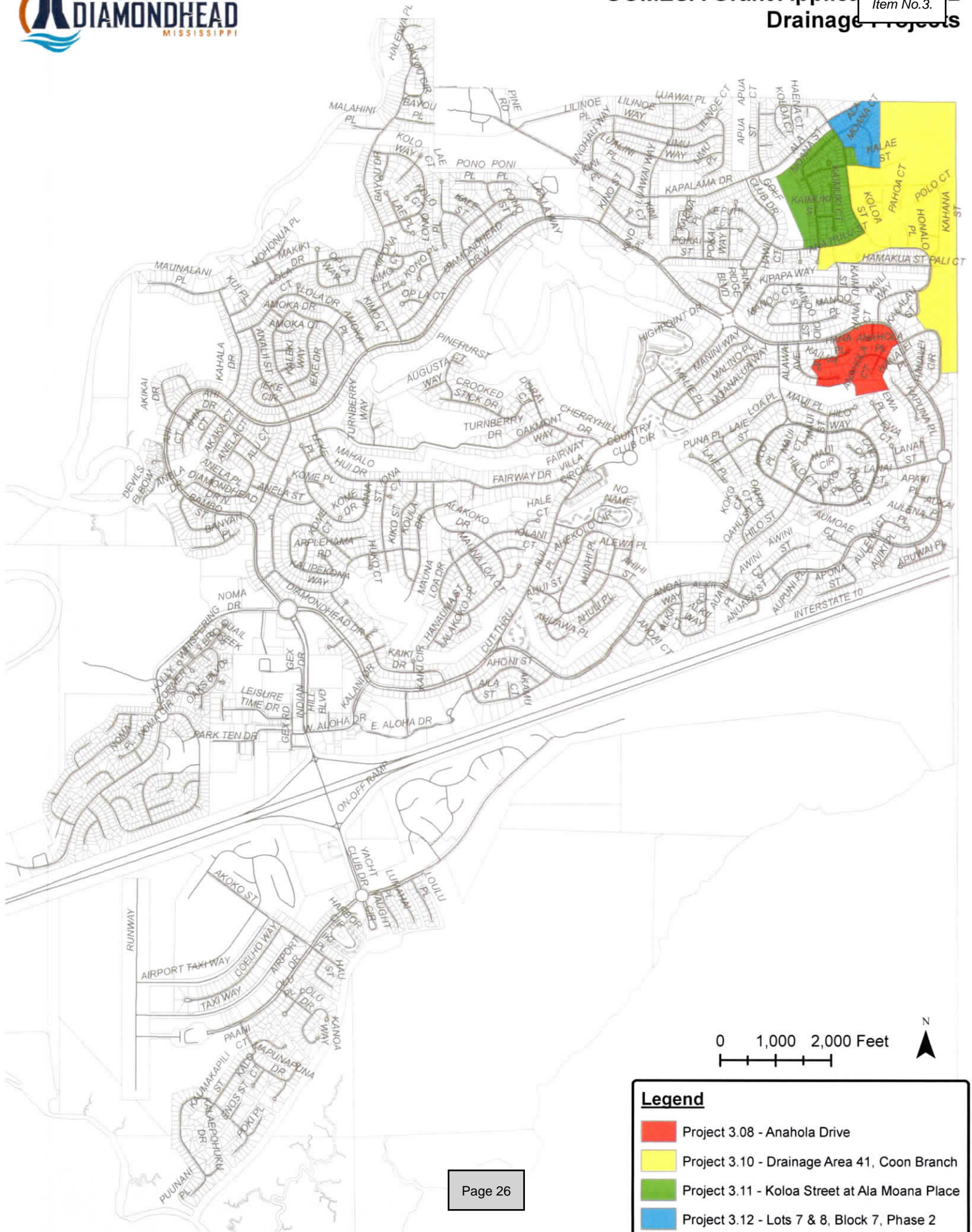
EXHIBIT “A”

FY22 Legislative Session

GOMESA


Proposed Funded Projects

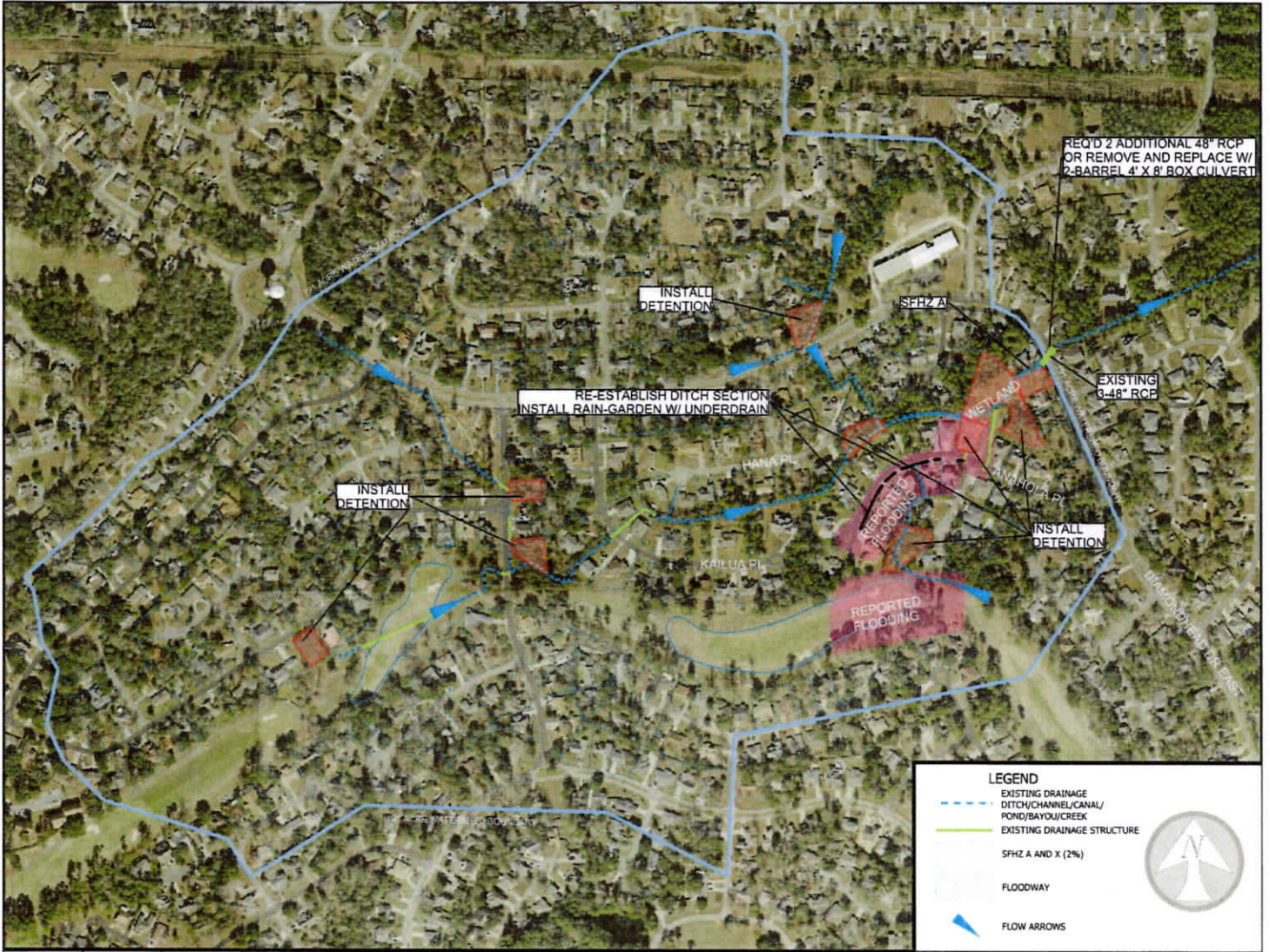
PROJECT	Description	Probable Cost
3.08	Anahola Drive	\$651,416
3.10	Drain Area 41 – Coon Branch	\$462,199
3.11	Koloa Street at Moana Place	\$422,921
3.12	Lots 7 & 8 Block 7, Phase 2	\$308,327
	TOTAL PROJECT	\$1,844,863



Legend

- Project 3.08 - Anahola Drive
- Project 3.10 - Drainage Area 41, Coon Branch
- Project 3.11 - Koloa Street at Ala Moana Place
- Project 3.12 - Lots 7 & 8, Block 7, Phase 2

Project Number	3.08	
Project Name	Anahola Draw	
Location Description	Site is a natural draw in the East-central portion of Diamondhead located in the lower section of Watershed F as identified in the 2014 Master Drainage Plan map produced by Seymour Engineering. The structures under Diamondhead Drive East at this location drain the entirety of Watershed F. This portion of the city is 95% built out in addition to a significant portion of fairway within the watershed.	
Project Coordinates	30°23'42"N, 89°20'40"W	
HUC12	031700091303 – Rotten Bayou	
Project Type	Detention, Drainage Infrastructure Improvements.	
Number of residences or businesses benefitted	76-100	
Anticipated Project Benefits	<p>Improve Flow Characteristics</p> <p>Reduced possibility of flooding of roadways and homes in the area</p> <p>Improved water quality downstream</p> <p>Extended Runoff times</p>	
Implementation Period	<p>Study: 6 months</p> <p>Design: 6 months</p> <p>Permits: Wetland 404, SWPPP</p> <p>Land Acquisition: Probable</p> <p>Implementation: 2 Yr</p>	
Flood Zone	No	
Estimated Project Cost	\$651,416	
Location Problems		<p>Reported problems are water over the road in a typical storm event. Site is the singular out fall for watershed with no detention facility. Previous methods for handling Stormwater are causing expedited runoff times. Open ditches have been eliminated in places where they are needed</p>
Recommended Solution	<p>Re-establishing open ditch sections where water is being forced onto the roadways. Incorporate LID drainage measures in the channel (step pool) that increase runoff times to mitigate immediate problems and aid in addressing those downstream. Build inline and offline detention within the watershed. Information from this project should be incorporated as contributing data for projects downstream along Diamondhead Drive East.</p>	



PROJECT: 0018081.000	DATE: AUG - 2019	SCALE: 1 IN = 475 FT	 JACKSONVILLE, FLORIDA JACKSONVILLE, FLORIDA JACKSONVILLE, FLORIDA	HANCOCK CO BOARD OF SUPERVISORS COMPREHENSIVE WATERSHED BASED STORMWATER MANAGEMENT PROGRAM	SHEET NAME: ANAHO LA PLACE AND DIAMONDHEAD DRIVE EAST	SHEET NUMBER: 3.08
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Hancock Co. Conceptual Drainage and Dredging Assessment


Opinion of Probable Cost

Oct 2019

3.08 Anahola

Pay Item	Unit	Quantity	Unit Cost	Total Cost
Mobilization	LS	1	\$ 50,000.00	\$ 50,000.00
Clearing and Grubbing	LS	1	\$ 15,000.00	\$ 15,000.00
Remove Excess Sediment From Road Ditch	LF	600	\$ 15.00	\$ 9,000.00
Removal of Debris & Vegetation from Ditch	LF	150	\$ 20.00	\$ 3,000.00
Removal of Existing Asphalt	SY	200	\$ 20.00	\$ 4,000.00
Removal of Culvert (All Sizes)	LF	250	\$ 40.00	\$ 10,000.00
Removal of Drainage Structure	EA	2	\$ 2,500.00	\$ 5,000.00
Removal of sediment from culverts	EA	10	\$ 100.00	\$ 1,000.00
Unclassified Excavation	CY	300	\$ 15.00	\$ 4,500.00
Excess Excavation	CY	100	\$ 15.00	\$ 1,500.00
Crushed Limestone	CY	75	\$ 200.00	\$ 15,000.00
Select Fill	CY	50	\$ 30.00	\$ 1,500.00
Select Bedding Material	CY	25	\$ 30.00	\$ 750.00
Roadway Repair	EA	4	\$ 2,500.00	\$ 10,000.00
Headwalls	EA	6	\$ 1,500.00	\$ 9,000.00
Rip Rap	Tons	50	\$ 75.00	\$ 3,750.00
Filter Fabric	SY	25	\$ 5.00	\$ 125.00
Silt Fencing	LF	1,000	\$ 5.00	\$ 5,000.00
Wattles	EA	10	\$ 200.00	\$ 2,000.00
Excelsior Blankets	SY	10	\$ 20.00	\$ 200.00
Seeding and Mulch	LS	1	\$ 5,000.00	\$ 5,000.00
Solid Sodding	SY	50	\$ 10.00	\$ 500.00
Traffic Control (includes Temp. Signage)	LS	1	\$ 10,000.00	\$ 10,000.00
Stormwater Detention Facility	LS	4	\$ 35,000.00	\$ 140,000.00
Culvert Replacement (Conceptual)	LS	1	\$ 125,000.00	\$ 125,000.00
Topographic Survey	LS	1	\$ 25,000.00	\$ 25,000.00
H & H Analysis - Drainage Study	LS	1	\$ 15,000.00	\$ 15,000.00
			<i>Estimated Construction Costs</i>	\$ 470,825.00
			<i>Engineering Costs (Design, Inspection, Construction Testing, etc.)</i>	\$ 70,623.75
			<i>Right-of-Way/Easement Acquisition</i>	\$ 15,000.00
			<i>Permitting</i>	\$ 10,000.00
			<i>15% Contingency</i>	\$ 84,967.31

Total Estimated Project Cost \$ 651,416.06


Project Number	3.10
Project Name	Drain Area 41 – Coon Branch
Location Description	Site is the outfall of Drainage area 41 (as identified in the 2014 Seymour Engineering Master Drainage Plan Map) into Coon Branch. Drainage area 41 is a draw that extends Westward from the confluence. A significant number of parcels in this watershed remain undeveloped. Recent efforts to increase capacity are evident in the form of enlarging the hydrologic section at Coon Branch.
Project Coordinates	30°24'9"N, 89°20'29"W
HUC12	031700091303 – Rotten Bayou
Project Type	Detention, Drainage Infrastructure Improvements, Planning/Ordinance.
Number of residences or businesses benefitted	>100
Anticipated Project Benefits	Improve Flow Characteristics Reduced possibility of flooding of roadways and homes in the area Improved water quality downstream Extended Runoff times
Implementation Period	Study: 6 months Design: 6 months Permits: SWPPP, NWP 41 Land Acquisition: Possible Implementation: 1 Yr
Flood Zone	Yes
Estimated Project Cost	\$462,199
Location Problems	 <p>Reported problems are water over the road in a typical storm event. Site is the singular out fall for watershed with no detention facility and likely to see an increase in impervious surface. Some siltation is present in ditches, and drainage infrastructure is currently inadequate, so increased development will cause more issues. Runoff from almost the entire Eastern portion of Diamondhead passes thru Coon Branch before this outfall causing it to overtop banks and backup flooding to this low lying area.</p>
Recommended Solution	Expand on Seymour study to investigate a build out expected runoff volume. Remove and replace roadway pipes to accommodate expected runoff. Acquire lots for detention implementation. Closely monitor building activity and strictly enforce BMP measures. Limit clearing activity.


Drain Area 41 - Coon Branch



LEGEND

- EXISTING DRAINAGE DITCH/CHANNEL/CANAL/ POND/BAYOU/CREEK
- EXISTING DRAINAGE STRUCTURE
- SFHZ A AND X (2%)
- FLOODWAY
- FLOW ARROWS



PROJECT: 0018081.000	DATE: AUG - 2019	SCALE: 1 IN = 300 FT	 <small>WAGGONER ENGINEERING, INC. 11005 W. HENRIE BOULEVARD, SUITE 200 BAYTOWN, LA 77520 www.waggonereng.com 1-800-951-3773</small>	HANCOCK CO BOARD OF SUPERVISORS COMPREHENSIVE WATERSHED BASED STORMWATER MANAGEMENT PROGRAM	SHEET NAME: COON BRANCH	4 Page 3.10	SHEET NUMBER: 3.10
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Hancock Co. Conceptual Drainage and Dredging Assessment

Opinion of Probable Cost

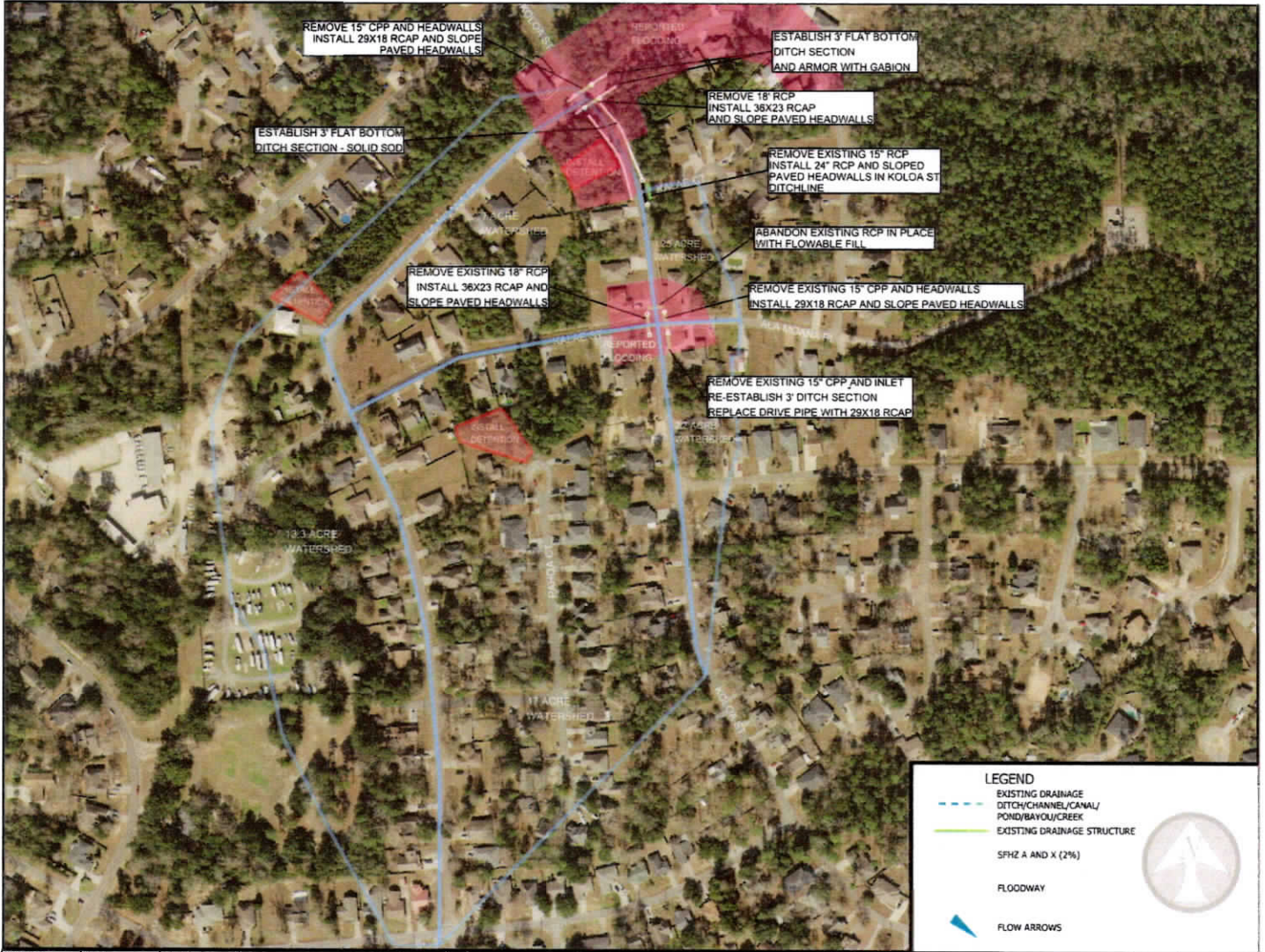
Oct 2019

3.10 Coon Branch

Pay Item	Unit	Quantity	Unit Cost	Total Cost
Mobilization	LS	1	\$ 35,000.00	\$ 35,000.00
Clearing and Grubbing	LS	1	\$ 15,000.00	\$ 15,000.00
Remove Excess Sediment From Road Ditch	LF	2,500	\$ 10.00	\$ 25,000.00
Removal of Existing Asphalt	SY	200	\$ 20.00	\$ 4,000.00
Removal of Culvert (All Sizes)	LF	100	\$ 40.00	\$ 4,000.00
Removal of Drainage Structure	EA	2	\$ 2,500.00	\$ 5,000.00
Removal of sediment from culverts	EA	2	\$ 400.00	\$ 800.00
Crushed Limestone	CY	25	\$ 200.00	\$ 5,000.00
Select Fill	CY	200	\$ 30.00	\$ 6,000.00
Select Bedding Material	CY	75	\$ 30.00	\$ 2,250.00
Roadway Repair	EA	7	\$ 2,500.00	\$ 17,500.00
Modified Inlets	EA	1	\$ 1,800.00	\$ 1,800.00
24" RCP	LF	300	\$ 70.00	\$ 21,000.00
36 X 23 RCAP	LF	100	\$ 175.00	\$ 17,500.00
Headwalls	EA	12	\$ 1,500.00	\$ 18,000.00
Rip Rap	Tons	200	\$ 75.00	\$ 15,000.00
Filter Fabric	SY	300	\$ 5.00	\$ 1,500.00
Silt Fencing	LF	500	\$ 5.00	\$ 2,500.00
Wattles	EA	2	\$ 200.00	\$ 400.00
Excelsior Blankets	SY	2,500	\$ 20.00	\$ 50,000.00
Seeding and Mulch	LS	1	\$ 5,000.00	\$ 5,000.00
Solid Sodding	SY	50	\$ 10.00	\$ 500.00
Traffic Control (includes Temp. Signage)	LS	1	\$ 5,000.00	\$ 5,000.00
Stormwater Detention Facility	LS	1	\$ 35,000.00	\$ 35,000.00
Topographic Survey	LS	1	\$ 35,000.00	\$ 35,000.00
			<i>Estimated Construction Costs</i>	\$ 327,750.00
			<i>Engineering Costs (Design, Inspection, Construction Testing, etc.)</i>	\$ 49,162.50
			<i>Right-of-Way/Easement Acquisition</i>	\$ 15,000.00
			<i>Permitting</i>	\$ 10,000.00
			<i>15% Contingency</i>	\$ 60,286.88
			Total Estimated Project Cost	\$ 462,199.38

Project Number	3.11
Project Name	Koloa Street at Ala Moana Place
Location Description	Site is at the intersection of Koloa Street and Ala Moana Place. Ala Moana Place runs East and West along the toe of the hill section to the South. Runoff travels Northward along Koloa Street which has a significant crossing Ala Moana into a section with less grade.
Project Coordinates	30°24'12"N, 89°20'51"W
HUC12	031700091303 – Rotten Bayou
Project Type	Drainage Infrastructure Improvements
Number of residences or businesses benefitted	76-100
Anticipated Project Benefits	Improve Flow Characteristics Reduced possibility of flooding of roadways and homes in the area
Implementation Period	Study: None Design: 6 months Permits: SWPPP Land Acquisition: No Implementation: 1 Yr
Flood Zone	No
Estimated Project Cost	\$422,921
Location Problems	 <p>Reported problems are water over the road in a typical storm event. Runoff travels with good velocity down the steep grades of Koloa where it encounters the flatter grades at this intersection. The pipe at the intersection is out of alignment with flow down Koloa. Siltation has occurred downstream of the pipe causing water to pond and cover the roadway. The existing pipe has minimal cover as it exists, so re-establishing hydrologic section downstream of it is necessary.</p>
Recommended Solution	Topographic survey of the area for redesign and replacement of roadway pipe.

Koloa Street at Ala Moana Place



PROJECT: 0018081.000	DATE: AUG - 2019	SCALE: 1 IN = 300 FT	<p>WA GONER 1000 N. W. 10th Street, Suite 100, Ft. Lauderdale, FL 33304 Phone: (954) 575-1100 Fax: (954) 575-1101</p>	<p>HANCOCK CO BOARD OF SUPERVISORS COMPREHENSIVE WATERSHED BASED STORMWATER MANAGEMENT PROGRAM</p>	SHEET NAME: KALAE COURT	SHEET NUMBER: 3.11
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Hancock Co. Conceptual Drainage and Dredging Assessment


Opinion of Probable Cost

Oct 2019

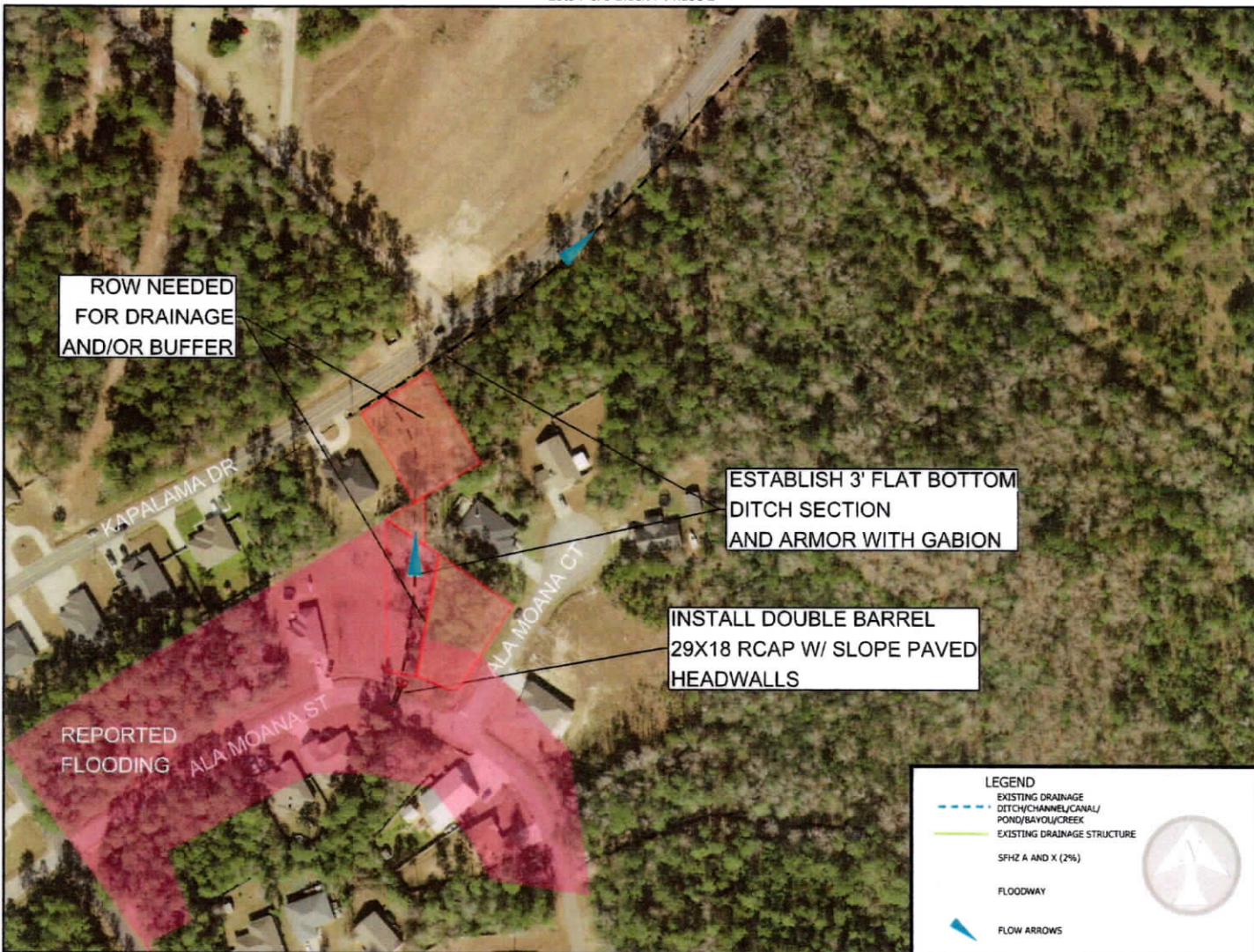
3.11 Kalae

Pay Item	Unit	Quantity	Unit Cost	Total Cost
Mobilization	LS	1	\$ 30,000.00	\$ 30,000.00
Clearing and Grubbing	LS	1	\$ 15,000.00	\$ 15,000.00
Remove Excess Sediment From Road Ditch	LF	1,000	\$ 15.00	\$ 15,000.00
Removal of Existing Asphalt	SY	200	\$ 20.00	\$ 4,000.00
Removal of Culvert (All Sizes)	LF	300	\$ 40.00	\$ 12,000.00
Abandon Culvert in place (flowable fill)	LF	50	\$ 10.00	\$ 500.00
Removal of sediment from culverts	EA	25	\$ 200.00	\$ 5,000.00
Crushed Limestone	CY	50	\$ 200.00	\$ 10,000.00
Select Fill	CY	200	\$ 30.00	\$ 6,000.00
Select Bedding Material	CY	75	\$ 30.00	\$ 2,250.00
Roadway Repair	EA	4	\$ 2,500.00	\$ 10,000.00
Modified Inlets	EA	1	\$ 1,800.00	\$ 1,800.00
29x18 RCAP	LF	150	\$ 70.00	\$ 10,500.00
36 X 23 RCAP	LF	100	\$ 125.00	\$ 12,500.00
Headwalls	EA	10	\$ 1,500.00	\$ 15,000.00
Rip Rap	Tons	75	\$ 75.00	\$ 5,625.00
Filter Fabric	SY	125	\$ 5.00	\$ 625.00
Silt Fencing	LF	250	\$ 5.00	\$ 1,250.00
Wattles	EA	5	\$ 200.00	\$ 1,000.00
Seeding and Mulch	LS	1	\$ 5,000.00	\$ 5,000.00
Solid Sodding	SY	500	\$ 10.00	\$ 5,000.00
Traffic Control (includes Temp. Signage)	LS	1	\$ 5,000.00	\$ 5,000.00
Stormwater Detention Facility	LS	3	\$ 25,000.00	\$ 75,000.00
Topographic Survey	LS	1	\$ 35,000.00	\$ 35,000.00
H & H Analysis - Drainage Study	LS	1	\$ 15,000.00	\$ 15,000.00
			<i>Estimated Construction Costs</i>	\$ 298,050.00
			<i>Engineering Costs (Design, Inspection, Construction Testing, etc.)</i>	\$ 44,707.50
			<i>Right-of-Way/Easement Acquisition</i>	\$ 15,000.00
			<i>Permitting</i>	\$ 10,000.00
			<i>15% Contingency</i>	\$ 55,163.63

Total Estimated Project Cost \$ 422,921.13

Project Number	3.12
Project Name	Lots 7 & 8 Block 7 Phase 2, Diamondhead
Location Description	These lots appear to have been artificially filled in an old drainage way in an area with very little grade effectively making the lots a basin with no outlet. Runoff enters the lots from a westward direction along Ala Moana Street.. Hydric soils and vegetation indicate wetland characteristics on the site.
Project Coordinates	30°24'21"N, 89°20'49"W
HUC12	031700091303 – Rotten Bayou
Project Type	Land acquisition, Wetland restoration, LID BMP construction
Number of residences or businesses benefitted	51-75
Anticipated Project Benefits	Improve Flow Characteristics Reduced possibility of flooding of roadways and homes in the area Extend Runoff Times Improve Water Quality downstream
Implementation Period	Study: 6 months Design: 6 months Permits: SWPPP, NWP 41 Land Acquisition: Probable Implementation: 1 Yr
Flood Zone	No
Estimated Project Cost	\$308,327
Location Problems	 <p>The site is obviously holding water as an attempt to force drainage into a nearby ditch was not properly engineered. Filling the lots to an elevation that will bring them out of the soggy conditions will almost certainly flood surrounding lots. This portion of the city has a lot of developable property that will exacerbate the issues once construction increases.</p>
Recommended Solution	Purchase the lots or enter agreement with owner in perpetuity to re-establish the natural drainage course and install an extended dry detention basin to restore the wetland characteristics, as well as, serve as detention for future development in the area.

Lots 7 & 8 Block 7 Phase 2



<p>PROJECT: 0018081.000</p>	<p>DATE: AUG - 2019</p>	<p>SCALE: 1 IN = 150 FT</p>	 <p>WAGGONER INCORPORATED www.waggonereng.com 1-800-591-2713</p>	<p>HANCOCK CO BOARD OF SUPERVISORS COMPREHENSIVE WATERSHED BASED STORMWATER MANAGEMENT PROGRAM</p>	<p>SHEET NAME: BLOCK 7 PHASE 2</p>	<p>SHEET NUMBER: 3.12</p>
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Hancock Co. Conceptual Drainage and Dredging Assessment

Opinion of Probable Cost

Oct 2019

3.12 Block 7 Phase 2

Pay Item	Unit	Quantity	Unit Cost	Total Cost
Mobilization	LS	1	\$ 20,000.00	\$ 20,000.00
Clearing and Grubbing	LS	1	\$ 5,000.00	\$ 5,000.00
Remove Excess Sediment From Road Ditch	LF	1,600	\$ 15.00	\$ 24,000.00
Removal of Existing Asphalt	SY	50	\$ 20.00	\$ 1,000.00
Removal of sediment from culverts	EA	10	\$ 200.00	\$ 2,000.00
Crushed Limestone	CY	25	\$ 200.00	\$ 5,000.00
Select Fill	CY	25	\$ 30.00	\$ 750.00
Select Bedding Material	CY	25	\$ 30.00	\$ 750.00
Roadway Repair	EA	1	\$ 2,500.00	\$ 2,500.00
29x18 RCAP	LF	100	\$ 70.00	\$ 7,000.00
Headwalls	EA	2	\$ 1,500.00	\$ 3,000.00
Rip Rap	Tons	650	\$ 75.00	\$ 48,750.00
Filter Fabric	SY	1,200	\$ 5.00	\$ 6,000.00
Silt Fencing	LF	250	\$ 5.00	\$ 1,250.00
Wattles	EA	2	\$ 200.00	\$ 400.00
Excelsior Blankets	SY	600	\$ 20.00	\$ 12,000.00
Seeding and Mulch	LS	1	\$ 5,000.00	\$ 5,000.00
Traffic Control (includes Temp. Signage)	LS	1	\$ 10,000.00	\$ 10,000.00
Stormwater Detention Facility	LS	1	\$ 25,000.00	\$ 25,000.00
Topographic Survey	LS	1	\$ 25,000.00	\$ 25,000.00
H & H Analysis - Drainage Study	LS	1	\$ 7,000.00	\$ 7,000.00
<i>Estimated Construction Costs</i>				\$ 211,400.00
<i>Engineering Costs (Design, Inspection, Construction Testing, etc.)</i>				\$ 31,710.00
<i>Right-of-Way/Easement Acquisition</i>				\$ 15,000.00
<i>Permitting</i>				\$ 10,000.00
<i>15% Contingency</i>				\$ 40,216.50
Total Estimated Project Cost				\$ 308,326.50

RESOLUTION OF THE DIAMONDHEAD CITY COUNCIL PROVIDING FOR A THREE PERCENT (3%) SALARY INCREASE EFFECTIVE JANUARY 3, 2022 AND ESTABLISHING FISCAL YEAR 2022 COMPENSATION FOR ALL EMPLOYEES OF THE CITY OF DIAMONDHEAD, MISSISSIPPI

WHEREAS, the City Council is entrusted with the authority to budget annually for the salaries and hourly rates of City employees where in its official record of action shall such salaries be recorded; and

WHEREAS, the City Council hereby authorizes a three percent (3%) salary increase effective and additional increase for Building Inspector all effective January 3, 2022, establishes FY22 salaries and hourly rates for specified positions as defined and authorizes same to be expended accordingly; and

WHEREAS THE GOVERNING BODY OF THE CITY, does hereby establish and resolve to incorporate into its official record of action FY22 salaries and hourly rates for specified positions and those employees of the City as follows:

Admin/ Non Admin	Depart	Position	FY22 Compensation New Salary	Salary with 3% increase
Admin/ Non Admin	Department	Position		
Administrative	Judicial	Court Clerk	\$49,769.17	\$50,134.22
Administrative	Judicial	Deputy Court Clerk	\$35,369.30	\$35,628.73
Non Admin	Judicial	Judge-PT	\$20,347.75	\$20,497.00
Administrative	Admin	Receptionist	\$30,390.75	\$30,613.66
Administrative	Admin	Ex Asst/Dep City Clerk	\$43,982.84	\$44,305.45
Administrative	Admin	City Clerk	\$58,659.80	\$59,090.07
Administrative	Admin	Comptroller	\$69,583.17	\$70,093.56
Administrative	Admin	Finance Clerk	\$46,012.50	\$46,350.00
Administrative	Admin	City Manager	\$91,072.03	\$91,740.04
Administrative	Bldg Dept	Building Official	\$59,120.95	\$59,554.60
Administrative	Bldg Dept	Building Clerk	\$31,515.50	\$31,746.66
Administrative	Bldg Dept	Building Inspector	\$38,333.53	\$38,614.70
Administrative	Bldg Dept	Building Inspector	\$38,343.75	\$38,625.00
Administrative	Bldg Dept	Planning & Zoning	\$46,012.50	\$46,350.00
Administrative	Bldg Dept	Compliance Officer-PT	\$12,259.78	\$12,349.70
Administrative	PW	PW Director	\$59,305.00	\$59,740.00
Administrative	PW	Public Works Clerk	\$31,697.50	\$31,930.00
Non Admin	PW	Supervisor	\$41,897.96	\$42,205.28
Non Admin	PW	Supervisor	\$40,012.47	\$40,305.96
Non Admin	PW	Me	\$35,086.07	\$35,343.42

Non Admin	PW	GEI	\$31,909.16	\$32,143.21
Non Admin	PW	GEII	\$31,909.16	\$32,143.21
Non Admin	PW	HEQII	\$34,027.78	\$34,277.37
Non Admin	PW	GEI	\$26,576.82	\$26,771.76
Non Admin	PW	HEQII	\$30,845.76	\$31,072.01
Non Admin	PW	GEII	\$27,644.31	\$27,847.08
Non Admin	PW	GEI	\$25,521.60	\$25,708.80
Non Admin	PW	HEQII	\$46,795.74	\$47,138.98
Non Admin	PW	GEI	\$26,055.35	\$26,246.46
Non Admin	PW	GEI	\$25,523.65	\$25,710.86
Non Admin	PW	GEI	\$24,989.90	\$25,173.20
Non Admin	PW		\$0.00	\$0.00
Non Admin	PW	HEQII	\$31,902.00	\$32,136.00
Non Admin	PW	GEI	\$24,989.90	\$25,173.20

WHEREAS THE GOVERNING BODY OF THE CITY, does hereby establish and resolve to incorporate into its official record of action revised FY22 salaries and hourly rates reflecting a 3% salary increase and additional increase for Building Department Inspector all effective January 3, 2022.

I hereby certify that the above and forgoing Resolution was adopted in the affirmative by the following vote of the Council of the City of Diamondhead on the _____ day of _____, 2022.

	Aye	Nay	Absent
Mayor Depreo	_____	_____	_____
Councilmember Maher	_____	_____	_____
Councilmember Finley	_____	_____	_____
Councilmember Moran	_____	_____	_____
Councilmember Sheppard	_____	_____	_____
Councilmember Clark	_____	_____	_____

ATTEST: _____
 JEANNIE KLEIN, CITY CLERK

APPROVED: _____
 NANCY DEPREGO, MAYOR

A TEXT AMENDMENT TO THE ZONING ORDINANCE AND SUBDIVISION
REGULATIONS

Article II – Administration
Article III – Procedures

A resolution of the Mayor and City Council of the City of Diamondhead amending Zoning Ordinance (2012-019) Appendix A - Zoning, Article 2.9.2.A and Subdivision Regulations (Ordinance 2020-001) Article 301.6.

WHEREAS, the publication of record for the city has changed from twice weekly to weekly publication.

WHEREAS, applicants for hearings before the Planning Commission must be rendered a decision within 45 days.

WHEREAS, the publication change from twice weekly to weekly adds another week to the process and jeopardizes meeting the 45 day decision.

WHEREAS, the city wishes to inform more residents via of public hearings via mail.

WHEREAS, the proposed text amendment is as follows: Appendix A – Zoning, Article 2.9 – Public Notice Procedure, Section 2.9.1.A – change “300 feet” to “400 feet”; Section 2.9.1.B – change “three hundred (300) feet” to “four hundred (400) feet”; Section 2.9.6.B – change “three hundred (300) feet” to “four hundred (400) feet”; Section 2.9.7.A.ii – change “Two (2) publication days” to “One publication day” and Subdivision Regulations Article III – Procedures, Article 301.6 – change “three hundred feet (300’)” to “four hundred feet (400’)”; Article 303.2.3 – change “three hundred feet (300’)” to “four hundred feet (400’)”; Article 320.4.e and Article 320.5.b – “change 300 to 400”.

NOW, THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY, that the City Council adopted the proposed text amendment as stated.

I HEREBY CERTIFY THAT THE ABOVE AND FOREGOING RESOLUTION WAS ADOPTED IN THE AFFIRMATIVE BY THE FOLLOWING VOTE OF COUNCIL OF THE CITY OF DIAMONDHEAD ON THE 21ST DAY OF DECEMBER, 2021.

	Aye	Nay	Absent
Councilmember Finley	_____	_____	_____
Councilmember Moran	_____	_____	_____
Councilmember Sheppard	_____	_____	_____
Councilmember Clark	_____	_____	_____
Councilmember Maher	_____	_____	_____
Mayor Depreo	_____	_____	_____

MAYOR NANCY DEPREO

ATTEST: _____
Jeannie Klein, City Clerk



TO: Mayor, City Council and City Manager

FROM: J. Pat Rich, Development Coordinator *J. Pat Rich*

DATE: December 15, 2021

SUBJECT: Recommendation from Planning Commission Text Amendment 100-year storm events

The City of Diamondhead represented by Ronald Jones, Building Official, has filed an application requesting a text amendment to require the use of 100-year storm events in the Zoning Ordinance (Ord. 2012-019) and Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance (Ord. 2013-030). Case File Number is 202100494. The proposed text amendments would make the following changes to Zoning Ordinance Article 14 – Land Alterations and Disturbances, Article 14.1.3.D – Land Clearing and Drainage, – change “5-year storm” to “100-year storm”, insert a period after "urbanized areas", remove "wherein the rainfall is one (1) hour at a rainfall of three (3) inches per hour." and add "The approximate value for "I" precipitation intensity in inches per hour, shall be obtained from the NOAA Website at <http://hdsc.nws.noaa.gov/hdsc/pfds/>. This website provides precipitation intensity information." before "Runoff shall be drained...". In Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance Chapter 24- Stormwater Management, Section 24-10 (a) – Stormwater Detention Standards and Requirements – add "100- year" after "50-year" to “two-year, five-year, ten-year, 25-year and 50-year, 24-hour storm events.”

At its regular meeting on December 14, 2021, the Planning Commission voted 7-0 to recommend approving the text amendment.

Zoning Ordinance

ARTICLE 14. - LAND ALTERATIONS AND DISTURBANCES

14.1. - PURPOSE.

14.1.3 *Land Clearing and Drainage.*

- D. Parcels of land greater than three (3) acres: Proposed new developments in excess of three (3) acres shall not be cleared until an overall project plan has been submitted to and approved by the Zoning Administrator. Such plans shall, in addition to the above referenced requirements, include detailed stormwater runoff control measures including retention and/or detention ponds capable of retaining both "during construction" and "post-construction" sediments and of holding a volume of stormwater equal to a ~~five-year~~ 100-year storm based on south Mississippi average rainfalls for urbanized areas. ~~The appropriate values for "I", precipitation intensity in inches per hour, shall be obtained from the NOAA Website at <http://hdsc.nws.noaa.gov/hdsc/pfds/>. This website provides precipitation intensity information.~~ Runoff shall be drained on-site to retention ponds and allowed to discharge at a rate no greater than the average discharge prior to development.

Stormwater Ordinance

CHAPTER 24 – STORMWATER MANAGEMENT

Sec. 24-10. - Stormwater detention standards and requirements.

- (a) It is prohibited to place fill material or construct impervious cover or construct or place any other structure on such person's property or perform any excavation or grading in a manner which alters the flow of surface water across said property in a manner which damages any adjacent property. No final subdivision plat, subdivision construction plan, site plan or building permit shall be approved by the city unless it can be demonstrated by the owner or developer of such property that the proposed development will not result in damage to any adjacent or downstream property. This will be certified by a professional engineer's submittal of sufficient data and calculations based upon the two-year, five-year, ten-year, 25-year and 50-year, 100-year, 24-hour storm event.



AGENDA

PLANNING AND ZONING COMMISSION

Tuesday, December 14, 2021

6:00 PM CST

Council Chambers, City Hall
and via teleconference, if necessary

Call to Order

Statement of Purpose

1. May our decisions today be made with wisdom, careful deliberation and in the best interest of the City of Diamondhead. May we display patience and kindness in our dealings with each other and all who are in attendance and may any decisions made today promote the health, safety and welfare of the citizens of Diamondhead and the enhancement of the City as a whole.

Pledge of Allegiance

Roll Call

Confirmation or Adjustments to Agenda

Approval of Minutes

2. Approval of October 26, 2021 minutes.

New Business

3. Presentation by Robert Barber with Orion Planning to update the Commission on Short Term Rental ordinance progress. This is for information and discussion only. No vote will be taken
4. Janet Harmon-Curvey and John A. Curvey have filed an application requesting a variance from the Zoning Ordinance (Article 4.19) to allow the construction of a covered patio (36.26' x 11.4') within 17.9' of the rear property line. Additionally, to construct a masonry fireplace (3'x6') within 14.9' 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' and the fireplace is 5.1'. The Case File Number is 202100459.
5. B&G Food Enterprises, LLC, has filed an application requesting Planning Commission Review as required by the Zoning Ordinance (Article 4.21.1 B) to allow the construction of a drive-in restaurant, Taco Bell. The property address is 4405 Aloha Drive. The tax parcel number is 131E-1-13-006.002. The property is in a C-1 General Commercial zoning district. Drive-in restaurants are considered permitted uses with the review and approval in accordance with the Planning Commission review provisions set forth in the Zoning Ordinance (Article 2.4). The Case File Number is 202100483.
6. The City of Diamondhead represented by Ronald Jones, Building Official, has filed an application requesting a text amendment to reduce the number of publication days and increase the number of mail notices in the Zoning Ordinance (Ord. 2012-006) and Subdivision Regulations (Ordinance 2020-001). Case File Number is 202100493. The proposed text amendments would make the

following changes to Appendix A – Zoning, Article 2.9 – Public Notice Procedure, Section 2.9.1.A – change “300 feet” to “400 feet”; Section 2.9.1.B – change “three hundred (300) feet” to “four hundred (400) feet”; Section 2.9.6.B – change “three hundred (300) feet” to “four hundred (400) feet”; Section 2.9.7.A.ii – change “Two (2) publication days” to “One publication day” and Subdivision Regulations Article III – Procedures, Article 301.6 – change “three hundred feet (300’)” to “four hundred feet (400’)”; Article 303.2.3 – change “three hundred feet (300’)” to “four hundred feet (400’)”; Article 320.4.e and Article 320.5.b – “change 300 to 400”.

Approved
7-0

- 7. The City of Diamondhead represented by Ronald Jones, Building Official, has filed an application requesting a text amendment to require the use of 100-year storm events in the Zoning Ordinance (Ord. 2012-019) and Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance (Ord. 2013-030). Case File Number is 202100494. The proposed text amendments would make the following changes to Zoning Ordinance Article 14 – Land Alterations and Disturbances, Article 14.1.3.D – Land Clearing and Drainage, – change “5-year storm” to “100-year storm”, insert a period after "urbanized areas", remove "wherein the rainfall is one (1) hour at a rainfall of three (3) inches per hour." and add "The approximate value for "I" precipitation intensity in inches per hour, shall be obtained from the NOAA Website at <http://hdsc.nws.noaa.gov/hdsc/pfds/>. This website provides precipitation intensity information." before "Runoff shall be drained...". In Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance Chapter 24- Stormwater Management, Section 24-10 (a) – Stormwater Detention Standards and Requirements – add "100-year" after "50-year" to “two-year, five-year, ten-year, 25-year and 50-year, 24-hour storm events.”

Unfinished Business

Open Public Comments to Non-Agenda Items

Commissioners' Comments

Communication / Announcements

- 8. The next City Council meeting is December 21, 2021 at 6:00 pm.
The next Planning Commission meeting is January 25, 2022 at 6:00 pm.

Adjourn or Recess



City of Diamondhead

5000 Diamondhead Circle, Diamondhead, MS 39525

Phone: (228) 222.4626

FAX: (228) 222-4390

www.diamondhead.ms.gov

STAFF REPORT TO PLANNING COMMISSION

DATE: December 14, 2021

CASE FILE NUMBER: 202100494

APPLICANT: City of Diamondhead

ZONING DISTRICT: ALL

TYPE OF APPLICATION: Text Amendment

NATURE OF REQUEST: The City of Diamondhead represented by Ronald Jones, Building Official, has filed an application requesting a text amendment to require the use of 100-year storm events in the Zoning Ordinance (Ord. 2012-019) and Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance (Ord. 2013-030). Case File Number is 202100494. The proposed text amendments would make the following changes to Zoning Ordinance Article 14 – Land Alterations and Disturbances, Article 14.1.3.D – Land Clearing and Drainage, – change “5-year storm” to “100-year storm”, insert a period after “urbanized areas”, remove “wherein the rainfall is one (1) hour at a rainfall of three (3) inches per hour.” and add “The approximate value for “I” precipitation intensity in inches per hour, shall be obtained from the NOAA Website at <http://hdsc.nws.noaa.gov/hdsc/pfds/>. This website provides precipitation intensity information.” before “Runoff shall be drained...”. In Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance Chapter 24- Stormwater Management, Section 24-10 (a) – Stormwater Detention Standards and Requirements – add “100- year” after “50-year” to “two-year, five-year, ten-year, 25-year and 50-year, 24-hour storm events.”

DATE OF PUBLIC HEARING BEFORE PLANNING COMMISSION: December 14, 2021

RECOMMENDATION TO PLANNING COMMISSION: To **approve** the Text Amendment as petitioned.

The staff recommends **approving** the Text Amendment based on the following finding of fact.

Due to the increasing frequency and duration of record-breaking rain events, the Mayor and Council requested changing stormwater detention/retention to 100-year events.

**NOTICE OF PUBLIC HEARING
PLANNING AND ZONING COMMISSION
DIAMONDHEAD, MS**

The City of Diamondhead represented by Ronald Jones, Building Official, has filed an application requesting a text amendment to require the use of 100-year storm events in the Zoning Ordinance (Ord. 2012-019) and Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance (Ord. 2013-030). Case File Number is 202100494.

The proposed text amendments would make the following changes to Zoning Ordinance Article 14 – Land Alterations and Disturbances, Article 14.1.3.D – Land Clearing and Drainage, – change “5-year storm” to “100-year storm” and Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance Chapter 24- Stormwater Management, Section 24-10 (a) – Stormwater Detention Standards and Requirements – change “two-year, five-year, ten-year, 25-year and 50-year, 24-hour storm events.” to “100-year, 24-hour storm events.”

The City Council shall have jurisdiction with respect to all Text Amendments. The Planning Commission shall review and submit a recommendation to the City Council on Text Amendments.

The Planning and Zoning Commission will consider this application at its next regularly scheduled meeting on **Tuesday, December 14, 2021, at 6:00 p.m.** The public hearing will be held at Diamondhead City Hall in the Council Chambers at 5000 Diamondhead Circle in Diamondhead, MS 39525. Interested members of the public are invited to attend. This meeting will also be live streamed for your convenience.

If you have any questions or comments or would like to review the application, you may contact the Building Department at the above address and/or at 228-222-4626.

A TEXT AMENDMENT TO THE ZONING ORDINANCE AND STORMWATER ORDINANCE
AMENDING

Article XIV – Land Alterations and Disturbances
Chapter XXIV – Stormwater Management

A resolution of the Mayor and City Council of the City of Diamondhead amending Zoning Ordinance (2012-019) Article XIV – Land Alterations and Disturbances, Article 14.1.3.D and Stormwater Ordinance 2013-030 Article XXIV – Stormwater Management, Section 24-10 (a).

WHEREAS, the frequency and duration of record breaking rain events have occurred.

WHEREAS, the Mayor and City Council are concerned for the welfare and safety of the residents and their property.

WHEREAS, The Mayor and City Council, in their concern, requested adding 100 year storm event calculations to the ordinances.

WHEREAS, the proposed text amendment is as follows: Zoning Ordinance Article 14 – Land Alterations and Disturbances, Article 14.1.3.D – Land Clearing and Drainage, – change “5-year storm” to “100-year storm”, insert a period after "urbanized areas", remove "wherein the rainfall is one (1) hour at a rainfall of three (3) inches per hour." and add "The approximate value for "I" precipitation intensity in inches per hour, shall be obtained from the NOAA Website at <http://hdsc.nws.noaa.gov/hdsc/pfds/>. This website provides precipitation intensity information." before "Runoff shall be drained...". In Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance Chapter 24- Stormwater Management, Section 24-10 (a) – Stormwater Detention Standards and Requirements – add "100- year" after "50-year" to “two-year, five-year, ten-year, 25-year and 50-year, 24-hour storm events.”

NOW, THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY, that the City Council adopted the proposed text amendment as stated.

I HEREBY CERTIFY THAT THE ABOVE AND FOREGOING RESOLUTION WAS ADOPTED IN THE AFFIRMATIVE BY THE FOLLOWING VOTE OF COUNCIL OF THE CITY OF DIAMONDHEAD ON THE 21ST DAY OF DECEMBER, 2021.

	Aye	Nay	Absent
Councilmember Finley	_____	_____	_____
Councilmember Moran	_____	_____	_____
Councilmember Sheppard	_____	_____	_____
Councilmember Clark	_____	_____	_____
Councilmember Maher	_____	_____	_____
Mayor Depreo	_____	_____	_____

MAYOR NANCY DEPREO

ATTEST: _____
Jeannie Klein, City Clerk



TO: Mayor, City Council and City Manager

FROM: J. Pat Rich, Development Coordinator *J. Pat Rich*

DATE: December 15, 2021

SUBJECT: Recommendation from Planning Commission Text Amendment 100-year storm events

The City of Diamondhead represented by Ronald Jones, Building Official, has filed an application requesting a text amendment to require the use of 100-year storm events in the Zoning Ordinance (Ord. 2012-019) and Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance (Ord. 2013-030). Case File Number is 202100494. The proposed text amendments would make the following changes to Zoning Ordinance Article 14 – Land Alterations and Disturbances, Article 14.1.3.D – Land Clearing and Drainage, – change “5-year storm” to “100-year storm”, insert a period after "urbanized areas", remove "wherein the rainfall is one (1) hour at a rainfall of three (3) inches per hour." and add "The approximate value for "I" precipitation intensity in inches per hour, shall be obtained from the NOAA Website at <http://hdsc.nws.noaa.gov/hdsc/pfds/>. This website provides precipitation intensity information." before "Runoff shall be drained...". In Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance Chapter 24- Stormwater Management, Section 24-10 (a) – Stormwater Detention Standards and Requirements – add "100- year" after "50-year" to “two-year, five-year, ten-year, 25-year and 50-year, 24-hour storm events.”

At its regular meeting on December 14, 2021, the Planning Commission voted 7-0 to recommend approving the text amendment.

Zoning Ordinance

ARTICLE 14. - LAND ALTERATIONS AND DISTURBANCES

14.1. - PURPOSE.

14.1.3 *Land Clearing and Drainage.*

- D. Parcels of land greater than three (3) acres: Proposed new developments in excess of three (3) acres shall not be cleared until an overall project plan has been submitted to and approved by the Zoning Administrator. Such plans shall, in addition to the above referenced requirements, include detailed stormwater runoff control measures including retention and/or detention ponds capable of retaining both "during construction" and "post-construction" sediments and of holding a volume of stormwater equal to a ~~five-year~~ 100-year storm based on south Mississippi average rainfalls for urbanized areas. ~~The appropriate values for "I", precipitation intensity in inches per hour, shall be obtained from the NOAA Website at <http://hdsc.nws.noaa.gov/hdsc/pfds/>. This website provides precipitation intensity information.~~ Runoff shall be drained on-site to retention ponds and allowed to discharge at a rate no greater than the average discharge prior to development.

Stormwater Ordinance

CHAPTER 24 – STORMWATER MANAGEMENT

Sec. 24-10. - Stormwater detention standards and requirements.

- (a) It is prohibited to place fill material or construct impervious cover or construct or place any other structure on such person's property or perform any excavation or grading in a manner which alters the flow of surface water across said property in a manner which damages any adjacent property. No final subdivision plat, subdivision construction plan, site plan or building permit shall be approved by the city unless it can be demonstrated by the owner or developer of such property that the proposed development will not result in damage to any adjacent or downstream property. This will be certified by a professional engineer's submittal of sufficient data and calculations based upon the two-year, five-year, ten-year, 25-year and 50-year, 100-year, 24-hour storm event.



AGENDA PLANNING AND ZONING COMMISSION

Tuesday, December 14, 2021

6:00 PM CST

Council Chambers, City Hall
and via teleconference, if necessary

Call to Order

Statement of Purpose

1. May our decisions today be made with wisdom, careful deliberation and in the best interest of the City of Diamondhead. May we display patience and kindness in our dealings with each other and all who are in attendance and may any decisions made today promote the health, safety and welfare of the citizens of Diamondhead and the enhancement of the City as a whole.

Pledge of Allegiance

Roll Call

Confirmation or Adjustments to Agenda

Approval of Minutes

2. Approval of October 26, 2021 minutes.

New Business

3. Presentation by Robert Barber with Orion Planning to update the Commission on Short Term Rental ordinance progress. This is for information and discussion only. No vote will be taken
4. Janet Harmon-Curvey and John A. Curvey have filed an application requesting a variance from the Zoning Ordinance (Article 4.19) to allow the construction of a covered patio (36.26' x 11.4') within 17.9' of the rear property line. Additionally, to construct a masonry fireplace (3'x6') within 14.9' 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' and the fireplace is 5.1'. The Case File Number is 202100459.
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following changes to Appendix A – Zoning, Article 2.9 – Public Notice Procedure, Section 2.9.1.A – change “300 feet” to “400 feet”; Section 2.9.1.B – change “three hundred (300) feet” to “four hundred (400) feet”; Section 2.9.6.B – change “three hundred (300) feet” to “four hundred (400) feet”; Section 2.9.7.A.ii – change “Two (2) publication days” to “One publication day” and Subdivision Regulations Article III – Procedures, Article 301.6 – change “three hundred feet (300’)” to “four hundred feet (400’)”; Article 303.2.3 – change “three hundred feet (300’)” to “four hundred feet (400’)”; Article 320.4.e and Article 320.5.b – “change 300 to 400”.

Approved
7-0

- 7. The City of Diamondhead represented by Ronald Jones, Building Official, has filed an application requesting a text amendment to require the use of 100-year storm events in the Zoning Ordinance (Ord. 2012-019) and Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance (Ord. 2013-030). Case File Number is 202100494. The proposed text amendments would make the following changes to Zoning Ordinance Article 14 – Land Alterations and Disturbances, Article 14.1.3.D – Land Clearing and Drainage, – change “5-year storm” to “100-year storm”, insert a period after "urbanized areas", remove "wherein the rainfall is one (1) hour at a rainfall of three (3) inches per hour." and add "The approximate value for "I" precipitation intensity in inches per hour, shall be obtained from the NOAA Website at <http://hdsc.nws.noaa.gov/hdsc/pfds/>. This website provides precipitation intensity information." before "Runoff shall be drained...". In Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance Chapter 24- Stormwater Management, Section 24-10 (a) – Stormwater Detention Standards and Requirements – add "100-year" after "50-year" to “two-year, five-year, ten-year, 25-year and 50-year, 24-hour storm events.”

Unfinished Business

Open Public Comments to Non-Agenda Items

Commissioners' Comments

Communication / Announcements

- 8. The next City Council meeting is December 21, 2021 at 6:00 pm.
The next Planning Commission meeting is January 25, 2022 at 6:00 pm.

Adjourn or Recess



City of Diamondhead

5000 Diamondhead Circle, Diamondhead, MS 39525

Phone: (228) 222.4626

FAX: (228) 222-4390

www.diamondhead.ms.gov

STAFF REPORT TO PLANNING COMMISSION

DATE: December 14, 2021

CASE FILE NUMBER: 202100494

APPLICANT: City of Diamondhead

ZONING DISTRICT: ALL

TYPE OF APPLICATION: Text Amendment

NATURE OF REQUEST: The City of Diamondhead represented by Ronald Jones, Building Official, has filed an application requesting a text amendment to require the use of 100-year storm events in the Zoning Ordinance (Ord. 2012-019) and Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance (Ord. 2013-030). Case File Number is 202100494. The proposed text amendments would make the following changes to Zoning Ordinance Article 14 – Land Alterations and Disturbances, Article 14.1.3.D – Land Clearing and Drainage, – change “5-year storm” to “100-year storm”, insert a period after “urbanized areas”, remove “wherein the rainfall is one (1) hour at a rainfall of three (3) inches per hour.” and add “The approximate value for “I” precipitation intensity in inches per hour, shall be obtained from the NOAA Website at <http://hdsc.nws.noaa.gov/hdsc/pfds/>. This website provides precipitation intensity information.” before “Runoff shall be drained...”. In Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance Chapter 24- Stormwater Management, Section 24-10 (a) – Stormwater Detention Standards and Requirements – add “100- year” after “50-year” to “two-year, five-year, ten-year, 25-year and 50-year, 24-hour storm events.”

DATE OF PUBLIC HEARING BEFORE PLANNING COMMISSION: December 14, 2021

RECOMMENDATION TO PLANNING COMMISSION: To **approve** the Text Amendment as petitioned.

The staff recommends **approving** the Text Amendment based on the following finding of fact.

Due to the increasing frequency and duration of record-breaking rain events, the Mayor and Council requested changing stormwater detention/retention to 100-year events.

**NOTICE OF PUBLIC HEARING
PLANNING AND ZONING COMMISSION
DIAMONDHEAD, MS**

The City of Diamondhead represented by Ronald Jones, Building Official, has filed an application requesting a text amendment to require the use of 100-year storm events in the Zoning Ordinance (Ord. 2012-019) and Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance (Ord. 2013-030). Case File Number is 202100494.

The proposed text amendments would make the following changes to Zoning Ordinance Article 14 – Land Alterations and Disturbances, Article 14.1.3.D – Land Clearing and Drainage, – change “5-year storm” to “100-year storm” and Stormwater Runoff, Illicit Discharges, and Illegal Connections Ordinance Chapter 24- Stormwater Management, Section 24-10 (a) – Stormwater Detention Standards and Requirements – change “two-year, five-year, ten-year, 25-year and 50-year, 24-hour storm events.” to “100-year, 24-hour storm events.”

The City Council shall have jurisdiction with respect to all Text Amendments. The Planning Commission shall review and submit a recommendation to the City Council on Text Amendments.

The Planning and Zoning Commission will consider this application at its next regularly scheduled meeting on **Tuesday, December 14, 2021, at 6:00 p.m.** The public hearing will be held at Diamondhead City Hall in the Council Chambers at 5000 Diamondhead Circle in Diamondhead, MS 39525. Interested members of the public are invited to attend. This meeting will also be live streamed for your convenience.

If you have any questions or comments or would like to review the application, you may contact the Building Department at the above address and/or at 228-222-4626.

RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL (THE “GOVERNING BODY”) OF THE CITY OF DIAMONDHEAD, MISSISSIPPI (THE CITY), TO VACATE AND/OR ABANDON A 5’ DRAINAGE/UTILITY EASEMENT ON EACH SIDE OF THE COMMON PROPERTY LINE BETWEEN LOTS 31 and 32, DIAMONDHEAD PHASE 1, UNIT 8, BLOCK 4, HANCOCK COUNTY LOCATED WITHIN THE CITY

WHEREAS the Mayor and City Council (the Governing Body) of the City of Diamondhead, Mississippi (the City), acting for and on behalf of the City, hereby finds and determines as follows:

1. The City currently has a 5’ drainage/utility easement on each side of the common property line between Lots 31 and 32, Diamondhead Phase 1, Unit 8, Block 4 (see attached survey from Duke Levy as Exhibit A).
2. Judy Jane Kumre is the owner of Lots 31 and 32, Diamondhead Phase 1, Unit 8, Block 4. The parcel numbers are 067G-1-25-035.000 and 067G-1-25-036.000. The physical street address is 1084 Koloa Court.
3. Further, the City hereby abandons and/or vacates the drainage/utility easements for the full width and length as petitioned except for the front and rear drainage and utility easement. These drainage/utility easements are 5’ drainage and utility easements on each side of the common property line between Lots 31 and 32, Diamondhead Phase 1, Unit 8, Block 4.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY, AS FOLLOWS:

SECTION 1. That the Governing Body of the City will hereby abandon the selected drainage/utility easements with respect to Lots 31 and 32, Diamondhead Phase 1, Unit 8, Block 4 described in bullet #3. The Diamondhead Public Works, Diamondhead Water & Sewer District and CEPA do not have any objections.

SECTION 2. It is agreed and understood that Judy Jane Kumre will be responsible for the filing of all necessary documents with the Chancery Clerk of Hancock County, Mississippi.

The above and foregoing resolution, after having been first reduced to writing, was introduced by Councilmember _____, seconded by Councilmember _____ and the question being put to a roll call vote, the result was as follows:

Resolution 2021-087
Agenda Item 2021-410

	Aye	Nay	Absent
Councilmember Finley	___	___	___
Councilmember Moran	___	___	___
Councilmember Sheppard	___	___	___
Councilmember Clarke	___	___	___
Councilmember Maher	___	___	___
Mayor Depreo	___	___	___

The motion having received the affirmative vote of a majority of all the members of the Governing Body, the Mayor declared the motion carried and the resolution adopted, this the _____ day of _____, 2021.

MAYOR

ATTEST:

CITY CLERK

(SEAL)

City of Diamondhead
~~DIAMONDHEAD WATER & SEWER DISTRICT~~

REQUEST FOR AN ABANDONMENT OF EASEMENT

RECEIVED
NOV 22 2021
BY: _____

DATE: 11/19/2021

PROPERTY OWNER OR OWNERS: JUDY JANE KUMBE

PHONE NUMBER: 728-363-3045

MAIL ADDRESS: 3135 CALIFORNIA AVE. MARINA CA. 93933

lot 32 0676-1-25-036.000
- 035.00

DESIRE TO HAVE UTILITY EASEMENT ABANDONED BETWEEN: 31

PROPERTY DESCRIPTION: PHASE 1 UNIT 8 BLOCK 4 LOT 31

PHASE 1 UNIT 8 BLOCK 4 LOT 32

PHASE _____ UNIT _____ BLOCK _____ LOT _____

PROPERTY ADDRESS: 1084 KOLDA COURT DIAMONDHEAD MS. 39528

CUSTOMER SIGNATURE: Judy Jane Kumble

OFFICE USE ONLY:

DATE APPROVED: _____

APPROVED BY: _____

ABANDONMENT FEE: \$50.00 _____

APPROVED BY BOARD: _____

EMAILED COPY: (SIGN/DATE) _____



Headquarters
18020 Highway 603
Kiln, MS 39556
PO Box 2430
Bay St. Louis, MS 39521
1-877-769-2372

www.coastepa.com

Abandonment of Easement Request

Pat,

I have reviewed the request to abandon the easement off of Koloa Ct (between lots 31 & 32) at the address 1084 Koloa Ct. Coast Electric agrees to abandon the easement between lots 31 & 32.

If you have any questions, please give me a call.

Thanks,

Kendall Ladner

Director of System Engineering

(228) 216-8889

Stanley Bychurch

From: Pat Rich
Sent: Tuesday, November 23, 2021 10:28 AM
To: Kendall Ladner; Stanley Bychurch
Subject: RE: 1084 Koloa Court AOE
Attachments: 1084 Koloa Ct.Kumre.AOE.Survey.pdf

As usual, I forgot the survey.

From: Pat Rich
Sent: Tuesday, November 23, 2021 10:21 AM
To: Kendall Ladner <kendallladner@coastepa.com>; Stanley Bychurch <sbychurch@diamondhead.ms.gov>
Subject: 1084 Koloa Court AOE

Good morning,

Judy Jane Kumre is requesting the abandonment of the 5' easement along either side of the common property line between lots 31 & 32, Diamondhead Subdivision, Phase 1, Unit 8A, Block 4 for the purpose of constructing a new residence with the street address of 1084 Koloa Court.

Does your company or office need this easement to provide current or future services? Please provide me your written comments by Wednesday, December 1st.

Thanks in advance,

J. Pat Rich
Development Coordinator

City of Diamondhead
5000 Diamondhead Circle
Diamondhead, MS 39525
228-242-1613

*Abandonment of 5' Easement
is OK.
Watch Ditch in back.*

12-7

DIAMONDHEAD WATER & SEWER DISTRICT

REQUEST FOR AN ABANDONMENT OF EASEMENT

DATE: 11/19/2021

PROPERTY OWNER OR OWNERS: JUDY JANE KUMBE

PHONE NUMBER: 228-363-3045

MAIL ADDRESS: 3135 CALIFORNIA AVE. MARINA CA. 93933

DESIRE TO HAVE UTILITY EASEMENT ABANDONED BETWEEN:

PROPERTY DESCRIPTION: PHASE 1 UNIT 8 BLOCK 4 LOT 31

PHASE 1 UNIT 8 BLOCK 4 LOT 32

PHASE _____ UNIT _____ BLOCK _____ LOT _____

PROPERTY ADDRESS: KOLOA COURT DIAMONDHEAD MS. 39525

CUSTOMER SIGNATURE: Judy Jane Kumble

OFFICE USE ONLY:

DATE APPROVED: 11/24/2021

APPROVED BY: [Signature]

ABANDONMENT FEE: \$50.00 pd 11/22/21 cash

APPROVED BY BOARD: verbal 12/1/21 Ratification @ 12/16/21 [Signature]

EMAILED COPY: (SIGN/DATE) [Signature] 12/2/21

LEGAL DESCRIPTION:

A survey of Lots 31 and 32, Block 4, Diamondhead Subdivision, Phase 1, Addition to Unit 8, City of Diamondhead, Hancock County, Mississippi.

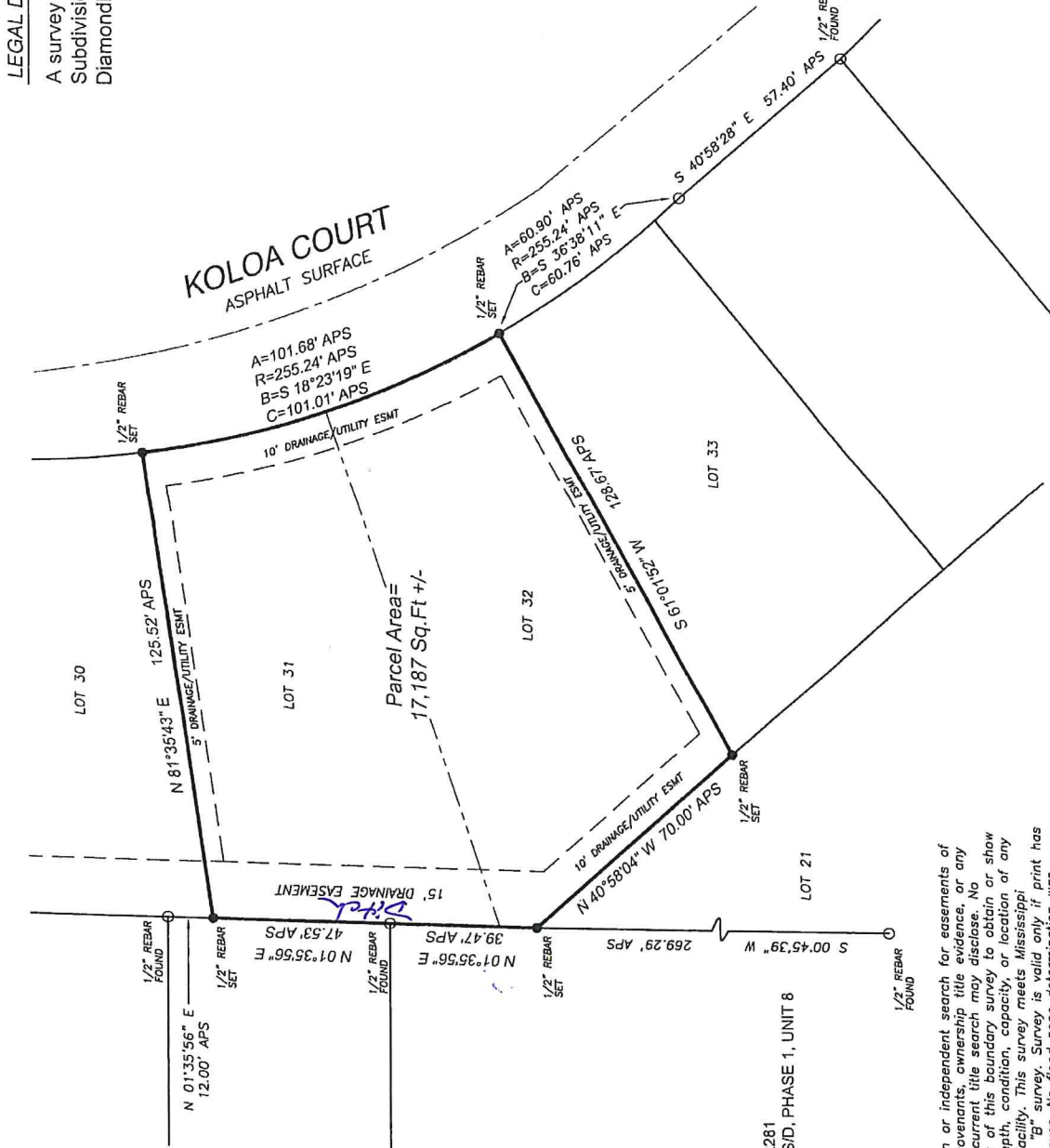


In consideration of the fee paid, I declare that this survey made by me or under my immediate supervision is true and correct to the best of my professional knowledge, information, and belief.

Duke Levy
Duke Levy, RLS #1722

DUKE LEVY & ASSOCIATES, P.A.
4412 LEISURE TIME DRIVE
DIAMONDHEAD, MS 39525
(228) 343-9691 PHONE

SCALE: 1" = 30'
DRAWING: WO# 2021-285
DATE: 09-14-2021
CLIENT: David Solomon



LEGEND:

- ☒ CENTERLINE
- IRON ROD FOUND
- IRON PIPE FOUND
- FENCE CORNER POST
- POWER POLE
- AS PER SURVEY
- APR AS PER RECORD

REFERENCES:

- 1) DEED BOOK 2015 PAGE 2281
- 2) PLAT OF DIAMONDHEAD SID, PHASE 1, UNIT 8

NOTES:

Surveyor has made no investigation or independent search for encumbrances of record, encumbrances, restrictive covenants, ownership title evidence, or any other facts that an accurate and current title search may disclose. No attempt has been made as a part of this boundary survey to obtain or show data concerning existence, size, depth, condition, capacity, or location of any utility or municipal/public service facility. This survey meets Mississippi minimum requirements for a class "B" survey. Survey is valid only if print has original seal and signature of surveyor. No flood zone determination was performed as a part of this survey. An accurate determination can be made by ordering a FEMA Elevation Certificate.

BEARINGS REFERENCED TO GEODETIC BY GPS OBSERVATIONS

2021 18177
Recorded in the Above
Deed Book & Page
11-16-2021 10:20:55 AM
Timothy A Kellar
Hancock County

INDEX: Lot 31 and Lot 32, Block 4, Unit 8, Diamondhead Subdivision, Phase 1, Hancock County, Mississippi.

Grantor: The Peoples Bank, Biloxi, Mississippi, P. O. Box 529, Biloxi, MS 39533, 228-435-5511

Grantee: Judy Jane Kumre, 3135 California Avenue, Marina, CA 93933, 831-998-3247

Prepared by and return to: Williams, Smith and Stockstill, PLLC, P. O. Drawer 1076, 105 North Main Street, Picayune, MS 39466, 601-798-2382, Byron J. Stockstill Bar #7930, Joseph C. Stewart Bar #99242

STATE OF MISSISSIPPI
COUNTY OF HANCOCK

SPECIAL WARRANTY DEED

For and in consideration of the sum of TEN DOLLARS (\$10.00) cash in hand paid and other good and valuable considerations, the receipt of which is hereby acknowledged and confessed, **THE PEOPLES BANK, BILOXI, MISSISSIPPI**, does hereby grant, bargain, sell, convey and specially warrant unto **JUDY JANE KUMRE**, the following described property lying and being situate in Hancock County, Mississippi, to-wit:

Lot 31 and Lot 32, Block 4, First Addition to Unit 8, Diamondhead, Phase 1, according to the map or plat thereof on file and of record in the office of the Chancery Clerk of Hancock County, Mississippi.

This conveyance is made subject to any and all mineral reservations or conveyances appearing of

record.

This conveyance is made subject to any and all rights-of-way and/or easements for public roads and/or public utilities located on, over and across the above described land as shown by the Land Deed Records on file in the office of the Chancery Clerk of Hancock County, Mississippi.

This conveyance is further made and accepted subject to The Declaration of Restrictions, Conditions, Easements, Covenants, Agreements, Liens, and Charges, and the Amendment or Amendments thereto, if any, applicable to the above described property, and recorded in the office of the Chancery Clerk of Hancock County, Mississippi.

This conveyance is further made and accepted subject to any utility, drainage and road easements of record including the utility and drainage easements shown on the subdivision plat referred to above and recorded in the office of the Chancery Clerk of Hancock County, Mississippi.

Taxes for the current year have been pro-rated as of this date and are hereby assumed by the Grantee herein.

SELLER MAKES NO REPRESENTATION OR WARRANTY, EXPRESS OR IMPLIED OR ARISING BY OPERATION OF LAW WITH RESPECT TO ANY MATTER CONCERNING THE PROPERTY, INCLUDING, WITHOUT LIMITATION, THE FOLLOWING: (1) TITLE (OTHER THAN THE SPECIAL WARRANTY OF TITLE TO THE REAL PROPOERTY), (ii) HABITABILITY, MERCHANTABILITY OR SUITABILITY OR FITNESS OF THE PROPERTY FOR A PARTICULAR PURPOSE OR USE, (iii) THE NATURE AND CONDITION OF THE PROPERTY, INCLUDING, WITHOUT LIMITATION, WATER, DRAINAGE AND GRADING, SOIL AND GEOLOGY, ZONING, LOCATION OF CEMETERIES, UTILITY AVAILABILITY OR HOOK-UP, EASEMENT RIGHTS, FLOOD PLAINS (OR PORTIONS OF THE PROPERTY IN A FLOOD PLAIN) AND THE COSTS AND REQUIREMENTS OF SAME, ACCESS TO STREETS, COSTS OF UTILITIES, LOCATION OR CURB CUTS AND MEDIAN BREAKS IN STREETS, SEWAGE FACILITIES (INCLUDING, WITHOUT LIMITATION, AVAILABILITY OR

NONAVAILABILITY OF APPROPRIATE WATER AND SEWER CAPACITY) OR OTHER GOVERNMENTAL RIGHTS OR OBLIGATIONS, (iv) COMPLETENESS, ACCURACY OR APPROVAL OF PERMITS, SURVEYS, PLATS, PRELIMINARY PLATS, POLLUTION ABATEMENT PLANS, SUBDIVISION PLANS OR REPORTS CONCERNING THE PROPERTY, (v) TAX CONSEQUENCES, (vi) COMPLIANCE OF ALL OR ANY PART OF THE PROPERTY WITH APPLICABLE ENVIRONMENTAL LAWS, RULES OR REGULATIONS WITH RESPECT TO HEALTH, THE ENVIRONMENT, ENDANGERED SPECIES AND WETLANDS (COLLECTIVELY, "ENVIRONMENTAL LAWS") INCLUDING, WITHOUT LIMITATION, THE COMPREHENSIVE ENVIRONMENTAL RESPONSE COMPENSATION AND LIABILITY ACT OF 1980, AS AMENDED, THE RESOURCE CONSERVATION AND RECOVERY ACT OF 1976, AS AMENDED, THE ENDANGERED SPECIES ACT (16 U.S.C. §1531, ET SEQ.), AS AMENDED, ANY STATE WATER, NATURAL RESOURCE OR SOLID WASTE DISPOSAL CODE OR ACT, AS AMENDED, (vii) THE EXISTENCE OF ASBESTOS, OIL, ARSENIC, PETROLEUM OR CHEMICAL LIQUIDS OR SOLIDS, LIQUID OR GASEOUS PRODUCTS OR HAZAROUS SUBSTANCES AS THOSE TERMS AND SIMILAR TERMS ARE DEFINED OR USED IN APPLICABLE ENVIRONMENTAL LAWS, (viii) NATURE AND EXTENT OF ACCESS TO RIGHTS-OF-WAY OR UTILITIES, AVAILABILITY OF PERMITS TO ACCESS RIGHTS-OF-WAY OR UTILITIES ON THE PROPERTY, OR LAND OWNED BY THIRD PARTIES; RIGHTS-OF-WAY, LEASES, ENCUMBRANCES, LICENSES, RESERVATIONS, CONDITIONS OR OTHER SIMILAR MATTERS, (ix) COMPLIANCE WITH ANY LAW, ORDINANCE OR REGULATION OF ANY GOVERNMENTAL ENTITY OR BODY, OR (x) PROPERTY OWNER CLAIMS OR CLAIMS, DEMANDS, OR OTHER MATTERS BY, AGAINST OR WITH RESPECT TO ANY PROPERTY OWNERS ASSOCIATION OR RELATING TO ANY RESTRICTIVE COVENANTS ENCUMBERING THE PROPERTY. SALE OF THE PROPERTY IS MADE ON AN "AS IS, WHERE IS" AND "WITH ALL FAULTS" BASIS, AND ANY AND ALL WARRANTIES

AND COVENANTS ARISING UNDER STATE LAW DO NOT APPLY TO THIS CONVEYANCE. PURCHASER ACKNOWLEDGES THAT PURCHASER HAS HAD THE FULL, COMPLETE AND UNFETTERED RIGHT TO INSPECT THE PROPERTY TO PURCHASER'S SATISFACTION AND THAT THE PURCHASE PRICE PAID FOR THE PROPERTY WAS IN PART BASED UPON THE FACT THAT THIS CONVEYANCE WAS MADE BY SELLER WITHOUT WARRANTY OR REPRESENTATION (EXCEPT THE LIMITED WARRANTY OF TITLE TO REAL PROPERTY). PURCHASER ACKNOWLEDGES THAT PURCHASER HAS RELIED ONLY UPON PURCHASER'S OWN INSPECTIONS AS TO THE CONDITION OF THE PROPERTY, OR ITS OWN DECISION NOT TO INSPECT ANY MATTER.

WITNESS the signatures of the Grantor and Grantee, on this, the 20th day of October, 2021.

THE PEOPLES BANK, BILOXI,
MISSISSIPPI

BY: *A. Wes Fulmer*
A. WES FULMER, EXECUTIVE
VICE-PRESIDENT

STATE OF MISSISSIPPI
COUNTY OF Harrison

Personally appeared before me, the undersigned authority in and for the aforesaid jurisdiction, the within named, A. WES FULMER, who acknowledged that he is Executive Vice-President of The Peoples Bank, Biloxi, Mississippi, a Mississippi Banking Corporation, and that for and on behalf of the said corporation, and as its act and deed he signed, delivered and executed the above and foregoing instrument of writing on the day and year therein mentioned, after first having been duly authorized by said corporation so to do.

GIVEN under my hand and seal of office on this, the 20th day of October, 2021.

Kelly M. Poulos
NOTARY PUBLIC
My Commission Expires:



AGREED AND ACCEPTED:

Judy Jane Kumre
JUDY JANE KUMRE

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

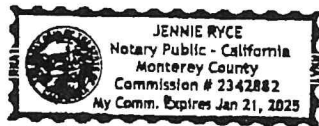
STATE OF CALIFORNIA
COUNTY OF MONTEREY

On NOVEMBER 2, 2021 before me, JENNIE RYCE,
Notary Public, personally appeared JUDY JANE KUMRE, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

NOTARY SEAL



Jennie Ryce
Signature
JENNIE RYCE

Print Name
NOTARY PUBLIC

My Commission Expires:
1/21/25

RESOLUTION TO AUTHORIZE EXECUTIVE OFFICERS
OF THE PEOPLES BANK, BILOXI, MISSISSIPPI
TO EXECUTE DOCUMENTS

WHEREAS, the Board of Directors of The Peoples Bank, Biloxi, Mississippi, (Bank) met on the 25th day of March, 2015;

AND WHEREAS, the Board of Directors acknowledge that Chevis C. Swetman is the President and Chief Executive Officer of Bank and the next highest officer of Bank at this time is A. Wes Fulmer, who is the Executive Vice-President and Chief Lending Officer of Bank;

AND WHEREAS, the Board of Directors wish to dispose of certain Bank-owned property held in Other Real Estate by way of a sale of said property;


THEREFORE, and according to Section VIII of the By-Laws of Bank, the President is authorized to act on behalf of the Bank in executing such documents, as needed, to dispose of and sale Other Real Estate owned by Bank;

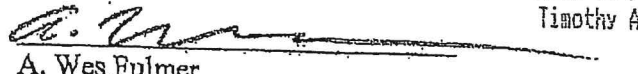
AND THEREFORE, in the event that the President is unavailable to act on behalf of Bank, for whatever reason, the next highest officer of the Bank may act on his behalf in the execution of the documents needed for sale of Bank property;

BE IT RESOLVED, that Chevis C. Swetman or A. Wes Fulmer are hereby authorized and are given the authority to execute documents for the sale, assign or transfer of property for and on behalf of Bank when acting in their Executive capacity to which the Bank's name should be signed for the purposes named herein.

This resolution being adopted this 25th day of March, 2015.

I certify that the following is a copy of the facsimile signature of said officer whose name appears beside the signature.


Chevis C. Swetman
President and Chief Executive Officer


A. Wes Fulmer
Executive Vice-President and Chief Lending Officer

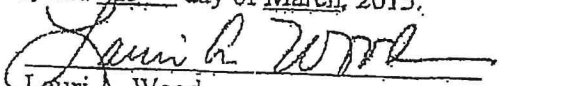
Hancock County
I certify this instrument was filed on --
11-16-2021 10:20:55 AM
and recorded in Deed Book
2021 at pages 18177 - 18182
Timothy A Kellar



I further certify that no limitation or restriction has been placed upon the authority of the above named officers by the Board of Directors with respect to the execution of documents related to the Bank.

WITNESS MY SIGNATURE, this 25th day of March, 2015.



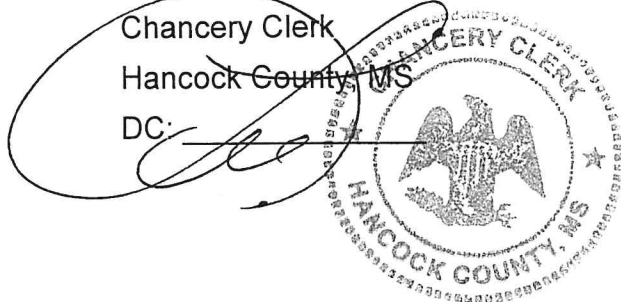

Lauri A. Wood
Senior Vice-President and Cashier (Secretary)
The Peoples Bank, Biloxi, Mississippi

*** Certified Copy Page ***

I, Timothy A Kellar, Chancery Clerk, do hereby certify that the foregoing is a FULL, TRUE and CORRECT copy of the Instruments(s) herewith set out as same appears of record in: Deed BOOK - 2021, AT PAGE - 18177 in said court.

Witness my hand and seal this 17 Day of November, 2021.

Timothy A Kellar
Chancery Clerk
Hancock County, MS
DC:





November 10, 2021

City of Diamondhead
5000 Diamondhead Circle
Diamondhead, Mississippi 39525



Several years ago, Mississippi became the first State in the country to file suit against opioid manufacturers to hold them accountable for their part in the epidemic that has cost us in lives lost, families torn apart, and public health and safety dollars spent in response. Following years of litigation, negotiations have now generated two multi-billion-dollar settlements with three opioid distributors, Cardinal Health, McKesson, and AmerisourceBergen, as well as Johnson & Johnson, a leading manufacturer.

The two settlement agreements are complex and include provisions that allow the defendants to claw back funds if we do not (1) meet requirements for the vast majority of the funds be used specifically for the treatment and abatement of opioids and (2) ensure the participation of specific cities and counties within the State.

Mississippi has suffered great loss and I am committed to ensuring every dollar our State and local governments is due remains in Mississippi and is not clawed back by the defendants. To that end, we worked with the University of Mississippi Medical Center to create a program that meets the opioid abatement requirements for the State. **This will free local governments up to use your funds as you see fit without a national fund administrator micromanaging their use.**

UMMC's Center for Addiction Medicine (CAM) will provide a patient-centered treatment program for patients of all ages and across the State through a continuum of inpatient, outpatient, and chronic care settings. This will include leveraging UMMC's Center for Telehealth and utilizing existing and new collaborative community partnerships to address healthcare disparities in rural Mississippi.

The national settlement proposed a split of funds due to each state as: 70% to an abatement fund, 15% to a State fund, 15% to a local government fund. And, we propose to follow the same allocation formula in Mississippi. However, **we also want to use a portion of the State fund to help local governments meet their contractual obligations to their attorneys who have helped to bring us to these settlements.**

My office has created a website (<https://www.ago.state.ms.us/opioidsettlement/>) with information related to the settlements, including the maximum amount your community will receive if all required local governments participate. **Again, under the terms of the settlement agreements, you will lose funds unless all specific counties and cities agree to participate.**

Here is what you need to do next to help your community get the full amount of funds it is due under these settlements:

1. Sign and return the attached Memorandum of Understanding (MOU). The MOU may be submitted by email to opioidsettlement@ago.ms.gov or by using the submission portal at <https://www.ago.state.ms.us/opioidsettlement>.
2. Register your community on the national settlement website (<https://nationalopioidsettlement.com>) and complete the required documents. The website requires the entry of a unique identifier code to register your city or county. Please email opioidsettlement@ago.ms.gov to request your code.

The deadline for the State and our local governments to participate is January 2, 2022. If you are unable to register using your assigned participation code or have additional questions after reviewing the website, please contact Ta'Shia Gordon at (601) 359-3070 or send an email to opioidsettlement@ago.ms.gov.

Thank you in advance for your time and cooperation. Mississippi led the country in fighting the industry that spawned and fueled the opioid epidemic. We have the opportunity with this settlement to continue to lead the country in abating the opioid epidemic, as well.

Sincerely,



Lynn Fitch
Attorney General
State of Mississippi

**MISSISSIPPI STATE-LOCAL GOVERNMENT OPIOID
LITIGATION MEMORANDUM OF UNDERSTANDING**

WHEREAS, the people of the State and its communities have been harmed by the actions and nonfeasance committed by certain entities within the Pharmaceutical Supply Chain; and,

WHEREAS, the State, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Pharmaceutical Supply Chain Participants accountable for the damage caused by their actions and nonfeasance; and,

WHEREAS, the State, through its Attorney General, and its Local Governments share a common desire to abate and alleviate the harmful impacts throughout the State;

NOW THEREFORE, the State and its Local Governments, subject to completing formal documents effectuating the Parties' agreements, enter into this Memorandum of Understanding ("MOU") relating to the allocation and use of the proceeds of Settlements described herein.

A. Definitions

As used in this MOU:

1. "The State" shall mean the State of Mississippi acting through the Attorney General.
2. "The Parties" shall mean the State and Counties and Municipalities as defined herein.
3. "Settlement" shall mean the negotiated resolution of legal or equitable claims against a Pharmaceutical Supply Chain Participant when that resolution has been jointly entered into by the State and the Local Governments.
4. "Opioid Funds" shall mean monetary amounts obtained through a Settlement as defined in this MOU.
5. "County" shall mean one of the 82 governmental subdivisions in the State recognized and/or established under the Mississippi Constitution of 1890 that filed a lawsuit against settling Pharmaceutical Supply Chain Participants as of August 1, 2021, or has a population greater than 10,000 individuals.
6. "Municipalities" shall mean cities, towns, or villages within the State with a population greater than 10,000 individuals and shall also include all cities and towns that filed a lawsuit against settling Pharmaceutical Supply Chain Participants as of August 1, 2021. The singular "Municipality" shall refer to a singular of the Municipalities.

7. “Pharmaceutical Supply Chain” shall mean the process and channels through which Controlled Substances are manufactured, marketed, promoted, distributed, or dispensed.
8. “Pharmaceutical Supply Chain Participant” shall mean any entity that engages in or has engaged in the manufacture, marketing, promotion, distribution, or dispensing of an opioid analgesic.
9. “Population” shall refer to published U.S. Census Bureau population estimates as of July 1, 2019, released March 2020, and shall remain unchanged during the term of this MOU. These estimates can currently be found at <https://www.census.gov>.

B. Allocation of Settlement Proceeds

1. All the Opioid Settlement Funds will be deposited into the Attorney General Contingency Fund and thereafter allocated as set forth below:
 - (a) County/Municipality Fund - 15%. The County/Municipality fund will receive 15% of all Settlement funds for the direct benefit of Mississippi Counties and Municipalities. The amounts to be distributed to each County and Municipality shall be determined by the Negotiation Class Metrics or other Metrics agreed upon, in writing, by a County and Municipality. Such funds may be spent for opioid abatement, or any purpose deemed appropriate by said County or Municipality.
 - i. A County or Municipality may receive direct payments from this fund only if it executes a timely release as part of the settlement.
 - ii. A non-litigating City or Town with a population under 10,000 shall not receive direct payments, but its payments shall instead be allocated to the County in which it is located.
 - (b) State of Mississippi - 15%. The State will receive 15% of all Opioid Funds paid to the State General Fund.
 - (c) University of Mississippi Medical Center’s Center for Addiction Medicine (CAM) - 70%. The CAM will receive 70% of all Opioid Funds to establish a new multidisciplinary program through Mississippi’s only academic medical center dedicated to both short-term and long-term opioid abatement. In the short-term, CAM will provide a patient-centered treatment program for patients of all ages and across the State through a continuum of inpatient, outpatient, and chronic care settings. This will include leveraging UMMC’s Center for Telehealth and utilizing existing and new collaborative community partnerships to address healthcare disparities in rural Mississippi. In the long-term, CAM will become a hub for training medical professionals, including those in pharmacy, nursing, and emergency medicine, to screen, diagnose, and treat individuals

with addiction disorders. CAM will make Mississippi a nationally recognized leader in addiction research and treatment.

C. Payment of County/Municipality Counsel and Litigation Expenses

The Parties anticipate that any national settlement will provide for the payment of fees and litigation expenses to counsel for certain Counties and Municipalities. All County/Municipality counsel that seeks attorneys' fees and expenses from their clients shall first seek to recover those amounts from the national settlement. Furthermore, the Parties agree to create a supplemental fee and expense fund (the "County/Municipality Fee Fund" or "CMFF").

1. The CMFF shall be used to pay attorneys' fees and expenses for participating Counties/Municipalities in the State that filed opioid lawsuits on or before August 1, 2021 ("Litigating Participating Counties/Municipalities").
2. The amount of funds to be deposited in the CMFF shall be contingent upon the overall percentage of Incentive Payments awarded to the State under the national settlements and paid pursuant to the following table. In no circumstance shall the CMFF receive more than 7.5% of the net Total Cash Value received by the State, including any funds received from a national fee fund as described above. If the State does not receive at least 65% of the total available Incentive Payments, the CMFF shall be null and void, and no amounts shall be paid into it.

PERCENTAGE OF INCENTIVE PAYMENTS AWARDED	CMFF PERCENTAGE
65%	2%
70%	3%
75%	4%
80%	5%
85%	6%
90%	6.5%
95%	7%
100%	7.5%

3. The Parties further agree no counsel for any Litigating Participating County/Municipality shall recover from any national fee fund and the CMFF a combined contingency fee of more than 15% of the Total Cash Value received by their Litigating Participating County/Municipality client. If there are any funds remaining in the CMFF after payment of fees and expenses consistent with the terms of this MOU, those funds shall revert pro rata to the Litigating Participating Counties/Municipalities.

E. Amendments, Choice of Law, Venue, Consent Decree

1. The Parties agree to make such amendments as necessary to implement the intent of this MOU.
2. The Parties agree that this MOU, any amendments thereto, and any issue arising out of or related to this MOU shall be governed by and interpreted according to the laws of the State of Mississippi. Any action to enforce or interpret this MOU, or to resolve any dispute concerning it, shall be commenced and maintained only in a court of competent jurisdiction in Hinds County, Mississippi. The Parties understand and agree that, in connection with a settlement with any Pharmaceutical Supply Chain Participant, the State may file an appropriate action in a court of competent jurisdiction in Hinds County, Mississippi seeking a consent decree approving such settlement and the allocation of Opioid Funds within the State pursuant to this MOU.
3. The Parties agree that this MOU will apply to any Settlement with a Pharmaceutical Supply Chain Participant that requires State and County/Municipality resolution.

F. Signatures

This MOU may be signed and executed simultaneously in any number of counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same agreement. A signature transmitted by facsimile or electronic image shall be deemed an original signature for purposes of executing this MOU. Each person signing this MOU represents that he or she is fully authorized to enter into the terms and conditions of, and to execute, this MOU, and that all necessary approvals and conditions precedent to his or her execution have been satisfied.

FOR PLAINTIFF THE STATE OF MISSISSIPPI:

Attorney General

FOR _____:
County/Municipality

Signature

Printed Name and Title



December 13, 2021

Mike Reso
 City Project Manager
 City of Diamondhead Public Works
 5000 Diamondhead Circle
 Diamondhead, Ms
 Ph: 228-222-4626 Fax: 228-222-4390
 Sent via Email to: mreso@diamondhead.ms.gov

Re: Hilo Street Culvert - Change Order 1
 Pickering Firm, Inc. Project No. 26025.01

Mr. Reso,

Bottom 2 Top encountered a conflict with the existing water main along the NE side of Hilo Street.

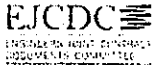
Upon further investigation, it was also determined that a new proposed water line that is currently under construction, resides beneath the proposed drainage, but will not be in service until January of February, 2022. The adjustment to raise the water line 2' for clearance leaving 2' of cover was accepted as the most economical, temporary solution.

Please find a copy of the change order document requesting the relocation of the 8" Water Main for the lump sum amount of \$3,656.20. A time extension was not requested with change order. Pickering recommends approval of Change Order No. 1 to Bottom 2 Top Construction, llc. for additional monetary amount of \$3,656.20 with an extension to the contract time of 0 additional calendar days. The contract amount increases to \$187,710.70 and the substantial completion date of January 28, 2022 remains.

We are available should you have any questions regarding this matter or if we can be of any assistance.

Sincerely,
PICKERING FIRM, INC.

Koby Coulon, PE
 Civil Engineer



Change Order No. 1

Date of Issuance: 12/13/2021 Effective Date: Date of full Execution below
 Owner: City of Diamondhead Owner's Contract No.: _____
 Contractor: Bottom 2 Top Contractor's Project No.: _____
 Engineer: Pickering Firm, Inc. Engineer's Project No.: 26025.01
 Project: Hilo Street Culvert, Diamondhead, MS Contract Name: Bottom 2 Top

The Contract is modified as follows upon execution of this Change Order:

Description: Relocation of: 40 FT Item no CO1-1. Addition of 0 working days to contract time.

Attachments: Cost breakdown, Letter from Bottom 2 Top Construction, llc.

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES
Original Contract Price: \$ <u>184,054.50</u>	Original Contract Times: Substantial Completion: <u>January 28, 2022</u> Ready for Final Payment: _____
Increase from previously approved Change Orders No. __ to No. __: \$ <u>N/A</u>	Increase from previously approved Change Orders No. __ to No. __: Substantial Completion: <u>N/A</u> Ready for Final Payment: _____
Contract Price prior to this Change Order: \$ <u>184,054.50</u>	Contract Times prior to this Change Order: Substantial Completion: <u>January 28, 2022</u> Ready for Final Payment: _____
Increase of this Change Order: \$ <u>3,656.20</u>	Increase of this Change Order: Substantial Completion: <u>0 working days</u> Ready for Final Payment: _____
Contract Price incorporating this Change Order: \$ <u>187,710.70</u>	Contract Times with all approved Change Orders: Substantial Completion: <u>January 28, 2022</u> Ready for Final Payment: _____

RECOMMENDED: By: [Signature] By: _____ By: [Signature]
 Engineer (if required) Owner (Authorized Signature) Contractor (Authorized Signature)
 Title: Project Engineer Title: _____ Title: Estimator
 Date: 12/13/2021 Date: _____ Date: 12/14/21

Approved by Funding Agency (if applicable)
 By: _____ Date: _____
 Title: _____

HILO CULVERT
CITY OF DIAMONDHEAD, MS

BASE BID				Bottom 2 Top Construction, llc. 23272 Highway 49 Frontage Rd. Suite B. Saucier, MS 39574	
Item No.	Description	Unit	Qty	Unit Price	Extension
1	MOBILIZATION	LS	1	\$ 15,195.60	\$ 15,195.60
2	TEMPORARY CONSTRUCTION ENTRANCE	EA	1	\$ 3,600.00	\$ 3,600.00
3	TEMPORARY ROCK CHECK DAM	EA	1	\$ 3,008.00	\$ 3,008.00
4	TEMPORARY SEDIMENT BAFFLE	LF	70	\$ 15.28	\$ 1,069.60
5	TEMPORARY STRAW WATTLE	LF	80	\$ 26.33	\$ 2,106.40
6	TEMPORARY SILT FENCE	LF	220	\$ 4.66	\$ 1,025.20
7	EROSION CONTROL BLANKET	SY	1190	\$ 3.58	\$ 4,260.20
8	CLEARING & GRUBBING	SY	910	\$ 6.50	\$ 5,915.00
9	REMOVAL & REPLACEMENT OF WODDEN FENCE	LF	20	\$ 56.10	\$ 1,122.00
10	REMOVAL OF CONCRETE HEADWALL	EA	1	\$ 750.00	\$ 750.00
11	REMOVAL OF YARD INLET	EA	1	\$ 600.00	\$ 600.00
12	REMOVAL OF CMP STORM PIPING, ALL SIZES	LF	238	\$ 14.00	\$ 3,332.00
13	EXCESS EXCAVATION (FM) - REGRADE & SHAPE EXIST DITCH	CY	256	\$ 43.40	\$ 11,110.40
14	EXCESS EXCAVATION (FM) - GOLF COURSE POND DREDGING	CY	495	\$ 62.00	\$ 30,690.00
15	BEDDING MATERIAL IN UNDERCUT AREAS (FM)	CY	50	\$ 21.36	\$ 1,068.00
16	24" THICK ROCK RIP-RAP (200 LB) (INCLUDES GEOTEXTILE FABRIC)	SY	31	\$ 77.96	\$ 2,416.76
17	GRASSING	SY	966	\$ 4.48	\$ 4,327.68
18	BERMUDA SOD	SY	686	\$ 7.72	\$ 5,295.92
19	ASPHALT ROAD REPAIR	SY	60	\$ 73.16	\$ 4,389.60
20	CONCRETE DRIVE REPAIR	SY	12	\$ 111.60	\$ 1,339.20
21	ASPHALT CART PATH REPAIR (4" DEPTH-9.5 MM MT S.C.) (INCLUDES ADJACENT CURB REPAIR)	SY	50	\$ 80.10	\$ 4,005.00
22	4" WHITE PAINTED STRIPE	LF	60	\$ 4.96	\$ 297.60
23	4" DOUBLE YELLOW PAINTED STRIPE	LF	30	\$ 9.92	\$ 297.60
24	CAST IN PLACE 5' X 8' YARD INLET / CONFLICT BOX	EA	1	\$ 6,200.00	\$ 6,200.00
25	SINGLE BARREL REINF. CONCRETE HEADWALL FOR 65"X40" RCAP	EA	1	\$ 8,928.00	\$ 8,928.00
26	65"X40" REINFORCED CONCRETE ARCH FLARED END SECTION	EA	1	\$ 4,349.60	\$ 4,349.60
27	65"X40" REINFORCED CONCRETE ARCH PIPE	LF	234	\$ 237.21	\$ 55,507.14
28	8" DUCTILE IRON SEWER PIPE	LF	20	\$ 92.40	\$ 1,848.00
CO1	Remov & Replace 8" Water Main above conflict	LS	1	\$ 3,656.20	\$ 3,656.20
TOTAL - BASE BID					\$ 187,710.70

BASE BID

\$ 187,710.70

**Hilo Street Culvert
Change Order No. 1
Cost Breakdown**

The following new bid item shall be added to the contract

Item No.	Quantity	Unit Description	Unit Price	Amount of Increase
CO1-1	1	LS Remov & Replace 8" Water Main above conflict	\$ 3,656.20	\$3,656.20

The Total Increase For New Bid Item:

\$3,656.20

Cara Wagner

From: Kevin Scarengos <kevins@bottom2top.net>
Sent: Friday, December 10, 2021 12:51 PM
To: Cara Wagner; Austin Keith; Joseph Raffeo Jr.
Cc: Ron Ellis; Michael Pavlisick
Subject: Re: Hilo Street

Miss Cara,

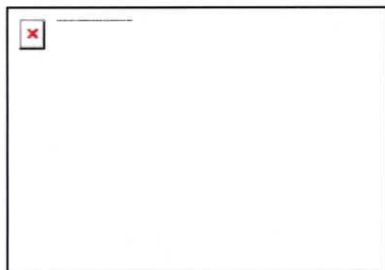
Here is the breakdown and price for the waterline. This is for going over the pipe:

Material

8" 45 degree bend= 4 ea@ \$158.00= \$632.00
8" Sleeve= 1 ea@ \$151.00= \$151.00
8" Megalug= 10 ea@ \$71.00= \$710.00
Transition Gasket= 2 ea@ \$6.80= \$13.60
8" C900= 40 LF@ \$23.74/lf= \$949.60
Material Total= \$2456.20

Labor Total= \$1200.00

Overall Total= \$3,656.20



Kevin Scarengos | Project Coordinator

Bottom 2 Top Construction LLC.

23272 Hwy 49 Frontage Rd. Suite B | Saucier, MS 39574

Direct Line: 228-731-3795

Cell: 228-861-1575

Fax: 228-314-3811

Email: kevins@bottom2top.net

On Thu, Dec 2, 2021 at 2:48 PM Kevin Scarengos <kevins@bottom2top.net> wrote:

Cara,

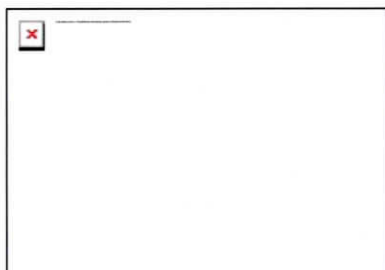
There are two conflicts on this one we need to address.

The first one is there is an existing water line that is interfering with the proposed 65"x40" pipe. The Bottom of the waterline is at 33.62 and the top of the proposed 65"x40" is 34.76. We proposed raising the water line 2' for clearance leaving the water line with 2' of cover. I am currently waiting on prices on this one and should have it first thing in the morning.

The second issue is that there is a sewer service that runs through the existing storm drain between two houses. We will need to remove this with the existing pipe. We can run a stub into the main and cap the storm drain and add a new cleanout. Again I am waiting on prices on this and should have it in the morning.

We just wanted to bring these two issues to your attention and I will send a proposal in the morning to rectify these issues if they are good with you.

Thank you!



Kevin Scarengos | Project Coordinator

Bottom 2 Top Construction LLC.

23272 Hwy 49 Frontage Rd. Suite B | Saucier, MS 39574

Direct Line: 228-731-3795

Cell: 228-861-1575

Fax: 228-314-3811

Email: kevins@bottom2top.net

Pickering Firm, Inc.
Pickering Project No. 25748.00

NRCS - Channel Stabilization at
Diamondhead @ Alkif Way
NR204423XXXXC080

Bids received by the City of Diamondhead

ERS, Inc. : 1635 Lelia Drive, Suite 202 Joackson, MS 39216 COR No. 09317-MC											
Item No.	Description	Unit	Qty	Unit Price	Extension	per Change Order #3		REPORTED		DIFFERENCE	
						Qty	Extension	Qty	Extension	Qty	Extension
4-1	CHANNEL CLEARING & SHAPING	LF	780	\$ 62.00	\$ 48,360.00	780	\$ 48,360.00	-	\$ -	-	\$ -
5-1	POLLUTION CONTROL	LS	1	\$ 5,000.00	\$ 5,000.00	1	\$ 5,000.00	-	\$ -	-	\$ -
6-1	SEEDING, SPRIGGING, & MULCHING	AC	0.19	\$ 2,000.00	\$ 380.00	0.27	\$ 540.00	0.08	\$ 160.00	-	\$ -
6-2	EROSION CONTROL BLANKET	SY	920	\$ 6.00	\$ 5,520.00	1,307	\$ 7,842.00	387	\$ 2,322.00	-	\$ -
7-1	CONSTRUCTION SURVEY	LS	1	\$ 3,000.00	\$ 3,000.00	1	\$ 3,000.00	-	\$ -	-	\$ -
8-1	MOBILIZATION AND DEMOBILIZATION	LS	1	\$ 13,000.00	\$ 13,000.00	1	\$ 13,000.00	-	\$ -	-	\$ -
11-1	REMOVAL OF WATER	LS	1	\$ 10,000.00	\$ 10,000.00	1	\$ 10,000.00	-	\$ -	-	\$ -
21-1	COMMON EXCAVATION (REMOVED FROM SITE) (LVM)	CY	414	\$ 30.00	\$ 12,420.00	414	\$ 12,420.00	-	\$ -	-	\$ -
21-2	UNCLASSIFIED EXCAVATION (PM)	CY	825	\$ 22.00	\$ 18,150.00	825	\$ 18,150.00	-	\$ -	-	\$ -
23-1	EARTH FILL (OFF-SITE) (LVM)	CY	98	\$ 24.00	\$ 2,352.00	98	\$ 2,352.00	-	\$ -	-	\$ -
66-1	CONCRETE PAVED DITCH (PM)	CY	290	\$ 755.00	\$ 218,950.00	290	\$ 218,950.00	-	\$ -	-	\$ -
66-2	LOOSE ROCK RIP RAP, 300 LB	SY	115	\$ 115.00	\$ 13,225.00	115	\$ 13,225.00	-	\$ -	-	\$ -
CO1	limestone	TON	418	\$ 63.00	\$ 26,334.00	421.18	\$ 26,534.34	3	\$ 200.34	-	\$ -
CO3.1	individual flumes	ea	3	\$ 500.00	\$ 1,500.00	3	\$ 1,500.00	-	\$ -	-	\$ -
CO3.2	additional riprap (15'x23' Area)	SY	30	\$ 115.00	\$ 3,450.00	30	\$ 3,450.00	-	\$ -	-	\$ -
CO3.3	grout	CY	3	\$ 440.00	\$ 1,320.00	3	\$ 1,320.00	-	\$ -	-	\$ -
TOTAL - BASE BID					\$ 382,971.71		\$ 385,654.05		\$ 2,682.34		



5000 Diamondhead Circle ·
Diamondhead, MS 39525-3260

December 16, 2021

Mayor and Council
City of Diamondhead
5000 Diamondhead Circle
Diamondhead, MS 39525

Dear Councilmembers:

Re: East Aloha Improvements Phase 1 (MDA-SMLP Grant)

Sealed bids were received and evaluated for the East Aloha Improvement Project Phase 1. The bids received were as follows:

	BASE BID	Alternate 1	TOTAL BID
Moran Hauling, Inc.	\$395,923.49	\$12,138.00	\$420,061.40
Bottom 2 Top	\$440,112.33	\$21,552.80	\$461,665.13
DNA Underground	\$607,870.00	\$ 880.00-	\$606,990.00

The grant for the project is \$180,000 (\$150,000 federal share/\$30,000 local share.) The low bid for the project was received from Moran Hauling, Inc. in the amount of \$420,061.40. The project cost along with engineering fees totals \$452,661.40. The additional funding in the amount of \$275,000 has been identified in the budget and will be reallocated from funds for chapel/building department renovation project. It is my recommendation to accept and award the project to Moran Hauling, Inc. in the amount \$420,061.40 and further to authorize the City Manager to execute the contract and issue the notice to proceed all contingent upon legal counsel review.

Thank you in advance for your consideration and approval in this matter.

Sincerely,


Michael Reso
City Manager



December 15, 2021

Nancy Depreo, Mayor
City of Diamondhead
5000 Diamondhead Circle
Diamondhead, MS 39525

RE: East Aloha Drive Phase 1 Improvements

Dear Mayor Depreo,

As you are aware, bids were received for the above referenced project on December 7, 2021. There were three bids received and they were reviewed for inclusion of appropriate bidding documents. Attached is a certified bid tabulation indicating the breakdown of unit prices. (There was a mathematical error on Moran Hauling's submitted bid; has been corrected on the Certified Bid Tab)

Moran Hauling, Inc was the apparent lowest and best bidder with a submitted total base bid of \$396,923.49. Upon review of the bids, it is my opinion that the Moran Hauling, Inc base bid will be sufficient to successfully complete this project to the satisfaction of the City of Diamondhead.

We have discussed with Moran Hauling, Inc the project details and scope of work. They are fully aware of the project requirements and are comfortable with the schedule for completion of this project. I recommend awarding the project to Moran Hauling, Inc.

Please let me know if you have any questions regarding this matter.

Sincerely,

Jason Chiniche, P.E.

Enclosure

East Aloha Drive Improvements Phase 1
Bid Opening Tuesday, December 7, 2021 at 3:00 PM
Bid Tabulation



				Moran Hauling, Inc 10380 Three Rivers Road Gulfport, MS 39503		Bottom 2 Top Construction, LLC 23272 Hwy 49 Frontage Rd. Suite B. Saucier, MS 39574		DNA Underground, LLC 16101 S Swan Road Gulfport, MS 39503	
Item No.	Item Description	Quantity	Units	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension
1500	Mobilization	1	LS	\$ 25,400.00	\$ 25,400.00	\$ 40,241.00	\$ 40,241.00	\$ 55,000.00	\$ 55,000.00
02071C	Removal of Topsoil (4")	200	CY	\$ 10.50	\$ 2,100.00	\$ 10.00	\$ 2,000.00	\$ 13.00	\$ 2,600.00
02071D	Removal of Excess Material	425	CY	\$ 7.25	\$ 3,081.25	\$ 10.00	\$ 4,250.00	\$ 12.00	\$ 5,100.00
02071E	Removal of existing curbing	370	LF	\$ 10.50	\$ 3,885.00	\$ 7.00	\$ 2,590.00	\$ 18.00	\$ 6,660.00
02071F	Crushed Rock (610 stone 8")	600	CY	\$ 83.00	\$ 49,800.00	\$ 95.20	\$ 57,120.00	\$ 100.00	\$ 60,000.00
02500A	Asphalt Leveling Course	300	Ton	\$ 91.19	\$ 27,357.00	\$ 119.42	\$ 35,826.00	\$ 160.00	\$ 48,000.00
02500B	2" Asphalt Base Course	500	Ton	\$ 91.19	\$ 45,595.00	\$ 117.10	\$ 58,550.00	\$ 165.00	\$ 82,500.00
02500C	2" Asphalt Surface Course	500	Ton	\$ 92.33	\$ 46,165.00	\$ 119.42	\$ 59,710.00	\$ 155.00	\$ 77,500.00
02500D	Demolition of Pavement All types and thicknesses	1200	SY	\$ 3.11	\$ 3,732.00	\$ 12.00	\$ 14,400.00	\$ 9.00	\$ 10,800.00
02500E	Milling	100	SY	\$ 40.00	\$ 4,000.00	\$ 11.60	\$ 1,160.00	\$ 107.00	\$ 10,700.00
02500F	Thermoplastic Striping (Double Yellow)	2300	LF	\$ 1.43	\$ 3,289.00	\$ 1.57	\$ 3,611.00	\$ 4.00	\$ 9,200.00
02500G	Thermoplastic Striping Crosswalk	3000	SF	\$ 7.15	\$ 21,450.00	\$ 7.54	\$ 22,620.00	\$ 10.00	\$ 30,000.00
02500H	Thermoplastic Striping Stop Bar	130	SF	\$ 7.15	\$ 929.50	\$ 7.54	\$ 980.20	\$ 10.00	\$ 1,300.00
02500I	Street Signs	9	Each	\$ 417.10	\$ 3,753.90	\$ 261.00	\$ 2,349.00	\$ 500.00	\$ 4,500.00
02723 B	PE 15" Pipe	660	LF	\$ 55.85	\$ 36,861.00	\$ 39.46	\$ 26,043.60	\$ 38.00	\$ 25,080.00
02723 C	PE 18" Pipe	140	LF	\$ 64.00	\$ 8,960.00	\$ 75.42	\$ 10,558.80	\$ 47.00	\$ 6,580.00
02723 D	Drain Inlets	17	Each	\$ 2,873.52	\$ 48,849.84	\$ 2,001.69	\$ 34,028.73	\$ 2,950.00	\$ 50,150.00
02723 E	Utility Adjustments	13	Each	\$ 855.00	\$ 11,115.00	\$ 1,132.00	\$ 14,716.00	\$ 2,500.00	\$ 32,500.00
03310A	Curbing	2300	LF	\$ 22.00	\$ 50,600.00	\$ 21.46	\$ 49,358.00	\$ 39.00	\$ 89,700.00
Base Bid					\$ 399,023.49		\$ 440,112.33		\$ 607,870.00
Additive Alternate #1					Corrected Bid \$ 396,923.49				
02500 J	Brick Paver Pedestrian Crosswalk (4)	90	SY	\$ 327.00	\$ 29,430.00	\$ 313.20	\$ 28,188.00	\$ 88.00	\$ 7,920.00
02500G	Thermoplastic Striping Crosswalk (Remove 4)	-880	SF	\$ 7.15	\$ (6,292.00)	\$ 7.54	\$ (6,635.20)	\$ 10.00	\$ (8,800.00)
Alternate Bid					\$ 23,138.00		\$ 21,552.80		\$ (880.00)
Total Alternate Bid					\$ 422,161.49		\$ 461,665.13		\$ 606,990.00
Corrected Bid					\$ 420,061.49				

Z:\Engineering Jobs\3- 2017 JOBS 17-057 Diamondhead Master Services 17-057-00-08 2021 East Aloha Improvements Reresign 02 Bid Bids [Bid Tabulation East Aloha Dr Improvements Phase 1 12.7.21.xlsx]BID TAB





TO: Mayor, City Council and City Manager

FROM: J. Pat Rich, Development Coordinator

A handwritten signature in black ink, appearing to read 'J. Pat Rich', is written over the printed name.

DATE: December 15, 2021

SUBJECT: Recommendation from Planning Commission Covered Patio Variance Request Janet and John Curvey

Janet Harmon-Curvey and John A. Curvey have filed an application requesting a variance from the Zoning Ordinance (Article 4.19) to allow the construction of a covered patio (36.26' x 11.4') within 17.9' of the rear property line. Additionally, to construct a masonry fireplace (3'x6') within 14.9' 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' and the fireplace is 5.1'. The Case File Number is 202100459.

At its regular meeting on December 14, 2021, the Planning Commission voted 6-1 to recommend approving the variance.



Commissioner Item No. 12.
Commissioner
Commissioner Debrow
Commissioner Rubar
Commissioner Hourin
Commissioner Torguson
Commissioner Hector

AGENDA PLANNING AND ZONING COMMISSION

Tuesday, December 14, 2021

6:00 PM CST

Council Chambers, City Hall
and via teleconference, if necessary

Call to Order

Statement of Purpose

1. May our decisions today be made with wisdom, careful deliberation and in the best interest of the City of Diamondhead. May we display patience and kindness in our dealings with each other and all who are in attendance and may any decisions made today promote the health, safety and welfare of the citizens of Diamondhead and the enhancement of the City as a whole.

Pledge of Allegiance

Roll Call

Confirmation or Adjustments to Agenda

Approval of Minutes

2. Approval of October 26, 2021 minutes.

New Business

3. Presentation by Robert Barber with Orion Planning to update the Commission on Short Term Rental ordinance progress. This is for information and discussion only. No vote will be taken
4. Janet Harmon-Curvey and John A. Curvey have filed an application requesting a variance from the Zoning Ordinance (Article 4.19) to allow the construction of a covered patio (36.26' x 11.4') within 17.9' of the rear property line. Additionally, to construct a masonry fireplace (3'x6') within 14.9' 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' and the fireplace is 5.1'. The Case File Number is 202100459.
5. B&G Food Enterprises, LLC, has filed an application requesting Planning Commission Review as required by the Zoning Ordinance (Article 4.21.1 B) to allow the construction of a drive-in restaurant, Taco Bell. The property address is 4405 Aloha Drive. The tax parcel number is 131E-1-13-006.002. The property is in a C-1 General Commercial zoning district. Drive-in restaurants are considered permitted uses with the review and approval in accordance with the Planning Commission review provisions set forth in the Zoning Ordinance (Article 2.4). The Case File Number is 202100483.
6. The City of Diamondhead represented by Ronald Jones, Building Official, has filed an application requesting a text amendment to reduce the number of publication days and increase the number of mail notices in the Zoning Ordinance (Ord. 2012-006) and Subdivision Regulations (Ordinance 2020-001). Case File Number is 202100493. The proposed text amendments would make the

*Approved
6-1*



City of Diamondhead

5000 Diamondhead Circle, Diamondhead, MS 39525

Phone: (228) 222.4626

FAX: (228) 222-4390

www.diamondhead.ms.gov

STAFF REPORT TO PLANNING COMMISSION

DATE: December 14, 2021

CASE FILE NUMBER: 202100459

APPLICANT: Janet Harmon-Curvey and John A. Curvey

ZONING DISTRICT: R-1 Low Density Single Family

TYPE OF APPLICATION: Variance

NATURE OF REQUEST: Janet Harmon-Curvey and John A. Curvey have filed an application requesting a variance from the Zoning Ordinance (Article 4.19) to allow the construction of a covered patio (36.26' x 11.4') within 17.9' of the rear property line. Additionally, to construct a masonry fireplace (3'x6') within 14.9' 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' and the fireplace is 5.1'. The Case File Number is 202100459.

DATE OF PUBLIC HEARING BEFORE PLANNING COMMISSION: December 14, 2021

ACTION BY THE PLANNING COMMISSION:

FINDINGS: The Planning Commission may recommend granting a variance provided affirmative findings of fact are made on each of the following criteria:

- A. That special conditions and circumstances exist which are peculiar to the land, structure or building involved and which are not applicable to other lands, structures or buildings in the same district. By way of example, special conditions circumstances peculiar to land could include irregularity, narrowness, or shallowness of lot size or shape, or exceptional topographical or other physical conditions.
- B. That literal interpretation of the provisions of this title would deprive the applicant of rights commonly enjoyed by other properties in the same zoning district under the terms of this title.
- C. That special conditions and circumstances do not result from the actions of the applicant.
- D. That granting the variance requested will not confer on the applicant any special privilege that is denied by this title to other lands, structures, or buildings in the same zoning district.
- E. The variance, if authorized, will represent the minimum variance that will afford relief and will represent the least on possible of the regulation in issue.

change the character of the district.

G. The Variance would observe the spirit of the Comprehensive Plan.

H. That the Variance requested will not result in any change in use or density of the subject property.

NOTES: In recommending that any variance be granted, the Planning Commission may prescribe appropriate conditions and safeguards in conformity with the zoning ordinance. Violation of such conditions and safeguards, when made a part of the terms under which the variance is granted, shall be deemed a violation of the zoning ordinance and punishable as determined within the zoning ordinance.

Under no circumstances shall the Planning Commission or Mayor and City Council grant a variance to allow a use not permissible under the terms of the zoning ordinance in the district involved, or any use expressly or by implication prohibited by the terms of the zoning ordinance in said district.

RECOMMENDATION TO PLANNING COMMISSION: To **approve** the Variance as petitioned.

The staff recommends ^{Approving} denying the Variance based on the following findings of fact.

A. That special conditions and circumstances do exist which are peculiar to the land, structure or building involved and which are not applicable to other lands, structures or buildings in the same district. *This house was built in 2003 with-in 17.9' of the rear property line. It is assumed that permission to do so was granted by the County, POA or both. The requested covered patio is an extension of the rear of the house and will not be any closer to the rear property line.*

B. That literal interpretation of the provisions of this title would deprive the applicant of rights commonly enjoyed by other properties in the same zoning district under the terms of this title. *Other properties adjoining the golf course have covered patios and have been able to utilize setback permissions that were previously granted.*

C. That special conditions and circumstances do not result from the actions of the applicant. *This home was built in 2003 and permission was given prior to current owners.*

D. That granting the variance requested will not confer on the applicant any special privilege that is denied by this title to other lands, structures, or buildings in the same zoning district. *Other properties that have been granted setback permission are able to utilize the permission.*

E. The variance, if authorized, is not beyond the minimum variance that will afford relief and will not represent the least modification possible of the regulation in issue. *Applicant is not asking for an additional variance but to utilize permisssion previously granted.*

F. The Variance would observe the spirit of the Ordinance and would not change the character of the district.

G. The Variance would observe the spirit of the Comprehensive Plan.

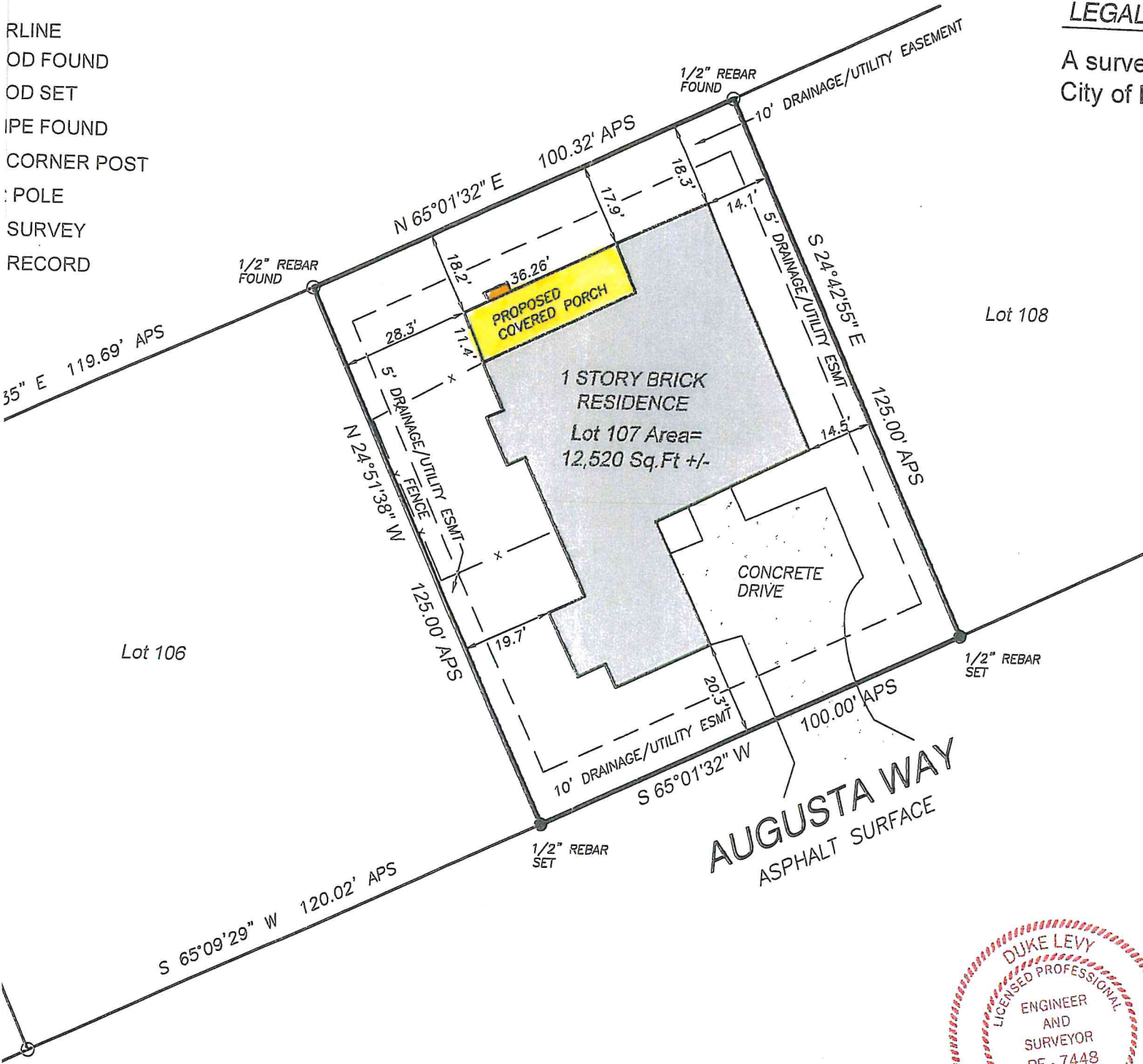
H. That the Variance requested will not result in any change in use or density of the subject property.

PLOT PLAN

LEGAL

A survey
City of I

RLINE
OD FOUND
OD SET
IPE FOUND
CORNER POST
POLE
SURVEY
RECORD



Lot 106

Lot 108

AUGUSTA WAY
ASPHALT SURFACE



REFERENCES:

- 1) DEED BOOK 2016 PAGE 14597
- 2) PLAT OF GLEN EAGLE S/D, PHASE 1

or easements of
vidence, or any
sclose. No
o obtain or show
location of any
Mississippi
only if print has
ination was
n can be made



5000 Diamondhead Circle ·
Diamondhead, MS 39525-3260
Phone: 228.222.4626 Fax: 228-222-4390
www.diamondhead.ms.gov

TO: Janet Harmon-Curvey, John A. Curvey and adjacent property owners

FROM: J. Pat Rich *J. Pat Rich*
Development Coordinator

DATE: November 24, 2021

SUBJECT: Variance application request before the Planning & Zoning Commission

Janet Harmon-Curvey and John A. Curvey have filed an application requesting a variance from the Zoning Ordinance (Article 4.19) to allow the construction of a covered patio (36.26' x 11.4') within 17.9' of the rear property line. Additionally, to construct a masonry fireplace (3'x6') within 14.9' 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' and the fireplace is 5.1'. The Case File Number is 202100459.

In accordance with the Comprehensive Zoning Ordinance Article 2.6.4, the Planning Commission may recommend to the Mayor and City Council a variance be granted as the variance was applied for or in a modified form or subject to conditions or the application may be denied. A variance may be revocable, may be granted for a limited period, or may be granted subject to conditions as the Planning Commission or Mayor and City Council may prescribe.

The Planning and Zoning Commission will consider this application at its next regularly scheduled meeting on ~~Tuesday, October 26, 2021~~, ^{Dec 14} at 6:00 p.m. The public hearing will be held at Diamondhead City Hall in the Council Chambers at 5000 Diamondhead Circle in Diamondhead, MS 39525. Interested members of the public are invited to attend. This meeting will also be live streamed for your convenience.

If you have any questions or comments or would like to review the application, you may contact the Building Department at the above address and/or at 228-222-4626.

**NOTICE OF PUBLIC HEARING
PLANNING AND ZONING COMMISSION
DIAMONDHEAD, MS**

Janet Harmon-Curvey and John A. Curvey have filed an application requesting a variance from the Zoning Ordinance (Article 4.19) to allow the construction of a covered patio (36.26' x 11.4') within 17.9' of the rear property line. Additionally, to construct a masonry fireplace (3'x6') within 14.9' of the rear property line.

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The Planning and Zoning Commission will consider this application at its next regularly scheduled meeting on **Tuesday, December 14, 2021, at 6:00 p.m.** The public hearing will be held at Diamondhead City Hall in the Council Chambers at 5000 Diamondhead Circle in Diamondhead, MS 39525. Interested members of the public are invited to attend. This meeting will also be live streamed for your convenience.

If you have any questions or comments or would like to review the application, you may contact the Building Department at the above address and/or at 228-222-4626.



5000 Diamondhead Circle
Diamondhead, MS 39525
Ph: 228-222-4626
FX: 228-222-4390

RECEIVED
NOV 01 2021
BY: RJ

APPLICATION FOR VARIANCE REQUEST

Case Number: 202100459
Date 11/1/2021

Applicant: Janet Harmon-Curvey, John A. Curvey

Applicant's Address: 7518 Augusta Way Diamondhead, MS ³ 39525

Applicant's Email Address: curvey32@hotmail.com

Applicant's Contact Number: (Home) _____ (Work) _____ (Cell) 812-344-6844 Janet
228-364-2522 John

Property Owner: Janet Harmon-Curvey, John A. Curvey

Owner's Mailing Address: 7518 Augusta Way Diamondhead, MS 39525

Owner's Email Address curvey32@hotmail.com

Owner's Contact Number: (Home) _____ (Work) _____ (Cell) 812-344-6844 Janet
228-364-2522 John

Tax Roll Parcel Number: 067M-2-35-007.000

Physical Street Address: 7518 Augusta Way

Legal Description of Property: Glen Eagle STD, PH 1, Lot 177

Zoning District: R-1 RYSB 20'

State Purpose of Variance: (Front/Side/Rear/Lot Size/Parking/Building/Coverage)
(Signage-Size-Height)

To build a covered patio (36.26' x 11.4') with 17.9' of the rear property line. Additionally to construct a masonry fireplace within 4.9' of the rear property line.

REQUIRED ITEMS:

- A. A statement describing the variance request and all the reasons why it complies with the criteria for variances provided in Section 2.6.5, specifically.

THE CONDITIONS FOR GRANTING A VARIANCE: (SEE ATTACHED SHEET #4)

- ① DO THE SPECIAL CONDITIONS AND/OR CIRCUMSTANCES EXIST WHICH AFFECT ONLY THE LAND OR STRUCTURE IN QUESTION AND NO OTHER SURROUNDING OR SIMILAR PROPERTIES?
- ② WOULD LITERAL INTERPRETATION OF THE ZONING ORDINANCE DEPRIVE THE OWNER/APPLICANT OF RIGHTS COMMONLY ENJOYED BY OTHER PROPERTIES IN THE SAME ZONING DISTRICT?
- ③ ARE THE SPECIAL CONDITIONS OR CIRCUMSTANCES NOT CAUSED BY THE OWNER/APPLICANT?
- ④ WOULD THE REQUESTED VARIANCE NOT GIVE THE OWNER/APPLICANT ANY SPECIAL PRIVILEGES OR RIGHTS NOT SHARED BY OWNERS OF SIMILAR PROPERTIES?

- ~~B.~~ The property address and the name and mailing address of the owner of each lot within 300 feet of the subject property and a map with parcels keyed to the ownership and address data.

- ~~C.~~ Site plans, preliminary building elevation, preliminary improvement plans, or other maps or drawings, sufficiently dimensioned as required to illustrate the following, to the extent related to their variance application:
- i. Existing and proposed location and arrangement of uses on the site, and on abutting sites within 100 feet.
 - ii. Existing and proposed site improvements, buildings, and other structures on the site, and any off-site improvements related to or necessitated by the proposed use. Building elevations shall be sufficient to indicate the general height, bulk, scale, and architectural character.
 - iii. Existing and proposed topography, grading, landscaping, and screening, irrigation facilities, and erosion control measures.
 - iv. Existing and proposed parking, loading, and traffic and pedestrian circulation features, both on the site and any off-site facilities or improvement related to or necessitated by the proposed use.
 - v. The Zoning Administrator may request additional information necessary to enable a complete analysis and evaluation of the variance request, and determination as to whether the circumstances prescribed for the granting of a variance exist.
 - vi. A fee established by the City Council shall accompany the application. A single application may include request for variances from more than one regulation applicable to the same site, or for similar variances on two or more adjacent parcels with similar characteristics.

- D. Payment of fee for Variance request: \$100.00 as per Ordinance 2012-020

STATEMENT OF UNDERSTANDING

As the applicant or owner/s for the requested Variance in the City of Diamondhead, I (we) understand the following:

The application fee of \$100.00 must be paid prior to the acceptance of the application. Further, that if the application is withdrawn for any reason that the application fee is forfeited to the City of Diamondhead.

As the applicant or owner/s, I (we), or the designed representative, must be present at the public hearing.

That all information provided with this application is true and correct to the best of my knowledge.

That this application represents only property owned by me (us) and that any other adjoining property owners must apply for a Variance on his own behalf.

That all required attachments have been provided to the City of Diamondhead.

That additional information may be required by the Planning Commission prior to final disposition.

The City Council will not accept new case evidence once the recommendation has been made by the Planning Commission. If new evidence needs to be presented, the applicant will need to request that the matter be referred back to the Planning Commission for review.

The Public Hearing will be held on Tuesday, Dec 14, 2021 at 6:00 p.m. in the Council Chambers of the Diamondhead City Hall.

If a continuance of the hearing is necessary at my (our) request, the request must be made to the Zoning Official a minimum of seven (7) days prior to the hearing. If such request is not made in writing, I understand that a new application must be filed and an application fee paid to the City.

If the application is denied by the City Council, a new application for the subject property may not be submitted for one (1) year from the date of denial.

[Signature]
Signature of Applicant

[Signature]
Signature of Property Owner

_____ For Official Use Only _____

- \$100.00
- Copy of Deed, Lease or Contract
- Site Plan
- Parking Spaces
- List of Property Owner

- Application Signed
- Written Project Description
- Drainage Plan NA
- Notarized Statement NA

REQUIRED ITEM AProperty Owner Janet Harmon-Curvey, John A. CurveyStreet Address 7518 Augusta Way Diamondhead, MS 39525
Statement Describing Variance Request

The reasons why it complies with the criteria for variances:

1. DO THE SPECIAL CONDITIONS AND/OR CIRCUMSTANCES EXIST WHICH AFFECT ONLY THE LAND OR STRUCTURE IN QUESTION AND NO OTHER SURROUNDING OR SIMILAR PROPERTIES?

Response: Not aware if other homes built in same era (2003) are affected by the current 20' rear set back or not.

2. WOULD LITERAL INTERPRETATION OF THE ZONING ORDINANCE DEPRIVE THE OWNER/APPLICANT OF RIGHTS COMMONLY ENJOYED BY OTHER PROPERTIES IN THE SAME ZONING DISTRICT?

Response: Many nearby neighbors enjoy screened patios. If our variance is denied, it will affect the esthetics of the rear view of the home because the new const. will not match up to the furthest rear footprint of the home.

3. ARE THE SPECIAL CONDITIONS OR CIRCUMSTANCES NOT CAUSED BY THE OWNER/APPLICANT?

Response: Special conditions/circumstances are not caused by owners/applicants.

4. WOULD THE REQUESTED VARIANCE NOT GIVE THE OWNER/APPLICANT ANY SPECIAL PRIVILEGES OR RIGHTS NOT SHARED BY OWNERS OF SIMILAR PROPERTIES?

Response: The requested variance would not give us any special privileges or rights. Many of our neighbors enjoy screened outdoor areas attached to their homes. Our, unfortunately, was built in 2003 before Diamond head was a city. With Page 95 variance we cannot construct the screened outdoor patio area ~~that would match our current set back footprint of 17'9" from property line.~~

Subject: 7518 Augusta Way Variance Request - Additional Information

We purchased the property in December 2019. Since then, we've really enjoyed the home and Diamondhead. We especially have enjoyed watching the golfers during the day and other residents as they traverse the cart path in the evenings. While we've owned the home, we've made a number of improvements to the property. With that same spirit in mind, we thought it would be nice to incorporate more of the outdoors into our daily living environment. As much as we enjoy sitting outside, we know it would be that much more enjoyable if we had a screened-in back patio.

As we've started to plan on making the addition, we discovered that our home (which was built in 2003) extends into the 20 foot property set back by about 2 feet. As we understand it, the portion of the home that sits inside the set back is essentially grandfathered. The screened-in patio that we would add would essentially be an extension of the original footprint of the house and therefore also extend into the 20 foot set back by about 2 feet. By keeping the design within the footprint it would make the addition symmetrical and aesthetically appealing.

Here are some additional notable items:

1. The addition would not obstruct our neighbors' view of the golf course or neighborhood.
2. The addition would sit approximately 50 feet from the cart path on the Cardinal's 6th hole.
3. The construction would include a masonry fireplace and would meet or exceed the standards that the home and surrounding homes have in place today.
4. We would employ a contractor that is well established and has a strong reputation for quality work in Diamondhead.

Thank you for your consideration.



HARMON-CURVEY JANET ETAL

Parcel Number: 067M-2-35-007.000
Owner Name: HARMON-CURVEY JANET ETAL
Owner Address: 7518 AUGUSTA WAY
Owner City, State ZIP: DIAMONDHEAD, MS 39525
Physical Address: 7518 AUGUSTA WAY
Improvement Type: RES
Year Built: 2003
Base Area: 2794
Adjusted Area: 3282
Actual Total Value: 377260
Taxable Total Value: 377260
Estimated Tax: 4405.94
Homestead Exemption: Yes
Deed Book: 2019
Deed Page: 15659
Legal Description 1: LOT 107 GLEN EAGLE PHASE 1
Legal Description 2:
Legal Description 3:
Legal Description 4:
Legal Description 5:
Legal Description 6:
Longitude: -89.370773
Latitude: 30.392772
Square Footage: 12604.986008

Sketches**Sketch Sketch Name**

067M-2-35-007_00001-Model.gif

Condos



City of Diamondhead, MS

Docket of Claims Register - Council

Item No. 13.

APPKT01655 - 12.21.2021 DOCKET

By Docket/Claim Number

Docket/Claim #	Vendor Name	Payable Date	Payable Number	Payable Description	Account Number	Account Name	Payment Amount Line Amount
DKT159144	BEAU KING	12/21/2021	DEC, 2021	TRAVEL REIMBURSEMENT FOR 11/30 - 12/03	001-280-615.00	Travel & Training	120.10
							120.10
DKT159145	Blue360 Media	12/21/2021	IN2111091752	MS CRIMINAL & TRAFFIC LAW BOOK	001-110-622.00	Publications	163.54
DKT159146	BXS Insurance	12/21/2021	398885	AUTO INSURANCE	001-140-625.00	Insurance	-360.00
							398888
DKT159147	Coast Electric Power Association	12/21/2021	DEC, 2021 -- 001	MONTHLY ELECTRIC BILL	001-301-630.00	Utilities - Streetlights & Other	9,073.08
			DEC, 2021 -- 002		001-301-630.00	Utilities - Streetlights & Other	1,168.67
			DEC, 2021 -- 003		001-140-630.00	Utilities - General	1,769.74
					001-301-630.00	Utilities - Streetlights & Other	4,388.26
			DEC, 2021 -- 005		001-301-630.00	Utilities - Streetlights & Other	79.62
			DEC, 2021 -- 007		001-301-630.00	Utilities - Streetlights & Other	43.29
			DEC, 2021 -- 010		001-140-630.00	Utilities - General	58.63
			DEC, 2021 -- 012		001-140-630.00	Utilities - General	43.55
			DEC, 2021 -- 015		001-301-630.00	Utilities - Streetlights & Other	40.01
			DEC, 2021 -- 016		001-301-630.00	Utilities - Streetlights & Other	39.36
			DEC, 2021 -- 017		001-301-630.00	Utilities - Streetlights & Other	259.52
			DEC, 2021 -- 018		001-301-630.00	Utilities - Streetlights & Other	50.65
			DEC, 2021 -- 019		001-301-630.00	Utilities - Streetlights & Other	44.55
			DEC, 2021 -- 020		001-301-630.00	Utilities - Streetlights & Other	993.43
			DKT159148		Diamondhead True Value	12/21/2021	A376779
40.32							
28.32							
	001-301-584.00	Concrete, Plastic Pipe	519.97				
DKT159149	Diaz Brothers Printing	12/21/2021	4520	HEAVY BOND COLOR PRINT	001-140-621.00	Printing & Binding	60.00
			4571	BUILDING INSPECTION REPORTS	001-280-621.00	Printing & Binding	170.00

Docket of Claims Register - Council

Docket/Claim #	Vendor Name	Payable Date	Payable Number	Payable Description	Account Number	Account Name	Line Amount	Payment Amount		
DKT159150	Eagle Energy	12/21/2021	33024	FUEL FOR PUBLIC WORKS	001-301-525.00	Fuel	6.77	3,342.50		
					001-301-525.00	Fuel	2,172.27			
					001-301-525.00	Fuel	1,163.46			
DKT159151	Fire Code Compliance LLC	12/21/2021	21-108	FIRE EXTINGUISHER INSPECTIONS	001-140-635.00	Professional Fees - Repair & Maint Outside Serv	165.00	165.00		
DKT159152	Fuelman	12/21/2021	NP61213897	FOR THE WEEK ENDING 12.05.2021	001-200-525.00	Fuel	801.50	1,820.11		
					001-280-525.00	Fuel	51.39			
					001-200-525.00	Fuel	967.22			
DKT159153	Hancock County Sheriffs Office	12/21/2021	2021-DH-011H	INMATE HOUSING FOR NOVEMBER 2021	001-200-689.00	Prisoner's Expense	820.00	36,045.71		
					2021-DHLE-024	INTERLOCAL AGREEMENT FOR WEEK ENDING 11.20.2021	001-200-690.00		Interlocal Agreement	961.54
							001-200-690.00		Interlocal Agreement	1,366.39
							001-200-690.00		Interlocal Agreement	32,469.79
							001-110-681.00		Other Services & Charges	181.99
					001-200-612.00	Internet	246.00			
DKT159154	Hancock County Solid Waste	12/21/2021	1036	NOVEMBER RESIDENTIAL SOLID WASTE COLLECTION	401-322-680.00	Other Services & Charges	40,527.00	40,527.00		
DKT159155	Lowes Home Improvement	12/21/2021	961882	2X2 LIGHT FIXTURE	001-140-560.00	Repairs & Maintenance - Building	199.47	199.47		
DKT159156	MILLYONS LLC	12/21/2021	11122021	RV RENTAL	001-653-650.00	Promotions	366.46	366.46		
DKT159157	MS Municipal Workers Compensation Group	12/21/2021	0383WC2021-3	WORKER'S COMPENSATION PREMIUM	001-140-625.00	Insurance	13,459.44	13,459.44		
DKT159158	Orion Planning and Design	12/21/2021	3366	ON-CALL SERVICES	001-653-601.00	Professional Fees - Consulting	577.50	3,396.24		
			3396	PROJECT 1 -- GATEWAY TO DIAMONDHEAD	001-301-602.00	Professional Fees - Engineering	2,818.74			

Docket of Claims Register - Council

APPKT01655 - 12.21.21 Item No. 13.

Docket/Claim #	Vendor Name	Payable Date	Payable Number	Payable Description	Account Number	Account Name	Line Amount	Payment Amount	
DKT159159	Sea Coast Echo	12/21/2021	B&G and Curvey	P&Z ADVERTISEMENT	001-280-620.00 001-280-620.00	Advertising Advertising	125.24 61.30 63.94		
DKT159160	TETRA TECH INC	12/21/2021	51826500	HURRICAN IDA DEBRIS MONTORING SERVICE	001-301-683.00 001-301-683.00	Professional Fees - Debris Removal Professional Fees - Debris Removal	24,980.00 19,968.75 5,011.25		
DKT159161	THE FIRST A NATIONAL BANKING ASSOCIATION	12/21/2021	#01	EQUIPMENT LEASE PAYMENT #01	001-800-820.05 001-800-830.05	Note Principal Payment - Vehicle/Equip 2021 Lease Note Interest Payment - Vehicle/Equip 2021 Lease	66,752.03 62,208.03 4,544.00		
DKT159162	UMB Card Services	12/21/2021	2404083AFS66FQ237 2444500APBLNT75S9 2469216A72XWY63QG DEC, 2021 NOV, 2021	HOTEL ROOM FOR CONFERENCE CHRISTMAS PARADE HOTEL ROOM FOR TRAINING MONTHLY CHARGES FOR CONSTANT CONTACT & ZOOM BBQ EVENT SUPPLIES	001-280-615.00 001-140-650.00 001-200-615.00 001-140-623.00 001-140-623.00 001-653-650.00 001-653-650.00	Travel & Training Promotions Travel & Training Membership Dues/Fees Membership Dues/Fees Promotions Promotions	1,052.02 377.85 390.24 175.28 45.00 14.99 8.00 40.66		
DKT159163	UniFirst Corporation	12/21/2021	105 0970516 105 0971639	UNIFORM RENTAL FOR THE WEEK ENDING 12.06.2021 UNIFORM RENTAL FOR THE WEEK ENDING 12.13.2021	001-301-535.00 001-301-535.00	Uniforms Uniforms	378.97 196.68 182.29		
DKT159164	WageWorks	12/21/2021	1121-DR42799	COBRA PAYMENT FOR NOVEMBER	001-140-625.00	Insurance	40.00	40.00	
DKT159165	Warren Paving	12/21/2021	54390	ASPHALT FOR BAYOU DRIVE	001-301-581.00	Asphalt	199.95	199.95	
Total Claims: 22							Total Payment Amount:	212,043.75	

CITY OF DIAMONDHEAD, MISSISSIPPI
Financial Statements
Coversheet to Monthly Budget Report
For the Month Ended November 30, 2021

ALL FUNDS HIGHLIGHTS

*Revenue:	<u>Current Year</u>		<u>Prior Year</u>	
Total YTD Revenue	\$	1,103,731	\$	745,155
Total Budget	\$	15,878,777	\$	11,694,165
% Actual to Budget		7.0%		6.4%
Current Month % to Fiscal Year		16.7%		16.7%

*Expenses YTD Activity:	<u>Current Year</u>		<u>Last Year</u>	
Total YTD Expenses Actual Activity	\$	1,525,355	\$	829,553
Total YTD Expenses Activity w/ Encumbrances	\$	3,295,525		
Total Budget	\$	18,921,070	\$	12,410,134
% Actual to Budget		8.1%		6.7%
% Actual w/ Encumbrances to Budget		17.4%		
Current Month % to Fiscal Year		16.7%		16.7%

* Excludes Other Financing Sources and Uses

Hancock Bank Account Balances as of: November 30, 2021

General Bank Acct:	\$	4,026,812	Unrestricted	\$	545,585
Accounts Payable Clearing:		12,414	Fiduciary Fund		75,019
Payroll Clearing:		73,461	Solid Waste		206,676
Contingency Operating Fund:		27,528	Grant Funds		2,301,887
Fire Department Fund:			MS Infrastructure		326
			Amer Rescue & F		1,010,722
TOTAL	\$	4,140,215		\$	4,140,215

Fund Activity	<u>YTD Actual</u>	<u>YTD Actual w/ Encumbrances</u>	<u>Total Current Budget</u>
001 - General Fund	\$ (906,980)	\$ (1,674,845)	\$ (1,889,430)
104 - MS Infrastructure Modification Fur	\$ -	\$ (1)	\$ (1)
113 - Grant - GRPC Multi Modal Path	\$ -	\$ -	\$ (20,000)
115 - Grant- Tidelands FY20 Rotten Ba	\$ (3,335)	\$ (39,217)	\$ -
116 - Grant- NRCS-Emergency Waters	\$ (75,226)	\$ (98,679)	\$ 187,552
117 - Grant- MDA-SMLP East Aloha Im	\$ -	\$ (5,420)	\$ (30,000)
156 - Grant- GCRF-MDA Commercial E	\$ 342,200	\$ (182,900)	\$ (300,000)
157 - Grant- GRPC - East Aloha Improv	\$ 122,467	\$ 122,467	\$ -
158 - Grant - Tidelands FY21/22 Noma	\$ (2,935)	\$ (46,309)	\$ -
159 - Grant - GOMESA Marsh Erosion I	\$ -	\$ -	\$ -
190 - American Rescue & Recovery Act	\$ 10,721	\$ (358,353)	\$ (1,000,000)
401 - Solid Waste Fund	\$ 91,463	\$ 91,463	\$ 9,587
TOTAL Surplus (Deficit)	\$ (421,624)	\$ (2,191,794)	\$ (3,042,293)

CITY OF DIAMONDHEAD, MISSISSIPPI
Financial Statement
Grants Fund Breakdown
For the Month Ended November 30, 2021

Fund Balances

<u>Expense</u>	<u>Prior Year</u>		<u>YTD Actual w/ Encumbrances</u>	<u>Total Budget</u>	<u>YTD % Used</u>
	<u>Project Totals</u>	<u>YTD Actual</u>			
113 - GRPC Multi Modal Path Grant		-	-	100,000	0%
115 - Grant- Tidelands FY20 Rotten Bayou	\$ 25,671	3,335	39,217	572,004	7%
116 - NRCS-Emergency Watershed Protec	\$ 321,402	93,873	117,325	119,845	98%
117 - Grant- MDA-SMLP East Aloha Imprc	\$ 28,550	-	5,420	180,000	3%
156 - Grant- GCRF-MDA Commercial Disti	\$ 37,100	57,800	582,900	4,200,000	14%
157 - Grant- GRPC - East Aloha Improvements Phase 2		-	-	612,333	0%
158 - Grant - Tidelands FY21/22 Noma Drive Public Acco		2,935	46,309	800,000	6%
159 - Grant - GOMESA Marsh Erosion Prevention		-	-	495,000	0%
TOTAL EXPENSES YTD	\$ 412,723	\$ 157,942	\$ 791,171	\$ 7,079,182	11%
<u>Revenue</u>					
113 - GRPC Multi Modal Path Grant	\$ 20,000	-	-	80,000	0%
115 - Grant- Tidelands FY20 Rotten Bayou	\$ 10,546	15,125	15,125	572,004	3%
116 - NRCS-Emergency Watershed Protec	\$ 133,850	18,647	18,647	307,397	6%
117 - Grant- MDA-SMLP East Aloha Imprc	\$ 30,000	-	-	150,000	0%
156 - Grant- GCRF-MDA Commercial Disti	\$ 300,000	400,000	400,000	3,900,000	10%
157 - Grant- GRPC - East Aloha Improvements Phase 2		122,467	122,467	612,333	20%
158 - Grant - Tidelands FY21/22 Noma Drive Public Acco		-	-	800,000	0%
159 - Grant - GOMESA Marsh Erosion Prevention		-	-	495,000	0%
TOTAL REVENUE YTD	\$ 494,396	\$ 556,238	\$ 556,238	\$ 6,916,733	8%
Department Total Surplus (Deficit)	\$ 81,674	\$ 398,296	\$ (234,933)	\$ (162,448)	

Income Statement

For Fiscal: 2021-2022 Period Ending: 11/30/2021

Group Summary

Category	Original Total Budget	Current Total Budget	MTD Activity	YTD Activity	YTD Activity + Encumbrances	Budget Remaining
Fund: 001 - GENERAL FUND						
Revenue						
Department: 000 - NON DEPARTMENTAL						
20 - TAXES	3,027,250.00	3,027,250.00	44,881.23	89,442.63	89,442.63	2,937,807.37
22 - LICENSES AND PERMITS	453,400.00	453,400.00	42,428.14	126,920.82	126,920.82	326,479.18
23 - INTERGOVERNMENTAL REVENUES	1,297,470.00	1,297,470.00	101,499.60	180,867.85	180,867.85	1,116,602.15
28 - CHARGES FOR GOVERNMENTAL SERVICES	15.00	15.00	0.00	100.00	100.00	-85.00
33 - FINES & FORFEITS	49,500.00	49,500.00	1,544.25	3,291.70	3,291.70	46,208.30
34 - MISCELLANEOUS REVENUE	217,738.98	217,738.98	5,866.41	15,306.51	15,306.51	202,432.47
39 - NON REVENUE RECEIPTS	120,336.02	141,813.02	0.00	0.00	0.00	141,813.02
Department: 000 - NON DEPARTMENTAL Total:	5,165,710.00	5,187,187.00	196,219.63	415,929.51	415,929.51	4,771,257.49
Revenue Total:	5,165,710.00	5,187,187.00	196,219.63	415,929.51	415,929.51	4,771,257.49
Expense						
Department: 100 - LEGISLATIVE - COUNCIL						
40 - PERSONNEL SERVICES	37,840.00	37,840.00	3,157.73	6,315.46	6,315.46	31,524.54
50 - SUPPLIES	250.00	250.00	0.00	0.00	0.00	250.00
60 - CONTRACTUAL SERVICES	22,297.60	22,297.60	0.00	0.00	1,647.36	20,650.24
Department: 100 - LEGISLATIVE - COUNCIL Total:	60,387.60	60,387.60	3,157.73	6,315.46	7,962.82	52,424.78
Department: 110 - COURT						
40 - PERSONNEL SERVICES	130,859.60	130,859.60	10,502.27	20,446.67	20,446.67	110,412.93
50 - SUPPLIES	1,900.00	1,900.00	92.37	294.64	294.64	1,605.36
60 - CONTRACTUAL SERVICES	60,270.00	59,070.00	3,274.18	7,601.01	7,601.01	51,468.99
90 - CAPITAL OUTLAY	5,000.00	5,600.00	0.00	0.00	0.00	5,600.00
Department: 110 - COURT Total:	198,029.60	197,429.60	13,868.82	28,342.32	28,342.32	169,087.28
Department: 140 - GENERAL ADMINISTRATION						
40 - PERSONNEL SERVICES	415,372.04	415,372.04	33,360.78	65,222.16	65,222.16	350,149.88
50 - SUPPLIES	32,550.00	32,550.00	1,742.69	2,369.63	3,429.55	29,120.45
60 - CONTRACTUAL SERVICES	540,137.95	618,234.96	19,544.58	62,713.72	140,010.29	478,224.67
70 - GRANTS, SUBSIDIES AND ALLOCATIONS	54,600.00	54,600.00	500.00	54,100.00	54,100.00	500.00
90 - CAPITAL OUTLAY	535,000.00	744,202.25	0.00	0.00	197,872.25	546,330.00
Department: 140 - GENERAL ADMINISTRATION Total:	1,577,659.99	1,864,959.25	55,148.05	184,405.51	460,634.25	1,404,325.00
Department: 200 - POLICE - PUBLIC SAFETY						
50 - SUPPLIES	46,960.00	50,483.72	4,065.27	14,863.05	16,708.33	33,775.39
60 - CONTRACTUAL SERVICES	945,851.62	944,651.62	35,887.49	99,490.38	99,683.70	844,967.92
90 - CAPITAL OUTLAY	91,225.00	101,785.50	6,047.38	6,047.38	72,158.88	29,626.62
Department: 200 - POLICE - PUBLIC SAFETY Total:	1,084,036.62	1,096,920.84	46,000.14	120,400.81	188,550.91	908,369.93
Department: 280 - BUILDING AND ZONING						
40 - PERSONNEL SERVICES	285,488.22	285,488.22	16,774.12	31,482.59	31,482.59	254,005.63
50 - SUPPLIES	7,214.00	11,202.12	488.30	4,787.55	4,956.21	6,245.91
60 - CONTRACTUAL SERVICES	171,667.81	192,587.21	1,879.23	7,854.29	75,429.71	117,157.50
90 - CAPITAL OUTLAY	31,800.00	46,320.00	0.00	0.00	14,520.00	31,800.00
Department: 280 - BUILDING AND ZONING Total:	496,170.03	535,597.55	19,141.65	44,124.43	126,388.51	409,209.04
Department: 301 - PUBLIC WORKS						
40 - PERSONNEL SERVICES	817,496.05	817,496.05	53,823.07	105,108.25	105,108.25	712,387.80
50 - SUPPLIES	130,042.00	135,639.00	5,459.07	19,330.13	20,109.74	115,529.26
60 - CONTRACTUAL SERVICES	437,137.31	677,041.49	49,350.42	216,523.06	374,571.63	302,469.86
70 - GRANTS, SUBSIDIES AND ALLOCATIONS	3,000.00	3,000.00	0.00	0.00	0.00	3,000.00
90 - CAPITAL OUTLAY	650,850.00	802,273.72	549.00	750.00	167,720.43	634,553.29
Department: 301 - PUBLIC WORKS Total:	2,038,525.36	2,435,450.26	109,181.56	341,711.44	667,510.05	1,767,940.21
Department: 653 - ECONOMIC DEVELOPMENT						
60 - CONTRACTUAL SERVICES	126,000.00	133,615.47	23,864.12	45,301.66	59,078.12	74,537.35
Department: 653 - ECONOMIC DEVELOPMENT Total:	126,000.00	133,615.47	23,864.12	45,301.66	59,078.12	74,537.35
Department: 800 - DEBT						
80 - DEBT SERVICE	194,724.15	200,424.15	0.00	475.00	475.00	199,949.15

Income Statement

For Fiscal: 2021-2022 Period Ending: 11/30/2021

Category	Original Total Budget	Current Total Budget	MTD Activity	YTD Activity	YTD Activity + Encumbrances	Budget Remaining
Department: 800 - DEBT Total:	194,724.15	200,424.15	0.00	475.00	475.00	199,949.15
Department: 900 - INTERFUND TRANSACTIONS						
95 - INTERFUND TRANSFERS OUT	533,186.03	551,832.74	541,113.71	551,832.74	551,832.74	0.00
Department: 900 - INTERFUND TRANSACTIONS Total:	533,186.03	551,832.74	541,113.71	551,832.74	551,832.74	0.00
Expense Total:	6,308,719.38	7,076,617.46	811,475.78	1,322,909.37	2,090,774.72	4,985,842.74
Fund: 001 - GENERAL FUND Surplus (Deficit):	-1,143,009.38	-1,889,430.46	-615,256.15	-906,979.86	-1,674,845.21	-214,585.25
Fund: 104 - MS Infrastructure Modification Fund						
Revenue						
Department: 000 - NON DEPARTMENTAL						
23 - INTERGOVERNMENTAL REVENUES	240,000.00	240,000.00	0.00	0.00	0.00	240,000.00
34 - MISCELLANEOUS REVENUE	750.00	750.00	0.00	0.00	0.00	750.00
Department: 000 - NON DEPARTMENTAL Total:	240,750.00	240,750.00	0.00	0.00	0.00	240,750.00
Revenue Total:	240,750.00	240,750.00	0.00	0.00	0.00	240,750.00
Expense						
Department: 301 - PUBLIC WORKS						
90 - CAPITAL OUTLAY	240,750.00	240,751.21	0.00	0.00	1.21	240,750.00
Department: 301 - PUBLIC WORKS Total:	240,750.00	240,751.21	0.00	0.00	1.21	240,750.00
Expense Total:	240,750.00	240,751.21	0.00	0.00	1.21	240,750.00
Fund: 104 - MS Infrastructure Modification Fund Surplus (Deficit):	0.00	-1.21	0.00	0.00	-1.21	0.00
Fund: 113 - Grant - GRPC Multi Modal Path						
Revenue						
Department: 550 - RECREATION						
23 - INTERGOVERNMENTAL REVENUES	80,000.00	80,000.00	0.00	0.00	0.00	80,000.00
Department: 550 - RECREATION Total:	80,000.00	80,000.00	0.00	0.00	0.00	80,000.00
Revenue Total:	80,000.00	80,000.00	0.00	0.00	0.00	80,000.00
Expense						
Department: 550 - RECREATION						
90 - CAPITAL OUTLAY	100,000.00	100,000.00	0.00	0.00	0.00	100,000.00
Department: 550 - RECREATION Total:	100,000.00	100,000.00	0.00	0.00	0.00	100,000.00
Expense Total:	100,000.00	100,000.00	0.00	0.00	0.00	100,000.00
Fund: 113 - Grant - GRPC Multi Modal Path Surplus (Deficit):	-20,000.00	-20,000.00	0.00	0.00	0.00	-20,000.00
Fund: 115 - Grant- Tidelands FY20 Rotten Bayou Public Access						
Revenue						
Department: 000 - NON DEPARTMENTAL						
23 - INTERGOVERNMENTAL REVENUES	572,003.65	572,003.65	0.00	0.00	0.00	572,003.65
Department: 000 - NON DEPARTMENTAL Total:	572,003.65	572,003.65	0.00	0.00	0.00	572,003.65
Revenue Total:	572,003.65	572,003.65	0.00	0.00	0.00	572,003.65
Expense						
Department: 000 - NON DEPARTMENTAL						
60 - CONTRACTUAL SERVICES	84,250.00	84,250.00	2,435.00	3,335.00	39,216.76	45,033.24
90 - CAPITAL OUTLAY	487,753.65	487,753.65	0.00	0.00	0.00	487,753.65
Department: 000 - NON DEPARTMENTAL Total:	572,003.65	572,003.65	2,435.00	3,335.00	39,216.76	532,786.89
Expense Total:	572,003.65	572,003.65	2,435.00	3,335.00	39,216.76	532,786.89
Fund: 115 - Grant- Tidelands FY20 Rotten Bayou Public Access Surplus ..	0.00	0.00	-2,435.00	-3,335.00	-39,216.76	39,216.76
Fund: 116 - Grant- NRCS-Emergency Watershed Protection						
Revenue						
Department: 301 - PUBLIC WORKS						
23 - INTERGOVERNMENTAL REVENUES	0.00	288,750.00	0.00	0.00	0.00	288,750.00
38 - INTERFUND TRANSFERS IN	0.00	18,646.71	18,646.71	18,646.71	18,646.71	0.00
Department: 301 - PUBLIC WORKS Total:	0.00	307,396.71	18,646.71	18,646.71	18,646.71	288,750.00
Revenue Total:	0.00	307,396.71	18,646.71	18,646.71	18,646.71	288,750.00

Income Statement

For Fiscal: 2021-2022 Period Ending: 11/30/2021

Category	Original Total Budget	Current Total Budget	MTD Activity	YTD Activity	YTD Activity + Encumbrances	Budget Remaining
Expense						
Department: 301 - PUBLIC WORKS						
60 - CONTRACTUAL SERVICES	0.00	10,336.07	0.00	11,197.50	12,808.95	-2,472.88
90 - CAPITAL OUTLAY	0.00	109,508.97	0.00	82,675.21	104,516.31	4,992.66
Department: 301 - PUBLIC WORKS Total:	0.00	119,845.04	0.00	93,872.71	117,325.26	2,519.78
Expense Total:	0.00	119,845.04	0.00	93,872.71	117,325.26	2,519.78
Fund: 116 - Grant- NRCS-Emergency Watershed Protection Surplus (Def..	0.00	187,551.67	18,646.71	-75,226.00	-98,678.55	286,230.22
Fund: 117 - Grant- MDA-SMLP East Aloha Improvement						
Revenue						
Department: 000 - NON DEPARTMENTAL						
23 - INTERGOVERNMENTAL REVENUES	150,000.00	150,000.00	0.00	0.00	0.00	150,000.00
Department: 000 - NON DEPARTMENTAL Total:	150,000.00	150,000.00	0.00	0.00	0.00	150,000.00
Revenue Total:	150,000.00	150,000.00	0.00	0.00	0.00	150,000.00
Expense						
Department: 301 - PUBLIC WORKS						
60 - CONTRACTUAL SERVICES	33,000.00	33,000.00	0.00	0.00	5,420.06	27,579.94
90 - CAPITAL OUTLAY	147,000.00	147,000.00	0.00	0.00	0.00	147,000.00
Department: 301 - PUBLIC WORKS Total:	180,000.00	180,000.00	0.00	0.00	5,420.06	174,579.94
Expense Total:	180,000.00	180,000.00	0.00	0.00	5,420.06	174,579.94
Fund: 117 - Grant- MDA-SMLP East Aloha Improvement Surplus (Deficit..	-30,000.00	-30,000.00	0.00	0.00	-5,420.06	-24,579.94
Fund: 156 - Grant- GCRF-MDA Commercial District Transformation						
Revenue						
Department: 000 - NON DEPARTMENTAL						
23 - INTERGOVERNMENTAL REVENUES	3,500,000.00	3,500,000.00	0.00	0.00	0.00	3,500,000.00
38 - INTERFUND TRANSFERS IN	400,000.00	400,000.00	400,000.00	400,000.00	400,000.00	0.00
Department: 000 - NON DEPARTMENTAL Total:	3,900,000.00	3,900,000.00	400,000.00	400,000.00	400,000.00	3,500,000.00
Revenue Total:	3,900,000.00	3,900,000.00	400,000.00	400,000.00	400,000.00	3,500,000.00
Expense						
Department: 653 - ECONOMIC DEVELOPMENT						
60 - CONTRACTUAL SERVICES	620,000.00	620,000.00	0.00	57,800.00	582,900.00	37,100.00
90 - CAPITAL OUTLAY	3,580,000.00	3,580,000.00	0.00	0.00	0.00	3,580,000.00
Department: 653 - ECONOMIC DEVELOPMENT Total:	4,200,000.00	4,200,000.00	0.00	57,800.00	582,900.00	3,617,100.00
Expense Total:	4,200,000.00	4,200,000.00	0.00	57,800.00	582,900.00	3,617,100.00
Fund: 156 - Grant- GCRF-MDA Commercial District Transformation Surp..	-300,000.00	-300,000.00	400,000.00	342,200.00	-182,900.00	-117,100.00
Fund: 157 - Grant- GRPC - East Aloha Improvements Phase 2						
Revenue						
Department: 000 - NON DEPARTMENTAL						
23 - INTERGOVERNMENTAL REVENUES	489,866.00	489,866.00	0.00	0.00	0.00	489,866.00
38 - INTERFUND TRANSFERS IN	122,467.00	122,467.00	122,467.00	122,467.00	122,467.00	0.00
Department: 000 - NON DEPARTMENTAL Total:	612,333.00	612,333.00	122,467.00	122,467.00	122,467.00	489,866.00
Revenue Total:	612,333.00	612,333.00	122,467.00	122,467.00	122,467.00	489,866.00
Expense						
Department: 653 - ECONOMIC DEVELOPMENT						
60 - CONTRACTUAL SERVICES	122,000.00	122,000.00	0.00	0.00	0.00	122,000.00
90 - CAPITAL OUTLAY	490,333.00	490,333.00	0.00	0.00	0.00	490,333.00
Department: 653 - ECONOMIC DEVELOPMENT Total:	612,333.00	612,333.00	0.00	0.00	0.00	612,333.00
Expense Total:	612,333.00	612,333.00	0.00	0.00	0.00	612,333.00
Fund: 157 - Grant- GRPC - East Aloha Improvements Phase 2 Surplus (D...	0.00	0.00	122,467.00	122,467.00	122,467.00	-122,467.00

Income Statement

For Fiscal: 2021-2022 Period Ending: 11/30/2021

Category	Original Total Budget	Current Total Budget	MTD Activity	YTD Activity	YTD Activity + Encumbrances	Budget Remaining
Fund: 158 - Grant - Tidelands FY21/22 Noma Drive Public Access						
Revenue						
Department: 000 - NON DEPARTMENTAL						
23 - INTERGOVERNMENTAL REVENUES	800,000.00	800,000.00	0.00	0.00	0.00	800,000.00
Department: 000 - NON DEPARTMENTAL Total:	800,000.00	800,000.00	0.00	0.00	0.00	800,000.00
Revenue Total:	800,000.00	800,000.00	0.00	0.00	0.00	800,000.00
Expense						
Department: 000 - NON DEPARTMENTAL						
60 - CONTRACTUAL SERVICES	120,000.00	120,000.00	2,934.72	2,934.72	46,308.85	73,691.15
90 - CAPITAL OUTLAY	680,000.00	680,000.00	0.00	0.00	0.00	680,000.00
Department: 000 - NON DEPARTMENTAL Total:	800,000.00	800,000.00	2,934.72	2,934.72	46,308.85	753,691.15
Expense Total:	800,000.00	800,000.00	2,934.72	2,934.72	46,308.85	753,691.15
Fund: 158 - Grant - Tidelands FY21/22 Noma Drive Public Access Surplu..	0.00	0.00	-2,934.72	-2,934.72	-46,308.85	46,308.85
Fund: 159 - Grant - GOMESA Marsh Erosion Prevention						
Revenue						
Department: 000 - NON DEPARTMENTAL						
23 - INTERGOVERNMENTAL REVENUES	495,000.00	495,000.00	0.00	0.00	0.00	495,000.00
Department: 000 - NON DEPARTMENTAL Total:	495,000.00	495,000.00	0.00	0.00	0.00	495,000.00
Revenue Total:	495,000.00	495,000.00	0.00	0.00	0.00	495,000.00
Expense						
Department: 000 - NON DEPARTMENTAL						
60 - CONTRACTUAL SERVICES	495,000.00	495,000.00	0.00	0.00	0.00	495,000.00
Department: 000 - NON DEPARTMENTAL Total:	495,000.00	495,000.00	0.00	0.00	0.00	495,000.00
Expense Total:	495,000.00	495,000.00	0.00	0.00	0.00	495,000.00
Fund: 159 - Grant - GOMESA Marsh Erosion Prevention Surplus (Deficit):	0.00	0.00	0.00	0.00	0.00	0.00
Fund: 190 - American Rescue & Recovery Act						
Revenue						
Department: 000 - NON DEPARTMENTAL						
23 - INTERGOVERNMENTAL REVENUES	2,989,280.97	2,989,280.97	0.00	0.00	0.00	2,989,280.97
34 - MISCELLANEOUS REVENUE	0.00	0.00	2.04	2.04	2.04	-2.04
38 - INTERFUND TRANSFERS IN	10,719.03	10,719.03	0.00	10,719.03	10,719.03	0.00
Department: 000 - NON DEPARTMENTAL Total:	3,000,000.00	3,000,000.00	2.04	10,721.07	10,721.07	2,989,278.93
Revenue Total:	3,000,000.00	3,000,000.00	2.04	10,721.07	10,721.07	2,989,278.93
Expense						
Department: 000 - NON DEPARTMENTAL						
60 - CONTRACTUAL SERVICES	600,000.00	600,000.00	0.00	0.00	185,020.00	414,980.00
90 - CAPITAL OUTLAY	3,400,000.00	3,400,000.00	0.00	0.00	184,054.50	3,215,945.50
Department: 000 - NON DEPARTMENTAL Total:	4,000,000.00	4,000,000.00	0.00	0.00	369,074.50	3,630,925.50
Expense Total:	4,000,000.00	4,000,000.00	0.00	0.00	369,074.50	3,630,925.50
Fund: 190 - American Rescue & Recovery Act Surplus (Deficit):	-1,000,000.00	-1,000,000.00	2.04	10,721.07	-358,353.43	-641,646.57
Fund: 401 - SOLID WASTE FUND						
Revenue						
Department: 322 - WASTE COLLECTION						
28 - CHARGES FOR GOVERNMENTAL SERVICES	533,126.22	533,126.22	117,526.98	135,966.09	135,966.09	397,160.13
34 - MISCELLANEOUS REVENUE	980.00	980.00	0.27	0.27	0.27	979.73
Department: 322 - WASTE COLLECTION Total:	534,106.22	534,106.22	117,527.25	135,966.36	135,966.36	398,139.86
Revenue Total:	534,106.22	534,106.22	117,527.25	135,966.36	135,966.36	398,139.86
Expense						
Department: 322 - WASTE COLLECTION						
60 - CONTRACTUAL SERVICES	524,519.53	524,519.53	3,423.12	44,503.29	44,503.29	480,016.24

Income Statement

For Fiscal: 2021-2022 Period Ending: 11/30/2021

Category	Original Total Budget	Current Total Budget	MTD Activity	YTD Activity	YTD Activity + Encumbrances	Budget Remaining
Department: 322 - WASTE COLLECTION Total:	524,519.53	524,519.53	3,423.12	44,503.29	44,503.29	480,016.24
Expense Total:	524,519.53	524,519.53	3,423.12	44,503.29	44,503.29	480,016.24
Fund: 401 - SOLID WASTE FUND Surplus (Deficit):	9,586.69	9,586.69	114,104.13	91,463.07	91,463.07	-81,876.38
Total Surplus (Deficit):	-2,483,422.69	-3,042,293.31	34,594.01	-421,624.44	-2,191,794.00	

Income Statement

For Fiscal: 2021-2022 Period Ending: 11/30/2021

Fund Summary

Fund	Original Total Budget	Current Total Budget	MTD Activity	YTD Activity	YTD Activity + Encumbrances	Budget Remaining
001 - GENERAL FUND	-1,143,009.38	-1,889,430.46	-615,256.15	-906,979.86	-1,674,845.21	-214,585.25
104 - MS Infrastructure Modifi...	0.00	-1.21	0.00	0.00	-1.21	0.00
113 - Grant - GRPC Multi Moda..	-20,000.00	-20,000.00	0.00	0.00	0.00	-20,000.00
115 - Grant- Tidelands FY20 Ro...	0.00	0.00	-2,435.00	-3,335.00	-39,216.76	39,216.76
116 - Grant- NRCS-Emergency...	0.00	187,551.67	18,646.71	-75,226.00	-98,678.55	286,230.22
117 - Grant- MDA-SMLP East A...	-30,000.00	-30,000.00	0.00	0.00	-5,420.06	-24,579.94
156 - Grant- GCRF-MDA Com...	-300,000.00	-300,000.00	400,000.00	342,200.00	-182,900.00	-117,100.00
157 - Grant- GRPC - East Aloha ..	0.00	0.00	122,467.00	122,467.00	122,467.00	-122,467.00
158 - Grant - Tidelands FY21/2...	0.00	0.00	-2,934.72	-2,934.72	-46,308.85	46,308.85
159 - Grant - GOMESA Marsh E...	0.00	0.00	0.00	0.00	0.00	0.00
190 - American Rescue & Reco...	-1,000,000.00	-1,000,000.00	2.04	10,721.07	-358,353.43	-641,646.57
401 - SOLID WASTE FUND	9,586.69	9,586.69	114,104.13	91,463.07	91,463.07	-81,876.38
Total Surplus (Deficit):	-2,483,422.69	-3,042,293.31	34,594.01	-421,624.44	-2,191,794.00	

Diamondhead Monthly Statistics November 2021

(Sections in italics not counted toward call total)

False Alarms- Residential/ Business/ 911	21		
Civil Disputes / Escorts / Process	21		
Complaint / See An Officer	5	Stolen Vehicle	0
Death	3	Burglary – Residence	1
Disturbance	28	Burglary – Vehicle	17
Follow-Up Information	646	Attempted Burglary	0
Juvenile Problem	1	Counterfeit Money	1
Lost/Found Item	6	Damage – Property	0
Miscellaneous	38	Embezzlement	0
		Forgery / Bad Check/Fraud	2
TOTAL MISCELLANEOUS	769	Malicious Mischief	3
		Recovered Stolen Vehicle	0
Drug Law Violation	0	Recovered Stolen Property	0
Prostitution	0	Shoplifting	0
		Theft (Grand)	0
TOTAL CRIMES AGAINST PUBLIC SAFETY	0	Theft (Petit)	6
		Trespassing	8
Animal Problem / Complaints	10	Unauthorized Use / Vehicle	1
Public Drunk	0		
Fire Structure / Vehicle	0	TOTAL PROPERTY CRIME	39
Fireworks	0		
Funeral Escort	0	Accident – Private Property	5
Littering/Dumping/Haz-Mat Spill	5	Accident – Public Roadway	7
Medical Emergency	9	Accident - Hit & Run	3
Missing/Runaway	0		
Parking Violation	10	TOTAL ACCIDENTS/COLLISIONS	15
Shots Fired	1		
Suicide / Threat / Attempt	0	Assist Motorist	7
Suicide	0	Reckless Driver	7
Suspicious / Person / Vehicle	52	Traffic Stop	168
Welfare Concern	12	<i>Traffic Citation (Adults)</i>	21
		<i>Traffic citation (minors)</i>	0
TOTAL PUBLIC HEALTH & SAFETY	99	Traffic Fatality	0
Animal Bite	0	TOTAL TRAFFIC	182
Assault By Threat	1		
Assault	2		
Child Abuse / Neglect	0	<i>Warrant Arrests</i>	2
Domestic violence	5	<i>Drunk Driver (DUI) Arrests</i>	0
Harassment	1	<i>Traffic Arrests</i>	0
Harassing Phone Call	1	<i>Domestic Assault Arrests</i>	4
Robbery – Armed	0	<i>Other Arrests</i>	9
Sexual Abuse / Molestation	0	TOTAL ARRESTS	15
Stalking	0		
TOTAL CRIMES AGAINST PERSON	10	TOTAL CALLS	1102

Diamondhead Monthly Statistics
November 2021

(Sections in italics not counted toward call total)

Item No.b.

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CODE ENFORCEMENT

Item No.b.

Code Violations Through	11/30/2021	Total	Closed	Open
Abandoned Vehicles		18	12	6
Abandoned/Dilapidated/Deteriorated House (unoccupied)		3	2	1
Advertising/Solicitation		0	0	0
ATV		0	0	0
Boats		21	17	4
Camper		15	10	5
Cars in Yard		6	6	0
Construction Equipment		2	2	0
Dumpster (commercial)		0	0	0
Dumpster (residential)		0	0	0
Fence		28	16	12
Furniture in Yard		0	0	0
Golf Carts		0	0	0
Graffiti		0	0	0
High Grass (overgrown)/Shrubs		22	18	4
Jet Ski		0	0	0
Lack of Maintenance (structure)		6	5	1
Parking		7	7	0
Permit		47	37	10
POD		1	1	0
Pool		6	6	0
RV		14	12	2
Signs		14	12	2
Slab/Driveway Removal		0	0	0
Trailers		14	13	1
Trash & Rubbish		31	20	11
Trash Cans		0	0	0
Unapproved Structure		0	0	0
Cumulative Totals		255	196	59

12/16/2021 9:58 AM
 PROJECTS: THRU ZZZZZZZZZZ
 PROJECT TYPE: All
 CONTRACTORS: All
 APPLIED DATES: 0/00/0000 THRU 99/99/9999
 STATUS INCLUDED: All

PROJECT MASTER REPORT

CONTRACTOR CLASS: All

PAGE: 9/
 REPORT SEQUENCE: Project
 - All Contra

Item No.b.

EXPIRE DATES: 0/00/0000
 ISSUED DATES: 11/01/2021 THRU 11/30/

Permits by Types 11-20

*** SEGMENT RECAP ***

PROJECT SEGMENT	# OF SEGMENTS	BALANCE
B01-SFR - SINGLE FAMILY RESIDENTI	9	0.00
B02-ADD - RESIDENTIAL ADDITION	2	81.00
B03-REM - RESIDENTIAL REMODEL	3	0.00
B04-ACC - RESIDENTIAL ACCESSORY	2	0.00
B05-REP - RESIDENTIAL REPAIR	13	0.00
B20-NEW - NEW COMMERCIAL BUILDING	2	0.00
CATCHBASIN - CATCH BASIN	9	0.00
CULVERT - CULVERT	11	0.00
DRIVE/PARK - DRIVEWAY/PARKING ARE	9	0.00
ELEC-COM - COMMERCIAL ELECTRICAL	4	200.00
ELEC-CTP - COMMERCIAL TEMP POLE	3	100.00
ELEC-RES - RESIDENTIAL ELECTRICAL	15	480.00
ELEC-RTP - RESIDENTIAL TEMP POLE	13	650.00
FENCE-RES - RESIDENTIAL FENCE	9	73.00
FLAT-RES - RESIDENTIAL FLATWORK	5	0.00
GAS-COM - COMMERCIAL GAS	1	100.00
GAS-RES - RESIDENTIAL GAS	9	450.00
MECH-COM - COMMERCIAL MECHANICAL	2	55.00
MECH-RES - RESIDENTIAL MECHANICAL	2	30.00
PLB-COM - COMMERCIAL PLUMBING	2	45.00
PLB-RES - RESIDENTIAL PLUMBING	10	225.00
PZ-01 - DEVELOPMENT	7	0.00
PZ-04 - PLAN COMMISSION REVIEW	1	0.00
PZ-06 - VARIANCE	1	0.00
PZ-09 - TEXT AMENDMENT	2	0.00
TREE - TREE REMOVAL	2	0.00
*** TOTALS ***	148	2,489.00

12/16/2021 10:14 AM

L I C E N S E M A S T E R R E P O R T

LICENSES: ALL

SORTED BY: LICENSE NUMBER

LICENSE CODES: Include: PRIV-MFG, PRIV-RET, PRIV-SERV

CLASSES: Include: PRIV

STATUS: ACTIVE

CITY LIMITS: INSIDE, OUTSIDE

PAGE: 11/01/2021 TO 11/30/
EXPIRATION DATES: 0/00/00 09/
COMMENT: Item No.b. ELE
PAY STATUS:

*** NO RECORDS MET THE SELECTION CRITERIA ***

none

*Privilege Licence
Nov. 2021*

INC CODE: * - All
TASK CODE: * - ALL
STATUS: Closed

USER: * - All
GROUP: * - All
PRIORITY: * - All
TYPE:

ORIGINATION: 0/00/0000 THRU 11/30/21
DUE: 11/01/2021 THRU 11/30/21
RESOLUTION: 0/00/0000 THRU 99/99/99

Inspection Report 11-2021

		-----PRIORITY-----									
		1	2	3	4	5	6	7	8	9	TOTAL
STATUS	ACTIVE										
	CLOSED	310									310
	VOIDED										
	SUSPENDED										
TOTALS		310									310

-----SEQUENCES-----		
TASK CODE		COUNT
DOCUMENT		8
INSPECTION		241
REINSPECTION		37
REVIEW		24
TOTAL INCIDENTS		310