MINUTES

FORMAL MEETING OF CITY COUNCIL

Diamondhead, Mississippi
Council Chambers, City Hall
February 18, 2014
6:00 pm CST

I. Call to Order – Mayor Schafer called the meeting to order at 6:03 p.m. CST

1. **Invocation –** Councilmember Knobloch

2. **Pledge of Allegiance** – Councilmember Rech

3. **Roll Call** – Mayor Schafer, LaFontaine, Knobloch, Sislow and Rech were present; absent Lopez.

4. **Confirmation or Adjustment of the Agenda Order –** Councilmember LaFontaine motioned, seconded by Councilmember Knobloch, to accept the Agenda Order with the following amendments:

   III. 4. d. Acknowledge receipt of approval by the Attorney General for the Interlocal Cooperation Agreement Between Hancock County and The City of Diamond for Police Protection Services and Other Purposes through December 31, 2015.

   II. 1. c. Council Comments to include an update by Councilmember LaFontaine regarding bid status for Hancock County Solid Waste Authority services to Diamondhead.

   Ayes: Mayor Schafer, LaFontaine, Knobloch, Sislow and Rech. Nays: None. Absent: Lopez.

II. Presentation Agenda

1. **Council Comments**
   a. City Hall will be closed Tuesday, March 4, 2014 for Mardi Gras Holiday.

   b. Mayor Schafer announced the next regularly scheduled Council Meeting will be held at 6:00 p.m. CST on Wednesday, March 5, 2014 in Council Chambers located at 5000 Diamondhead Circle.

   c. Councilmember LaFontaine provided an update regarding the bid status for Hancock County Solid Waste Authority stating that five (5) bids were received for Diamondhead. Award of the contract will be announced on February 19, 2014.

2. **<u>2014-3095</u> - Proclamation in memory of the late Frances Calhoun Pike, SPCA Representative for Diamondhead**

Councilmember Knobloch, on behalf of Mayor Schafer and the Council, presented to the Pike family and fellow SPCA members a proclamation in memory of the late Frances Calhoun Pike, SPCA Representative for Diamondhead thereby resolving:

1) That Tuesday, February 18, 2014, be designated as a day of remembrance of Frances Calhoun Pike;
2) That sincere condolences are hereby extended by the Mayor and Council on behalf of the entire city to the bereaved family of Frances Pike;
3) That this memorial be spread upon the Official Minutes of this meeting;
4) That an original copy of this Proclamation be presented to the family as an expression of sincere regret for their loss and ours.

3. **City Manager's Report**
   a. Introduced Michael Anderson, General Manager of Cable One. Anderson, a former Mississippi resident returning to the Coast from Raleigh, NC in October 2013, announced his future focus included expanding community involvement.
   b. The Exit 16 traffic flow proposal will proceed after MDOT receives the Minutes of February 4, 2014, Formal Meeting, upon approval and execution.
   c. An update on the Master Drainage Plan will be provided at next council meeting.
   d. Captain Al Hermann gave the Police Report summarizing the calls responded to thus far by the Police Department during February 2014.

4. Public Comments on Agenda Items - NONE

III. Policy Agenda

1. **Approval of Minutes –**Councilmember LaFontaine motioned, seconded by Councilmember Sislow, to accept and approve the 2/4/14 Formal Meeting minutes as presented.

   Ayes: LaFontaine, Knobloch, Sislow, Rech and Mayor Schafer. Nays: None. Absent: Lopez

2. **Code Enforcement Hearing/Resolutions**
   a. **<u>Public Hearing at 6:30 p.m. CST</u>: A Menace to the Public Health and Safety of the Community of Address 574 Anoai Place, Diamondhead, MS.** Mayor Schafer called for the Public Hearing at 6:30 p.m. CST. Building Official Ronald Jones presented on behalf of the City facts and findings with regard to property at 574 Anoai Place, Diamondhead, MS and his recommendation to declare subject property a menace to the public, health and welfare of the citizenry of the City. Property owner, J. Kenneth Overstreet responded to the findings of the City relative to the state of his property. Overstreet stated that the home was destroyed by Hurricane Katrina, that the materials on the property are to be used to rebuild and that he intends to rebuild the domicile at located at 574 Anoai Place. He further stated that he has a building permit for the property but had not been able to pick up the certified letter sent to him because he works during the day. When asked where papers could be hand delivered to him in Diamondhead, he repeatedly said that the materials must be sent to his post office box and did not provide a physical address. The public hearing concluded at 6:50 p.m. CST. **(Exhibits offered by the City are reproduced at the end of these minutes and made a part thereof.)**

b. **2014-3085 - Resolution – 2014-086: A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF DIAMONDHEAD, MISSISSIPPI, FINDING AND ADJUDICATING THAT THE HEREIN DESCRIBED PARCEL OF LAND IS IN SUCH A STATE OF UNCLEANLINESS AS TO BE A MENACE TO THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE CITIZENRY OF THE CITY AND AUTHORIZING ADVERTISEMENT FOR BIDS TO HAVE SAID LAND CLEARED AND CLEANED AND TO ASSESS THE COSTS TO THE SAID PROPERTY LOCATED AT 574 ANOAI PLACE, DIAMONDHEAD, MS.**

Councilmember Sislow motioned, seconded by Councilmember LaFontaine, to provide J. Kenneth Overstreet, owner of subject property located at 574 Anoai Place, Diamondhead, MS a 30-day extension to comply with the cleanup provisions pursuant to documentation outlined in the City's findings; and furthermore, to direct Building Official Jones to provide the property owner with copies of City Ordinances with to come before the Council for further action and resolution at its March 5, 2014 Formal Council Meeting. **(Acknowledgement of documentation provided by the City to Overstreet is reproduced at the end of these minutes and made a part thereof.)**

Ayes: LaFontaine, Knobloch, Sislow, Rech and Mayor Schafer. Nays: None. Absent: Lopez

3. **Resolutions**

a. **2014-3087 - Resolution -2014-087: RESOLUTION REQUESTING THE ASSISTANCE OF LEGISLATORS IN OBTAINING THE PASSAGE OF GENERAL LEGISLATION THAT AUTHORIZES AND ALLOWS LOCAL FOOD PANTRIES TAX EXEMPT STATUS**

Councilmember Sislow motioned, seconded by Councilmember LaFontaine, to table approval of Resolution – 2014-087 until the March 5, 2014 Formal Council Meeting; further to have present for said meeting a representative on behalf of the food pantry to provide supportive information and to answer questions of the Mayor and Council.

Ayes: LaFontaine, Knobloch, Sislow, Rech and Mayor Schafer. Nays: None. Absent: Lopez

4. Other actions

a. **2014-3079 – RFP #2014-1029: Approve Official Request For Proposal of City Depository Banking Services, City of Diamondhead, Mississippi**

Councilmember Rech motioned, seconded by Councilmember LaFontaine, to approve RFP #2014-1029: Official Request for Proposal for City Depository Services, City of Diamondhead, Mississippi.

Ayes: LaFontaine, Knobloch, Sislow, Rech and Mayor Schafer. Nays: None. Absent: Lopez

b. **2014-3080 – Bid #2014-1023: Open Bids for Drainage Improvements to the City of Diamondhead: Diamondhead Drive East, Ahekolo Circle, Bayou Drive & Kapalama Drive at 6:30 p.m. CST**

Bids for Drainage Improvement to the City Diamondhead, Diamondhead Drive East, Ahekolo Circle, Bayou Drive and Kapalama Drive were opened and read aloud at 6:48 p.m. CST; with a total of 6 bids received Mayor Schafer motioned, seconded by Councilmember Sislow, to take under advisement the bids received for the drainage improvements with further action to be considered next meeting of the Council.

Ayes: LaFontaine, Knobloch, Sislow, Rech and Mayor Schafer. Nays: None. Absent: Lopez

c. **2014-3088 – Bid #2014-1030: Request for Bids of a 4-Ton Recycler/Hot Box Trailer for the City of Diamondhead, MS**

Councilmember Sislow motioned, seconded by Councilmember Rech, to concur with the recommendation of Mayor Schafer and thereby approve to seek quotes rather than bids for the purchase of a 4-Ton Recycler/Hot Box Trailer. Councilmember Knobloch stated that state law allows municipalities to use quotes when the expected cost is over $5,000 but less than $50,000. He suggested that, since only a few companies make this piece of equipment, specifications be mailed using certified letters to companies that make 4 Ton-Recylcer/Hot Box Trailers in order to obtain quotes.

Ayes: LaFontaine, Knobloch, Sislow, Rech and Mayor Schafer. Nays: None. Absent: Lopez

d. **2014-3103: Acknowledge receipt of approval by the Attorney General for the Interlocal Cooperation Agreement Between Hancock County and The City of Diamond for Police Protection Services and Other Purposes through December 31, 2015.**

Councilmember Rech motioned, seconded by Councilmember LaFontaine, to spread upon the minutes and make a part thereof the notice of approval from the Attorney General for the Interlocal Cooperation Agreement Between Hancock County and The City of Diamond for Police Protection Services and Other Purposes through December 31, 2015.

Ayes: LaFontaine, Knobloch, Sislow, Rech and Mayor Schafer. Nays: None. Absent: Lopez

IV. Routine Agenda

1. **Docket of Claims**

Councilmember LaFontaine motioned, seconded by Councilmember Sislow, to approve the Docket of Claims with amendment to reduce the payment of Docket #130336 to Tyler Technologies in the amount of ($5,429) reflecting removal of the Public Safety Module thereby adjusting payment for 2014 subscription fees from $37,374.00 to $31,945.00.

Ayes: LaFontaine, Knobloch, Sislow, Rech and Mayor Schafer. Nays: None. Absent: Lopez

2. **Revenue and Expense Report – January 2014**

The Revenue and Expense Report for January 2014 was presented to Mayor and Council by Kristin Ventura, City Clerk.

V. Public Comments on Non Agenda Items limited to 3 minutes per person

a. Howard Handy: 656 Mauna Loa Place, Diamondhead, MS – concerned with parking in cul-de-sac on Mauna Lua Place: requested the Council consider providing labor to plant trees in the cul-de-sac to deter parking of vehicles in that area. Also, requested the City clear and remove stumps from ditch adjacent to his residence; Handy committed to maintaining the ditch once cleared. The Council recommended Paul Montjoy and Councilmember Sislow review the cul-de-sac situation and make a recommendation to the City due to the ingress and egress of emergency response vehicles, etc.

b. Jim Sweetman: 6820 Hilo Street, Diamondhead, MS - concerned with the unsightly condition of property at 4371 Park Ten Drive currently leased to a contractor for Diamondhead Water and Sewer Department: Mr. Sweetman provided pictures of the site and referenced earlier conversation with DWSD authorities sighting the end of the year for the tenant to be removed. Mr. Sweetman stated

the tenant continues to occupy site and the condition of the property has become increasingly worse. The Council asked Building Official Ronald Jones to inspect the site.

VI. Adjourn

Councilmember Sislow motioned, seconded by Councilmember Knobloch, to adjourn the meeting at 7:22 p.m. CST. The motion carried unanimously.

Thomas E. Schafer, IV
Mayor

Kristin Ventura
City Clerk