



MINUTES
FORMAL MEETING OF CITY COUNCIL
Diamondhead, Mississippi
Council Chambers, City Hall
October 1, 2013
6:00 p.m.

1. **Call to Order** – Mayor Schafer called the meeting to order at 6:02 p.m.
2. **Invocation** – Councilmember Sislow
3. **Pledge of Allegiance** – Councilmember Rech
4. **Roll Call** – The following members of Council were present: Mayor Schafer, Councilmember Knobloch, Councilmember Lopez, Councilmember LaFontaine, Councilmember Sislow, Councilmember Rech
5. **Approval of Minutes** – Councilmember Knobloch motioned, seconded by Councilmember LaFontaine, to accept the Minutes Subject to Any Corrections or Additions Made by the Council, City Manager, or City Clerk. The motion carried unanimously and the following Minutes were approved.

9/17/2013 Formal Council Meeting

6. **Confirmation or Adjustment of the Agenda Order** – Councilmember LaFontaine moved, seconded by Councilmember Sislow to accept the Agenda Order Subject to Any Adjustments or Additions Made By Council, the City Manager, or the City Clerk. There were no changes to the agenda. The motion carried unanimously and the Agenda Order was accepted.
7. **Communications/Announcements from Mayor and Council**
 - a. Order must be maintained during Council meetings at all times and personal conversations must be held outside of Council Chambers. If you would like to make comments to Council regarding Agenda items or address Council on non-Agenda items, please sign up with City Clerk.
 - b. The next regularly scheduled Council Work Session will be held 1:00 p.m., Tuesday, October 8, 2013 in Council Chambers located at 5000 Diamondhead Circle.
 - c. The next regularly scheduled Council Meeting will be held 6:00 p.m., Tuesday, October 15, 2013 in the Council Chambers located at 5000 Diamondhead Circle.
 - d. Cruisin' the Coast

- e. Councilmember Lopez announced that he is moving his annual Halloween event to McCloud Park, scheduled for October 25th and October 26th.
- f. Councilmember LaFontaine thanked a Faith Based Group for helping to clean up areas in Holiday Village.

8. Presentations/Appointments

Frank Bordeaux of Stewart Sneed Hewes discussed recent changes to Flood Insurance Program – Biggert-Waters Act- Mr. Bordeaux reviewed the present status of the new Flood Insurance bill passed by Congress that will potentially raise the rates significantly if your home is in the affected flood zone. His suggestion is to get in touch with your agent for information on how you could possibly protect yourself against the rate increases.

9. City Manager's Report

- a. Reminder that Cruisin' the Coast is coming to Diamondhead for the "Blessing of the Classics". The event is scheduled for October 9th from 3:00 p.m. to 6:00 p.m. The cars will be staged on Airport Drive, will proceed to the POA office building, continue on Diamondhead Drive Circle, get the blessing at the Lania Street/Diamondhead Drive East circle, proceed to the business district and park for display and patronize our businesses. It is suggested that you view the cars as they proceed on the designated route because of limited parking that will be available in the business district.

The Business District will have variety of festivities and entertainment which will include Music for all guests.

The Public Works Department will be going door-to-door on the Southside of Diamondhead and Diamondhead Drive North, Diamondhead Drive West and Diamondhead Drive East to provide information to all residents and establishments on how the traffic will flow for the Cruisers.

- b. True Value Hardware store which is replacing the Ace Hardware store is planning to open mid-October.
- c. Goody's open house will be on, Thursday, October 17, 2013.
- d. Hancock County Employee Family Day is scheduled for October 26th at 10:00 a.m. to 3:00 p.m. at Twin Lakes Parks. There will be events that will include finger printing and K-9 dog demonstration.

Police Report: Captain Hermann delivered the following statistics for the month of September.

- a. Total Calls: 182 Traffic Stops: 26 Tickets: 21 Warnings: 5
- b. 23 False Alarms, 29 Suspicious Person/Vehicles, 5 Welfare Checks, 6 Medical Emergencies, 9 Disturbances, 4 Auto Accidents-no injuries, 4 Auto Accidents-with injuries, 1 Hit & Run, 9 Parking Violations, 5 Reckless Driving, 7 Animal Problems (barking dogs), 2 Malicious Mischief, 3 Fights, 4 Assaults by Threat, 1 Burglary (property recovered and arrest made), 1 Reported

Theft, 1 Forged/Bad Check, 1 Civil Dispute, 1 Fire Alarm, 1 Illegal Dumping, 3 Suspects Arrested on Warrants, 6 Assisted Motorist. In addition, conducted traffic control on I-10 exit. Patrolled all streets and checked all businesses four (4) times every 24/7.

Captain Hermann submitted a memorandum noting October 1, 2013 is the one year anniversary of the Police Department. He thanked all Citizens of the City of Diamondhead for their support, Hancock County Sheriff Ricky Adam who has insured that the Police Department receive training and support that was needed this past year.

Councilmember Sislow discussed with Captain Hermann needing a breakdown of incidents on I-10 and number injuries in the City/I-10. Captain Hermann stated he would gather the information.

10. **Docket of Claims**— The Final Docket for FY2013 was presented to Council on September 30, 2013 at 1:00 p.m. No action required.
11. **Citizens Wishing Address Council, Agenda Items – Limit of 3 minutes per person**
 - a. Mr. Pete Kolf, representing the Diamondhead Taxpayers Association, stated his opposition to Resolution 2013-3008, that being it was not in line with Mississippi State Law. He also stated he submitted a copy of a letter to City Manager and City Attorney that he sent to various state entities and the Hancock County District Attorney's Office.
 - b. Ms. Elena Weber was concerned about some specific wording in the RFP connected with 2013-3008 that would limit opportunities for some interested parties. The wording concerned "wood frame". She was also concerned about handicapped access to a City Hall being required in the RFP.

12. **Old and New Business**

2013-3008 – Councilmember Sislow Motioned, seconded by Councilmember LaFontaine, to Approve Resolution Stating the Intent of the Mayor and City Council (the "Governing Body") of the City of Diamondhead, Mississippi, (the "City"), to Acquire, Renovate, Finance and Equip a City Hall and Related Facilities (the "Project") and authorizing the City Manager to Issue a Request for Proposals Whereby Any Properties that Might Be Suitable Can Respond and be Evaluated by the Governing Body and Thereafter a Purchase Negotiated.

The City Attorney was recognized. He explained the RFP for any property owners in Diamondhead to present those properties in Diamondhead and for Council to review. The City Attorney contacted the State Auditor's Office, talked to Andy Wright and went through RFP, lease purchase and asked if the City had broken any law. The Auditor stated we have gone above and beyond what is required. There is nothing wrong with issuing an RFP. There are no regulations as to what you have to put into the RFP.

After discussion, Councilmember Sislow motioned, seconded by Councilmember Rech, to amend the RFP by removing the wording, "wood frame or" from Section 2.1 of the document.

The motion carried unanimously to approve Resolution 2013-3008 as amended.

2013-3022 – Councilmember Lafontaine moved, seconded by Councilmember Knobloch, to Approve an Inter-local Agreement Relating to the Collection of Delinquent Taxes between Hancock County, Mississippi, and the City of Diamondhead. This agreement was for a two-year period but needed to be approved by the new Council in order to continue.

The motion carried unanimously to approve Resolution 2013-3022.

2013-3023 – Councilmember Sislow Motioned, seconded by Councilmember LaFontaine, to Allow the City Manager to Negotiate with Property Owners and Obtain Survey Information and Other Necessities for Acquiring a Transfer of ROW to the City. Discussion by the City Manager, this motion concerned two (2) areas. First, there is some additional road area owned by Rouse's between their store and East Aloha that the City would like to have to have future streetscapes. Secondly, the City's acquisition of the Library Road from Purcell Inc. City Manager continued, approving this motion will get the ball rolling on surveys and negotiation of transfer. City Manager estimated costs to be: Library Road at less than \$1,500 for minor improvements; and the ROW acquisition to Rouses at less than \$1,000.

The motion carried unanimously to approve Resolution 2013-3023.

13. Citizens Wishing to Address Council, Non-Agenda Items

- a. Mr. Pete Kolf – Again, Mr. Kolf made comments on the 2013-3008 RFP request and the fact that it seems that all motions and resolutions are always "All in Favor". Also, in response to the City Attorney's statements regarding 2013-3008 RFP, he is not interested in the response from the State Auditor's Office, he wants answers from people who know state law.

EXECUTIVE SESSION

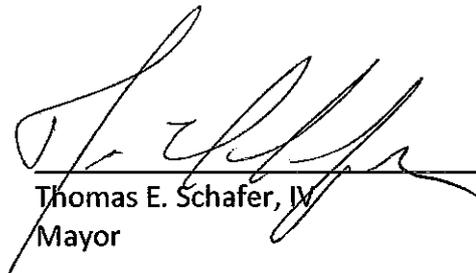
Councilmember LaFontaine moved, seconded by Councilmember Lopez, to go into closed session to discuss the need to go into Executive. The motion carried unanimously to go into Executive Session.

Councilmember Sislow moved, seconded by Councilmember Knobloch, to go into Executive Session to discuss Economic Development and Personnel Issues. The motion carried unanimously. The City Manager and City Clerk were asked to leave the Executive Session prior to Council discussion of Personnel Issues.

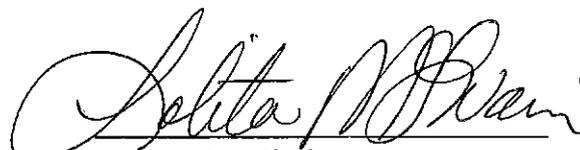
Councilmember LaFontaine moved, seconded by Councilmember Lopez, to come out of Executive Session. The motion carried unanimously.

RETURN TO REGULAR SESSION

14. The City Attorney announced that Official Action was taken to authorize the City Manager to complete a request for information submitted by CSpire and authorized the Mayor to discuss future employment opportunities with the City Clerk.
15. **Adjourn** - Councilmember Sislow moved, seconded by Councilmember Rech to adjourn the meeting. The motion carried unanimously and the meeting was adjourned at 8:40 p.m.



Thomas E. Schafer, IV
Mayor



Selita B. Raini
Deputy City Clerk