

MINUTES
REGULAR MEETING OF CITY COUNCIL
Diamondhead, Mississippi
Council Chambers, City Hall
July 3, 2018
6:00 pm CST

I. Call to Order – Mayor Schafer called the meeting to order at 6:00p.m. CST

1. Invocation – Councilmember Depreo
2. Pledge of Allegiance – Mayor Schafer
3. Roll Call –

Present: Mayor Schafer, Councilmembers Depreo, Moran and Morgan; Koenenn and L'Ecuyer. Absent: None.

4. Confirm or adjust agenda order--

Councilmember Depreo moved, seconded by Councilmember Morgan, to approve the agenda.

Ayes: Depreo, Moran, Morgan, Koenenn, L'Ecuyer and Mayor Schafer. Nays: None. Absent: None.

MOTION CARRIED UNANIMOUSLY

II. Presentation Agenda

1. Council Comments

- a. The next regularly scheduled Council Meeting will be held July 17, 2018 at 6:00 p.m. CST in Council Chambers located at 5000 Diamondhead Circle.
- b. Natalie Guess with Diamondhead Business Owner's Association their support of the first association event. She stated the event was very successful and the association is planning to schedule future events.

2. City Manager's Report –

Donation of Flower Plants and Bench to City Hall – I would like to thank the members of Keep Diamondhead Beautiful who provided the city with a gift of flower planters and a bench to use at the entrance of City Hall. It looks great! Last week, Keep Diamondhead Beautiful was recognized at the summer Mississippi Municipal League Conference in Biloxi for Youth Community Service Project. MML provided Keep Diamondhead Beautiful with the flowers and bench. On behalf of our city leaders and our citizens, thank you for your service and commitment to keeping our city looking amazing!

Commercial Development – With our goal of increasing commercial development in Diamondhead, I will be preparing to provide the council with a recommendation to create a tax abatement program for new commercial developments that will mirror the tax abatement program offered by Hancock County. In addition, I will be reviewing options to recommend the creation of a TIF district. I look forward to working with our council to get some tools in our toolbox to help increase commercial development in our city.

Consultant/Lobbyist – I have met with 6 consultants/lobbyist. I still have 4 more people I am interested in meeting to discuss our opportunity. I am communicating our reasons for wanting to hire a professional and our primary goals. I have asked each person to submit a proposal that is based on a monthly retainer plus an expense account. It is my intention to get this recommendation to the council

for approval, so we can hire the professional in August. This will give us time to get ready for the upcoming legislative session.

Meeting with the POA President – I met with Bob Marthouse who was recently elected as the new president of the POA. We discussed ways we can work together for the betterment of our community. It was a productive meeting, and I look forward to working with Bob and the new board of directions. I would like to thank all board members for their service to our residents.

Sub-division Regulations - I am working to present a recommendation to the council to have a plan to develop subdivision regulations for the city. I hope to have a recommendation by the end of July.

Job Descriptions – I am finalizing the work on a new organization chart with job descriptions that goes with the proposed budget. I hope to present this by the end of July.

Text Amendment for R1 and R2 single-family residential lots – I am working with our building official and the P&Z committee to create a text amendment in our zoning ordinance. The only change is to reduce the minimum width from 100 to 85 feet in R1 and from 90 to 75 in R2 for corner lots. This will assist developers when they are building new subdivisions, and it is more in line with other cities. It does not impact any lots that are already plotted in Diamondhead.

Golf Carts in Commercial District – There has been much talk about allowing golf carts in the commercial districts in Diamondhead. I want the public to know, it is my intention and the intention of our council to work to this goal. However, this is not as easy as it may seem. It takes State Legislative action and the signature of the governor. In 2012, Diamondhead was the first city to approach the State Legislature to create a new law that would allow Diamondhead to create a local ordinance that allows golf carts on city streets. The MS State law is HB 1670. I have been in contact with Senator Moran about amending our law since so many other cities are now getting the same approvals that include commercial districts. Senator Moran informed me that he has been asked to author a bill that would cover the whole state. This way each city does not have to come to the state. Once this is approved in the next legislative session (January-March 2019) and the governor signs the bill, I will recommend to the city council that we amend our city ordinance to allow golf carts in most of the commercial areas of Diamondhead. Until then, our law states that golf carts are only allowed in residential areas. Our police have issued warnings to inform residents when they are in the commercial area. Please be patient until we get this changed in 2019.

I-10 Exit 16 Improvements – I met with MDOT last week. They have designed the expansion of exit 16. This project is fully funded by MDOT. The city will not pay anything. The project is scheduled for the end of 2019 at this time. This project will include a roundabout on the north and south side of I-10 and the installation of a traffic signal at the corner of Gex Drive and West Aloha Drive. There are other lane improvements to assist with the traffic backups at certain times of the day as we all experience.

Diamondhead Drive East Drainage – Pickering Engineer has the survey completed on new drainage route. They have started the environmental process and the engineering phase.

East Aloha Expansion Study – MOU has been approved by MDOT and engineers are working on preliminary engineering contract to be approved by MDOT.

East Aloha Widening Project – Revised LPA 800 and roadway cross sections have been submitted to MDOT for approval. The engineer is waiting on feedback from MDOT on the allowable width and use of the proposed pathway.

Ike Drive Drainage – Engineers are needing additional site topographic surveying to determine the optimum route of addressing storm water run off in the drainage easements along the rear of properties. Construction documents are anticipated to be ready for review by mid-July.

Devil's Elbow Permitting – Engineer supplied MS DMR with additional information including the drainage plan for the city of Diamondhead as prepared by Seymour Engineering and the Rotten Bayou Watershed Study for review by the regulatory agencies. Many of the agencies concerns are related to preventing the erosion and sedimentation issues so these deposits of sediment at Devil's Elbow do not re-occur.

3. Public Comments on Agenda Items– None

III. Policy Agenda.

1. Approval of Minutes:

- a. June 19, 2018 Recess Meeting
- b. June 19, 2018 Regular Meeting

Councilmember Depreo moved, seconded by Councilmember Koenenn, to approve the Minutes of the June 19, 2018 Recess Meeting and June 19, 2018 Regular Meeting.

Ayes: Depreo, Moran, Morgan, Koenenn, L'Ecuyer and Mayor Schafer. Nays: None. Abstain: None.

MOTION CARRIED

2. Ordinances

- a. **2018-203:** Ordinance 2018-003 Ordinance Creating, Alcohol, Beer and Wine Leisure and Recreation Districts and Regulations.

Councilmember Depreo moved, seconded by Councilmember Moran, to approve Ordinance 2018-003 Creating, Alcohol, Beer and Wine Leisure and Recreation Districts and Regulations within the City. The districts are as follows:

The Leisure Time District (District 1) will include the commercial area located in the Northwest corner of the I-10 exit. The south boarder will be the commercial property adjacent to I-10. The east boarder will be Live Oak Drive from the Diamondhead Resort to Leisure Time Drive. The north boarder will be all commercial properties facing Leisure Time Drive (excluding Memorial Physicians Clinic). The west boarder will be Leisure Time Lane and it includes all commercial properties on this street. The west boarder will continue south from Leisure Time Lane to the I-10.

The Aloha District (District 2) will include the commercial area located in the Northeast corner of the I-10 exit. The south boarder will be the commercial property adjacent to I-10. The east boarder will be Veterans Blvd extending to I-10. The north boarder will be the commercial shopping center north of East Aloha Drive. The west boarder will be the commercial properties located west of Kalani Drive (excluding Hancock Bank property). The west boarder line will follow the north/south parcel lines to I-10. This district only includes commercial properties and excludes all residential properties adjacent to this area.

The Marina District (District 3) will include the commercial area located south and southwest of I-10 exit. The south boarder will be Paradise Bayou. The east boarder will be Yacht Club Drive. The north boarder is commercial properties adjacent to I-10. The west boarder will be Akoko Street. This district only includes commercial properties and excludes all residential properties adjacent to this area.

The Country Club District (District 4) will include the area located south of Golf Club Drive that maintains the country club, swimming pool and golf course. The west boarder will be Fairway Circle. The east boarder is the condos. South boarder is the golf driving range and golf course fairways.

The East Recreation District (District 5) will include the area located off Diamondhead Drive East that maintains the tennis courts and swimming pool. The south border is I-10. The west boarder is the large drainage ditch that runs parallel to Alkii Way. The east boarder is the edge of the playgrounds and baseball fields. This does not include the residential properties to the east.

A roll call vote was taken as follows:

Ayes: Depreo, Moran, Morgan, Koenenn, L'Ecuyer and Mayor Schafer. Nays: None. Abstain: None.

MOTION CARRIED UNANIMOUSLY

2. Action Agenda:

- a. **2018-204:** Motion to approve Notice to Proceed and beginning contract time effective August 31, 2018 with Webster Electric Co. Inc. for the Exit 16 Interchange Lighting Project.

Councilmember Morgan moved, seconded by Councilmember Depreo, to approve Notice to Proceed and beginning contract time effective August 31, 2018 with Webster Electric Co. Inc. for the Exit 16 Interchange Lighting Project.

Ayes: Depreo, Moran, Morgan, Koenen, L'Ecuyer and Mayor Schafer. Nays: None. Abstain: None.

MOTION CARRIED UNANIMOUSLY

- b. **2018-205:** Motion to accept the low quote received from DNA Underground in the amount of \$24,985.00 for the culvert replacement on Diamondhead Drive East (road crossing at the duck pond).

Councilmember Depreo moved, seconded by Councilmember Moran, to accept the low quote received from DNA Underground in the amount of \$24,985.00 for the culvert replacement on Diamondhead Drive East (road crossing at the duck pond). Quotes were received as follows:

DNA Underground	\$24,985.00
W. G. Construction & Underground Utilities	\$26,620.00

Ayes: Depreo, Moran, Morgan, Koenenn, L'Ecuyer and Mayor Schafer. Nays: None. Abstain: None.

MOTION CARRIED UNANIMOUSLY

- c. **2018-206:** Motion to authorize a Work Assignment under the Master Services Agreement with Digital Engineering in the amount not to exceed \$20,970.00 for design through CE&I phases for the Diamondhead Drive West Drainage Improvement.

Councilmember Depreo moved, seconded by Councilmember L'Ecuyer, to authorize a Work Assignment under the Master Services Agreement with Digital Engineering in the amount not to exceed \$20,970.00 for design through CE&I phases for the Diamondhead Drive West Drainage Improvement.

Ayes: Depreo, Moran, Morgan, Koenenn and L'Ecuyer. Nays: None. Abstain: Mayor Schafer.

MOTION CARRIED

- d. **2018-208:** Motion to accept the low quote received from Morreale Construction in the amount of \$24,900.00 for the construction of pavilions at the Bayou Drive Kayak Launch site.

Councilmember L'Ecuyer moved, seconded by Councilmember Depreo to table acceptance and awarding of low quote for the construction of pavilions at the Bayou Drive Kayak Launch site.

Ayes: Depreo, Moran, Morgan, Koenenn, L'Ecuyer and Mayor Schafer. Nays: None. Abstain: None.

MOTION CARRIED UNANIMOUSLY

- e. **2018-209:** Motion to approve final payment (Pay Application 4) to Gulf Breeze Landscaping, LLC in the amount of \$69,762.67 for the Bayou Drive and Vaught Circle Kayak Launch Project (Tidelands 16 FY16-P614-01DH).

Councilmember Depreo moved, seconded by Councilmember Morgan, to approve final payment (Pay Application 4) to Gulf Breeze Landscaping, LLC in the amount of \$69,762.67 for the Bayou Drive and Vaught Circle Kayak Launch Project (Tidelands 16 FY16-P614-01DH).

Ayes: Depreo, Moran, Morgan, Koenenn, L'Ecuyer and Mayor Schafer. Nays: None. Abstain: None.

MOTION CARRIED UNANIMOUSLY

- f. **2018-210:** Motion to approve payment to James J. Chiniche in the amount of \$2,416.40 for professional services relating to the Bayou Drive Kayak Launch project.

Councilmember Koenenn moved, seconded by Councilmember Depreo to approve payment to James J. Chiniche in the amount of \$2,416.40 for professional services relating to the Bayou Drive Kayak Launch project.

Ayes: Depreo, Moran, Morgan, Koenenn, L'Ecuyer and Mayor Schafer. Nays: None. Abstain: None.

MOTION CARRIED UNANIMOUSLY

- g. **2018-211:** Motion to approve a Conditional Use Permit in the matter of Case File 201800167 in accordance with the Zoning Ordinance to allow a small engine sales and service business in a C-1 District (Tax Parcel 132H-1-03-003.015 – Boehnel).

Councilmember Depreo moved, seconded by Councilmember Moran to approve a Conditional Use Permit in the matter of Case File 201800167 in accordance with the Zoning Ordinance to allow a small engine sales and service business in a C-1 District (Tax Parcel 132H-1-03-003.015 – Boehnel).

Ayes: Depreo, Moran, Morgan, Koenenn, L'Ecuyer and Mayor Schafer. Nays: None. Abstain: None.

MOTION CARRIED UNANIMOUSLY

- h. **2018-212:** Motion to approve a variance from the Zoning Ordinance (Article 8.4.1 E) at 4480B Leisure Time Drive to allow the use of crushed limestone for part of the one-way driving surface. (Boehnel)

Councilmember Depreo moved, seconded by Councilmember L'Ecuyer, to approve a variance from the Zoning Ordinance (Article 8.4.1 E) at 4480B Leisure Time Drive to allow the use of crushed limestone for part of the one-way driving surface. (Boehnel)

Ayes: Depreo, Moran, Morgan, Koenenn, L'Ecuyer and Mayor Schafer. Nays: None. Abstain: None.

MOTION CARRIED UNANIMOUSLY

V. Routine Agenda.

- 1. Motion to approve June 20, 2018 Payroll Payables, including benefits and taxes, in the amount of \$51,150.00.
- 2. Motion to approve the Docket of Claims (Claims– DKT154893– DKT154928) in the amount of \$227,888.63.

Councilmember Depreo moved, seconded by Councilmember L'Ecuyer, to approve June 20, 2018 Payroll Payables, including benefits and taxes, in the amount of \$51,150.00 and the Docket of Claims (Claims– DKT154893– DKT154928) in the amount of \$227,888.63.

Ayes: Depreo, Moran, Morgan, Koenenn, L'Ecuyer and Mayor Schafer. Nays: None. Abstain: None.

MOTION CARRIED UNANIMOUSLY

Councilmembers Moran and Koenenn exited Council Chamber at 6:43 p.m. and were recused for the meeting proceedings.

- 3. Motion to approve APPKT00829 in the amount of \$1,839.61.

Councilmember L'Ecuyer moved, seconded by Councilmember Depreo, to approve APPKT00829 in the amount of \$1,839.61.

Ayes: Depreo, Morgan, L'Ecuyer and Mayor Schafer. Nays: None. Recusals: Moran and Koenenn.

MOTION CARRIED

At 6:44 p.m. Councilmember Moran and Koenenn returned to Council Chambers and the meeting resumed.

VI. Public Comments on Non-Agenda Items: None

Councilmember L'Ecuyer reminded everyone that tonight's meeting marked one year in office for most of the Council. He expressed that he felt the City was moving in the right direction and was pleased with the progress and professionalism at City Hall.

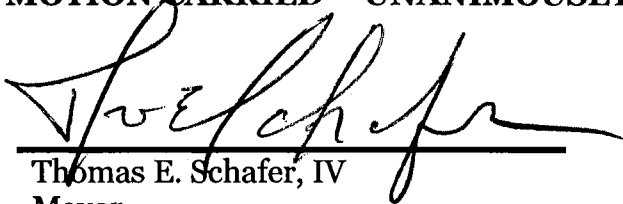
VII. Adjourn/Recess.

At 6:45 p.m. CST and with no further business to come before the Council at this time, Councilmember Depreo moved, seconded by Councilmember Moran, to adjourn.

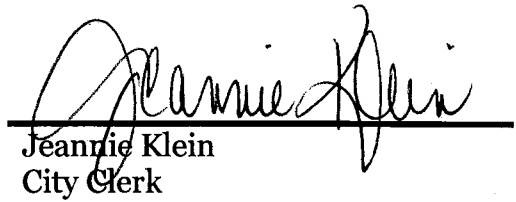
Ayes: Depreo, Moran, Morgan, Koenenn, L'Ecuyer and Mayor Schafer. Nays: None.

Absent: None.

MOTION CARRIED UNANIMOUSLY



Thomas E. Schafer, IV
Mayor



Jeannie Klein
City Clerk