

**AGENDA
CITY OF D'IBERVILLE
REGULAR COUNCIL MEETING
MAY 7, 2024
6:00 P.M.**

I. Call to Order

1. Prayer
2. Pledge of Allegiance
3. **Motion to come out of recess** *MOTION BY CHIPLEY, SECONDED BY BOSARGE – PASSED*
4. Manager's Report *MOTION TO ACCEPT BURDINE , SECONDED BY DIAZ – PASSED*
5. Citizen's Comments (**limited to 3 minutes per citizen/15 minutes per subject**)

II. Acceptance of Agenda, as Amended *MOTION TO ACCEPT BY DIAZ, SECONDED BY BURDINE – PASSED*

1. **PRESENTATION** of FY 2022-2023 Audit Report by Wright, Ward, Hatten and Guel *MOTION TO ACCEPT BY PELOUS, SECONDED BY BURDINE – PASSED*
2. Motion to Approve April 16, 2024 City Council Meeting Minutes *MOTION TO APPROVE BY BURDINE, SECONDED BY DIAZ - PASSED*
3. Motion to Approve Promotions and Pay Increases for the following:
 - \$2.00/hr. for Shakara Isaac, Patrol III to Night Shift Patrol III, Effective May 4, 2024
 - \$2.00/hr. for Emily Dawson, Police Officer 4 to Night Shift Patrol Officer, Effective May 4, 2024 *MOTION TO APPROVE BY BURDINE, SECONDED BY DIAZ - PASSED*
4. Motion to Approve Resolution Authorizing the Adjustment to the Utility Bills of Property Owners Due to Unforeseen Circumstances for Which the Customer Did Not Receive the Benefits of the Utility Service *MOTION TO APPROVE BURDINE , SECONDED BY PELOUS - PASSED*
5. Motion to Extend Agreement Between City of D'Iberville and Witt O'Brien's, LLC for Debris Monitoring Services for One Year *MOTION TO APPROVE BY DIAZ, SECONDED BY BURDINE - PASSED*
6. Motion to Extend Agreement Between City of D'Iberville and TFR Enterprises, Inc. for Debris Removal Services for One Year *MOTION TO APPROVE BY BOSARGE, SECONDED BY DIAZ - PASSED*
7. Motion to Approve Sole Source Letter and Purchase from Communications International (L3 Harris) for the Purchase of Four Portable Patrol Radios *MOTION TO APPROVE BY PELOUS, SECONDED BY BOSARGE - PASSED*
8. Motion to Approve Advertisement for Bids for the NRCS EWP Bank Stabilization at Lamey Bridge No. 5 *MOTION TO APPROVE BY BURDINE, SECONDED BY DIAZ - PASSED*
9. Motion to Approve Pay Application No. 2 from Fair Tide Marine & Construction for Completed Work on NRCS Emergency Watershed Protection Project No. 5309-312 *MOTION TO APPROVE BY DIAZ, SECONDED BY BURDINE - PASSED*
10. Motion to Acknowledge Receipt of Bids for the Riverwalk Subdivision Entrance Repair Project and Approve Recommendation of Award of Project to BEB Enterprises *MOTION TO APPROVE BY PELOUS, SECONDED BY BOSARGE - PASSED*
11. Motion to Approve Change Order Request No. 5, in the Amount of \$177,483.56, for Hurricane Zeta I-110 Marina Repair Project *MOTION TO APPROVE BY PELOUS, SECONDED BY BOSARGE - PASSED*

12. Motion to Approve Certificate of Substantial Completion for the Hurricane Zeta I-110 Marina Repair Project *MOTION TO APPROVE BY BOSARGE, SECONDED BY CHIPLEY - PASSED*
13. Motion to Approve Submission of Letter to MDOT Requesting to Use the Small Purchase Procedures for the Consultant Selected for Project No. STP-0068-00(022)LPA/109192-701000 *MOTION TO APPROVE BURDINE , SECONDED BY DIAZ - PASSED*
14. Motion to Approve Cruisin' the Coast 2024 Venue Agreement *MOTION TO APPROVE BY PELOUS, SECONDED BY BURDINE - PASSED*
15. Motion to Approve MOU between Cruisin' the Coast, Inc. and the City of D'Iberville for October 10-12, 2024 *MOTION TO APPROVE BY DIAZ, SECONDED BY BURDINE - PASSED*
16. Motion to Approve Agreement with Neel-Schaffer, Inc. for MCWI ARPA Project 400-2-DW-5.15-New Water Main Under I-10 *MOTION TO APPROVE BY DIAZ, SECONDED BY BURDINE- PASSED*
17. Motion to Approve Agreement with Neel-Schaffer, Inc. for MCWI ARPA Project 503-1-CW-5.5 New Pump Station-Hwy 15 & Lamey Bridge Rd *MOTION TO APPROVE BY BURDINE, SECONDED BY BOSARGE- PASSED*
18. Motion to Acknowledge the Withdrawal of Covington Civil & Environmental and Proceed with Overstreet & Associated for MCWI ARPA Project No. 434-2-CW-5.5, Provided They Can Accommodate the Deadlines *MOTION TO APPROVE BY PELOUS, SECONDED BY DIAZ- PASSED*
19. Motion to Approve an Ordinance Granting a Non-Exclusive Franchise to CoastConnect, LLC to Lay, Construct, Maintain, Replace, Repair, and Operate Fiber Optic Cable and Appurtenant Telecommunications Facilities In, Under, Over, and Across and Along All Streets, Avenues, Alleys, Highways, Roads, Bridges, Viaducts and Public Places in the City of D'Iberville, MS *MOTION TO APPROVE BY DIAZ, SECONDED BY CHIPLEY - PASSED*
20. Motion to Declare 3129 Toncrey Rd., Parcel ID: 1408N-03-025.000, as a Menace Property and Authorize the Building Official to Take Any and All Remedial Action Authorized Under Statute and to Include Approval of a Special Assessment, in the Amount of \$275.00 or 25% of the Total Cleanup Cost, Whichever is Greater, for Administrative and/or Legal Costs to the City *MOTION TO APPROVE BY PELOUS, SECONDED BY CHIPLEY - PASSED*
21. Motion to Adopt Procedure for Bank Account Transfers *MOTION TO APPROVE BY CHIPLEY, SECONDED BY DIAZ - PASSED*
22. Motion to Approve Donation, in the Amount of \$300.00, to the D'Iberville Middle School Robotics Team, for Their Trip to Long Beach, California, for Purposes of Advertising and Bringing Into Favorable Notice the Opportunities, Possibilities, and Resources of the City of D'Iberville *MOTION TO APPROVE BY BURDINE, SECONDED BY DIAZ - PASSED*
23. Motion to Approve Donation, in the Amount of \$300.00, to D'Iberville High Teachers for Teacher Appreciation Week for Purposes of Advertising and Bringing Into Favorable Notice the Opportunities, Possibilities, and Resources of the City of D'Iberville *MOTION TO APPROVE BY BOSARGE, SECONDED BY BURDINE - PASSED*
24. Motion to Allow the D'Iberville Historical Society to Hold its 3rd Annual Old Town Village Tour, to be Held December 14, 2024, at the D'Iberville Town Green & Building and Waiver of Rental Fees for Purposes of Advertising and Bringing Into Favorable Notice the Opportunities, Possibilities, and Resources of

- the City of D'Iberville *MOTION TO APPROVE BY DIAZ, SECONDED BY BURDINE - PASSED*
25. Motion to Approve Donation, in the Amount of \$250.00, to the D'Iberville Historical Society for the 3rd Annual Old Town Village Tour, to be Held December 14, 2024 (for use of barricades and printing programs) for Purposes of Advertising and Bringing Into Favorable Notice the Opportunities, Possibilities, and Resources of the City of D'Iberville *MOTION TO APPROVE BY DIAZ, SECONDED BY BURDINE - PASSED*
 26. Motion to Approve Donation, in the Amount of \$170.00, to the North Bay Civitan Club of D'Iberville-St. Martin, for the Use of 34 Barricades at the 15th Annual Bears on Patrol Drive-Thru, to be Held September 14, 2024, for Purposes of Advertising and Bringing Into Favorable Notice the Opportunities, Possibilities, and Resources of the City of D'Iberville *MOTION TO APPROVE BY DIAZ, SECONDED BY BURDINE - PASSED*
 27. Motion to Discuss Use of the D'Iberville Community Center and Waiver of Rental Fees of \$1,300.00, for the Order of Dionysus, for Their 2024-2025 Season Meeting and Ball Dates, for Purposes of Advertising and Bringing Into Favorable Notice the Opportunities, Possibilities, and Resources of the City of D'Iberville, and After Discussion, The Mayor and Members of the Council Did Not Approve the Request *MOTION TO APPROVE BY PELOUS, SECONDED BY CHIPLEY - PASSED*
 28. Motion to Approve Use of the D'Iberville Rec Center and Waiver of Rental Fees of \$300.00, for the D'Iberville High School Fastpitch Softball Banquet, for Purposes of Advertising and Bringing Into Favorable Notice the Opportunities, Possibilities, and Resources of the City of D'Iberville *MOTION TO APPROVE BY DIAZ, SECONDED BY BURDINE - PASSED*
 29. Motion to Approve Use of the D'Iberville Community Center and Waiver of Rental Fees of \$300.00, for the D'Iberville High School Bass Team, for Their Banquet, to be Held May 13, 2024, for Purposes of Advertising and Bringing Into Favorable Notice the Opportunities, Possibilities, and Resources of the City of D'Iberville *MOTION TO APPROVE BY DIAZ, SECONDED BY CHIPLEY - PASSED*
 30. Motion to Approve Donation, in the Amount of \$300.00, for the D'Iberville High School Band, for Their 2024-2025 School Year, for Purposes of Advertising and Bringing Into Favorable Notice the Opportunities, Possibilities, and Resources of the City of D'Iberville *MOTION TO APPROVE BY CHIPLEY, SECONDED BY DIAZ - PASSED*
 31. Motion to Take off the Table Discussion on: *MOTION TO APPROVE BY CHIPLEY, SECONDED BY DIAZ - PASSED*
 - Case Number 2023-19 – Gary Corners – Application for a Conditional Use Permit
 - Case Number 2022-40 – Vickie Cornett – Application for a Conditional Use Permit
 32. Motion to Discuss:
 - Case Number 2023-19 – Gary Corners – Application for a Conditional Use Permit
 - Case Number 2022-40 – Vickie Cornett – Application for a Conditional Use Permit,

During the Discussion, Mr. Corners and Ms. Cornett were given time to speak. After the Discussion, the Mayor and the Members of the Council Decided to Take Action

On All Four (4) Cases Related to These Businesses:

- Case Number 2022-39 – Gary Corners – Application for a Conditional Use Permit
 - Case Number 2023-19 – Gary Corners – Application for a Conditional Use Permit
 - Case Number 2022-41 – Gary Corners – Application for a Conditional Use Permit
 - Case Number 2022-40 – Vickie Cornett – Application for a Conditional Use Permit, *MOTION TO APPROVE BY BOSARGE, SECONDED BY BURDINE – PASSED*
33. Motion to Revoke Conditional Use Permit and Privilege License for Case Number 2022-39 – Gary Corners *MOTION TO APPROVE BY BURDINE, SECONDED BY PELOUS – PASSED*
34. Motion to Revoke Conditional Use Permit and Privilege License for Case Number 2023-19 – Gary Corners *MOTION TO APPROVE BY BURDINE, SECONDED BY CHIPLEY – PASSED*
35. Motion to Revoke Conditional Use Permit and Privilege License for Case Number 2022-41 – Gary Corners *MOTION TO APPROVE BY BURDINE, SECONDED BY DIAZ – PASSED*
36. Motion to Revoke Conditional Use Permit and Privilege License for Case Number 2022-40 – Vickie Cornett *MOTION TO APPROVE BY BURDINE, SECONDED BY PELOUS – PASSED*
37. Motion to Approve the Use of a Room at City Hall on May 9, 2024 and Waiver of Rental Fees of \$50.00, for United in Blue to Meet/Plan for Their Upcoming Event on June 22, 2024, for Purposes of Advertising and Bringing Into Favorable Notice the Opportunities, Possibilities, and Resources of the City of D’Iberville *MOTION TO APPROVE BY CHIPLEY, SECONDED BY BURDINE - PASSED*
38. Motion to Approve Donation of \$140.00, to D’Iberville High School Yearbook Staff for Dunking Booth Rental for Fundraiser, for Purposes of Advertising and Bringing Into Favorable Notice the Opportunities, Possibilities, and Resources of the City of D’Iberville *MOTION TO APPROVE BY DIAZ, SECONDED BY BURDINE - PASSED*
39. Executive Session – Economic Development *NO ACTION TAKEN*

III. Citizens Comments (limited to 3 minutes per citizen/15 minutes per subject)

IV. Routine Agenda

1. Docket of Claims *MOTION TO APPROVE BY CHIPLEY, SECONDED BY BURDINE - PASSED*
2. Privilege License Report *MOTION TO APPROVE BY DIAZ, SECONDED BY BURDINE - PASSED*
3. Water/Sewer Refund Report *MOTION TO APPROVE BY BURDINE, SECONDED BY DIAZ - PASSED*

MOTION TO RECESS UNTIL MAY 21, 2024 MOTION BY DIAZ, SECONDED BY BURDINE - PASSED