

HANCOCK COUNTY UTILITY AUTHORITY

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Monthly Board Meeting February 9, 2009

The meeting was called to order by Director Favre at 1:08 P.M.

Attendees:

Mr. Al Smith	Mr. Larry Ladner
Mr. Jack Cleveland	Mr. Kevin Hill
Mr. Rocky Pullman	Mayor Tommy Longo
Mayor Eddie Favre	Mr. Bryon Griffith

Approval of Minutes

Motion was made by Director Pullman to approve the minutes from the January 13, 2009 Monthly Board Meeting, Director Hill seconded the motion; it was voted on and it carried unanimously. *g dmp*

Approval of Claims Docket with Additions

Motion was made by Director Ladner to approve the January 2009 Claims Docket w/additions, Director Hill seconded the motion; it was voted on and it carried unanimously.

Request to Address the Board

Mr. Doug Stewart – Crane Creek Community – did not attend the meeting
Executive Director Pitalo will contact Mr. Stewart and refer him to the Pearl River Central Water Association.

There was discussion concerning the privately own water service entities within Hancock County, It was determined by the Board that ultimately each of the entities will have to get approval from the HCUA before any major expansions, etc., can be done in each district.

Public Comment

None

Board Action Items

Requests for Cash

Motion was made by Director Ladner to approve the following Request for Cash as presented on the agenda, Director Hill seconded the motion; it was voted on and it carried unanimously.

- **HANCUA-01**

Project W5E Request # 18	\$ 53,826.64
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- **HANCUA-02**

Project W5 Request #4	\$ 97,056.49
Project S5 Request #14	\$ 3,345.00
Project S6 Request #15	\$ 71,266.76
Project S7 Request #15	\$ 2,364.47
Project W6 Request #14	\$ 49,569.26
Project W7 Request #15	\$ 2,083.18
Project W9 Request #13	\$ 2,116.51

PD1 Request #14	\$ 3,359.22
• HANCUA-03	
Project S3 Request #14	\$ 106,526.62
Project S4 Request #14	\$ 30,406.71
Project W3 Request #13	\$ 42,394.01
Project W4 Request #13	\$ 3,221.51
Project W8 Request #16	\$ 48,225.01
Total Request	\$ 515,761.99

Motion was made by Director Ladner to spread on the minutes the letter to FEMA/MEMA concerning appeal of PW8668, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Hill to spread on the minutes the letter to Mr. Rusty Miller concerning his connecting to the Hancock County Port and Harbor sewer system, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to approve Amendment #2 of Brown and Mitchell, Inc. contract, which includes new pricing and renewal date, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to spread on the minutes the response from MDEQ concerning the approval of change orders for CDBG construction contracts at the local level and to authorize change order approval by the Executive Director, based on the review and recommendation of Construction Management Engineer Mr. Bill Mitchell, up to the amount of \$10,000; if the change order exceeds \$10,000, at least two members of the Board will have to give approval, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to approve the Necaise Brothers Construction request to utilize the subcontractor services of *Directional Road Boring, Inc.*, Director Hill seconded the motion; it was voted on and carried unanimously.

Motion was made by Director Ladner to approve the W5 Construction Phase Engineering Services (Amendment No. 1 to contract), contingent on approval of MDEQ and Board Attorney Artigues, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Ladner to approve the relocation of water tank in Project W7, which will now be located opposite the Hancock County Water & Sewer District building located on Stennis Airport Road, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to spread on the minutes the letter to Compton Engineering, Inc., concerning the City of Bay St. Louis Water Distribution Project, Director Hill seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to accept and spread on the minutes the *Resolution from Hancock County Board of Supervisors* concerning the use county easements and property for CDBG projects, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Mayor Longo indicated that the City of Waveland has approved their resolution and will be presented to the Board at the next monthly board meeting on March 10, 2009.

Mayor Favre indicated that the City of Bay St. Louis should approve their resolution and their next meeting on February 17, 2009.

Motion was made by Director Ladner to approve Amendment 2 to the S3 engineering contract, contingent on approval of MDEQ and Board Attorney Artigues, and the appropriate budget amendment, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to award the construction contract for the Western Regional Wastewater Treatment Facility to The Creel Company, in the amount of \$3,644,700.00, in accordance with the letter of recommendation from Carollo Engineers dated February 5, 2009, contingent on approval of MDEQ and Board Attorney Artigues, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to approve Carollo Engineers' request to utilize the sub contractor services of the following:

- Espey Consultants, Inc. – Environmental Engineering/Wetland Delineation
- Louis J Capozzoli & Associates – Geotechnical Engineering/Geotechnical Investigations
- Gulf State Engineering – Land Surveying/Boundary Surveying/Topographical surveying and mapping /Right of Way Determination
- Espey Consultants, Inc. – Environmental Engineering/Anti-Degradation Report

Director Hill seconded the motion; it was voted on and it carried unanimously.

Discussion: Director Jack Cleveland inquired if there was a penalty clause concerning the construction contracts. Attorney Artigues informed Director Cleveland that all the construction contracts contain a penalty clause for services delayed or not delivered.

Executive Director – David Pitalo

Groundbreaking – February 17, 2009 @ 10:30AM – W5E

- a. Groundbreaking at other sites

It was decided by the Board not to have a groundbreaking ceremony for each project.

Paint colors for water towers – Motion was made by Director Ladner to use the color *Clear Sky Blue (light blue)* as the color for each water tank, Director Smith seconded the motion; it was voted on and it carried unanimously.

Letter from Stewart Sneed Hewes concerning insurance rates – Information Only – No Action Taken – It was requested by Director Favre to send a letter of appreciation for their response to our request for insurance quotes.

A report was made by the board attorney, Ronnie Artigues, regarding the lease agreements with the cities of Waveland and Bay St. Louis. The lease agreement with the City of Bay St. Louis that leases the collection facilities (Webb Street lagoon) to the Authority will expire December 31, 2012. At that time the lease agreement shall terminate and the collection facilities shall be conveyed to the Authority pursuant to the terms of the lease.

The lease agreement with the City of Waveland originally was to expire in 2007, but it was amended to extend the termination date. This lease will now expire "thirty-eight (38) years from January 1, 1987. At that time the lease will terminate.

Projects for Stimulus Funds Proposal – Information only – No Action Taken –

Discussion: Director Favre recommended adding projects for the Hancock County Water and Sewer District and the Kiln Water and Fire Protection District to the Stimulus Proposal List

Motion was made by Director Favre to have the Board pass a resolution requesting the State Legislature deferring the SRF loan for five to ten year period, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Leadership Hancock County Training – Executive Director – Motion was made by Director Ladner to approve Executive Director Pitalo to enroll in the *Leadership Hancock County Training*, Director Cleveland seconded the motion; it was voted on and it carried unanimously.

Project Implementation Issues – Information Only – No action taken

Motion was made by Director Pullman to spread on the minutes the letters to the City of Waveland and the City of Bay St. Louis concerning construction plans for Projects W9 and S7 to respective city for their records, Director Hill seconded the motion; it was voted on and it carried unanimously.

Cancellation letter to Waste Management – Delta Sanitation - Information Only – No Action Taken

Motion by Director Pullman to advertise for audit services for the CDBG projects funds and this can be included in the regular yearly audit, Director Hill seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to approve Amendment #1 on the Western Regional Wastewater TTF for Carollo Engineers contract in the amount of \$39,000, contingent on approval of MDEQ and Board Attorney Artigues, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Old Business

Motion was made by Director Pullman for Attorney Ronnie Artigues to draft a letter to the Standard Dedeaux Water Association concerning the MDOH letter which was presented to the Board at the January 13, 2009 meeting allowing them a variance due to the extension will service only two households, Director Ladner seconded the motion; it was voted on and it carried unanimously.

New Business

Executive Session

Motion was made by Director Ladner to consider entering into executive session to discuss legal issues concerning land acquisition and personnel issues, Director Cleveland seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to go into executive session to discuss legal issues concerning land acquisition and personnel issues, Director Pullman seconded the motion it was voted on and it carried unanimously.

Motion was made by Director Ladner to leave executive session with no action taken, Director Smith seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to proceed with the acquisition of the TESI Certificate for water service in the Pearlinton area, using whatever funds, whether through the Pearlinton District or the HCUA, Director Hill seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to approve an annual salary increase for Executive Director David Pitalo at a percentage rate of 5.8% of \$75,000, Director Cleveland seconded the motion; it was voted on and it carried unanimously.

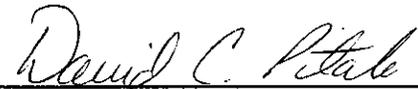
During Executive Session, the Board was advised that the amount of property to be acquired, identified as parcel 9/11, W5E was reduced, and the appraisal amount was changing accordingly, the Board agreed that the authorization during the January meeting to make a FMVO based on the appraisal presented in January, should reflect the amended legal description and the amended appraisal value.

Adjourn

Motion was made by Director Cleveland to recess the meeting at 3:30 P.M., on a day to day basis, Director Smith seconded the motion; it was voted on and it carried unanimously.



Authority Board Chairman



Executive Director

HCUA Monthly Board Meeting, February 9, 2009, 1:00 P.M.