

HANCOCK COUNTY UTILITY AUTHORITY

401 Gulfside Street • P.O. Box 110 • Waveland, MS 39576
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Monthly Board Meeting April 14, 2009

The meeting was called to order by Director Favre at 2:07 P.M.

Attendees:

Mr. Al Smith
Mr. Jack Cleveland
Mr. Rocky Pullman
Mayor Eddie Favre

Mr. Kevin Hill
Mayor Tommy Longo
Mr. Phil Bass - EPA

Approval of Minutes

Motion was made by Director Pullman to approve the minutes from the March 10, 2009 Monthly Board Meeting, Director Hill seconded the motion; it was voted on and it carried unanimously.

Approval of Claims Docket with Additions

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

Request to Address the Board

Mr. Tommy Cobb with G & C Construction requested the Board to consider substituting the standard approved valve, which is Mueller, with an M & H valve. He explained that the M & H valve is a direct equal to the Mueller, with the exception that M & H offers a ten year warranty, will include ten fire hydrants at no additional cost, and spare/repair parts with a value of twenty thousand dollars. Mr. Bill Powell explained to the Board that the HCUA Standards and Specification specify that Mueller is the approved valve for HCUA projects. Attorney Ronnie Artigues pointed out that the decision would not be ultimately the Board's that MDEQ would also have to approve the substitution; he directed Mr. Cobb to put their request in writing to the Board, the Board then will go to MDEQ with the request. As soon as a decision by MDEQ is made the Board will meet and make a decision on the substitution.

Public Comment

None

Board Action Items

Requests for Cash

Motion was made by Director Hill to approve RFC HANCUA-02 Project S7 – Request #17 in the amount of \$147,365.38, Director Longo seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to approve RFC HANCUA-02 Project W7 – Request #17 in the amount of \$287,824.20, Director Hill seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to approve RFC HANCUA-03 Project W8 – Request #18 in the amount of \$184,231.62, Director Longo seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to approve RFC HANCUA-01 Project W5E– Request #20 in the amount of \$255,591.95, Director Hill seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Hill to approve RFC HANCUA-02 Project W5 – Request #6 in the amount of \$24,258.90, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Cleveland to approve RFC HANCUA-02 Project S5 – Request #16 in the amount of \$97,111.85, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Longo to approve RFC HANCUA-02 Project S6 – Request #17 in the amount of \$104,717.33, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Hill to approve RFC HANCUA-02 Project S7 – Request #18 in the amount of \$4,724.91, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Hill to approve RFC HANCUA-02 Project W6 – Request #16 in the amount of \$26,899.81, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Longo to approve RFC HANCUA-02 Project W7 – Request #18 in the amount of \$28,126.24, Director Hill seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to approve RFC HANCUA-02 Project W9 – Request #15 in the amount of \$42,725.73, Director Hill seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Longo to approve RFC HANCUA-02 PD1 – Request #16 in the amount of \$5,857.72, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Hill to approve RFC HANCUA-03 Project S3 – Request #16 in the amount of \$7,062.95, Director Cleveland seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Hill to approve RFC HANCUA-03 Project S4 – Request #16 in the amount of \$80,326.19, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to approve RFC HANCUA-03 Project W3 – Request #15 in the amount of \$12,933.26, Director Smith seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Hill to approve RFC HANCUA-03 Project W4 – Request #15 in the amount of \$72,196.20, Director Longo seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to approve RFC HANCUA-02 Project W8 – Request #19 in the amount of \$63,848.81, Director Smith seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Smith to approve the “Ratification of Addendum No. 5 to project S5, changing the Bid Date from 3-31-09 to 4-07-09 to allow time for bidders to evaluate Addendum No. 4, which incorporated MDEQ comments on the design documents”, Director Cleveland seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to approve Amendment No.1 to the S5 Engineering Agreement, for construction phase engineering services, contingent on approval by MDEQ and the appropriate budget amendment, Director Longo seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Long to approve and accept “Wastewater Collection” agreement with the City of Bay St. Louis, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Favre to accept bid from Aaron Equipment Company for the surplus centrifuge unit, bid amount \$15,213.00, Director Cleveland seconded the motion it was voted on and it carried unanimously.

Discussion: Director Pullman requested Executive Director Pitalo to find out what the actual cost of the centrifuge unit was when it was purchased, and then request FEMA/MEMA to reconsider their original decision not to reimburse for any of the damages sustained during Hurricane Katrina.

Motion was made by Director Cleveland to approve Change Order No. 2 to the W5E-A, Kiln Water Supply Well project, to increase the well pumping capacity from 1,000 gallons-per-minute to 1,500 gallons-per-minute, in the additive amount of \$40,062.00, contingent upon approval of Board Attorney Ronnie Artigues and MDEQ, Director Smith seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to approve Amendment #1 Construction Phase Administrative Services Contracts for projects W5E, S3, S4, S5, S6, S7, W3, W4, W6, W7, W8, and W9, contingent upon approval by Board Attorney Ronnie Artigues, MDEQ and appropriate budget modifications, Director Favre seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to approve the Initial Phase and Construction Phase Administrative Services contract for Project W5, until close-out of the projects, contingent upon approval by MDEQ, and Board Attorney Ronnie Artigues, Director Longo seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Cleveland to approve the purchase of a new truck for Waveland WWTP – approximate cost \$25,000, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Executive Director – David Pitalo

Letter from MDEQ concerning Project W7 Project changes – Information only – No action taken

Letter to Mr. Russell Lyons-MDEQ – concerning MDEQ Violations - Information only – No action taken

Letter from MS EPA Notice of Violations – Information only – No action taken

Motion was made by Director Cleveland to approve David Pitalo and Doyle Ladner to attend WEFTEC conference in Orlando – October 2009

Discussion: Director Pullman recommended that the current operators at the WWTP start investigating training opportunities for the new treatment plants that will be coming on line in the next two years. The Board was in agreement with this recommendation.

Tideland crossing – Mr. Jack Pittman informed the Board that the Secretary of State's office has agreed to waive any compensation for tideland crossing, which there will be approximately seventeen crossings, and there will be only one application fee of \$150.00 to cover all the tideland crossing permit applications.

Motion was made by Director Smith to issued a check in the amount of \$150.00 to the Secretary of State to cover the cost of the tideland crossing permit applications, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Cleveland to approve and spread on the minutes the amended 2008-2009 Budget, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Executive Director asked the Board to recess the meeting until April 29, 2008 at 2:00 p.m.

Old Business

Director Favre inquired about the fees that the Secretary of State is going to require us to pay for any easements on 16th section land. The Secretary has not rescinded this requirement.

Director Favre asked about the status of the Stimulus monies and Executive Director Pitalo explained that a representative with MDEQ said the stimulus funds will be granted to areas that have "shovel ready" projects. There is approximately thirty million dollars available for Mississippi and there are eight hundred million in requests. It appears that the HCUA has a very slim chance of receiving any type stimulus money.

Director Favre requested the Board to send another letter to Congressman Gene Taylor concerning the forgiveness of the SRF loans, and also considering refinancing the balance of the SRF loan.

Executive Director Pitalo has asked Kenneth Yarrow of the Governors' office to investigate the possibility of using CIAP grant money to fund the non low to moderate income water connections, Mr. Yarrow explained that the CIAP funds have to be used for sewer projects. The approximate cost for the hookups is \$300,000 or \$400,000, and he asked for guidance in obtaining funds for these expenses. At this time there was no recommendation. Also, there are concerns about the accessibility of the property for the installation of sewer, due to the possibility of property owners may have to pay for water connections.

Executive Session

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

Motion was made by Director Cleveland to go into executive session to discuss legal issues concerning easement acquisition; Director Smith seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Longo to come out of executive session, with no action taken, Director Cleveland seconded the motion; it was voted on and it carried unanimously.

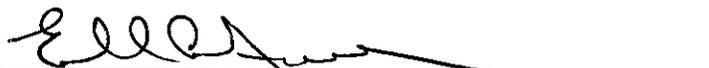
New Business

Motion was made by Director Longo to approve the ratification of the amendment of the legal services contracts to include the conducting of economic surveys to determine low to moderate income households in the Pearlington, Bayside Park and Kiln projects, as approved and effective March 10, 2009, Director Pullman seconded the motion; it was voted on and it carried unanimously.

During executive session, a per parcel review was made on W6 parcels for the purpose of establishing a basis for making a fair market value offer pursuant to the waiver valuation procedure. All of the information and amounts are on file in the office of the Authority at 401 Gulfside Street, Waveland, Ms. After a full discussion, a motion was made by Director Pullman that fair market value offers, based on said information, be made in the amounts indicated in each file on parcels 34, 35, 48, 72 through 79, 81 and 83; parcels 80 and 82 will require an appraisal because of the amount being in excess of \$10,000. In addition, and as part of the same motion, parcels 9, 9a, 9b, 9c and 10 in project W6 were reviewed as parcels that were delayed waiting on revised plats, and fair market value offers were also included. Director Hill seconded the motion and it carried unanimously.

Recess

Motion was made by Director Cleveland to recess the meeting until April 28, 2009 at 2:00 p.m., Director Smith seconded the motion; it was voted on and it carried unanimously.



Authority Board Chairman



Executive Director

HCUA Monthly Board Meeting, April 14, 2009, 2:00 P.M.