



HANCOCK COUNTY UTILITY AUTHORITY

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Monthly Board Meeting

November 17, 2009

The meeting was called to order by Director Pullman at 2:00 P.M.

Director Larry Ladner led the attendees in the Pledge of Allegiance and a moment of silent prayer.

Attendees:

Mr. Al Smith

Mr. Jack Cleveland

Mr. Rocky Pullman

Mayor Tommy Longo

Mr. Larry Ladner

Mr. Kevin Hill

Mayor Les Fillingame

Approval of Minutes

Motion was made by Director Ladner to approve the minutes from the October 27, 2009 Recess Board Meeting, Director Fillingame seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to consider going into executive session to discuss personnel issues, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to go into executive session to discuss personnel issues, Director Longo seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Fillingame to leave executive session at 2:17 P.M., with no action taken, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Request to Address the Board

Mr. Mickey Lagasse of Compton Engineering, requested the Board to issue a will serve letter for new jail site, Motion was made by Director Pullman to issue the letter, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Board Action Items

Motion was made by Director Fillingame to approve the Request for Cash as presented to the Board in the Total Amount of \$4,421,443.89, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Fillingame to approve the revised Amendment No. 2 to the consultant agreement with Neel-Schaffer, rescinding and replacing the prior Amendment 2 as approved 10-16-09, contingent on final approval of MDEQ and Board Attorney Artigues. This revised amendment adds to the scope of work the surveying and design of an access road and easement from Felicity Street to the relocated S7 pump station site. Total cost increase of Amendment 2 is \$11,670.00. Director Ladner seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Hill to approve Amendment No. 5 to the engineering agreement with PBS&J for the W3 Pearlington water supply system project, in the additive amount of \$45,928.78, contingent on approval of MDEQ and Board Attorney Artigues. The current budget printout indicates that there are sufficient contingency funds for this amendment, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to approve Amendment No. 3 to the Hancock County Utility Authority Rules and Regulations, Director Longo seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Fillingame to approve spreading on the minutes the results of the Telephone Poll Concerning the Purchase of Forty Acres for Project S5 Northern Regional WWTP and after the discussion below to proceed with beginning construction of the project, Director Smith seconded the motion; it was voted on and it carried unanimously.

Discussion: Attorney Artigues explained to the Board that we are waiting on approval from the Corps of Engineers that manages the buffer zone property for NASA; he has received a verbal and an email approving the project, but will not have anything official until January 1, 2010 or later. Now, the question is; do we want to hold up construction until the official notice is received? Executive Director Pitalo explained that he has discussed the issue with P F Moon Construction representative Keith Steen, and Mr. Steen is willing to take the risk that the approval will be granted and there will be no issues with the project.

Motion was made by Director Ladner to proceed with the purchase of mitigation credits with a *Sole Source(s) – Wetlands Solutions-Mobile, AL and/or Pearl River County Mitigation Bank-Poplarville, MS*, Director Hill seconded the motion; it was voted on and it carried unanimously.

Discussion: Mr. Bill Mitchell explained that if any wastewater was discharged into the Pearl River, the mitigation credits would have to be purchased from the Pearl River County Mitigation Bank because they are under the jurisdiction of the Vicksburg Office of the US Corps of Engineers; otherwise the Wetland Solutions Bank would have to be used as mitigation credits for projects under jurisdiction of the Mobile Office of US Corps of Engineers.

Motion was made by Director Hill to approve the Contract Modification No. 2008-02/05(S6) to Term Bid 2008-02 and Work Order S6-01, in the additive amount of \$1,979.20, for the required fuel and material price adjustments, contingent on final 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 Fillingame to approve spreading on the minutes the letters from the FAA concerning the Kiln projects. Director Longo seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to approve Amendment 5 to the W9 engineering agreement with Compton/Digital Engineers in the not-to-exceed amount of \$10,750.00, contingent on approval of MDEQ and Board Attorney Artigues. The purpose of this amendment is to provide sufficient additional funds to complete the construction engineering inspection for project W9, the Waveland Fire Loop, Director Fillingame seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to approve the request by Layne-Central to utilize the sub contractors' services of the following:

Pete's Road Service (Pete's Backhoe) – Pass Christian, MS

H.A.S. Electric, Inc. – Long Beach, MS 39560

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

Motion was made by Director Cleveland to approve Amendment 6 to the S5 engineering agreement with Carollo Engineers in the not-to-exceed amount of \$25,576.00, contingent on approval of MDEQ and Board Attorney Artigues. Task is to prepare conformed contract documents for the use of all parties during the construction of the project, Director Fillingame seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to approve Contract Modification No. 2008-09/01(W7) to Term Bid 2008-09, in the additive amount of \$136,516.00, for the addition of the required elevated structural platforms, and other final design requirements, for the three (3) water wells, contingent on final approval of MDEQ and Board Attorney Artigues. The current budget modification indicates that there are sufficient construction contingency funds available for this change, Director Hill seconded the motion; it was voted on and it carried unanimously

Motion was made by Director Cleveland to approve Contract Modification No. S3-06 to construction contract S3 in the additive amount of \$68,652.00 and no contract time, for the addition of a water well ground storage tank and other appurtenances, to support the fire suppression system, contingent on final approval by MDEQ and Board Attorney Artigues. Design modifications have reduced the price of this change, Director Smith seconded the motion; it was voted on and it carried unanimously

Executive Director – David Pitalo

Discuss lettering for the elevated water tanks

Motion was made by Director Cleveland to put both the name of the entity/district and Hancock County Utility Authority on the water tanks and to allow the entity to choose where their name would appear on the tanks, Director Longo seconded the motion; it was voted on and it carried unanimously.

2006-2007 Final Audit – for review

Motion was made by Director Ladner to accept the submitted Annual Report for filing purposes and comments, Director Cleveland seconded the motion; it was voted on and it carried unanimously.

New Business

Director Kevin Hill requested of the Board to provide or help find startup funding for the Pearlington District for the first six months.

It was explained to Director Hill that the Authority is not in the position to fund such situations, but recommended the PWSD pursue state grants, SRF, or other such avenues.

Director Cleveland recommended that Director Hill present his case to the Regional Utility Board at their next meeting.

Executive Session

Motion was made by Director Smith to consider going into executive session to discuss land acquisition for Project S4, Director Cleveland seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to go into executive session at 2:47 p.m., to discuss land acquisition for Projects S4 and W5E, Director Smith seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Fillingame to leave executive session at 3:45P.M., with no action taken, Director Hill seconded the motion; it was voted on and it carried unanimously.

During executive session the Board had the opportunity to review, on a per parcel basis, a total of fifty-eight waiver valuations for Project S4 – Pearlington Wastewater Collection System for the purpose of establishing a basis for making a fair market value offer pursuant to the waiver valuation procedure.

After a full discussion, a motion was made by Director Ladner to authorize Attorney Jack Pittman to proceed with the fair market value offers, based on said information, in the amounts indicated in each file on the parcels shown on the **attached two pages**, and to allow Attorneys Ronnie Artigues and Jack Pittman and Executive Director David Pitalo to review, recommend and proceed with FMVOs as needed to avoid delays in the project, Director Smith seconded the motion; it was voted on and it carried unanimously.

Let the record show that Parcel #578 on page two is a duplicate of the one on page one..

Also during executive session Mr. Jack Pittman informed the Board of the unusual circumstances concerning Project W5E Parcel 65.

Motion was made by Director Fillingame to authorize the attorneys to proceed with the land acquisition process, and to remove the normal release language from the easement offer due to the unusual circumstances concerning a fence on the property, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Fillingame to approve Amendment 5 to the S5 engineering agreement with Carollo Engineers in the not-to-exceed amount of \$19,228.00, contingent on approval of MDEQ and Board Attorney Artigues. Task is to perform an analysis of the SCADA bids received October 29, 2009, along with a peer review of the SCADA Contract Documents upon which the bids were based, Director Smith seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Longo to approve the rejection of the two bids submitted for the SCADA project, and to allow KLL to review and recommend changes to the current bid specifications, which will be done at no additional cost to the Authority, and to re-advertise for rebid once any changes have been recommended and completed on the bid specifications, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to deny the request by Carollo Engineers for the Authority to pay an additional \$94,726.00 concerning the Northern Regional WWTP, and an additional \$79,893.00 concerning the Western Regional WWTP, as they failed to provide complete justification for the additional expenses, Director Cleveland seconded the motion; it was voted on and it carried unanimously.

Old Business

Wholesale water and wastewater discussion – See attached presentations

Discussion: Mr. Bill informed the Board that they should start looking at policy issues concerning water and wastewater rates, debt services, etc., he explained that these numbers are strictly estimates.

The first part of the presentation is the wholesale side of the cost of water to the differences entities, Mr. Michael Moore of Neel Schaffer presented to the Board an estimated cost of the water based on the number of connections for each entity, for an estimated total of 8,358, the wastewater total will be different. With all the cost variables considered, o & m, debt service, office expenses, etc the estimated total would be \$537,000.00 per year to maintain which would equate to approximately \$.70 per 1000 gallons.

The second part pertains to the wastewater side, with a consideration of approximately 9,567 customers, an estimated 2010/2011 budget of \$3,200,000, which includes both the Northern Regional and Western Regional WWTPs coming on line, and debt service commitments, the estimated cost monthly cost per customer would be \$27.91.

Policy decisions to consider.

1. How the debt obligations will be distributed, i.e. all entities to pay a portion, the original three entities continue to pay, etc.
2. Ramping up costs
 - o Should Pearlington and Kiln have to borrow monies
 - o Should the Authority absorb these cost
3. Will Pearlington and Kiln be required to pay a proportional share of the administrative cost and how will cost be determined, i.e. by customer count, etc.

Ultimately, the most straight forward solution is to take all the costs, debt obligation, maintenance, ramping up, etc, spread the cost among the five or six entities.

After the presentation, a lengthy discussion was held, but no decisions were made.

Storm Water Issue – Director Pitalo inquired if the county will continue to handle the Stormwater issues, Director Pullman suggested that the county continue as they have in the past.

Adjourn or Recess

Motion was made by Director Cleveland to adjourn the meeting at p.m., Director Fillingame seconded the motion; it was voted on and it carried unanimously.



HCUA Board Chairman



HCUA Executive Director

HCUA Monthly Board Meeting
November 17, 2009, 2:00 P.M.

Approved 11/17/09
 Project SH 58
 59 total parcels

Pg 1052
 and

SUMMARY OF RECOMMENDATIONS
 FOR HCUA 10-15-2009

Waiver
 Valuation

<u>Project</u>	<u>Parcel #</u>	<u>Tax Parcel #</u>	<u>Owner</u>
	522	184 -0-17-002.005	Dallie Jo Dawsey
	514	184 -0-17-002.001	Jaimee L. Hipps
	523	184 -0-17-002.003	Sallie D. West
	513	184 -0-17-002.002	Joseph E. Dawsey
	517	184 -0-17-001.003	Gary L. Bennett etux
	519	184 -0-17-001.004	William C. Hanemann
	516	184 -0-17-001.000	Deposit Guaranty Nat.Bank
	570	184H-2-17-014.000	Sam J. Celino etal
	572	184H-2-17-012.000	James L. Holden etux
	577	184H-1-17-120.000	Darrell Webb
	575	184H-1-17-118.000	Doria A. Ray
	574	184H-1-17-117.000	Brett T. Breckley et al
	573	184H-1-17-137.000	Summer Singley
	571	184H-1-17-132.000	Laura Lee Toups
	569	184H-1-17-149.000	Jeannette D. Caughlin
	578	184 -0-17-032.000	Donald L. Breland etux
	515	184A-1-17-002.000	Gary L. Bennett etux
	521	184 -0-17-003.000	Robert Dawsey etux
	531	184H-1-17-057.000	Wayne M. Murana etux
	548	184A-1-17-013.001	Taylor J. Galiano
	547	184A-1-17-011.000	James D. Reynolds, Sr.etux
	545	184A-1-17-010.000	William J. Sharp etux
	544	184A-1-17-007.000	Pamela A. White
	543	184A-1-17-005.000	Susan Dolores Anderson
	533	184H-1-17-041.000	Christine M. Black
	532	184H-1-17-045.000	William B. Glover etux
	549	184H-1-17-016.000	Raymond A. Goins
	536	184H-1-17-089.000	John G. Bennett et al
	551	184H-1-17-088.000	Robert V. Autry etux
	538	184H-1-17-081.000	Barry C. Emmons
	555	184H-1-17-072.000	Grover E. Bennett, Jr.
	556	184H-1-17-021.000	William A. Bowman
	554	184H-1-17-016.000	Raymond A. Goins
	553	184H-1-17-013.000	Vickie M. Netto
	530	184H-1-17-035.000	Joseph D. Ladmirault
	524	184H-1-17-029.000	Missionary Baptist Church
	529	184H-1-17-034.000	Allen Forrester etal
	535	184H-1-17-138.000	Victoria L. Jones etvir

Waiver Valuation	Project Parcel #	Tax Parcel #	Owner
	534	184H-1-17-128.000	Richard Legnon etux
	528	184H-1-17-009-000	Zachary K. Hunt etux
	527	184H-1-17-008.000	Samuel L. Murphy
	526	184H-1-17-004.000	Nicky Destarkey etux
	557	184A-1-17-042.000	Benjamin C. Miller
	559	184H-1-17-139.000	Kim Jones et al
	561	184H-1-17-123.000	Pamela A. Toups
	563	184H-1-17-117.001	Betty J. Gavagnie
	562	184H-1-17-074.000	Diamond Lodge 393
	560	184H-1-17-092.000	Keith Anthony Dehaan
	558	184A-1-17-036.000	Philp Lictenstein
	565	184 -0-17-017.000	Isadore J. Giveans Jr.
	566	184 -0-017-016.000	Wayne J. Giveans etux
	567	184 -0-17-015.000	First Southern Baptist
	539	184 -0-17-034.000	Alyn A. Mayo
	542	184 -0-17-018.000	The Old Gin Inc.
	492	184 -0-17-022.000	Rodney J. Wilkinson etux
	490	184 -0-17-026.000	John E. Giveans, Sr. etux
	489	184 -0-17-027.000	George W. Graves
	* 578	184 -0-17-032.000	Donald L. Breland etux
	541	184 -0-17-030.000	Martha M. Frost

* Duplicate parcel