



HANCOCK COUNTY UTILITY AUTHORITY

401 Gulfside Street • P.O. Box 110 • Waveland, MS 39576
Telephone 228-467-3702 • Fax 228-467-6206 • E-mail: hcua@bellsouth.net

Monthly Board Meeting

November 12, 2008

The meeting was called to order by Director Favre at 2:10 P.M.

Attendees:

Mr. Al Smith
Mr. Jack Cleveland
Mr. Kevin Hill
Mr. Rocky Pullman
Mr. Larry Ladner

Absent:

Mayor Tommy Longo (Excused)

Approval of Minutes

Motion was made by Director Pullman to approve the minutes from the October 14, 2008 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 Ladner to approve the October 2008 Claims Docket w/additions, Director Hill seconded the motion; it was voted on and it carried unanimously.

Request to Address the Board

Attorney Eric Wooten presented to the Board a formal request (see letter), concerning his client's property located at 7044 Stennis Airport Drive. He was requesting the Board to direct the Hancock County Port and Harbor Commission to allow his client, Hammer Construction, to connect to their sewer system or to allow the client to install an onsite individual septic treatment system, until such time as centralized sewer is available, which would be in the Kiln Water & Fire Protection District. It was explained to Mr. Wooten that the Board could not force the HCPHC to allow his client access to their sewer system, but would make a request to the HCPHC, on behalf of Hammer Construction, asking them to reconsider their earlier denial of access (see email dated 6/10/08),

Motion was made by Director Pullman to have Attorney Artigues schedule a meeting with the HCPHC and the developer to discuss a solution and to issue a letter of No Objection to the MS Public Service Commission if necessary, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to issue a letter to the MS Department of Health, if the above referenced meeting doesn't resolve the issue, requesting them to analyze the property and suggest a system that would satisfy the needs until such time that the Kiln Water & Fire Protection District can provide sewer services in this area, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Mr. David Kenny was not present.

Public Comment

None

Board Action Items

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

- HANCUA-01 Project W5E Request #14 \$ 34,355.75
- HANCUA-02 Project W5 Request #1 \$ 12,248.25
 - Project S5 Request #11 \$ 9,103.50
 - Project S6 Request #11 \$ 890.00
 - Project S6 Request #12 \$103,866.25
 - Project S7 Request #12 \$ 64,281.81
 - Project W6 Request #11 \$ 87,085.00
 - Project W7 Request #12 \$ 8,669.00
 - Project W9 Request #10 \$ 61,079.25
 - PD1 Request #11 \$ 6,067.87
- HANCUA-03 Project S3 Request #11 \$151,959.79
 - Project S4 Request #11 \$333,958.42
 - Project W3 Request #10 \$ 36,279.16
 - Project W4 Request #10 \$107,702.89
 - Project W8 Request #13 \$ 73,040.25

Motion was made by Director Ladner to approve Amendment #1 Construction Phase Services - Project S6 Kiln Wastewater Collection System, contingent upon approval by MDEQ and Attorney Artigues, Director Pullman seconded the motion; it was voted on and it carried unanimously. *Attorney Artigues has approved this amendment.*

Motion was made by Director Pullman to approve Amendment #2 Construction Phase Services - Project S4 Pearlinton Wastewater Collection System, contingent upon approval by MDEQ and Attorney Artigues, Director Ladner seconded the motion; it was voted on and it carried unanimously. *Attorney Artigues has approved this amendment.*

Motion was made by Director Pullman to approve Amendment #3 Final Design Agreement -- Project W3 Pearlinton-Port Bienville Regional Water Supply System, contingent upon approval by MDEQ and Attorney Ronnie Artigues, Director Hill seconded the motion; it was voted on and it was approved unanimously. *Attorney Artigues has approved this amendment.*

Discussion: Director Pullman asked if the Hancock County School Board has given final approval of the well/tank site. Attorney Artigues stated that he has been in touch with the HC School Board, but the site issue has not been resolved to date.

****This item was tabled until a later date**** Authorization for approval to sign SCADA consultant contract with Krebs, LaSalle, & Lemieux, contingent upon approval by MDEQ and Attorney Ronnie Artigues

Motion was made by Director Ladner to approve the issuance of a *Letter of Recommendation to Award Construction Contract* for Project W5E Contract A to Griner Drilling Service, Inc., as per recommendation by A. Garner Russell & Associates, Inc., contingent upon approval by MDEQ and Attorney Ronnie Artigues, Director Pullman seconded the motion; it was voted on and it

carried unanimously. *Attorney Artigues has approved the recommendation.*

Motion was made by Director Ladner to approve the issuance of a *Letter of Recommendation to Award Construction Contract* for Project W5E Contract B to Phoenix Fabricators and Erectors, Inc., as per recommendation by A. Garner Russell & Associates, Inc., contingent upon approval by MDEQ and Attorney Ronnie Artigues, Director Pullman seconded the motion; it was voted on and it carried unanimously. *Attorney Artigues has approved the recommendation.*

*****This item was tabled until a later date***** Approval to issue *Letter of Recommendation to Award Construction Contract* for Project HANCUA Term Bid 2008-01 to Necaise Brothers Construction, Inc., contingent upon approval by MDEQ and Attorney Ronnie Artigues. Attorney Artigues has approved this recommendation pending Board approval.

*****This item was tabled until a later date***** Approval to issue *Letter of Recommendation to Award Construction Contract* for Project HANCUA Term Bid 2008-02 to Jay Bearden Construction, contingent upon approval by MDEQ and Attorney Ronnie Artigues. Attorney Artigues has approved this recommendation pending Board approval.

Motion was made by Director Pullman to spread on the minutes the letter to Mr. William Waits P.E., P.L.S – concerning the proposed Derby Place Subdivision, Director Hill seconded the motion; it was voted on and carried unanimously.

Motion was made by Director Pullman to spread the minutes the letter from Brown & Mitchell, Inc. to Hancock County Water and Sewer District concerning the Lakeshore Road Sewer Improvements, Hancock County Mississippi, Director Hill seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to authorize the change of the treatment process at S3 Western Regional WWTP – change from a Decentralized Packed Bed Filter Plant (PBF) to a Sequencing Batch Reactor (SBR), contingent upon approval by MDEQ, Director Hill seconded the motion it was voted on and it carried unanimously.

Director Pullman requested that all mechanical and electronic components of the treatment plant be above the Hurricane Katrina flood water ranges.

Motion was made by Director Pullman to approve and spread on the minutes the following legal agreement supplements, Director Ladner seconded the motion; it was voted on and it carried unanimously. **Note:** The Agenda stated that the Supplement Agreements were #1, but they are in fact Supplement Agreement #2 as shown below.

- Supplement Agreement No. 2 to Project No. 02-W6 – Kiln Water Distribution System
- Supplement Agreement No. 2 to Project No. 02-S7 - BSL-Cedar Point & I-10 Wastewater System
- Supplement Agreement No. 2 to Project No. 01-W5E – Kiln Regional Water Supply Emergency Project
- Supplement Agreement No. 2 to Project No. 03-S4 – Pearlinton Wastewater Collection System

City of Bay St. Louis Water Service Agreement

- Feasibility study of HCAU taking over BSL wells & tanks – for operations & maintenance
- Ownership?

Attorney Artigues informed the Board of the requested change to the City of Bay St. Louis Water Service Agreement, it was in reference to any indebtedness, any indebtedness would have to be brought before the Board and approved by a Super Majority (75% or more) of the quorum voting, before any debts can be incurred. Also, he explained that the City of Bay St. Louis would be billed for the water use based on their percentage rate at the time of billing.

Motion was made by Director Favre to accept the above terms and offer the same to all the other entities, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Attorney Artigues will implement the above changes to the Pearlington, Waveland, Hancock County Water & Sewer District, and the Kiln water services agreements.

Motion was made by Director Favre to allow Neel Schaffer to perform the feasibility study, contingent upon negotiations and development of a generic template that can be used for future entities studies, a quote was presented at a rate of \$33,200, Director Hill seconded the motion; it was voted on with the results as shown below:

Director Eddie Favre	Yea	Director Al Smith	Yea
Director Larry Ladner	Yea	Director Kevin Hill	Yea
Director Rocky Pullman	Yea	Director Jack Cleveland	Abstained
Director Tommy Longo	Absent		

The motion carried.

Motion was made by Director Cleveland to authorize the signing of the contract, in the amount of \$140,000, with Carollo Engineers for design and installation of Belt Filter Contract, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Pullman to authorize the relocation of outfall lines on S5 Northern WWTP project to North West corner of the airport runway, Director Cleveland seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Cleveland to spread on the minutes the letter from MDEQ concerning Water Service Agreement for Project W8 project, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Executive Director – David Pitalo

Motion was made by Director Pullman to proceed with the appeal to FEMA of a duplicate charge of \$4,900 from CDM on PW 8887, PW6685, and PW 8668, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to authorize the payment of \$315.00 to Compton Engineering concerning the PSC Certified Application for Pearlington, Director Cleveland seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Cleveland to authorize the advertisement for the position of Wastewater Operator, which was left vacant due to Matthew Ewing's military duty, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Cleveland to authorize the advertisement for bid to renovate the top of the office in the centrifuge building to create a records storage room, Director Hill seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to spread on the minutes the letter of appreciation to Ms Trudy Fisher/MDEQ concerning the reinstatement of the \$30 million dollars previously reallocated to other areas, Director Hill seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to spread on the minutes the 2004 Bond payment of \$298,727.50, Director Ladner seconded the motion; it was voted on and it carried unanimously.

HCWSD Presentation to City of Bay St. Louis Council – it was determined that the presentation was made without the approval of the HCWSD Board, and will not be a part of our minutes.

Motion was made by Director Pullman to spread on the minutes the *Invoice Review-Final Design Engineering* as presented by Mr. Bill Powell of Brown & Mitchell, Inc., Director Hill seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to spread on the minutes the letter from Attorney Ronnie Artigues, stating his recent partnership with Butler Snow, Director Hill seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to decline the request by the Audubon Society to use the Webb Street lagoon area for a bird watching expedition, due to safety and liability issues, Director Hill seconded the motion; it was voted on and it carried unanimously.

Old Business

Motion was made by Director Cleveland to approve the HCUA Employee Handbook as presented to the board on the October 14, 2008 meeting, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Fran & Henry Vosbein Letter from October 14, 2008 meeting – Director Cleveland stated to the Board that the property is outside the certificated area of any district and that he called and offered the Vosbeins several options, but to date have not heard from them.

Motion was made by Director Favre to accept and spread on the minutes the *Revised Master Bid Schedule* as revised on November 12, 2008, Director Hill seconded the motion; it was voted on and it carried unanimously.

New Business

None

Executive Session

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

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

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

Motion was made by Director Ladner to acknowledge on the minutes that the Board has reviewed all the information concerning property acquisition for the project W5E Kiln Regional

Water Supply, on a parcel by parcel basis, and the Board has established an amount to be considered fair market value and authorizes Attorney Jack Pittman to extend offers to the property owners based on this information and authorizes Executive Director David Pitalo to sign said offers, Director Pullman seconded the motion; it was voted on and carried unanimously.

Adjourn

Motion was made by Director Pullman to recess the meeting at 4:30 P.M., on a day to day basis, Director Cleveland seconded the motion; it was voted on and it carried unanimously.



Authority Board Chairman



Executive Director

HCUA Monthly Board Meeting, November 12, 2008, 2:00 P.M.