



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

Recess Board Meeting

June 23, 2009

The meeting was called to order by Director Favre at 2:15 P.M.

Attendees:

Mr. Al Smith

Mr. Jack Cleveland

Mr. Rocky Pullman

Mayor Tommy Longo

Mr. Larry Ladner

Mr. Kevin Hill

Mayor Eddie Favre

Land Acquisition Recommendation

Motion was made by Director Pullman to approve the land acquisition recommendations as presented and approved at the June 9, 2009 Monthly Board Meeting, with respect to showing name identification of land owner to ensure no conflict exists with any Board members, Director Longo seconded the motion; it was voted on and it carried unanimously. (See Attached Two Page List)

Discussion:

Director Pullman expressed concern about a Pearlinton Board member being on the list of easement offers. The general consensus was that this doesn't present a problem of conflict. Also, Director Pullman wanted guidance from Attorney Artigues in the event that easement offers were made to members of the HCUA board, Attorney Artigues instructed the Board that should any of their names appear on the FMVO lists, and they should vote NO on the motion to approve.

Approval of Minutes

Motion was made by Director Ladner to approve the minutes from the June 9, 2009 Monthly Board Meeting minutes, with correction to Page 2, Section 7, Director Longo seconded the motion; it was voted on and it carried unanimously.

Request to Address the Board

None

Public Comment

None

Board Action Items

Motion was made by Director Ladner to approve Amendment No. 3 to the Final Design Engineering agreement with Compton Engineers for additional property acquisition assistance for Project S6, in the additive amount of \$287,000.00, contingent on approval of MDEQ and Board Attorney Artigues, Director Smith seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to approve the request by Necaise Construction Company to utilize the subcontractor services of the following on Project – HANCUA 2008-01, Project W3, W4, and S4,

- A & C Industrial, Inc. – Long Beach, MS
- QCFS Management Group, Inc. – Pensacola, FL
- B & D Trucking and Equipment – Bay St. Louis, MS

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

Motion was made by Director Pullman to approve the request by Greenbriar Construction to utilize the subcontractor services of the following on Project HANCUA 2009-10, Project W5,

- Fomea Road Boring Co., Inc. – Jackson, MS

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

Motion was made by Director Pullman to approve the scheduling of a Pearlington Town Hall Meeting concerning current projects in the Pearlington area and to authorize a letter to be mailed to all Pearlington residents prior to the meeting, Director Hill seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Pullman to approve the Contract Modification S3-02 for the S3 construction contract, in the additive amount of \$42,464.61 and no change in contract time, contingent on approval of Board Attorney Artigues and MDEQ. This change addresses a final quantity overrun of the removal and replacement of unsuitable material encountered at the site." The current budget indicates that contingency funds are available for this change, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to approve the Contract Modification S3-03 for the S3 construction contract, in the additive amount of \$14,808.24 and no change in contract time, contingent on approval of Board Attorney Artigues and MDEQ. This change addresses the removal and replacement of unsatisfactory material encountered beneath the concrete foundation for the SBR facility." The current budget indicates that contingency funds are available for this change, Director Longo seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Longo to approve the Budget Modifications for Legal Services for Projects S4, S6, and W8 as shown below:

- Project S6 – Increase in parcels from original estimate of approximately 40 parcels to approximately 700+ parcels, and additional requirements for the economic survey.
- Project S4 & W8 to show requirements for economic survey

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

Motion was made by Director Smith to approve payment of two invoices for Carollo Engineers for the dewatering system – total \$10,468.06, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Election of HCUA board members – No Action Taken, will address again when new City of Bay St. Louis Mayor takes office

Miscellaneous Discussion: Director Pullman expressed concern about the excess dirt, which has been being given away, should some of the material be stock piled in order to address future settling of pipe lines. If not, who will be responsible for the file of any settling? Attorney Artigues explained that it would depend on what the contract indicates. Mr. Bill Powell indicated that it will be the responsibility of the contractor to resolve any settling issues.

Director Favre asked that all the contractors be made aware of the concerns of the Board.

Director Hill expressed concern about property owners who have a lease on Sixteenth Section land, how will easement offers be handled. Mr. Jack Pittman indicated that according to the Secretary of State, we can deal with the land lease holder just the same as any other property owner.

Executive Director – David Pitalo

1. MDEQ Letter concerning Property Acquisition - Executive Session
2. Sample letter for S4 & W4 connections – Will be included in the Pearlinton Town Meeting preparations
3. Utilization of local resources – Motion was made by Director Pullman to spread on the minutes the letter to contractors having been asked to utilize as many local resources as possible, Director Hill seconded the motion; it was voted on and it carried unanimously.
4. Sewer Use Ordinance for HCUA – No action taken, just reminding the Board to review for possible action at the August 2009 meeting

Executive Session

Motion was made by Director Ladner to consider going into executive session to discuss legal issues concerning land acquisition for Project S4, Director Hill 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 for Project S4, Director Hill 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 Ladner to issue a formal request to NASA requesting a waiver dealing with the construction of the Northern Regional WWTP in the buffer zone, a draft of construction specifications must be included with the request, Director Longo seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to authorize the Board Attorney(s) to send a letter to the residents of the Bayside Park area explaining the scope of the project, the MDOH hook up requirements, who is eligible for free hookup and who is not, Director Hill seconded the motion; it was voted on and it carried unanimously.

During executive session the Board was given the opportunity to review on a per parcel basis a total of thirty-five Waiver Valuations for Project S4 – Pearlinton Wastewater Collection System 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, motion was made by Director Ladner that fair market value offers, based on said information, be made in the amounts indicated in each file on the parcels shown below, and to allow Attorneys Ronnie Artigues and Jack Pittman and Executive Director David Pitalo to review, recommend and proceed with FMVO as needed to avoid delays in the project, Director Hill seconded the motion and it carried unanimously. **Attached – One Page of FMVOs**

Motion was made by Director Cleveland to schedule the Monthly Board Meeting for July to be held on July 8, 2009 at 10:00am, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Smith to increase the Per Diem for the Board member to be raised to \$84.00 per meeting, contingent upon verification by Attorney Artigues that this board is included in the legislation, and to authorize a Budget modification if necessary, a role call vote was held with the results as shown:

Director Jack Cleveland – Yea
Director Kevin Hill - Yea
Director Tommy Longo - Yea
Director Eddie Favre - Yea
The motion carried.

Director Al Smith - Yea
Director Larry Ladner - Abstained
Director Rocky Pullman - Nay

Director Favre informed the Board that Mayor Elect Fillingame will begin attending the monthly meeting with the July 8, 2009 meeting.

Executive Director Pitalo informed Director Favre that he has been accepted as a Board member on the Regional Board as a Governmental Appointee, and the first meeting will be July 17, 2009.

Adjourn or Recess

Motion was made by Director Hill to Recess the meeting at 4:15 p.m., Director Pullman seconded the motion; it was voted on and it carried unanimously.



Authority Board Chairman



Executive Director

HCUA Recess Board Meeting, June 23, 2009, 2:00 P.M.

SUMMARY OF RECOMMENDATIONS
FOR HCUA 6-19-2009

Waiver Valuation	<u>Project Parcel #</u>	<u>Tax Parcel #</u>	<u>Owner</u>
	132	185C-3-37-067.000	Wheat, Michael
	133	185C-3-37-008.000	Keys, Arthur
	135	185C-3-37-012.000	Christmas, Roberta
	138	185C-3-37-098.000	Lee, Willie
	139	185C-3-37-119.000	Lee, Albert
	140	185C-3-37-057.000	Lee, Thelma
	148	185C-3-37-033.000	Jones, Edward
	150	185C-3-37-004.000	Burton, Jasmine
	152	185F-2-37-011.000	Acker, Larry
	153	185F-2-37-006.000	Acker, Clarence
	158	185 -0-20-006.000	Gilson, William
	163	185L-1-19-023.000	Fairley, Mitchell
	164	185L-1-19-055.000	Rudolph, Arnold
	165	185L-1-19-023.000	Delanzo, Alva Adams
	166	185L-1-19-021.000	Dawsey, Howard Jr.
	167	185L-1-19-007.001	Clark, Richard Jr. et al
	170	185F-2-19-163.000	Wheat, Johnny
	171	185F-2-19-093.000	Lee, Vanessa D.
	172	185F-2-19-071.000	Watts, Albertta
	173	185F-2-19-070.000	Moultrie, Minnie A.
	176	185L-1-19-056.000	Davidison, Pauline
	186	185 -0-37-004.000	Henican, Michael E.
	188	185C-3-37-021.001	Burton, Lawrence
	189	185C-3-37-019.000	Lewis, Kenneth
	190	185 -0-37-002.000	New Hope Baptist Church
	448	185M-1-19-003.000	McArthur, George
	449	185E-3-19-061.000	McArthur, Ronald
	450	185E-3-19-060.000	Ruffin, Dorothy
	452	185E-3-19-035.000	McArthur, Tanya
	453	185E-3-19-032.002	Verdin, Jefferson
	454	185E-3-19-034.000	Verdin, James
	455	185E-3-19-032.000	Verdin, George
	456	185E-3-19-033.000	Verdin, Timothy
	457	185E-3-19-015.000	Holmes, Dietra
	583	185C-3-37-089.000	Sanders, Lawrence