

Jackson County Utility Authority
Regular Meeting
Board of Directors
August 10, 2015
1225 Jackson Avenue
Pascagoula, MS 39567

MINUTES

1. Call to Order

The regular scheduled meeting of the Board of Directors convened at 4:00 P.M., August 10, 2015, at 1225 Jackson Avenue, Pascagoula, MS. Board members present were: Michael Murphy, President; Marshall Smith, Vice-President; Jackie Elly, Secretary-Treasurer; and Directors; Wayne Adams; Doug Shore, Ken Papania and Kevin Coggin. It was determined there was a quorum.

Also present were: Tommy Fairfield, Executive Director; Talbert Rea, General Manager; Linda Gasaway, Administrative Assistant; Julie Christian, Chief of Finance; Tara Sistrunk, H.R. Manager; Jimmy Heidelberg and April McDonald, Authority Counsel; Eric Page and Joshua Brick, Neel-Schaffer; Chuck Starling, Arcadis; David Compton, Compton Engineering; Greg Brown and Cindy Lamb, Pickering Firm, and Cliff Breland, Mack Lister and Kyle Pipkins, C. B. Developers.

2. Devotion

Tommy Fairfield, Executive Director, presented the invocation.

3. Pledge of Allegiance

Mr. Murphy, Board President, lead the Pledge of Allegiance.

4. Changes to Agenda

Mr. Murphy asked if there were any changes to the Agenda. Mr. Fairfield requested the following Items be added: 8.A.5. – Bond Action and 8.A.6. – Emergency Force Main Repair – Seaman Road.

5. Public Recognition

Mr. Murphy asked if there were any public to be recognized. There were none.

6. Consent Agenda

A. Expenditures **Exhibit “A”**

B. Minutes – Regular Meeting of July 13, 2015, **Exhibit “B”**

- C. Minutes – Regular Meeting of July 27, 2015, **Exhibit “C”**
- D. GTP Aerator Replacement Project Payment Application #7, **Exhibit “D”**
- E. Contract Amendment No. 1 - Michael Baker Engineering to Finalize Professional Services for Beachview Pump Station Access Realignment. (No cost for property.), **Exhibit “E”**
- F. Approval to Advertise (SRF Project), **Exhibit “F”**
- G. Report – Previously Approved Emergency Repairs to Station 10, **Exhibit “G”**
- H. Purchase Request – Mitigation Effort for Station 10, **Exhibit “H”**
- I. Request to Negotiate and Return Recommendation on Service Contracts (Pumps and Generators), **Exhibit “I”**
Mr. Adams made a motion to approve Items 6.A. – 6.I. as presented. Mr. Smith seconded the motion and it was unanimously approved by the Board members present.

7. Discussion – Action Items

A. CDBG Projects W-23 and S-23

- 1. Report – Consent to Surety and Affidavit for CRL’s, **Exhibit “J”**
Mr. Coggins made a motion to accept the Hemphill Construction final close-out recommendation from Neel-Schaffer for w-23-JCUA 2008-05. Mr. Shore seconded the motion and it was unanimously approved by the Board members present.
- 2. Certificate of Substantial Completion – Authorize to Accept, **Exhibit “K”**
Mr. Papania made a motion to authorize Executive Director to accept the Neel-Schaffer recommendation and sign CSC. Mr. Shore seconded the motion and it was unanimously approved by the Board members present.

3. Summary Change Order – Authorize to Accept (Reduction of \$16,830.10 and No Days), **Exhibit “L”**

Mr. Elly made a motion to approve change order as presented and Authorize Executive Director to accept reduction as presented. Mr. Shore seconded the motion and it was unanimously approved by the Board members present.

4. Final Payment Request \$25,237.37 (Final Contract Value \$1,009,494.90), **Exhibit “M”**

Mr. Coggin made a motion to approve final payment request as presented. Mr. Elly seconded the motion and it was unanimously approved by the Board members present.

5. Customer Complaint Resolution, **Exhibit “N”**

Mr. Adams made a motion to approve Staff recommendation to repair damages as presented, not to exceed \$3,400.00. Mr. Smith seconded the motion and it was unanimously approved by the Board members present.

B. Southern Wholesale Waterline Extension (JCUA US Army Effort)

1. Staff Remarks and Summary, **Exhibit "O"**

2. Construction Contract, **Exhibit "P"**

3. Professional Services Contract, **Exhibit "Q"**

Board request Items 7.B.1. – 7.B.3. be tabled and request that Staff evaluate progress for the next two weeks and present an updated report at next Board Meeting on Monday, August 24, 2015.

C. Southern Wholesale Water Supply and Elevated Storage (JCUA USDA Rural Development Effort)

1. Adopt Revised USDA Bond 1 Resolution (Provided by Bond Counsel)

- a. Resolution – Grant Executive Director Authority to Enter into Loan Agreement with USDA and Rural Development, **Exhibit "R"**

Mr. Adams made a motion to Authorize Executive Director to enter into Bond #1 Loan Agreement with USDA and Rural Development. Mr. Smith seconded the motion and it was unanimously approved by the Board members present.

b. Resolution – Authorizing Issuance of Bond to JCUA ,
Exhibit "S"

Mr. Shore made a motion to Authorize Bond #1 issuance to JCUA. Mr. Papania seconded the motion and it was unanimously approved by the Board members present.

c. Resolution – Authorize Executive Director to Sign Bond with BancorpSouth, **Exhibit "T"**

Mr. Papania made a motion to authorize Executive Director to sign Bond #1 with Bancorp South. Mr. Coggin seconded the motion and it was unanimously approved by the Board members present.

d. Resolution – Authorize Revenue Bond, **Exhibit "U"**

Mr. Adams made a motion to Authorize Revenue Bond #1. Mr. Papania seconded the motion and it was unanimously approved by the Board members present.

2. Adopt Revised USDA Bond 2 Resolution (Provided by Bond Counsel)

a. Resolution – Grant Executive Director Authority to Enter into Loan Agreement with USDA and Rural Development, **Exhibit "V"**

Mr. Shore made a motion to Authorize Executive Director to enter into Bond #2 Loan Agreement with USDA and Rural Development. Mr. Papania seconded the motion and it was unanimously approved by the Board members present.

b. Resolution – Authorize Executive Director to Sign Bond with BancorpSouth, **Exhibit "W"**

Mr. Adams made a motion to authorize Executive Director to sign Bond #2 with Bancorp South. Mr. Smith seconded the motion and it was unanimously approved by the Board members present.

c. Resolution – Authorizing Issuance of Bond to JCUA, **Exhibit "X"**

Mr. Shore made a motion to Authorize Bond #2 issuance to JCUA. Mr. Adams seconded the motion and it was unanimously approved by the Board members present.

d. Resolution – Authorize Revenue Bond, **Exhibit "Y"**

Mr. Papania made a motion to Authorize Revenue Bond #2. Mr. Coggin seconded the motion and it was unanimously approved by the Board members present.

3. Note: The Pre-Closing is scheduled for August 11, 2015 and the Final Closing is scheduled August 13, 2015. (This will retire one of three BancorpSouth construction loan instruments.), **Exhibit "Z"**
Update Only, No Action Required.

D. Big Hill Acres USDA Project

1. Contractor Payment Application No. 18, **Exhibit "AA"**
Mr. Adams made a motion to approve Pay App No. 18 as presented. Mr. Coggin seconded the motion and it was unanimously approved by the Board members present.

E. Attorney

1. Resolution for Administrative Adjustment and Purchase of Perry Parcel on Hwy. 57, **Exhibit "AB"**
Mr. Coggin made a motion to approve Resolution for administrative adjustment of purchase of parcel as presented. Mr. Smith seconded the motion and it was unanimously approved by the Board members present.
2. Other
Counsel updated the Board on other Attorney matters. No Board action was taken.

8. Other Business – Director Items

A. Executive Director Discussion Items

1. Report on SLR, **Exhibit "AC"**
Update Only, No Action Required
2. Registered Letters from WJCUD
 - a. July 31 (Sanctuary Phase 3, with March 2), **Exhibit "AD"**
Update Only, No Action Taken
 - b. August 3 (Old Certificates), **Exhibit "AE"**
Update Only, No Action Taken
3. Budget Update (Handout), **Exhibit "AF"**
Discussion Only, No Action Required

4. Flood Insurance (Tommy will Discuss)

Tabled until 08/24/2015 Board Meeting – Counsel to discuss with Agent.

5. Bond Action

a. Resolution – Authorizing Intent to Advertise for Bond up to \$37,000,000.00, **Exhibit "AG"**

Mr. Shore made a motion to authorize intent to advertise for Bond as presented. Mr. Adams seconded the motion and it was unanimously approved by the Board members present.

b. 20/25/30 Year Loan Term, **Exhibit "AH"**

Mr. Elly made a motion to accept 25 Year Loan Term. Mr. Adams seconded the motion and it was unanimously approved by the Board members present.

6. Emergency Force Main Repair, Seaman Road MS 0045446, **Exhibit "AI"**

Mr. Coggin made a motion to approve repair as requested. Mr. Smith seconded the motion and it was unanimously approved by the Board members present.

B. Other (Directors)

No Other Business or Director Items were discussed.


2. Executive Session, if So Moved

It was determined that there is no need for an Executive Session.

3. Adjourn

There being no further business to come before the Board, Mr. Elly made the motion to adjourn. Mr. Smith seconded the motion and it was unanimously approved by the Board members present. The meeting was adjourned at 6:02 P.M.

WITNESS OUR SIGNATURES as approval of these Minutes on this 14th day of September, 2015.


MICHAEL R. MURPHY, PRESIDENT


ANDREW J. ELLY, SECRETARY-TREASURER