

Jackson County Utility Authority
Regular Meeting
Board of Directors
December 14, 2015
1225 Jackson Avenue
Pascagoula, MS 39567

MINUTES

1. Call to Order

The Regular meeting of the Board of Directors convened at 4:00 P.M., December 14, 2015, at 1225 Jackson Avenue, Pascagoula, MS. Board members present were: Michael Murphy, President; Marshall Smith, Vice President; Andrew J. Elly, Secretary-Treasurer; Doug Shore, Vice-Secretary-Treasurer; and Directors; Ken Papania and Kevin Coggin. It was determined there was a quorum.

Also present were: Tommy Fairfield, Executive Director; Linda Gasaway, Administrative Assistant; Julie Christian, Chief of Finance; Edna Lott, Principal of Accounting; Chase Glisson, Engineer; James Heidelberg and April McDonald, Authority Counsel; Chuck Starling and Pete McMaster, Arcadis; Greg Brown, Pickering Firm; David Compton, Compton Engineering, and Eric Page, Neel-Schaffer.

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 to the Agenda: 7.D.3. – Compliance Report; 7.D.4. – Red Flag Rule on CPU Hard Drive Disposal, and 7.D.5. – Homeland Security.

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 – Special Meeting of November 30, 2015, **Exhibit “B”**
- C. Construction Task Authorizations #5 & #6, **Exhibit “C”**
- D. Purchase Order – GTP CL and SO2 System Repairs , **Exhibit “D”**
- E. Purchase Order – SCADA (Control Logic Upgrade to GTP), **Exhibit “E”**
- F. Purchase Order – Additional Security Monitoring at Vancleave (Required in Response to Annual SVA Certification), **Exhibit “F”**
- G. Purchase Order – Annual Polymer Contract Renewal (Trial Report Enclosed), **Exhibit “G”**
- H. Authorization to Advertise – RFP for Software Upgrades (Pre-Bond), **Exhibit “H”**
- I. Customer Refund Authorization – Sparks, **Exhibit “I”**
- J. Purchase Order – PS 2 Pump Rebuild, **Exhibit “J”**
- K. Approve Payment DWISRF Professional Service (Pickering 77971), **Exhibit “K”**
- L. Approve HSCB Invoices 35A – 49 (BHA/USDA), **Exhibit “L”**
- M. Minutes From City of Gautier Confirming Water Company of America Contract Amendment, **Exhibit “M”**
- N. Purchase Order – Travel and Training Request, **Exhibit “N”**
- O. Update Reports in Director Packages – Information Only
Mr. Shore made a motion to approve Items 6.A. – 6.N. as presented. Mr. Elly seconded the motion and it was unanimously approved by the Board members present.

7. Discussion – Action Items

A. EPA Surface Water Treatment Plant Project

1. Project Report and Ribbon Cutting Date Set
Open House / Ribbon Cutting set for Monday, 12/21/2015, @ 3:00 P.M.
2. Payment Application #18 for Max Foote Construction
(\$127,138.50), **Exhibit "O"**
Mr. Smith made a motion to approve Staff recommendation of Payment Application #18 as presented. Mr. Papania seconded the motion and it was unanimously approved by the Board members present.
3. Other (If Any)
Mr. Murphy asked if there were other SWTP Items. There were none.

B. FEMA/MEMA Hurley Decentralized Rehabilitation

1. Update/Action (Executive Director)
Item tabled to Next Board Meeting on 12/28/2015.
2. Other (If Any)
Mr. Murphy asked if there were other FEMA/MEMA Hurley Decentralized Rehabilitation Items. There were none.

C. Pump Station Repairs and Pre-Bond Actions

1. Extend Under Advisement Period for PS 15 Bids, **Exhibit "P"**
Mr. Coggin made a motion to approve Extension as presented. Mr. Elly seconded the motion and it was unanimously approved by the Board members present.
2. Extend Under Advisement Period for PS 16 Bids, **Exhibit "Q"**
Mr. Coggin made a motion to approve Extension as presented. Mr. Shore seconded the motion and it was unanimously approved by the Board members present.

3. East XMSN SRF/Bond Action – Authorize Mixed Funding,
Exhibit "R"

Mr. Coggin made a motion to authorize Executive Director to present Option #3 to SRF. Mr. Smith seconded the motion and it was unanimously approved by the Board members present.

4. Bid Review and Recommendation for PS 24 and PS 25,
Exhibit "S"

Mr. Elly made a motion to approve Engineer's recommendation to award bid to second (2nd) lowest bidder, Hemphill Construction Company, as "Lowest and Best" bid. Mr. Shore seconded the motion and it was unanimously approved by the Board members present.

Mr. Elly motion to award bid to Hemphill Construction Company. Mr. Shore seconded the motion and it was unanimously approved by the Board members present.

5. Other (If Any)

Mr. Murphy asked if there were other Pump Station Repairs and Pre-Bond Actions Items. There were none.

D. Authority Business

1. CDBG Budget Modification (Handout), **Exhibit "T"**
Item tabled to Next Board Meeting on 12/28/2015.

2. BHA Extension Consideration, **Exhibit "U"**

Mr. Coggin made a motion to Not extend contract and for JCUA to take over completion of work. Mr. Elly seconded the motion and it was unanimously approved by the Board members present.

3. GTP Outfall Testing, **Exhibit "V"**

Discussion Only, No Action Required.

4. Red Flag Rule – Disposal of Laptop and CPU Hard Drives,
Exhibit "W"

Mr. Coggin made a motion to approve request for Red Flag Rule disposal as presented. Mr. Smith seconded the motion and it was unanimously approved by the Board members present.

5. Homeland Security

Mr. Coggin made a motion to engage with Homeland Security to ensure proper security of JCUA facilities. Mr. Shore seconded the motion and it was unanimously approved by the Board members present.

6. Other (If Any)

Mr. Murphy asked if there were other Authority Business Items. There were none.

E. Attorney

1. MS Export RR Resolution, **Exhibit "X"**

Mr. Smith made a motion to authorize acceptance of Resolution as presented. Mr. Shore seconded the motion and it was unanimously approved by the Board members present.

2. Revised MOU with St. Andrews Water and Sewer, **Exhibit "Y"**

Mr. Papania made a motion to approve Revised MOU with St. Andrews as presented. Mr. Coggin seconded the motion and it was unanimously approved by the Board members present.

3. MDOT – Action – Condemnation, **Exhibit "Z"**

Mr. Elly made a motion to Authorize Legal Counsel to engage in proceedings to condemn Burrell property to obtain required easement necessary for MDOT utility relocation. Mr. Smith seconded the motion and it was unanimously approved by the Board members present.

4. Speaks and CB Developers End Seal / Valve – Action

Mr. Shore made a motion to authorize Legal Counsel to engage in proceedings against Speaks and CB Developers. Mr. Papania seconded the motion and it was unanimously approved by the Board members present.

5. Other

Counsel updated the Board on other Attorney matters. No Board action was taken.

8. Other Business – Director Items

A. Re-Set Workshop Date (Pre-Treatment)

Item tabled to Next Board Meeting on 12/28/2015.

B. Set Next Board Meeting Location (Surface Water Plant)

Next Board Meeting set for Monday, 12/28/2015.

C. Other (Directors)

Mr. Murphy asked if there were other Director Items. There were none.

9. Executive Session, if So Moved

Mr. Coggin requested Executive Session regarding Potential Litigation.

At 5:45 P.M. Mr. Smith made a motion to go into Closed Session to discuss issues for possible Executive Session. Mr. Shore seconded the motion and it was unanimously approved by the Board members present.

The meeting closed to determine reasons for need of Executive Session. In Closed Session it was determined there was a need to go in to Executive Session to discuss potential litigation items.

At 5:47 P.M., Mr. Elly made the motion to come out of Closed Session. The motion was seconded by Mr. Smith and it was unanimously approved by the Board members present.

At 5:55 P.M., Mr. Shore made a motion to go into Executive Session. Mr. Papania seconded the motion and it was unanimously approved by the Board members present. This was announced to the public.

In attendance were: Mr. Murphy; Mr. Smith; Mr. Elly; Mr. Shore; Mr. Papania; Mr. Coggin; Mr. Fairfield, Mr. Heidelberg and Ms. McDonald.

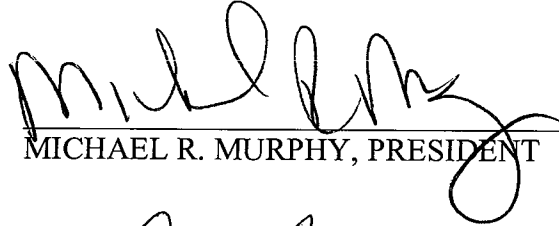
At 6:15 P.M., Mr. Smith made a motion that the Board come out of Executive Session, resume Regular Session and, all matter of business undertaken in Executive Session be brought forward. Mr. Papania seconded the motion and it was unanimously approved by the Board members present.

The meeting was re-opened to the public.

10. Adjourn

There being no further business to come before the Board, Mr. Shore 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 6:17 P.M.

WITNESS OUR SIGNATURES as approval of these Minutes on this 11th day of January, 2016.



MICHAEL R. MURPHY, PRESIDENT



ANDREW J. ELLY, SECRETARY-TREASURER