



JACKSON COUNTY UTILITY AUTHORITY

Serving the People...Protecting the Environment

Directors

Kevin Coggin • Jackson County
Thomas Eldridge • Jackson County
Andrew J. Elly • Moss Point
Kevin Miller • Jackson County
Michael R. Murphy • Pascagoula
Jerry Munro • Ocean Springs
Marshall Smith • Gautier

Jackson County Utility Authority

Regular Meeting

Board of Directors

February 26, 2018

MINUTES

1. Call to Order

The Regular meeting of the Board of Directors convened at 4:00 P.M., February 26, 2018, at 1225 Jackson Avenue, Pascagoula, MS. Board members present were: Kevin Coggin, President; Tommy Eldridge, Vice President; Kevin Miller, Secretary-Treasurer; Andrew J. Elly, Vice Secretary-Treasurer; Directors Jerry Munro, Michael Murphy, and Marshall Smith. It was determined there was a quorum.

Also present were: Tommy Fairfield, Executive Director; Johnny Groue, Deputy Director; Scott McElroy, Finance/Admin Manager; Linda Gasaway, Administrative Assistant; Edna Lott, Accounting Principal; Chase Glisson, Engineering Manager; Carrie Dennis, Operations Manager; James Heidelberg and April McDonald, Authority Counsel; Pete McMaster, Arcadis; Eric Page, Neel-Schaffer; Greg Brown, Pickering; Paul Foley, Michael Baker; Chuck Starling and Jason Gault, Kimley-Horn, and David Compton, Compton Engineering.

2. Devotion

Tommy Fairfield, Executive Director, presented the invocation.

3. Pledge of Allegiance

Director Tommy Eldridge, Vice President, led the Pledge of Allegiance.

4. Changes to Agenda, If Any

Director Coggin asked if there were any changes to the Agenda. Mr. Fairfield requested Item 7.B.4. - Trustmark – FEMA/MEMA Reimbursements Short Term Extension be added.

5. Public Recognition

Mr. Fairfield introduced Mr. Scott McElroy, JCUA Director of Finance / Administration

6. Consent Agenda

A. Accept Enhanced Environmental & Emergency Services Agreement (Puts contract agreement in place in advance of, and ready for, environmental emergency response.), **Exhibit “A”**

B. Approved Support of Jackson County Household Hazardous Waste Collection Day (Same conditions as past support.), **Exhibit “B”**

C. Approved Workforce Reduction (Equipment upgrades allow this consideration), **Exhibit “C”**

D. Metering Station Improvements (WJC – Bond Project Continuation), **Exhibit “D”**

E. Invoice Approval Graham Construction \$3,870.00 (Work Commissioned while conversion in process), **Exhibit “E”**

Director Miller made a motion to approve Items 6.A. – 6.E. as presented. Director Murphy seconded the motion. Following discussion of the Items 6.A., 6.C. and 6.D., the motion carried with a unanimous vote by the Board Members present.

7. Discussion Agenda

A. Expenditures, **Exhibit “F”**

Director Elly made a motion to approve Expenditures as presented. Director Miller seconded the motion.

Director Coggin directed staff and legal to differentiate litigation cost incurred prior to and after party dismissals.

Following discussion and clarification of expenses, the motion carried with a unanimous vote by the Board Members present.

B. FEMA – Nate

1. Accept Proposal from Michael Baker International for LS 22 and 23 Mitigation (Contingent on FEMA Authorization), **Exhibit “G”**

Director Munro made a motion to accept the proposal from Michael Banker International as presented, and contingent on FEMA approval. Director Elly seconded the motion. Following discussion, the motion carried with a unanimous vote by the Board Members present.

2. Accept Proposal from BKI for Repairs at ETP Treatment Work, **Exhibit “H”**

Director Munro made a motion to accept the proposal from BKI as presented, contingent on FEMA approval. Director Miller seconded the motion. The motion carried with a unanimous vote by the Board Members present.

3. Accept Proposal from BKI for Mitigation at PMP Treatment Works (Contingent on FEMA Authorization), **Exhibit “I”**

Director Elly made a motion to accept the proposal from BKI as presented, contingent on FEMA approval. Director Murphy seconded the motion. The motion carried with a unanimous vote by the Board Members present.

4. Trustmark – FEMA/MEMA Reimbursements Short Term Extension, **Exhibit “J”**

Director Miller made a motion to approve the Short Term Extension proposal as presented. Director Munro seconded the motion. The motion carried with a unanimous vote by the Board Members present.

C. Bond Project Action

1. Payments, **Exhibit “K”**

Mr. Fairfield gave a brief explanation of each invoice. Director Murphy made a motion to approve Bond Payments as presented. Director Smith seconded the motion. The motion carried with a unanimous vote by the Board Members present.

2. Other, If Any

Director Coggin asked if there were any other Bond Project Items. There were none.

D. MDOT Projects Action

1. Accept MDOT Agreements for Hwy 57 Phase 2 of \$3,600,000.00 and \$4,100,000.00, **Exhibit “L”**

Director Murphy made a motion to accept MDOT agreements as presented. Director Smith seconded the motion. The motion carried with a unanimous vote by the Board Members present.

2. Accept Neel Schaffer Professional Services Agreements of \$175,000.00 and \$201,600.00 (Contingent on MDOT Contract Execution), **Exhibit “L”**

Director Munro made a motion to accept the Neel-Schaffer Professional Services Agreement as presented, Contingent on MDOT Contract Execution. Director Miller seconded the motion. The motion carried with a unanimous vote by the Board Members present.

E. SRF - Woodlake

1. Change Order #2 – Add Driveway Culvert Alternate, **Exhibit “M”**

Director Munro made a motion to approve CO #2 as presented. Director Murphy seconded the motion. Director Murphy questioned the reason for the increased amount in lieu of the 18” culverts. Greg Brown, Pickering Firm, explained the reason for the recommendation and that the contract will see a reduced cost in the end by using the lesser expensive and smaller culverts in lieu of the 18” culverts when necessary. The motion carried with a unanimous vote by the Board Members present.

F. Fee Waiver Request – Habitat for Humanity, **Exhibit “N”**

Director Miller made a motion to waive the Account Origination Fee (\$50.00), Inspection Fees (\$55.00) and charge actual cost of Material and Labor. Director Smith second the motion.

Director Elly made a substitute motion to waive the JCUA Origination and Inspection Fees and the total cost of the Grinder Station Material Cost (\$1325.00) and Installation Fee (\$1325.00). This motion died due to lack of a second.

Director Miller amended his motion to waive the JCUA Origination and Inspection Fees (\$105.00) and JCUA Labor (which is projected to be a \$600.00 reduction). Director Murphy seconded the motion. The motion carried with a unanimous vote by the Board Members present.

G. Other, If Any

Director Coggin asked if there were any other Discussion Agenda Items. There were none.

8. Board Attorney

A. Report

Counsel updated the Board on Attorney matters and requested Executive Session regarding litigation issues. No Board action was taken.

B. Other, If Any

Director Coggin asked if there were any other Board Attorney Items. There were none.

9. Director Items

Director Murphy recognized the work performed by staff and legal with the cities regarding litigation.

10. Executive Session (If Needed)

At 4:49 P.M., Director Miller made a motion to go into Closed Session to discuss issues regarding Litigation matters for possible Executive Session. Director Murphy 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 litigation matters.

At 4:50 P.M., Director Miller made the motion to come out of Closed Session. Director Murphy seconded the motion and it was unanimously approved by the Board members present.

At 4:51 P.M., Director Murphy made a motion to go into Executive Session. Director Smith seconded the motion and it was unanimously approved by the Board members present. This was announced to the public. Eric Page, Neel-Schaffer was asked to join the Executive Session.

In attendance were: Directors Coggin, Miller, Eldridge, Elly, Munro, Murphy and Smith; Mr. Fairfield; Mr. Heidelberg; Ms. McDonald, and Eric Page, Neel-Schaffer.

At 5:05 P.M., Mr. Page left the Executive Session.

At 5:35 P.M., Director Elly made a motion that the Board come out of Executive Session and resume Regular Session. Director Smith seconded the motion and it was unanimously approved by the Board members present.

No business was undertaken in Executive Session.

At 5:36 P.M., the meeting was re-opened to the public and regular session resumed.

11. Discussion Regarding Certain Assets in the EUD Area, Exhibit "O"

Director Elly motion to authorize Legal Counsel to draft several agreements between the City of Moss Point and the JCUA and the JCUA and MDOT as summarized. Director Murphy seconded the motion. The motion carried with a unanimous vote by the Board Members present.

12. Response to West Jackson County Utility District, Exhibit "P"

Director Smith motion to authorize Legal Counsel to respond to Legal Counsel for WJCUD as presented in the draft. Director Eldridge seconded the motion. Following discussion, Director Coggin called for a vote. Motion carried with six (6) Yea votes, Coggin, Eldridge, Miller, Elly, Munro and Smith. Director Murphy voted Nay.

13. Response to the City of Ocean Springs, Exhibit "Q"

Director Murphy motion to authorize Legal Counsel to respond to the proposal from the City of Ocean Springs in a manner similar to the City of Moss Point and City of Pascagoula. Director Miller seconded the motion. Motion carried with six (6) Yea votes, Coggin, Eldridge, Miller, Elly, Murphy and Smith. Director Munro abstained from voting.

14. Adjourn

There being no further business to come before the Board, Director Smith made the motion to adjourn. Director Elly seconded the motion. The motion carried with a unanimous vote by the Board Members present. The meeting was adjourned at 5:45 P.M.

WITNESS OUR SIGNATURES as approval of these Minutes on this 12th day of March, 2018.



KEVIN COGGIN, PRESIDENT



KEVIN MILLER, SECRETARY-TREASURER