

HARRISON COUNTY UTILITY AUTHORITY  
BOARD MEETING  
October 6, 2016

Be it remembered that a meeting of the Harrison County Utility Authority Board of Directors was held on October 6, 2016, at 9:00 a.m. at the Harrison County Utility Authority Board Room, at 10271 Express Drive in Gulfport, Mississippi. In attendance were:

BOARD AND STAFF:

Supervisor Marlin Ladner, Harrison County (1), Director  
Dr. John Kelly, representing the City of Gulfport  
Mayor Andrew "Fofa" Gilich, City of Biloxi, Director  
Mayor Billy Skellie, City of Long Beach, Director  
Mr. Al Gombos, representing the City of D'Iberville  
Supervisor Angel Kibler-Middleton, Harrison County (2), Director  
Mayor Chipper McDermott, City of Pass Christian, Director  
Mr. T. Russell Nobile, Wise Carter Attorneys, Esquire  
Mr. Donald Scharr, Executive Director, HCUA  
Ms. Patra Roberts, Office Manager, HCUA  
Mr. Michael VanCourt, Comptroller, HCUA  
Mr. John Wilson, O & M Manager, HCUA  
Mr. Seren Ainsworth, Solid Waste Coordinator, HCUA

ABSENT:

Mayor Billy Hewes, City of Gulfport, Director  
Mr. James Simpson, Wise Carter Attorneys, Esquire

AUDIENCE:

Mr. Jeff Riopelle, Knesal Engineering  
Mr. Scott Holland, Knesal Engineering  
Mr. Kris Riemann, City of Gulfport  
Mr. Demery Grubbs, Government Consultants  
Mr. Derrel Wilson, Utility Partners  
Mr. Bobby Knesal, Utility Partners  
Ms. Cindy Lamb, Pickering Engineering Firm  
Mr. Chris Anthony, WPSCO  
Ms. Jenna Bennett, Team Waste  
Mr. Paul Foley, Michael Baker International  
Mr. Peter Abide, City of Biloxi

Letters of designation are attached hereto as exhibit "A".

There being a quorum sufficient to transact business of the Authority, Supervisor Ladner called the meeting to order. The following proceedings were had and done.

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**A. Opening Prayer and Pledge of Allegiance**

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**B. Public Comments** – Supervisor Ladner opened the floor for public comments. There were no public comments.

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**C. Approval of Board Meeting Minutes dated September 1, 2016**

A correction was made to the meeting minutes to remove a typo on page 10. The words “until after Executive Session” were deleted from the motion.

Mr. Gombos made a motion to approve the Corrected Board Meeting Minutes dated September 1, 2016, seconded by Mayor McDermott. A roll call vote resulted in the following votes:

Biloxi	voted	aye
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye
Harrison County (2)	voted	aye
Pass Christian	voted	aye

The motion passed.

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**D. Approval of Board Meeting Minutes dated September 15, 2016**

Mr. Gombos made a motion to approve the Board Meeting Minutes dated September 15, 2016, seconded by Mayor McDermott. A roll call vote resulted in the following votes:

Biloxi	voted	aye
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye
Harrison County (2)	voted	aye
Pass Christian	voted	aye

The motion passed.

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#### **E. Approval of HCUA Claims Docket dated October 7, 2016**

Mr. Gombos made a motion to approve the HCUA Claims Docket dated October 7, 2016, seconded by Mayor Gilich. A roll call vote resulted in the following votes:

Biloxi	voted	aye
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye
Harrison County (2)	voted	aye
Pass Christian	voted	aye

The motion passed. A copy of the Claims Docket is attached hereto as exhibit "B".

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#### **F. CDBG – Requests for Cash**

On behalf of the CDBG Grant Administrator, Gouras and Associates, Mr. Scharr recommended the approval of the Request for Cash in the amount of \$2,674.03.

Mayor McDermott made a motion to approve the Request for Cash in the amount of \$2,674.03 based on the recommendation of the Grant Administrator and Mr. Scharr, seconded by Mayor Skellie. A roll call vote resulted in the following votes:

Biloxi	voted	aye
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye
Harrison County (2)	voted	aye
Pass Christian	voted	aye

The motion passed. A copy of the Request for Cash Summary is attached hereto as exhibit "C".

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#### **G. 1 - Technical Committee Minutes – September 7, 2016**



Mr. Gombos made a motion to approve the Technical Committee meeting minutes dated September 7, 2016, seconded by Mayor Skellie. A roll call vote resulted in the following votes:

Biloxi	voted	aye
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye
Harrison County (2)	voted	aye
Pass Christian	voted	aye

The motion passed.

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## **G. 2 - Technical Committee Minutes – September 28, 2016**

Mayor Skellie made a motion to approve the Technical Committee meeting minutes dated September 28, 2016, seconded by Mr. Gombos. A roll call vote resulted in the following votes:

Biloxi	voted	aye
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye
Harrison County (2)	voted	aye
Pass Christian	voted	aye

The motion passed.

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## **H. a — Financial Reports – Non-CDBG**

Mr. VanCourt provided a brief overview of the current budget status.

Dr. Kelly made a motion to accept the Financial Report – Non-CDBG, seconded by Mayor McDermott. A roll call vote resulted in the following votes:

Biloxi	voted	aye
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye
Harrison County (2)	voted	aye

Pass Christian                      voted                      aye

The motion passed.

## **H. b – Financial Reports – CDBG**

Mr. Scharr stated HCUA is moving quickly to close out projects. All projects are on schedule at this time. He stated HCUA has begun de-obligating funds, in anticipation of the grant close out.

Dr. Kelly made a motion to accept the Financial Report – Non-CDBG, seconded by Mayor Gilich. A roll call vote resulted in the following votes:

Biloxi	voted	aye
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye
Harrison County (2)	voted	aye
Pass Christian	voted	aye

The motion passed.

A copy of the Non-CDBG Financial Report is attached hereto as exhibit "D".

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## **Old Business**

### **I. 1 a – Bond Refinancing Update**

Mr. Grubbs provided a status update on the bond refinancing process. He stated Government Consultants sent out more than 60 responses for direct placement of the bonds. Of those responses nine proposals were received. Mr. Grubbs has presented both a 5-year and 10-year option. He recommended the 10-year option.

There was significant discussion on reducing of the cost of issuance fees. Mr. Grubbs advised a meeting is scheduled next week, with Mr. Simpson to finalize the fee negotiations. Based on previous discussions, Mr. Scharr stated he anticipates the final cost of issuance to be in the 1.2 – 1.3 percent range.

Mr. Scharr recommended a Special Board Meeting be held on Thursday, November 13, 2016 for review and acceptance of the final cost of issuance fees.

Mr. Grubbs requested authorization to move forward with the process and to submit the application to the Mississippi Development Bank on October 19, 2016.

He stated the Board will be presented with the final documents for approval to execute at the October 20, 2016 Board Meeting.

The Board authorized Mr. Grubbs to move forward with the 10-year proposal.

No action required. A copy of the proposal summary is attached hereto as exhibit "E".

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**New Business - CDBG**

**I. 2 a 1 – HARCUA-02 Budget Modification No. 69**

Mayor McDermott made a motion to approve HARCUA-02 Budget Modification No. 69 based on the recommendation of Mr. Scharr, seconded by Mayor Gilich. A roll call vote resulted in the following votes:

Biloxi	voted	aye
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye
Harrison County (2)	voted	aye
Pass Christian	voted	aye

The motion passed. A copy of the modification is attached hereto as exhibit "F".

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**I. 2 a 2 – S21 Revision No. 8 (Summary) to Work Order No. 2 – W. G. Yates & Sons Construction**

Mayor Skellie made a motion to approve S21 Revision No. 8 (Summary) to Work Order No. 2 – W. G. Yates & Sons Construction based on the recommendation of Mr. Newton, seconded by Mayor Gilich. A roll call vote resulted in the following votes:

Biloxi	voted	aye
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye
Harrison County (2)	voted	aye
Pass Christian	voted	aye

The motion passed. A copy of the revision is attached hereto as exhibit "G".

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**I. 2 a 3 – S14 Change Order No. 4 – Jay Bearden Construction, Inc.**

Mayor Skellie made a motion to approve S14 Change Order No. 4 – Jay Bearden Construction, Inc. based on the recommendation of Mr. Newton, seconded by Supervisor Middleton. A roll call vote resulted in the following votes:

Biloxi	voted	aye
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye
Harrison County (2)	voted	aye
Pass Christian	voted	aye

The motion passed. A copy of the change order is attached hereto as exhibit "H".

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**Non-CDBG**

**I. 2 b 1 – Pineville CIAP Sewer Project #2 – Payment Request – J. Levens Builders, Inc. (\$31,875.35)**

Dr. Kelly made a motion to approve the Pineville CIAP Sewer Project # 2 – Payment Request – J. Levens Builders, Inc. (\$31,875.35) based on the recommendation of Mr. Wilson, seconded by Mayor McDermott. A roll call vote resulted in the following votes:

Biloxi	voted	aye
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye
Harrison County (2)	voted	aye
Pass Christian	voted	aye

The motion passed. A copy of the payment request is attached hereto as exhibit "I".



## **I. 2 b 2 – Old Highway 67 North Pump Station – RPR Services**

Mr. Gombos made a motion to approve the award for Old Highway 67 North Pump Station - RPR Services – Thompson Engineering, seconded by Mayor Gilich. A roll call vote resulted in the following votes:

Biloxi	voted	aye
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye
Harrison County (2)	voted	aye
Pass Christian	voted	aye

The motion passed. A copy of the proposal is attached hereto as exhibit "J".

## **I. 2 b 3 - Report on Efforts to Secure Potential Funding for HCUA Projects**

Mr. Scharr reported to the Board on his efforts for identifying additional funding opportunities, during his recent trip to Washington D.C. Mr. Scharr stated that he and Ms. Raley met with Senator Wicker, Senator Cochran, and staff from Congressman Palazzo's office. Mr. Scharr advised that they identified some funding opportunities that have already been approved in recent legislation. HCUA will continue to pursue these opportunities.

Mr. Scharr advised that MDEQ has indicated that they would support HCUA in our efforts to secure money from the BP Grant funds. Mr. Scharr advised that he met with the Covington Group this week.

## **J. Solid Waste Report**

Mr. Ainsworth provided the Board with the Waste Pro complaints received by HCUA for September 2016 and the Recycle Report.

Mr. Scharr advised the Board that HCUA will be issuing Notice of Violations to Waste Pro for their failure to remedy issues according to contract requirements. The fines associated with the violations total approximately \$80,000 – \$90,000.

## **K. Executive Director's Report.**

There was no Executive Director's Report.



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## L. Executive Session

Mayor McDermott made a motion to enter into closed session to determine the need for Executive Session.

A roll call vote resulted in the following votes:

Biloxi	voted	aye
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye
Harrison County (2)	voted	aye
Pass Christian	voted	aye

The motion passed.

Supervisor Ladner asked if there was a need for Executive Session.

Mr. Scharr stated he needed to discuss a personnel matter in Executive Session.

Mayor McDermott made a motion to enter Executive Session, seconded by Mayor Skellie. A roll call vote resulted in the following votes:

Biloxi	voted	aye
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye
Harrison County (2)	voted	aye
Pass Christian	voted	aye

The motion passed. The Board entered into Executive Session.

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Mayor McDermott made a motion to exit Executive Session and return to Open Session, seconded by Mr. Gombos. A roll call vote resulted in the following votes:

Biloxi	voted	aye
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye

Harrison County (2)	voted	aye
Pass Christian	voted	aye

The motion passed. The Board returned to Open Session.

No action taken in Executive Session.

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Mayor Gilich introduced Mr. Peter Abide, as the new City Attorney for the City of Biloxi.

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**M. Adjourn** - At this time Mayor McDermott made a motion to adjourn, seconded by Mayor Gilich. A roll call vote resulted in the following votes:

Biloxi	voted	absent
Gulfport	voted	aye
D'Iberville	voted	aye
Long Beach	voted	aye
Harrison County (1)	voted	aye
Harrison County (2)	voted	aye
Pass Christian	voted	aye

The motion to adjourn passed.

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Harrison County Utility Authority

  
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