

HARRISON COUNTY UTILITY AUTHORITY  
BOARD MEETING  
September 20, 2018

Be it remembered that a meeting of the Harrison County Utility Authority Board of Directors was held on September 20, 2018 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:

Mayor Chipper McDermott, City of Pass Christian, Director  
Mr. Bernie Parker, representing the City of Long Beach  
Mr. Al Gombos, representing the City of D'Iberville  
Mayor Billy Hewes, City of Gulfport, Director  
Supervisor Angel Kibler-Middleton, Harrison County (2), Director  
Supervisor Marlin Ladner, Harrison County (1), Director  
Mayor Andrew "Fofu" Gilich, City of Biloxi, Director  
Mr. James Simpson, Wise Carter Attorneys, Esquire  
Mr. Donald Scharr, Executive Director, HCUA  
Ms. Patra Roberts, Office Manager, HCUA  
Ms. Julie Christian, Chief Financial Officer, HCUA  
Mr. John Wilson, O & M Manager, HCUA  
Mr. Alan Lane, Solid Waste Coordinator, HCUA

ABSENT:

Mayor George Bass, City of Long Beach, Director

AUDIENCE:

Mr. Andy Phelan, Pickering Firm  
Mr. Kris Riemann, City of Gulfport  
Mr. Jason Overstreet, Overstreet & Associates  
Mr. Jim Huentelman, Inframark  
Mr. Damon Torricelli, Neel Schaffer  
Mr. Buford Clark, Waste Management  
Ms. Jenna Bennett, Waste Management  
Mr. Sam Williams, Waste Management  
Mr. Bobby Knesal, Utility Partners  
Mr. Derrel Wilson, Utility Partners

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

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

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

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**B. Public Comments**

Mr. Parker opened the floor for public comments. There were no public comments.

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**C. Public Hearing on the Proposed FY 2019 Budget and Water and Wastewater Rates**

Mayor McDermott made a motion to open the public hearing for comments, 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. The public hearing was opened for public comments.

There were no comments.

Mayor McDermott made a motion to close the public hearing, 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. A copy of the public hearing notice is attached hereto as exhibit "B".

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**D. Approval of the Claims Docket dated September 21, 2018**

Mr. Gombos made a motion to approve the Claims Docket dated September 21, 2018, 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 "C".

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**E. Approval of Board Meeting Minutes dated September 6, 2018**

Mr. Gombos made a motion to approve the Board Meeting Minutes September 6, 2018, 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 meeting minutes is attached hereto as exhibit "D".

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**F. Technical Committee Meeting Minutes dated September 12, 2018**

Supervisor Middleton made a motion to spread on the minutes the Technical Committee Meeting Minutes dated September 12, 2018, 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 meeting minutes is attached hereto as exhibit "E".

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**G. Financial Report**

Ms. Christian provided the board with a financial report as of August 31, 2018.

Mr. Gombos made a motion to accept the Financial Report as presented, 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 financial report is attached hereto as exhibit "F".

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**Old Business**

**H. 1 a – Waste Management Pecan Grove Landfill – Request for CPI Adjustment**

Mayor Hewes stated that he will not vote for any CPI adjustments for the remainder of the contract period.

Mayor McDermott made a motion to approve the Waste Management Pecan Grove Landfill – Request for CPI Adjustment, seconded by Mr. Gombos. A roll call vote resulted in the following votes:

|                     |       |     |
|---------------------|-------|-----|
| Biloxi              | voted | aye |
| Gulfport            | voted | nay |
| 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 attached hereto as exhibit "G".

Mr. Simpson reminded the board that anything that affects bonds or rates must have a unanimous vote. He stated that he will research whether the vote on the CPI increase will stand. Mr. Simpson will advise Mr. Scharr with his determination.



**New Business**

**H. 2 a 1 – Consideration for Adoption – Proposed Fiscal Year 2019 Water and Wastewater Rates**

**Non-Agenda Discussion**

Supervisor Ladner asked HCUA to consider what actions can be taken to require utility districts to provide services to residents who are in their service areas, specifically in Sutter’s service area. Mr. Simpson advised that he would check on the status of the agreement between Sutter and HCUA. Mr. Scharr stated this will be an agenda item at the next board meeting.

Mr. Gombos made a motion to approve the Proposed Fiscal Year 2019 Water and Wastewater Rates, seconded by Supervisor Ladner. 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 connection policy is attached hereto as exhibit "H".



**H. 2 a 2 – Consideration for Adoption – Proposed Fiscal Year 2019 Budget**

Mr. Gombos made a motion to approve the Proposed Fiscal Year 2019 Budget, 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 budget is attached hereto as exhibit "I".



**H. 2 b – Eagle Point Lagoon Closure – Amendment to Engineering Contract**

Mayor Hewes requested a project overview related to these three Eagle Point Lagoon agenda items.

Mr. Gombos made a motion to approve the Eagle Point Lagoon Closure – Amendment to Engineering Contract, seconded Supervisor Ladner. 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 amendment is attached hereto as exhibit "J".



**H. 2 c – Eagle Point Lagoon Closure – Amendment to RPR Contract – Pickering Firm**

Mayor Gilich made a motion to approve the Eagle Point Lagoon Closure – Amendment to RPR Contract, 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. A copy of the amendment is attached hereto as exhibit "K".



**H. 2 d – Eagle Point Lagoon Closure – Change Order No. 2 – Advanced Construction**

Mayor Gilich made a motion to approve the Eagle Point Lagoon Closure – Change Order No. 2 – Advanced Construction, 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. A copy of the change order is attached hereto as exhibit "L".

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**H. 2 e – HCUA Contract Management/RPR Services - Discussion**

Mr. Scharr advised that there has been some discussion with the technical committee on how to address construction management/ RPR services. The technical committee was presented with three potential options. The technical committee has made a recommendation on in-house contract management services. Mr. Scharr stated that he and the committee are still reviewing this and he is not ready to make a recommendation to the board at this time.

No action taken.

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**H. 2 f – S-14 Project Update - Discussion**

Mr. Scharr stated that he is meeting with Corps of Engineers next week. They will conduct a site visit.

A letter was sent to MDEQ for formal notification of the issues with Steve Day's lagoon. Mr. Scharr hand-delivered the letter to the head of the enforcement compliance section. He stated that MDEQ is aware of the issues.

Supervisor Ladner asked what can be done to the lagoon to remedy the overflow in the creek. Mr. Gombos stated that he doesn't believe that this is being taken seriously by all parties.

Supervisor Middleton recounted a telephone conversation with the lagoon owner where he told her that he heard she said he had raw sewage leaking from his lagoon during our last board meeting. She stated she collected samples from his lagoon on this same day which contains fecal coliform.

Mr. Scharr stated that he would contact MDEQ to find what they are doing to remedy the issue with the lagoon.

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**I. Solid Waste Report**

Mr. Lane provided a summary of the Solid Waste Report for the month of August 2018.

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**J. Executive Director's Report**

There was a discussion regarding the leachate proposal for HCUA to resume disposing of leachate at its facilities. Leachate was being disposed at the North Gulfport treatment facilities several years ago. There were some issues associated with that and HCUA stopped allowing disposal of leachate. Waste Management has approached HCUA about resuming the disposal at HCUA facilities.

Mayor Hewes stated he has major concerns about the possible revenue benefit versus the risks associated with this program. He has requested more information before any further consideration.

Mr. Scharr reminded the board of the event cleanup assistance that is available from Waste Management and Pelican Waste. He wanted to encourage the member agencies to take advantage of this benefit. He will send out an email to the directors regarding the details. The event cleanup assistance is provided upon request of the member agency.

Mr. Lane stated Waste Management is required to assist with 8 events per year at 4 hours for each event. Pelican Waste is required to assist with 4 events per year at 4 hours each.

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**J. Executive Session**

There was no need for executive session.

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**K. Adjourn** - At this time Mayor McDermott made a motion to adjourn, 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 to adjourn passed.



Harrison County Utility Authority



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