

HARRISON COUNTY UTILITY AUTHORITY  
BOARD MEETING  
October 4, 2018

Be it remembered that a meeting of the Harrison County Utility Authority Board of Directors was held on October 4, 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  
Mayor Andrew "Fofo" Gilich, City of Biloxi, Director  
Supervisor Angel Kibler-Middleton, Harrison County (2), Director  
Supervisor Marlin Ladner, Harrison County (1), 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:

Ms. Cara Wagner, Pickering Firm  
Mr. Rick Tubertini, The Reserve at Carr Bridge  
Mr. Damon Torricelli, Neel Schaffer  
Ms. Jenna Bennett, Waste Management  
Mr. Sam Williams, Waste Management  
Mr. Michael Yarbrough, Waste Management  
Mr. Tommy Thibodeaux, Pelican Waste  
Ms. Colby Cantrell, Pelican Waste  
Mr. Charles Roberts, Pelican Waste  
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**

## **B. Public Comments**

Mr. Parker opened the floor for public comments.

Mr. Gombos presented Mr. Scharr with a letter from the City of D'Iberville with appreciation for HCUA support in their annual city clean-up for Cruisin' the Coast.

A copy of the letter is attached hereto as exhibit "B".

## **C. Approval of the Claims Docket dated October 5, 2018**

Mr. Gombos made a motion to approve the Claims Docket dated October 5, 2018, 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 claims docket is attached hereto as exhibit "C".

## **D. Approval of Board Meeting Minutes dated September 20, 2018**

McDermott made a motion to approve the Board Meeting Minutes dated September 20, 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 "D".

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**E. Technical Committee Meeting Minutes dated September 26, 2018**

Mr. Gombos noted a correction to the technical committee minutes on item B.1 a. The first paragraph incorrectly shows Mr. Gombos seconded the motion for discussion. The minutes were corrected to reflect that Ms. LeBatard seconded the motion for discussion.

Mr. Gombos made a motion to spread on the minutes the Corrected Technical Committee Meeting Minutes dated September 26, 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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**Old Business**

**F. 1 a – Waste Management CPI Adjustment – Discussion**

Mr. Simpson advised that he is preparing a written opinion letter on the matter of whether the board's previous vote, during the September 20, 2018 Board Meeting, is valid or if it requires a unanimous vote. Mr. Simpson stated that the statute requires a unanimous vote on things that affect rates, bonds, or capital projects.

Mr. Simpson stated that he does not believe the CPI adjustment requires a unanimous vote because it does not affect rates. He stated that Mr. Scharr said the CPI adjustment would not require an amendment to the budget. Mr. Scharr stated the solid waste disposal costs are billed to member agencies on actual costs.

Mayor Hewes stated he believes the matter is a rate discussion, independent of the budget consideration. He recommended setting the matter aside until the next board meeting to allow for further discussion of the Waste Management per household payments to the City of Gulfport.

There was no action taken. Mr. Simpson will draft a written opinion and distribute to the board. The item will be placed on the next board meeting agenda.

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**New Business**

**F. 2 a – Keegan Bayou SBR No. 3 Liner Installation – Contract Award – Phoenix Coatings**

Mayor McDermott made a motion to approve Keegan Bayou SBR No. 3 Liner Installation – Contract Award – Phoenix Coatings, 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 memorandum is attached hereto as exhibit "F".

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**F. 2 b – Utility Partners Contract Amendment No. 6**

Mr. Scharr recommended approval of the contract amendment for additional support from Utility Partners for step/grinder system maintenance and wastewater disconnection services.

Mr. Gombos made a motion to approve Utility Partners Contract Amendment No. 6, 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 amendment is attached hereto as exhibit "G".

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## **F. 2 c – Authorization to Advertise for HCUA Annual Audit Services**

Mr. Gombos made a motion to approve Authorization to Advertise for HCUA Annual Audit Services, 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 memorandum is attached hereto as exhibit "H".

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

Mr. Scharr stated HCUA staff was scheduled to meet with the Army Corps of Engineers last week on the S-14 project. The site visit was rescheduled for October 10<sup>th</sup> -12<sup>th</sup>, due to weather conditions.

He stated he met Ms. Diane Schober, who is the head of the MDEQ Enforcement group. She is preparing a response to HCUA, which is expected to be sent out tomorrow. Ms. Schober indicated that Riverbend Utilities is not in compliance with their permit. Mr. Gombos requested written clarification from HCUA regarding the matter.

Supervisor Middleton stated a developer recently notified her that they received will-serve letters from Riverbend Utilities to add 101 homes to that would be serviced by Mr. Day's lagoon.

## **H. Executive Session**

Mr. Simpson stated there was no need for Executive Session.

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

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