



JACKSON COUNTY UTILITY AUTHORITY

Serving the People...Protecting the Environment

Directors

Thomas Eldridge • Jackson County
Andrew J. Elly • Moss Point
William Lanham • Gautier
Frank Mallette • Jackson County
Guy Moore • Pascagoula
Jerry Eldridge • Ocean Springs
Rickey Murphy • Jackson County

Jackson County Utility Authority

Regular Meeting
Board of Directors
January 10, 2022

MINUTES

(Amended)

1. Call to Order

The Regular meeting of the Board of Directors convened at 4:00 P.M., January 10, 2022, at 1225 Jackson Avenue, Pascagoula, MS. Board members present were: Director Eldridge, Vice President; Director Elly, Secretary / Treasurer, and Directors Lanham, Mallette and Murphy. Director Munro, President and Director Moore, Vice Secretary / Treasurer attended via Zoom. It was determined there was a quorum. Please note, Director Munro was unable to attend in person; therefore, Director Eldridge Chaired the Board Meeting.

Also present were: Eric Page, Executive Director; Linda V. Gasaway, Executive Assistant; Chase Glisson, Director of Engineering; Linda Green, Director of Finance; Carrie Dennis, O&M Manager; Tara Fulton, HR Manager; James Heidelberg and April McDonald, Authority Counsel; Pete McMaster, Arcadis; Chuck Starling, Kimley-Horn; Greg Brown, Pickering; Dennis Reeves, Overstreet and Ramona Morgan, City of Gautier. Johnny Groue, Director of Operations, attended via Zoom.

2. Devotion

Mr. Page presented the invocation.

3. Pledge of Allegiance

Director Mallette led the Pledge of Allegiance.

4. Changes to Agenda, If Any

Director Eldridge asked if there were any changes to the Agenda. There were none.

5. Public Recognition

Director Eldridge asked if there were any other Public to Recognize. There were none.

6. Consent Agenda

A. Adopt – December 6, 2021 Board Meeting Minutes, **Exhibit “A”**

B. Adopt – December 16, 2021 Emergency Called Board Meeting Minutes, **Exhibit “B”**

C. Adopt – December 20, 2021 Board Meeting Minutes, **Exhibit “C”**

- Director Moore made a motion to Approve Consent Items 6.A. – 6.C. as presented. Director Elly seconded the motion. Director Eldridge asked if there were any questions or comments, there were none. Motion carried with a unanimous vote by the Board Members present.

7. Discussion Agenda

A. Expenditures, **Exhibit “D”**

Following questions and comments, Director Murphy made a motion to Approve the Expenditures as presented. Director Munro seconded the motion. Director Eldridge asked if there were any other questions or comments, there were none. Motion carried with a unanimous vote by the Board Members present.

B. Projects

1. Consider – Groveland PS 8 Rehab – Kimley-Horn Construction Phase Services Invoice No. 20194086, **Exhibit “E”**

Mr. Page presented this item and deferred to Mr. Glisson and Mr. Starling for questions. Director Elly made a motion to Approve Kimley-Horn Invoice No. 20194086 as presented. Director Murphy seconded the motion. Director Eldridge asked if there were any questions or comments, there were none. Motion carried with a unanimous vote by the Board Members present.

2. Consider – Tucker Rd PS#6 Relocation – Kimley-Horn Construction Phase Services Invoice No. 20194085, **Exhibit “F”**

Mr. Page presented this item and deferred to Mr. Glisson and Mr. Starling for questions. Following questions and comments, Director Murphy made a motion to Approve Kimley-Horn Invoice No. 20194085 as presented. Director Mallette seconded the motion. Director Eldridge asked if there were any other questions or comments, there were none. Motion carried with a unanimous vote by the Board Members present.

3. Consider – South Central Wastewater Flow Routing to Gautier POTW – Kimley-Horn Design Phase Services Invoice No. 20318055, **Exhibit “G”**

Mr. Page presented this item. Director Lanham made a motion to Approve Kimley-Horn Invoice No. 20318055 as presented. Director Murphy seconded the motion. Director Eldridge asked if there were any questions or comments, there were none. Motion carried with a unanimous vote by the Board Members present.

4. Consider – West Regional Water System Improvements Phase 2 – Request to Proceed with Negotiations for Easement Acquisitions, **Exhibit “H”**

Mr. Page presented this item and deferred to Mr. Brown for questions. Following questions and comments, Director Murphy made a motion to Approve request to proceed with easement acquisition negotiations as presented. Director Munro seconded the motion. Director Eldridge asked if there were any other questions or comments, there were none. Motion carried with a unanimous vote by the Board Members present.

5. Consider – Request to Submit Project Ranking Requests to MSDH for ARPA & Infrastructure Grant Project Considerations, **Exhibit “I”**

Mr. Page presented this item. Following questions, comments and discussion, Director Lanham requested this item be pulled for further discussion in Executive Session.

8. Administrative Items

A. Consider – Resolution – Emergency Declaration – POTW-7C (PMP) Clarifier No. 4, **Exhibit “J”**

Mr. Page presented this item. Following questions, comments and discussion, Director Elly made a motion to Approve the Emergency Resolution as presented. Director Murphy seconded the motion. Vote was taken by Roll Call, motion carried with all Board Members present voting Yea.

B. Consider – Resolution – Update Trustmark Certificate of Authorized Persons for Bank Account, **Exhibit “K”**

Mr. Page presented this item. Director Munro made a motion to Approve the Resolution updating authorized persons for the Trustmark Bank Account. Director Lanham seconded the motion. Director Eldridge asked if there were any questions or comments, there were none. Motion carried with a unanimous vote by the Board Members present.

C. Consider – ESET Endpoint Encryption - 1 Year Subscription, **Exhibit “L”**

Mr. Page presented this item. Following questions and comments, Director Mallette made a motion to Approve ESET Endpoint Encryption one year subscription as presented. Director Munro seconded the motion. Director Eldridge asked if there were any other questions or comments, there were none. Motion carried with a unanimous vote by the Board Members present.

D. Consider – Ultrasonic Fluxus F401 Portable Flowmeter – Request to Purchase, **Exhibit “M”**

Mr. Page presented this item. Following questions and comments, Director Murphy made a motion to Approve the purchase request as presented. Director Mallette seconded the motion. Director Eldridge asked if there were any other questions or comments, there were none. Motion carried with a unanimous vote by the Board Members present.

E. Information Only – Tyler SAAS Software Conversion Update, **Exhibit “N”**

Mr. Page presented this item. This was for information only, no action was required.

F. Consider – Scrap Disposal Request, **Exhibit “O”**

Mr. Page presented this item. Following questions and comments, Director Murphy made a motion to Approve scrap disposal as requested. Director Mallette seconded the motion. Director Eldridge asked if there were any other questions or comments, there were none. Motion carried with a unanimous vote by the Board Members present.

G. Information Only – Pending Retail Installations Spreadsheet, **Exhibit “P”**

Mr. Page presented this item. This was for information only, no action was required.

9. Board Attorney Items

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

10. Director Items

Director Eldridge asked if there were any Director Items. Various items were discussed.

11. Executive Session (Requested)

At 4:55 P.M., Director Elly made a motion to go into Closed Session regarding matters for possible Executive Session. Director Murphy seconded the motion. The motion carried with a unanimous vote 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 into Executive Session.

At 4:56 P.M., Director Elly made the motion to come out of Closed Session. Director Murphy seconded the motion. The motion carried with a unanimous vote by the Board Members present.

At 4:56 P.M., Director Elly made a motion to go into Executive Session. Director Munro seconded the motion. The motion carried with a unanimous vote by the Board Members present.

In attendance were: Directors Eldridge, Elly, Lanham, Mallette, and Murphy. Directors Munro and Moore attended via Zoom. Mr. Page, Ms. Gasaway, Mr. Glisson, Mr. Heidelberg and Ms. McDonald.

At 5:42 P.M., Director Elly made a motion that the Board come out of Executive Session and resume Regular Session. Director Munro seconded the motion. The motion carried with a unanimous vote by the Board Members present.

No business was undertaken in Executive Session.

At 5:43 P.M., the meeting was re-opened to the public and regular session resumed.

12. Request to Submit Project Ranking Requests to MSDH for ARPA & Infrastructure Grant Project Considerations

As requested this item was discussed in Executive Session, Director Murphy made a motion to Approve the Request to Submit Project Ranking Requests to MSDH with the corrections as noted per Mr. Lanham. Director Mallette seconded the motion. Director Eldridge asked if there were any other questions or comments, there were none. Motion carried with a unanimous vote by the Board Members present.

13. Consider – WJCUD PS 21 FOG Violation Surcharge Appeal

The subject of the West Jackson County Utility District's Appeal of a July 1, 2021 surcharge in the amount of \$1,446.81 for a FOG Violation at Pump Station 21 was discussed. Since the Board determined the issue was and could involve litigation the Board, through the proper procedure, discussed the issue in Executive Session (Item 11).

After a report to the Board by Director Munro and a thorough discussion in Executive Session, the Board returned to Regular Session and it was noted again that, pursuant to JCUA Rule and Regulation, Article, 2.1, Part V, Section B., the Board had previously designated, as allowed by the Ordinance, Director Munro, to examine all the material as allowed by Ordinance and to consider all submitted evidence and, then, to report on the matter to the Board with a recommendation for a decision.

Director Munro advised that he had received the submissions of West Jackson County Utility District, the letter from West Jackson County's counsel dated November 19, 2021 with arguments and exhibits, the submission of the JCUA staff and had thoroughly considered all of the materials, data, exhibits and arguments made by the parties in the correspondence and in the detailed submission.


Director Munro reported to the Board that, in his opinion, the Pre-treatment Ordinance applied, proper testing and notice had been done, proper notice and cooperation had been offered by the JCUA to the West Jackson County Utility District and his report was a recommendation that the appeal be denied based on his evaluation of all the material.

Members of the Board heard Director Munro's presentation, his explanation of his examination and his report. The Board asked questions and requested explanations from Director Munro, which answered all questions to the satisfaction of the Board. Then, and upon a motion made by Director Munro, second by Director Murphy and request for any additional discussion, a vote was taken whereby the Board unanimously denied the appeal.


14. Adjourn

There being no further business to come before the Board, Director Murphy made the motion to adjourn. Director Mallette seconded the motion. The motion carried with a unanimous vote by the Board Members present. The meeting adjourned at 6:12 .P.M.

WITNESS OUR SIGNATURES as approval of these Minutes on this 24th day of January, 2022.



JERRY MUNRO, PRESIDENT



ANDREW J. ELLY, SECRETARY/TREASURER