



# 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 Munro • Ocean Springs  
Rickey Murphy • Jackson County

## Jackson County Utility Authority

Regular Meeting  
Board of Directors  
January 23, 2023

## MINUTES

### 1. Call to Order

The Regular meeting of the Board of Directors convened at 4:01 P.M., January 23, 2023, at 1225 Jackson Avenue, Pascagoula, MS. Board members present were: Director Eldridge, President; Director Murphy, Vice President; Director Elly, Secretary / Treasurer; Director Moore, Vice Secretary / Treasurer, Directors Lanham, Mallette and Munro. It was determined there was a quorum.

Also present were: Eric Page, Executive Director; Linda V. Gasaway, Executive Assistant; Chase Glisson, Deputy Director; Linda Green, Director of Finance; James Heidelberg and Myra Cunningham, Authority Counsel; Pete McMaster and Robert Teem, Arcadis; Wyatt Watkins, Michael Baker; Chuck Starling, Kimberly-Horn; Greg Brown, Pickering; Doug Wimberly, Nell Schaffer; Andy Phelan and Kenneth Jones, GCDD; Veronica Niolet, Jackson County Homeowner and Barbara Jones, Jackson County Resident.

### 2. Devotion

Mr. Page presented the Devotion.

### 3. Pledge of Allegiance

Director Murphy led the Pledge of Allegiance.

### 4. Changes to Agenda, If Any

Director Eldridge asked if there were any changes to the agenda. Mr. Page requested the following item be added: Add-Ons for Item 7.A. – Expenditures.

### 5. Public Recognition

Board recognized Veronica Niolet, Jackson County Homeowner in attendance regarding Item 5.B., Barbara Jones, Jackson County Resident and Andy Phelan, GCDD.

#### A. Public Recognition

Board recognized Mr. Andy Phelan with Gulf Coast Design and Development. Mr. Phelan addressed the board regarding JCUA Developer Fees, requesting relief with the Capacity Fees. Following Mr. Phelan's address, Board stated that they would review the information presented, take it under advisement and Mr. Page would follow-up with him regarding their decision. Board chose to take No Action regarding this request.

B. Consider – Veronica Niolet – 12482 Jim Ramsey Road – Requesting Help with Filling Sink Holes on Property, **Exhibit “A”**

Ms. Veronica Niolet addressed the Board regarding her request for help with filling sink holes on her property that she is of the opinion was caused by faulty pipe installation that was installed by a JCUA contractor around 2014. She is requesting dirt for leveling the sick holes and that the ditches be dug-out. Board deferred to Legal Counsel regarding this request and stated that they would take her request under advisement. Mr. Page or Mr. Glisson will follow-up with Ms. Niolet regarding the Board’s decision. Board chose to take No Action regarding this item.

6. Discussion Agenda

A. Adopt – January 9, 2023 Minutes, **Exhibit “B”**

Director Eldridge presented this item. Director Moore requested this item be changed to a discussion item for discussion of Attorney Item 10.A., Exhibit “O” regarding Reimbursement pertaining to Septic Tank Abatement Grant Money. Director Moore requested verbiage be added pertaining to Legal Counsel advising eligibility and applicable date for Septic Tank Abatement Grant Money. Following questions, comments and discussion Director Moore made a Motion to Adopt the 01/09/23 Minutes with the requested Amendment to Item 10.A. Director Murphy 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. Expenditures, **Exhibit “C”**

Director Eldridge presented these items. Following questions, comments and discussion, Director Munro made a motion to this item as presented. Director Murphy 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.

C. Information Only – Water Quality Sample Results – September 2022 – December 2022, **Exhibit “D”**

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

D. Projects

1. Consider – West Regional Water System Improvements – Phase 2 – Wallace Construction Pay App No. 5, **Exhibit “E”**

Mr. Page presented this item, stated Staff has reviewed Engineer’s recommendation, concurs and recommends payment. He then deferred to Mr. Greg Brown, Pickering Firm, for questions and update. Following update, questions and comments, Director Elly made a motion to Approve this item as presented. Director Murphy 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.

2. Consider – West Regional Water System Improvements – Phase 2 – Pickering Invoice No. 0092616, **Exhibit “F”**

Mr. Page presented this item, stated Staff has reviewed and recommends payment. Director Mallette made a motion to Approve this item as presented. Director Munro 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.

3. Consider – Tucker Road PS 6 Sewer Relocation – Hemphill Construction Pay Application No. 18, **Exhibit “G”**

Mr. Page presented this item, stated Staff has reviewed Engineer’s recommendation, concurs and recommends payment. He then deferred to Mr. Chuck Starling, Kimley-Horn, for questions and update. Following update, questions and comments, Director Murphy made a motion to Approve this item 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.

4. Consider – Tucker Road PS 6 Sewer Relocation – Kimley Horn Construction Administration and Oversight Services Invoice No. 23668129, **Exhibit “H”**

Mr. Page presented this item, stated Staff has reviewed and recommends payment. Director Moore made a motion to Approve this item 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.

5. Consider – JCUA FY 2023 Odor Study – Sole Source Equipment Purchase Request, **Exhibit “I”**

Mr. Page presented this item and deferred to Mr. Glisson for additional details. Mr. Glisson stated that Staff recommends Purchase (\$10,750.00) versus Rental (\$6,500); which will allow the equipment to be used after Odor Study as well. Following questions, comments and discussion, Director Murphy made a motion to Approve this item as presented. Director Elly 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.

7. Administrative Items

- A. Consider – Disposal Request, **Exhibit “J”**

Mr. Page presented this item. Following questions and comments, Director Murphy made a motion to Approve this item as presented. Director Elly 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. Information Only – Retail Installation Summary, **Exhibit “K”**

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

8. Board Attorney Items

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

9. Director Items

- A. Consider – Director Committee Structure Reorganization and Description Updates, **Exhibit “L”**

Director Eldridge presented this item. Following question and comments, Director Lanham made a motion to remove the Public Relations and Task Force Committees as presented. Director Murphy 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. Consider – Committee Member Assignment Update, Exhibit “M”**

Director Eldridge presented this item. Following questions and comments, Director Murphy made a motion to Approve Reconstitution of Committee Members with Director Lanham replacing Director Mallette on the proposed Budget Committee and Director Mallette replacing Director Lanham on the proposed Rates and Billing Committee, all other committee members remained 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.

**C. Director Items**

Various items were discussed.

**10. Executive Session (Requested)**

At 5:21 P.M., Director Elly made a motion to go into Closed Session regarding Potential Litigation and Personnel matters for possible Executive Session. Director Munro seconded the motion. The motion carried with a unanimous vote by the Board Members present.

Ms. Fulton entered the meeting at this time.

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.

At 5:22 P.M., Director Munro 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 5:27 P.M., Director Munro made a motion to go into Executive Session. Director Murphy seconded the motion. The motion carried with a unanimous vote by the Board Members present.

In attendance were: Directors Eldridge, Elly, Lanham, Mallette, Moore, Munro and Murphy; Mr. Page, Mr. Glisson, Ms. Green, Ms. Fulton, Mr. Heidelberg and Ms. Cunningham.

At 5:46 P.M., Director Elly made a motion that the Board come out of Executive Session and resume Regular Session. Director Mallette seconded the motion. The motion carried with a unanimous vote by the Board Members present.

No business was undertaken in Executive Session.

At 5:46 P.M., the meeting was re-opened to the public and regular session resumed.

**11. Motions Following Executive Session**

A. Director Munro made a motion to Authorize Legal Counsel to file suit again B&B and BCD regarding Hanshaw Road damage. 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.

- B. Director Munro made a motion to Authorize Legal Counsel to pursue legal action regarding Hwy. 57 Pump Station damage. 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.
- C. Director Murphy made a motion to Acknowledge and Receive a Consultant report at the request of Legal Counsel with regards to an Exit Interview. Director Munro 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.

**12. 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 5:55 .P.M.

WITNESS OUR SIGNATURES as approval of these Minutes on this 13<sup>th</sup> day of February, 2023.

  
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TOMMY ELDRIDGE, PRESIDENT

  
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ANDREW J. ELLY, SECRETARY/TREASURER