

**West Jackson County Utility District
7200 McCann Road
Biloxi, Mississippi 39532
January 27, 2022**

Regular Meeting

MINUTES

1.0 Call Meeting to Order:

The West Jackson County Utility District (WJCUD) convened the scheduled board meeting January 27, 2022, at the WJCUD general office building, 7200 McCann Road, Biloxi, MS. The meeting was called to order by Mr. Mike Montgomery, Chairman of the Board at 9:00 A.M., and it was determined that a quorum was present. A notice was posted informing the public of the meeting time. The following individuals were present:

Mr. Mike Montgomery	Chairman, WJCUD
Mr. Curtis Spiers	Vice-Chairman, WJCUD
Mr. Bryan David,	Secretary/Treasurer, WJCUD
Mr. Andy Westfall	Commissioner, WJCUD (by tele-conference)
Ms. Joan Strayham	Commissioner, WJCUD
Mr. Josh Danos	Board Attorney, WJCUD
Mr. John Hannah	General Manager, WJCUD
Mr. Scott Ramsay	Operations Manager, WJCUD
Mr. Brian Bennett	New Connections & Compliance Manager, WJCUD
Ms. Lori Goforth	HR Manager – Exec Admin. Asst., WJCUD (by tele-conference)
Ms. Donna Catalanatto	Administrative Assistant, WJCUD
Ms. Laura Davis	Accountant, WJCUD
Ms. Amanda Parisi	Assets Manager, WJCUD
Ms. Whitney McCarra	Bookkeeper, WJCUD
Mr. Gerrod Kilpatrick	Machado Patano

Members of the Public:

2.0 Pledge of Allegiance

3.0 Change to Meeting Agenda

None

4.0 Community Input

None

5.0 Consent Agenda

5.1 Reading of Previous Minutes

5.1.1 Minutes of 2021 12 16 Board Meeting

5.1.2 Minutes of 2022 01 13 Board Meeting

5.2 Financial Reports

5.3 Purchase Requisitions

5.4 Docket of Claims

Lines 1 – 38 / \$438,542.40

5.5 Leak Credits

5.6 Grinder Station Approvals

Mr. David made a motion, seconded by Ms. Strayham, approving the Consent Agenda as presented. Motion passed unanimously.

6.0 Old Business

6.1 Water Facilities Plan, Phase 4, Contract A

Mr. David made a motion, seconded by Mr. Spiers, approving CB Developers, Inc. Contract A Pay Application 9 in the amount of \$175,538.84 as recommended by Machado Patano, contingent upon approval by MDOH for currently reimbursable items. Motion passed unanimously.

6.2 Water Facilities Plan, Phase 4, Contract B

Mr. Spiers made a motion, seconded by Mr. David, approving CB Developers, Inc. Contract B Pay Application 9 in the amount of \$96,249.91 as recommended by Machado Patano, contingent upon approval by MDOH for currently reimbursable items. Motion passed unanimously.

7.0 New Business

7.1 Acquisition of Easement – Seymour PIDN 03615050.00

Mr. Spiers made a motion, seconded by Ms. Strayham, approving the resolution to approve settlement with Harold J. Seymour et al., regarding PIDN 03615050.00. Motion passed unanimously.

7.2 FEMA-MEMA Designated Applicant Agent for Hurricane Ida

Ms. Strayham made a motion, seconded by Mr. David, approving Amanda Parisi as the designated primary agent and Lori Goforth as secondary agent for Hurricane Ida. Motion passed unanimously.

8.0 Correspondence

Included for the Board's review was the following:

- Chris Howdeshell letter (2022 01 18) to WJCUD regarding recorded Dr. Tomsik easement deed
- Email chain (2022 01 18) with Mike West regarding easement along south property line
- Revised MS RESTORE sewer project application (2022 01 19) \$12,000,000 – North Cedar Grove, South Cedar Grove, Porteaux Bay, Lorraine Circle, Langley Point

9.0 District Operations

9.1 Attorney Report

Items will be discussed in executive session

9.2 Manager Report

Updates were given on the following:

- ❖ WWFP Phase 3 & 4 Overall Map
- ❖ New Developments with WJCUD Service Area with map
- ❖ Wager Unit Costs for Moreton Lift Station; including sewer gas escape testing plan
- ❖ Non-compliance along Dantzler Road
- ❖ On-Call Shift
- ❖ Windsor Porte Customer with Billing Issue due to Excess Water Usage

10.0 Executive Session – If So Move

Mr. David made a motion, seconded by Mr. Spiers, to go into closed session to determine whether executive session is necessary and proper. Motion passed unanimously.


Mr. David made a motion, seconded by Ms. Strayham, to stay in executive session to discuss: potential litigation with Compton Engineering and ongoing litigation with JCUA. Motion passed unanimously. (Mr. Spiers was briefly absent for the vote, so only the other 4 voted)

Ms. Strayham made a motion, seconded by Mr. Spiers, to return to open session. Motion passed unanimously.

11.0 Other Business

12.0 Adjournment

A motion was made by Mr. David, seconded by Mr. Spiers, to adjourn the meeting at 10:20 A.M. January 27, 2022. Motion passed unanimously.

A handwritten signature in black ink, appearing to read 'Bryan David', is written over a horizontal line. The signature is somewhat stylized and includes a large loop.

Bryan David
SECRETARY/TREASURER, WJCUD

ORDER NUMBER _____

WHEREAS, the West Jackson County Utility District (hereinafter, "the District") has entered Contract A with CB Developers, Inc. (hereinafter, "CBD") relating to Water Facilities Plans, Phase 4; and

WHEREAS, Staff requests Board consideration and approval of **Pay Application No. 9** in the amount of **\$175,538.84** as recommended by Machado Patano, contingent upon approval by the Mississippi Department of Health for currently reimbursable items; and

WHEREAS, the Board of Commissioners hereby finds that approval of this request is in the best interests of the District;

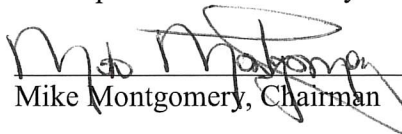
IT IS THEREFORE ORDERED by the Board of Commissioners of West Jackson County Utility District, that Pay Application 9 is hereby approved and authorized, contingent upon approval by the Mississippi Department of Health for currently reimbursable items.

IT IS FURTHER ORDERED that the General Manager is authorized to execute any and all documents necessary for this purpose.

The motion to approve the foregoing Order was made by B. David, seconded by C. Spiers, and the following vote was recorded:

Chairman Montgomery yes
Commissioner Spiers yes
Commissioner Strayham yes
Commissioner Westfall yes
Commissioner David yes

WHEREUPON, the Board of Commissioners of West Jackson County Utility District, declared the motion carried and the Order adopted this the 27th day of January, 2022.


Mike Montgomery, Chairman

ATTEST:

Donna Catalanatto



ORDER NUMBER _____

WHEREAS, the West Jackson County Utility District (hereinafter, "the District") has entered Contract B with CB Developers, Inc. (hereinafter, "CBD") relating to Water Facilities Plans, Phase 4; and

WHEREAS, Staff requests Board consideration and approval of **Pay Application No. 9** in the amount of **\$96,249.91** as recommended by Machado Patano, contingent upon approval by the Mississippi Department of Health for currently reimbursable items; and

WHEREAS, the Board of Commissioners hereby finds that approval of this request is in the best interests of the District;

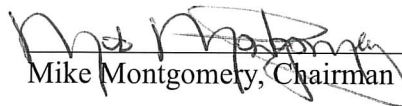
IT IS THEREFORE ORDERED by the Board of Commissioners of West Jackson County Utility District, that Pay Application 9 is hereby approved and authorized, contingent upon approval by the Mississippi Department of Health for currently reimbursable items.

IT IS FURTHER ORDERED that the General Manager is authorized to execute any and all documents necessary for this purpose.

The motion to approve the foregoing Order was made by C Spiers, seconded by B. David, and the following vote was recorded:

Chairman Montgomery yes
Commissioner Spiers yes
Commissioner Strayham yes
Commissioner Westfall yes
Commissioner David yes

WHEREUPON, the Board of Commissioners of West Jackson County Utility District, declared the motion carried and the Order adopted this the 27th day of January, 2022.


Mike Montgomery, Chairman

ATTEST:

Donna Catalanatto



JACKSON COUNTY, MISSISSIPPI
WEST JACKSON COUNTY UTILITY DISTRICT

RESOLUTION TO APPROVE SETTLEMENT

ITEM 7.1

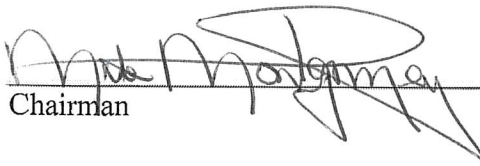
On the 14th day of October, A.D., 2021, The West Jackson County Utility District (hereinafter "District"), acting by and through its Board, approved a Resolution and Order to Condemn an easement across property described as PIDN 03615050.00 from Harold J. Seymour, et al. The Board is now advised that a compromise settlement agreement has been proposed by the owners of said property whereby the District will pay to the Defendants a sum of Nine Thousand and No/100 Dollars (\$9,000.00); the District shall install a tap on the property without cost to Defendants; and the District will waive the capacity fee for water service up to a two inch (2") water line.

The Board, being advised by its legal counsel that the settlement is beneficial to the District considering the time and expense for its attorneys and experts to prepare for trial; the potential of project delays; and the risk of an adverse jury verdict; the District, after solemn due consideration, does accept the terms of the settlement as stated above, and authorizes and requests its attorney and/or other necessary professionals to execute on its behalf the necessary documents to complete the settlement.

The above and foregoing Resolution was introduced by Spiers, seconded by Strayham, and was adopted by the following vote, to-wit:

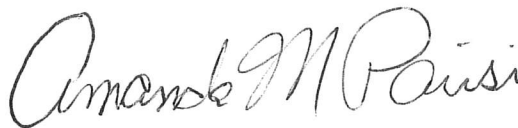
Yeas:	Nays:	Absent:
Curtis Spiers Mike Montgomery Joan Strayham Bryan David Andrew Westfall		

The Chairman hereby declared the Motion carried and the Resolution was adopted, this the 27th day of January, A.D., 2022.


Chairman

{SEAL}





ORDER NUMBER _____

WHEREAS, the West Jackson County Utility District (hereinafter, "the District") is required by FEMA and MEMA to designate certain individuals as the District's agents for Hurricane Ida; and

WHEREAS, Staff requests Board consideration and approval of Amanda Parisi as primary agent, and Lori Goforth as secondary agent for these purposes; and

WHEREAS, the Board of Commissioners hereby finds that approval of these designations is in the best interests of the District;

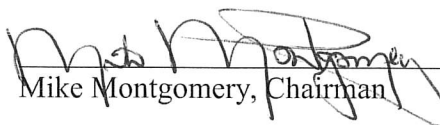
IT IS THEREFORE ORDERED by the Board of Commissioners of West Jackson County Utility District, that Amanda Parisi is designated as primary agent for FEMA/MEMA matters, and Lori Goforth is designated as secondary agent for Hurricane Ida.

IT IS FURTHER ORDERED that the General Manager is authorized to execute any and all documents necessary for this purpose.

The motion to approve the foregoing Order was made by G. Strayham, seconded by B. David, and the following vote was recorded:

Chairman Montgomery yes
Commissioner Spiers yes
Commissioner Strayham yes
Commissioner Westfall yes
Commissioner David yes

WHEREUPON, the Board of Commissioners of West Jackson County Utility District, declared the motion carried and the Order adopted this the 27th day of January, 2022.


Mike Montgomery, Chairman

ATTEST:

Donna Catalanatto

