

DESOTO COUNTY REGIONAL UTILITY AUTHORITY

Board of Directors

Special Meeting

July 12, 2023

9:00 A.M.

- A. OPENING PRAYER – Wayne Spell, DCRUA Executive Director
- B. CALL TO ORDER

The Directors present at the meeting were:

Director Andy Swims
Director Chris Wilson
Director Barry Bridgforth
Director Joe Frank Lauderdale
Director Tim Tucker
Director Pete Scott - Absent
Director Steven Boxx

The July 12, 2023, special called meeting of the DeSoto County Regional Utility Authority Board of Directors was called to order by Director Andy Swims, DCRUA President. He announced there was a quorum.

C. APPROVAL OF MINUTES

Director Wilson made a motion to approve the minutes of June 21, 2023. Director Boxx seconded the motion. The motion passed by a vote as follows:

	Full		Flow
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

D. APPROVAL OF INVOICES

Director Lauderdale made a motion to approve all invoices as submitted for payment. Director Swims seconded the motion. The motion passed by a vote as follows:

Full		Flow	
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

Exhibit A

There was one emergency purchase order for a pump repair issued to Hydraserve that included a prorated pump warranty. Director Lauderdale made a motion to acknowledge and ratify the purchase order in the amount of \$21,740.54 and Director Boxx seconded the motion. The motion was passed by a vote as follows:

Full		Flow	
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

E. OLD BUSINESS

1. Short Fork and Ross Road WWTP Rehab Bid –
 - a. Two options were discussed for funding of the project. Option 1 includes using DCRUA capital funds with the remainder funding coming from the USACE and SRF. Option 2 funding included 100% funding between USACE and SRF. Executive Director Spell Recommended Option 2 due to the low interest rate rather than to

use DCRUA cash funding for this project. Barry Bridgforth made the motion to accept project funding for the project using Option 2 – Fund Total Project of \$8,154,850 with USACE funds of \$2,667,000 and SRF loan proceeds of \$5,487,850. Chris Wilson seconded the motion. The motion passed as follows:

Full		Flow	
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

Exhibit B

- b. EAI/WEI, LLC presented Task Order 88 for approval. This Task order is the professional services agreement EAI/WEI, LLC DCRUA for construction phase services. Barry Bridgforth discussed how engineering fees are determined for projects. There is a sliding scale fee for planning/engineering on the final set of plans. In addition, there is a variable construction fee. Percentages will fluctuate based on estimate and contract. Director Bridgforth made a motion to approve the construction phase Task Order 88 for \$557,500. The motion was seconded by Director Tucker. The motion was approved as follows:

Full		Flow	
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

Exhibit B

- c. Nolehoe pipeline transfer -- Previous discussions regarding obtaining plans from Southaven have not been successful. Overflow at this site continues to be a problem and is believed to be the result of an inverted syphon. A motion was made by Director Lauderdale to hire EAI/WEI, LLC to investigate this line and find possible

solutions. It was seconded by Director Bridgforth. The motion was passed as follows:

Full		Flow	
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

F. NEW BUSINESS

Executive Director Updates –

It is the AG opinion that DCRUA should not participate in chamber memberships.

FY22 True up – True up checks hand delivered to each city.

District Agreement Update – Nick Manley stated the agreement has been through several drafts and is progressing. The judge hasn't ruled as of today. The current agreement would include DCRUA managing all construction and the District would be responsible for any debt service incurred until the connection is made. The goal is to procure SRF funding needed for the project in an amount up to \$150 million. If bonds are required DCRUA cannot go over \$40 million so DCRUA should seek an amendment to issue bonds in excess of \$40 million, should it be necessary (bonding is final option since it is the most expensive). The legislature will meet again in January 2024. There were questions from board members regarding rates, hopefully in the end the cost will be less.

DCRUA Permit applications – Director Spell discussed information regarding Mother-In-Law additions. He stated that the building department considers a Mother-In-Law wing to be considered one building if the main home and wing are connected by one meter and one septic. With this information the DCRUA office elected to give a zero receipt (fee waiver) to this type of DCRUA application. Wayne Spell recommended to consider going forward in the unincorporated area to have a signed and notarized copy stating that the buildings are one and the same and that they share utilities. Director Swims stated that the cities should also follow DCRUA's

guidelines in this type of situation. He will take this issue before his Mayor and Board of Alderman. Director Bridgforth made a motion to acknowledge and ratify the \$1,000.00 fee waiver and to look at city policies and bring this matter back before this board next month. Director Boxx seconded. The motion was passed by a vote as follows:

Full		Flow	
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

Contract Review – Mitchell Technical Services – Jim Mozingo gave an overview of Operations and maintenance Contract between DCRUA and MTS. He stated the original contract started in 2018 and has had several amendments since that time. This contract covers two treatment plants: Fox Creek and Metro. Jim Mozingo discussed the scope of the contract and explained the annual maintenance budget. He added the basic compensation includes CPI increases annually. There are two components within the budget. 1. Maintenance 2. Chemicals. The maintenance budget includes items such as: grease, oil, seals, parts, etc. Replacements are not part of this budget. It is agreed if there are repairs needed outside of budget MTS staff will assist when possible. The monies that are not spent are refundable. Triggers for cost increase include amount of flow, circumstances of flow, toxins that cause disruption, etc. There is also a liability umbrella insurance policy of \$10,000,000.00 in addition to this contract. DCRUA covers the all-risk property insurance. Mr. Mozingo continued saying that Metro currently does not have a generator but will have one when new construction is completed. He explained the termination clause. He stated it's a 5-year contract but can be cancelled with 90 days notice. Mr. Mozingo then added, saying there is an additional benefit in that they have sufficient staffing to cover DCRUA should they experience workforce changes. The new plant will come online in September.

Exhibit C

WEFTEC 2023 Workshop – Director Bridgforth made a motion to approve travel and registration fees for all attendees. Director Lauderdale seconded the motion.

Full	Flow
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Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

Authorization to Pay Certain Bills Prior to August Board Meeting-Request was made to pay all utility bills and Cleveland for its activities related to the Brentwood Pump, not to exceed \$5,500.00 before the August Board Meeting. Director Lauderdale made a motion to approve. Director Boxx seconded the Motion.

Full		Flow	
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

Letters to members with FY24 Budget and Updated FY23 Flow– Tracy Huffman presented an update on the City of Hernando usage. They currently should be at 75%, but they are over, they will be at the 5% threshold soon. He explained that they do have the ability to adjust monthly charges when they reach the 5% threshold. Executive Director Spell will send a letter to each member with the proposed FY24 budget along with updated Flow projections.

Transfer of Funds- Jamie Steen explained to the Board the necessity to transfer funds temporarily from the system development fund to cover current construction projects should SRF and USACE funds are not received in a timely manner. Director Lauderdale made a motion to approve the transfer. Director Swims seconded the motion.

Full		Flow	
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Absent	Director Bridgforth	Absent
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes

Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

G. EXECUTIVE SESSION

In accordance with Section 25-41-7, Mississippi Code of 1972, Director Bridgforth requested, by motion, to declare an executive session for purposes of discussing ongoing litigation and land acquisition. Director Boxx seconded the motion. The motion passed by a vote as follows:

Full		Flow	
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Absent	Director Lauderdale	Absent
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

The Board discussed ongoing litigation and land acquisition for the effluent line to MS River Johnson Creek WWTF site. An appraisal for \$14,500 was presented for the Abbay Farms easement. Director Lauderdale made a motion to accept appraisal for cost of easement and offer the appraised amount for the easement and Director Wilson seconded the motion.

Full		Flow	
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

Director Lauderdale made a motion to end the Executive Session. Director Wilson seconded the motion. The motion passed by a vote as follows:

Full		Flow	
Director Swims	Yes	Director Swims	Yes

Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

H. PERMITS

Willams Ridge (Phases 4-6) Southaven – Director Swims made a motion to approve the application. Director Bridgforth seconded the motion. The motion passed by a vote as follows:

Full		Flow	
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

Exhibit D

I. ENGINEERING REPORT

Lower Camp Creek Interceptor and Byhalia Overflow - Ross Horton provided the status report for this project, stating that the project is currently in payout #12. He also added that they expect the pipeline to be completed in September. Director Lauderdale made a motion to approve payout # 12 in the amount of \$1,008,128.55. Director Wilson seconded the motion. The motion passed by a vote as follows:

Full		Flow	
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes

Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

Exhibit E

Metro Upgrade - Ross Horton provided the status report for the Metro Upgrade. The upgrade included: cleaning of basin, tie-ins, drywall, setting of manhole and new generator. Director Lauderdale made a motion to approve The Lemoine Company payout #21 in the amount of \$1,422,816.04. Director Bridgforth seconded the motion. The motion was passed by a vote as follows:

Full		Flow	
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

Exhibit E

Ross Horton continued stating that they would like to keep the current trailer that is sitting on the property for additional storage, it has been painted and cleaned. Electricity and a mini split heat and air unit will need to be added. The additional work will be in the amount of \$21,138.00. After noting the contract modification was not being done to circumvent the public bid laws along with DCRUA's authority under its local and private and, if MDEQ approval is required, contingent upon MDEQ approval, Director Tucker made a motion to approve the contract modification in the amount of \$21,138.00. Director Bridgforth seconded the motion. The motion was passed by a vote as follows:

		Full	
Flow			
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

Exhibit E

Other update -Wedgewood Golf Course – A meeting will be held with John Wells, Manager regarding land acquisition. An update from this meeting will be given.

J. OPERATIONS REPORT

Inframark Report (Ross Road, Short Fork, and Western Facility)- Eddy Russell presented the operations and maintenance report from Inframark. He also presented two quotes from Good Fruit for a new motor for Short Fork. He suggested the cheaper quote of \$7,018.70, due to the fact they are the same motor, just two different brands. Director Wilson made a motion to approve the quote of \$7,018.70. Director Tucker seconded the motion. The motion was passed by a vote as follows:

Full		Flow	
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

Exhibit F

Eddy Russell presented two quotes from Memphis Bearing for a new gear box. He suggested using the quote for \$12,991. Director Boxx made a motion to approve the quote for \$12,991. Director Tucker seconded the motion. The motion was passed by a vote as follows:

Full		Flow	
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes

There was additional discussion regarding out-of-service equipment. It was suggested that Jimmy Doyle be contacted to give directions on how to dispose of it.

A report was also given regarding the cleaning up of the dump station. A letter will be sent to the City of Olive Branch to request help with the cleaning as needed but estimated to be every six months.

Mitchell Technical Services, Inc. (Metro WWTF and Fox Creek) - Bryan Lane presented the operations and maintenance report from Mitchell Technical Services.

Permit renewals are in progress. Bryan Lane also discussed Fox Creek. He stated the flow is lower than normal, the samples are in compliance and the new pump station has been completed including the manhole cover. They have noted the need for erosion control between cells and have requested a quote from Cleveland Construction.
Exhibit F

Exhibit G FY23 Flow Summary

K. ADJOURN/RECESS

Director Wilson made a motion to adjourn the meeting. Director Tucker seconded the motion. The motion passed by a vote as follows:

Full		Flow	
Director Swims	Yes	Director Swims	Yes
Director Wilson	Yes	Director Wilson	Yes
Director Bridgforth	Yes	Director Bridgforth	Yes
Director Lauderdale	Yes	Director Lauderdale	Yes
Director Tucker	Yes	Director Tucker	Yes
Director Scott	Absent	Director Scott	Absent
Director Boxx	Yes	Director Boxx	Yes


Board President


Board Clerk

