A regular meeting of the Board of Directors of the Pearl River Valley Water Supply District was held at 9:30 a.m., on Thursday, February 21, 2019, at the office of Timberlake Campgrounds, Brandon, Mississippi.


Members Absent: Ben Evans, Tedrick Ratcliff Jr., and Jack Winstead

Others Present: John Sigman, Cindy Ford, Craig Hunt, Susan McMullan, Philip Huskey, Marcial Forester, Bobby Cleveland, Greg Burgess, Mike Lang, Perry Waggener, Tammie Ballard, Isaac Morris, Rick Hollis, Linda Horton, Walt Dinkerlacker, Bob Lowe, Ruby Lowe, Shelly Gibson, Vickie Sills, Stuart Shelton, Mike Johnson, George Weaver, David Ashley, Josh Ashley

President Jennifer Hall called the meeting to order at 9:30 a.m.

President Hall asked for review of the minutes of January 17, 2019.

Upon review of the minutes of meeting of the Board of Directors held January 17, 2019, a motion was made by Mr. Billy Cook for the minutes to be approved. Mr. Kenny Latham seconded the motion. The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

President Hall then asked for the police commissioning.

Mr. Philip Huskey presented Michael Gober as an Officer of the Reservoir Police. Based on information presented, the Board made a finding that Mr. Gober has completed the educational training requirements of a course of study, prescribed and conducted by the Mississippi Law Enforcement Officers’ Training Academy, is of good moral character and has not been convicted of any crime involving moral turpitude, and that he is qualified to be commissioned as a Police Officer of the Pearl River Valley Water Supply District pursuant to “Pearl River Valley Water Supply District Security Act of 1978” upon taking the Oath of Office. Upon recommendation of the Police Chief and General Manager, a motion was made by Billy Cook, seconded by Kenny Latham that Mr. Gober be so commissioned as an Officer of the District and that his commission with the Oath endorsed upon it shall be entered in “Exhibit to Minutes” file, thereby becoming a part of these minutes.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

President Hall than asked for the Shoreline Development Committee agenda items.

Vice-Chairman Samuel Mitchell asked for the first item.
Mr. John Sigman reviewed the staff's request to advertise for bids to contract grass mowing services District wide. Mr. Sigman noted the approximate total acreage to be mowed was 244.2 acres. Based on current mowing service contracts, it is estimated that the District could save close to $200,000 annually.

Mr. Sigman asked for permission to advertise for mowing services as outlined.

Vice-Chairman Mitchell made a motion on behalf of the Shoreline Development Committee to approve advertisement for bids for District wide mowing services, as presented. Mr. Shannon Armstrong seconded the motion.

President Hall asked for any questions or comments. None were offered.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

Vice-Chairman Mitchell asked for the next agenda item.

Mr. Philip Huskey reviewed the approval of contract with City of Ridgeland for property maintenance in Copper Ridge Subdivision. Mr. Huskey noted the board had previously approved an Interlocal Agreement for the issue, but that the Attorney General's office had requested a change in language for the agreement to be issued in contract form.

Mr. Huskey noted the document provides the same information as previously approved agreement, with only the language changed regarding contract.

Vice-Chairman Mitchell made a motion on behalf of the Shoreline Development Committee to approve the contract with City of Ridgeland concerning property maintenance in Copper Ridge Subdivision, as presented. Mr. Kenny Latham seconded the motion.

President Hall asked for any questions or comments. None were offered.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

Vice-Chairman Mitchell asked for the next item.

Mr. Greg Burgess reviewed the request from staff to accept Southern Consultants for engineering services for water tank maintenance.

Mr. Burgess noted that this proposal was part of the ongoing maintenance of District's water tower tanks. This proposal would be for engineering services for the painting of two of the District's tanks. The estimated construction contract is $375,000. The engineering fees would be a not to exceed amount of $48,500.00, which includes design services, bidding phase and construction phase.

Mr. Burgess gave staff's recommendation and noted that Southern Consultants was one of the District's quality based selected engineering providers.

Vice-Chairman Mitchell made a motion on behalf of the Shoreline Development Committee to approve the proposal from Southern Consultants for engineering services for water tank maintenance, as presented. Mr. Kenny Windham seconded the motion.

President Hall asked for any questions or comments. None were offered.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.
Vice-Chairman Mitchell then asked for the next item.

Mr. Greg Burgess outlined the request made from Mississippi Department of Environmental Quality regarding dam safety and the need for studies and inspections to better quantify the safety of the dam.

Mr. Burgess then presented the proposal from Burns Cooley Dennis engineers to provide the first component in this dam safety preparedness. The Supporting Technical Information would be a complete historical documentation of the creation, design, construction and maintenance of the dam structure.

Mr. Burgess noted the proposal is for an amount not to exceed $73,000.00 and it was noted that Burns Cooley Dennis is the previously approved quality based selected engineer for the dam.

Vice-Chairman Mitchell made a motion on behalf of the Shoreline Development Committee to approve the proposal from Burns Cooley Dennis engineers to provide the Supporting Technical Information as presented. Mr. Phillip Crosby seconded the motion.

President Hall asked for any questions or comments. None were offered.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

Vice-Chairman Mitchell asked for the next Shoreline item.

Mr. Greg Burgess reviewed the proposal from Mendrop Engineering Resources to provide a breach analysis report in compliance with the DEQ Dam Safety provisions. Mr. Burgess noted that Mendrop Engineering was the District’s quality based selected hydraulic engineer.

Mr. Burgess also noted that the price quoted was very reasonable, due to Mendrop’s utilization of current model information available.

Vice-Chairman Samuel Mitchell made a motion on behalf of the Shoreline Development Committee to approve the proposal from Mendrop Engineering Resources to provide breach analysis report, as presented. Mr. Shannon Armstrong seconded the motion.

President Hall asked for any questions or comments. None were offered.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

Vice Chairman Mitchell asked for the next item.

Mr. Greg Burgess reviewed the bid results for five emergency generators. Mr. Burgess noted the bid was held within the reverse auction guidelines of the State of Mississippi. Mr. Burgess stated that the lowest bid was from Taylor Power Systems in the amount of $162,207.00.

Mr. Burgess gave staff’s recommendation for award of the bid to Taylor Power Systems.

Vice-Chairman Samuel Mitchell made a motion on behalf of the Shoreline Development Committee to approve the award of bid to Taylor Power Systems in the amount of $162,207.00 as presented. Mr. Bruce Brackin seconded the motion.
President Hall asked for any questions or comments. None were offered.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. **MOTION CARRIED UNANIMOUSLY.**

Vice Chairman Mitchell asked for the last item.

Mr. Greg Burgess reviewed the recommended award of quotes for wetland mitigation credits for the Lake Access Improvements Project (Hwy 43 south). Mr. Burgess noted that staff had been working with the CORPS for months on this project in an effort to reduce or eliminate the need for wetland mitigation. Mr. Burgess stated what was presented here was the final decision of the CORPS regarding the mitigation. Mr. Burgess noted the District must purchase 11.6 credits. The quotes provided are from three nearby wetland banks. Mr. Burgess stated the lowest quote was from Wildlife Mississippi in the total amount of $35,500.00.

Mr. Burgess gave staff’s recommendation to award contract to Wildlife Mississippi for 11.6 wetlands mitigation credits in the amount of $35,500.00, so that the Lake Access Improvements Project can continue to move forward.

Vice-Chairman Samuel Mitchell made a motion on behalf of the Shoreline Development Committee to approve the contract with Wildlife Mississippi for 11.6 wetland mitigation credits in the amount of $35,500.00, as presented. Mr. Billy Cook seconded the motion.

President Hall asked for any questions or comments. None were offered.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. **MOTION CARRIED UNANIMOUSLY.**

Chairman Kenny Latham then presented the Barnett Reservoir Foundation’s request for beer permits for their special events calendar for 2019, as follows:

The Sunset Concert Series on the last Thursday of each month from March to July at Lakeshore Park, The Food Truck Mash Up on March 30th at Lakeshore Park, April’s Boat Show, May 4th Natchez Trace Century Ride and Rockin’ after the Ride at Old Trace Park, June 29th Independence Celebration at both Lakeshore and Old Trace Parks, the August 23, 24 & 25th Smokin on The REZ BBQ event at Lakeshore Park and Deep South Triathlon on October 6th.

Chairman Latham made a motion on behalf of the Parks Policy Committee to approve the Barnett Reservoir Foundation’s request for beer permits for their special events calendar for 2019, as presented. Mr. Kenny Windham seconded the motion.

President Hall asked for any questions or comments. None were offered.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. **MOTION CARRIED UNANIMOUSLY.**

Chairman Latham asked for the next item.

Mr. Greg Burgess then reviewed the bid results for the paving of Rankin Ramp parking lot. Mr. Burgess noted that five bids were received and that Ad Camp was the lowest bid at $72,260.00.
Mr. Burgess gave staff's recommendation to award Ad Camp the contract.

Chairman Latham made a motion on behalf of the Parks Policy Committee to approve award Ad Camp the contract for paving the Rankin Ramp parking lot in the amount of $72,260.00, as presented. Mr. John Pittman seconded the motion.

President Hall asked for any questions or comments. None were offered.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

Chairman Latham asked for the next item.

Mr. Craig Hunt outlined staffs request to extend the current contracts for park and campground landscape maintenance (mowing) with Clyde Parish. Mr. Hunt noted the original contract allowed for annual extensions of the contract. The extension would be for the same price per cut as the original contract amount. The mowing contract for the parks cover Lakeshore Park, Pelahatchie Shore Park and Old Trace Park. The contract for campgrounds cover Timberlake and Goshen Springs.

Mr. Hunt gave staff's recommendation for the approval of contract extension.

Chairman Latham made a motion on behalf of the Parks Policy Committee to approve the one year extension for campground and park landscape maintenance with Clyde Parish, as presented. Mr. John Skains seconded the motion.

President Hall asked for any questions or comments. None were offered.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

President Hall asked for the Forestry & Wildlife Committee item.

Chairman Phillip Crosby asked for presentation of the timber sale items.

Mr. Rick Hollis reviewed the request for timber sale on parcel Leake IV for a total of 78 acres of a clear cut of hardwood and pulpwood. Mr. Hollis estimates the bid at approximately $148,000.

Chairman Crosby made a motion on behalf of Forestry & Wildlife to approve the advertisement of timber sale for parcel Leake IV, as presented. Mr. Shannon Armstrong seconded the motion.

President Hall asked for any questions or comments. None were offered.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

Chairman Crosby asked for the next item.

Mr. Hollis then reviewed the request for timber quotes for timber sale at Rankin County proposed boat ramp South Goshen at Hwy 43. Mr. Hollis noted the need for thinning prior to construction of boat ramp and parking lot. Mr. Hollis stated the area consisted of pine only and estimated a sale of approximately $5,000. Due to this amount, Mr. Hollis would seek quotes for the timber, rather than advertise for bid.

The board discussed the advantages of clear cutting vs. thinning.
Chairman Crosby made a motion on behalf of Forestry & Wildlife to approve the request for timber quotes for timber sale at Rankin County proposed boat ramp (South Goshen), as presented. Mr. John Pittman seconded the motion.

President Hall asked for any questions or comments. None were offered.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

President Hall asked for the Finance Committee items.

Chairman Cook noted the Finance Committee had the following monthly items.

Chairman Cook presented the Per Diem and Travel report for January 2019 and stated that the committee had found it in order.

Chairman Cook made a motion on behalf of Finance Committee to approve the Per Diem and Travel report for January 2019 as presented. Mr. Samuel Mitchell seconded the motion.

President Hall asked for any questions or comments. None were offered.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

Chairman Cook presented the Cash Balance Report and stated the committee had reviewed and had found it in order.

Chairman Cook made a motion on behalf of Finance Committee to approve the Cash Balance Report as presented. Mr. Samuel Mitchell seconded the motion.

President Hall asked for any questions or comments. None were offered.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

Chairman Cook presented the Claims Docket for February 2019 and stated that the committee had reviewed and had found it in order.

Chairman Cook made a motion on behalf of Finance Committee to approve the Claims Docket for February 2019 as presented. Mr. Samuel Mitchell seconded the motion.

President Hall asked for any questions or comments. None were offered.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

Chairman Cook then presented the Audit Report for FY2018. Chairman Cook noted that the auditors, Barr, Collins & Hembree, had presented the report to the committee as a clean report with no exceptions.

Chairman Cook made a motion on behalf of the Finance Committee to approve and accept the Audit Report for FY2018, as presented. Mr. Samuel Mitchell seconded the motion.

President Hall asked for any questions or comments. None were offered.
The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

President Hall thanked staff for their good work with the audit report.

Committee Minutes and Miscellaneous Correspondence:

The Board reviewed minutes of January 2019 committee meetings.

Chief Perry Waggener reviewed his monthly police report for January 2019 with the board.

Mr. John Sigman then gave his report as Executive Director.

Mr. Sigman noted the lease collections report and campground report were included in the board package. Mr. Sigman also noted the inclusion of the newspaper articles on the reservoir area.

Mr. Sigman gave the current lake level at 295.61 which is on target for the emergency plan for the giant salvinia.

Mr. Sigman noted the board representatives trip to Washington D.C. would take place on March 18, 19, & 20, which would require the rescheduling of March committee meetings to March 8th. The board meeting will remain on the 21st of March.

President Hall thanked staff for the work put into the Board’s education retreat meeting.

President Hall then recognized the visitors that wish to speak to the board.

Mr. Bob Lowe asked for an update on Timberlake’s floating piers.

Mr. Greg Burgess stated that it was to be delivered next week and would be promptly installed.

Mr. Billy Cook made a motion to enter Closed Session.

Mr. David Ashley asked to be recognized.

Mr. Billy Cook rescinded his motion to enter Closed Session. Mr. Samuel Mitchell seconded the motion.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

Mr. Ashley stated he had built a 6x6 porch upon the campground site he recently moved upon. He stated that campground staff removed concrete pavers from one side of the campground pad, which left a muddy spot.

Mr. Huskey responded that the board had issued a moratorium on any new construction or improvements on campground sites in September 2018. The moratorium was enacted to cease any other construction, etc. until the board completed its changes to existing campground rules and policies.

Mr. Ashley requested an exemption from the moratorium for his 6x6 porch steps and additional campground pavers.

President Hall thanked Mr. Ashley and told him that the board may discuss the item in Executive Session.
Mr. Billy Cook made a motion to enter Closed Session. Mr. Samuel Mitchell seconded the motion.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

Mr. Kenny Latham made a motion to enter Executive Session to discuss potential litigation, with staff to remain. Mr. Phillip Crosby seconded the motion.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

Action taken during executive session:

EMERGENCY ACTION ITEM:

The Board specifically finds that an emergency situation exists on the property currently leased to Jad Khalaf in the Windward Bluff subdivision. Mr. Khalaf has leased 2.09 acres from the District for development. The property is directly adjacent to Lot 79 of Windward Bluff, Phase 2. A sink hole has developed on the property as the result of a collapsing storm drain present when Mr. Khalaf purchased the lease. Both the District and District’s counsel have placed Mr. Khalaf on notice of the dangerous condition on the property and his duty to repair the sink hole on his Leasehold. The District made Mr. Khalaf aware of his duties regarding the dangerous condition on November 21 and 28, 2018. District’s counsel likewise followed up with correspondence on January 8, 2019, with correspondence to both Mr. Khalaf and his bank, First Bank of McComb. The District’s counsel also placed the Windward Bluff Homeowner’s Association on notice of their potential duty to repair the sink hole, as well. As of the Board Meeting, neither Mr. Khalaf nor the Windward Bluff Homeowner’s Association have taken steps to repair the sink hole.

The sink hole is in close proximity to Lot 79, Windward Bluff, Phase 2 and constitutes a dangerous condition to the home currently situated on that property. The Board hereby finds and declares an emergency exists on the Khalaf leasehold that directly endangers Lot 79, Windward Bluff, Phase 2, and the Ross Barnett Reservoir so as to relieve the Board of Directors from the restrictions of Mississippi’s Competitive Bidding Laws. Specifically, the continued growth of the sink hole could cause catastrophic damage to the home on Lot 79, and continues to pour silt into the Reservoir, thereby affecting water quality and the District’s emergency spillway. The Board factually finds unnecessary delay would be caused by observation of the bidding laws which could cause serious damage to Lot 79, the Khalaf leasehold, and the Ross Barnett Reservoir. The District specifically finds that a danger exists both to Lot 79, and the Ross Barnett Reservoir at large, constitutes an emergency, and adopts this emergency declaration. Furthermore, the Board has instructed the District to make immediate repairs to the sink hole once all existing deadlines have expired and to initiate suit against Mr. Khalaf to terminate his lease and against the Windward Bluff Homeowner’s Association for damages.

Mr. John Pittman made a motion to authorize Emergency action as outlined regarding the sink hole at Windward Bluff. Mr. Bruce Brackin seconded the motion.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.
Mr. John Pittman made motion to exit Executive Session. Mr. Phillip Crosby seconded the motion.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

Mr. Billy Cook made a motion to instruct all Campground Staff as monthly rental campground pads are vacated, the sites be repaired or upgraded to the new standard size and site condition prior to being rented again. Mr. Phillip Crosby seconded the motion.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

Mr. Phillip Crosby made a motion the board deny Mr. Ashley’s request for exemption for his newly constructed 6x6 deck at Timberlake Campgrounds from the construction moratorium, and that the deck should be removed within 14 days from notice of the board’s decision. Mr. Kenny Windham seconded the motion.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

Mr. Cook noted that staff will repair the Ashley’s site muddy area created from the removal of prior renters concrete pavers with sand and sod.

Mr. John Pittman made motion to adjourn. Mr. Kenny Latham seconded the motion.

The vote was as follows: For: Armstrong, Brackin, Cook, Crosby, Gorden, Hall, Latham, Mitchell, Pittman, Skains, and Windham. Abstained: None. Against: None. MOTION CARRIED UNANIMOUSLY.

There being no further business to come before the Board, the meeting was adjourned at 11:22 a.m.

Jennifer Hall, President