

**Cobb County-Marietta Water Authority  
Minutes of Regular Meeting**

**February 21, 2022– 2:30 p.m.**

The regular meeting of the Cobb County-Marietta Water Authority was held on February 21, 2022, at 2:30 p.m., in the Cobb County-Marietta Water Authority’s Board Room. Water Authority Board members present were: James Scott, Dan Buyers, Charlie Crowder, Grif Chalfant, Lisa Cupid, and Corkey Welch. James Balli was not present.

The meeting was called to order at 2:30 p.m. by Chair James Scott.

**1. Invocation and Pledge of Allegiance**

Mr. Cole Blackwell offered the invocation and led the Pledge of Allegiance.

**2. Approval of Minutes of Regular Meeting of January 24, 2022**

Mr. Scott asked for approval of the minutes of the Regular Meeting of January 24, 2022, as amended. Mr. Chalfant made a motion to approve the minutes as amended. Mr. Crowder seconded the motion; motion passed 6/0.

**3. Approval of Minutes of Executive Session of January 24, 2022**

Mr. Scott asked for approval of the minutes of the Executive Session of January 24, 2022. Mr. Welch made a motion to approve the minutes as presented. Mr. Chalfant seconded the motion; motion passed 6/0.

**4. Financial report**

Ms. Allison Clements, Director of Finance, presented a summary of the January 31, 2022 Financial Statement (copy in file). Operating income for January was \$2,538,667, which exceeded expectations by \$457,676. Net income for January was \$1,586,775, which fell short of budget expectations by \$580,715.

Mr. Buyers requested that the Finance Department prepare for the Board a comparison of CCMWA water costs with other local utilities.

**5. Adoption of Five-Year Strategic Plan**

Mr. Cole Blackwell, General Manager, referred to the memorandum in the board package (copy in file). Mr. Crowder made a motion to adopt the Five-Year Strategic Plan as presented by staff. Mr. Buyers seconded the motion; motion passed 6/0.

**6. Engineering Services – Mars Hill Church Road to Pine Mountain 36-Inch Water Main Replacement Project**

Mr. Blackwell referred to the memorandum in the board package (copy in file). Mr. Chalfant made a motion to award an Engineering Services Contract with Freese & Nichols, Inc. of Atlanta for design, permitting, construction management, and construction inspection services for the Mars Hill Church Road to Pine Mountain 36-Inch Water Main Replacement project for the proposed fee of \$1,345,922. Mr. Buyers seconded the motion; motion passed 6/0.

**7. Engineering Services – Factory Shoals 30-Inch & Six Flags 24-Inch Water Mains Replacement Project**

Mr. Blackwell referred to the memorandum in the board package (copy in file). Mr. Welch made a motion to Board award an Engineering Services Contract with Freese & Nichols, Inc. of Atlanta for design, permitting, construction management, and construction inspection services for the Factory Shoals 30-Inch & Six Flags 24-Inch Water Mains Replacement project for the proposed fee of \$880,180. Ms. Cupid seconded the motion; motion passed 6/0.

**8. Sole Source Procurement - FlowCam Digital Imaging Particle Analyzer**

Mr. Blackwell referred to the memorandum in the board package (copy in file). Mr. Chalfant made a motion to approve a sole source procurement of a FlowCam® 8400 digital imaging particle analyzer from Yokogawa Fluid Imaging Technologies, Inc. of Scarborough, Maine at the quoted price of \$108,528. Mr. Buyers seconded the motion; motion passed 6/0.

**9. Sole Source Procurement - Sodium Hypochlorite Generator Cell Replacement**

Mr. Blackwell referred to the memorandum in the board package (copy in file). Mr. Welch made a motion to approve a sole source procurement of a ChlorTec® 1,500 pounds per day sodium hypochlorite generator from De Nora Water Technologies, LLC of Sugarland, Texas at the quoted price of \$150,841. Ms. Cupid seconded the motion; motion passed 6/0.

**10. Old Business**

Mr. Buyers, with the consensus of the Board, suggested that Mr. Blackwell draft an informational letter or press release for Chairwoman Cupid and Commissioner Richardson to present to our customers and stakeholders regarding the construction of the PAC Silo project at Johnson Ferry Road.

Chairwoman Cupid, with the consensus of the Board, requested that Cobb County and CCMWA schedule a Public Meeting to focus on the importance of water and the efforts being taken to provide good water. Mr. Blackwell will discuss scheduling this forum with Judy Jones, Cobb County Water System Director, at their next meeting.

#### **11. General Manager's report**

Mr. Blackwell provided the following updates to the published General Manager's Report (copy in file):

##### 1) Blackjack Mountain 36-Inch Water Main Project:

Staff met with Garney representatives on January 31st to discuss Garney's change order request in the amount of \$774,488.18 regarding construction dewatering and soils issues at the Sope Creek crossing within Indian Hills golf course.

CCMWA's consulting engineer, Freese & Nichols, and CCMWA staff again denied the claim but offered to review further if documentation could be submitted to confirm changed site conditions. Garney agreed to provide documentation, but to date has not provided such evidence.

##### 2) Wyckoff 6MG Clearwell Addition:

According to IHC Construction projections, the project fell an additional 35-days behind schedule in January. As of January 31st, the contractor, IHC Construction disclosed an estimated contract substantial completion date of October 7th, representing the project to be 185 days behind schedule.

On February 2, 2022, a letter was sent by CCMWA's attorney to the Surety Company of IHC Construction, LLC (Continental Casualty) notifying them of the project delays and concern about construction progress.

As of February 10, 2022, no pipe had been installed on the project since December 2, 2022.

Chairman Scott asked that the Authority Attorney draft another letter to Continental Casualty, Surety Company of IHC Construction, LLC. regarding their lack of progress on the project.

#### **12. New business**

There were no new business items to present.

#### **13. Executive Session**

Mr. Chalfant made a motion to go into Executive Session to discuss litigation. Ms. Cupid seconded the motion; motion passed 6/0.

Ms. Cupid left the meeting.


Mr. Buyers made a motion to return to the Regular Meeting. Mr. Crowder seconded the motion; motion passed 5/0.


#### 14. Legal

Contract Item Agreement between the Department of Transportation of the State of Georgia and the Cobb County-Marietta Water Authority.

Mr. Chalfant made a motion to approve a Contract Item Agreement between the Department of Transportation of the State of Georgia and the Cobb County-Marietta Water Authority. See attached letter of outline from the Georgia Department of Transportation dated December 29, 2021 attached. The cost to be paid by the Cobb County-Marietta Water Authority is estimated to be \$336,000 to be adjusted up or down based on actual cost, per the Agreement. Mr. Welch seconded the motion; motion passed 5/0.

There being no further business, the meeting was adjourned.

  
Pat Tibbitts  
Assistant Secretary

  
James C. Scott, Jr.  
Chair