

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

June 20, 2011

The regular meeting of the Cobb County-Marietta Water Authority was held on June 20, 2011 at 3:30 p.m., in the Cobb County-Marietta Water Authority's Board Room. Water Authority Board members present were: David Austin, Max Bacon, Charlie Crowder, Tim, Lee, Don Mabry, Earl Smith and Van Pearlberg.

The meeting was called to order at 3:30 p.m. by Chair Max Bacon.

1. Approval of Minutes of Regular Meeting 05/16/11

Mr. Bacon asked for approval of the minutes of the Regular Meeting of May 16, 2011. Mr. Pearlberg made a motion to approve the minutes. Mr. Crowder seconded the motion; motion passed 7/0.

2. Financial report

Ms. Joanne Dwyer, Legacy Financial Services, presented the May financial report. Page 9 of the Accountant's Compilation Report for the one month ending May 31, 2011 reflects a favorable variance in net income of \$1,051,640. Page 10 of the Accountant's Compilation Report for the five months ending May 31, 2011 reflects a favorable variance in net income of \$1,742,836.

3. Pension Committee Report

Mr. Page referred to the report that was distributed prior to the meeting (copy in file). Actions taken by the Pension Committee included: 1) extending the contract for Actuarial Services with BHA Consulting, LLC through 2013; 2) voting to not recommend a cost of living adjustment for pensioners retiring after 1992; and 3) upon request of SunTrust, voting to recommend Board authorization for Mr. Page, Ms. McClung and Ms. Buckner to release or transfer funds from the Retirement Trust Fund for various purposes.

4. Sole source equipment request – Settled Solids Pumps at Quarles 2

Mr. Page referenced the memorandum in the Board package (copy in file). Mr. Page noted that the Discflo Pumps are similar to those installed at Wyckoff through sole-source procurement and meet the uniqueness criteria required for direct purchase without competition. Mr. Smith made a motion to approve sole-source procurement of two Discflo Pumps with associated controls from Gerber Pumps International of Longwood, Florida for the quoted price of \$139,420. Mr. Austin seconded the motion; motion passed 7/0.

5. Bid results – Air Conditioning Replacement at Quarles 2

Mr. Page referred to the memorandum in the Board package (copy in file). Mr. Page reported that this item was brought before the Board because it exceeds the budget line item for the work, and because it exceeds the \$100,000 threshold for General Manager approval. Mr. Mabry made a motion to award the Air Conditioning Replacement at Quarles 2 to Dale Sims, Inc. of Atlanta for the low bid price of \$132,740. Mr. Lee seconded the motion; motion passed 7/0.

6. Engineering contract for Macland Road

Mr. Page referred to the memorandum in the Board package (copy in file). Refer to memorandum in Board package. Mr. Page reported that the Macland Road Project is a pipe relocation project associated with planned improvements by GDOT for Macland Road scheduled to begin in 2015. The project is planned to replace approximately 15,000 feet of 20-inch pipe installed in 1980 with 36-inch ductile iron pipe, but smaller pipe may be determined sufficient pursuant to Master Plan evaluation. The approved CIP contains approximately \$11.5 million for this project. CCMWA construction must be completed prior to GDOT construction beginning; therefore, design must begin in the near future to meet the schedule.

Mr. Lee made a motion to award the engineering contract for Macland Road to Engineering Strategies, Inc., of Marietta for \$569,008. Mr. Crowder seconded the motion; motion passed 6/0/1 with Mr. Mabry abstaining.

7. Old Business

There was no old business to present.

8. General Manager's Report

Mr. Page provided the following updates:

- Woodlawn Drive Replacement Project has commenced, with good production. Some minor PR issues related to dust and garbage collection have been addressed.
- On May 24, Mr. Page approved Unity Construction to perform approximately \$80,000 worth of work associated with the GDOT project to replace the Canton Road bridge over U.S. Hwy. 41.
- Proposals are schedule to be received for the Emergency and Maintenance Pipeline Contract on July 26, with anticipated recommendation of award at August meeting. Because of the criticality of this contract to maintaining operations of the Water Authority, staff, along with consultant Ron Harris and Mr. Haynie, are using a method approved by the General Assembly that incorporates contractor qualifications, experience, and ability to respond, along with price, in the selection process.
- Fluoridation: Georgia Rural Water Association made its annual visit to review fluoridation records, and verbally directed operations to maintain fluoride levels at a range of 0.7-1.0, with a target of 0.8-0.85.

9. New business

Mr. Page requested a work session on June 30 for the Board to discuss the extension of the Engineering Contract with CH2M HILL for the Wyckoff Regulatory and Refurbishment Project. Staff will contact the Board Members regarding their availability.

10. Executive Session

Mr. Smith made a motion to go into Executive Session to discuss litigation. Mr. Austin seconded the motion; motion pass 7/0

Mr. Pearlberg made a motion to return to Regular Session. Mr. Mabry seconded the motion; motion passed 7/0.


11. Legal


Mr. Haynie reported that negotiations with Waffle House obtained a real estate appraiser's estimate of \$161,404; but would accept \$75,000. Mr. Haynie stated that in the event of a trial, CCMWA would likely pay significantly more than its current offer of \$60,000. Mr. Lee made a motion to accept Waffle House's offer of \$75,000 in settlement of the condemnation. Mr. Smith seconded the motion; motion passed 6/1 with Mr. Bacon opposed.

Mr. Smith made a motion to approve a Resolution of the Cobb County-Marietta Water Authority which approves loan documents from the Cobb County-Marietta Water Authority to the Georgia Environmental Facilities Authority including authorization for the officers of the Cobb County Marietta Water Authority to execute any and all documents related thereto (copy in file). Mr. Crowder seconded the motion; motion passed 7/0.

Mr. Mabry made a motion to approve the following on behalf of SunTrust Bank: 1) Addendum for a legal entity; and 2) Wealth and Investment Disbursement/Wire Transfer Agreement – Addendum for Wire Transfers. Said motion includes the authorization of the Chair and the General Manager to execute the appropriate documents consistent with this motion (copy in file). Mr. Lee seconded the motion; motion passed 7/0.

There being no further business to come before the Board, the Regular Meeting was adjourned.


Becky Nixon
Assistant Secretary


A. Max Bacon
Chair