

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

March 15, 2010

The regular meeting of the Cobb County-Marietta Water Authority was held on March 15, 2010 at 3:30 p.m., in the Cobb County-Marietta Water Authority's Board Room. Water Authority Board members initially present were: David Austin, Max Bacon, Don Mabry, Van Pearlberg and Earl Smith. Mr. Olens was out of town.

The meeting was called to order at 3:30 p.m. by Chair Don Mabry.

1. Approval of minutes of regular meeting 02/15/10

Mr. Mabry asked for approval of the minutes of the regular meeting of February 15, 2010. Mr. Smith made a motion to approve the minutes as presented. Mr. Bacon seconded the motion; motion passed 5/0.

2. Recognition of Mr. Olens' service

Mr. Olens was unable to attend the Board meeting to accept an appreciation plaque for his service to the Cobb County - Marietta Water Authority. Ms. Mixon will inquire about presenting it to him at the Cobb County Commission meeting on March 23 and advise the Board.

3. Financial report

Ms. Jan Fenton, Legacy Financial Services, presented the February Financial Report. Page 9 of the Accountant's Compilation Report for the one month ending February 28, 2010 reflects a favorable variance in net income of \$467,142. Page 10 of the Accountant's Compilation Report for the two months ending February 28, 2010 reflects a favorable variance in net income of \$1,327,859.

Ms. Fenton reported that Mr. Smith, Finance Committee Chair, signed the engagement letter with Mauldin & Jenkins for the 2009 audit for a price of \$19,500. This is the second year of a three year contract with Mauldin & Jenkins.

4. Pension Committee report

Mr. Smith referenced the memorandum in the Board package (copy in file), and made a motion to approve the SunTrust Statements Acknowledging the Annual Fee Schedules for Investment Advisory Services and Administrative Services. Mr. Bacon seconded the motion; motion passed 5/0.

5. Personnel Committee Report

Mr. Pearlberg, Personnel Committee Chair, referenced the memorandum in the Board package (copy in file) and made a motion to authorize a transition of the 457(b) Deferred Compensation Plan administrator from Valic Financial Advisors, Inc. to the Principle Life Insurance Company. Mr. Bacon seconded the motion; motion passed 5/0.

6. Bid Results – Wyckoff Raw Water Pump and Motor Repair

Mr. Patrick Pherson, Project Manager, referred to the memorandum from Mr. Page in the Board package (copy in file). Mr. Bacon made a motion to award the Wyckoff Raw Water Pump and Motor Repair Project for Pumps 2 and 3 to Heavy Constructors, Inc. for the bid price of \$242,000.00. Mr. Smith seconded the motion; motion passed 5/0.

7. Sole-Source Request for SCADA Integration Services

Mr. Pherson referenced the memo (copy in file) from Mr. Page in the Board package. The sole-source request was based on “uniqueness”, as Transdyn has provided a consistent equipment specification, panel design and programming approach, which allows CCMWA staff to efficiently troubleshoot, maintain and operate all components of the network, system-wide. The four projects and the estimated cost of SCADA services and equipment requested to be sole-sourced are:

- Quarles Raw Water Reservoir Rehabilitation and Improvements Project (\$90,000)
- Wyckoff Raw Water Intake and Pumping Station Electrical Improvements Project (250,000)
- Wyckoff Regulatory and Operational Improvements Project (\$3,000,000)
- Hickory Log Creek SCADA Project (\$300,000)

In order to ensure competitive pricing from Transdyn, Mr. Pherson noted that the costs of the SCADA services and equipment will be intensely reviewed and considered to be “not to exceed” budgets.

Mr. Crowder entered at this time.

Mr. Smith made a motion to approve staff’s request to sole-source Transdyn for the above listed projects at the costs noted. Mr. Pearlberg seconded the motion; motion passed 5/0 with Mr. Crowder abstaining.

8. Old Business

Administrative Building - Mr. Bob Kenyon, Operations Director, reported staff has received the due diligence report on the building at 1170 Atlanta Industrial Drive and an initial architectural submission and is reviewing them. The appraisal is expected within two weeks. Dependent on the appraisal, Mr. Austin and Mr. Smith would like to tour the building.

Blackjack Concrete Tank Demolition – Mr. Kenyon reported that demolition of the Blackjack Concrete Tank has been put on hold, pending the determination of a move for the administrative and engineering staff.

Wyckoff Roofing project – Mr. Pherson confirmed to the Board that the warranty for the Wyckoff Filter Building Roofing project is 20 years for both the product and the installation.

9. General Manager's Report

Mr. Kenyon reported that Mr. Page will meet with the Corps of Engineers on March 25 to discuss reallocation of Allatoona Lake.

Mr. Tom Ginn, Project Manager, reported that preliminary discussions with contractors regarding the Quarles Reservoir Cleaning project have indicated that the current budget may be insufficient.

Mr. Ginn also reported that the current allowance within the bid price for the Quarles Plant 2 Rehabilitation project for owner-directed changes may be insufficient. Staff has discovered a damaged 84" pipe that will need to be either repaired or replaced. Other leaking pipes and structures have also been encountered and will need to be addressed.

10. Legal

Mr. Daniel White, Haynie Litchfield and Crane, LLC requested that the legal items be presented after the Executive Session.

11. New Business

There was no new business to present.

12. Executive Session

Mr. Smith made a motion to go into Executive Session to discuss property acquisition and potential litigation. Mr. Bacon seconded the motion; motion passed 6/0.

Mr. Bacon made a motion to return to Regular Session. Mr. Pearlberg seconded the motion; motion passed 6/0.

Legal

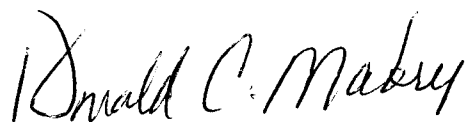
Mr. Austin made a motion to approve the settlement agreement between the Cobb County - Marietta Water Authority and Tyler Nelson Crafton, Paul Martin Crafton and Scott Preston Crafton in the amount of \$750,000.00 subject to the final approval of the Chair, General Manager and Authority Attorney. The motion was seconded by Mr. Mabry; motion passed 6/0.

Mr. Pearlberg made a motion to approve the registration of the Water Authority Attorney for the AWWA Conference subject to the final approval of the Chair and the General Manager. Mr. Smith seconded the motion; motion passed 6/0.

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



Becky Mixon
Assistant Secretary



Donald C. Mabry
Chair