

CLAYTON COUNTY WATER AUTHORITY
Regular Board Meeting
1600 Battle Creek Road
Morrow, GA 30260

Present at the meeting were: Chairman Robin Malone, Vice Chairman Marie Barber, Secretary/Treasurer Rodney Givens, Board Member John Westervelt, Board Member John Chafin, Board Member Dr. Cephus Jackson, Board Member Vivian Baldwin, General Manager Bernard Franks, Assistant General Manager Teresa Worley, Assistant General Manager Keisha Thorpe, Legal Counsel Danielle Matricardi, Executive Coordinator Amanda La Pierre and other CCWA staff and visitors.

Invocation

Robin Malone introduced Installation & Repair Foreman Boyd Cummings to perform the invocation.

Adoption of Agenda

UPON MOTION by Vivian Baldwin and second by Rodney Givens, to adopt the agenda as presented, it was unanimously

RESOLVED to adopt the agenda as presented. (Absent: John Westervelt).

Approval of Minutes

Chairman Robin Malone called for any omissions or additions to the Minutes of the Regular Board Meeting held on February 6, 2020.

UPON MOTION by Dr. Cephus Jackson and second by Marie Barber, it was unanimously

RESOLVED to approve the Minutes of the Regular Board Meeting held on February 6, 2020. (Absent: John Westervelt).

Financial and Statistical Reports

Finance Director Allison Halron reviewed the financial information distributed to the Board for the period ending January 31, 2020. Information only, no action taken.

New Business

Water and Wastewater Treatment Chemicals Bid Recommendation: Water Reclamation Director Kendra Staniel presented a recommendation on the Water and Wastewater Treatment Chemicals Bid.

On January 30, 2020 Clayton County Water Authority received bids for its annual Water and Wastewater Treatment Chemicals for Water Production and Water Reclamation Facilities. Based on bids received as well as on new equipment (Rotary Drum Thickener) that has come on-line at the W.B. Casey WRRF, a new polymer K274FLX will be used

based on manufacturer's recommendation. The performance testing had not occurred before the RFB was published and therefore was not included as one of the chemicals in the bid package. We have received quotes for this polymer and determined that there is only one manufacturer, Solenis.

WATER AND WASTEWATER TREATMENT CHEMICALS

Final Bid Tabulation
Bid Opening: Thursday, January 30, 2020

COMPANY NAME OF BIDDER	BID PRICE PER TON (\$)																							
	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24
	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur	Uniflow Sulfur
	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
Alinity Chemical, LLC	0.0000	0.0000																						
Allied Universal Corporation																								
Azure Water Services, LLC																						0.0000	0.0000	0.0000
Brenntag Mid-South		0.0000			0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
Burnett Lime Co., Inc.				0.0000																				
C&S Chemicals	0.0000	0.0000																						
Carminex Lime and Stone			0.0000																					
Carus Chemical									0.0000															
Cesardien, LLC																	0.0000							
Chemtel Inc.			0.0000		0.0000	0.0000	0.0000	0.0000	0.0000	0.0000														
Chemtrade Chemical	0.0000	0.0000																				0.0000		0.0000
Cheney Lime & Cement Company, Inc.			0.0000																					
Colonial Chemical Solutions Inc.	0.0000	0.0000		0.0000					0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
DKC Enterprises, LP													0.0000											
GEO Specialty Chemicals	0.0000	0.0000																						
Gulfstream Technologies																								0.0000
Harcros Chemicals													0.0000											
Industrial Chemicals, Inc.	0.0000	0.0000								0.0000	0.0000										0.0000			
Jacobi Catalysts, Inc.					0.0000	0.0000																		
Kenira Water Solutions, Inc.																						0.0000		
Lhoist North America			0.0000																					
Shannon Chemical Corporation									0.0000															
SMP Polymers, Inc.																								
Solenis LLC														0.0000					0.0000					
Southern Ionic Incorporated	0.0000	0.0000																						
Southern States Chemical																					0.0000			
Specialty Chemical Co. LLC		0.0000					0.0000			0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000	0.0000
Stratling Water Technologies, LLC									0.0000										0.0000					
Thatcher Chemical of Florida, Inc.						0.0000		0.0000		0.0000												0.0000		
Univar Solutions	0.0000	0.0000			0.0000	0.0000	0.0000	0.0000				0.0000	0.0000											
Wetzel, LLC																								
Winners Chemical									0.0000															
Lowest Bid Amount	\$ 230.00	\$ 0.24	\$ 0.11	\$ 0.05	\$ 0.55	\$ 0.34	\$ 0.54	\$ 1.72	\$ 2.30	\$ 0.01	\$ 1.35	\$ 0.70	\$ 0.37	\$ 1.43	\$ -	\$ 1.20	\$ 1.15	\$ 0.91	\$ 0.25	\$ 0.34	\$ 1.08	\$ 0.73	\$ 1.15	\$ 0.21
Lowest Bidder	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical	Chemtel Chemical

Recommendation:

CCWA staff recommended awarding bids for individual chemicals to companies that have submitted the lowest responsive responsible bid for each listed chemical; along with awarding Solenis as Sole Source Provider for Polymer K274FLX.

UPON MOTION by John Chafin and second by Marie Barber, it was unanimously

RESOLVED to award bids for individual chemicals to the companies that have submitted the lowest responsive responsible bid for each listed chemical; along with awarding Solenis as a Sole Source Provider for Polymer K274FLX, based on unit prices provided.

Semi-Annual Generator PM Services Recommendation: General Services Director Brent Taylor presented a recommendation on Semi-Annual Generator PM Services.

The General Services Department is responsible for maintaining the 58 generators that belong to Clayton County Water Authority. These generators are located at all Water Production Plants, Water Reclamation Plants, Re-Pump Stations, Lift Stations, and various other facilities. Every generator receives a Level 1 PM which consists of lubrication/oil checks, connections inspection, filters inspection, and a test run/transfer. This is performed in the first quarter of the contract term. In the third quarter of the contract term, the contractor is responsible for the Level 2 PM. This consists of the same checks with the addition of a fuel analysis, if requested, oil and air filters changes, and a full load-bank test.

Bid Tabulation

CTN, LLC.	\$ 45,870.68
Power and Energy Services	\$ 56,459.16
Yancey Brothers Co.	Non-Responsive
Elite Energy Systems, Inc.	\$ 63,187.00
Kraft Power Corp	\$127,035.00

Recommendation:

CCWA staff recommended awarding the Semi-Annual Generator PM Services contract to CTN, LLC. for a total amount of \$45,870.68 with an option to renew for a second and third year.

UPON MOTION by Dr. Cephus Jackson and second by Rodney Givens, it was unanimously

RESOLVED to award the Semi-Annual Generator PM Services contract to CTN, LLC. for a not to exceed cost of \$45,870.68 with an option to renew for a second and third year with the same terms and conditions, contingent upon approval of bonds and insurance as required and to authorize the General Manager to sign the contract.

Health Insurance & Ancillary Benefits Recommendation: Human Resources Director Ed Durham presented a recommendation on Health Insurance & Ancillary Benefits.

Staff is not recommending any increases to the benefit plans for the upcoming plan year that begins May 1, 2020; however, there is a potential for significant plan savings. CCWA's manages a self-funded health plan, with an Administrative Services Only (ASO) arrangement with Anthem. This means that we pay Anthem a fee to administer our plan. Approximately 33% of our medical spend is in pharmacy costs.

Over the last plan year, Anthem has changed its pharmacy provider. For years, they had a relationship with Express Scripts. In July 2019, we moved to their new pharmacy, IngenioRX, which is owned by Anthem. Since then, members have had multiple service issues with the new pharmacy provider.

Last year, staff negotiated pharmacy rebates with Anthem. This year, we have collected 25% of pharmacy rebates, which equals \$32,103. In contrast, Anthem continues to add pharmacy fees, which has offset the rebates that we have received by about a third.

Recommendation:

CCWA staff recommended continuing the current CCWA agreement with Anthem for medical claims and transferring the prescription portion of the plan to MC-RX with no increases to any benefits for Fiscal Year 2020.

UPON MOTION by Dr. Cephus Jackson and second by John Chafin, it was unanimously

RESOLVED to continue with CCWA's current agreement with Anthem for medical claims and to transfer the prescription portion of the plan to MC-RX with no increases to any benefits for Fiscal Year 2020.

Flint River East Outfall Phase I Condemnation Resolutions: Program Management and Engineering Director Kelly Taylor presented a recommendation on the Flint River East Outfall Phase I Condemnation Resolutions.

CCWA is currently completing design activities for the Flint River Outfall East Phase 1 Pipeline Replacement Project. A bid recommendation is scheduled to be presented at the May 2020 Board of Directors meeting.

The replacement project will begin on the east side of the Flint River, north of Highway 138 to an area north of Valley Hill Road. As part of the design process, CCWA staff collect temporary construction easements and permanent easements, where necessary. This is an extensive process that involves several communications with all applicable property owners. Staff has exhausted communication and negotiation avenues with the four properties and for various reasons, have not been able to acquire easements for four properties. The following parcels require permanent and/or temporary construction easements:

- 7041 Sir Galahad Way, Jonesboro, GA 30236
- 7368 Ovis Ct., Riverdale, GA 30274
- 7417 Ovis Lane, Riverdale, GA 30274
- 7577 Tara Blvd, Jonesboro, GA 30236

STATE OF GEORGIA

COUNTY OF CLAYTON

CERTIFICATE

The undersigned hereby certifies that he is the General Manager to the Clayton County Water Authority of Clayton County, Georgia, and that as such, he is the custodian of the public records maintained by the Authority. The undersigned hereby certifies that the attached is a true and accurate copy of the "Resolution by the Board of Directors of Clayton County Water Authority Authorizing Condemnation of Property" lawfully adopted by the Board at its regular meeting held

on March 4 2020.

Witness my official signature and seal this

day of March 2020.


H. Bernard Franks, General Manager

(SEAL)

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2020-01

A RESOLUTION BY THE BOARD OF DIRECTORS OF CLAYTON COUNTY WATER AUTHORITY AUTHORIZING THE CONDEMNATION OF PROPERTY.

WHEREAS, the Board of Directors of the Clayton County Water Authority (the "Authority") has determined that in order for it to provide for the increasing sewer needs of Clayton County, it must initiate construction projects to repair, improve, and upgrade existing utility lines which lie on, over, across, or under the property located at 7041 Sir Galahad Way, Jonesboro, Georgia 30236 in Clayton County, more particularly described on Exhibit "A" attached hereto and made a part hereof, to provide quality utility services to properties located in Clayton

County; and

WHEREAS, the Authority has chosen the location for repairs, improvements, and upgrades to the utility facilities so that said services will benefit residents of Clayton County with minimal disruption and inconvenience to property owners affected thereby; and

WHEREAS, to complete the construction projects, it is necessary to obtain and purchase a certain temporary construction easement from the property owner(s) named in Exhibit "B" attached hereto and made a part hereof; and

WHEREAS, said easement is more particularly described by the plat of survey attached hereto as Exhibit "A"; and

WHEREAS, the Authority has diligently pursued and will continue to pursue, obtaining the necessary easement described in the attached Exhibit "A" by negotiated purchase from the property owner(s); and

WHEREAS, if the Authority cannot obtain the easement rights described in Exhibit "A" immediately there exists a risk of delay in the construction of the utility project which will cause the public to suffer harm and cause the Authority to become unable to meet the demands of the residents of Clayton County; and

WHEREAS, the Authority has determined that there is a public necessity that the utility facilities be installed for the increasing sewer needs of property owners in Clayton County; and

WHEREAS, the Authority has further determined that the circumstances surrounding the easement described in Exhibit "A" necessitate the use of the condemnation procedures provided by O.C.G.A. 22-3-140 and O.C.G.A. 32-3-4 through 32-3-20.

NOW, THEREFORE, UPON MOTION BEING DULY MADE AND
SECONDED, THE FOLLOWING RESOLUTION IS HEREBY UNANIMOUSLY
ADOPTED:

BE IT RESOLVED that the Authority does hereby declare that there is a public necessity that the Authority acquire a temporary construction easement of varying widths during the period of construction for ingress and egress over, across, under and through the property as further shown on Exhibit "A."

BE IT FURTHER RESOLVED that the Authority does hereby exercise its power of condemnation and authorize the acquisition of temporary easement rights to the property as shown on Exhibit "A."

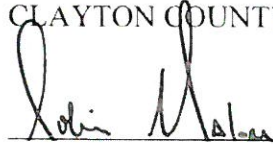
BE IT FURTHER RESOLVED that due to the exigent circumstances that have been found to exist, the Authority's attorney is hereby authorized to file condemnation proceedings pursuant to O.C.G.A. 22-3-140 and O.C.G.A. 32-3-4 through 32-3-20 to acquire said temporary easement rights from the owners named in Exhibit "B," as well as any and all lien holders, and any unknown owners, unborn remaindermen, minors, insane persons, or others who may have any title, interest, claim or demand in or against the property described in Exhibit "A" hereto attached.

In the event that the title to the property described in Exhibit "A" is transferred to a person or legal entity that is not listed in Exhibit "B" prior to the date of the filing of condemnation proceedings, this Resolution shall apply to all owners of interest in the property described in Exhibit "A" on the date of filing of the Petition for condemnation.

BE IT FURTHER RESOLVED that the Authority stands ready to pay just and adequate compensation for said easement rights, as well as consequential damages to which the property owners are legally entitled.

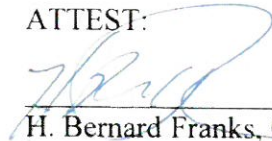
SO RESOLVED this day of March 2020.

CLAYTON COUNTY WATER AUTHORITY



Robl Malone, airman

ATTEST:



H. Bernard Franks, General Manager

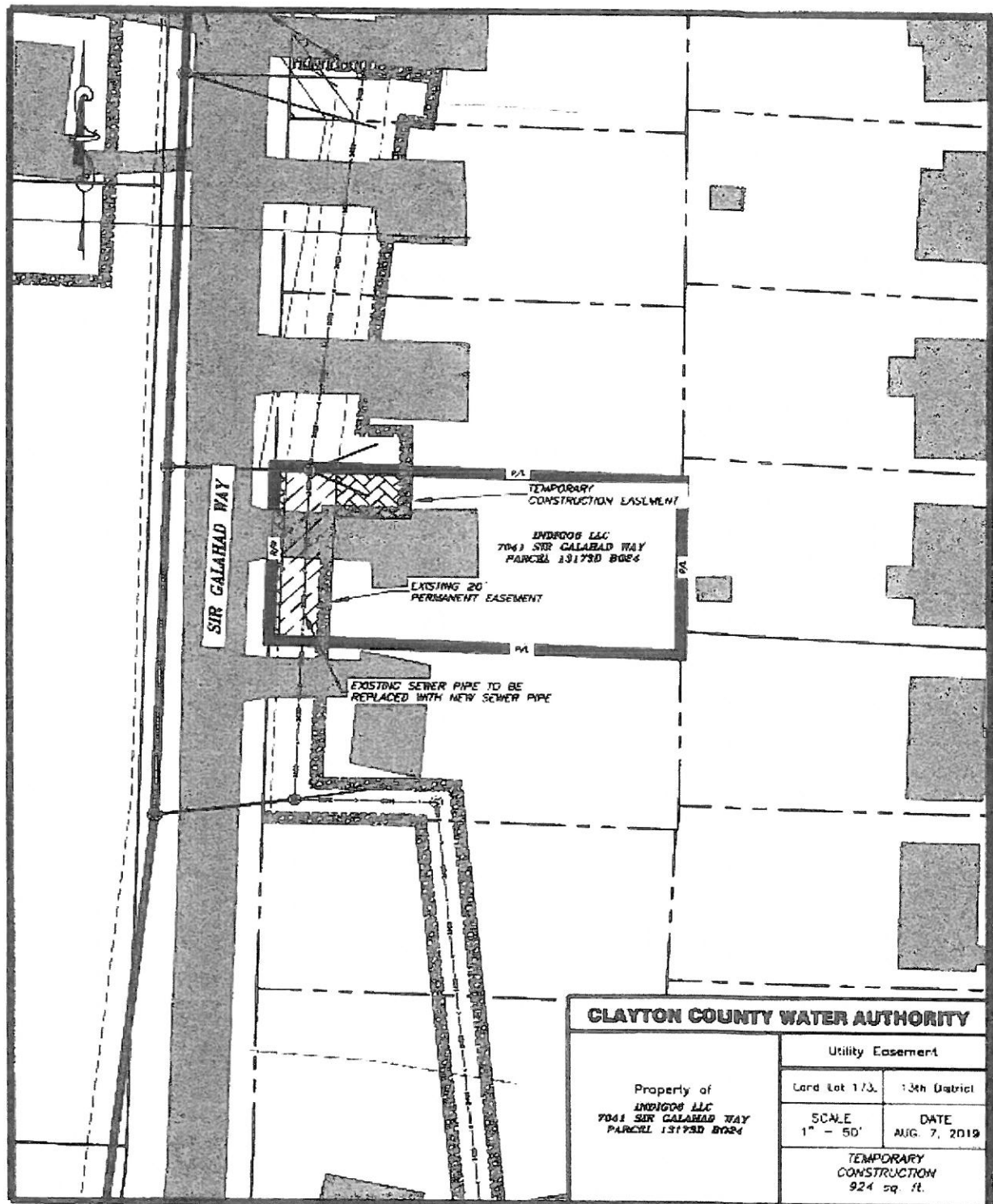
APPROVED AS TO FORM:



Attorney for Clayton County

Water Authority

EXHIBIT "A"



”

EXHIBIT "B"

OWNERS NAMED:

Indig06 LLC

4430 Wade Green Rd, Ste. 180-134 Kennesaw,
GA 30144

1275 Shiloh Rd., Ste. 2950

Kennesaw, GA 30144


STATE OF GEORGIA

COUNTY OF CLAYTON

CERTIFICATE

The undersigned hereby certifies that he is the General Manager to the Clayton County Water Authority of Clayton County, Georgia, and that as such, he is the custodian of the public records maintained by the Authority. The undersigned hereby certifies that the attached is a true and accurate copy of the "Resolution by the Board of Directors of Clayton County Water Authority Authorizing Condemnation of Property" lawfully adopted by the Board at its regular meeting held on March C, 2020.

Witness my official signature and seal this ay of Azz&, 2020.



H. Bernard Franks, General Manager

(SEAL)

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2020-02

**A RESOLUTION BY THE BOARD OF DIRECTORS OF CLAYTON COUNTY WATER
AUTHORITY AUTHORIZING THE CONDEMNATION OF PROPERTY.**

WHEREAS, the Board of Directors of the Clayton County Water Authority (the "Authority") has determined that in order for it to provide for the increasing sewer needs of Clayton County, it must initiate projects to repair, improve, and upgrade existing utility lines which lie on, over, across, or under the property located at 7368 Ovis Court, Riverdale, GA 30274 in Clayton County, more particularly described on Exhibit "A" attached hereto and made a part hereof, to provide quality utility services to properties located in Clayton County; and

WHEREAS, the Authority has chosen the location for repairs, improvements, and upgrades to the utility facilities so that said services will benefit residents of Clayton County with minimal disruption and inconvenience to property owners affected thereby; and

WHEREAS, to complete the construction projects, it is necessary to obtain and purchase certain permanent and temporary construction easements from the property owner(s) named in Exhibit "B" attached hereto and made a part hereof; and

WHEREAS, said easements are more particularly described by the plat of survey attached hereto as Exhibit "A"; and

WHEREAS, the Authority has diligently pursued and will continue to pursue, obtaining the necessary easements described in the attached Exhibit "A" by negotiated purchase from the property owner(s); and

WHEREAS, if the Authority cannot obtain the easement rights described in Exhibit "A" immediately there exists a risk of delay in the construction of the utility project which will cause the public to suffer harm and cause the Authority to become unable to meet the demands of the residents of Clayton County; and

WHEREAS, the Authority has determined that there is a public necessity that the utility facilities be installed for the increasing sewer needs of property owners in Clayton County; and

WHEREAS, the Authority has further determined that the circumstances surrounding the easements described in Exhibit "A" necessitate the use of the condemnation procedures provided by O.C.G.A. 22-3-140 and O.C.G.A. 32-3-4 through 32-3-20.

NOW, THEREFORE, UPON MOTION BEING DULY MADE AND
SECONDED, THE FOLLOWING RESOLUTION IS HEREBY UNANIMOUSLY
ADOPTED:

BE IT RESOLVED that the Authority does hereby declare that there is a public necessity that the Authority acquire a permanent easement being 20 feet in width and temporary construction easement of varying widths during the period of construction for ingress and egress over, across, under and through the property as further shown on Exhibit "A."

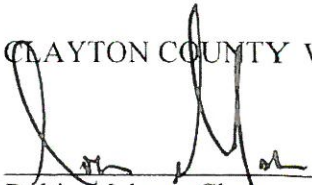
BE IT FURTHER RESOLVED that the Authority does hereby exercise its power of condemnation and authorize the acquisition of permanent and temporary easement rights to the property as shown on Exhibit "A."

BE IT FURTHER RESOLVED that due to the exigent circumstances that have been found to exist, the Authority's attorney is hereby authorized to file condemnation proceedings pursuant to O.C.G.A. 22-3-140 and O.C.G.A. 32-3-4 through 32-3-20 to acquire said permanent and temporary easement rights from the owners named in Exhibit "B," as well as any and all lien holders, and any unknown owners, unborn remaindermen, minors, insane persons, or others who may have any title, interest, claim or demand in or against the property described in Exhibit "A" hereto attached.

In the event that the title to the property described in Exhibit "A" is transferred to a person or legal entity that is not listed in Exhibit "B" prior to the date of the filing of condemnation proceedings, this Resolution shall apply to all owners of interest in the property described in Exhibit "A" on the date of filing of the Petition for condemnation.

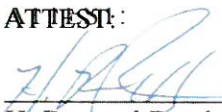
BE IT FURTHER RESOLVED that the Authority stands ready to pay just and adequate compensation for said easement rights, as well as consequential damages to which the property owners are legally entitled.

SO RESOLVED this day of March 2020.

CLAYTON COUNTY WATER AUTHORITY


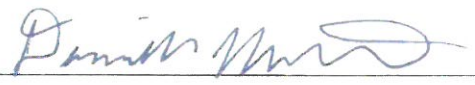
Robin Malone, Chairman

ATTEST:



H. Bernard Franks, General Manager

APPROVED AS TO FORM:



Attorney for Clayton County

Water Authority

EXHIBIT "A"

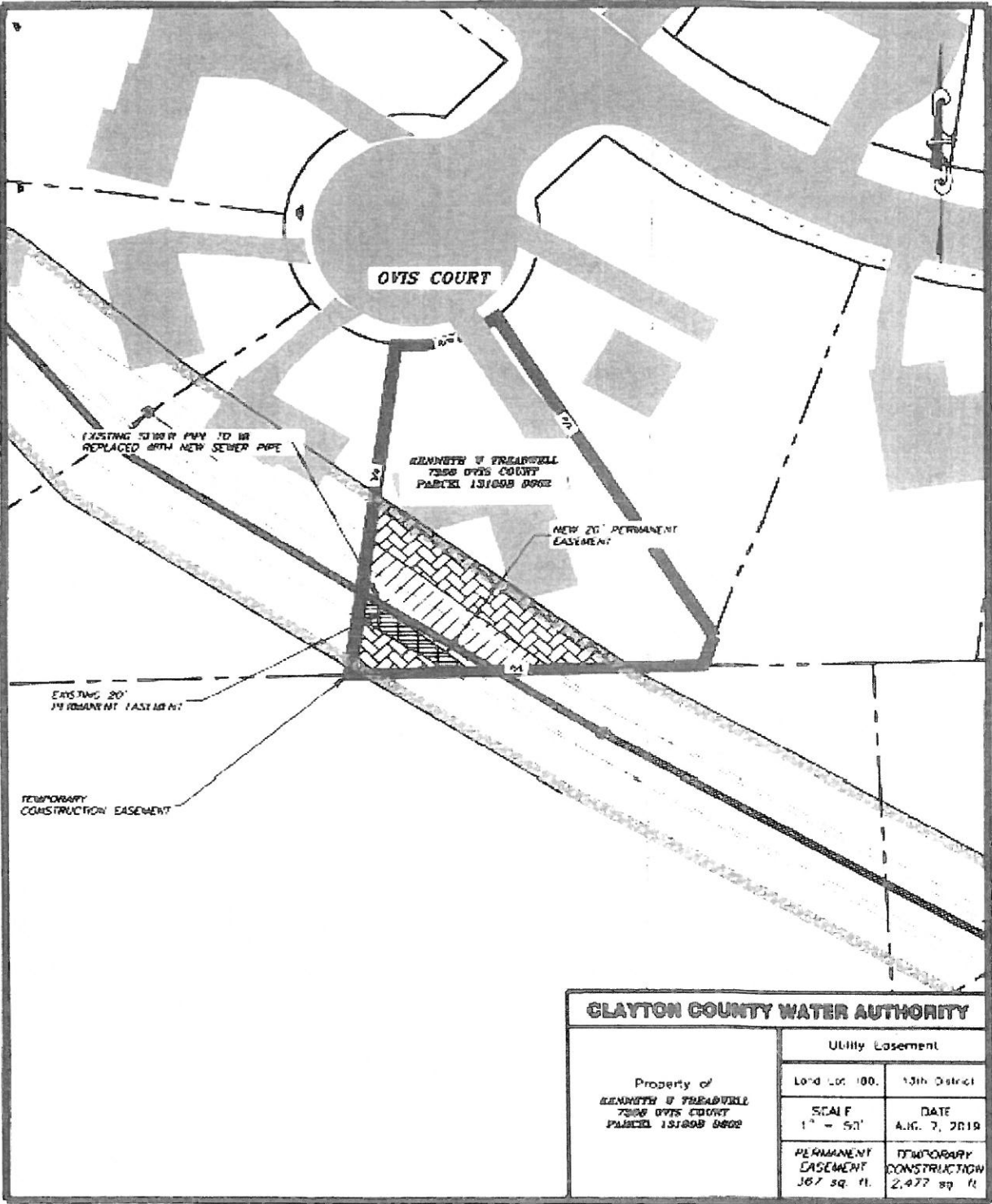


EXHIBIT "B"

OWNERS NAMED:

Kenneth W. Treadwell 7368
Ovis Court

Riverdale, GA 30274

STATE OF GEORGIA

COUNTY OF CLAYTON

CERTIFICATE

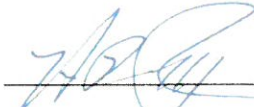
The undersigned hereby certifies that he is the General Manager to the Clayton County Water Authority of Clayton County, Georgia, and that as such, he is the custodian of the public records maintained by the Authority. The undersigned hereby certifies that the attached is a true and accurate copy of the "Resolution by the Board of Directors of Clayton County Water Authority

Authorizing Condemnation of Property" lawfully adopted by the Board at its regular meeting held

on March 4, 2020.

Witness my official signature and seal this

day Of March, 2020•



H. Bernard Franks, General Manager

(SEAL)

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2020-03

**A RESOLUTION BY THE BOARD OF DIRECTORS OF CLAYTON COUNTY WATER
AUTHORITY AUTHORIZING THE CONDEMNATION OF PROPERTY.**

WHEREAS, the Board of Directors of the Clayton County Water Authority (the "Authority") has determined that in order for it to provide for the increasing sewer needs of Clayton County, it must initiate projects to repair, improve, and upgrade existing utility lines which lie on, over, across, or under the property located at 7417 Ovis Lane, Riverdale, GA 30274 in Clayton County, more particularly described on Exhibit "A" attached hereto and made a part hereof, to provide quality utility services to properties located in Clayton County; and

WHEREAS, the Authority has chosen the location for repairs, improvements, and upgrades to the utility facilities so that said services will benefit residents of Clayton County with minimal disruption and inconvenience to property owners affected thereby; and

WHEREAS, to complete the construction projects, it is necessary to obtain and purchase a certain temporary construction easement from the property owner(s) named in Exhibit "B" attached hereto and made a part hereof; and

WHEREAS, said easement is more particularly described by the plat of survey attached hereto as Exhibit "A"; and

WHEREAS, the Authority has diligently pursued and will continue to pursue, obtaining the necessary easements described in the attached Exhibit "A" by negotiated purchase from the property owner(s); and

WHEREAS, if the Authority cannot obtain the easement rights described in Exhibit "A" immediately there exists a risk of delay in the construction of the utility project which will cause the public to suffer harm and cause the Authority to become unable to meet the demands of the residents of Clayton County; and

WHEREAS, the Authority has determined that there is a public necessity that the utility facilities be installed for the increasing sewer needs of property owners in Clayton County; and

WHEREAS, the Authority has further determined that the circumstances surrounding the easements described in Exhibit "A" necessitate the use of the condemnation procedures provided by O.C.G.A. 22-3-140 and O.C.G.A. 32-3-4 through 32-3-20.

NOW, THEREFORE, UPON MOTION BEING DULY MADE AND
SECONDED, THE FOLLOWING RESOLUTION IS HEREBY UNANIMOUSLY
ADOPTED:

BE IT RESOLVED that the Authority does hereby declare that there is a public necessity that the Authority acquire a temporary construction easement of varying widths during the period of construction for ingress and egress over, across, under and through the property as further shown on Exhibit "A."

BE IT FURTHER RESOLVED that the Authority does hereby exercise its power of condemnation and authorize the acquisition of temporary easement rights to the property as shown on Exhibit "A."

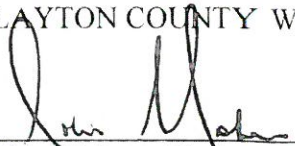
BE IT FURTHER RESOLVED that due to the exigent circumstances that have been found to exist, the Authority's attorney is hereby authorized to file condemnation proceedings pursuant to O.C.G.A. 22-3-140 and O.C.G.A. 32-3-4 through 32-3-20 to acquire said temporary easement rights from the owners named in Exhibit "B," as well as any and all lien holders, and any unknown owners, unborn remaindermen, minors, insane persons, or others who may have any title, interest, claim or demand in or against the property described in Exhibit "A" hereto attached.

In the event that the title to the property described in Exhibit "A" is transferred to a person or legal entity that is not listed in Exhibit "B" prior to the date of the filing of condemnation proceedings, this Resolution shall apply to all owners of interest in the property described in Exhibit "A" on the date of filing of the Petition for condemnation.

BE IT FURTHER RESOLVED that the Authority stands ready to pay just and adequate compensation for said easement rights, as well as consequential damages to which the property owners are legally entitled.

SO RESOLVED this day of March 2020.

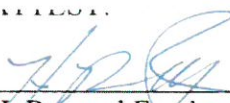
CLAYTON COUNTY WATER AUTHORITY



Robin Malone, Chairman

ATTEST:

ATTEST:



H. Bernard Franks, General Manager

APPROVED AS TO FORM:



Attorney for Clayton County

Water Authority

EXHIBIT "A"

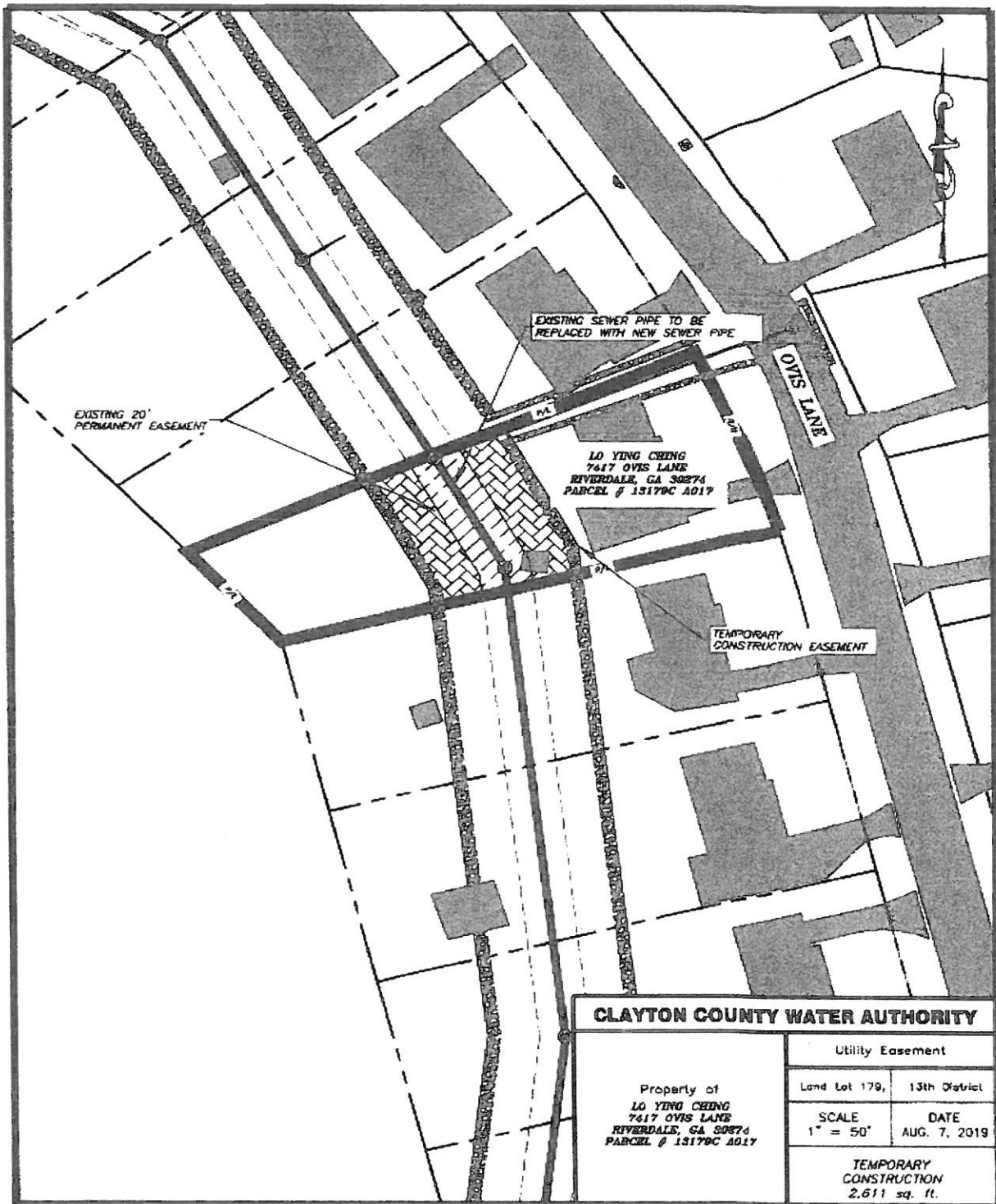


EXHIBIT "B"

OWNERS NAMED:

Kenneth W. Treadwell

7368 Ovis Court

Riverdale, GA 30274

STATE OF GEORGIA

COUNTY OF CLAYTON

CERTIFICATE

The undersigned hereby certifies that he is the General Manager to the Clayton County Water Authority of Clayton County, Georgia, and that as such, he is the custodian of the public records maintained by the Authority. The undersigned hereby certifies that the attached is a true and accurate copy of the "Resolution by the Board of Directors of Clayton County Water Authority Authorizing Condemnation of Property" lawfully adopted by the Board at its regular meeting held on-ALIm:M2-q, 2020.

Witness my official signature and seal this

day Of March, 2020•



H. Bernard Franks, General Manager

(SEAL)

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2020-04

**A RESOLUTION BY THE BOARD OF DIRECTORS OF CLAYTON COUNTY WATER
AUTHORITY AUTHORIZING THE CONDEMNATION OF PROPERTY.**

WHEREAS, the Board of Directors of the Clayton County Water Authority (the "Authority") has determined that in order for it to provide for the increasing sewer needs of Clayton County, it must initiate construction projects to repair, improve, and upgrade existing utility lines which lie on, over, across, or under the property located at 7577 Tara Boulevard, Jonesboro, Georgia 30236 in Clayton County, more particularly described on Exhibit "A" attached hereto and made a part hereof, to provide quality utility services to properties located in Clayton

County; and

WHEREAS, the Authority has chosen the location for repairs, improvements, and upgrades to the utility facilities so that said services will benefit residents of Clayton County with minimal disruption and inconvenience to property owners affected thereby; and

WHEREAS, to complete the construction projects, it is necessary to obtain and purchase a certain temporary construction easement from the property owner(s) named in Exhibit "B" attached hereto and made a part hereof; and

WHEREAS, said easement is more particularly described by the plat of survey attached hereto as Exhibit "A"; and

WHEREAS, the Authority has diligently pursued and will continue to pursue, obtaining the necessary easement described in the attached Exhibit "A" by negotiated purchase from the property owner(s); and

WHEREAS, if the Authority cannot obtain the easement rights described in Exhibit "A" immediately there exists a risk of delay in the construction of the utility project which will cause the public to suffer harm and cause the Authority to become unable to meet the demands of the residents of Clayton County; and

WHEREAS, the Authority has determined that there is a public necessity that the utility facilities be installed for the increasing sewer needs of property owners in Clayton County; and

WHEREAS, the Authority has further determined that the circumstances surrounding the easement described in Exhibit "A" necessitate the use of the condemnation procedures provided by O.C.G.A. 22-3-140 and O.C.G.A. 32-3-4 through 32-3-20.

NOW, THEREFORE, UPON MOTION BEING DULY MADE AND
SECONDED, THE FOLLOWING RESOLUTION IS HEREBY UNANIMOUSLY
ADOPTED:

BE IT RESOLVED that the Authority does hereby declare that there is a public necessity that the Authority acquire a temporary construction easement of varying widths during the period of construction for ingress and egress over, across, under and through the property as further shown on Exhibit "A."

BE IT FURTHER RESOLVED that the Authority does hereby exercise its power of condemnation and authorize the acquisition of temporary easement rights to the property as shown on Exhibit "A."

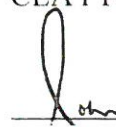
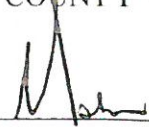
BE IT FURTHER RESOLVED that due to the exigent circumstances that have been found to exist, the Authority's attorney is hereby authorized to file condemnation proceedings pursuant to O.C.G.A. 22-3-140 and O.C.G.A. 32-3-4 through 32-3-20 to acquire said temporary easement rights from the owners named in Exhibit "B," as well as any and all lien holders, and any unknown owners, unborn remaindermen, minors, insane persons, or others who may have any title, interest, claim or demand in or against the property described in Exhibit "A" hereto attached.

In the event that the title to the property described in Exhibit "A" is transferred to a person or legal entity that is not listed in Exhibit "B" prior to the date of the filing of condemnation proceedings, this Resolution shall apply to all owners of interest in the property described in Exhibit "A" on the date of filing of the Petition for condemnation.

BE IT FURTHER RESOLVED that the Authority stands ready to pay just and adequate compensation for said easement rights, as well as consequential damages to which the property owners are legally entitled.

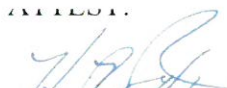
SO RESOLVED this day of March 2020.

CLAYTON COUNTY WATER AUTHORITY


 
Robi alone, Clirman

ATTEST:

ATTEST:


H. Bernard Franks, General Manager

APPROVED AS TO FORM:


Attorney for Clayton County

Water Authority

EXHIBIT "A"

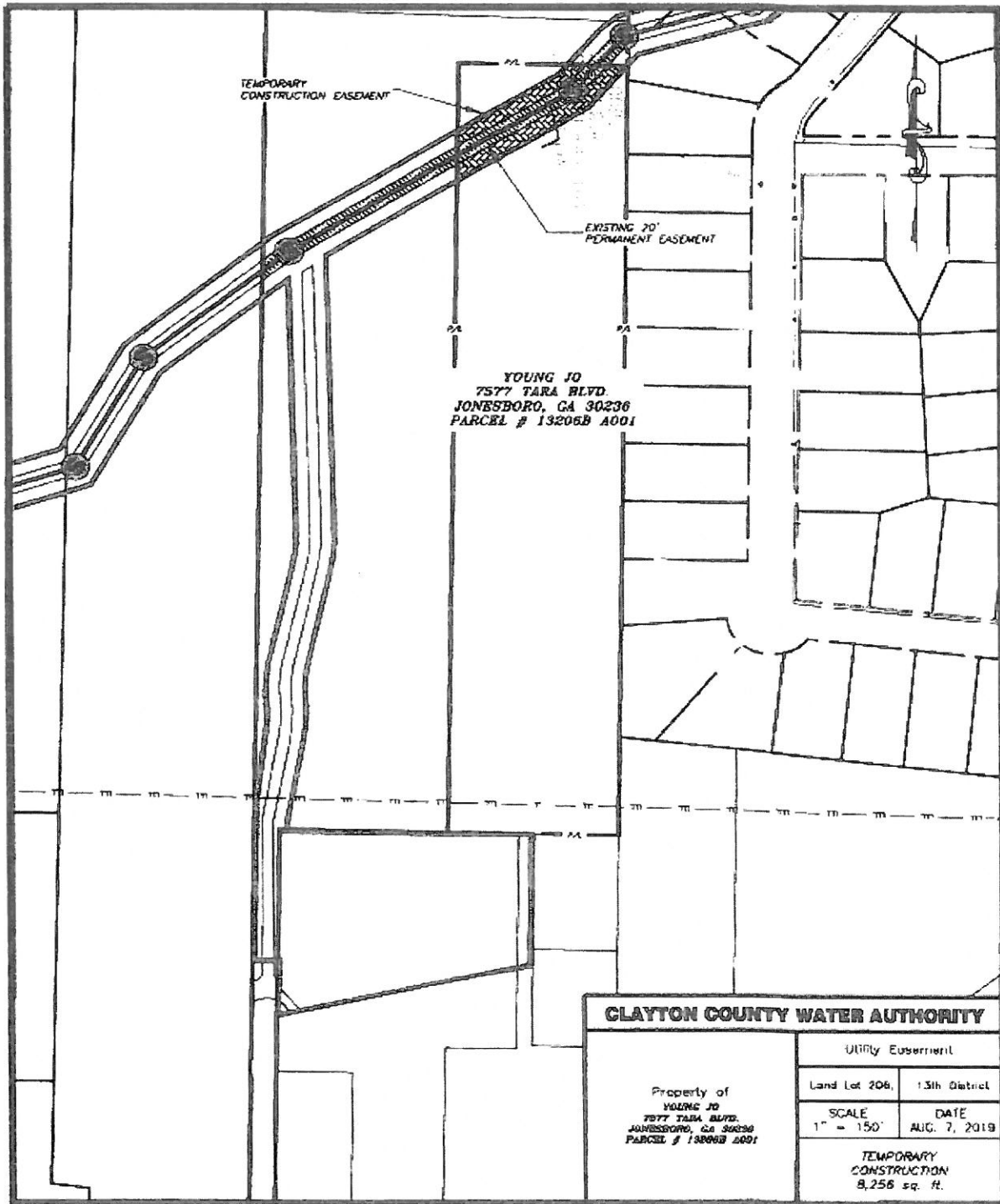


EXHIBIT "B"

OWNERS NAMED:

Young Jo

2105 Wrights Mill Circle Atlanta,
GA 30324

Recommendation:

CCWA staff recommended approval of Resolution 2020-01 (7041 Sir Galahad Way), Resolution 2020-02 (7368 Ovis Court), Resolution 2020-03 (7417 Ovis Lane) and Resolution 2020-04 (7577 Tara Blvd).

UPON MOTION by Dr. Cephus Jackson and second by John Chafin, it was unanimously

RESOLVED to approve Resolution 2020-01 (7041 Sir Galahad Way), Resolution 2020-02 (7368 Ovis Court), Resolution 2020-03 (7417 Ovis Lane) and Resolution 2020-04 (7577 Tara Blvd).

Executive Session

UPON MOTION by Marie Barber and second by Rodney Givens, it was unanimously

RESOLVED to enter an Executive Session in order to discuss personnel issues.

UPON MOTION by Marie Barber and second by Dr. Cephus Jackson, it was unanimously

RESOLVED to leave the Executive Session and return to open session.

Updates from the Board Members and General Manager

UPON MOTION by John Westervelt and second by Marie Barber, it was unanimously

RESOLVED to approve the Executive Session minutes as presented.

Kevin Spanier with Buck Consultants presented an update on the pension plan. Information only, no action taken.

Jason Bodewell with Jacobs Engineering presented an update on Financial Strategy. Information only, no action taken.

The July 2020 Board Meeting will be held on Thursday, July 9th due to the Independence Day Holiday. Information only, no action taken.

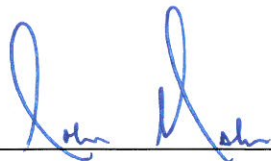
Bernard Franks presented information on the following:

- an update on the Arts Clayton Arte Gras event. Information only, no action taken.
- an update on the women's event being held by Ms. Nancy Lewis. Information only, no action taken.
- an update on the 2020 Budget Retreat, which will be held April 1st - 3rd at the Shamrock C.U.B. Information only, no action taken.
- an update on the 2020 State of Clayton County Address. Information only, no action taken.
- an update on the Clayton County Public Schools Golf Tournament. Information only, no action taken.
- an update on the recent fishing tournament hosted by local radio personality Greg Street. Information only, no action taken.
- information concerning the recent Corona Virus outbreak. Information only, no action taken.
- presented an update on the status of CCWA sovereign immunity. Information only, no action taken.


Adjourn

UPON MOTION by Dr. Cephus Jackson and second by Marie Barber, it was unanimously

RESOLVED to adjourn the Board Meeting at 4:30 p.m., there being no further business to come before the Board of Directors.



Robin Malone, Chairman



Rodney Givens, Secretary/Treasurer