

**Minutes of the Middle Chattahoochee Regional Water
And Sewer Authority Meeting Held on February 09th, 2021,
VIA: WWW.ZOOM.COM
Meeting ID: 875 2719 4344
Passcode: 635284**

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BOARD MEMBERS PRESENT: Vince R. Williams, J. Clark Boddie, Elizabeth Carr Hurst, Sonja Fillingame, Shayla J. Nealy, Laura Mullis and James Whitmore

BOARD MEMBERS ABSENT: None

Consultants Present: Dennis Davenport, Dan Post, Laura Benz and Andrea Gray

Others Present: None

Call To Order: Chairwoman Elizabeth Carr Hurst called the meeting to order at 7:00 PM.

Approval Of The Minutes: A motion was made by Shayla J. Nealy to approve the minutes of the January 09th, 2021 meeting, seconded by Vince R. Williams. A vote was taken, the motion passed unanimously.

Old Business: None

Reports:

Legal – Dennis Davenport stated that he had received the annual letter from the 92 Sportsman Club. Mr. Davenport discussed the arrangement with the 92 Sportsman Club with the Board.

Finance – Dan Post reviewed with the Board:

1. The January 2021 financial statement.

2. Requested approval for draw number 215 in the amount of \$5,689.42 from the construction account.

Sonja Fillingame made a motion to approve draw number 215 in the amount of \$5,689.42 from the construction account seconded by Vince R. Williams. A vote was taken, the motion passed unanimously.

3. The Public Liability Insurance application has been submitted should be ready for the Boards signature at the next meeting.

Project Managers – Laura Benz and Andrea Gray reviewed with the Board:

See attached memorandum for details: and

1. Water Loss control program needed by each city before 1/28/2021 have been met
2. Water Withdrawal Application/Process:
 - a. Water withdrawal permit
 - b. KREBS Memorandum
 - c. Treatability Analysis
 - d. Preliminary Engineering Report
 - e. Next Steps

Vince R. Williams made a motion for J. Clark Boddie, Elizabeth Carr Hurst and Shayla J. Nealy to be appointed to serve as a committee to meet with KREBS Engineering in reference to Authority employees, seconded by Laura Mullis. A vote was taken, the motion passed unanimously.

3. Compensatory Mitigation
 - a. Mitigation sites owned by the Authority
 - b. Credits reserved for Authority's needs
 - c. Resale of Mitigation credits
4. Other/Miscellaneous of Permit
 - a. GEFA Loan Modification
 - b. Water of the US
5. Water Wars Litigation Update
6. Reservoir Land

Other Business: None

Executive Session: None

J. Clark Boddie made a motion to adjourn the meeting, seconded by Vince R. Williams. A vote was taken, the motion passed unanimously.

The meeting adjourned at 7:26 PM

Elizabeth Carr Hurst, Chairwoman

March 09th, 2021

Date Minutes Approved by Board

MEMORANDUM

To: Middle Chattahoochee Regional Water & Sewer Authority Member Cities Councils (Fairburn, Palmetto and Union City)

From: Laura Benz & Andrea Gray

Date: February 1 for February 9, 2021 meeting

Re: Middle Chattahoochee Authority Project Update

Water Withdrawal Application/Process:

Water withdrawal permit: As a condition of the permit, each City must have a water lost control program established within six (6) months of permit issuance, January 28, 2021. Palmetto submitted its report on October 23, 2020 and both Union City and Fairburn's reports were submitted on January 28, 2021. EPD acknowledged receipt of all three and is in the process of reviewing them to determine any follow-up actions.

Treatability Analysis: An engineering report will be required as a part of the Water System Permit (a separate permit required to operate the system which is issued upon construction of the facilities).

Preliminary Engineering Report: An update memo from Krebs Engineering is attached hereto.

Next Steps: Refine the budget and cost estimates based on the preliminary engineering work performed by Krebs and evaluate sources of funds including additional GEFA loans.

Compensatory Mitigation

Mitigation sites still owned by the Authority:

Mulberry Creek Site in Harris County, Georgia (41.04 acres): Sold! Royalty payments will be received when credits are sold.

White Sulphur Creek Site in Meriwether County, Georgia (31.03 acres): Continue to pursue possible sale of easement.

Credits reserved for Authority needs: The Authority is holding credits it purchased from the Chattahoochee Mitigation Bank (4,495 stream and 3.74 wetland credits), pending final determination of any impacts associated with the direct withdrawal, associated infrastructure and distribution pipelines.

Resale of Mitigation Credits:

Monastery: All credits have been sold or reserved. The Authority has received \$792,600.00 and will receive \$44,850 upon closing the remaining 2.30 reserved credits on or prior to July 31, 2021. Upon closing on the final credits, the Authority will have recouped its initial investment in the credits with an additional \$326,970.00 of profit.

Blue Creek: There are 2,449.05 stream credits currently reserved for \$8,985.89 due to the Authority upon closing the transactions.

Other/Miscellaneous

GEFA Loan Modification. GEFA is in the process of preparing a Loan Modification to reflect the Authority's new name and requested an updated project schedule. GEFA reached out again in January and confirmed its understanding that a project schedule should be available in April and agreed to check back with the project managers at the end of March. November 1, 2021 is the original loan closeout date which is now the deadline for amending the schedule.

Waters of the US (WOTUS). President Biden issued an executive order within his first week repealing Trump's Executive Order 13778 which prompted revisions to the WOTUS rule. Biden's action directed EPA to reevaluate the WOTUS rule which was adopted on June 22, 2020 and has been the subject of multiple lawsuits. Since the recent WOTUS rule followed official rulemaking any formal modifications to the definition would similarly need to undergo official rulemaking.

Other Executive Orders. President Biden repealed Trump's Executive Order 13868 and directed EPA to review the changes made to the Clean Water Act (CWA) Section 401 requirements under the Trump administration.

Waters Wars Litigation Update

The Supreme Court issued an order on December 31, 2020 setting oral arguments for February 22, 2021.

Reservoir Land – A complete summary of the approximately 430.21 acres owned by the Authority was included in the memorandums dated September 8th, October 13th and November 10th, 2020 and can be provided again upon request. Following the Preliminary Engineering study, the Authority should be able to determine how much land it needs to reserve to accommodate the direct withdrawal and associated water treatment plant and other infrastructure.



MEMORANDUM

TO: Middle Chattahoochee Regional Water and Sewer Authority
FROM: Jarred Jackson
DATE: February 1, 2021
RE: Preliminary Engineering for Water System Improvements-Progress Update

The following is a brief summary of the work that is in progress and/or has been completed to date:

General

1. Krebs distributed a request for preliminary data (GIS info, modeling info, copy of Comprehensive Plans) to each member city on January 8th.
2. Data has been received from Palmetto and Union City. Krebs has talked with Fairburn about the data request and is awaiting receipt.

Raw Water Intake and Pumping Station

1. Krebs is on site today to obtain more detailed data on water depth at intake site and to evaluate site conditions/topography.

Water Treatment Facilities

1. Krebs is developing conceptual layouts for the water treatment facilities.
2. Krebs held a review meeting (virtual) with the architect (Studio 2HDesign) and electrical engineer (Jackson, Renfro & Associates).

Finished Water Transmission Mains

1. Reviewed maps and information provided by member cities, and visited/drove original pipeline routes.
2. Began evaluating potential interconnections with member cities, potential optional pipeline routes, and pipeline sizing.
3. Reviewed 2020 water demands for member cities.
4. Developed a hydraulic water model for the Authority's proposed finished water transmission mains to member cities. The model will be used to evaluate pipe sizes, potential water storage tank locations, and potential locations for connections to member cities.

Water Storage

1. Reviewed topographical data to identify potential tank sites at higher elevations which could reduce/minimize the height and construction cost for the proposed storage tank.

Operational Costs

1. Krebs began evaluating the Authority's operational staffing/needs and estimating annual operational costs.

