

National Roads Authority
Minutes of the Eightieth Meeting of the Board of Directors
held at Public Works Department Training Facility, 370 North Sound
Road, George Town,
Grand Cayman, Tuesday, March 31, 2009 at 1:00 p.m.

Present:	Errol L. Bush	Chairman
	Troy Whittaker	Deputy Chairman
	Justin Woods	
	Steve McField	
	Dane (Dean) Walton	
	Peter Milburn	
	Gerard Pereira	
	Troy Jacob	Nominee for Chief Officer (Min. CW&I)
	Ronnie Dunn	Nominee for Financial Secretary
	Brian Tomlinson	Managing Director
Edward Howard	Deputy MD – Admin & Planning	
Paul Parchment	Actg. Dep. MD – Eng. & Operations	
	Uche Obi	Senior Valuation Officer – Lands & Survey Dept.
	Lois A. Hall-Vaughan	Executive Secretary

Apologies: Gary Rankin
Carson Ebanks Chief Officer (Min. CW&I)

1. Call to Order

The meeting was called to order at 1:04 pm. by the Chairman.

2. Confirmation of Minutes

The Minutes of the Meeting held March 10, 2009 were confirmed on a motion moved by (Director Peter Milburn) and seconded by (Director Gerard Pereira).

It is noted that the meeting scheduled for March 24, 2009 was postponed until March 31, 2009 at the request of the MD as the NRA staff was preparing a work plan for the balance of this fiscal year based on the supplemental appropriations made by Finance Committee last Friday, 20 March.

3. Matters Arising

See attached spreadsheet.

4. New Business

a. Claim for Compensation – Blk 15E S. 23 (1) of the FOI Law (2015)

This claim for compensation was reviewed by the Board and compensation of C\$7,000.00 was approved for payment to S. 23 (1) S. 23 (1)

(i) Additional Claim #1: Claim for Compensation – Blk 66A S. 23 (1)
S. 23 (1) East End

This claim for compensation was reviewed by the Board and compensation of C\$5, 292.00 was approved for payment to S. 23 (1) S. 23 (1)

(ii) Additional Claim #2: Claim for Compensation – Blk 11D S. 23 (1)
Redacted under S. 23 (1) of the FOI Law (2015)

Additional information was submitted through the Lands & Survey Department in support of the property owner's claim that was last considered by the Board on January 27, 2009. The documentation included:

- An email from Greg Wray at Sunshine Suites with a blog from a guest complaining about the construction noise during their stay.
- Letters from Resort Marketing International stating that they will not promote hotels that have construction taking place on adjacent property.

The Board decided to deny this claim because they don't agree with the claim for temporary loss of profits. Some of the comments and statement from Board members included:

- They have gained better access to their property
- There has been construction going on to the west of their property for over a year now that is much more intrusive than the road construction was
- The evidence submitted is opinion, not fact.

b. Widening of Red Gate Road - S. 23(1) of the FOI Law (2015)

The request to alter BP 395 to accommodate a proposed expansion of S. 23(1) of the FOI Law (2015) (Blk 20B S. 23(1)) was reviewed and the Board decided to not alter the BP. The Board requested that an enquiry be done to find out if the Gazette Notice was received by Atlantic Supply Ltd. Research regarding the notification of the Government's intent to acquire part of this parcel revealed the following:

- May 13, 1982 Parcel transferred from S. 23(1) Young for US\$10,000
- Nov 5, 1993 S. 23(1) of the FOI Law (2015) added to the Register
- Sept 25, 2000 BP 395 published indicating that 0.05 acres

had been acquired from the parcel

- Oct 5 2000 Section 3 Notice sent to S. 23(1) S. 23(1) (registered owners)
- Dec 24, 2003 S. 23(1) added to Register as Personal Representatives of the estate of S. 23(1) S. 23(1) deleted from Register
- Aug 18, 2004 Transfer from Redacted under S. 23 (1) of the FOI Law (2015) For the sum of C\$344,876 S.23 (1) signed as sole director on behalf of S. 23(1)

The above indicates that the Gazette Notice was sent to the Registered Owners at the date of the Gazette and no claim form was received. As Mr. Clive Bodden acquired his interest after the gazette was published he is not entitled to compensation in accordance with Section 8 (4) of the Roads Law (2005 Revision).

c. Health Insurance Coverage – NRA Staff

The following questions were forwarded via email by Director Ronnie Dunn to the MD for clarification.

- The illegal award of the Health Insurance Contract to Sagicor
- Potential liability to the organization
- Reduction in benefits to staff
- Other issues including the value for money as this present arrangement now takes business away from two Government entities (namely the HSA and CINICO while the Government picks up the tab).

The response was as follows:

- The Board gave the directive to the MD to locate an health insurance that would save costs and provide a better health coverage
- The Board wanted to give NRA staff the option to go to private health care providers
- The NRA Board was appraised of each step in the transition from CINICO to Sagicor
- Sagicor is 25% owned by the Government
- The MD noted that the basic plan (MO11D) provided by Sagicor is equal or better than what was provided by CINICO

- The contract with Sagicor appears to be a month to month contract with a monthly value of approximately \$65,500.00

It was noted that the MD is to provide the Board with a copy of the Health Insurance Contract with Sagicor for review/comments.

5. **Other Business**

a. NRA Approved Budget – Supplementary Requests – Cuts & Year End Projections

Copies of the abovementioned (on a spreadsheet) were circulated to the Directors for review and comments.

b. North Sound Road

This road is to be repaved. Director G. Pereira enquired on the quality of hot mix asphalt being used by the NRA. The MD noted that prior to the re-establishment of our laboratory it was of poor quality. However in the last year the quality has improved dramatically but we still have problems due to the marginal quality of the aggregates being used. Recently, Scott's Equipment in Cayman Brac has assisted by making sand specifically for hot mix asphalt. We recently received the first shipment of this sand and it has further enhanced the quality of our hot mix asphalt paving. The NRA will continue to work with the hot mix asphalt and aggregate suppliers to further improve the quality of our pavements.

c. Shamrock/Selkirk - Roundabouts

It was noted that the surface becomes slick after a light shower of rain. Grooving of the asphalt is to be done on all approaches to these roundabouts and the roundabouts as well. This is expected to be done by an overseas contractor. Funds from EA 36 Miscellaneous Road Surface Upgrades will be used for this work.

d. Compensation Claims

Currently the NRA pays the Lands & Survey Department for acting as its agent when dealing with compensation claims. The NRA staff believes this should be paid by the Ministry under EA9 Land Purchase – Gazetted Claims.

e. Road Encroachment – Melody Lane

A letter has been drafted to be sent to Mrs. Ralli. The NRA is in the process of locating an address for Mrs. Ralli who resides overseas as the property here is rented.

f. Private Work – NRA Staff

It was noted by Director Ronnie Dunn that a member of the public observed (and provided pictures) of NRA staff working on a private

driveway on Prospect Drive. The MD reported the claim is being evaluated with the view of recouping the cost from the staff member and resident.

6. **Next Meeting**

The date of next meeting will be advised by the Chairman.

7. **Adjournment**

The meeting was adjourned at 3:15pm.



Signature
Board Chairman
Confirmation of Minutes – 31.03.09
Date: 12.05.09



Signature
Executive Secretary
Seconded: Confirmation of Minutes
Date: 12.05.09