



**Millennium  
Development  
Authority**  
Economic Growth and Poverty Reduction



## **SUMMARY OF THE 45<sup>TH</sup> SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE MILLENNIUM DEVELOPMENT AUTHORITY**

**MAY 11, 2022**

**10:30 A.M., ACCRA MARRIOTT HOTEL, ACCRA**

The following is the summary of the 45<sup>th</sup> Special Meeting of the Board of Directors of the Millennium Development Authority (“*MiDA*”) held at the Accra Marriot Hotel, Airport City, Accra on the above-mentioned date and time and for which Notice was duly given in writing on May 4, 2022.

The Meeting was convened pursuant to (i) the Millennium Challenge Compact between the United States of America, acting through the Millennium Challenge Corporation (“*MCC*”), and the Government of the Republic of Ghana (the “*Government*”), executed on August 5, 2014 (the “*Compact*”); and (ii) the Program Implementation Agreement, by and between the United States of America, acting through MCC, and the Republic of Ghana, dated August 5, 2014 (the “*PIA*”). Capitalized terms used but not defined herein shall have the meanings given such terms in the Compact.

### **1. BOARD MEMBERS PRESENT IN PERSON:**

#### **VOTING MEMBERS**

- Prof. Yaa Ntiamoah-Baidu, Chairperson of the Board, Government of Ghana Principal Representative
- Mr. Patrick Yaw Nimo, Chief Director, Ministry of Trade & Industry and Representative of the Minister for Trade & Industry
- Mr. Solomon Adjetey, Director, Power, Ministry of Energy and Representative of the Minister for Energy
- Dr. Sam Kobina DeSouza, Representative of Private Enterprise Federation
- Dr. Humphrey Ayim-Darke, Representative of Association of Ghana Industries (AGI)
- Ing. Stephen Duodu, Representative of Energy Foundation (EF)
- Mr. Martin Eson-Benjamin, Chief Executive Officer, MiDA (CEO)
- Mr. Kekeli Gadzekpo, Board Chairman, ECG
- Mr. Steven Marma, MCC Resident Country Director (RCD)

#### **IN ATTENDANCE**

- Ms. Khalia Mounsey, MCC Deputy Resident Country Director (DRCD)
- Mr. Julius Kpekpena, Chief Operating Officer, MiDA (COO)
- Mr. John Boakye, Chief Financial Officer, MiDA (CFO)
- Mr. Angelo Habib, Internal Audit Director, MiDA (IAD)
- Mr. Sylvester Ashong Ayayee, Energy Efficiency & Demand Side Management Project Manager, MiDA (EEDSM PM)
- Ms. Yvonne Fiadjoe, General Counsel and Board Secretary, MiDA
- Mrs. Naa Aduoley Ploutos-Clotney, Legal Officer, MiDA

## **2. APPROVAL OF MINUTES OF THE 44TH SPECIAL BOARD MEETING HELD ON APRIL 6, 2022**

The Board reviewed and thereafter approved the Minutes and Resolutions of the Forty Fourth Special Board Meeting held on April 6, 2022 with some modifications.

## **3. APPROVAL OF DISPOSITION OF MiDA ASSETS BY GRANT**

The CFO explained that all assets purchased for the Compact belong to MCC until the Compact End Date (CED). Following discussions, the Board directed Management to provide a list of all the Compact II Assets, which are to be donated or auctioned to the General Public.

## **4. APPROVAL OF MODIFICATIONS TO STREETLIGHTING LOT 1 CONTRACT TO COVER FABRICATED POLE COVERS**

The EEDSM PM stated that in the course of implementing the Project, the Contractor realized that the newly installed poles have pole door covers, but the existing poles did not have any. This had resulting in the theft of wires and accessories. The Board approved the modification of the Contract for Street Lighting Replacement (Lot 1) to cover the installation of 393No. Fabricated Pole Door Covers for existing Street Lighting poles.

## **5. APPROVAL OF MODIFICATIONS TO STREETLIGHTING LOT 2 CONTRACT FOR THE SHORTFALL IN INSTALLATION MATERIALS**

The EEDSM PM noted that in the course of the Works, it was discovered that some of the transformers supplying power to Streetlights on some of the selected roads were either overloaded, faulty or missing. The Board approved the modification of the Contract for Street Lighting Replacement (Lot 2) to cover the installation of 21No. Transformers and the supply and installation of transformer installation accessories on selected roads in Accra.

## **6. APPROVAL OF MODIFICATIONS TO CONTRACT FOR PROGRAM MANAGEMENT CONSULTANT**

The COO explained that because MiDA suffered some delays on various construction works, most of the Defects Notification Periods (DNPs) would go beyond CED. Therefore, the Board approved the modification of the Contract for the Program Management Consultant's (PMC) services to cover the DNP, between 6 June 2022 and 30 May 2023. MiDA will provide the necessary financial resources for the payments.

## **7. APPROVAL OF THE CONTINUOUS ARCHIVING OF COMPACT 1 DOCUMENTS**

The Board directed Management to contact the Office of Government Machinery and the Public Records and Archives Administration Department (PRAAD) to determine how the Compact 1 Files may be preserved.

## **8. APPROVAL OF PAYMENT TO EXTERNAL LEGAL COUNSEL FOR WORK ON GHANA CARES INITIATIVE**

MiDA's External Legal Counsel (ELC) was asked to provide legal advice on the initiative. The Board approved the payment to the ELC for services rendered under the Ghana CARES ('Obaatan Pa') Initiative.

## **9. APPROVAL OF PAYMENT OF OUTSTANDING AMOUNT TO PAPS IN THE CASE OF ACP ESTATES LIMITED V. NII DODOO AMPONSAH & 3 ORS.’**

The Board Secretary recalled that the land for the construction of the Pokuase BSP was acquired by compulsory acquisition through Executive Instrument (E.I. 57). In satisfaction of the Order of the Court, dated 19<sup>th</sup> October, 2020, the Board approved the payment of the balance of the compensation and interest at the prevailing Commercial Bank Rate.

## **10. UPDATE ON ACCESS PROJECT**

The Board took note of the update on the implementation of the Access Project.

## **11. UPDATE ON KANDA HOUSING PROJECT**

The Board took note of the update provided by Management and the steps being taken to complete the Kanda Housing Project.

## **12. UPDATE ON INTERNAL AUDIT**

The Board took note of the Internal Audit Report. The Board further noted that a detailed review is planned by the end of May 2022 and directed the IAD to work with the COO to retrieve from the PMC, all necessary documentation required for Internal Audit’s verification exercise regarding the COVID-19 mitigation costs.

## **13. PDS ARBITRATION**

The Board took note that Management has received a Letter from ECG, regarding an ECG-PDS Arbitration.

## **14. ANY OTHER BUSINESS**

### **a. Approval of the Final Compact Close Out QDRP**

The Board approved the Compact Disbursement Request Number 25 as presented, indicating a Spending Authority for the period June 7, 2022 to October 4, 2022.

### **b. Revised Claim From External Legal Counsel**

The Board recognizing that MiDA has paid some legal fees for the Zenith Bank Case, approved the payment of an additional amount to compensate MiDA’s ELC for the debt recovery work which has been carried out on the said Case.

### **c. Board’s Remuneration**

The Board established an Ad Hoc Committee to review, assess and make proposals on remuneration for Board Members.

### **d. Kanda and Kasoa Inaugurations**

The CEO informed the Board about the inaugurations of the Primary Substation and Interconnecting Circuits at Kanda and the Kasoa BSP, scheduled for 25<sup>th</sup> May, 2022 and 1<sup>st</sup> June, 2022 respectively.