



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



SUMMARY OF THE 46TH SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE MILLENNIUM DEVELOPMENT AUTHORITY

MAY 18, 2022

1:00 P.M., FIESTA ROYALE HOTEL, ACCRA

The following is the summary of the 46th Special Meeting of the Board of Directors of the Millennium Development Authority (“*MiDA*”) held at the Fiesta Royale Hotel, North Dzorwulu, Accra on the above-mentioned date and time and for which Notice was duly given in writing on May 16, 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. 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)
- Ms. Khalia Mounsey, MCC Deputy Resident Country Director (DRCD)

IN ATTENDANCE

- Mr. Julius Kpekpena, Chief Operating Officer, MiDA (COO)
- Mr. John Boakye, Chief Financial Officer, MiDA (CFO)
- Mr. Matthew Armah, Program Management Controller and Acting Procurement Director, MiDA (PMC)
- Mr. Sylvester Ashong Ayayee, Energy Efficiency & Demand Side Management Project Manager, MiDA (EEDSM PM)
- Mr. Samuel Afram, Access Project Manager, MiDA (APM)
- Mr. Benjamin Opoku, Environmental & Social Performance Director (ESPD)
- Mr. Ernest Appiah, Human Resource & Administration Manager, MiDA (HR&AM)
- Ms. Yvonne Fiadjoe, General Counsel and Board Secretary, MiDA
- Mrs. Naa Adueloy Ploutos-Clotney, Legal Officer, MiDA

2. APPROVAL OF MINUTES OF THE 35TH BOARD MEETING HELD ON MARCH 25, 2022

The Board reviewed and thereafter approved the Minutes and Resolutions of the Thirty-Fifth Board Meeting held on March 25, 2022.

3. MATTERS ARISING FROM THE MINUTES OF 44TH SPECIAL BOARD MEETING, HELD ON APRIL 6, 2022

- a. Update on the Spending of Compact Funds, Outstanding Compact Funds and possible Reallocation of Funds for Identified Compact Projects to ensure complete spending of all Compact Funds**

The CFO pointed out the changes in the disbursement of MCC Funds and clarified the issue of the reimbursement of funds. After that, the Board took note of the planned disbursements between May 2022 and the end of the Compact Closure Period and the potential reimbursement from MCC to GoG after the Compact End Date (CED).

4. APPROVAL OF ASSIGNMENT AND ASSUMPTION AGREEMENTS

Recalling the responsibility of GoG to carry out the designated rights and responsibilities under the Compact, the Board Secretary noted the non-delegable duty of the Board to consider and approve or disapprove any disposition under the MiDA Bylaws. The Board approved the assignment by MiDA, of all the Contracts with rights and responsibilities pertaining to the defects notification period or defects liability period to the appropriate Implementing Entity or relevant Institution.

5. EXTENSION OF STREET LIGHTING CONSULTANCY CONTRACT TO COVER DEFECTS LIABILITY PERIOD

The Board approved the Extension of Time for the Contract for Baseline Survey, Development of Specifications & Works Supervision of Street Lighting Retrofit, to cover the Defects Liability Periods (DLP) of the Replacement of Street Lights Contracts, from 1 June 2022 to 31 May 2023, a one (1) month Works Supervision for outstanding and additional works and a one and half (1.5) month DLP supervision for completed Tranche 1 Roads.

6. EXTENSION OF KANDA HOUSING CONSULTANCY CONTRACT TO COVER DEFECTS LIABILITY PERIOD

The Board approved a four (4) month and three (3) week EOT to the Contract for the Provision of Supervision Services for the Construction of the 16 Unit, 3-Bed Flats for Project Affected Persons at Kanda, from 9 May 2022 to 15 September 2022.

7. EXTENSION OF COFANS CONSULTANCY CONTRACT

The Board approved a four (4) month EOT to the Consultancy Contract for the Customer Outreach, Facilitation Assistance for New Connections and Normalization Services from 1 June 2022 to 30 September 2022.

8. EXTENSION OF ENGINEER'S SERVICES FOR HVDS IMPLEMENTATION

The Board approved the extension of the Engineer's services to cover the supervision of the Access HVDS and Security Lighting Project, over the period, 1st June 2022 to 30th September 2022.

9. PROGRESS UPDATE OF MiDA MILESTONE TARGETS AND PROJECT WORK PLANS INCLUDING RISK MAP OF PROJECTS

The PMC explained the progress reporting on the Projects. The Board directed Management to monitor and report on progress of Contract Implementation activities and take proactive actions to mitigate any completion risks.

10. UPDATE ON KASOA BULK SUPPLY POINT (BSP)

The Board took note that the Contractor has not executed the Variation Orders pertaining to the additional Works. The Board further took note that the Engineer has granted EOT of Eighty Four (84) calendar days for the Additional Works only.

11. UPDATE ON COURT CASES

The Board Secretary provided the update on the various Cases. In particular, she noted that MiDA's Counterclaim for Breach of Contract in the Case of KOANS Building Solutions Limited v. MiDA, was granted by the Court on April 14, 2022 in addition to General Damages and Costs among other issues.

12. UPDATE ON HUMAN RESOURCES

The HR&AM recalled that the Staffing Plan was part of the approved Compact Closure Plan (CCP). The Board took note of Management's intention to implement the approved Scheme at the completion of the said Staff Members' Contract.

13. UPDATE ON COMMUNICATIONS

The CEO confirmed that the inaugurations of the Primary Substation and Interconnecting Circuits (PSS&ICCs) at Kanda and the Kasoa BSP are scheduled for 25th May, 2022 and 1st June, 2022 respectively. Thereafter the Board took note of the Communication and Outreach Unit's Activities for the period commencing February 1, 2022 to June 6, 2022.

14. PDS ARBITRATION

The Board took note of the request for some specific documents regarding the PDS Arbitration.

15. ANY OTHER BUSINESS

The CEO informed the Board that the Parliamentary Sub-Committee on Legislation, which is reviewing the Legislative Instruments (LIs) under the Standards and Labels Program, has completed its work and the LIs are now ready for Parliament's approval.