

**JAMES RIVER WATER AUTHORITY
BOARD OF DIRECTORS
SPRING CREEK SPORTS CLUB
181 CLUBHOUSE WAY
ZION CROSSROADS, VIRGINIA
~~JUNE 7, 2016~~ July 5, 2016
10:30 A.M.**

Present: Goodman B. Duke (Chairman), D.D. Watson (arrived 10:39a.m.), Mark Dunning, Steven M. Nichols, and Christian R. Goodwin

Absent: Joe Chesser (Treasurer)

Others Present: Mr. Brendan Hefty, Legal Counsel (Hefty, Wiley, and Gore); Joe Hines, Timmons Group; Joe Modica, MBP; R.J. Wright (Faulconer Construction); Pete Morris (Faulconer Construction); Wayne Stephens (Fluvanna County); Eric Dahl (Fluvanna County); Pam Baughman (Louisa Water Authority); John Robins (Louisa County)

CALL TO ORDER

Chairman Duke called the meeting of the James River Water Authority (JRWA) Board of Directors to order at 10:30 a.m. Mr. Nichols led the Board in the Pledge of Allegiance.

ADOPTION OF AGENDA

Consideration of the Construction Manager contract was moved to after Closed Session.

On the motion of Mr. Dunning, seconded by Mr. Goodwin, which carried by a vote of 4-0, the Board approved the agenda.

READING AND APPROVAL OF MINUTES OF PRECEDING MEETINGS

On the motion of Mr. Nichols, seconded by Mr. Dunning, which carried by a vote of 4-0, the Board approved the minutes of the June 7, 2016, meeting.

FINANCIAL REPORT

Mr. Nichols reported that the balance sheet was included in the Board's packet if there were any questions. Mr. Nichols stated that a bill had been received from VACORP for \$221 for insurance coverage, and that Fluvanna could pay the bill and have the JRWA reimburse the amount when Mr. Chesser returned from vacation.

On the motion of Mr. Goodwin, seconded by Mr. Dunning, which carried by a vote of 5-0, the bill was approved for reimbursement following payment by Fluvanna.

DISCUSSION/INFORMATION ITEMS

Update – Virginia Marine Resources Commission Permit

Mr. Nichols stated that the Commission had unanimously approved the JRWA permit, which would be issued when necessary easements are obtained. Mr. Nichols, Mr. Joe Hines, and Mr. David Saunders attended and answers questions, and Mr. George Bialkowski spoke against the permit's issuance.

ACTION ITEMS

Budget

Mr. Dunning summarized the budget, which includes a multi-year forecast. Mr. Eric Dahl reviewed select specific items, and discussion regarding operations costs in later years ensued. It was agreed that Mr. Dahl would work with Mr. Wayne Stephens and Mr. John Robins to finalize operations costs as construction progressed, since these costs would not occur until FY2019.

On the motion of Mr. Nichols, seconded by Mr. Goodwin, which passed by a vote of 5-0, the Board adopted the fiscal year 2017 budget in the total amount of \$357,064.18

Property Access Fee Minutes

Mr. Goodwin stated that the Board requested added the amount of the property access fee approved at the prior meeting added to the minutes for audit purposes.

On the motion of Mr. Nichols, seconded by Mr. Watson, which passed by a vote of 5-0, the Board approved the revision to the minutes.

CLOSED MEETING

On the motion of Mr. Goodwin, seconded by Mr. Nichols, which carried by a vote of 5-0, the Board voted to enter Closed Session at 10:55 a.m. for the purpose of discussing the following:

1. In accordance with §2.2-3711.A.29 VA Code Ann., for the purpose of discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body, specifically related to the Comprehensive Agreement.
2. In accordance with §2.2-3711.A.3 VA Code Ann., for the purpose of discussion of the acquisition of property, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body, specifically related to the pump station parcel.

RESUMPTION OF REGULAR SESSION

On the motion of Mr. Goodwin seconded by Mr. Watson, which carried by a vote of 5-0, the Board voted to return to regular session at 11:30 a.m.

RESOLUTION - CERTIFICATION OF CLOSED SESSION

On the motion of Mr. Goodwin, seconded by Mr. Nichols, which carried by a vote of 5-0, the Board voted to adopt the following resolution:

WHEREAS, the James River Water Authority Board of Directors has convened a Closed Meeting pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, §2.2-3712.D of the Code of Virginia requires a certification by the James River Water Authority Board of Directors that such closed meeting was conducted in conformity with the Virginia Law.

NOW, THEREFORE BE IT RESOLVED that the James River Water Authority Board of Directors does hereby certify that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting was heard, discussed or considered by the James River Water Authority Board of Directors.

<u>NAME</u>	<u>VOTE</u>
Joe Chesser	(Absent)
D.D. Watson	Yes/Aye
Mark Dunning	Yes/Aye
Christian R. Goodwin	Yes/Aye
Steven M. Nichols	Yes/Aye
Goodman B. Duke	Yes/Aye

ADJOURNMENT

On the motion of Mr. Goodwin, seconded by Mr. Nichols, which carried by a vote of 5-0, the Board voted to adjourn the meeting at 11:30 a.m.

BY ORDER OF:

GOODMAN B. DUKE, CHAIRMAN
BOARD OF DIRECTORS
JAMES RIVER WATER AUTHORITY