

**JAMES RIVER WATER AUTHORITY
BOARD OF DIRECTORS
SPRING CREEK SPORTS CLUB
181 CLUBHOUSE WAY
ZION CROSSROADS, VIRGINIA
October 4, 2016
10:30 A.M.**

Present: Goodman B. Duke (Chairman), Joe Chesser (Treasurer), D.D. Watson (arrived 10:31 a.m.), Mark Dunning, Steven M. Nichols, and Christian R. Goodwin

Others Present: Mr. Brendan Hefty, Legal Counsel (Hefty, Wiley, and Gore); Walter “Nat” Perkins (MBP); Pete Morris (Faulconer Construction); R.J. Wright (Faulconer Construction); Eric Dahl (Fluvanna County); Jason Smith (Fluvanna County); Pam Baughman (Louisa Water Authority)

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

On the motion of Mr. Goodwin, seconded by Mr. Nichols, which carried by a vote of 5-0, the Board approved the agenda.

APPROVAL OF MINUTES OF PRECEDING MEETINGS

On the motion of Mr. Chesser, seconded by Mr. Nichols, which carried by a vote of 6-0, the Board approved the minutes of the September 6, 2016, meeting.

FINANCIAL REPORT

Bills were presented for: Faulconer Construction (construction services), \$6,840; MBP (engineering consulting), \$1,020; and Fluvanna County, \$221 (insurance reimbursement). On the motion of Mr. Watson, seconded by Mr. Nichols, which carried by a vote of 6-0, the Board approved the bills as presented.

Mr. Chesser reported that the Authority had \$430,678.70 in accounts.

Discussion regarding Board member compensation ensued. It was generally agreed that this may be considered in the fiscal year 2018 budget cycle.

DISCUSSION/INFORMATION ITEMS

PPEA Contractor Updates (Permits, Access, etc.)

Pete Morris reviewed an update provided via email from Timmons Group (reference attached email), highlighting the following

- DEQ notifications for the minor modification have been provided; comment expected within 30 days.
- VDHR would like to meet concurrently to address their questions on both projects.
- Offers have been made for Seay and Bialkowski easements, and Timmons/Faulconer are meeting with Lyttles to address minor changes in order to make that offer. Also need to meet with CVEC to evaluate necessary acquisition.

Mr. Duke asked when Mr. Morris thought construction could start. Mr. Morris responded that it would most likely be after the first of the first of the year. Mr. Nichols added that the DEQ permit played an important role in addition to those from VMRC and the Corps of Engineers/Historic Resource Management. Mr. Morris stated that the situation was not a cause for concern, but that coordination of the permit processes between several agencies had slowed the process.

Mr. Nichols conveyed his appreciation for the detailed updates, and Mr. Chesser suggested that they be included in the minutes and that those be sent to both Counties’ governing bodies.

ACTION ITEMS

(none)

ADJOURNMENT

On the motion of Mr. Goodwin, seconded by Mr. Watson, which carried by a vote of 6-0, the Board voted to adjourn the meeting at 10:43 a.m.

BY ORDER OF:

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

From: Joe Hines [mailto:Joe.Hines@timmons.com]
Sent: Monday, October 3, 2016 5:27 PM
To: Steve Nichols <snichols@fluvannacounty.org>; Christian Goodwin <cgoodwin@louisa.org>; 'Joseph Modica (jmodica@mbpce.com)' <jmodica@mbpce.com>; Wayne Stephens <wstephens@fluvannacounty.org>; John Robins <jrobins@louisa.org>
Cc: Pete Morris <pmorris@falconerconstruction.com>; David Saunders <David.Saunders@timmons.com>; Ed Stelter (estelter@falconerconstruction.com) <estelter@falconerconstruction.com>
Subject: JRWA - Permitting Update as of 10/3/16

All,
Please see attached for the permitting update with key dates noted. Please let me know if you have any questions.
Thanks,
Joe

James River Water Project

POTENTIAL Permitting Schedule as of 10/3/16

Please note this schedule is based upon Timmons Group best professional judgement and experience working with Regulatory Agencies and Timmons Group can make no guarantees to the Client or PPEA Team that this schedule will be met.

JRWA:

VMRC Permit

- Conditional permit approved at 6/28/2016 VMRC hearing. Permit will not be issued until such time as property easements have been acquired for the Rivanna Stream Crossing.

DEQ Permit – VWP Individual Permit# 14-0343 Minor Modification

- Application submitted on 6/29/16
- Additional info request received on 8/25/16
- *SUBMITTED THE FORMAL RESPONSE TO DEQ QUESTIONS ON 9/23/16. ALL RESPONSES WERE “PRE-APPROVED” BY DEQ (i.e. We sent them drafts for their informal review to make sure we adequately addressed their concerns).*
- *DEQ SENT OUT PROPERTY OWNER NOTIFICATIONS ON 9/22/16. NEED TO ALLOW 30 DAYS FOR COMMENTS (10/22/16).*
- Anticipated Approval of Minor Modification – LATE OCTOBER / EARLY NOVEMBER

COE Permit – Nationwide Permit 12

- Application submitted on 6/29/16
- Request for Cultural Resource Map to determine Area of Potential Effect (APE) on 7/29/16
- Cultural Resource Map sent 7/29/16
- Updated Cultural Resource Map sent 8/16/16 with new alignment
- Clearing Limits and Pump Station renderings sent 8/31/16

- COE Confirmed additional wetlands by email on 9/1/16
- COE submitted proposed Area of Potential Effect (APE) to VDHR on 8/16. VDHR HAS CONCURRED WITH THE COE RECOMMENDATIONS AND THE APE WILL BE THE LIMITS OF DISTURBANCE.
- Carol Tyrer is in contact with VDHR and is trying to get a meeting set up with VDHR to determine the extent of the cultural resource studies that will need to be performed. *COE AND VDHR INDICATED THEY WANTED TO MEET AT THE SAME TIME ON BOTH THE LOUISA AND JRWA PROJECT. THIS MEETING IS PENDING THE CONCURRENCE WITH VDHR ON THE LOUISA PORTION OF THE PROJECT, WHICH IS ANTICIPATED TO BE OCTOBER 6 (30 days from COE submission of the APE).*

Property Easements

- Final Proposed Bialkowski & Point of Fork (Seay) plats sent out Friday, 9/9/16. Property offers have been made.
- David Saunders, Pete Morris & RJ Wright will meet with Coleman Lyttle on Wed, 10/5/16 to discuss his easement and then we will finalize plat of easement acquisition.

Joseph C. Hines, PE, MBA
Principal

TIMMONS GROUP | www.timmons.com
1001 Boulders Parkway, Suite 300 | Richmond, VA 23225
Office: 804.200.6380 | Fax: 804.560.1438
Mobile: 804.615.2162 | joe.hines@timmons.com
Your Vision Achieved Through Ours