

**JAMES RIVER WATER AUTHORITY
BOARD OF DIRECTORS
SPRING CREEK SPORTS CLUB
181 CLUBHOUSE WAY
ZION CROSSROADS, VIRGINIA
August 1, 2017
10:30 A.M.**

Present: Goodman Duke (Chairman), Joe Chesser (Treasurer), Mark Dunning, Steven Nichols, and Christian Goodwin

Absent: D.D. Watson

Others Present: Mr. Brendan Hefty, Legal Counsel (Hefty, Wiley, and Gore); Greg Krysiniaik (Faulconer Construction); Mike Knight (MBP Engineering), Doug Wylie (property owner); and Joe Hines (Timmons Group)

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. Chesser which carried by a vote of 5-0, the Board approved the agenda with the addition of a discussion item regarding Department of Environmental Quality (DEQ) permit reporting requirements.

APPROVAL OF MINUTES OF PRECEDING MEETING

On the motion of Mr. Chesser, seconded by Mr. Nichols, which carried by a vote of 5-0, the Board approved the minutes of the July 12, 2017 meeting.

FINANCIAL REPORT

Mr. Chesser noted that a total of \$449,393.09 was available to meet funding obligations.

Bills as presented in the packet were considered. On the motion of Mr. Goodwin, seconded by Mr. Nichols, which passed by a vote of 5-0, the payments were approved.

DISCUSSION/INFORMATION ITEMS

Discussion – Army Corps of Engineers Permit Update

Mr. Goodwin reported that the process was continuing, and asked to have a more detailed discussion with consultation from legal counsel in closed session.

Discussion – DEQ Permit Reporting Requirement

Mr. Goodwin noted that the withdrawal permit approved by DEQ in 2014 included a requirement that the member localities report water system infrastructure development efforts in conjunction with the project, and that the deadline for such reporting was June 30, 2017. Though construction is not yet underway on the JRWA section, both Louisa and Fluvanna Counties are constructing their respective systems. Mr. Nichols expressed concern regarding responsibility for the reporting. Mr. Dunning suggested a review of the Authority’s permits so that a timeline for any future reporting could be generated, and Mr. Knight agreed to work on the same. Mr. Nichols agreed to contact DEQ to ascertain the extent of reporting in the current situation.

ACTION ITEMS

(none)

CLOSED SESSION

On the motion of Mr. Goodwin, seconded by Mr. Chesser, which carried by a vote of 5-0, the Board voted to enter Closed Session at 10:48 a.m. for the purpose of discussing the following:

1. In accordance with 2.2-3711(A)(7) for consultation with legal counsel regarding the issuance of the U.S. Army Corps of Engineers’ permit.

RESUMPTION OF REGULAR SESSION

On the motion of Mr. Goodwin seconded by Mr. Nichols, which carried by a vote of 5-0, the Board voted to return to regular session at 11:13 a.m.

RESOLUTION - CERTIFICATION OF CLOSED SESSION

By roll call, 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.

NAME

D.D. Watson
Mark Dunning
Christian R. Goodwin
Steven M. Nichols
Goodman B. Duke

VOTE

(absent)
Yes/Aye
Yes/Aye
Yes/Aye
Yes/Aye

ADJOURNMENT

On the motion of Mr. Goodwin, seconded by Mr. Chesser, which carried by a vote of 5-0, the Board voted to adjourn the meeting at 11:13 a.m.

BY ORDER OF:

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