

**JAMES RIVER WATER AUTHORITY
BOARD OF DIRECTORS
SPRING CREEK SPORTS CLUB
181 CLUBHOUSE WAY
ZION CROSSROADS, VIRGINIA
October 3, 2017
10:30 A.M.**

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

Absent: Mark Dunning

Others Present: Brendan Hefty, Legal Counsel (Hefty, Wiley, and Gore); Greg Krysiniaik (Faulconer Construction); Mike Knight (MBP Engineering), Pam Baughman (Louisa Water Authority); Doug Wylie; 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

Mr. Goodwin requested that the discussion item be revised to reflect a permit discussion regarding the Corps of Engineers permit in order to correct a typographical error. On the motion of Mr. Nichols, seconded by Mr. Goodwin, which carried by a vote of 5-0, the Board amended and approved the agenda.

APPROVAL OF MINUTES OF PRECEDING MEETING

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

FINANCIAL REPORT

Mr. Chesser noted that the authority had \$514,657.53 available to meet obligations. He presented bills in the packet for the Board's consideration. On the motion of Mr. Nichols, seconded by Mr. Goodwin, which passed by a vote of 5-0, the payments were approved.

Mr. Chesser asked for details regarding Faulconer's services. Mr. Krysiniaik responded that they were employing Timmons to work with Fluvanna on the final approved plan set.

Mr. Watson expressed concerns that construction was not taking place yet, and Mr. Goodwin agreed, stating that the final federal permit was still pending issuance.

Mr. Duke questioned why the estimated costs associated with boring under the railroad were higher than those for boring under Route 6. Mr. Krysiniaik responded that the topographical features, depth, and required materials/equipment such as thicker casing were contributory. Ms. Baughman also stated that rails can carry electrical current which may affect piping.

DISCUSSION/INFORMATION ITEMS

Discussion – Corps of Engineers Permit Update

Mr. Goodwin provided an update on the Corps of Engineers permit for the project. He stated that the Virginia Department of Health estimated that the burial permit required to complete the testing should be issued this week. This permit will allow phase 1 testing to proceed, which is important to the final permit's issuance. Discussion ensued regarding the timing of the permit.

ACTION ITEMS

(none)

CLOSED SESSION

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 10:54 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 11:20 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
Joe Chesser

VOTE

Yes/Aye
(absent)
Yes/Aye
Yes/Aye
Yes/Aye
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 11:13 a.m.

BY ORDER OF:

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