

“Draft”
RWSA BOARD OF DIRECTORS
Minutes of Regular Meeting
August 27, 2001

A regular meeting of the Rivanna Water and Sewer Authority (RWSA) Board of Directors was held on Monday, August 27, 2001, at 2:09 p.m., in the Conference Room, Administration Building, 200 Franklin Street, Charlottesville, Virginia.

Board members present: Mr. Richard Collins, presiding, Mr. William Brent, Mr. Robert Tucker, and
Mr. Gary O’Connell

Board member absent: Mrs. Judith Mueller

Authority staff present: Mr. Cole Hendrix, Mr. Gene Potter, Mr. Stephen Bowler, Mr. Lonnie Wood, and Ms. Carol Wiles

Also present: Mr. Kurt Krueger, RWSA Attorney, and the public

1.0 Call To Order

The regular meeting of the RWSA Board of Directors was called to order by Mr. Richard Collins, Chairman, on Monday, August 27, 2001, at 2:09 p.m. and a quorum was present.

2.0 Minutes Of Previous Meeting

Upon motion by Mr. Tucker and seconded by Mr. O’Connell, the Board of Directors voted to approve the minutes of the regular meeting held on Monday, July 30, 2001 with the following changes: on Page 3 next to the bottom of the page **Coordinate with Fish and Wildlife Service/Department of Game and Inland Fisheries and mussels - delete the words and mussels**, and the line just above this, **Mitigation site feasibility and concepts – add a comma after the word Mitigation.**

3.0 Items From The Public

There were no items from the public.

4.0 Consent Agenda

Mr. Collins asked if there were any items that the Board members would like to discuss regarding the Consent Agenda.

- 4a) Staff Report on Finance
- 4b) Staff Report on Operations
- 4c) Staff Report of Ongoing Projects

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4.0 Consent Agenda Continued
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Upon motion by Mr. O'Connell and seconded by Mr. Tucker, the Board of Directors approved items a), b), and c) of the Consent Agenda.

5.0 Other Business

In regards to item 5a), Citizens Advisory Committee Report, Mr. Collins commented on item 5, third paragraph – “They did not want the Authority to be part of a plan to limit growth due to insufficient water”. Mr. Collins stated that he did not believe that anyone has any such intentions to limit growth due to insufficient water.

In regards to item 5b), Agreement for Electric Services, Mr. Hendrix said that this is a new agreement for the provision of electric services for seven years. He stated that this is a master agreement that is negotiated by the Virginia Municipal League and the Virginia Associations of Counties with Virginia Electric and Power Company, which provides us with a lesser rate than if we bought this as an individual customer.

Upon motion by Mr. Tucker and seconded by Mr. Brent, the Board of Directors approved the Agreement For Provision Of Electric Service To Municipalities And Counties Of The Commonwealth Of Virginia From Virginia Electric and Power Company. All members voted aye.

In regards to item 5c), Watershed Manager's Report, Mr. Bowler gave a brief overview of his report.

6.0 Other Items From Board/Staff Not On Agenda

Mr. Hendrix stated that he and Mr. Potter have met with the Board of Supervisors, the Albemarle County Service Authority Board, and City Council to discuss the Future Water Supply Report and to prepare for the public meeting to be held on September 27, 2001 at Monticello High School. He said that the presentations were well received by all the groups. Mr. Hendrix said that the Board of Supervisors will hold a work session on September 5, 2001 to prepare for the September 27, 2001 public meeting. Mr. Hendrix stated that there will be four different Boards attending the September 27th meeting. Mr. Hendrix asked the Board how they would like to have this public meeting conducted? Mr. Potter proposed a pilot program to obtain specific information from a dredging contractor pertaining to the dredging alternative so this information could be presented at the September meeting. The Board agreed to move forward with Mr. Potter's pilot program recommendation. There was discussion on the preparation for the September 27th public meeting and it was decided that Mr. Collins, Mr. Hendrix and Mr. Potter will meet to finalize the procedures for this meeting.

6.0 Other Items Board/Staff Not On Agenda Continued
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Mr. Hendrix informed the Board and the public that the process to fill the executive director's position has resulted in 4 candidates to be interviewed by the two Boards in the next couple of weeks. He stated that he anticipated if the Boards find a satisfactory candidate that a person should be on board by the middle of October.

7.0 Items From The Public

Mrs. Rochester asked if there was a decision on Mr. Potter's suggestion for the pilot program on dredging. Mr. Tucker said that it was a consensus of the Board to move forward in terms of developing the cost, and feasibility.

Mr. Via said that the public meetings that were held for the Buck Mountain property were written in stone before the public meetings were held, which was a waste of the public's time. He said that he feels that these public meetings are heading in the same direction. Mr. Via said that the public should not be given the impression that decisions have been made before the public meeting is held. Mr. Via stated that a public meeting should be where people can give their input to help make decisions.

8.0 Closed Meeting

Mr. O'Connell moved and Mr. Tucker seconded a motion that the Board of Directors of the Rivanna Water and Sewer Authority enter into a closed meeting for matters permitted by § 2.1-344 (A) (1) of the Code of Virginia, for personnel matters relating to appointing a new executive director and new members to the Citizens Advisory Committee. All voted aye.

9.0 Resumption of Open Meeting

Upon a motion by Mr. Brent and seconded by Mr. Tucker, the Board of Directors voted to end the closed meeting and reconvene the open meeting at 3:36 p.m.

Mr. O'Connell made the following motion, which was second by Mr. Tucker:

R E S O L U T I O N

WHEREAS, the Rivanna Water and Sewer Authority has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by the Rivanna Water and Sewer Authority that such closed meeting was conducted in conformity with Virginia Law;

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9.0 Resumption of Open Meeting Continued
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NOW, THEREFORE, BE IT RESOLVED that the Rivanna Water and Sewer Authority hereby certifies 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 executive meeting to which this certification resolution applies, (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Rivanna Water and Sewer Authority.

There being no further discussion, Mr. Collins called for a roll call vote:
Mr. O'Connell-Aye, Mr. Collins-Aye, Mr. Tucker-Aye, and Mr. Brent-Aye

10.0 Comments From the Board of Directors

There were no comments from the Board of Directors.

11.0 Adjournment

Mr. Brent made a motion for adjournment, which was seconded by Mr. Tucker. The Board voted that the meeting be adjourned at 3:37 p.m.

Respectively Submitted,

Mr. Robert Tucker
Secretary - Treasurer