

At the regular meeting of the Nelson County Service Authority held on August 16, 2018 at the Nelson County Service Authority, Administrative Building thereof:

Present: David Hight, Chairman
Gary L. Sherwood, Vice-Chairman
Ernie Reed
Jesse Rutherford
George Miller, Executive Director
Jennifer Fitzgerald, Secretary/Treasurer
Jim Bowling, Attorney

Absent: Justin Shimp

AGENDA ITEM 1. APPROVAL OF MINUTES

On a motion duly made by Mr. Sherwood, seconded by Mr. Rutherford, with Mr. Rutherford voting yes, Mr. Reed voting yes, Mr. Sherwood voting yes and Mr. Hight voting yes the following was resolved:

BE IT RESOLVED, That the Nelson County Service Authority Board of Directors does hereby approve the minutes of the July 19, 2018 Annual meeting.

AGENDA ITEM 2. OFFICE MANAGER'S REPORT

Mrs. Fitzgerald presented the Financial Report for July 2018.

Mrs. Fitzgerald reported the lead and copper testing performed for the monitoring period of January-June 2018 for Wintergreen and Lovingsston passed. The Service Authority was required to sample 40 sites at Wintergreen and several of those sites had to be sampled multiple times due to not having enough approved sites. The Service Authority was required to sample 20 sites in Lovingsston.

Mrs. Fitzgerald stated the Service Authority office will be closed Monday, September 3, 2018 in observance of the Labor Day Holiday.

AGENDA ITEM 3. EXECUTIVE DIRECTOR'S REPORT

Mr. Miller presented information about the Wintergreen Water Treatment Plant liquid chlorine upgrade project. Mr. Miller reported the ratio controller was installed and then it was deemed necessary to install a depolox analyzer to read a continuous chlorine residual of the AP6 water as it enters the clear well.

Mr. Miller reported that the Virginia Department of Health has requested that 5 additional flushing sites be used to obtain chlorine residuals throughout the Piney River water system, which started August 8, 2018. This is a result from the consecutive waterwork sanitary survey report on July 25, 2018.

Mr. Miller reported on the Tye River Water system. Mr. Miller provided a letter that he was directed to create to send to the County of Nelson to get out of the current agreement. Mr. Miller cautioned about creating animosities with the County not the Board of Supervisors but the County. Mr. Miller stated the Nelson County Board of Supervisors decided not go with the proposed 50/50 cost share on the PER at their last meeting. Mr. Miller suggested that the Service Authority board vote to go 50/50 with the Board of Supervisors to demonstrate to everyone that we are in the interest of public service.

On a motion duly made by Mr. Sherwood, seconded by Mr. Reed, with Mr. Rutherford voting yes, Mr. Reed voting yes, Mr. Sherwood voting yes and Mr. Hight voting yes the following was resolved:

BE IT RESOLVED, That the Nelson County Service Authority Board of Directors does hereby authorize Mr. David Hight, Chairman to sign the letter to the County of Nelson giving written notice to the Nelson County Board of Supervisors to terminate the "Water Purchase Agreement" dated December 4, 2006. (Letter attached)

Mr. Miller reported on the Schuyler WWTP Consent Order that will be delayed until March 30, 2019. This will give CHA time to complete the PER, which will identify the corrections necessary for permit compliance. The fine is estimated to be less than \$10,000.

Mr. Miller reported he has been told he should receive a draft of the Wintergreen WWTP PER by the end of August. The estimated cost of the project is \$14 million.

AGENDA ITEM 4. DIRECTOR'S COMMENTS

Mr. Sherwood presented a "Waterwise Program Kit" that he feels will be good PR for the Service Authority. He has experience with this program in Texas and it is geared towards 5th graders. He said there are 147 5th graders in Nelson County. The kit cost \$34 each. Mr. Rutherford asked that Mr. Sherwood speak with Dr. Eagle, Nelson County School Superintendent about whether this would be permitted and if they are interested in this program. Mr. Reed feels it is practical information that everyone would benefit from and where the SOL's line up with this information.

AGENDA ITEM 5. PUBLIC COMMENTS

Mr. McSwain requested that public comments be put upfront on the agenda. Mr. McSwain suggested that we get a new agreement for the Tye River system that defines who is responsible for capital improvements over a certain amount.

AGENDA ITEM 6. CLOSED SESSION

On a motion duly made by Mr. Sherwood, seconded by Mr. Rutherford, with Mr. Rutherford voting yes, Mr. Reed voting yes, Mr. Sherwood voting yes and Mr. Hight voting yes the following was resolved:

BE IT RESOLVED, That the Nelson County Service Authority Board of Directors does hereby enter into Closed Session pursuant to the Virginia Code §2.2-3711 (A)(1), personnel matter involving other specific personnel matter involving a performance evaluation for the Executive Director.

On a motion duly made by Mr. Sherwood, seconded by Mr. Rutherford, with Mr. Rutherford voting yes, Mr. Reed voting yes, Mr. Sherwood voting yes and Mr. Hight voting yes the following was resolved:

BE IT RESOLVED, That the Nelson County Service Authority Board of Directors does hereby return to regular session.

On a motion duly made by Mr. Sherwood, seconded by Mr. Rutherford, with Mr. Rutherford voting yes, Mr. Reed voting yes, Mr. Sherwood voting yes and Mr. Hight voting yes the following was resolved:

BE IT RESOLVED, That the Nelson County Service Authority Board of Directors does hereby authorize a 3% merit raise for Mr. George Miller, Executive Director based on his performance evaluation.

AGENDA ITEM 7. ADJOURNMENT

On a motion duly made by Mr. Rutherford, seconded by Mr. Reed, with Mr. Rutherford voting yes, Mr. Reed voting yes, Mr. Sherwood voting yes and Mr. Hight voting yes the following was resolved:

BE IT RESOLVED, That the Nelson County Service Authority Board of Directors does hereby adjourn this meeting until September 20, 2018.

Prepared by:



LEGAL MATTERS: Section §2.2-3711 (A)(1) of the State Code of Virginia

MOTION: SHERWOOD

SECOND: RUTHERFORD

DATE: AUGUST 16, 2018

CERTIFICATION OF EXECUTIVE MEETING

Whereas, the Nelson County Service Authority Board of Directors has convened an executive 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 §2.2-3711(A)(1) of the Code of Virginia requires a certification by the Nelson County Service Authority Board of Directors that such executive meeting was conducted in conformity with Virginia law;

Now, THEREFORE, BE IT RESOLVED that the Nelson County Service Authority Board of Directors hereby certifies that, to the best of each member's knowledge (1) only business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification resolution applies, and (2) only such public business matters as were identified in the motion convening the executive meeting were heard, discussed, or considered by the Nelson County Service Authority Board of Directors.

VOTE: 4

AYES: 4

NAYES: 0

ABSENT DURING VOTE: 1

ABSENT DURING MEETING: 1


Secretary of the Nelson County Service Authority Board of Directors

Executive Director:
George T. Miller, Jr.



Board Members:
David Hight, Chairman
Gary L. Sherwood, Vice-Chairman
Ernie Reed
Jesse Rutherford
Justin Shimp

Nelson County Service Authority

August 17, 2018

Nelson County Board of Supervisors
Attn: Steve Carter, County Administrator
PO BOX 336
LOVINGSTON, VA 22949

RE: Water Purchase Agreement

Dear Sirs,

The Nelson County Service Authority Board of Directors reluctantly gives written notice to the Nelson County Board of Supervisors to terminate the "Water Purchase Agreement" dated December 4, 2006. The Board of Directors respectfully points out that the water tank is the property of the County.

The Nelson County Service Authority Board of Directors is willing to negotiate a new agreement to include capital improvements before this agreement expires and fully expects both boards to be able to work this out. Please contact Mr. George T. Miller, Jr., Executive Director to work on negotiations that he will keep us aware of.

Sincerely,

David S. Hight, Chairman
Nelson County Service Authority

Mailing Address: P O Box 249, Lovingson, VA 22949*Phone (434) 263-5341**Toll-free (888) 263-5341*
Shipping Address: 620 Cooperative Way, Arrington, VA 22922 **Fax (434) 263-8589*