

MINUTES

The Wise County Public Service Authority held its regular monthly Board meeting on Tuesday, October 13, 2009 at 6:00 pm in the auditorium of the PSA office in Coeburn. Madam Chairman called the meeting to order and the Director called the roll.

Members Present:

Dana Kilgore, Madam Chairman
Albert Elkins
J.H. Rivers, Treasurer
Jim Flanary
Bob Adkins
Ralph Gilley

Members Absent:

Danny Mullins
Fred Luntsford, Vice Chairman

Also Present:

Danny Buchanan, Director
Reba Hillman, Recording Secretary
Bud Phillips, Attorney

Prayer/Pledge

APPROVAL OF AGENDA

It was requested to add under closed session, the Norton Utility Agreement and the office building. It was also requested to add the St. Paul Sewer Treatment update and the disinfection by product selection committee. A motion was made by Jim Flanary, and seconded by Ralph Gilley, to approve the agenda with the added items.

PUBLIC HEARING: Condemnation of Nobie Vanover Property

6:05 p.m. - No citizens appeared during the public hearing.

A motion was made by Bob Adkins, and seconded by Ralph Gilley, to approve the resolution approving condemnation of property for sewer easements. The roll call vote was as follows:

Ayes	Nays	Absent	Abstain
Dana Kilgore		Fred Luntsford	
Albert Elkins		Danny Mullins	
Ralph Gilley			
J.H. Rivers			
Jim Flanary			
Bob Adkins			

All ayes were recorded and the motion passed.

PUBLIC EXPRESSION

A resident of 10865 Jaybird Branch Rd, Danielle Angenete, appeared before the Board concerning her water

service. She stated she has problems getting water service during the winter months. After some discussion, it was recommended that Wayne Watts and Bobby Reynolds visit her residence to see if they can help her situation.

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A motion was made by Ralph Gilley, and seconded by Jim Flanary, to accept the minutes as presented. All ayes were recorded and the motion passed.

FINANCIAL

A motion was made by J.H. Rivers, and seconded by Albert Elkins, to approve the financial statements as presented. All ayes were recorded and the motion passed.

PROJECT UPDATES

Bill Skeen stated that the AML application for Dunbar was submitted on October 5th. The total project cost has been estimated at \$3.5 million. The AML application was for \$1.6 million. After some discussion, a motion was made by J.H. Rivers, and seconded by Bob Adkins, to approve the MOU #13 with amendment #1 for the amount of \$17,500 and allow the Director to sign. All ayes were recorded and the motion passed.

Bill Skeen updated the Board regarding the Banner/Sandy Ridge Interconnect Project. The installation of the telemetry (SCADA) system by Boggs is still underway, but is scheduled to be completed this month.

Bill Skeen updated the Board regarding the Coeburn Mountain Improvement Project. He stated the plans and specifications are ready to be submitted to the Health Department.

Bill Skeen stated that construction is still underway on the Dominion Raw Waterline Project. Bill Skeen updated the Board on a change order #1 for \$10,425.00, but recommended to wait till next month.

Bill Skeen updated the Board regarding the DBP (Disinfection By-Product) project. Final plans and specs have been submitted to the Health Department. After some discussion, Bob Adkins and Ralph Gilley volunteered to be on the selection committee for bond counsel.

The Right Fork/Bold Camp Sewer Project has been advertised, with a bid opening on November 12th. One easement will have to be acquired by condemnation.

Negotiations are still continuing with the City of Norton for a transmission route for wastewater from the Rt 757 commercial area and surrounding residential areas, including the Stephens/Guest River area. Engineering design has been completed on a sewer interceptor system extending from the Glamorgan/Stephens section down to the Guest River bridge in Esserville, and the project was advertised for bids. There was discussion regarding the timeline and funding for this project.

Bill Skeen stated that the Fairgrounds Sewer Project is currently on hold. He stated that a small pump station will probably be necessary. A meeting is scheduled for tomorrow with Shannon Scott and Carl Snodgrass to discuss this project.

A meeting is scheduled Friday with DEQ regarding the Powell River wastewater treatment plant. There was discussion regarding this possible project.

There was discussion regarding the Bull Run Water PER. After some discussion, a motion was made by Bob

Adkins, and seconded by Jim Flanary, to approve the MOU # 14 for \$7500.00 and allow the Director to sign. All ayes were recorded and the motion passed.

Wayne Watts updated the Board regarding the Town of St. Paul sewer treatment plant. Mark Hill is overseeing the engineering on this project. The PER is complete and environmental are currently being done.

The Director updated the Board regarding the Water Purchase Contract with the Town of Coeburn. The Town of Coeburn is no longer interested in a water swap arrangement, but rather seeks to negotiate a fair wholesale rate for water supplied to and taken from the PSA. The attorney has reviewed this contract and stated there are no issues with this contract. After some discussion, a motion was made by Ralph Gilley, and seconded by JH Rivers, to approve the water purchase contract with the Town of Coeburn. All ayes were recorded and the motion passed.

A motion was made by Bob Adkins, and seconded by Jim Flanary, to enter into Closed Session under Section 2.23711A-1, Personnel, Section 2.23711A-6, Investment of Public Funds, and Section 2.2-3711A-7, Consultation with Legal Counsel. All ayes were recorded and the motion passed.

The Board went into Closed Session at 7:40 p.m.

A motion was made by Bob Adkins, and seconded by Jim Flanary to return to Regular Session. All ayes were recorded and the motion passed.

The Board returned to Regular Session at 9:26 p.m.

CERTIFICATE OF CLOSED SESSION

WHEREAS, The Wise County Public Service Authority has convened a Closed Session 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 2.2-3711A-1, Personnel, Section 2.2-3711A-6, Investment of Public Funds, and Section 2.2-3711A-7, Consultation with Legal Counsel, of the Code of Virginia require a certification by the Wise County Public Service Authority that such Closed Session was conducted in conformity with Virginia Law;

NOW, Therefore, be it resolved that the Wise County Public Service Authority hereby certifies that, to the best of each members knowledge, (1) only public business matters lawfully exempted from open public meeting requirements by Virginia Law were discussed in the Closed Session to which this certification resolution applies, and (2) only such public business matters as were identified in the motion convening the Closed Session were heard, discussed, or considered by the Wise County Public Service Authority. The vote was as follows:

<i>Ayes</i>	<i>Nays</i>	<i>Abstain</i>	<i>Absent</i>
Ralph Gilley			Fred Luntsford
Albert Elkins			Danny Mullins
J.H. Rivers			
Dana Kilgore			
Bob Adkins			
Jim Flanary			

The motion passed.

A motion was made by JH Rivers, and seconded by Jim Flanary, to approve the contractual agreement with

Wayne Watts with the changes that were discussed and allow Madam Chairman to sign the agreement. The changes were in Section 2.1 and were as follows:

- A) Change bi-monthly to bi-weekly
- B) Change to hourly basis, 32 hours per week

All ayes were recorded and the motion passed.

A motion was made by Bob Adkins, and seconded by Albert Elkins, to proceed with the \$1.7 million loan from BB & T at 5.05 % for 20 years and the \$1.7 million + \$7,250 (fees) and allow the Director to execute this loan. All ayes were recorded and the motion passed.

BOARD COMMENTS

Bob Adkins stated he was glad to have Wayne Watts on board.

J.H. Rivers also welcomed Wayne Watts. Mr. Rivers also responded to comments that he has heard regarding the engineering firm and deadlines that were not being met. He recommended adding another engineering firm on retainer onto the agenda for next month.

Other Board members welcomed Wayne Watts, and are excited about future projects.

A motion was made by Ralph Gilley, and seconded by Bob Adkins, to adjourn the meeting. The meeting adjourned at 9:38 p.m. All ayes were recorded and the motion passed.

ATTEST:

Wise County Public Service Authority

Director

Chairman