

**JAMES RIVER WATER AUTHORITY BOARD OF DIRECTORS
FLUVANNA COUNTY LIBRARY
PALMYRA, VIRGINIA
March 16, 2022
9:00 A.M.**

Present: D. D. Watson (Chairman), Eric Anderson, Eric Dahl, and Christian Goodwin

Absent: Eric Purcell, Joe Chesser (Treasurer)

CALL TO ORDER

Chairman Watson called the meeting of the James River Water Authority (JRWA) Board of Directors to order at 9:00 a.m. Mr. Goodwin led the Board in the Pledge of Allegiance.

ADOPTION OF AGENDA

On the motion of Mr. Goodwin, seconded by Mr. Anderson, which carried by a vote of 4-0, the agenda was adopted.

ITEMS FROM THE PUBLIC

There were no comments from the public.

APPROVAL OF MINUTES OF PRECEDING MEETING

On the motion of Mr. Dahl, seconded by Mr. Anderson, which carried by a vote of 4-0, the Board approved the minutes of the February 9, 2022 meeting.

FINANCIAL REPORT

Mr. Dahl reviewed the bills as presented in the board's packet, noting a current balance of \$292,523.04 and the addition of a bill from GAI for Phase 1 and related efforts of \$62,759.77 which had arrived after packet publication. He stated that the member counties would be reimbursing the debt service payments and that additional proceeds could be requisitioned from the debt issuance. Mr. Anderson asked about the remaining proceeds available from the initial issuance, and Mr. Dahl provided an estimated summary. Mr. Anderson and Mr. Goodwin expressed concerns about the GAI bill as the Board had not had a chance to adequately review it. On the motion of Mr. Goodwin, seconded by Mr. Anderson, the report and bills were approved by a vote of 4-0, with the exception of the recent GAI bill, which was held for consideration at the next meeting.

DISCUSSION/INFORMATION ITEMS

Corps of Engineers Permit Update

The Board received an update on the Corps of Engineers (COE) permit process from Mr. Justin

Curtis of Aqualaw. Mr. Curtis reported that the Phase 1 cultural resources report had been completed and provided to the Monacan Indian Nation (MIN) and the Department of Historic Resources (DHR). Per Board direction at the last meeting, pre-application meetings were held with the Department of Environmental Quality (DEQ) and the Corps of Engineers (COE) in an effort to streamline the process. The DEQ meeting on March 2 was productive, Mr. Curtis stated, though the issuance of the necessary Virginia Water Protection permit may be hampered by staffing shortages at the agency. There are also a significant number of applications in the pipeline due to recent federal funding, and each requires a technical review which DEQ has estimated at approximately 6 months for the JRWA. DEQ recommended coordination with Henrico County due to the proximity of the Cobbs Creek Reservoir, and Mr. Goodwin has conducted a preliminary outreach in this regard. DEQ also recommended communication with the Department of Wildlife Resources and other agencies, which Timmons is handling. Mr. Curtis discussed the distinction between a new application versus modifying the existing application, chief among which is the fact that a new permit would cover the next 15 years versus the remaining 6-7 years on the current permit. The meeting with the COE took place on March 4, Mr. Curtis reported, and the agency requested advance cultural resources coordination, consideration of advance Phase 2 efforts, and advance engagement with consulting parties in support of an efficient process. Mr. Curtis stated that the COE discussed species impact and recommended a habitat assessment for mussels.

Mr. Curtis reviewed the updated proposed project timeline, which is fluid given the complex tasks required. Phase 2 work will be underway soon, he stated, and design, contracting and procurement should move forward soon. Design may change with permit requirements and the Guaranteed Maximum Price will need to be revised. Mr. Curtis recommended consideration of advance purchase of some items given inflation, though he noted that such would require County approval. Mr. Watson asked if the design would change significantly and Mr. Greg Krystiniak of Faulconer Construction responded that the pipeline route update would require a design change but most of the pump station would likely be similar. The longer pipeline route would require further engineering for pressure and horsepower requirements, he stated. He also noted that construction could begin in conjunction with Phase 3 cultural resource efforts if authorized by the relevant agencies. Mr. Curtis then provided a brief review of the permits necessary for the project.

Ms. Marion Werkheiser of Cultural Heritage Partners, Chief Kenneth Branham and other representatives of the MIN communicated their support for the current site. They expressed their appreciation for the coordination with the MIN and consideration of the new route, as well as their relief that no burials were found. They stated their intent to cooperate in order to meet the need to ensure a sustainable source of water for the region.

ACTION ITEMS

Consideration of Timmons Budget for Joint Permit Application

The Board reviewed information associated with the Timmons proposal to prepare the Joint Permit Application and the associated mussel habitat survey recommended by the COE, which would cost \$6,874 of the proposal's \$65,000 costs in this category. On the motion of Mr. Goodwin, seconded by Mr. Anderson, the proposal was approved by a vote of 4-0.

Consideration of Gray and Pape Budget for Phase 2 Work Plan Development

Mr. Jonathan Glenn of GAI stated that this effort would develop the plan for the Phase 2 work and

that the work itself would be procured later. He recommended using Gray and Pape to develop the work plan since they were most familiar with the project. Mr. Glenn stated that while DHR has general guidelines for Phase 2 efforts, the intent would be to get the most information with the least impact to the site itself, and that the effort would be a mix of hand excavation and more intensive efforts. Mr. Anderson asked if the results could be delivered by March 25 as proposed and Mr. Glenn responded affirmatively. On the motion of Mr. Dahl, seconded by Mr. Anderson, the proposal was approved by a vote of 4-0.

Ms. Tricia Johnson of the Fluvanna Historical Society, communicated the Society's appreciation to the JRWA along with a letter of support for the current location.

CONSENT AGENDA

(none)

CLOSED SESSION

(none)

ADJOURNMENT

On the motion of Mr. Goodwin, seconded by Mr. Dahl, which carried by a vote of 4-0, the Board voted to adjourn the meeting at 10:00 a.m.

BY ORDER OF:

D.D. WATSON, CHAIRMAN
BOARD OF DIRECTORS
JAMES RIVER WATER AUTHORITY